

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIRST LEGISLATURE

Legislative Document

No. 1375

H. P. 941

House of Representatives, February 13, 1963

Referred to Committee on Sea and Shore Fisheries. Sent up for concurrence and ordered printed.

HARVEY R. PEASE, Clerk

Presented by Mr. Prince of Harpswell by request.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SIXTY-THREE

AN ACT Relating to Suspension of Certain Licenses by Commissioner of Sea and Shore Fisheries.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. R. S., c. 37-A, § 73, sub-§ II, amended. Subsection II of section 73 of chapter 37-A of the Revised Statutes, as enacted by section 1 of chapter 331 of the public laws of 1959 and as amended, is further amended to read as follows:

'II. Suspension of lobster and crab fishing license for violation of this section; juveniles included. In addition any person who is convicted of a violation of any provision of this section is ineligible to hold a lobster and crab fishing license for a period of **not more than** 3 years from the date of final conviction.

A. The commissioner shall immediately after final conviction suspend the offender's lobster and crab fishing license, if any he holds, and shall suspend his right to obtain such a license during the ~~3 year~~ **suspension period both** without a hearing.

B. If a person is adjudged to have committed a juvenile offense resulting from a violation of a provision of this section, the commissioner shall suspend his lobster and crab fishing license, and his right to obtain one, as though he had been convicted of a violation of this section instead of having committed a juvenile offense.'

Sec. 2. R. S., c. 37-A, § 73, sub-§ III, additional. Section 73 of chapter 37-A of the Revised Statutes, as enacted by section 1 of chapter 331 of the public laws of 1959, is amended by adding a new subsection III, to read as follows:

'III. Hearing may be requested in certain cases. Any person whose license or right thereto has been suspended under this section may request the commissioner for a hearing.

A. At the hearing the person applying for reinstatement of his license or right may present any relevant facts concerning the violations.

B. The commissioner may reinstate the license or right after the hearing, or he may shorten the time of suspension if he is satisfied that either procedure would be in the interest of justice.'