

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill in section 3 in subsection 27 in the 2nd line (page 1, line 19 in L.D.) by striking out the following: "or performed"

Amend the bill in section 4 by striking out all of subsection 28 (page 1, lines 23 to 25 in L.D.) and inserting in its place the following:

**28. Release of water from dam after petition by owner for release from dam ownership or water level maintenance.** Activity associated with the release of water from a dam pursuant to an order issued by the department pursuant to section 905; and

### SUMMARY

This amendment amends the exemption for fishway proceedings in the bill to be consistent with the provisions in the Maine Revised Statutes, Title 12, section 12760 and Title 12, section 6121. The bill exempts from the Natural Resources Protection Act the erection, maintenance, repair or alteration of a fishway in a dam when required or performed by the Commissioner of Inland Fisheries and Wildlife or the Commissioner of Marine Resources; the amendment removes "or performed." The amendment also amends the exemption for abandoned dams by removing the term "abandoned" to be consistent with provisions in Title 38, section 905.

**FISCAL NOTE REQUIRED**  
(See attached)