

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

No. 2097

S.P. 821

In Senate, January 4, 1990

Submitted by the Department of Marine Resources pursuant to Joint Rule 24.

Reference to the Committee on Marine Resources suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator BRAUN of Knox.

Cosponsored by Representative MARSH of West Gardiner, Representative MITCHELL of Freeport and Senator BRANNIGAN of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY

An Act to Clarify Definitions and Provisions of Marine Resources Laws.



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

2
4 Sec. 1. 12 MRSA §6001, sub-§13-B is enacted to read:

6 13-B. Equipment. "Equipment" means any box, trap, crate,
8 net or any other device or machinery used to harvest, store or
10 transport marine organisms.

12 Sec. 2. 12 MRSA §6001, sub-§53, as enacted by PL 1977, c. 661,
14 §5, is repealed and the following enacted in its place:

16 53. Vehicle. "Vehicle" means any device, machine or
18 conveyance, including watercraft and aircraft, used to harvest,
20 store or transport marine organisms.

22 Sec. 3. 12 MRSA §6207, first ¶, as enacted by PL 1977, c. 661,
24 §5, is amended to read:

26 Any marine organism, which is taken, bought, sold, shipped,
28 transported or found in the possession of any person in violation
30 of any provision of marine resources' laws, shall be contraband
32 and shall be subject to forfeiture in accordance with this
34 section and section 6206. All equipment or vehicles used or
36 possessed in violation of any provision of marine resources' laws
38 shall also be contraband and subject to forfeiture.

STATEMENT OF FACT

34 This bill provides clear definitions of the words
36 "equipment" and "vehicle" and amends the Maine Revised Statutes,
38 Title 12, section 6207, governing seizure of contraband, to
remove any confusion in the enforcement of marine resources laws.