

MAINE STATE LEGISLATURE

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ONE HUNDRED AND FIFTH LEGISLATURE

Legislative Document

No. 1581

S. P. 531

In Senate, April 1, 1971

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

HARRY N. STARBRANCH, Secretary

Presented by Senator Wyman of Washington.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-ONE

AN ACT to Amend the Law on Sale or Packing of Herring.

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

R. S., T. 32, § 4159, amended. Section 4159 of Title 32 of the Revised Statutes, as amended by chapter 274 of the public laws of 1967, is further amended to read as follows:

§ 4159. Sale or packing of herring

It shall be unlawful for any person, firm or corporation to sell, offer for sale or transfer in any manner herring ~~taken in the coastal waters of Maine~~ which are between $4\frac{1}{2}$ and 7 inches in length when measured from one extreme to the other to any person, firm or corporation, other than for human consumption or bait purposes, unless such herring are not desirable for processing for human consumption; provided there is a buyer of herring for processing for human consumption within a reasonable distance of the place where such herring are caught and available at the time they are offered for sale, ready and willing to purchase at a price acceptable to the seller. No person, firm or corporation shall can, pack or otherwise process such herring except for human consumption except as provided in this section.

1. Tolerance of 25%; how determined. Any person, firm or corporation may take; sell, purchase, process, ship, transport or have possession of herring which are between $4\frac{1}{2}$ and 7 inches in length when they are mixed with herring of greater length, provided the herring between $4\frac{1}{2}$ and 7 inches in length comprise less than 25% of the entire lot.

A. The tolerance of 25% is determined by volume of $\frac{1}{2}$ bushel of herring for each 30 hogsheads of herring, or fraction thereof, taken at random from various parts of the lot.

STATEMENT OF FACT

The purpose of this bill is to strengthen the existing herring conservation law. It is also required in order to implement the United States-Canadian herring conservation agreements recently adopted.