

# MAINE STATE LEGISLATURE

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**STATE OF MAINE  
119TH LEGISLATURE**

**FIRST REGULAR SESSION**

**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
MARINE RESOURCES**

**JULY 1999**

***MEMBERS:***

*Sen. Jill M. Goldthwait, Chair  
Sen. Peggy A. Pendleton  
Sen. Bruce W. MacKinnon*

*Rep. David M. Etnier, Chair  
Rep. Paul Volenik  
Rep. Martha A. Bagley  
Rep. Wendy Pieh  
Rep. Ronald E. Usher  
Rep. William D. Pinkham  
Rep. Kenneth F. Lemont  
Rep. Kenneth A. Honey  
Rep. Deborah Kaler McNeil  
Rep. Robert E. Stanwood*

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**ONE HUNDRED NINETEENTH LEGISLATURE**  
**FIRST REGULAR SESSION**

**Summary Of Legislation Before The Joint Standing and Select Committees**  
**August 1999**

We are pleased to provide this summary of all bills that were considered by the Joint Standing and Select Committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing and select committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet ([www.state.me.us/legis/opla](http://www.state.me.us/legis/opla)).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

*CARRIED OVER*.....Bill carried over to Second Regular Session  
*CON RES XXX*..... Chapter # of Constitutional Resolution passed by both Houses  
*CONF CMTE UNABLE TO AGREE*.....Committee of Conference unable to agree; bill died  
*DIED BETWEEN BODIES*.....House & Senate disagree; bill died  
*DIED IN CONCURRENCE*..... One body accepts ONTP report; the other indefinitely postpones the bill  
*DIED ON ADJOURNMENT*.....Action incomplete when session ended; bill died  
*EMERGENCY*..... Enacted law takes effect sooner than 90 days  
*ENACTMENT FAILED*..... Bill failed to get vote required for enactment or final passage  
*NOT PROPERLY BEFORE THE BODY*..... Ruled out of order by the presiding officers; bill died  
*INDEF PP*.....Bill Indefinitely Postponed  
*ONTP*..... Ought Not To Pass report accepted  
*OTP ND*..... Committee report Ought To Pass In New Draft  
*OTP ND/NT*..... Committee report Ought To Pass In New Draft/New Title  
*P&S XXX*..... Chapter # of enacted Private & Special Law  
*PUBLIC XXX*..... Chapter # of enacted Public Law  
*RESOLVE XXX*..... Chapter # of finally passed Resolve  
*UNSIGNED*.....Bill held by Governor  
*VETO SUSTAINED*.....Legislature failed to override Governor's Veto

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is September 18, 1999.

**LD 388**

**An Act to Prohibit the Dragging for Mussels in Portions of Hancock County and Washington County for Certain Times of the Year**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PINKHAM GOLDTHWAIT	ONTP	

LD 388 proposed to prohibit a person from dragging for mussels from April 1st to October 31st in certain waters in Hancock County and Washington County. It proposed to exempt from this prohibition people who possess aquaculture leases to grow or harvest mussels in those waters.

**LD 408**

**An Act Regarding the Waiver Process Under the Lobster Apprenticeship Program**

**PUBLIC 281**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PINKHAM CASSIDY	OTP-AM	H-308

LD 408 proposed to provide four additional cases under which the Commissioner of Marine Resources may grant a waiver from the lobster apprenticeship program. A waiver could be granted when a person documents: a medical reason for not renewing a lobster and crab fishing license in the previous calendar year; that services in the United States Armed Forces prevented that person from participating in the lobster fishery; that the person held a lobster and crab fishing license for at least two consecutive years in the last 10 years; or that at least 50% of that person's income came from harvesting lobsters in one of the previous five years.

The bill also proposed to require the Marine Resources Advisory Council to review waiver requests and recommend approval or denial to the Commissioner of Marine Resources.

**Committee Amendment "A" (H-308)** proposed to repeal on December 31, 1999 the waiver provision that allows the Commissioner of Marine Resources to waive all or part of the practical lobster fishing experience component or the program length component of the lobster apprenticeship program if a person documents to the commissioner that the person obtained practical lobster fishing experience as a sternman.

*Enacted law summary*

Public Law 1999, chapter 281 repeals on December 31, 1999 the waiver provision that allows the Commissioner of Marine Resources to waive all or part of the practical lobster fishing experience component or the program length component of the lobster apprenticeship program if a person documents to the commissioner that the person obtained practical lobster fishing experience as a sternman.

**LD 447**

**An Act to Reinstate the Provision Allowing a Reduction in the Retail Seafood License Fee for Licenses Issued After September 30th**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAYO SMALL	OTP-AM MAJ ONTP MIN	