

MAINE STATE LEGISLATURE

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Date: 4-11-08

(Filing No. S-615)

MARINE RESOURCES

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

STATE OF MAINE

SENATE

123RD LEGISLATURE

FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 824, L.D. 2156, Bill, "An Act To Amend the Laws Governing Marine Resources"

Amend the bill in section 5 in §6038 in subsection 1 in the first line (page 2, line 16 in L.D.) by inserting after the following: "registrations" the following: 'pursuant to section 10206, subsection 3'

Amend the bill by inserting after section 8 the following:

'Sec. 9. 12 MRSA §6421, sub-§7-A, ¶I, as enacted by PL 2007, c. 201, §11, is amended to read:

I. ~~Two thousand forty seven dollars and twenty five cents~~ Five hundred dollars for a nonresident lobster and crab landing permit.'

Amend the bill by inserting after section 11 the following:

'Sec. 12. 12 MRSA §6455, sub-§5, ¶F, as enacted by PL 2007, c. 201, §19, is amended to read:

F. Nonresident lobster and crab landing permits, ~~\$93.75~~ \$250.

Sec. 13. 12 MRSA §6474, sub-§7, as enacted by PL 1997, c. 574, §4, is amended to read:

7. **Periods of registration.** Monhegan Lobster Conservation Area ~~trap-tag~~ registrations are valid as follows.

A. A person registered under subsection 3 is registered for the entire period from the effective date of this section until July 31, 1999, unless that person notifies the commissioner by November 30, 1998 that the person chooses to not be registered.

B. A person registered under subsection 4, paragraph A or B is registered for the entire period from August 1st of the year of registration until the following July 31st.

COMMITTEE AMENDMENT

P. 8. 6.

COMMITTEE AMENDMENT "A" to S.P. 824, L.D. 2156

1 C. A person registered under subsection 4, paragraph C is registered for the entire
2 period from the date of registration until the following July 31st.

3 D. A person registered under section 5 through the reinstatement of a suspended
4 license is registered for the entire period from the date of license reinstatement until
5 the following July 31st.'

6 Amend the bill in section 13 in subsection 1 by striking out all of paragraph B (page
7 4, lines 37 to 39 in L.D.) and inserting the following:

8 'B. The commissioner may grant an exception to this subsection within federal
9 requirements for the purpose of conducting research on dead marine animals.'

10 Amend the bill in section 14 by striking out all of §6746-A (page 5, lines 2 to 4 in
11 L.D.) and inserting the following:

12 '§6746-A. Night prohibition

13 A person may not fish for or take mussels pursuant to section 6746 between sunset
14 and sunrise within the territorial waters except that the commissioner may authorize the
15 harvest of seed mussels during those times.'

16 Amend the bill by inserting after section 19 the following:

17 **'Sec. 20. Appropriations and allocations.** The following appropriations and
18 allocations are made.

19 **MARINE RESOURCES, DEPARTMENT OF**

20 **Bureau of Resource Management 0027**

21 Initiative: Establishes the Halibut Fund and allocates funds for halibut research and
22 implementation of management measures needed for the halibut fishery.

23	OTHER SPECIAL REVENUE FUNDS	2007-08	2008-09
24	All Other	\$0	\$10,763
25			
26	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$10,763

27 '
28 Amend the bill by relettering or renumbering any nonconsecutive Part letter or
29 section number to read consecutively.

30 **SUMMARY**

31 This amendment reduces the fee for a nonresident lobster and crab landing permit
32 from \$2,047.25 to \$500 and increases the surcharge on that license from \$93.75 to \$250.
33 Money raised from the surcharge on that license goes into the Lobster Promotion Fund.

COMMITTEE AMENDMENT

R. 8. 6

COMMITTEE AMENDMENT "A" to S.P. 824, L.D. 2156

1 It makes a technical change to the law regarding lobster fishing in the Monhegan
2 Lobster Conservation Area.

3 It authorizes the Commissioner of Marine Resources to grant an exception for
4 research purposes to the law prohibiting a person from depositing a dead marine animal
5 in the intertidal zone.

6 It limits the prohibition in the bill for harvesting mussels between sunset and sunrise
7 to draggers and authorizes the Commissioner of Marine Resources to allow the harvest of
8 mussels during that time in areas designated as seed mussel areas.

9 It adds an appropriations and allocations section to the bill.

10

FISCAL NOTE REQUIRED

11

(See attached)



123rd MAINE LEGISLATURE

LD 2156

LR 3067(02)

An Act To Amend the Laws Governing Marine Resources

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

Committee: Marine Resources

Fiscal Note Required: Yes

Fiscal Note

	2007-08	2008-09	Projections 2009-10	Projections 2010-11
Net Cost (Savings)				
General Fund	\$0	(\$189)	(\$189)	(\$189)
Appropriations/Allocations				
Other Special Revenue Funds	\$0	\$10,763	\$11,700	\$12,650
Revenue				
General Fund	\$0	\$189	\$189	\$189
Other Special Revenue Funds	\$0	\$10,763	\$11,700	\$12,650

Fiscal Detail and Notes

Establishes a new account, the Halibut Fund, within the Department of Marine Resources and provides an Other Special Revenue Funds allocation of \$10,763 in fiscal year 2008-2009 for halibut research and implementation of management measures for the halibut fishery. Revenue deposited into this fund will be received from the sale of halibut tags.

It is estimated that two non-resident lobster and crab landing permits will be sold, resulting in General Fund revenue of \$1,000 and Other Special Revenue Funds (Lobster Promotion Council) revenue of \$500 beginning in fiscal year 2008-09. The addition of these two permits will reduce wholesale seafood dealer and lobster transportation permits by two, reducing General Fund revenue by \$811 and reducing Other Special Revenue Funds (Shellfish Fund) revenue by \$500 beginning in fiscal year 2008-09.