

# MAINE STATE LEGISLATURE

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DATE: May 11, 1995 (Filing No. S-143 )

**MARINE RESOURCES**

Reported by: Senator PINGREE of Knox for the Committee.

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**STATE OF MAINE  
SENATE  
117TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 429, L.D. 1197, Bill, "An Act Concerning the Sale of Double Gauge Lobster Measures"

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'Sec. 1. 12 MRSA §6431, sub-§3, as amended by PL 1985, c. 677, §§3, 6 and 7, is repealed and the following enacted in its place:

3. Double gauge measure. The department shall use a double gauge lobster measure that is certified for accuracy by the Department of Agriculture, Food and Rural Resources, Office of Sealer of Weights and Measures. The measure must have one gauge that conforms to the minimum legal lobster size in effect and another gauge 5 inches in length. Any measurement used to substantiate a violation of this section must be made with a certified double gauge lobster measure.

Sec. 2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

1995-96                      1996-97

**MARINE RESOURCES,  
DEPARTMENT OF**

**COMMITTEE AMENDMENT**

2 **Bureau of Marine Patrol**

4 All Other (\$3,000) (\$4,000)

6 Deappropriates funds to  
8 reflect the repeal of the  
10 requirement that the  
12 Department of Marine  
Resources must offer double  
gauge lobster measures for  
sale at cost.'

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

18 **FISCAL NOTE**

18 1995-96 1996-97

20 **APPROPRIATIONS/ALLOCATIONS**

22 General Fund (\$3,000) (\$4,000)

24 **REVENUES**

26 General Fund (\$3,000) (\$4,000)

28 Repeal of the requirement that the Department of Marine  
30 Resources must provide the state double gauge lobster measure for  
32 sale at actual cost will represent an annual General Fund savings  
34 of approximately \$4,000 to the Bureau of Marine Patrol. Three  
thousand dollars in fiscal year 1995-96 and \$4,000 in fiscal year  
1996-97 are deappropriated as a result. Since the bureau sold  
the devices at cost with proceeds deposited as undedicated  
36 General Fund revenue, General Fund revenue will be reduced by  
these same amounts.

38 The Department of Agriculture, Food and Rural Resources will  
40 incur some minor additional costs to certify double gauge lobster  
42 measures used by the Department of Marine Resources. These costs  
can be absorbed within the department's existing budgeted  
44 resources.'

46 **STATEMENT OF FACT**

48 This amendment replaces the language in the original bill.  
It strikes from law the requirement that the Department of Marine  
50 Resources provide double gauge lobster measures for sale at

COMMITTEE AMENDMENT "A" to S.P. 429, L.D. 1197

2 actual cost. It requires department personnel to use a double  
 4 gauge lobster measure that is certified for accuracy by the  
 6 Department of Agriculture, Food and Rural Resources, Office of  
 8 Sealer of Weights and Measures. It also requires that any  
 measurement used to substantiate a violation of the Maine Revised  
 Statutes, Title 12, section 6431 must be made with a certified  
 double gauge lobster measure.

10 The amendment also adds an appropriation section and a  
 fiscal note to the bill.

**COMMITTEE AMENDMENT**