

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:

Sen. Jill M. Goldthwait, Chair
Sen. Peggy A. Pendleton
Sen. Bruce W. MacKinnon

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Maine State Legislature
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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
ONT P..... 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

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| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
| VOLENIK | OTP-AM | H-827 |

LD 2464 proposed to change the process for establishing aquaculture sites through public hearings held jointly by the Department of Marine Resources and the municipality in which the site would be established.

Committee Amendment "A" (H-827) proposed to require the Commissioner of Marine Resources, upon determining that an application for an aquaculture lease is complete, to send a copy of the completed application and notice of hearing to the known riparian owners within 1,000 feet of the proposed lease and to the municipalities in which or adjacent to which the lease is proposed. The amendment proposed to require the lease applicant to give at least 2 weeks' notice of the hearing on the lease by advertising in a newspaper of general circulation, stating the location, date, time and purpose of the hearing and indicating how a copy of the application and the department site review may be obtained. The amendment also proposed to require the Department of Marine Resources to submit a report by January 15, 2001 to the joint standing committee of the Legislature having jurisdiction over marine resources matters regarding its ongoing review of the aquaculture lease process.

Enacted law summary

Public Law 1999, chapter 591 amends the aquaculture lease process by requiring the Commissioner of Marine Resources, upon determining that an application for an aquaculture lease is complete, to send a copy of the completed application and notice of hearing to the known riparian owners within 1,000 feet of the proposed lease and to the municipalities in which or adjacent to which the lease is proposed and by requiring the lease applicant to give at least 2 weeks' notice of the hearing on the lease by advertising in a newspaper of general circulation. The law also requires the Department of Marine Resources to submit a report by January 15, 2001 to the joint standing committee of the Legislature having jurisdiction over marine resources matters regarding its ongoing review of the aquaculture lease process.

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

LD 2543 proposed to implement the recommendation of the Task Force to Study Limited Entry in the Shrimp Fishery. The bill proposed to repeal the current commercial shrimp license, replace it with a shrimp trap license and a shrimp drag license and establish eligibility requirements for those licenses based on historical participation in the shrimp fishery between 1994 and 1999. The bill proposed to establish an appeals process for a person who is denied a shrimp trap license or a shrimp drag license because that person does not meet the eligibility requirements. The bill proposed to limit the exemption for fishing for or possessing shrimp for personal use to no more than one peck of shrimp in one day without a license. The bill also proposed to establish the Task Force to Continue Study of a Limited Entry System for the Maine Shrimp Fishery to study issues associated with a long-term limited entry system for the shrimp fishery.