

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

SECOND SPECIAL SESSION
September 5, 1996 to September 7, 1996

ONE HUNDRED AND EIGHTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 4, 1996 to March 27, 1997

FIRST SPECIAL SESSION
March 27, 1997 to June 20, 1997

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 26, 1997

FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 19, 1997

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1997

CHAPTER 208

H.P. 536 - L.D. 727

An Act to Change the Membership of
the Lobster Advisory Council

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

Sec. 1. 5 MRSA §12004-I, sub-§58, as enacted by PL 1987, c. 786, §5, is amended to read:

58.	Lobster Marine Resources: Industry	Expenses Advisory Council Only	12 MRSA §6462- §6462-A
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A. Total Expenses for the council ~~shall~~ may not exceed \$2,500 per year.

Sec. 2. 12 MRSA §6462, as amended by PL 1989, c. 503, Pt. B, §63, is repealed.

Sec. 3. 12 MRSA §6462-A is enacted to read:

§6462-A. Lobster Advisory Council

1. Appointment; composition. The Lobster Advisory Council, established by Title 5, section 12004-I, subsection 58 and in this subchapter known as the "council," consists of the following members:

A. One person from each lobster management policy council established under section 6447. Each lobster management policy council shall choose by majority vote a member to serve on the council;

B. Two persons who hold wholesale seafood licenses and are primarily dealers in lobsters, appointed by the commissioner;

C. One person who is a member of the general public and does not hold any license under this subchapter, appointed by the commissioner; and

D. Three persons who hold lobster and crab fishing licenses and who are not members of lobster management policy councils established under section 6447, appointed by the commissioner. Each person appointed under this paragraph must reside in a different county.

2. Term. Members serve for terms of 3 years, except that a vacancy must be filled by the commissioner for the unexpired portion of the term. Members continue to serve until their successors are appointed.

3. Compensation. Members are entitled to compensation according to Title 5, chapter 379.

4. Quorum. A quorum is a majority of the members of the council, at least 4 of whom must be lobster and crab fishing license holders.

5. Chair and officers. The council shall annually choose one of its members to serve as chair for a one-year term. The council may select other officers and designate their duties.

6. Meetings. The council shall meet at least 4 times a year at regular intervals. It may also meet at other times at the call of the chair or the commissioner.

Sec. 4. 12 MRSA §6463, sub-§3 is enacted to read:

3. Dispute resolution. The council may consider disputed issues brought to the council by any lobster management policy council established under section 6447. The council may make recommendations to the commissioner with regard to resolving such issues.

Sec. 5. Transition provisions. The terms of the Lobster Advisory Council members who were appointed under the Maine Revised Statutes, Title 12, former section 6462, subsection 1, paragraph A expire on the effective date of this Act. The terms of the Lobster Advisory Council members who were appointed under Title 12, former section 6462, subsection 1, paragraphs B and C continue until 3 years from the date of their most recent appointment to the Lobster Advisory Council.

See title page for effective date.

CHAPTER 209

H.P. 772 - L.D. 1049

An Act to Amend the Real Estate
Brokerage Laws

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

Sec. 1. 32 MRSA §13002, sub-§1, ¶B, as enacted by PL 1989, c. 471, §1, is amended to read:

B. The real estate transaction services are subject to the provisions of the Maine Condominium Act, Title 33, chapter 31-;

Sec. 2. 32 MRSA §13065, sub-§5, as enacted by PL 1987, c. 395, Pt. A, §212, is amended to read:

5. Fees. The commission may establish by rule fees in amounts ~~which~~ that are reasonable and necessary for their respective purposes. ~~With the~~