

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

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Rep. Deborah Kaler McNeil

Rep. Robert E. Stanwood

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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.

LD 1495

Resolve, to Regulate the Use, Operation and Type of Watercraft on Coastal Waters

ONTP

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

LD 1495 proposed to establish a process whereby municipalities could request legislative action to regulate surface water uses on coastal waters abutting that municipality. The resolve also proposed to authorize the Department of Conservation, Bureau of Parks and Lands, the Department of Inland Fisheries and Wildlife and the Maine Land Use Regulation Commission to work together on recommendations for coastal waters that abut land controlled by the Federal Government or the State Government.

LD 1502

Resolve, to Study the Changes in Lobster Morbidity and Mortality

**RESOLVE 70
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GOLDTHWAIT	OTP	S-395 MICHAUD

LD 1502 proposed to direct the Commissioner of Marine Resources to solicit a request for proposal to provide for investigators to study the increase in lobster morbidity and mortality. The bill proposed to appropriate \$100,000 for the investigators to perform their study.

Senate Amendment "A" (S-395) proposed to reduce the General Fund appropriation to the Department of Marine Resources to \$70,000.

Enacted law summary

Resolve 1999, chapter 70 directs the Commissioner of Marine Resources to solicit a request for proposal to provide for investigators to study the increase in lobster morbidity and mortality. The resolve appropriates \$70,000 for the investigators to perform their study.

Chapter 70 was enacted as an emergency measure effective June 11, 1999.

LD 1526

Resolve, to Establish a Task Force to Study Limited Entry in the Shrimp Fishery

**RESOLVE 69
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ETNIER	OTP-AM	H-307

LD 1526 proposed to establish the Task Force to Study Limited Entry in the Shrimp Fishery. The task force would consist of 7 members, including 2 who harvest shrimp with drags, 2 who harvest shrimp with traps, a person from the University of Maine System with expertise in marine biology, a Legislator and a representative of the Department of Marine Resources with expertise in the shrimp fishery. The bill proposed to require the task force to report its findings and recommendations by February 1, 2000.

Committee Amendment "A" (H-307) proposed to add an emergency preamble and clause to the resolve. The amendment proposed to change the membership of the Task Force to Study Limited Entry in the Shrimp Fishery to consist of 7 members of the shrimp industry and one employee of the Department of Marine Resources. The amendment

proposed to require the task force to convene its first meeting by June 1, 1999 and to report its findings and conclusions to the Joint Standing Committee on Marine Resources by November 15, 1999.

The amendment proposed to specify that members of the task force serve without compensation and to authorize the Commissioner of Marine Resources to accept and administer any outside funds contributed to support the work of the task force. The amendment proposed to appropriate \$3,000 to the department to fund the costs associated with staffing the task force.

Enacted law summary

Resolve 1999, chapter 69 establishes the Task Force to Study Limited Entry in the Shrimp Fishery for the purpose of studying whether access to the Gulf of Maine shrimp fishery should be limited for the purpose of conserving the shrimp resource. The task force, consisting of 7 members of the shrimp industry and one employee of the Department of Marine Resources, is required to submit its findings and conclusions by November 15, 1999. The law appropriates \$3,000 to the Department of Marine Resources to fund the costs associated with staffing the task force.

Chapter 69 was enacted as an emergency measure effective June 11, 1999.

LD 1581

An Act to Revise the Laws Regarding Shellfish

ONTP

Sponsor(s)
COWGER
KILKELLY

Committee Report
ONTP

Amendments Adopted

LD 1581 proposed to prohibit municipal shellfish ordinances from establishing shellfish licenses based on residency.

LD 1624

An Act to Amend the Lobster Trap Escape Vent Laws

**PUBLIC 142
EMERGENCY**

Sponsor(s)
ETNIER

Committee Report
OTP-AM

Amendments Adopted
H-247

LD 1624 proposed to amend the location of the escape vent on lobster traps to allow the rectangular vent to be placed on the top of the trap over the head of the parlor section.

Committee Amendment "A" (H-247) proposed to clarify that the rectangular escape vent on a lobster trap may be placed on the top of the trap if it is placed over the head of an end parlor section.

Enacted law summary

Public Law 1999, chapter 142 clarifies that the rectangular escape vent on a lobster trap may be placed on the top of the trap if it is placed over the head of an end parlor section.

Chapter 142 was enacted as an emergency measure effective May 7, 1999.