

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)

STATE OF MAINE
117TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
MARINE RESOURCES

AUGUST 1995

Staff:

John G. Kelley, Legislative Analyst

*Office of Policy and Legal Analysis
Room 101/107/135, 13 State House Station
Augusta, ME 04333
(207)287-1670*

MEMBERS:

**Sen. Jeffrey H. Butland
Sen. Jill M. Goldthwait
Sen. Rochelle M. Pingree*

**Rep. Peter A. Cloutier
Rep. Herbert Adams
Rep. Edmund Benedikt
Rep. David Etnier
Rep. Paul Volenik
Rep. Theone F. Look
Rep. Joseph H. Bigl
Rep. James D. Layton
Rep. William D. Pinkham
Rep. Chester A. Rice*

**Denotes Chair*



**Maine State Legislature
OFFICE OF POLICY AND LEGAL ANALYSIS**

State House Station 13, Augusta, Maine 04333
Telephone (207) 287-1670
Telecopier (207) 287-1275

**ONE HUNDRED AND SEVENTEENTH LEGISLATURE
FIRST REGULAR SESSION**

**SUMMARY OF LEGISLATION BEFORE
THE JOINT STANDING COMMITTEES**

AUGUST 1995

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries. The publication, History and Final Disposition of Legislative Documents, is helpful in determining to which committee any particular bill was referred.

In this document, the committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number, together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various categories of final action are abbreviated as follows:

<i>CARRIED OVER</i>	<i>Bill carried over to Second Session</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference unable to agree; bill died</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>FAILED EMERGENCY ENACTMENT</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT</i>	<i>Bill failed to get majority vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>ONTP</i>	<i>Ought Not to Pass report accepted</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of enacted Resolve</i>
<i>UNSIGNED</i>	<i>Not signed by Governor within 10 days</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>

These summaries were prepared by the analyst or analysts assigned to the committee. If more detailed information is needed on a bill, contact the committee analyst.

5581LHS

An Act to Regulate the Use of Gill Nets in the Coastal Waters of the State

ONTP

SPONSOR(S)

SHIAH

COMMITTEE REPORTONTP MAJ
OTP-AM MIN**AMENDMENTS ADOPTED****SUMMARY**

The bill would have prohibited the use of a fixed gill net in the coastal waters of the State unless that net is tended continuously. The bill would have repealed this prohibition on January 1, 2000. The bill would have directed the Commissioner of Marine Resources to monitor fish populations and report the status of these populations to the joint standing committee of the Legislature having jurisdiction over marine resources to help that committee in deciding whether to continue the prohibition in this bill after January 1, 2000.

LD 859 An Act to Grandfather Urchin Divers Who Held Valid Licenses in 1992

ONTP

SPONSOR(S)

SIMONEAU

COMMITTEE REPORT

ONTP

AMENDMENTS ADOPTED**SUMMARY**

The statutes allow persons that possessed a handharvesting scallop license or a handharvesting sea urchin license in 1992, 1993 and 1994 to be issued a license in 1995 and later. This bill would have allowed the issuance of those licenses to a person who possessed a license in any of those years.

LD 889 An Act to Control Entry into the Lobster Fishery to Alleviate Pressure on That Resource

ONTP

SPONSOR(S)

ETNIER

COMMITTEE REPORT

ONTP

AMENDMENTS ADOPTED**SUMMARY**

This bill would have replaced existing lobster and crab harvesting license categories with new categories that include certain limits on the number of traps that may be fished and certain limits on who may purchase a license. The provisions of this bill would have applied only to licenses issued for calendar year 1996 and subsequent years and only to lobster and crab harvesting activity that occurs on or after January 1, 1996. The bill would have also enacted a 21-month moratorium on the issuance of new licenses beginning April 1, 1996.

The bill would have established a recreational lobster and crab harvesting license that would have allowed the licensee to fish up to 25 traps. Lobsters and crabs harvested under a recreational license could have only been used for personal consumption by the licensee or the licensee's immediate family and may not be sold.

The bill would have also established full-time and part-time commercial lobster and crab harvesting licenses. Lobsters harvested under a commercial license could have been sold by the harvester. A part-time license would have allowed the licensee to fish up to 150 traps. A full-time license would have allowed the licensee to fish any number of traps, but would have been only available to persons who derived 66% or more of their income in each of the 3 most recent tax years from commercial fishing activities, to their children, to persons who had possessed a part-time license for the 3 most recent calendar years or to persons who possessed a sternman's license in each of the 3 previous calendar years.