

# MAINE STATE LEGISLATURE

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M  
R & S.

L.D. 2006

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2 Date: 2-26-08

(Filing No. S-434)

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**MARINE RESOURCES**

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**STATE OF MAINE**

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**SENATE**

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**123RD LEGISLATURE**

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**SECOND REGULAR SESSION**

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COMMITTEE AMENDMENT "A" to S.P. 800, L.D. 2006, Bill, "An Act To Give Municipalities Control of Mussels Located in Intertidal Zones"

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Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:

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'Sec. 1. 12 MRSA §6671, sub-§3, ¶A, as enacted by PL 2001, c. 188, §2, is amended to read:

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A. Within any area of the municipality, a shellfish conservation ordinance may:

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(1) Regulate or prohibit the possession of shellfish;

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(2) Fix the amount of shellfish that may be taken;

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(3) Provide for protection from shellfish predators; and

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(4) Authorize the municipal officials to open and close flats under specified conditions; and

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(5) Specify areas of the intertidal zone in which the dragging of mussels may be limited to the degree necessary to support a municipal shellfish conservation program.

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Sec. 2. 12 MRSA §6671, sub-§12 is enacted to read:

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12. Intertidal mussel harvesting. With the advice of the municipality, the commissioner may issue a permit to an individual licensed pursuant to section 6746 that authorizes the permit holder to fish for and take mussels from an area designated by the municipality pursuant to subsection 3. The commissioner shall limit the number of permits issued for a designated area to that number the commissioner determines is necessary to achieve the goals of the municipality's shellfish conservation program. The permit may specify limits on the amount of mussels taken, when the mussels may be taken and gear usage and any other conditions necessary for consistency with the shellfish conservation program.





Approved: 02/14/08 *mac*

# 123rd MAINE LEGISLATURE

LD 2006

LR 3057(02)

**An Act To Give Municipalities Control of Mussels Located in Intertidal Zones**

**Fiscal Note for Bill as Amended by Committee Amendment "A"**

**Committee: Marine Resources**

**Fiscal Note Required: Yes**

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## Fiscal Note

Minor cost increase - General Fund

### Fiscal Detail and Notes

Additional costs to the Department of Marine Resources can be absorbed within existing budgeted resources.