

MAINE STATE LEGISLATURE

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R. O. S.

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MARINE RESOURCES

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
119TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 636, L.D. 886, Bill, "An Act to Establish Lobster Hatcheries"

Amend the bill by striking out the title and substituting the following:

'Resolve, to Study Lobster Hatcheries'

Further amend the bill by striking out everything after the title and before the summary and inserting in its place the following:

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

Whereas, it is a goal of the State to enhance the lobster population and ensure a sustainable lobster fishery; and

Whereas, it is in the interest of the State to study the feasibility and cost of establishing lobster hatcheries; and

Whereas, a study must be initiated promptly in order that the study may be completed and a report submitted in time for the next legislative session; and

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

COMMITTEE AMENDMENT

R.S.

2 **Sec. 1. Committee established. Resolved:** That the Committee to
Study the Establishment of Lobster Hatcheries, referred to in
this resolve as the "committee," is established; and be it further

4
6 **Sec. 2. Membership; appointments; chair. Resolved:** That the
committee consists of 10 members appointed as follows:

8 1. Seven members representing each of the lobster
management zones established under the Maine Revised Statutes,
10 Title 12, section 6446, appointed by the lobster management
policy council established for the zone;

12 2. One member representing the Department of Marine
14 Resources;

16 3. One scientist, appointed by the Commissioner of Marine
Resources. The commissioner shall consider recommendations made
18 by the Lobster Advisory Council; and

20 4. One public member, appointed by the Commissioner of
Marine Resources.

22 All appointments must be made no later than 30 days
24 following the effective date of this resolve. The committee
shall select a chair at its first meeting; and be it further

26 **Sec. 3. Meetings. Resolved:** That the Commissioner of Marine
28 Resources shall call and convene the first meeting of the
committee no later than June 15, 1999. The committee shall
30 notify the members of the Joint Standing Committee on Marine
Resources of each meeting; and be it further

32 **Sec. 4. Duties. Resolved:** That the committee shall gather
34 available data and studies relating to lobster hatcheries and
examine the feasibility and cost of establishing lobster
36 hatcheries in the State. The committee shall submit a report in
accordance with section 7; and be it further

38 **Sec. 5. Staff assistance. Resolved:** That the Department of
40 Marine Resources shall provide necessary staffing services to the
committee; and be it further

42 **Sec. 6. Compensation. Resolved:** That the committee members
44 serve on a voluntary basis; and be it further

46 **Sec. 7. Report. Resolved:** That the committee shall submit a
report with its findings and recommendations to the Joint
48 Standing Committee on Marine Resources by December 31, 1999. The
recommendations must include provisions for hatcheries to produce

COMMITTEE AMENDMENT

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2 Stage IV lobsters for the entire coast and for the establishment
of up to one hatchery per zone; and be it further

4 **Sec. 8. Legislation. Resolved:** That the Joint Standing Committee
on Marine Resources may report out legislation during the Second
6 Regular Session of the 119th Legislature regarding lobster
hatcheries.

8 **Emergency clause.** In view of the emergency cited in the
10 preamble, this resolve takes effect when approved.'

12 Further amend the bill by inserting at the end before the
summary the following:

14
16 **FISCAL NOTE**

18 The Department of Marine Resources will incur some minor
additional costs to provide staffing for the Committee to Study
20 the Establishment of Lobster Hatcheries and to submit a required
report to the Legislature. These costs can be absorbed within
22 the department's existing budgeted resources.'

24
26 **SUMMARY**

28 This amendment replaces the bill with a resolve, changes the
title and adds an emergency preamble and clause. The resolve
establishes the Committee to Study the Establishment of Lobster
30 Hatcheries, composed of 10 members, and directs the committee to
examine the feasibility and cost of establishing lobster
32 hatcheries and submit a report with findings and recommendations
to the Joint Standing Committee on Marine Resources by December
34 31, 1999. The resolve also authorizes the Joint Standing
Committee on Marine Resources to report out legislation during
36 the Second Regular Session of the 119th Legislature regarding
lobster hatcheries. The amendment also adds a fiscal note to the
38 bill.

COMMITTEE AMENDMENT