



# **118th MAINE LEGISLATURE**

## FIRST REGULAR SESSION-1997

Legislative Document

No. 1445

H.P. 1028

House of Representatives, March 11, 1997

An Act to Establish a Requirement That Holders of Lobster Fishing Licenses Must Own or Control the Vessel from Which They Conduct Authorized Activities.

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

SOSEPH W. MAYO, Clerk

Presented by Representative ETNIER of Harpswell. Cosponsored by Representatives: BIGL of Bucksport, LEMONT of Kittery, Senators: GOLDTHWAIT of Hancock, SMALL of Sagadahoc.

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

### Sec. 1. 12 MRSA §6421, sub-§3-A, ¶G is enacted to read:

G. An individual holding a Class I, Class II or Class III б license may conduct authorized activities only from an authorized vessel. For purposes of this paragraph, "authorized vessel" means a vessel that is registered to the 8 holder of the license, a family member of the holder of the 10 license or a corporation or other business entity controlled by the holder of the license, family members of the holder 12 of the license or any 2 or more of those persons. For the purposes of this paragraph, "family member" has the same 14 meaning as in section 6431-D, subsection 2, paragraph B.

- 16 This paragraph does not apply to a person who holds a Class I, Class II or Class III license on the effective date of 18 this paragraph and conducts authorized activities from a vessel that is not an authorized vessel.
- In the case of an illness or a disability of a license holder that is documented to the commissioner and that 22 prevents the license holder from engaging in authorized activities from an authorized vessel, the commissioner may 24 permit another license holder who is not a member of the license holder's family to conduct authorized activities 26 from the vessel.

#### **SUMMARY**

32 This bill provides that holders of Class I, Class II and Class III lobster and crab fishing licenses must fish from a 34 vessel owned or controlled by the license holder or a member of the license holder's family unless there is a documented illness 36 or disability. This requirement does not apply to persons who, on the effective date of this Act, hold a Class I, Class II or Class III license and are fishing from a vessel not owned or 38 controlled by the license holder.

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