

MAINE STATE LEGISLATURE

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72
R. O. S.

L.D. 1715

DATE: February 15, 1995

(Filing No. S- 430)

MARINE RESOURCES

Reported by: Senator GOLDTHWAIT of Hancock for the Committee.

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

COMMITTEE AMENDMENT " A " to S.P. 655, L.D. 1715, Bill, "An Act to Create a Scallop Diving Tender License"

Amend the bill by inserting after the enacting clause and before section 1 the following:

'Sec. 1. 12 MRSA §6535, sub-§§1 and 2. as enacted by PL 1995, c. 392, §2, are amended to read:

1. **License required.** It is unlawful for a person to operate a boat as a platform for the harvesting of sea urchins and scallops by hand, to act as a diving tender on a boat engaged as a platform for the harvesting of sea urchins and scallops by hand or to possess, strip, transport or sell scallops or sea urchins unless that person is licensed under this section, section 6701 or section 6748.

2. **Licensed activity.** A person licensed under this section may tend divers who harvest sea urchins and scallops by hand and operate a boat as a platform for the harvesting of sea urchins and scallops by hand and may possess, ship, transport and sell sea urchins and scallops. A sea urchin and scallop diving tender license does not authorize the holder to harvest sea urchins and scallops.'

COMMITTEE AMENDMENT

R. & S.

2 Further amend the bill in section 1 in that part designated
3 "§6536." in subsection 1 in the 3rd line (page 1, line 9 in L.D.)
4 by inserting after the following: "boat" the following:
5 'engaged as a platform for the harvesting of scallops by hand'
6

7 Further amend the bill in section 1 in that part designated
8 "§6536." in subsection 2 in the 2nd line (page 1, line 14 in
9 L.D.) by inserting after the following: "divers" the following:
10 'who harvest scallops by hand'

11 Further amend the bill by relettering or renumbering any
12 nonconsecutive Part letter or section number to read
13 consecutively.

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

17

18

19 FISCAL NOTE

20 Creation of a separate scallop diving tender license will
21 result in insignificant reductions of dedicated revenue to the
22 Department of Marine Resources from decreased surcharge
23 collections.'
24

25

26

27 STATEMENT OF FACT

28 The amendment clarifies that a scallop tender license is
29 required to tend scallop divers and to tend scallop divers from a
30 boat that is used by scallop divers in the harvesting of
31 scallops. It also clarifies that a sea urchin and scallop tender
32 license is required to tend sea urchin and scallop divers and to
33 tend sea urchin and scallop divers from a board that is used by
34 sea urchin and scallop divers in the harvesting of those marine
35 organisms.
36

37

38 The amendment also adds a fiscal note.