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346 CV2 - 43		
1		L.D. 1602
2	Date: 3/21/14	(Filing No. H- <b>725</b> )
3	MARINE RESOURCES	
4	Reproduced and distributed under the direction of the Clerk of the House.	
5	STATE OF MAINE	
6	HOUSE OF REPRESENTATIVES	
7	126TH LEGISLATURE	
8	SECOND REGULAR SESSION	
	<b>,</b>	
9	COMMITTEE AMENDMENT " $A$ " to H.	
10	Establishing the Commission To Study the Effect	
11	Potential Effects on Commercial Shellfish Harvested a	and Grown along the Maine Coast"
12	Amend the resolve by striking out the title and sub	ostituting the following:
13	'Resolve, Establishing the Commission To Study the Effects of Coastal and Ocean	
14	Acidification and Its Existing and Potential Effects on Species That Are	
15	Commercially Harvested and Grown along the Ma	
16 17	Amend the resolve by striking out everything aft and inserting the following:	er the title and before the summary
	'Emergency preamble. Whereas, acts and resolves of the Legislature do not	
18 19	become effective until 90 days after adjournment unle	
20		-
20 21	Whereas, the Commission To Study the Effects and Its Existing and Potential Effects on Species Tha	
22	Grown along the Maine Coast is established to identify the actual and potential effects of	
23	coastal and ocean acidification on commercially valu	
24	scientific data and knowledge gaps that hinder Main	
25	responses to coastal and ocean acidification and prior	
26	gaps and to provide policies and tools to respond to	
27	ocean acidification on commercially important fisheri	es and Maine's shellfish aquaculture
28	industry; and	
29	Whereas, the study must be initiated before the	• • •
30	the study may be completed and a report submitted i	in time to be considered in the next
31	legislative session; and	
32	Whereas, in the judgment of the Legislature, the	
33 34	the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now,	
34	therefore, be it	ione peace, nearin and safety, now,
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Page 1 - 126LR2511(02)-1

**COMMITTEE AMENDMENT** 

## COMMITTEE AMENDMENT " A " to H.P. 1174, L.D. 1602

Sec. 1. Commission established. Resolved: That, notwithstanding Joint Rule 353, the Commission To Study the Effects of Coastal and Ocean Acidification and Its Existing and Potential Effects on Species That Are Commercially Harvested and Grown along the Maine Coast, referred to in this resolve as "the commission," is established; and be it further

Sec. 2. Commission membership. Resolved: That the commission consists of the following members:

1. Two members of the Senate appointed by the President of the Senate, including one member from each of the 2 parties holding the largest number of seats in the Legislature;

2. Three members of the House of Representatives appointed by the Speaker of the House, including at least one member from each of the 2 parties holding the largest number of seats in the Legislature;

3. Eight members appointed by the Commissioner of Marine Resources, including:

A. Two representatives of an environmental or community group;

B. Three persons who fish commercially, including at least one aquaculturist; and

C. Three scientists who have studied coastal or ocean acidification; and

4. Three members as follows:

A. The Commissioner of Marine Resources or the commissioner's designee;

20B. The Commissioner of Environmental Protection or the commissioner's designee;21and

C. The Commissioner of Agriculture, Conservation and Forestry or the commissioner's designee; and be it further

24 Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate 25 chair and the first-named House of Representatives member is the House chair of the 26 commission; and be it further

Sec. 4. Appointments; convening of commission. Resolved: That all 27 appointments must be made no later than 30 days following the effective date of this 28 29 resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, 30 the chairs shall call and convene the first meeting of the commission within 45 days. If 31 30 days or more after the effective date of this resolve a majority of but not all 32 appointments have been made, the chairs may request authority and the Legislative 33 Council may grant authority for the commission to meet and conduct its business; and be 34 35 it further

36 Sec. 5. Duties. Resolved: That the commission shall meet a minimum of 4 times 37 to review, study and analyze existing scientific literature and data on coastal and ocean 38 acidification and how it has affected or potentially will affect commercially harvested and 39 grown species along the coast of the State and shall address:

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1. The factors contributing to coastal and ocean acidification;

Page 2 - 126LR2511(02)-1

# **COMMITTEE AMENDMENT**

# COMMITTEE AMENDMENT " A" to H.P. 1174, L.D. 1602

2. How to mitigate coastal and ocean acidification;

3. Critical scientific data and knowledge gaps pertaining to coastal and ocean acidification as well as critical scientific data and knowledge gaps pertaining to the effects of coastal and ocean acidification on species that are commercially harvested and grown along Maine's coast. The commission shall include in its review of the relevant scientific literature and data the results of studies presented at conferences or workshops held in the New England or Northeast region that relate to coastal and ocean acidification, and the commission shall coordinate with the Northeast Coastal Acidification Network to prevent duplication of effort;

4. Steps to strengthen existing scientific monitoring, research and analysis regarding
the causes of and trends in coastal and ocean acidification; and

5. Steps to take to provide recommendations to the Legislature and increase public
awareness of coastal and ocean acidification; and be it further

14 Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide 15 necessary staffing services to the commission; and be it further

16 Sec. 7. Outside funding. Resolved: That the commission shall seek funding 17 contributions to fund the costs of the study. All funding is subject to approval by the 18 Legislative Council in accordance with its policies. If sufficient contributions to fund the 19 study have not been received within 30 days after the effective date of this resolve, no 20 meetings are authorized and no expenses of any kind may be incurred or reimbursed; and 21 be it further

Sec. 8. Report. Resolved: That, no later than December 5, 2014, the commission shall submit a report of its findings and recommendations to date, including suggested legislation, to the joint standing committee of the Legislature having jurisdiction over marine resources matters. The joint standing committee is authorized to submit a bill to the First Regular Session of the 127th Legislature related to the subject matter of the report.

28 Emergency clause. In view of the emergency cited in the preamble, this
 29 legislation takes effect when approved.'

#### **SUMMARY**

This amendment replaces the resolve. Like the resolve, it establishes a commission to study ocean acidification, but changes the scope of the study to include the effects of coastal acidification. The amendment also changes the membership of the commission and its duties and reporting date.

FISCAL NOTE REQUIRED (See attached)

Page 3 - 126LR2511(02)-1

# **COMMITTEE AMENDMENT**

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# **126th MAINE LEGISLATURE**

## LD 1602

### LR 2511(02)

Resolve, Establishing the Commission To Study the Effects of Ocean Acidification and Its Potential Effects on Commercial Shellfish Harvested and Grown along the Maine Coast

> Fiscal Note for Bill as Amended by Committee Amendment "A" (H-725) Committee: Marine Resources Fiscal Note Required: Yes

### **Fiscal Note**

Legislative Cost/Study

### Legislative Cost/Study

The general operating expenses of this study commission are projected to be \$1,250 in fiscal year 2013-14 and \$1,750 in fiscal year 2014-15. The Legislature's proposed budget includes \$10,000 in fiscal year 2013-14 and \$10,000 in fiscal year 2014-15 for legislative studies. Whether the amounts are sufficient to fund all studies will depend on the number of studies authorized by the Legislative Council and the Legislature. The additional costs of providing staffing assistance to the study during the interim can be absorbed utilizing existing budgeted staff resources. This study commission is contingent on sufficient outside funding being provided and approved by the Legislative Council.

#### **Fiscal Detail and Notes**

Any additional costs to the Department of Marine Resources, Department of Agriculture, Conservation and Forestry and Department of Environmental Protection to serve on the commission and study the effects of coastal and ocean acidification are expected to be minor and can be absorbed within existing budgeted resources.