

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

SK
ROS

1

L D 1444

2

Date

6/6/23

(Filing No H-367)

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

131ST LEGISLATURE

8

FIRST SPECIAL SESSION

9

COMMITTEE AMENDMENT "A" to H P 940, L D 1444, "An Act to Amend the Laws Governing Eligibility Restrictions for Commercial Menhaden Fishing Licenses"

10

11

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

12

13

Sec. 1. 12 MRSA §6502-C, sub-§1-A, ¶A, as enacted by PL 2021, c. 670, §1, is amended to read

14

15

A. Possessed a license to fish commercially for menhaden in at least 2 of the following 3 4 years, 2019, 2020 or, 2021 or 2022, except that an individual who is eligible for a commercial menhaden fishing license in 2023 and who held a 2nd commercial menhaden fishing license in 2022 is not eligible for a 2nd license in 2023, and

16

17

18

19

Sec. 2. 12 MRSA §6502-C, sub-§1-C is enacted to read

20

1-C. Menhaden license limited entry system. Notwithstanding subsection 1-B, the commissioner may establish by rule a limited entry system under which a person who did not hold a commercial menhaden license in the previous calendar year may become eligible to obtain that license. The rules for a limited entry system must include provisions for the method and administration of the system. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

21

22

23

24

25

26

Sec. 3. 12 MRSA §6502-C, sub-§1-D is enacted to read

27

1-D. Fees. The department may assess a fee for participation in the limited entry system established in subsection 1-C.

28

29

Sec. 4. Report. By January 15, 2024, the Commissioner of Marine Resources shall submit a report to the Joint Standing Committee on Marine Resources with details on the implementation of the Maine Revised Statutes, Title 12, section 6502-C, subsections 1-A, 1-B and 1-C. The committee has the authority to report out a bill to the Second Regular Session of the 131st Legislature based on the report

30

31

32

33

34

Sec. 5. Retroactivity. This Act applies retroactively to January 1, 2023 '

ROS

COMMITTEE AMENDMENT "A" to H P 940, L D 1444

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

3 **SUMMARY**

4 This amendment provides that an individual who is otherwise eligible for a commercial
5 menhaden fishing license in 2023 is not eligible for a 2nd commercial menhaden fishing
6 license in 2023 if the individual previously held a 2nd license in 2022. The amendment also
7 allows the Commissioner of Marine Resources to establish by rule a limited entry system
8 under which an individual who did not hold a commercial menhaden fishing license in the
9 previous calendar year may become eligible to obtain a license.

10 **FISCAL NOTE REQUIRED**

11 (See attached)



Approved 05/19/23 *MBC*

131st MAINE LEGISLATURE

LD 1444

LR 2053(02)

An Act to Amend the Laws Governing Eligibility Restrictions for Commercial Menhaden Fishing Licenses

Fiscal Note for Bill as Amended by Committee Amendment

Committee: Marine Resources

Fiscal Note Required: Yes

A (H-367)

Fiscal Note

Minor revenue increase - Other Special Revenue Funds

Fiscal Detail and Notes

This bill changes the eligibility requirements for a commercial menhaden fishing license. Due to the limited number of people who could qualify, any additional Other Special Revenue Funds revenue as a result of these changes is not anticipated to be significant.