

MAINE STATE LEGISLATURE

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Date 5/3/23

(Filing No S-03)

MARINE RESOURCES

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**STATE OF MAINE
SENATE
131ST LEGISLATURE
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to S P 249, L D 581, "An Act to Assist Municipal Shellfish Conservation Programs"

Amend the bill by striking out everything after the enacting clause and inserting the following

Sec. 1. 12 MRSA §6072-C, sub-§3-A, as enacted by PL 2017, c 159, §6, is amended to read

3-A Educational courses Prior to the issuance or renewal of a limited-purpose aquaculture license, the commissioner may require the applicant to complete any educational courses the commissioner determines appropriate, except that an applicant that is exempt from payment of an application fee as provided in subsection 6-A may not be required to complete an educational course Educational courses may be provided by the department or by any public or private sector association or organization authorized by the commissioner For any course provided by the department, the commissioner shall set an enrollment fee sufficient to recover all costs incurred by the department in providing the course

Sec. 2. 12 MRSA §6072-C, sub-§6, as amended by PL 2021, c 52, §16 and affected by §21, is further amended to read

6 Fee The Except as provided in subsection 6-A, the application fee for a resident limited-purpose aquaculture license is \$100 and for a nonresident limited-purpose aquaculture license is \$400 The application fee is nonrefundable All fees collected under this subsection must be deposited in the Aquaculture Research Fund established in section 6081

Sec. 3. 12 MRSA §6072-C, sub-§6-A is enacted to read

6-A. Fee exemptions. The commissioner may not assess an application fee for a limited-purpose aquaculture license that is issued to

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT " A " to S P 249, L D 581 (S-63)

1 A A municipal shellfish management committee established pursuant to section 6671,
2 as long as the organisms cultured on the license site are not used for commercial
3 purposes, or

4 B A municipal officer for a municipal project, as long as the organisms cultured on
5 the license site are not used for commercial purposes '

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

8

SUMMARY

9 This amendment replaces the bill Like the bill, the amendment waives the application
10 fee for limited-purpose aquaculture licenses issued to municipal shellfish management
11 committees The amendment also waives the application fee for those licenses issued to
12 municipal officers for municipal projects and provides that those fees are waived only if
13 the organisms cultured are not used for commercial purposes The amendment also
14 provides that the applicants who are exempt from those fees are also exempt from certain
15 requirements to complete an educational course

16

FISCAL NOTE REQUIRED

17

(See attached)

COMMITTEE AMENDMENT



131st MAINE LEGISLATURE

LD 581

LR 287(02)

An Act to Assist Municipal Shellfish Conservation Programs

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-63)

Committee: Marine Resources

Fiscal Note Required: Yes

Fiscal Note

Minor revenue decrease - Other Special Revenue Funds

Minor savings - Affected Municipalities

Fiscal Detail and Notes

This bill exempts municipal shellfish management committees engaged in shellfish conservation activities from certain educational course requirements and waives the \$100 fee to obtain a limited-purpose aquaculture license from the Department of Marine Resources (DMR). Due to the limited nature of these activities, any reduction in revenue to the DMR is not anticipated to be significant. The exemption would also result in minor savings to the municipalities currently required to obtain a license.