

# MAINE STATE LEGISLATURE

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1 SECOND REGULAR SESSION  
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE  
4

5 Legislative Document

No. 1714

7 H.P. 1207

House of Representatives, December 23, 1985

8 Approved for introduction by a majority of the Legislative Council  
9 pursuant to Joint Rule 26.

10 Received by the Clerk of the House on December 23, 1985. Referred to  
the Committee on Marine Resources and 1,600 ordered printed pursuant to  
Joint Rule 14.

EDWIN H. PERT, Clerk

11 Presented by Representative Scarpino of St. George.

12 STATE OF MAINE  
13

14 IN THE YEAR OF OUR LORD  
15 NINETEEN HUNDRED AND EIGHTY-SIX  
16

17 AN ACT Relating to Lease Fees Under the  
18 Bureau of Public Lands.  
19

20 Be it enacted by the People of the State of Maine as  
21 follows:

22 12 MRSa §6072, sub-§9, as enacted by PL 1977, c.  
23 661, §5, is repealed and the following enacted in its  
24 place:

25 9. Rents. The Director of the Bureau of Public  
26 Lands shall determine an annual base rent for each  
27 lease. This base rent shall be determined in accord-  
28 ance with the formula set out in section 558-A, sub-  
29 section 2, paragraph A, subparagraph (3). Rent for  
30 any lease shall be paid monthly over the term of the  
31 lease and shall be calculated for each month by to-  
32 taling the following amounts which apply to that  
33 lease.

34 A. If stop seining is prohibited in the leased  
35 area, an amount equal to 2% of the base rent

1 shall be paid for each month the prohibition is  
2 in effect.

3 B. If purse seining is prohibited in the leased  
4 area, an amount equal to 2% of the base rent  
5 shall be paid for each month the prohibition is  
6 in effect.

7 C. If dragging is prohibited in the leased area,  
8 an amount equal to 2% of the base rent shall be  
9 paid for each month the prohibition is in effect.

10 D. If lobstering is prohibited in the leased ar-  
11 ea, an amount equal to 2% of the base rent shall  
12 be paid for each month during which the prohibi-  
13 tion is in effect. For the purposes of this par-  
14 agraph, the leased area shall be deemed to be  
15 closed to lobstering in any month in which the  
16 leased area is harvested by dragging unless the  
17 lessee gives public notice of that dragging at  
18 least 10 days prior to the dragging in a manner  
19 specified by the commissioner.

20 E. If mooring is prohibited in the leased area,  
21 an amount equal to .3% of the base rent shall be  
22 paid for each month the prohibition is in effect.

23 STATEMENT OF FACT

24 Currently, aquaculture lease fees are much lower  
25 than the lease fees for other sub-tidal lands. This  
26 bill corrects that discrepancy. It also provides  
27 that the rent for each of the aquaculture leases  
28 shall be calculated according to the degree of exclu-  
29 sive use of that lease area by the lessee.

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