

# 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)



Date: 3-30-09

(Filing No. S- 20 )

**MARINE RESOURCES**

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

**STATE OF MAINE**

**SENATE**

**124TH LEGISLATURE**

**FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 87, L.D. 246, Bill, "An Act Regarding Violations of Lobster Conservation Laws"

Amend the bill in section 6 in subsection 7 in the 5th line (page 2, line 20 in L.D.) by inserting after the following: "of not" the following: 'less than \$1,000 or'

Amend the bill in section 7 in subsection 2 in the first line (page 2, line 24 in L.D.) by inserting after the headnote the following: 'This subsection applies to a person that holds a Class I, Class II or Class III lobster and crab fishing license issued under section 6421.'

Amend the bill in section 9 in subsection 5 in the 6th line (page 3, line 29 in L.D.) by inserting after the following: "of not" the following: 'less than \$1,000 or'

Amend the bill in section 10 in subsection 5 in the 6th line (page 3, line 38 in L.D.) by inserting after the following: "of not" the following: 'less than \$2,500 or'

Amend the bill in section 11 in subsection 6 in the 6th line (page 4, line 6 in L.D.) by inserting after the following: "of not" the following: 'less than \$1,000 or'

Amend the bill in section 12 in subsection 2 in the 3rd line (page 4, line 12 in L.D.) by inserting after the following: "of not" the following: 'less than \$1,000 or'

Amend the bill in section 14 in subsection 4 in the 5th line (page 4, line 30 in L.D.) by inserting after the following: "of not" the following: 'less than \$1,000 or'

Amend the bill by inserting at the end before the summary the following:

**'Sec. 16. Appropriations and allocations.** The following appropriations and allocations are made.

**JUDICIAL DEPARTMENT**

**Courts - Supreme, Superior and District 0063**

Initiative: Provides funds for indigent defense costs as a result of an anticipated increase in the request for court-appointed counsel resulting from stricter penalties for lobster violations.

**COMMITTEE AMENDMENT**

2015

1	<b>GENERAL FUND</b>	<b>2009-10</b>	<b>2010-11</b>
2	All Other	\$2,800	\$4,200
3			
4	<b>GENERAL FUND TOTAL</b>	<u>\$2,800</u>	<u>\$4,200</u>
5			

**SUMMARY**

7       This amendment adds a minimum fine of \$1,000 to the maximum fine of \$5,000 for  
8 certain violations of lobster laws in which the number of illegal lobsters cannot be  
9 determined. It adds a minimum fine of \$2,500 to the maximum fine of \$10,000 for  
10 possession of egg-bearing or v-notched lobsters in which the number of illegal lobsters  
11 cannot be determined. This amendment clarifies that the owner or operator provisions of  
12 the bill only apply to a person that holds a Class I, Class II or Class III lobster and crab  
13 fishing license.

14       The amendment also adds an appropriations and allocations section.

**FISCAL NOTE REQUIRED**

(See attached)

**COMMITTEE AMENDMENT**



# 124th MAINE LEGISLATURE

LD 246

LR 503(02)

## An Act Regarding Violations of Lobster Conservation Laws

Fiscal Note for Bill as Amended by Committee Amendment "A"  
 Committee: Marine Resources  
 Fiscal Note Required: Yes

### Fiscal Note

	2009-10	2010-11	Projections 2011-12	Projections 2012-13
<b>Net Cost (Savings)</b>				
General Fund	(\$27,977)	(\$41,966)	(\$57,354)	(\$57,354)
<b>Appropriations/Allocations</b>				
General Fund	\$2,800	\$4,200	\$4,200	\$4,200
<b>Revenue</b>				
General Fund	\$30,777	\$46,166	\$61,554	\$61,554

### Correctional and Judicial Impact Statements

Establishes new Class D crimes

Increases General Fund fine revenue by an estimated \$30,777 in fiscal year 2009-10 and \$46,166 in fiscal year 2010-11.

Increases indigent defense costs by an estimated \$2,800 in fiscal year 2009-10 and \$4,200 in fiscal year 2010-11.