

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

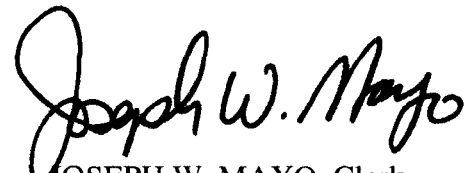
No. 1115

H.P. 792

House of Representatives, February 9, 1999

An Act to Ensure Safety in the Sale of Shellfish.

Submitted by the Department of Marine Resources pursuant to Joint Rule 204.
Reference to the Committee on Marine Resources suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative ETNIER of Harpswell.

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

4 **Sec. 1. 12 MRSA §6601, sub-§2, as amended by PL 1989, c. 348,**
§5, is further amended to read:

6 **2. Licensed activities.** The holder of a shellfish license
may fish for or take shellfish or possess, ship or transport
8 within the state limits ~~or sell~~ shellstock the holder has taken.
~~The holder under this section may, within the state limits, sell~~
10 ~~shellstock that license holder has taken only to the holder of a~~
~~wholesale seafood license issued under section 6851 who is~~
12 ~~certified under section 6856, or to the final consumer where the~~
~~shellstock or shellfish is not to be resold.~~ The holder may also
14 shuck, in the holder's home, shellfish the holder has taken and
sell those shucked shellfish from that home in the retail trade.
16 This license shall ~~shall~~ does not authorize the holder to fish for or
take shellfish in violation of a municipal ordinance adopted
18 pursuant to section 6671.

20 **SUMMARY**

22 This bill provides that shellfish harvesters who are not
24 also certified shellfish dealers may sell shellfish they have
harvested only to certified dealers or to the final consumer.