

# MAINE STATE LEGISLATURE

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# 126th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2013

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Legislative Document

No. 584

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H.P. 403

House of Representatives, February 21, 2013

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**An Act To Provide for Passage of River Herring on the St. Croix  
River in Accordance with an Adaptive Management Plan**

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

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative WEAVER of York.  
Cosponsored by Representative: PARRY of Arundel.

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

2 **Sec. 1. 12 MRSA §6134, sub-§2**, as amended by PL 2011, c. 598, §12, is further  
3 amended to read:

4 **2. Grand Falls Dam.** The commissioner and the Commissioner of Inland Fisheries  
5 and Wildlife shall ensure that the fishway on the Grand Falls Dam is configured or  
6 operated in a manner that ~~prevents~~ allows the passage of river herring, in accordance  
7 with provisions established in an adaptive management plan developed by the  
8 commissioners that includes, but is not limited to:

9 A. The exclusion of Spednic Lake, West Grand Lake and all points upstream of  
10 those lakes from the area reopened to river herring;

11 B. The monitoring of bass population levels and establishment of the baseline bass  
12 population; and

13 C. The limitation of river herring escapement to 6 fish per acre, unless the bass  
14 population is increasing beyond the baseline population, pursuant to paragraph B, of  
15 the adaptive management plan.

16 **Sec. 2. Development of adaptive management plan.** The Commissioner of  
17 Marine Resources and the Commissioner of Inland Fisheries and Wildlife shall develop  
18 an adaptive management plan that implements the Adaptive Management Plan dated  
19 April 23, 2010 for managing alewives in the St. Croix Watershed, Maine and New  
20 Brunswick, developed at the request of the International Joint Commission and the  
21 International St. Croix River Watershed Board.

22 **SUMMARY**

23 This bill requires that the fishway on the Grand Falls Dam allow passage of river  
24 herring in accordance with the provisions of the Adaptive Management Plan dated April  
25 23, 2010 developed at the request of an international joint commission involving the  
26 United States and Canada.