

MAINE STATE LEGISLATURE

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116th MAINE LEGISLATURE

SECOND REGULAR SESSION-1994

Legislative Document

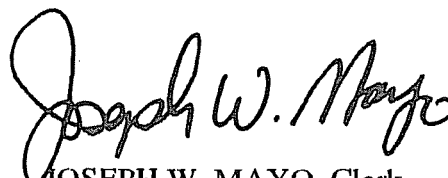
No. 1645

H.P. 1226

House of Representatives, January 6, 1994

An Act Concerning the Identification of Shellfish.

Submitted by the Department of Marine Resources pursuant to Joint Rule 24.
Reference to the Committee on Marine Resources suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative MITCHELL of Freeport.
Cosponsored by Representatives: CONSTANTINE of Bar Harbor, LOOK of Jonesboro,
Senators: BEGLEY of Lincoln, GOULD of Waldo.

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

4 **Sec. 1. 12 MRSA §6301, sub-§2, ¶¶B and C,** as enacted by PL
1993, c. 80, §1, are amended to read:

6 B. A shellfish license issued under section 6601 expires on
April 30th of each year; and

8 C. A marine worm digger's license issued under section 6751
10 expires on April 30th of each year; and

12 **Sec. 2. 12 MRSA §6301, sub-§2, ¶D** is enacted to read:

14 D. A shellfish sanitation certificate issued under section
16 6856 expires on April 30th of each year.

18 **Sec. 3. 12 MRSA §6625** is enacted to read:

20 **§6625. Identification and tagging of shellfish**

22 1. Tagging required. The holder of a commercial
24 shellfishing license issued under section 6601 shall identify
26 shellfish the license holder has taken by means of a harvester's
28 tag. The tag must be consistent with the format required by the
30 department under rules adopted under this section. Each
container, hod or bag of shellstock must be tagged prior to
landing the shellstock. The tag must accompany the harvested
product to the point of first sale either in the wholesale or
retail trade.

32 2. Exception. A commercial shellfish license holder who is
34 certified under section 6856 is not required to tag shellfish at
the time of harvest.

36 3. Rules. The commissioner may adopt or amend rules that
38 establish requirements for shellfish harvesters' tags.

40 **STATEMENT OF FACT**

42 This bill is required in order to meet the terms of the
44 National Shellfish Sanitation Program. That program establishes
46 the conditions under which the shellfish industry can engage in
48 the interstate sale of shellfish. The National Shellfish
Sanitation Program requirement is that harvesters must provide
the information necessary to create a record of the origin,
quantity, quality and date of harvest, which can be used to trace
lots of questionable shellstock to the point of origin or

2 source. Reference to a section deleted in the statutes
4 coincident to amended legislation in the last session is restored.

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**This document has not yet been reviewed to determine the
need for cross-reference, stylistic and other technical
amendments to conform existing law to current drafting standards.**

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