

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTIETH LEGISLATURE

FIRST REGULAR SESSION
December 2, 2020 to March 30, 2021

FIRST SPECIAL SESSION
April 28, 2021 to July 19, 2021

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 29, 2021

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
OCTOBER 18, 2021

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

Augusta, Maine
2021

**CHAPTER 58
S.P. 145 - L.D. 338**

**An Act To Amend the Law
Governing the Maine Lobster
Marketing Collaborative**

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

Sec. 1. 12 MRSA §6455, sub-§5-A, ¶A, as enacted by PL 2013, c. 309, §2, is repealed.

Sec. 2. 12 MRSA §6455, sub-§5-A, ¶B, as amended by PL 2013, c. 492, §5, is repealed.

Sec. 3. 12 MRSA §6455, sub-§5-A, ¶C, as amended by PL 2013, c. 492, §5, is repealed.

Sec. 4. 12 MRSA §6455, sub-§5-A, ¶D, as amended by PL 2017, c. 368, §3, is further amended to read:

D. ~~For the years 2016 to 2021 the~~ The surcharges are, for:

- (1) Class I lobster and crab fishing licenses for persons 18 to 69 years of age, \$165.25;
- (2) Class II lobster and crab fishing licenses, \$330.50, except that for license holders 70 years of age or older the surcharge is \$165;
- (3) Class III lobster and crab fishing licenses, \$480.75, except that for license holders 70 years of age or older the surcharge is \$240;
- (4) Nonresident lobster and crab landing permits, \$480.75;
- (5) Wholesale seafood licenses with lobster permits if the license holders hold no supplemental wholesale seafood licenses with lobster permits, or lobster transportation licenses if the license holders hold no supplemental lobster transportation licenses, \$1,200;
- (6) Supplemental wholesale seafood licenses with lobster permits or supplemental lobster transportation licenses as follows:
 - (a) One thousand eight hundred dollars for up to 2 supplemental wholesale seafood licenses with lobster permits or supplemental lobster transportation licenses;
 - (b) Two thousand four hundred dollars for 3 to 5 supplemental wholesale seafood licenses with lobster permits or supplemental lobster transportation licenses; and
 - (c) Three thousand dollars for 6 or more supplemental wholesale seafood licenses with lobster permits or supplementary lobster transportation licenses; and

(7) Lobster processor licenses, \$1,000 if less than 1,000,000 pounds of raw product is processed, and \$4,000 if 1,000,000 pounds or more of raw product is processed.

Sec. 5. 12 MRSA §6455, sub-§9, as enacted by PL 2017, c. 368, §5, is amended to read:

9. Repeal. This section is repealed October 1, ~~2021~~ 2026.

See title page for effective date.

**CHAPTER 59
H.P. 330 - L.D. 454**

**An Act To Ensure Equity in
the Shellfish Depuration
Compensation Process for
Municipalities by Increasing
the Rate of Reimbursement
Paid to Municipalities**

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

Sec. 1. 12 MRSA §6856, sub-§3-D, ¶D, as enacted by PL 2011, c. 175, §5, is amended to read:

D. A depuration certificate holder shall pay each municipality an amount equal to ~~50¢~~ one dollar for each bushel of soft-shelled clams taken in that municipality under the depuration certificate. When submitting payment to a municipality under this paragraph, the depuration certificate holder shall include a summary of reports submitted to the department pursuant to rules adopted under subsection 4.

See title page for effective date.

**CHAPTER 60
H.P. 392 - L.D. 547**

**An Act Regarding Nuisance
Beavers**

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

Whereas, this legislation must take effect in time for the 2021 growing season; and

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