

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND EIGHTH LEGISLATURE

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**Legislative Document**

**No. 1393**

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H. P. 1149

House of Representatives, March 30, 1977

On motion of Mrs. Post of Owls Head, referred to the Committee on Marine Resources. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Tyndale of Kennebunkport.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-SEVEN

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**AN ACT to require Depuration Companies to Obtain Authorization From Local Authorities Prior to Digging Clams and Other Shellfish in Closed Areas.**

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

12 MRSA § 3452, sub-§ 3-A is enacted to read:

3-A. Municipal authorization. No individual, concern or entity shall take any clams, quahogs, oysters or mussels from polluted flats or waters for depuration purposes pursuant to this section, without first obtaining authorization from the municipal officials of the municipalities in which the flats or waters are located; or if the flats or waters are located in any unorganized territory, from the county commissioners in the county in which the unorganized territory is located.

STATEMENT OF FACT

This bill would require that individuals or companies taking clams, quahogs, oysters and mussels from polluted flats or waters for depuration purposes first obtain authorization from the municipal officials or county commissioners in the areas where the depuration activities are to be carried on.