

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 754

H.P. 526

House of Representatives, February 21, 1991

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

A handwritten signature in cursive script that reads "Ed Pert".

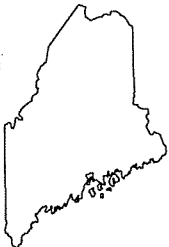
EDWIN H. PERT, Clerk

Presented by Representative MARSANO of Belfast. (By Request)

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

An Act to Prohibit Dumping of Menhaden.



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

4 Sec. 1. 12 MRSA §6501, sub-§1, as enacted by PL 1977, c. 661,
§5, is amended to read:

6 1. License required. It shall be is unlawful for any person
8 to engage in the activities authorized by this license under this
license under this Part authorizing the activities. It is
10 unlawful to fish for or take, possess, ship, transport or sell
12 menhaden prior to notification of the commissioner and the
posting of a bond pursuant to subsection 2-A.

14 Sec. 2. 12 MRSA §6501, sub-§2-A is enacted to read:

16 2-A. Purse seine; performance bond. A person licensed
18 under this section must notify the commissioner at the time of
taking of menhaden. The commissioner shall require as a
20 condition of the license that the applicant post a performance
22 bond in the amount of \$100,000. The funds must be available to
meet claims from the State or persons for damages caused to the
24 environment by a violation of section 6521, subsection 3.

26 Sec. 3. 12 MRSA §6521, sub-§3 is enacted to read:

28 3. Release from purse seine. It is unlawful to release
30 from a purse seine any dead marine animal or its parts into
coastal waters.

32 STATEMENT OF FACT

34 This bill requires persons who employ purse seines to fish
36 for menhaden to notify the Commissioner of Marine Resource of
their intention and to post a performance bond to pay for damages
38 caused by the release of dead marine animals from purse seines.
This bill also prohibits the release of any dead marine animal or
40 its parts from purse seines into Maine's coastal waters.