

MAINE STATE LEGISLATURE

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L.D. 1519

DATE: 5-7-03

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MARINE RESOURCES

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**STATE OF MAINE
HOUSE OF REPRESENTATIVES
121ST LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1112, L.D. 1519, "Resolve, To Establish a Task Force on the Planning and Development of Marine Aquaculture in Maine"

Amend the resolve in section 6 in the 5th line (page 2, line 12 in L.D.) by inserting after the following: "considering" the following: 'all applicable scientific data and'

Further amend the resolve in section 6 by striking out all of subsection 3 (page 2, lines 27 and 28 in L.D.) and inserting in its place the following:

'3. An assessment of the impacts aquaculture has on tourism, recreation, conserved lands and surrounding fisheries and the ecological health of any bay where aquaculture is located;'

Further amend the resolve in section 6 in subsection 4 in the last line (page 2, line 32 in L.D.) by striking out the following: "and"

Further amend the resolve in section 6 in subsection 5 in the last line (page 2, line 35 in L.D.) by striking out the following: "and be it further"

Further amend the resolve in section 6 by inserting after subsection 5 the following:

'6. An assessment of the role of municipal government in the leasing application and approval process;

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2 7. An assessment of the economic impacts aquaculture has on
the State; and

4
6 8. A review and assessment of all state and federal law
relating to submerged property and riparian rights and whether
such law is adequate to address current issues relating to the
8 use of Maine's coastal waters; and be it further'

10 Further amend the resolve in section 7 in the 3rd line (page
2, line 39 in L.D.) by striking out the following: "one public
12 meeting" and inserting in its place the following: '4 public
meetings held in different regions of the coast'

14 Further amend the resolve by striking out all of section 8
16 and inserting in its place the following:

18 '**Sec. 8. Stakeholder Advisory Panel established. Resolved:** That
the Stakeholder Advisory Panel, referred to in this resolve as
20 "the advisory panel," is established to provide information to
the task force at the solicitation of the task force and to
22 review and comment upon the draft report of the task force as
provided in this resolve. The task force shall periodically
24 consult with the advisory panel regarding issues identified in
this resolve. The advisory panel consists of 11 members,
26 appointed within 30 days following the effective date of this
resolve, as follows:

28 1. Two members of the finfish aquaculture industry, with
30 one member representing a large finfish company and one member
representing a small finfish company, appointed by the Speaker of
32 the House of Representatives;

34 2. Two members of the shellfish aquaculture industry, with
one member representing a small shellfish company and one member
36 representing a large shellfish company, appointed by the
President of the Senate;

38 3. One member representing the fishing industry, appointed
40 by the Speaker of the House of Representatives;

42 4. One member from a coastal municipality who is a
municipal officer, appointed by the President of the Senate;

44 5. One member who is of the commercial recreational
46 industry, such as a boat or schooner captain, appointed by the
Speaker of the House of Representatives;

48 6. One member representing a marine industry, such as boat
50 builders or marinas, appointed by President of the Senate;

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2 7. One member representing the land conservation field,
appointed by the Speaker of the House of Representatives;

4
6 8. One member representing the environmental field,
appointed by the President of the Senate; and

8 9. One member representing the tourism industry, appointed
by the Speaker of the House of Representatives; and be it further
10

Sec. 9. Report. Resolved: That the task force shall submit a
12 draft report that includes its draft findings and recommendations
to the advisory panel no later than December 31, 2003. The
14 advisory panel must review the draft report of the task force and
submit its recommendations on the draft report to the task force
16 no later than January 15, 2004. The task force must meet to
review the recommendations of the advisory panel and make its
18 final report to the Joint Standing Committee on Marine Resources
and the Legislative Council no later than January 31, 2004. If
20 the task force chooses not to include one or more of the
recommendations of the advisory panel in its final report, the
22 task force must include in its final report an explanation of the
reason why it chose not to adopt that recommendation. The task
24 force may submit legislation to the Second Regular Session of the
121st Legislature, not later than January 31, 2004, to implement
26 the recommendations in its final report. If the task force
requires an extension of time to complete its report, it may
28 apply to the Legislative Council, which may grant the extension;
and be it further
30

Sec. 10. Compensation. Resolved: That the members of the task
32 force and the advisory panel, unless otherwise compensated by
their employers or other entities that they represent, are
34 entitled to receive reimbursement of necessary expenses for their
attendance at authorized meetings of the task force or the
36 advisory panel. The Commissioner of Marine Resources shall use
funds from the department's existing resources for costs incurred
38 in carrying out the purposes of this resolve.'

40
42 **SUMMARY**

This amendment creates the 11-member Stakeholder Advisory
44 Panel, which is charged with reviewing the draft report of the
task force on the Planning and Development of Marine Aquaculture
46 in Maine and making recommendations to the task force on that
draft report before the task force submits its final report to
48 the Joint Standing Committee on Marine Resources. Additionally,
the task force is required to periodically consult with the

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2 advisory panel regarding the issues identified in the resolve.
Members of the advisory panel are appointed by the Speaker of the
House of Representatives and the President of the Senate.

4

6 The amendment adds 3 additional items to be considered by
the task force. It amends the resolve to allow the task force to
submit legislation to the Second Regular Session of the 121st
8 Legislature to implement the recommendations in its final report.

10

The amendment also requires the task force to consider all
pertinent scientific data in developing its report and requires
12 the Commissioner of Marine Resources to use funds from existing
department resources for costs associated with this resolve.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT

Approved: 04/24/03 *MAC*

**121st Maine Legislature
Office of Fiscal and Program Review**



LD 1519

**Resolve, To Establish a Task Force on the Planning and Development of
Marine Aquaculture in Maine**

LR 2049(02)

Fiscal Note for Bill as Amended by Committee Amendment " "

Committee: Marine Resources

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund