

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



120th MAINE LEGISLATURE

FIRST REGULAR SESSION-2001

Legislative Document

No. 1097

S.P. 329

In Senate, February 22, 2001

**An Act to Provide Nesting Areas for Ospreys Displaced by Department
of Transportation Bridge Repair.**

(EMERGENCY)

Reference to the Committee on Transportation 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 SMALL of Sagadahoc.
Cosponsored by Representative ETNIER of Harpswell.

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, this legislation provides for the relocation of
nesting areas for ospreys; and

8

10 Whereas, in order for the relocation to happen before the
return of ospreys to nesting areas in April, this legislation
needs to be enacted in a timely manner; and

12

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

18

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

20

Sec. 1. 23 MRSA §4206, sub-§10 is enacted to read:

22

24 10. Osprey relocation. The commissioner, with the advice
of the Commissioner of Inland Fisheries and Wildlife, shall
establish a relocation program providing for suitable nesting
areas for ospreys when nests are threatened by maintenance or
26 repair to any bridge within the state highway system.

28

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

30

32

SUMMARY

34

This bill provides for the relocation of nesting areas for
ospreys that are displaced by bridge repair or maintenance within
36 the jurisdiction of the Department of Transportation.