

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1240

H. P. 999

House of Representatives, March 23, 1977

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

Presented by Mr. Greenlaw of Stonington.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT Relating to Purse Seining and Stop Seining.

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

12 MRSA § 4208, as enacted by PL 1967, c. 309, is repealed and the following enacted in its place:

§ 4208. Purse seines not to be set near certain stop seines

It shall be unlawful, from May 1st to October 31st of each year, to fish with, set or assist in setting any purse seine within 3,000 feet of any stop seine or herring weir which at the time of the act complies with subsection 1. The distance shall be measured from the nearest part of the stop seine or weir, or from the marker required under subsection 1.

1. Stop seine requirements. Any commercial fisherman using a stop seine who desires to take advantage of this section shall comply with all the provisions of this subsection.

A. The stop seine he is using shall include a net intended to be set across the mouth of a cove, harbor or inlet or arc of a beach and of suitable length and condition to close off the mouth.

B. There shall be floating kegs, balloons or other markers to mark the location of the stop seine or weir when the net is not set for fishing.

C. There shall be at least one person present and in a position to fish the cove, harbor, inlet or beach when the stop seine or weir is set for fishing.

2. Exception. The operator of a stop seine or weir may use a purse seine inside the pocket of the stop seine or weir to remove the fish caught.

3. **Penalty.** **Whoever fishes with, sets or assists in setting any purse seine in violation of this section shall be guilty of a Class C crime.**

STATEMENT OF FACT

The purpose of this bill is to alter the requirements a stop seine or herring weir fisherman shall meet in order to prevent purse seining near the stop seine or weir. This bill also extends the time during which purse seiners shall avoid stop seines and weirs, and extends the distance which shall be kept when purse seining near stop seines or weirs.