

# MAINE STATE LEGISLATURE

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*State Of Maine  
120th Legislature*

*First Regular Session*

*Bill Summaries*

*Joint Standing Committee  
on  
Marine Resources*

*August 2001*

**Members:**

*Sen. Kenneth F. Lemont, Chair*

*Sen. Peggy A. Pendleton*

*Sen. Betheda G. Edmonds*

*Rep. David G. Lemoine, Chair*

*Rep. Paul Volenik*

*Rep. Ronald E. Usher*

*Rep. Thomas D. Bull*

*Rep. Nancy B. Sullivan*

*Rep. Walter E. Ash, Jr.*

*Rep. William D. Pinkham*

*Rep. Deborah K. McNeil*

*Rep. Howard A. Chick*

*Rep. Kevin M. Muse*

**Staff:**

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**120th Legislature  
First Regular Session**

**Summary Of Legislation Before The Joint Standing Committees  
August 2001**

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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 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](http://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*  
*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 First Regular Session (unless otherwise specified in a particular law) is **September 21, 2001**.

*David E. Boulter, Director*  
Offices Located in the State House, Rooms 101/107/135

# Joint Standing Committee on Marine Resources

**LD 15**

**An Act to Allow Persons Completing the Lobster Apprentice Program Admission to Limited-entry Zones**

**ONTP**

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

LD 15 proposed to provide an exemption from the law that limits the number of new zone entrants to a limited-entry lobster fishing zone to a number equal to an exit ratio established by rule by the Commissioner of Marine Resources. The proposed exemption would have provided that persons who completed the apprentice program and who declared a limited-entry zone as their declared lobster zone would not have been counted for the purposes of the exit ratio or number of new zone entrants authorized for that zone.

**LD 115**

**An Act to Change the Noncommercial Scallop Diving Season**

**ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAIGLE KILKELLY	ONTP MAJ OTP-AM MIN	

LD 115 proposed to change the beginning of the noncommercial scallop diving season to November 1st.

**Committee Amendment "A" (H-393)** proposed to replace the original bill. The amendment provided that noncommercial scallop divers could, in addition to taking scallops from December 1st to April 15th, take scallops from November 1st to November 15th. During the period November 1st to November 15th, scallops taken could not measure less than 4 1/2 inches and a person taking scallops could not take more than one bushel of shell scallops or 2 quarts of shucked scallops in any one day. It also added a fiscal note to the bill. This amendment was not adopted.

**LD 156**

**An Act to Limit Lobster Management Zones to State Coastal Waters**

**DIED IN CONCURRENCE**

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

LD 156 proposed to limit lobster management zones to within 3 nautical miles of the coastline of the State and clarified how rules adopted for lobster management zones would apply when the zones were limited to 3 nautical miles from the coastline of the State. Under the proposal, a lobster license holder would not have been required to fish a majority of that person's traps within the license holder's declared lobster zone when fishing beyond 3 nautical miles.