

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

SECOND REGULAR SESSION-2000

Legislative Document

No. 2346

H.P. 1680

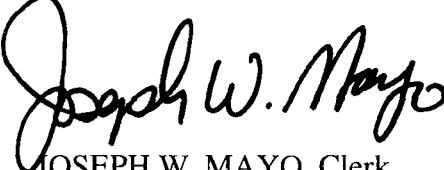
House of Representatives, January 5, 2000

**An Act to Extend the Time Period for Municipalities to Make
Recommendations Concerning Great Pond Surface Use Restrictions.**

(EMERGENCY)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Reference to the Committee on Inland Fisheries and Wildlife suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative THOMPSON of Naples.
Cosponsored by Representatives: BRUNO of Raymond, FULLER of Manchester, McKEE of Wayne, Senator: TREAT of Kennebec.

2 **Emergency preamble.** Whereas, Acts of the Legislature do not
become effective until 90 days after adjournment unless enacted
as emergencies; and

4
6 **Whereas,** current law allows municipalities to submit
recommendations by October 30, 1999 to the Commissioner of Inland
8 Fisheries and Wildlife for regulating the use, operations and
type of watercraft on great ponds within the jurisdiction of
those municipalities; and

10
12 **Whereas,** if a great pond borders on more than one
municipality or lands within the jurisdiction of the Maine Land
14 Use Regulation Commission, the approval of the commission or the
legislative bodies of all municipalities in which those waters
are located is required; and

16
18 **Whereas,** more time is needed by the municipalities in order
to competently submit their recommendations; and

20 **Whereas,** in the judgment of the Legislature, these facts
create an emergency within the meaning of the Constitution of
22 Maine and require the following legislation as immediately
necessary for the preservation of the public peace, health and
24 safety; now, therefore,

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

28 **Sec. 1. PL 1997, c. 739, §17, 2nd ¶** is amended to read:

30 The commissioner shall submit a report to the First Regular
32 Session of the 119th Legislature by January 15, 1999 on the
recommendations received from municipalities prior to November 1,
1998 and shall submit a report to the ~~Second~~ First Regular
34 Session of the ~~119th~~ 120th Legislature on the recommendations
received from municipalities between November 1, 1998 and October
36 30, ~~1999~~ 2000. Each report must be accompanied by legislation
implementing the municipal recommendations supported by the
38 Department of Inland Fisheries and Wildlife. That legislation
may also include recommendations of the department, developed
40 using the criteria in this section, for waters not addressed in
the municipal proposals.

42 **Sec. 2. Retroactivity.** This Act applies retroactively to
44 October 30, 1999.

46 **Emergency clause.** In view of the emergency cited in the
preamble, this Act takes effect when approved.

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SUMMARY

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4 This bill extends by one year the time period in which
6 municipalities can make recommendations to the Department of
Inland Fisheries and Wildlife about surface use restrictions on
great ponds within or bordering on those municipalities.