

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 552

S. P. 191

In Senate, February 4, 1971

Referred to Committee on Fisheries and Wildlife. Sent down for concurrence and ordered printed.

HARRY N. STARBRANCH, Secretary

Presented by Senator Bernard of Androscoggin.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT to Clarify Law Relating to Experiments on Polluted Shellfish.

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

Sec. 1. R. S., T. 12, § 3452, amended. The first paragraph of section 3452 of Title 12 of the Revised Statutes is amended to read as follows:

The department is authorized to conduct experiments in an effort to find a commercially feasible method for the **cultivation and** purification of clams, quahogs, oysters, mussels and other marine mollusks taken from polluted flats or waters.

Sec. 2. R. S., T. 12, §3452, sub-§ 1, amended. Subsection 1 of section 3452 of Title 12 of the Revised Statutes is amended to read as follows:

1. Authorization to seek and expend funds. The department is authorized to seek and expend ~~federal~~ funds for the purposes of this section and the use and expenditure of such funds already obtained is confirmed.

Sec. 3. R. S., T. 12, § 3452, sub-§ 2, amended. The first paragraph of subsection 2 of section 3452 of Title 12 of the Revised Statutes is amended to read as follows:

The department may take and authorize others to take **in any manner, or lease the right to take**, under its supervision clams, quahogs, oysters, mussels and other marine mollusks from polluted flats or waters for the purpose of such experiments.

Sec. 4. R. S., T. 12, § 3452, sub-§ 3, amended. Subsection 3 of section 3452 of Title 12 of the Revised Statutes, as amended by section 1 of chapter 33 of the public laws of 1965, is further amended to read as follows:

3. **Sale of shellfish.** The department may authorize the sale of any and all shellfish which have been **cultivated or** purified by the experiments authorized in this section, provided that the purified shellfish have a bacteriological quality at least equal to shellfish of the same species harvested from local approved areas.

STATEMENT OF FACT

The Department of Sea and Shore Fisheries is working with industry members who are utilizing shellfish from polluted waters and flats. Efforts in cultivation and management are an integral part of these efforts. This bill is for clarification.