

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWELFTH LEGISLATURE

SECOND REGULAR SESSION
January 8, 1986 to April 16, 1986

SECOND SPECIAL SESSION
May 28, 1986 to May 30, 1986

AND AT THE

THIRD SPECIAL SESSION
October 17, 1986

PUBLISHED BY THE DIRECTOR OF REVISOR OF STATUTES IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

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

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND SPECIAL SESSION
of the
ONE HUNDRED AND TWELFTH LEGISLATURE
1985

CHAPTER 805

H.P. 1714 - L.D. 2407

AN ACT to Regulate the Sale of Lobster Tails.

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

Whereas, the lobster industry in the State could suffer serious economic losses if trade in frozen lobster tails is not permitted under proper supervision and regulation; 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 enacted by the People of the State of Maine as follows:

12 MRSA §6862, as repealed by PL 1985, c. 129, §2, is reenacted to read:

§6862. Lobster tail permit

1. Current lobster tail permit. It is unlawful for any person to engage in the activities authorized by a permit issued under this section without a current lobster tail permit.

2. Permitted activity. A lobster tail permit authorizes a wholesale seafood license holder to remove lobster tails in the shell from lobster under the following conditions.

A. The lobster tails shall only be processed at the establishment named in the permit.

B. The tails shall only come from legal sized lobsters, as defined in section 6431.

C. All containers in which lobster tails are packed to be sold, shipped or transported shall be clearly labeled with the name, address and permit number of the packer.

3. Permit limitation. A permit shall only authorize these activities at one location or place of business.

4. Regulations. The commissioner in accordance with the Maine Administrative Procedures Act, Title 5, chapter 375, may adopt such regulations as are deemed necessary for implementation and enforcement of this section. These regulations may include provisions for determining that lobster tails processed under this section were removed from legal sized lobsters and other provisions as may be deemed necessary.

5. Report; repeal. The department shall report in writing to the joint standing committee of the Legislature having jurisdiction over marine resources on the activities conducted under this section. The report shall be submitted no later than January 15, 1988. This section is repealed on August 1, 1988.

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

Effective June 3, 1986.

CHAPTER 806

H.P. 1726 - L.D. 2414

AN ACT to Establish an Androscoggin County Budget.

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

30 MRSA c. 10-C is enacted to read:

CHAPTER 10-C

ANDROSCOGGIN COUNTY BUDGET COMMITTEE

§1451. Purpose

The purpose of this chapter is to establish in Androscoggin County a method of appropriating money for county expenditures, including the salaries for county officers, according to a budget which must first be adopted by a budget committee and then be