

MAINE STATE LEGISLATURE

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1 (Emergency)
2 (New Title)
3 (New Draft of H.P. 690, L.D. 870)
4 FIRST REGULAR SESSION
5

6 ONE HUNDRED AND ELEVENTH LEGISLATURE
7

8 Legislative Document

No. 1486

9
10 H.P. 1133

House of Representatives, April 19, 1983

11 Reported by Representative Manning from the Committee on Marine
12 Resources and printed under Joint Rule 2.

Original bill presented by Representative Vose of Eastport.

13 EDWIN H. PERT, Clerk

14
15 STATE OF MAINE
16

17 IN THE YEAR OF OUR LORD
18 NINETEEN HUNDRED AND EIGHTY-THREE
19

20 Resolve, Prohibiting the Issuance of Fish
21 Weir Licenses for One Year.
22

23 Emergency preamble. Whereas, Acts and resolves
24 of the Legislature do not become effective until 90
25 days after adjournment unless enacted as emergencies;
26 and

27 Whereas, the number of persons applying for fish
28 weir licenses is increasing dramatically; and

29 Whereas, these new fish weirs are creating con-
30 flicts with existing weirs and fishermen using other
31 types of equipment; and

32 Whereas, it is necessary to thoroughly study fish
33 weir licensing, protective restrictions and other

1 aspects of the fisheries' resources prior to changing
2 fish weir statutes; and

3 Whereas, in the judgment of the Legislature,
4 these facts create an emergency within the meaning of
5 the Constitution of Maine and require the following
6 legislation as immediately necessary for the preser-
7 vation of the public peace, health and safety; now,
8 therefore, be it

9 Municipalities prohibited from issuing new fish
10 weir permits. Resolved: That no municipality may
11 issue a fish weir permit under Title 38, chapter 9,
12 for any application received after the effective
13 date of this resolve. This prohibition shall termi-
14 nate on July 1, 1984.

15 **Emergency clause.** In view of the emergency cited
16 in the preamble, this resolve shall take effect when
17 approved.

18 STATEMENT OF FACT

19 This resolve establishes a moratorium on new
20 applications for fish weir licenses. Existing fish
21 weirs or applications now pending will not be
22 affected. The moratorium extends until July 1, 1984,
23 and is intended to control fish weir construction
24 until the Legislature is able to study the conflicts
25 resulting from this situation, and propose a compre-
26 hensive solution.

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