

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

SECOND SPECIAL SESSION

November 18, 1983

AND AT THE

SECOND REGULAR SESSION

January 4, 1984 to April 25, 1984

AND AT THE

THIRD SPECIAL SESSION

September 4, 1984 to September 11, 1984

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
IN ACCORDANCE WITH MAINE REVISED STATUTES
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1986

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND ELEVENTH LEGISLATURE
JANUARY 4, 1984 TO APRIL 25, 1984

3. Limits. No more than 2 ~~see~~ Pacific salmon may be taken in any one day.

4. Exception for aquaculture. A person lawfully engaged in the aquaculture of Pacific salmon shall be exempt from this section provided that that person holds a special license, if required, under section 6074.

5. Recommendations; commissioner. Nothing in this chapter may prohibit the commissioner from recommending to the Legislature changes in the limit on Pacific salmon that may be taken by hook and line with a single hook.

Effective July 25, 1984.

CHAPTER 663

H.P. 1643 - L.D. 2173

AN ACT to Provide for the Licensing of
Commercial Scallop Fishing for Purposes of
Improving Law Enforcement and to Protect
Underwater Electric Cables not Shown on
Nautical Charts.

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

Sec. 1. 12 MRSA §6701, as amended by PL 1979, c. 480, §5, is further amended to read:

§6701. Hand fishing scallop license

1. License required. It shall be ~~is~~ unlawful for any person to engage in the activities authorized by this license under this section ~~with~~ without a current hand fishing scallop license or other license issued under this Part authorizing the activities.

2. Licensed activity. The holder of a hand fishing scallop license may ~~fish for or~~ take scallops by hand or possess, ship, transport or sell scallops he has taken. The license shall also authorize crew members aboard the licensee's boat when ~~it is~~ engaged in dragging fishing for scallops by hand to undertake these activities.

3. Eligibility. A scallop license shall only be issued to an individual and shall be a resident license.

4. Exception. In any one day, any person may take or possess not more than 2 bushels of shell scallops or 4 quarts of shucked scallops for personal use without a scallop license.

5. Fee. The fee for a scallop license shall be \$33.

Sec. 2. 12 MRSA §6702 is enacted to read:

§6702. Scallop boat license

1. License required. It is unlawful for any person to use a boat for dragging for scallops unless that boat carries a scallop boat license issued by the commissioner.

2. Licensed activity. A boat licensed under this section may be used for dragging for scallops. The license shall also authorize the captain and crew members aboard the licensed boat when engaged in dragging for scallops to undertake these activities.

3. Eligibility. A scallop boat license shall only be issued to an individual and shall be a resident license.

4. Exception. In any one day, any person may take or possess not more than 2 bushels of shell scallops or 4 quarts of shucked scallops for personal use without a scallop license.

5. Fee. The fee for a scallop boat license is \$33.

Sec. 3. 12 MRSA §6954, sub-§1, as enacted by PL 1983, c. 179, §3, is amended to read:

1. Violation. It is unlawful to use any drag or trawl along the seabed in any waters that are identified or marked as underwater cable or pipeline areas, either as shown on the most recently published United States Government nautical chart, or as shown or described by rule adopted by the commissioner. The commissioner may make rules showing or describing the locations of underwater cables or pipelines which are not identified on the most recent United States Government nautical charts.

Effective July 25, 1984.

CHAPTER 664

H.P. 1550 - L.D. 2040

AN ACT to Clarify the Right of
Municipalities to Establish a
Probationary Period for Employees.

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

30 MRSA §2256, as amended by PL 1979, c. 218, §2, is further amended to read:

§2256. Municipal functions

In addition to those offices and departments required by general law, a municipality may provide, by ordinance, for the performance of all necessary municipal functions. Except where specifically provided by statute, municipal charter or municipal ordinance, the municipal officers shall appoint all town officials and employees required by general law, by municipal charter or by municipal ordinance and may remove such officials and employees for cause, after notice and hearing. Except as specifically provided otherwise by charter or ordinance, any reference to cause and hearing in this Title shall only apply to an employee who has completed a reasonable period of probation as established by the municipality. Such periods of probation shall never exceed 6 calendar months or the length of time in effect in a municipality on January 1, 1984, whichever is greater. Unless otherwise specified, the term of all municipal officials shall be one year.

Effective July 25, 1984.

CHAPTER 665

H.P. 1556 - L.D. 2057

AN ACT Relating to Conveyance of Rolled
Bales of Hay.