

Maine Revised Statutes
Title 12: CONSERVATION
Chapter 623: SHELLFISH, SCALLOPS,
WORMS AND MISCELLANEOUS LICENSES

§6728-C. DIVE-ONLY AREAS

1. Dragging in dive-only areas prohibited. A person may not take scallops by dragging in a dive-only area, as established in subsection 2.

[2013, c. 230, §1 (NEW) .]

2. Dive-only areas established. At the written request of a municipality, the commissioner may establish in harbors where there are 5 or more moorings within that municipality dive-only areas where a person may fish for or take scallops by hand.

[2013, c. 230, §1 (NEW) .]

3. Violation. A person who violates subsection 1 commits a civil violation for which the following penalties apply:

A. For a first offense, a mandatory fine of \$500 is imposed and all scallops on board may be seized; [2013, c. 230, §1 (NEW) .]

B. For a 2nd offense, a mandatory fine of \$750 is imposed and all scallops on board may be seized; and [2013, c. 230, §1 (NEW) .]

C. For a 3rd or subsequent offense, a mandatory fine of \$750 is imposed and all scallops on board may be seized. This penalty is imposed in addition to the penalty imposed under section 6728-B. [2013, c. 230, §1 (NEW) .]

[2013, c. 230, §1 (NEW) .]

4. Rules. The commissioner may adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

[2013, c. 230, §1 (NEW) .]

SECTION HISTORY

2013, c. 230, §1 (NEW) .

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