

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 scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

1
2

3
4
5
6

7
8
9

10
11
12

13
14

15
16
17
18
19
20
21
22
23
24
25
26

27
28

29
30

L.D. 2162

(Filing No. H- 595)

STATE OF MAINE
HOUSE OF REPRESENTATIVES
113TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1584, L.D. 2162,
Bill, "AN ACT to Amend the Regulation of Lobster
Parts."

Amend the bill by striking out everything after
the enacting clause and inserting in its place the
following:

'Sec. 1. 12 MRSA §6858, sub-§7, as enacted by
PL 1977, c. 661, §5, is amended to read:

7. Violation. The penalty for violation of this section shall be the same as that provided under section 6431, subsection 7, except that, when lobster meat is packaged in a container in which it is not possible to determine the size or condition of the lobster tail section and the person possessing it is unaware that it contains lobster meat in violation of this section, the penalty shall apply only to the person who first offers it for sale within the State. Any person selling lobster subject to this section shall maintain records which indicate the person from whom the lobster was purchased.

Sec. 2. 12 MRSA §6862, sub-§5, as reenacted by
PL 1985, c. 805, is amended to read:

5. Report; repeal. The department shall report
in writing to the joint standing committee of the

1 Legislature having jurisdiction over marine resources
2 on the activities conducted under this section. The
3 report shall be submitted no later than ~~January 15,~~
4 ~~1988~~ January 1, 1989. This section is repealed on
5 ~~August 17, 1988~~ March 1, 1989.'

6 STATEMENT OF FACT

7 This amendment provides that, with regard to
8 lobster meat in a container in which it is not
9 possible to determine compliance with the law, the
10 penalty shall only apply to the person who first
11 offers it for sale within the State, unless the person
12 otherwise possessing it is aware that the package
13 contains illegal lobster meat. The amendment also
14 postpones the repeal of the lobster tail permit law
15 and requires the Department of Marine Resources to
16 submit a report by January 1, 1989.

17

5341040188

Reported by the Committee on Marine Resources
Reproduced and distributed under the direction of the Clerk of the
House
4/4/88 (Filing No. H-595)