

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND EIGHTEENTH LEGISLATURE

SECOND REGULAR SESSION
January 7, 1998 to March 31, 1998

SECOND SPECIAL SESSION
April 1, 1998 to April 9, 1998

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 30, 1998

SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
JULY 9, 1998

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Company
Augusta, Maine
1997

mission from the commissioner to use that vessel to fish for or take lobsters;

C. Documents to the commissioner by December 31, 2000 that that person fished for or took lobsters during the qualifying period in each of calendar years 1995, 1996 and 1997 from the same vessel and that vessel did not have on board an individual who meets the criteria of subsection 2, paragraph A or B. A person may not qualify for the exemption under this paragraph unless that person continues to fish for or take lobsters from the vessel from which the person harvested lobsters during the qualifying period in each of calendar years 1995, 1996 and 1997, or from a replacement vessel; or

D. An individual, partnership, corporation or other entity documents to the commissioner by December 31, 2000 that that individual or partnership, corporation or other entity rented, leased or otherwise made available that vessel to the holder of a Class I, Class II or Class III lobster and crab fishing license during the qualifying period in each of calendar years 1995, 1996 and 1997 for the purpose of fishing for or taking lobsters. A person authorized under this paragraph may fish for or take lobsters only from the vessel that was made available during the qualifying period in each of calendar years 1995, 1996 and 1997, or a replacement vessel.

4. Rules. The commissioner may adopt rules to implement and administer this section. Rules adopted pursuant to this subsection are routine technical rules pursuant to Title 5, chapter 375, subchapter II-A.

Sec. 2. Report. By January 1, 1999, the Commissioner of Marine Resources shall submit to the joint standing committee of the Legislature having jurisdiction over marine resources matters a report and recommendations on funding through dedicated revenues the registration of marine resources license holders and other persons pursuant to laws that restrict participation in a fishery conducted in the coastal waters of the State. The commissioner shall examine existing sources of dedicated revenues derived under the Maine Revised Statutes, Title 12, Part 9 and the appropriateness of utilizing those revenues to fund registering license holders and other persons. The joint standing committee of the Legislature having jurisdiction over marine resources matters may report out legislation during the First Regular Session of the 119th Legislature regarding the use of dedicated revenues by the Department of Marine Resources to fund the registration of marine resources license holders and other persons pursuant to laws that limit participation in a fishery conducted in the coastal waters of the State.

Sec. 3. Contingent effective date. Section 1 of this Act is effective only if the State Budget Officer certifies by August 1, 1999 that dedicated revenues have been allocated to the Department of Marine Resources to fund the department's costs of registering license holders under the Maine Revised Statutes, Title 12, Part 9 and other persons pursuant to laws that limit participation in fisheries conducted in the coastal waters of the State.

See title page for effective date, unless otherwise indicated.

CHAPTER 694

H.P. 200 - L.D. 253

An Act Concerning Entry to Investigate Private Property for the Purpose of Forestry Examinations

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §8869, sub-§11, as enacted by PL 1989, c. 555, §10, is amended to read:

11. Right of entry. Agents of the bureau ~~shall~~ have rights of access to all lands within the State to carry out the duties they are authorized by law to administer and enforce. ~~Entry into private property under this subsection is not a trespass.~~ This subsection does not authorize entry into any building or structure.

See title page for effective date.

CHAPTER 695

S.P. 407 - L.D. 1302

An Act to Amend the Temporary Assistance for Needy Families Program

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §3762, sub-§15 is enacted to read:

15. Conditions of continued assistance. The following provisions apply to families that have received assistance for more than 60 months.

A. A family in which an adult has received benefits for 60 months may continue to receive TANF assistance as long as the adult members of the family comply in all respects with TANF program rules, except that the department may