

# MAINE STATE LEGISLATURE

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DATE: 3/27/96 (Filing No. H- 865 )

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
117TH LEGISLATURE  
SECOND REGULAR SESSION

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 1252, L.D. 1714, Bill, "An Act to Establish a Sea Urchin Management Plan"

Amend the amendment by striking out all of sections 2 and 3.

Further amend the amendment in section 4 in that part designated "§6749-N." by striking out all of the first indented paragraph (page 2, lines 12 to 14 in amendment) and inserting in its place the following:

'Notwithstanding section 6749, in calendar years 1995, 1996, 1997 and 1998, it is unlawful for a person to fish for or take sea urchins from:'

Further amend the amendment by striking out all of section 5 and inserting in its place:

'Sec. 5. 12 MRSA §6749-O, sub-§§1 and 2, as enacted by PL 1995, c. 392, §7, are amended to read:

1. Handfishing and dragging licenses. The Except as provided in subsections 3 and 4, the commissioner may not issue a handfishing sea urchin license or a sea urchin dragging license for calendar year 1994, 1995, 1996, 1997 or 1998 to any person unless that person possessed that license in the previous calendar year.

2. Hand-raking and trapping license. The Except as provided in subsections 3 and 4, the commissioner may not issue a sea urchin hand-raking and trapping license for calendar year 1995-~~or~~ 1996 to any person unless that person possessed either a handfishing sea urchin license or a sea urchin dragging license in the-previous calendar year 1995. The commissioner may not

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2 issue a sea urchin hand-raking and trapping license for calendar  
3 year 1997 or 1998 to any person unless that person possessed a  
4 sea urchin hand-raking and trapping license in the previous  
5 calendar year. A person who is issued a sea urchin hand-raking  
6 and trapping license may not be issued a handfishing sea urchin  
7 license or a sea urchin dragging license in the same calendar  
8 year.'

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10 Further amend the amendment in section 6 in that part  
11 designated "§6749-P." by striking out all of the indented  
12 paragraph (page 3, lines 21 to 36 in amendment) and inserting in  
13 its place the following:

14 'For calendar years 1995, 1996, 1997 and 1998, a person  
15 eligible to purchase a license under section 6749-O may purchase  
16 those licenses only for Zone 1 or Zone 2. All of those licenses  
17 issued to any one person in any one year must be for the same  
18 zone. In calendar years 1997 and 1998, a person may not change  
19 from the zone in which the person harvested sea urchins in the  
20 previous calendar year unless the change is authorized in  
21 accordance with section 6749-Z. A handfishing sea urchin  
22 license, a sea urchin hand-raking and trapping license or a sea  
23 urchin dragging license authorizes the licensed activity only in  
24 the zone for which it is issued. A sea urchin dragging license  
25 must list the documentation or registration number of the vessel  
26 to be used by that licensee when dragging. A vessel  
27 documentation number or registration number may not be listed on  
28 more than one sea urchin boat license.'

29 Further amend the amendment by striking out all of sections  
30 7 and 8.

31  
32 Further amend the amendment in section 9 by striking out  
33 that part designated "§6749-Z." by striking out all of the first  
34 6 lines (page 6, lines 22 to 28 in amendment) and inserting in  
35 its place the following:

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37 '§6749-Z. Changing zones; 1997 and 1998.

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39 1. Authorization of changes. Beginning in calendar year  
40 1997, a person eligible to purchase a license under section  
41 6749-O who wishes to change the zone in which the person harvests  
42 sea urchins may not change zones unless the change is authorized  
43 by the commissioner in accordance with this section.'

44  
45 Further amend the amendment in section 9 in that part  
46 designated "§6749-Z." in subsection 2 in the 4th line (page 6,  
47 line 33 in amendment) by striking out the following: "licensing"  
48 and inserting in its place the following: 'calendar'

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Further amend the amendment in section 9 in that part  
designated "~~§6749-Z.~~" in subsection 3 in the 3rd line (page 6,  
line 41 in amendment) by striking out the following: "licensing"  
and inserting in its place the following: 'calendar'

Further amend the amendment in section 9 in that part  
designated "~~§6749-Z.~~" in subsection 3 in the 5th line (page 6,  
line 43 in amendment) by striking out the following: "licensing"  
and inserting in its place the following: 'calendar'

Further amend the amendment in section 9 in that part  
designated "~~§6749-Z.~~" in subsection 3 in the 6th line (page 6,  
line 44 in amendment) by striking out the following: "licensing"  
and inserting in its place the following: 'calendar'

Further amend the amendment in section 9 in that part  
designated "~~§6749-Z.~~" in subsection 3 in the 8th line (page 6,  
line 46 in amendment) by striking out the following: "licensing"  
and inserting in its place the following: 'calendar'

Further amend the amendment in section 9 in that part  
designated "~~§6749-Z.~~" in subsection 3 in the 3rd line from the  
end (page 6, line 48 in amendment) by striking out the following:  
"licensing" and inserting in its place the following: 'calendar'

Further amend the amendment by striking out all of section 9  
in that part relating to "**Transition provisions**" (page 7, lines 1  
to 7 in amendment).

Further amend the amendment by striking out all of section  
10 and inserting in its place the following:

**'Sec. 10. Effective date.** Those sections of this Act that amend  
the Maine Revised Statutes, Title 12, section 6749-N and enact  
Title 12, sections 6749-V and 6749-W take effect May 1, 1996.'

Further amend the amendment by relettering or renumbering  
any nonconsecutive Part letter or section number to read  
consecutively.

Further amend the amendment by striking out all of the  
fiscal note and inserting in its place the following:

#### **'FISCAL NOTE**

Eliminating the proposed change from a calendar year to a  
licensing year basis for the issuance of various sea urchin  
fishing licenses will result in the elimination of any General  
Fund and dedicated revenue losses.'

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**STATEMENT OF FACT**

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This floor amendment strikes those parts of Committee Amendment "A" that change the expiration date from December 31 to June 30 for a sea urchin and scallop diving tender license, a handfishing sea urchin license, a sea urchin draggers license and a sea urchin hand-raking and trapping license. The purpose of the floor amendment is to eliminate the General Fund impact of Committee Amendment "A."

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SPONSORED BY:

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