

# MAINE STATE LEGISLATURE

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17  
R08

L.D. 1114

DATE: 6/2/95

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**MARINE RESOURCES**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
117TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT " " to H.P. 797, L.D. 1114, Bill, "An Act to Amend the Law Regarding the Possession of Short Lobsters"

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. 12 MRSA §6402-B, as enacted by PL 1993, c. 550, §1, is amended to read:

**§6402-B. Suspension based on 2 or more convictions of possessing short lobsters**

Notwithstanding section 6401, subsection 2, the commissioner shall suspend the lobster and crab fishing license of any ~~licenseholder~~ license holder convicted of a 2nd or subsequent offense of possessing a lobster smaller than the minimum size established in section 6431, subsection 1 if the conviction of the 2nd or subsequent offense involved possession of 3 or more lobsters smaller than that minimum size and the first conviction occurred after July 1, 1994. ~~The suspension is for a period of 3 years--from--the--date--of--conviction.~~ The commissioner shall suspend the license for at least one year from the date of conviction and may suspend the license for up to 3 years.'

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

**'FISCAL NOTE**

Changes in the length of certain mandatory suspensions for lobster and crab fishing licenses may result in insignificant increases of General Fund revenue from license fees.'

**COMMITTEE AMENDMENT**

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**STATEMENT OF FACT**

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6 The amendment replaces the language of the original bill.  
8 It amends the law concerning a mandatory suspension of a lobster  
10 and crab fishing license when a license holder is convicted of a  
12 2nd or subsequent offense of possessing short lobsters and the  
14 2nd offense involves 3 or more lobsters. It changes current law  
16 by requiring the first conviction to occur after July 1, 1994.  
It changes the mandatory suspension period from 3 years to one  
year. It also allows the commissioner to increase the suspension  
period for up to 3 years.

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The amendment also adds a fiscal note to the bill.

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