

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
128<sup>TH</sup> LEGISLATURE  
FIRST SPECIAL, SECOND REGULAR AND SECOND SPECIAL SESSIONS



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

**JOINT STANDING COMMITTEE ON MARINE RESOURCES**

October 2018

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# STATE OF MAINE

128<sup>TH</sup> LEGISLATURE

FIRST SPECIAL, SECOND REGULAR AND SECOND SPECIAL SESSIONS



## LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contain summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Special, Second Regular and Second Special Sessions of the 128<sup>th</sup> 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 dates for non-emergency legislation enacted in the First Special, Second Regular or Second Special Sessions of the 128<sup>th</sup> Legislature are: Monday, February 5, 2018; Wednesday, August 1, 2018; and Thursday, December 13, 2018, respectively. 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 1791**

**An Act To Continue the Maine Lobster Marketing Collaborative**

**PUBLIC 368**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM OTP-AM	H-640

This bill was reported by the committee pursuant to the Maine Revised Statutes, Title 12, section 6455, subsection 8. The bill removes the October 1, 2018, repeal of the section of law that establishes the Maine Lobster Marketing Collaborative and that sets the surcharges on various types of licenses to fund the collaborative. The bill continues through 2020 the surcharges that have been in place since 2016.

**Committee Amendment "A" (H-640)**

This amendment, which is the majority report of the committee, establishes an executive committee of the Maine Lobster Marketing Collaborative to take certain actions on behalf of the collaborative and specifies which actions are prohibited. The amendment retains the provision in the bill that removes the October 1, 2018, repeal of the section of law that establishes the collaborative and instead changes the repeal date to October 1, 2021. The amendment continues through 2021 the surcharge amounts on various types of licenses to fund the collaborative that have been in place since 2016. The amendment directs the Commissioner of Marine Resources to investigate whether the surcharges assessed on a wholesale seafood license with lobster permits or a supplemental lobster transportation license may be amended to reflect the amount of lobster bought, sold, shipped or transported by the license holder or a class of license holders and to provide a report of recommendations to the joint standing committee of the Legislature having jurisdiction over marine resources matters by January 15, 2019.

**Committee Amendment "B" (H-641)**

This amendment, which is the minority report of the committee, establishes an executive committee of the Maine Lobster Marketing Collaborative to take certain actions on behalf of the collaborative and specifies which actions are prohibited. The amendment retains the provision in the bill that removes the October 1, 2018, repeal of the section of law that establishes the collaborative and instead changes the repeal date to October 1, 2021. The amendment continues through 2021 the surcharge amounts on various types of licenses to fund the collaborative that have been in place since 2016, except that this amendment makes those surcharges voluntary for years 2019 to 2021. The amendment directs the Commissioner of Marine Resources to investigate whether the surcharges assessed on a wholesale seafood license with lobster permits or a supplemental lobster transportation license may be amended to reflect the amount of lobster bought, sold, shipped or transported by the license holder or a class of license holders and to provide a report of recommendations to the joint standing committee of the Legislature having jurisdiction over marine resources matters by January 15, 2019.

**Enacted Law Summary**

Public Law 2017, chapter 368 removes the October 1, 2018, repeal of the section of law that establishes the Maine Lobster Marketing Collaborative and instead changes the repeal date to October 1, 2021. Public Law 2017, chapter 368 continues through 2021 the surcharge amounts on various types of licenses to fund the collaborative that have been in place since 2016. Public Law 2017, chapter 368 establishes an executive committee of the Maine Lobster Marketing Collaborative to take certain actions on behalf of the collaborative and specifies which actions are prohibited. Public Law 2017, chapter 368 directs the Commissioner of Marine Resources to investigate whether the surcharges assessed on a wholesale seafood license with lobster permits or a supplemental lobster transportation license may be amended to reflect the amount of lobster bought, sold, shipped or transported by the license holder or a class of license holders and to provide a report of recommendations to the joint standing committee of the Legislature having jurisdiction over marine resources matters by January 15, 2019.