

MAINE STATE LEGISLATURE

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129th MAINE LEGISLATURE

FIRST REGULAR SESSION-2019

Legislative Document

No. 1731

H.P. 1233

House of Representatives, May 14, 2019

An Act Regarding Representation of the Department of Marine Resources in Libel Proceedings

Submitted by the Department of Marine Resources pursuant to Joint Rule 204.
Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative BLUME of York.

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

2 **Sec. 1. 4 MRSA §807, sub-§3, ¶R**, as corrected by RR 2013, c. 1, §6, is
3 amended to read:

4 R. A person who is not an attorney but who is a public accountant, enrolled agent,
5 enrolled actuary or any other person permitted to represent the taxpayer under Title
6 36, section 151-A, subsection 2 and is representing a party in any hearing, action or
7 proceeding before the Maine Board of Tax Appeals in accordance with Title 36,
8 section 151-D; ~~or~~

9 **Sec. 2. 4 MRSA §807, sub-§3, ¶S**, as amended by PL 2017, c. 402, Pt. C, §6 and
10 affected by Pt. F, §1, is further amended to read:

11 S. An individual who is the sole member of a limited liability company or is a
12 member of a limited liability company that is owned by a married couple, registered
13 domestic partners or an individual and that individual's issue as defined in Title 18-C,
14 section 1-201, subsection 27 who is not an attorney but is appearing for that company
15 in an action for forcible entry and detainer pursuant to Title 14, chapter 709; or

16 **Sec. 3. 4 MRSA §807, sub-§3, ¶T** is enacted to read:

17 T. A person who is not an attorney but is representing the Department of Marine
18 Resources in a libel proceeding before a District Court under Title 12, section 6207.

19 **SUMMARY**

20 This bill allows a person who is not an attorney to represent the Department of
21 Marine Resources in libel proceedings before a District Court under the laws regarding
22 the seizure and disposition of equipment and organisms.