

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES (Filing No. H-1168)
107TH LEGISLATURE
FIRST SPECIAL SESSION

HOUSE 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:

'Sec. 2-A. 12 MRSA §3505, sub-§1, ¶B, sub-¶(3) is repealed.

Sec. 2-B. 12 MRSA §3505, sub-§3, ¶B is repealed and the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 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 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 ^{his catch of} ~~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'Sec. 14. 12 MRSA §4404, sub-§4, first ¶, as repealed and replaced by PL 1975, c. 518, §1, is repealed and the following enacted in place thereof: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 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^{or}/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 of 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 the sections to read consecutively.

Statement of Fact

The purpose of this amendment is to add provisions not previously covered.

Filed by Mr. Greenlaw of Stonington.

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