

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
115TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1450, L.D. 2062, Bill, "An Act to Allow Transfer of Commercial Moorings"

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

'Sec. 1. 38 MRSA §3, 2nd ¶, as repealed and replaced by PL 1987, c. 655, §3, is amended to read:

~~Mooring Unless permitted by an ordinance adopted under section 3-A, mooring assignments shall may not be transferred. Assignments shall may not be rented unless the provision for rental was part of the agreement when the mooring was assigned.~~

Sec. 2. 38 MRSA §3-A is enacted to read:

§3-A. Mooring transfer permitted by ordinance

A municipality may adopt an ordinance that allows the transfer of a mooring assignment used for commercial fishing purposes. The ordinance may permit a mooring assignment to be transferred only at the request or death of the assignee, only to a member of assignee's family and only if mooring assignment will continue to be used for commercial fishing purposes. For the purposes of this subsection, "member of the assignee's family" means an assignee's parent, child or sibling, by birth or by adoption, including a relation of the half blood.'

STATEMENT OF FACT

This amendment replaces the entire bill. The amendment allows a municipality to adopt an ordinance allowing the transfer of a mooring assignment used for commercial fishing purposes to a member of the assignee's family, provided that the mooring assignment continues to be used for commercial fishing purposes.

COMMITTEE AMENDMENT

Reported by the Committee on Marine Resources
Reproduced and distributed under the direction of the Clerk of the House
2/18/92 (Filing No. H-946)