

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
115TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT " A" to S.P. 456, L.D. 1232, Bill, "An Act Regarding the Exclusivity of an Authorized Aquaculture Lease Site"

Amend the bill in subsection 3 in the first line (page 1, line 5 in L.D.) by striking out the following: "Violation of this section is" and inserting in its place the following: 'Any person who knowingly and willfully violates this section is guilty of'

Further amend the bill by inserting at the end and before the statement of fact the following:

FISCAL NOTE

This amendment creates an express penalty for unauthorized taking of cultivated marine products from an aquaculture lease site. Enforcement costs associated with this violation will be absorbed by the Department of Marine Resources utilizing existed budgeted resources.

The additional work load and administrative costs associated with a minimal number of additional cases filed in District Court as a result of this violation will be absorbed within the budgeted resources of the Judicial Department. There will also be an increase in revenue to the General Fund from the collection of fines in an amount which can not be quantified at this time.

Sentences imposed for a Class D offense must be served in a county jail facility. The projected cost to a county for each person sentenced under the new Class D crime is approximately \$6,780 and is based upon an average length of stay of about 119 days.'

STATEMENT OF FACT

This amendment specifies that the express penalty created by the bill applies only to people who knowingly and willfully engage in the unauthorized taking of cultivated marine products from an aquaculture lease site.