

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

RMS

L.D. 2642

2
4
6
8
10
12
14
16
18
20
22
24
26
28
30
32
34
36
38
40
42
44
46
48

DATE: 4/3/2000

(Filing No. S-629)

NATURAL RESOURCES

Reported by:

Reproduced and distributed under the direction of the Secretary of the Senate.

**STATE OF MAINE
SENATE
119TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 1052, L.D. 2642, Bill, "An Act to Amend the Nutrient Management Laws to Include the Regulation of the Discharge from Fish Hatcheries Except for Aquaculture"

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

'An Act to Require Nutrient Management Plans for Fish Hatcheries Except for Aquaculture'

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

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

Sec. 1. 7 MRSA §4214 is enacted to read:

§4214. Nutrient management plans for fish hatcheries

1. Nutrient management plan required for fish hatcheries.
A person who owns or operates a fish hatchery, not including an off-shore marine aquaculture operation in estuarine or marine waters, must have and implement a nutrient management plan for the fish waste from the hatchery by the date specified in rules adopted pursuant to subsection 2. The commissioner shall maintain a list of fish hatcheries that have a nutrient management plan.

COMMITTEE AMENDMENT

2 2. Rules for fish hatcheries. In accordance with Title 5,
3 chapter 375, the commissioner shall adopt rules to establish
4 requirements for nutrient management plans for fish hatcheries,
5 compliance schedules for fish hatcheries, a process for review of
6 the nutrient management plans, periodic revisions of plans and
7 determination of compliance with the plans. A nutrient
8 management plan for a fish hatchery must address storage,
9 management and use of fish waste from the hatchery.

10 Rules adopted pursuant to this subsection are routine technical
11 rules as defined in Title 5, chapter 375, subchapter II-A.'

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

14
15 **FISCAL NOTE**

16
17 The Department of Agriculture, Food and Rural Resources will
18 incur some minor additional costs to adopt certain rules
19 pertaining to nutrient management plans for fish hatcheries and
20 to maintain a list of fish hatcheries that have a nutrient
21 management plan. These costs can be absorbed within the
22 department's existing budgeted resources.
23

24 The additional workload and administrative costs associated
25 with the minimal number of new cases filed in the court system
26 can be absorbed within the budgeted resources of the Judicial
27 Department. The collection of additional fines may increase
28 General Fund revenue by minor amounts.'
29

30
31 **SUMMARY**

32
33 This amendment replaces the bill, changes the title and
34 strikes the emergency preamble and the emergency clause. The
35 amendment requires fish hatcheries, other than off-shore marine
36 aquaculture operations, to have a nutrient management plan in
37 accordance with rules adopted by the Commissioner of Agriculture,
38 Food and Rural Resources. A nutrient management plan for a fish
39 hatchery must address storage, management and use of fish waste
40 from the hatchery.
41
42