

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
107TH LEGISLATURE  
FIRST SPECIAL SESSION (Filing No. H-1145)

COMMITTEE AMENDMENT "A" to H.P. 2010, L.D. 2192, Bill,  
"AN ACT to Clarify the Laws Relating to Marine Resources."

Amend said Bill by inserting after section 2 the following:

'2-A. 12 MRSA §3505, sub-§1, ¶B, sub-¶(3) is repealed.

Sec. 2-B. 12 MRSA §3505, sub-§3, ¶B is repealed and the  
following enacted in place thereof:

B. The hearing shall be held within 30 days of receipt by  
the commissioner of a petition provided in subsection 1,  
paragraph B.'

Further amend said Bill by striking out all of section 7.

Further amend said Bill in section 8 by inserting in the  
5th line (4th line of L.D.) after the word "taxpayer" the  
underlined words 'or resident'

Further amend said Bill in section 9 by inserting in the  
4th line (same in L.D.) after the word "taxpayer" the underlined  
words 'or resident'

Further amend said Bill by striking out sections 10, 11,  
12 and 13.

Further amend said Bill by inserting after section 13 the  
following:

'Sec. 13-A. 12 MRSA §4404, sub-§2 is amended to read:

2. License designation; general scope. The license,  
designated as a lobster and crab fishing license, entitles the  
holder to take and sell lobsters and crabs when and where it is  
otherwise lawful to take them.'

Further amend said Bill by striking out all of section 14 and inserting in place thereof the following:

'Sec. 14. 12 MRSA §4404, sub-§4, first ¶, as repealed and replaced by PL 1975, c. 518, §1, is repealed and the following enacted in place thereof:

A lobster and crab fishing license may be issued to any person who has been a resident of the State for 6 months next prior to the date of application.'

Further amend said Bill by striking out all of section 15.

Further amend said Bill by inserting after section 16 the following:

'Sec. 16-A. 12 MRSA §4466, as enacted by PL 1969, c. 221, is amended to read:

§ 4466. Otter, beam trawls, seining or netting prohibited

It is unlawful for any person to fish for, catch or take any lobsters by use of an otter or beam trawl, seine or net or to have in possession any lobsters on board/<sup>of</sup>any boat rigged for otter or beam trawling, seining or netting regardless of their source.

1. Exception. This section shall not apply to any person who catches or takes lobsters by use of an otter or beam trawl, seine or net provided said lobsters are liberated immediately alive when caught. This section shall not apply to any person who uses an otter or beam trawl, seine or net and who desires to fish for lobsters or crabs by pots or traps, providing all nets or seines are removed from the boat before fishing for lobsters.

It is unlawful to release into the coastal waters of the State any net made of monofilament or of other materials which are not biodegradable.

The penalty for violating this section is stated in section 4504.'

Further amend said Bill by renumbering/sections to read consecutively.

Statement of Fact

This amendment will remove sections in this bill that conflict with sections in L.D. 2277 and adds provisions not previously covered.

Reported by the Committee on Marine Resources.

Reproduced and distributed under the direction of the Clerk of the House.  
3/30/76

(Filing No. H-1145)