

MAINE STATE LEGISLATURE

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126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 1264

H.P. 903

House of Representatives, March 28, 2013

An Act Allowing the Harvesting of Yellow Perch with Seines

(EMERGENCY)

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative KNIGHT of Livermore Falls.
Cosponsored by Senator THOMAS of Somerset and
Representatives: BEAR of the Houlton Band of Maliseet Indians, DAVIS of Sangerville,
DEVIN of Newcastle, DILL of Old Town, JACKSON of Oxford, KENT of Woolwich,
MARKS of Pittston, SHAW of Standish.

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

3 **Whereas,** open-water fishing in the State's inland waters begins in the springtime,
4 once the ice thaws from our rivers, lakes and ponds, and presents the greatest opportunity
5 to begin removing the threat of nuisance species of fish such as yellow perch from state
6 waters; and

7 **Whereas,** it is imperative that the provisions of this legislation be implemented
8 before the commencement of inland open-water fishing; and

9 **Whereas,** the 90-day period is likely to end well after springtime fishing has
10 commenced; and

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

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

16 **Sec. 1. 12 MRSA §12506, sub-§2, ¶¶B and C,** as amended by PL 2007, c. 463,
17 §6 and affected by §9, are further amended to read:

18 B. Suckers and yellow perch using trap nets, dip nets or spears; ~~and~~

19 C. Lampreys by hand or using hand-held dip nets; and

20 **Sec. 2. 12 MRSA §12506, sub-§2, ¶E** is enacted to read:

21 E. Yellow perch using seines.

22 **Emergency clause.** In view of the emergency cited in the preamble, this
23 legislation takes effect when approved.

24 **SUMMARY**

25 This bill allows the Commissioner of Inland Fisheries and Wildlife to adopt rules to
26 issue a permit allowing a person to use seines to fish for and possess yellow perch.