

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
117TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
MARINE RESOURCES

AUGUST 1995

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*\*Denotes Chair*



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**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 &amp; 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&amp;S XXX</i>	<i>Chapter # of enacted Private &amp; 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

**SPONSOR(S)**  
PERKINS**COMMITTEE REPORT**  
OTP-AM**AMENDMENTS ADOPTED**  
H-467 PINKHAM**SUMMARY**

The bill would have provided that the mandatory suspension provisions in current law for a person who is convicted 2 or more times of possessing short lobsters, and the 2nd or subsequent offense involved three or more short lobsters, apply only to persons whose first offense of possessing short lobsters occurred after July 14, 1994, the date the mandatory license suspension took effect.

The bill would have also allowed a person whose license is suspended for possession of short lobsters to request a hearing by the Commissioner of Marine Resources. Following that hearing, the commissioner could have decided to reinstate the suspended license.

The bill would have also directed the Commissioner of Marine Resources to hold a hearing on any license suspended under the short lobster law between the date it took effect and the effective date of this bill.

HOUSE AMENDMENT "B" (H-467) replaces the bill. It changes the mandatory suspension to include a minimum suspension of one year and no more than 3 years for a 2nd offense and a suspension of 3 years or a permanent license revocation for a 3rd or subsequent offense if the conviction for the 3rd or subsequent offense involves the possession of 3 or more short lobsters. It also makes the law applicable to convictions that occurred after July 1, 1994. It also adds a fiscal note to the bill.

**LD 1116 An Act to Establish an Appeals Procedure for Certain Persons Denied Handfishing Urchin Licenses**

ONTP

**SPONSOR(S)**  
TOWNSEND**COMMITTEE REPORT**  
ONTP**AMENDMENTS ADOPTED****SUMMARY**

This bill would have allowed certain persons who formerly held handfishing urchin licenses to appeal denials of license renewals if they filed their applications for renewal before September 1, 1994. The bill would have created a 3-person committee to hear these appeals. The provisions would have been repealed on January 1, 1999, which is also the repeal date of the Maine Revised Statutes, Title 12, chapter 623, subchapter II-C, article 3, which prohibits through 1998 the issuance of urchin licenses to persons not holding licenses the previous calendar year.

**LD 1137 An Act to Exempt from Lobster Meat Permit Requirements the Sale of Less Than \$1500 Worth of Lobster Meat**

ONTP

**SPONSOR(S)**  
FERGUSON**COMMITTEE REPORT**  
ONTP**AMENDMENTS ADOPTED****SUMMARY**

This bill would have provided exemptions from the retail seafood license and the lobster meat permit if a person purchases less than \$1,500 of seafood or lobster per year.