

# MAINE STATE LEGISLATURE

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**STATE OF MAINE  
117TH LEGISLATURE**

**SECOND REGULAR SESSION**

**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
MARINE RESOURCES**

**JUNE 1996**

***MEMBERS:***

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

*Rep. Theone F. Look, Chair  
Rep. Peter A. Cloutier  
Rep. Herbert Adams  
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Rep. William D. Pinkham  
Rep. Chester A. Rice*

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**ONE HUNDRED SEVENTEENTH LEGISLATURE**  
**SECOND REGULAR SESSION**

**Summary Of Legislation Before The Joint Standing Committees**  
**June 1996**

We are pleased to provide this summary of bills that were considered by the 15 Joint Standing Committees of the Maine Legislature staffed by this office. The document is a compilation of bill summaries which describe each bill, committee amendments and other relevant amendments, as well as the final action taken on the bill. Also included are statistical summaries of bill activity this Session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills handled by the joint standing committees. It is organized alphabetically by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills.

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are 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 finally passed 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>

Please note the effective date for all non-emergency legislation enacted in the Second Regular Session (unless otherwise specified in a particular law) is July 4, 1996.

**LD 1841      An Act to Distribute the Assets of the Maine Sardine Council  
to Council Members upon Dissolution of the Council by the  
Legislature**

PUBLIC 660

Sponsor(s)  
LOOK

Committee Report  
OTP

Amendments Adopted

LD 1841 proposed that all assets of the Maine Sardine Council, including property, equipment and unexpended cash balances derived from the sardine tax and any other sources, be distributed by the Legislature in an equitable manner among all companies with members on the council who are council members upon the date of dissolution. The Legislature would be required to review recommendations from the Joint Standing Committee on Marine Resources regarding the distribution of assets to council members. The bill also proposed to require the State Auditor to perform an audit of the council's finances prior to the council's dissolution. The bill also proposed to require the council to report annually to the Joint Standing Committee on Marine Resources.

***Enacted Law summary***

Public Law 1995, chapter 660 requires that all assets of the Maine Sardine Council, including property, equipment and unexpended cash balances derived from the sardine tax and any other sources, be distributed by the Legislature in an equitable manner among all companies with members on the council who are council members upon the date of dissolution. The Legislature must review recommendations from the Joint Standing Committee on Marine Resources regarding the distribution of assets to council members. The bill also requires the State Auditor to perform an audit of the council's finances prior to the council's dissolution. The bill also requires the council to report annually to the Joint Standing Committee on Marine Resources.

**LD 1876      An Act Concerning the Salmon Aquaculture Monitoring and  
Research Fund**

PUBLIC 609  
EMERGENCY

Sponsor(s)  
GOLDTHWAIT

Committee Report  
OTP

Amendments Adopted  
S-515

LD 1876 proposed to repeal the repeal date of July 1, 1996 of the Salmon Aquaculture Monitoring and Research Fund and change its name to the Salmon Aquaculture Monitoring, Research and Development Fund. It also proposed to prescribe 3 purposes for which the Commissioner of Marine Resources may expend fund revenues that exceed the operating expenses of a salmon aquaculture water quality and lease program. The 3 purposes would be: to address emergency matters in the State's salmon aquaculture industry; to address matters of long-term interest to the State's salmon aquaculture industry; and to rebate the excess revenues back to salmon growers who paid the revenues.

The bill also proposed to create the Maine Salmon Aquaculture Advisory Council. The Commissioner of Marine Resources would be required to consult with the council when determining expenditures from the fund.

**Senate Amendment "A" (S-515)** proposed to add an allocation and a fiscal note to the bill. The bill also creates the Maine Salmon Aquaculture Advisory Council. The Commissioner of Marine Resources is required to consult with the council when determining expenditures from the fund.

***Enacted law summary***

Public Law 1995, chapter 609 repeals the repeal date of July 1, 1996 of the Salmon Aquaculture Monitoring and Research Fund and changes its name to the Salmon Aquaculture Monitoring, Research and Development Fund. It also prescribes 3 purposes for which the Commissioner of Marine Resources may expend fund revenues that exceed the operating expenses of a salmon aquaculture water quality and lease program. The 3 purposes are: to address emergency matters in the State's salmon aquaculture industry; to address matters of long-term interest to the State's salmon aquaculture industry; and to rebate the excess revenues back to salmon growers who paid the revenues. The bill also creates the Maine Salmon Aquaculture Advisory Council. The Commissioner of Marine Resources is required to consult with the council when determining expenditures from the fund.

Chapter 609 was enacted as an emergency measure effective April 2, 1996.