

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 528

H.P. 394 House of Representatives, February 24, 1987
Reference to the Committee on Fisheries and Wildlife
suggested and ordered printed.

EDWIN H. PERT, Clerk
Presented by Representative SMITH of Island Falls.

Cosponsored by Representatives WEYMOUTH of West Gardiner
and ROTONDI of Athens.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

1 AN ACT Pertaining to the Advisory Council to
2 the Commissioner of Inland Fisheries
3 and Wildlife.
4

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

7 Sec. 1. 5 MRSA §12004, sub-§8, ¶A, sub-¶(15) is
8 repealed.

9 Sec. 2. 12 MRSA §7033, as amended by PL 1983, c.
10 812, §§87 and 88, is repealed.

11 Sec. 3. 12 MRSA §7035, sub-§1, as amended by PL
12 1985, c. 369, §3, is further amended to read:

13 1. Rules. The commissioner may, with the advice
14 and consent of the advisory council and in conformity

1 with the Maine Administrative Procedure Act, Title 5,
2 Part 18, and except as otherwise provided, adopt,
3 amend and repeal reasonable rules, including emergen-
4 cy rules, necessary for the proper administration,
5 implementation, enforcement and interpretation of any
6 provision of law that he is charged with the duty of
7 administering. These rules duly promulgated shall
8 have the full force and effect of law and shall be
9 effective upon filing with the Secretary of State,
10 unless a later date is required by statute or speci-
11 fied in the rule.

12 Sec. 4. 12 MRSA §7035, sub-§5, as enacted by PL
13 1979, c. 420, §1, is amended to read:

14 5. Boundary waters with New Hampshire and Cana-
15 da. The commissioner may prescribe bag limits, size
16 limits, open or closed seasons, and methods of taking
17 fish from the inland boundary waters between the
18 States of Maine and New Hampshire and provinces of
19 Canada. These rules and regulations shall be mutually
20 agreed upon by the commissioners of Maine and New
21 Hampshire and the Canadian fishery authorities and
22 approved by the advisory council.

23 Sec. 5. 12 MRSA §7101, sub-§8, ¶D, as enacted by
24 PL 1979, c. 420, §1, is repealed.

25 STATEMENT OF FACT

26 The purpose of this bill is to abolish the advis-
27 ory council to the Commissioner of Inland Fisheries
28 and Wildlife.

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