

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 electronic originals
(may include minor formatting differences from printed original)

STATE OF MAINE
128TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

JOINT STANDING COMMITTEE ON MARINE RESOURCES

August 2017

MEMBERS:

SEN. JOYCE A. MAKER, CHAIR
SEN. ERIC L. BRAKEY
SEN. ELOISE A. VITELLI

REP. WALTER A. KUMIEGA III, CHAIR
REP. MICHAEL G. DEVIN
REP. ROBERT W. ALLEY, SR.
REP. LYDIA C. BLUME
REP. STEPHANIE HAWKE
REP. KEVIN J. BATTLE
REP. WILLIAM R. TUELL
REP. DAVID G. HAGGAN
REP. ABDEN S. SIMMONS
REP. PAULA G. SUTTON

STAFF:

CRAIG NALE, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670
<http://legislature.maine.gov/legis/opla>

STATE OF MAINE

128TH LEGISLATURE
FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 128th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

CARRIED OVER..... carried over to a subsequent session of the Legislature
CON RES XXX..... chapter # of constitutional resolution passed by both houses
CONF CMTE UNABLE TO AGREE..... Committee of Conference unable to agree; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE..... emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT..... legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY..... ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 128th Legislature is Wednesday, November 1, 2017. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Marine Resources

LD 704 **An Act To Give the Department of Marine Resources Flexibility with Licensing in the Atlantic Herring Fishery** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PARRY W MAKER J	ONTP	

This bill allows the Commissioner of Marine Resources to adopt rules that establish different landings limits for commercial pelagic and anadromous fishing license holders who recorded landings of Atlantic herring in this State prior to January 1, 2017 and who did not record landings of Atlantic herring in this State prior to January 1, 2017.

LD 705 **An Act To Prevent Marine Debris** **Accepted Minority (ONTP) Report**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DEVIN M VITELLI E	OTP-AM ONTP	

This bill prohibits a person on a vessel fishing for lobster or crab from having in that person's possession materials used to package lobster or crab bait for sale, including the plastic wrapping and cardboard cartons in which bait is sold. It also prohibits a person from discarding or abandoning into any waters the materials used for packaging lobster and crab bait for sale. Violation of this provision is a civil violation, with a fine of \$250.

Committee Amendment "A" (H-350)

This amendment is the majority report of the committee. The amendment prohibits a person engaged in commercial or recreational fishing in the coastal waters of the State from possessing on a vessel any plastic wrapping, cardboard cartons or plastic strapping used to package bait for sale. The amendment prohibits a person from discarding into any coastal waters any materials used to package bait. The amendment provides that a person who possesses plastic wrapping, cardboard cartons or plastic strapping or who discards bait packaging into any coastal waters commits a civil violation with a fine of \$250. The bill contains similar provisions but applies only to lobster or crab bait packaging.

This amendment was not adopted.

LD 706 **An Act To Increase the Quota for Smelts for Commercial Pelagic and Anadromous Fishing License Holders** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SIMMONS A MAKER J	ONTP	

This bill establishes in law that the holder of a commercial pelagic and anadromous fishing license may take up to 16 quarts per day of smelts from July 1st to March 14th in the coastal waters of the State from the New Hampshire border to Naskeag Point in Brooklin, including Deer Isle and Stonington.