

MAINE STATE LEGISLATURE

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1 (EMERGENCY)
2 (After Deadline)

3 SECOND REGULAR SESSION
4

5 ONE HUNDRED AND ELEVENTH LEGISLATURE
6

7 Legislative Document

No. 2129

8
9 H.P. 1604

House of Representatives, February 24, 1984

10 Approved for introduction by a majority of the Legislative Council
11 pursuant to Joint Rule 27.

12 Referred to the Committee on Marine Resources. Sent up for concurrence
and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Vose of Eastport.

13
14 STATE OF MAINE
15

16 IN THE YEAR OF OUR LORD
17 NINETEEN HUNDRED AND EIGHTY-FOUR
18

19 AN ACT to Amend the Provisions for Clam
20 Regulation in the Unorganized Territories.
21

22 Emergency preamble. Whereas, Acts of the Legis-
23 lature do not become effective until 90 days after
24 adjournment unless enacted as emergencies; and

25 Whereas, certain unorganized territories have de-
26 veloped clam conservation ordinances that require
27 prompt approval; and

28 Whereas, the existing requirement for approval at
29 referendum is unclear and may require unnecessary ex-
30 pense; and

31 Whereas, in the judgment of the Legislature,
32 these facts create an emergency within the meaning of
33 the Constitution of Maine and require the following
34 legislation as immediately necessary for the preser-

1 vation of the public peace, health and safety; now,
2 therefore,

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

5 12 MRSA §6671, sub-§6, ¶C, as enacted by PL 1983,
6 c. 283, is repealed and the following enacted in its
7 place:

8 C. An unorganized territory in which at least 10
9 residents have petitioned the county commission-
10 ers to adopt a clam conservation ordinance and in
11 which the county commissioners have held a public
12 hearing with at least 7 days prior notice. The
13 hearing shall be held in the unorganized town-
14 ship. The county commissioners shall act as the
15 municipal legislative body within an unorganized
16 township that has petitioned to adopt ordinances
17 under this section.

18 **Emergency clause.** In view of the emergency
19 cited in the preamble, this Act shall take effect
20 when approved.

21 STATEMENT OF FACT

22 The purpose of this bill is to clarify the proce-
23 dural requirements for the adoption of clam conserva-
24 tion ordinances in the unorganized territories and to
25 avoid any potentially unnecessary expenses.

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