

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2005

Legislative Document

No. 1147

H.P. 790

House of Representatives, March 8, 2005

An Act To Protect Fishing Families

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

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative CURLEY of Scarborough.
Cosponsored by Senator DAVIS of Piscataquis and
Representatives: KAELIN of Winterport, TUTTLE of Sanford.

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

4 **Sec. 1. 12 MRSA §6421, sub-§5, ¶C,** as corrected by RR 2001, c.
5 2, Pt. A, §14, is amended to read:

6 C. Meets the requirements of the apprentice program under
7 section 6422 or section 6475; ~~or~~

8 **Sec. 2. 12 MRSA §6421, sub-§5, ¶D,** as corrected by RR 2001, c.
9 2, Pt. A, §15, is amended to read:

10 D. Did not possess a Class I, Class II or Class III lobster
11 and crab fishing license in the previous calendar year
12 because the commissioner had suspended the person's license
13 privileges for a length of time that included the previous
14 calendar year, ~~and~~

15 **Sec. 3. 12 MRSA §6421, sub-§5, ¶I** is enacted to read:

16 I. Is eligible to receive a license by transfer under
17 section 6424.

18 **Sec. 4. 12 MRSA §6424** is enacted to read:

19 **§6424. Transfer of commercial lobster and crab fishing license**

20 A person who holds a valid Class I, Class II or Class III
21 lobster and crab fishing license may transfer that license to
22 that person's child, grandchild, spouse, domestic partner or
23 sibling if:

24 1. Apprentice program. The child, grandchild, spouse,
25 domestic partner or sibling has completed the apprentice program
26 under section 6422 or section 6475; and

27 2. Notification required. The license holder and the
28 transferee under subsection 1 notify the department in writing of
29 the transfer.

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41 **SUMMARY**

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43 This bill authorizes the transfer of a Class I, Class II or
44 Class III lobster and crab fishing license by the license holder
45 to that person's child, grandchild, spouse, domestic partner or
46 sibling under certain conditions. The relative who is receiving
47 the license by transfer must have completed the Department of
48 Marine Resources' apprentice program for entry into the lobster
49 fishery, and the license holder and the transferee must notify
50 the department in writing of the transfer.