

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 221

H. P. 171

House of Representatives, January 16, 1975

Speaker laid before the House and on Motion of Mr. Greenlaw of Stonington referred to the Committee on Marine Resources. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Mr. Tyndale of Kennebunkport.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-FIVE

AN ACT Concerning Enforcement of Sea Harvest Statutes.

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

12 MRSA, c. 418 is enacted to read:

CHAPTER 418

ENFORCEMENT OF HARVESTING STATUTES

§ 4561. Seaward enforcement of statutes concerning harvesting

1. Responsibility of commissioner for enforcing statutes concerning harvesting. The Commissioner of Marine Resources or his designee shall have the primary responsibility for enforcing statutes concerning harvesting, as defined in Title 1, section 2, subsection 2-A, in the area from the Maine coastline to a distance 200 miles distant or to the furthest edge of the Continental shelf, whichever is greater, subject only to the boundary with Canada. The commissioner or his designee shall apprehend every violator subject to Maine law who commits a violation in that area, and shall file a sworn complaint against any apprehended violator of these statutes with the Attorney General. The Attorney General shall then proceed to prosecute the violations complained of in that sworn complaint.

2. Use of coastal warden force. The commissioner or his designee shall use the coastal warden force to carry out the responsibilities of this section.

STATEMENT OF FACT

This bill would authorize the Commissioner of Marine Resources to enforce Maine's laws concerning harvesting marine resources in the area from Maine's coastline out to 200 miles seaward. It would also authorize him to use the coastal warden force for this enforcement.