

MAINE STATE LEGISLATURE

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STATE OF MAINE
119TH LEGISLATURE

SECOND REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
MARINE RESOURCES

JULY 2000

MEMBERS:

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Sen. Peggy A. Pendleton
Sen. Bruce W. MacKinnon

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ONE HUNDRED NINETEENTH LEGISLATURE
SECOND REGULAR SESSION

Summary Of Legislation Before The Joint Standing Committees
July 2000

We are pleased to provide this summary of 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:

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
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE..... Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE..... Bill failed to get majority vote
FAILED MANDATE ENACTMENT..... Bill imposing local mandate failed to get 2/3 vote
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 Second Regular Session (unless otherwise specified in a particular law) is August 11, 2000.

David E. Boulter, Director
Offices Located in the State House, Rooms 101 & 107

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ETNIER HONEY	OTP-AM	H-809

LD 2351 proposed to exempt an aquaculture leaseholder from any requirement that a particular marine organism not be harvested or otherwise possessed during a closed season.

Committee Amendment "A" (H-809) proposed to clarify that an aquaculture leaseholder is exempt from any requirement regarding the time of taking or possessing any marine organism cultivated on the leased area.

Enacted law summary

Public Law 1999, chapter 575 exempts an aquaculture leaseholder from any requirement regarding the time of taking or possessing any marine organism cultivated on the leased area.

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	S-503

LD 2356 proposed to implement the recommendations of the Department of Marine Resources regarding the 2000 elver fishery. It proposed to freeze the number of elver fishing licenses and gear at 1999 levels. The bill also proposed to raise the fees for elver fishing licenses to \$120 for residents and \$421 for nonresidents and specifies that all license fees accrue to the Eel and Elver Management Fund.

The bill proposed to repeal the provision that authorizes a person to use one net or trap to fish for elvers without paying a gear fee and to change the gear fees to \$25 per elver dip net and \$75 per elver fyke or Sheldon eel trap. These changes to the elver license and gear fees would increase funding to the Eel and Elver Management Fund to support further research on the eel and elver fishery.

Committee Amendment "A" (S-503) proposed to replace the bill and change the eligibility requirements for elver fishing licenses as follows. It proposed to limit the total number of elver fishing licenses in any year to 827. It proposed to authorize a person who held an elver fishing license in the previous calendar year to be issued a license. It proposed to authorize a person who held an elver fishing license in any 2 of the years 1996, 1997 and 1998 to enter a lottery for an elver fishing license for the 2000 elver season. It proposed to require the Commissioner of Marine Resources to hold a lottery for 2000 licenses by March 15, 2000 and to limit the number of licenses that may be awarded through that lottery to 86. It proposed to authorize anyone to enter a lottery for an elver fishing license for the 2001 elver season and subsequent seasons and to specify that the number of persons awarded eligibility in a lottery may not cause the total number of elver fishing licenses issued to exceed 827.