

# 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)



# 117th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1995

---

Legislative Document

No. 3

S.P. 16

In Senate, January 5, 1995

**An Act to Grant an Extension of Time to Holders of Sea Urchin Licenses  
Who Have Attempted to Comply with the Requirement to Take a  
Competency Course.**

(EMERGENCY)

---

Ordered printed.

A handwritten signature in cursive script that reads "May M. Ross".

MAY M. ROSS  
Secretary of the Senate

Presented by Senator McCORMICK of Kennebec.  
Cosponsored by Representatives: ETNIER of Harpswell, LOOK of Jonesboro.

2           **Emergency preamble.** Whereas, Acts of the Legislature do not  
become effective until 90 days after adjournment unless enacted  
as emergencies; and

4           **Whereas,** a person who wishes to obtain a sea urchin license  
6 for 1995 must successfully complete a commercial underwater  
handharvesting competency course by December 31, 1994; and

8           **Whereas,** the courses that are being offered in 1994 are  
10 full; and

12           **Whereas,** if the competency course requirement is not  
extended, persons who have licenses will lose their licenses; and

14           **Whereas,** in the judgment of the Legislature, these facts  
16 create an emergency within the meaning of the Constitution of  
Maine and require the following legislation as immediately  
18 necessary for the preservation of the public peace, health and  
safety; now, therefore,

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

24           **Sec. 1. 12 MRSA §6531, sub-§§1 and 2,** as enacted by PL 1993, c.  
604, §1, are amended to read:

26           **1. Completion of competency course.** That person  
successfully completes a commercial underwater handharvesting  
28 competency course offered under section 6532; ~~ex~~

30           **2. Grandfathered.** The commissioner determines that that  
person meets the grandfather provisions of section 6534+; or

32           **Sec. 2. 12 MRSA §6531, sub-§3** is enacted to read:

34           **3. Extension.** The commissioner grants an extension of a  
36 license to a person who has made a good faith effort to comply  
38 with the requirements of this section. The extension is valid  
40 until the person passes the commercial underwater handharvesting  
42 competency course. If the person does not pass the course, the  
44 license is suspended. For purposes of this subsection, "good  
faith effort" means that a person has sent in an application and  
the registration fee for enrollment in the course in 1994 but  
because the course was full, the commissioner scheduled the  
person to take the course in 1995.

46           **Sec. 3. Retroactivity.** This Act is retroactive to December 31,  
1994.

48           **Emergency clause.** In view of the emergency cited in the  
50 preamble, this Act takes effect when approved.

2

## STATEMENT OF FACT

4

6           The purpose of this bill is to extend the sea urchin license  
of a person who has made a good faith effort to comply with the  
commercial underwater handharvesting competency course. To  
8 receive the extension, the person must have sent the application  
and the registration fee for enrollment in the course for 1994.