

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1001

H. P. 739

House of Representatives, February 19, 1971

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

BERTHA W. JOHNSON, Clerk

Presented by Mr. Carter of Winslow.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT Relating to Decision of Commissioner of Inland Fisheries and Game
after Hearing for Construction and Repair of Fishways.

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

Sec. 1. R. S., T. 12, § 2201, amended. The first sentence of the 5th paragraph of section 2201 of Title 12 of the Revised Statutes is amended to read as follows:

After hearing, the commissioner ~~by written order may~~ shall render his decision in accordance with the evidence and if the evidence supports the petition he shall require the owners or occupants of said dam or obstruction to provide, erect, maintain, repair or alter a suitable fishway, and he shall further prescribe the time during which said fishway shall be kept open for the passage of fish, under such conditions as shall be specified in said written order.

Sec. 2. Prior Acts repealed. All prior Acts of the Legislature inconsistent with this Act are to that extent hereby repealed.

STATEMENT OF FACT

The purpose of this bill is to permit the Commissioner of Inland Fisheries and Game to render his decision on the evidence presented at the public hearings on construction and repair of fishways.