

MAINE STATE LEGISLATURE

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ROS

L.D. 1603

DATE: 5.18-05

(Filing No. S-207)

MARINE RESOURCES

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STATE OF MAINE
SENATE
122ND LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 584, L.D. 1603, Bill, "An Act To Establish Harbor Master Standards and Training Requirements"

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

'Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.

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

Sec. 1. 38 MRSA §1-A is enacted to read:

§1-A. Training

A person serving as a harbor master or deputy harbor master shall complete a basic harbor master course offered by a statewide harbor masters association within one year after being appointed. For the purposes of this section, "harbor master" means a person appointed by the municipal officers of a town pursuant to section 1 or Title 12, section 13072, and "deputy harbor master" means a person appointed by a harbor master pursuant to section 2.'

COMMITTEE AMENDMENT

PL 018

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SUMMARY

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6 This amendment replaces the bill. The amendment removes the
7 provision of the bill that requires municipal officers to conduct
8 a background check prior to appointing a harbor master. It amends
9 the provision of the bill regarding training to require a basic
10 harbor master course within one year of appointment. The
11 amendment removes the requirements of an advanced course and
12 refresher courses that are included in the bill. The amendment
clarifies the definition of harbor master and deputy harbor
master.

FISCAL NOTE REQUIRED
(See attached)



122nd MAINE LEGISLATURE

LD 1603

LR 2229(02)

An Act to Establish Harbor Master Standards and Training Requirements

Fiscal Note for Bill as Amended by Committee Amendment 'A'

Committee: Marine Resources

Fiscal Note Required: Yes

Fiscal Note

Exempted State Mandate

State Mandate

New or Expanded Activity

Requiring harbor master training within one year after being appointed is a state mandate pursuant to the Maine Constitution. Costs include training, travel reimbursement and lost time. Pursuant to the Mandate Preamble, the two-thirds vote of all members elected to each House exempts the State from the constitutional requirement to fund 90% of the additional costs.

Unit Affected

Municipality

Costs

Significant