

MAINE STATE LEGISLATURE

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**STATE OF MAINE
119TH LEGISLATURE**

FIRST REGULAR SESSION

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

JULY 1999

MEMBERS:

Sen. Jill M. Goldthwait, Chair

Sen. Peggy A. Pendleton

Sen. Bruce W. MacKinnon

Rep. David M. Etnier, Chair

Rep. Paul Volenik

Rep. Martha A. Bagley

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Rep. Deborah Kaler McNeil

Rep. Robert E. Stanwood

Staff:

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Maine State Legislature
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ONE HUNDRED NINETEENTH LEGISLATURE
FIRST REGULAR SESSION

Summary Of Legislation Before The Joint Standing and Select Committees
August 1999

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

The document is organized for convenient reference to information on bills considered by the committees. It is organized 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. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

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:

CARRIED OVER.....Bill carried over to Second Regular Session
CON RES XXX..... Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE.....Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES.....House & Senate disagree; bill died
DIED IN CONCURRENCE..... One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT.....Action incomplete when session ended; bill died
EMERGENCY..... Enacted law takes effect sooner than 90 days
ENACTMENT FAILED..... Bill failed to get vote required for enactment or final passage
NOT PROPERLY BEFORE THE BODY..... Ruled out of order by the presiding officers; bill died
INDEF PP.....Bill Indefinitely Postponed
ONTP..... Ought Not To Pass report accepted
OTP ND..... Committee report Ought To Pass In New Draft
OTP ND/NT..... Committee report Ought To Pass In New Draft/New Title
P&S XXX..... Chapter # of enacted Private & Special Law
PUBLIC XXX..... Chapter # of enacted Public Law
RESOLVE XXX..... Chapter # of finally passed Resolve
UNSIGNED.....Bill held by Governor
VETO SUSTAINED.....Legislature failed to override Governor's Veto

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is September 18, 1999.

Joint Standing Committee on Marine Resources

LD 16

An Act to Close Elver Fishing on the West Side of the Orland River

**PUBLIC 18
EMERGENCY**

<u>Sponsor(s)</u> PERKINS		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> H-62
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LD 16 proposed to ban elver fishing on the west bank of the Narramissic River in Orland.

Committee Amendment "A" (H-62) proposed to change the title of the bill and to clarify that elver fishing within the west side of the Orland River in Orland is prohibited.

Enacted law summary

Public Law 1999, chapter 18 clarifies that elver fishing within the west side of the Orland River in Orland is prohibited.

Chapter 18 was enacted as an emergency measure effective March 19, 1999.

LD 129

An Act to Prohibit the Harvesting of Elvers

CARRIED OVER

<u>Sponsor(s)</u> HARRIMAN HONEY		<u>Committee Report</u>		<u>Amendments Adopted</u>
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LD 129 proposes to prohibit the harvesting of elvers by making it illegal to take, possess or sell eel that is less than 6 inches in length.

LD 142

An Act to Eliminate the Student Lobster License

ONTP

<u>Sponsor(s)</u> PERKINS		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 142 proposed to eliminate the student lobster and crab fishing license.

LD 145

An Act to Withdraw from the Atlantic States Marine Fisheries Commission and the Atlantic States Marine Fisheries Compact

ONTP

<u>Sponsor(s)</u> PERKINS		<u>Committee Report</u> ONTP MAJ OTP-AM MIN		<u>Amendments Adopted</u>
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LD 145 proposed to withdraw the State from participation in the Atlantic States Marine Fisheries Compact and the Atlantic States Marine Fisheries Commission.

Committee Amendment "A" (H-29), the minority report of the Joint Standing Committee on Marine Resources, proposed to remove the emergency preamble and emergency clause from the bill. It proposed to add a reference to the section of law that relates to renunciation of the Atlantic States Marine Fisheries Compact. It also proposed to add an appropriation section to the bill to reflect the elimination of the annual dues requirement after withdrawal from the Atlantic States Marine Fisheries Commission. This amendment was not adopted.

LD 160 An Act to Establish a Sliding Scale for That Portion of the Lobster License Fee Paid to the Lobster Promotion Council ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERKINS	ONTP	

LD 160 proposed to establish a sliding scale for the surcharge assessed on lobster and crab fishing licenses for deposit in the Lobster Promotion Fund. The amount of the surcharge would be based on the number of lobster trap tags purchased by the license holder.

LD 173 An Act to Outlaw the Use of Fyke Nets in the Taking of Elvers CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RUHLIN		

LD 173 proposes to prohibit the use of fyke nets to fish for or take elvers.

LD 203 An Act to Clarify That a Person Who Fishes for Lobster May Fish in More than One Zone ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PERKINS	ONTP	

LD 203 proposed to clarify that a person who fishes for lobsters may not be limited to fishing in only one lobster management zone.

LD 238 An Act to Require Criehaven Lobster Fishing Boats to Have Propeller Cages ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PINGREE	ONTP MAJ OTP MIN	

LD 238 proposed to require that lobster boats operated between June 1st and October 31st in Criehaven waters be equipped with protective propeller cages to prevent the cutting and damaging of warps, ropes and lines associated with lobster traps.