

MAINE STATE LEGISLATURE

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121st MAINE LEGISLATURE

SECOND SPECIAL SESSION-2004

Legislative Document

No. 1905

S.P. 749

In Senate, March 4, 2004

An Act To Establish Reciprocity in Laws Governing the Transportation of Lobsters by Nonresidents

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

Reference to the Committee on Marine Resources suggested and ordered printed.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator LEMONT of York.

Cosponsored by Representatives: ANDREWS of York, WHEELER of Kittery.

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

4 **Sec. 1. 12 MRSA §6851, sub-§4**, as amended by PL 2001, c. 421,
Pt. B, §53 and affected by Pt. C, §1, is further amended to read:

6 **4. License limited.** --A- Except as provided in section
8 6851-A, a license under this section authorizes activities at
10 only one establishment or with only one vehicle, but not on a
vessel rigged to fish, provided that this license also authorizes
the sale and transportation of scallops from any vessel.

12 **Sec. 2. 12 MRSA §6851-A** is enacted to read:

14 **§6851-A. Reciprocity; transport**

16 Notwithstanding section 6851, subsection 4, if a person
18 possesses a valid out-of-state license to harvest lobsters and a
wholesale seafood license with a lobster permit issued in
20 accordance with section 6851, subsection 2-A, then that person
may transport lobster, by vehicle or by vessel, into the State
22 for the purposes authorized under section 6851, subsection 2-A if
the state of which the person is a resident:

24 **1. Reciprocity.** Provides a reciprocal transporting
26 privilege for residents of this State; and

28 **2. Equivalent minimum size restrictions.** Imposes minimum
size restrictions on the sale, transport, shipment or possession
30 of lobster that are equivalent to those imposed under chapter
619, subchapter 2.

32 **SUMMARY**

34 This bill provides that a person who possesses both a valid
36 out-of-state license to harvest lobster and a wholesale seafood
38 license issued under Maine law may transport lobster, by vehicle
40 or by boat, into the State from outside the state limits. This
42 provision applies only if the state in which the person resides
provides a reciprocal transporting privilege to Maine residents
and imposes minimum size restrictions on lobster that are
equivalent to those imposed under Maine law.