

# MAINE STATE LEGISLATURE

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# 126th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2014

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Legislative Document

No. 1602

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H.P. 1174

House of Representatives, December 30, 2013

**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  
(EMERGENCY)**

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Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Clerk of the House on December 23, 2013. Referred to the Committee on Marine Resources pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

*Millicent M. MacFarland*

MILLICENT M. MacFARLAND  
Clerk

Presented by Representative DEVIN of Newcastle.

Cosponsored by Senator SAVIELLO of Franklin and

Representatives: BEAVERS of South Berwick, BERRY of Bowdoinham, CAMPBELL of Newfield, CASSIDY of Lubec, CHENETTE of Saco, CHIPMAN of Portland, COOPER of Yarmouth, DeCHANT of Bath, DORNEY of Norridgewock, EVANGELOS of Friendship, Speaker EVES of North Berwick, GATTINE of Westbrook, GIDEON of Freeport, GILBERT of Jay, GILLWAY of Searsport, GOODE of Bangor, GRAHAM of North Yarmouth, GRANT of Gardiner, HAMANN of South Portland, HERBIG of Belfast, HICKMAN of Winthrop, HOBBS of Saco, HUBBELL of Bar Harbor, JONES of Freedom, JORGENSEN of Portland, KENT of Woolwich, KINNEY of Limington, KORNFELD of Bangor, KRUGER of Thomaston, KUMIEGA of Deer Isle, KUSIAK of Fairfield, MacDONALD of Boothbay, MARKS of Pittston, MASTRACCIO of Sanford, McCABE of Skowhegan, McCLELLAN of Raymond, McGOWAN of York, MITCHELL of the Penobscot Nation, MOONEN of Portland, MORIARTY of Cumberland, MORRISON of South Portland, NELSON of Falmouth, PARRY of Arundel, PLANTE of Berwick, ROCHELO of Biddeford, RYKERSON of Kittery, SAUCIER of Presque Isle, SAXTON of Harpswell, SCHNECK of Bangor, SHORT of Pittsfield, WILSON of Augusta, WINCHENBACH of Waldoboro, Senators: President ALFOND of Cumberland, BOYLE of Cumberland, BURNS of Washington, GERZOFISKY of Cumberland, JACKSON of Aroostook, JOHNSON of Lincoln, LANGLEY of Hancock, MAZUREK of Knox, VITELLI of Sagadahoc.

1           **Emergency preamble. Whereas,** acts and resolves of the Legislature do not  
2 become effective until 90 days after adjournment unless enacted as emergencies; and

3           **Whereas,** the Commission To Study the Effects of Ocean Acidification and Its  
4 Potential Effects on Commercial Shellfish Harvested and Grown along the Maine Coast  
5 is established to ensure effective coordination of the programs and scientific research  
6 regarding ocean acidification and to provide policies and tools to respond to the adverse  
7 effects of ocean acidification on commercially important shellfish fisheries and Maine's  
8 shellfish aquaculture industry; and

9           **Whereas,** the study must be initiated before the 90-day period expires in order that  
10 the study may be completed and a report submitted in time for submission to the next  
11 legislative session; and

12           **Whereas,** in the judgment of the Legislature, these facts create an emergency within  
13 the meaning of the Constitution of Maine and require the following legislation as  
14 immediately necessary for the preservation of the public peace, health and safety; now,  
15 therefore, be it

16           **Sec. 1. Commission established. Resolved:** That, notwithstanding Joint Rule  
17 353, the Commission To Study the Effects of Ocean Acidification and Its Potential  
18 Effects on Commercial Shellfish Harvested and Grown along the Maine Coast, referred  
19 to in this resolve as "the commission," is established; and be it further

20           **Sec. 2. Commission membership. Resolved:** That the commission consists of  
21 11 members appointed as follows:

- 22           1. One public member appointed by the Governor;
- 23           2. One member of the Senate appointed by the President of the Senate;
- 24           3. Two members appointed by the Speaker of the House as follows:
  - 25           A. One member of the House of Representatives; and
  - 26           B. One representative of an environmental advocacy group;
- 27           4. Six members appointed by the Commissioner of Marine Resources as follows:
  - 28           A. One aquaculturist;
  - 29           B. One person who fishes commercially;
  - 30           C. One chemical oceanographer;
  - 31           D. One physical oceanographer, marine biologist or biological oceanographer;
  - 32           E. One marine biologist or biological oceanographer; and
  - 33           F. One representative from the Department of Marine Resources; and
- 34           5. One representative from the Department of Environmental Protection appointed  
35 by the Commissioner of Environmental Protection; and be it further

