

MAINE STATE LEGISLATURE

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SAC
ROFS

L.D. 1742

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Date: 2/22/22

(Filing No. S-422)

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MARINE RESOURCES

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

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STATE OF MAINE

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SENATE

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130TH LEGISLATURE

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SECOND REGULAR SESSION

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COMMITTEE AMENDMENT "A" to S.P. 597, L.D. 1742, "An Act To Ensure Compliance with the Interstate Fishery Management Plan for American Lobster"

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Amend the bill by striking out all of section 2 and inserting the following:

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'Sec. 2. 12 MRSA §6431, sub-§1-B is enacted to read:

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1-B. Compliance with interstate fishery management plan. The commissioner may adopt rules to set minimum and maximum lobster sizes different from those specified in subsection 1 when necessary to comply with changes to the Atlantic States Marine Fisheries Commission Interstate Fishery Management Plan for American Lobster. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. The commissioner shall notify the joint standing committee of the Legislature having jurisdiction over marine resources matters when initiating rulemaking pursuant to this subsection.'

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Amend the bill by striking out all of section 3 and inserting the following:

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'Sec. 3. 12 MRSA §6433, sub-§1-A, as enacted by PL 1985, c. 677, §§4, 6 and 7, is amended to read:

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1-A. Adjustment. Notwithstanding subsection 1, the commissioner shall specify by rule the dimensions of vents in lobster traps, which ~~shall~~ must be appropriate for the minimum legal lobster size in effect pursuant to section 6431. The commissioner may adopt rules to set different dimensions of vents in lobster traps when necessary to comply with changes to the Atlantic States Marine Fisheries Commission Interstate Fishery Management Plan for American Lobster. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. The commissioner shall notify the joint standing committee of the Legislature having jurisdiction over marine resources matters when initiating rulemaking pursuant to this subsection.'

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

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SUMMARY

This amendment requires the Commissioner of Marine Resources to notify the joint standing committee of the Legislature having jurisdiction over marine resources matters within 15 days of initiating rulemaking to change minimum and maximum lobster sizes or dimensions of vents in lobster traps. It makes other technical changes.

FISCAL NOTE REQUIRED

(See attached)



130th MAINE LEGISLATURE

LD 1742

LR 2193(02)

An Act To Ensure Compliance with the Interstate Fishery Management Plan for American Lobster

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-422)

Committee: Marine Resources

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

Any additional costs to the Department of Marine Resources as a result of changes to the laws regarding rulemaking requirements when changes occur to ensure compliance with the Atlantic States Marine Fisheries Commission Interstate Fishery Management Plan for American Lobster are anticipated to be minor and can be absorbed within existing budgeted resources.