

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SIXTEENTH LEGISLATURE

SECOND REGULAR SESSION

January 5, 1994 to April 14, 1994

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 14, 1994

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

J.S. McCarthy Company
Augusta, Maine
1993

CHAPTER 497

H.P. 1226 - L.D. 1645

An Act Concerning the Identification
of Shellfish

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

Sec. 1. 12 MRSA §6301, sub-§2, ¶¶B and C, as enacted by PL 1993, c. 80, §1, are amended to read:

B. A shellfish license issued under section 6601 expires on April 30th of each year; ~~and~~

C. A marine worm digger's license issued under section 6751 expires on April 30th of each year; ~~and~~

Sec. 2. 12 MRSA §6301, sub-§2, ¶D is enacted to read:

D. A shellfish sanitation certificate issued under section 6856 expires on April 30th of each year.

Sec. 3. 12 MRSA §6625 is enacted to read:

§6625. Identification and tagging of shellfish

1. Tagging required. The holder of a commercial shellfishing license issued under section 6601 shall identify shellfish the license holder has taken by means of a harvester's tag. The tag must be consistent with the format required by the department under rules adopted under this section. Each container, hod or bag of shellstock must be tagged prior to landing the shellstock. The tag must accompany the harvested product while the product is in wholesale or retail commerce within the State.

2. Exception. A commercial shellfish license holder who is certified under section 6856 is not required to tag shellfish at the time of harvest.

3. Rules. The commissioner may adopt or amend rules that establish requirements for shellfish harvesters' tags.

See title page for effective date.

CHAPTER 498

S.P. 581 - L.D. 1625

An Act to Clarify Certain Marine
Resource Definitions

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

Sec. 1. 12 MRSA §6001, sub-§§15-A and 44-A are enacted to read:

15-A. Fishway. "Fishway" means a manmade device, including fish elevators, fishlocks and fish ladders, that is used to enable fish to migrate upstream past dams, waterfalls, rapids or other obstacles.

44-A. Single hook. "Single hook" means a hook with no more than one eye and one shank to which one or more points is attached.

See title page for effective date.

CHAPTER 499

S.P. 572 - L.D. 1618

An Act Concerning Commercial
Fishing Licenses

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

Sec. 1. 12 MRSA §6304, sub-§1, as enacted by PL 1977, c. 661, §5, is repealed.

Sec. 2. 12 MRSA §6421, sub-§7-A, as amended by PL 1991, c. 617, §1, is further amended to read:

7-A. Fee. Except as provided in subsection 8, the fee for the license is:

A. Forty-six dollars ~~and fifty cents~~ for a Class I license for applicants under 18 years of age;

B. ~~Ninety-two~~ Ninety-three dollars ~~and seventy-five cents~~ for a Class I license for applicants 18 years of age or older;

C. One hundred ~~eighty-five~~ eighty-six dollars ~~and fifty cents~~ for a Class II license; and

D. Two hundred ~~seventy-eight~~ seventy-nine dollars ~~and twenty-five cents~~ for a Class III license.

Sec. 3. 12 MRSA §6421, sub-§8, as amended by PL 1991, c. 617, §2, is further amended to read:

8. Exception. The fee for a Class I license for applicants 70 years of age or older is ~~\$46.50~~ \$46.

See title page for effective date.