

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 453-End

AND AT THE
FIRST SPECIAL SESSION
September 6, 1983 to September 7, 1983
Chapters 583-588

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
1983

RESOLVES
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

when approved.

Effective April 1, 1983.

CHAPTER 22

S.P. 399 - L.D. 1212

RESOLVE, Authorizing the Atlantic Sea
Run Salmon Commission to Convey Salmon Smolt
to Ocean Products, Inc.

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

Whereas, Ocean Products, Inc., proposes to establish a major industry in economically depressed Washington County, but needs salmon smolt by May, 1983, in order to commence pen-culture of salmon in Washington County waters; and

Whereas, the State of Maine, in cooperation with the United States Department of Interior, Fish and Wildlife Services, annually conducts salmon restoration programs which involve production of salmon smolt; and

Whereas, conveyance of salmon smolt raised jointly by the State of Maine and the United States Department of Interior, Fish and Wildlife Services to Ocean Products, Inc., in return for future in-kind repayment of equal numbers of smolt, would not cause any long-term disruption of salmon restoration in Maine rivers; and

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

Atlantic Sea Run Salmon Commission; authorized to convey salmon smolt. Resolved: That the Atlantic Sea Run Salmon Commission is authorized to convey 100,000 salmon smolt to Ocean Products, Inc., of Washington County, Maine, for use in private pen-culture operations in Washington County waters. Atlantic Sea Run Salmon Commission may convey 100,000 smolt to Ocean Products, Inc., only upon the following conditions.

1. Atlantic Sea Run Salmon Commission must receive the consent of the United States Department of Interior, Fish and Wildlife Service to conveyance of salmon smolt raised in federal hatcheries to Ocean Products, Inc., according to the conditions of this resolve.

2. The Atlantic Sea Run Salmon Commission shall negotiate a contract for repayment of the smolt by Ocean Products, Inc. This contract shall contain, as a minimum, the following provisions.

A. Repayment shall include annual interest at 10%, or at a rate equal to the First National Bank of Boston's prime rate plus 2%, whichever is greater.

B. Repayment shall be in the form of salmon in various stages of development or services appropriate to restore and enhance Maine salmon runs.

C. The contract shall provide provisions for default or inability on the part of Ocean Products Inc. to repay this obligation.

Emergency clause. In view of the emergency cited in the preamble, this Resolve shall take effect when approved.

Effective April 1, 1983.

CHAPTER 23

H.P. 1018 - L.D. 1315

RESOLVE, Authorizing the State Director of Public Improvements to Convey a Right-of-way Across the Elizabeth Levinson Center in Bangor.

State Director of Public Improvements authorized to transfer an easement across the Elizabeth Levinson Center in Bangor, subject to conditions. Resolved: That the State Director of Public Improvements is authorized and directed to convey to John Burke, his heirs and assigns, an easement across the Elizabeth Levinson Center in Bangor. The State Director of Public Improvements, in this resolve called "director," shall convey the easement upon the following conditions.

1. The easement shall be 25 feet in width and shall extend from the Hogan Road to John Burke's