

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.

Millient M. Mac Jarland

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
- Whereas, open-water fishing in the State's inland waters begins in the springtime, once the ice thaws from our rivers, lakes and ponds, and presents the greatest opportunity to begin removing the threat of nuisance species of fish such as yellow perch from state 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:
- Sec. 1. 12 MRSA §12506, sub-§2, ¶¶B and C, as amended by PL 2007, c. 463,
 §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 <u>E. Yellow perch using seines.</u>
- Emergency clause. In view of the emergency cited in the preamble, this
 legislation takes effect when approved.
- 24 SUMMARY
- This bill allows the Commissioner of Inland Fisheries and Wildlife to adopt rules to issue a permit allowing a person to use seines to fish for and possess yellow perch.