

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
116TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
MARINE RESOURCES

JULY 1993

Staff:

Patrick Norton, Legislative Analyst

*Office of Policy and Legal Analysis
Room 101, State House Station 13
Augusta, ME 04333
(207)287-1670*

MEMBERS:

**Sen. Harry L. Vose
Sen. Rochelle M. Pingree
Sen. Robert R. Gould*

**Rep. James Mitchell
Rep. James Reed Coles
Rep. Virginia Constantine
Rep. James G. Skoglund
Rep. George A. Townsend
Rep. E. Michael Swazey
Rep. Theone F. Look
Rep. Charles H. Heino
Rep. Frank H. Farren
Rep. Kenneth F. Lemont*

**Denotes Chair*

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST
JULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
MARION HYLAN BARR
JON CLARK
LISA COPENHAVER
DEBORAH C. FRIEDMAN
MICHAEL D. HIGGINS
JILL IPPOLITI



JOHN B. KNOX
ROY W. LENARDSON
PATRICK NORTON
JANE ORBETON
MARGARET J. REINSCH
PAUL J. SAUCIER

JOHN G. KELLEY, RESEARCHER
DARLENE A. SHORES LYNCH, RESEARCHER
CARRIE C. McFADDEN, RESEARCHER

STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL: (207) 287-1670
FAX (207) 287-1275

**ONE HUNDRED AND SIXTEENTH LEGISLATURE
FIRST REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

JULY 1993

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>ENACTMENT FAILED</i>	<i>Bill failed to get majority vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference formed but unable to agree</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin.

If you have any suggestions or comments on these summaries, please let us know.

4693NRG

**LD 14 An Act to Retain the Current Standard for the Release of
Tributyltin in Marine Antifouling Paints**

**PUBLIC 15
EMERGENCY**

SPONSOR(S)
HEINO

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-32

SUMMARY

The intent of this bill was to repeal an increase in the restriction on the release of tributyltin from antifouling marine paints.

Committee amendment "A" (H-32) was necessary to correct drafting errors in the bill. The amendment repeals the increase in the restriction on the release of tributyltin from antifouling marine paints that took effect on September 1, 1992. Repeal of that provision establishes a lawful tributyltin release rate equal to or less than 4.0 micrograms per square centimeter per day. The amendment makes that repeal retroactive to September 1, 1992.

LD 20 An Act Regarding Closed Clam Flats

**PUBLIC 42
EMERGENCY**

SPONSOR(S)
MITCHELL J

COMMITTEE REPORT
OTP-AM

AMENDMENTS ADOPTED
H-41
H-48 KONTOS

SUMMARY

This bill would have required the Commissioner of Marine Resources to notify a municipality of the opening of closed coastal water or intertidal zone area within that municipality's borders.

Committee amendment "A" (H-41) replaced the bill. This amendment requires the Commissioner of Marine Resources or the commissioner's authorized designee to give oral notice to local governmental authorities upon signing an emergency rule that opens an area or waters to the taking of marine organisms. Existing law requires notification only when the commissioner adopts an emergency rule that prevents the taking of polluted or contaminated marine organisms.

House amendment "A" (H-48) is a technical amendment presented on behalf of the Committee on Bills in Second Reading that adds an emergency clause to the committee amendment.

**LD 33 An Act to Establish a Date for Removal of Fishing Shacks
from Tidal Waters**

ONTP

SPONSOR(S)
SPEAR

COMMITTEE REPORT
ONTP

AMENDMENTS ADOPTED

SUMMARY

This bill would have set March 15 as the date when all ice fishing shacks must be removed from tidal waters.