

MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 1511

S.P. 552

In Senate, May 9, 1995

**An Act to Increase the Maximum Lease Size for Bottom Culture
Aquaculture.**

(EMERGENCY)

Reference to the Committee on Marine Resources suggested and ordered printed.

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

MAY M. ROSS
Secretary of the Senate

Presented by Senator GOLDTHWAIT of Hancock.
Cosponsored by Senator: PINGREE of Knox, Representative: LAYTON of Cherryfield.

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

4 Whereas, the Legislature has established the authority for
6 the Commissioner of Marine Resources to lease areas in, on and
under the coastal waters for the purposes of aquaculture
8 development; and

10 Whereas, the laws providing this authority limit the size of
leases that may be granted by the commissioner; and

12 Whereas, this limitation is viewed as an impediment to the
14 development of certain portions of the State's aquaculture
industry; and

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

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

24 **Sec. 1. 12 MRSA §6072, sub-§2, ¶¶E and F,** as enacted by PL
26 1987, c. 453, §1, are amended to read:

28 E. The Except as provided in paragraph G, the lease does
not result in a person being a tenant of any kind in leases
30 covering an aggregate of more than 150 acres; and

32 F. No A single lease may not exceed 100 acres in size; and

34 **Sec. 2. 12 MRSA §6072, sub-§2, ¶G** is enacted to read:

36 G. The lease does not result in a person being a tenant of
acquaculture leases that are not for the suspended culture
38 of marine organisms covering an aggregate of more than 300
acres.

40 **Sec. 3. 12 MRSA §6072, sub-§11-A** is enacted to read:

42 11-A. Notification before expiration of lease. The
44 commissioner shall notify a lessee at least 30 days before
expiration of a lease.

46 **Sec. 4. 12 MRSA §6072, sub-§12,** as amended by PL 1987, c. 453,
48 §1, is further amended to read:

