

# MAINE STATE LEGISLATURE

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Date: 3/7/17

**INLAND FISHERIES AND WILDLIFE**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
123RD LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT **A** to H.P. 147, L.D. 165, Bill, "An Act To Designate the Arctic Charr as a State Heritage Fish"

Amend the bill by striking out all of section 2 and inserting the following:

**Sec. 2. 12 MRSA §12461**, as enacted by PL 2005, c. 180, §2, is amended to read:

**§12461. State heritage fish waters**

**1. Adoption of state heritage fish waters.** The commissioner shall adopt by rule for each state heritage fish under Title 1, section 212-A a list of ~~native brook trout~~ state heritage fish waters composed of lakes and ponds that contain ~~eastern brook trout~~ that state heritage fish and have never been stocked according to any reliable records. The list of native brook trout waters authorized for adoption by Resolve 2005, chapter 172 is a list of state heritage fish waters for purposes of this section. Rules adopted pursuant to this subsection are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

**2. Addition of waters to list.** The commissioner may adopt rules to amend ~~the~~ a list established ~~in~~ under subsection 1 to add a lake or pond if that lake or pond meets criteria established by the commissioner for classifying a lake or pond as ~~native brook trout waters~~ a state heritage fish water. Rules adopted to add a lake or pond to ~~the~~ a list established under subsection 1 are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

**3. Removal of waters from list.** The commissioner may by rule remove a lake or pond from ~~the~~ a list established ~~in~~ under subsection 1. Rules adopted pursuant to this subsection are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

**4. Stocking state heritage fish.** The commissioner may not stock or issue a permit to stock fish in a lake or pond listed as ~~native brook trout~~ a state heritage fish water under this section.

**COMMITTEE AMENDMENT**





# 123rd MAINE LEGISLATURE

LD 165

LR 231(02)

**An Act To Designate the Arctic Charr as a State Heritage Fish**

**Fiscal Note for Bill as Amended by Committee Amendment "A"**  
**Committee: Inland Fisheries and Wildlife**  
**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - General Fund