

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:

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Sen. Peggy A. Pendleton

Sen. Bruce W. MacKinnon

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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.

<u>Sponsor(s)</u> VOLENIK	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-248
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LD 886 proposed to create the Lobster Hatchery Fund, which would be used by the Commissioner of Marine Resources to establish a lobster hatchery in each lobster management zone. The fund would be capitalized by an annual \$25 surcharge on each commercial lobster license.

Committee Amendment "A" (H-248) proposed to replace the bill with a resolve, change the title and add an emergency preamble and an emergency clause. The amendment proposed to establish the Committee to Study the Establishment of Lobster Hatcheries, composed of 10 members, and to direct the committee to examine the feasibility and cost of establishing lobster hatcheries and submit a report with findings and recommendations to the Joint Standing Committee on Marine Resources by December 31, 1999. The amendment also proposed to authorize the Joint Standing Committee on Marine Resources to report out legislation during the Second Regular Session of the 119th Legislature regarding lobster hatcheries.

Enacted law summary

Resolve 1999, chapter 21 establishes the Committee to Study the Establishment of Lobster Hatcheries, composed of 10 members, and directs the committee to examine the feasibility and cost of establishing lobster hatcheries and submit a report with findings and recommendations to the Joint Standing Committee on Marine Resources by December 31, 1999. The law also authorizes the Joint Standing Committee on Marine Resources to report out legislation during the Second Regular Session of the 119th Legislature regarding lobster hatcheries.

This resolve was enacted as an emergency measure effective May 11, 1999.

<u>Sponsor(s)</u> VOLENIK	<u>Committee Report</u> OTP-AM	<u>Amendments Adopted</u> H-115
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LD 901 proposed to shorten the open scallop season by one month. It proposed to require scallop rings to measure 3 1/2 inches in diameter. Current law requires a 3 1/2 inch ring size beginning on November 1, 2001. It also proposed to prohibit scallop fishing on Sundays. In addition, the bill proposed to provide for a uniform open season along the entire Maine coast by repealing the commissioner's authority to adjust the season by rule.

The bill also proposed to adjust the dates of limits on the size of scallop drags by prohibiting use of a drag with a width greater than 5 1/2 feet from December 1st to December 31st and prohibiting use of a drag with a width greater than 10 1/2 feet from January 1st to April 15th.

Committee Amendment "A" (H-115) proposed to shorten the open scallop season by one month. It proposed to require scallop rings to measure 3 1/2 inches in diameter beginning on December 1, 2000. The amendment also proposed to eliminate the smaller size limit on scallop drags for the opening month of the season and instead maintain the size limit of 10 feet, 6 inches for the entire open scallop season.