

MAINE STATE LEGISLATURE

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126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 1448

S.P. 530

In Senate, April 24, 2013

An Act To Preserve Marine Resources Licenses for Active Duty Service Members

(AFTER DEADLINE)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 205.

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

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator GERZOFSKY of Cumberland.
Cosponsored by Representative DEVIN of Newcastle and
Senators: CLEVELAND of Androscoggin, CRAVEN of Androscoggin, HASKELL of
Cumberland, JOHNSON of Lincoln, Representatives: BROOKS of Winterport, DOAK of
Columbia Falls, WEAVER of York.

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

2 **Sec. 1. 12 MRSA §6311, sub-§4**, as enacted by PL 2005, c. 111, §2, is amended
3 to read:

4 **4. Limited application.** ~~This section applies~~ Subsections 2 and 3 apply only if the
5 member's service is in support of:

6 A. An operational mission for which members of the Reserves of the United States
7 Armed Forces have been ordered to active duty without volunteering for that mission;
8 or

9 B. Forces activated during a period of war declared by the United States Congress
10 or a period of national emergency declared by the President of the United States or
11 the United States Congress.

12 **Sec. 2. 12 MRSA §6311, sub-§5** is enacted to read:

13 **5. Inactive licenses.** A valid license issued under this subpart and held by a person
14 who is a member of the United States Armed Forces, including the National Guard and
15 the Reserves of the United States Armed Forces and the United States Coast Guard, and
16 who is under an order to active duty for a period of more than 30 days becomes inactive
17 upon receipt by the commissioner of a copy of the person's order to active duty in the
18 United States Armed Forces for the period of time that the person is under the order to
19 active duty. An inactive license under this subsection may not be used for fishing but
20 preserves all other rights of a holder of an active valid license and is not subject to the
21 payment of a fee for the license while the license remains inactive. A person who
22 possesses an inactive license under this subsection may reactivate the license within 30
23 days of release from active duty upon providing notice of release from active duty to the
24 commissioner, and upon activation the license remains valid until the end of the licensing
25 period in which the person is released from active duty.

26 **SUMMARY**

27 This bill makes a valid license issued by the Department of Marine Resources
28 inactive with no fee due for a holder who is a member of the United States Armed Forces,
29 including the National Guard and the Reserves of the United States Armed Forces and the
30 United States Coast Guard, who is under orders for active duty. The license may be
31 reactivated within 30 days of the holder's release from active duty and remains valid until
32 the end of the licensing period in which the holder is released from active duty.