

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

STATE OF MAINE
123RD LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills and adopted amendments and laws enacted or finally passed during the First Regular Session of the 123rd Maine Legislature coming from the

JOINT STANDING COMMITTEE ON MARINE RESOURCES

July 2007

STAFF:

CURTIS C. BENTLEY, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670

MEMBERS:

SEN. DENNIS S. DAMON, CHAIR
SEN. DANA L. DOW
SEN. LOIS A. SNOWE-MELLO

REP. LEILA J. PERCY, CHAIR
REP. HERBERT ADAMS
REP. PEGGY A. PENDLETON
REP. EDWARD J. MAZUREK
REP. ROBERT N. EATON
REP. W. BRUCE MACDONALD
REP. JOHN F. McDONOUGH
REP. PHILIP A. CRESSEY, JR.
REP. KENNETH C. FLETCHER
REP. HAROLD IAN EMERY

STATE OF MAINE

123RD LEGISLATURE

FIRST REGULAR SESSION

LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS



This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 123rd Maine Legislature, which was in session from December 6, 2006 to June 21, 2007.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

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 (or Accepted ONTP report).....	Ought Not To Pass report accepted
OTP-ND.....	Committee report Ought To Pass In New Draft
P&S XXX.....	Chapter # of enacted Private & Special Law
PASSED.....	Joint Order passed in both bodies
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 that the effective date for non-emergency legislation enacted in the First Regular Session is **September 20, 2007**. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

Joint Standing Committee on Marine Resources

LD 16

An Act To Make Lobster Trap Molesting a Civil Offense

PUBLIC 283

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAZUREK	ONTP MAJ OTP-AM MIN	H-74

LD 16 decriminalizes the offense of molesting a lobster trap and makes it a civil offense.

Committee Amendment "A" (H-74)

This committee amendment makes technical changes to the bill.

Enacted Law Summary

Public Law 2007, chapter 283 decriminalizes the offense of molesting a lobster trap and makes it a civil offense for which a fine of not less than \$100 or more than \$500 may be adjudged.

LD 77

An Act To Provide for the Safety of Elver Fishermen Using Dip Nets

**ACCEPTED ONTP
REPORT**

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

LD 77 allows a person to use a dip net to fish for elvers while standing in the coastal waters of the State during the 2 hours before high tide and the 2 hours following high tide.

Committee Amendment "A" (H-7)

This committee amendment is the minority report and replaces the bill. It proposes to remove the prohibition in current law against using a dip net to fish for elvers in the coastal waters.

LD 92

An Act To Modify the Boundaries of Maine's Lobster Fishing Zones

**ACCEPTED ONTP
REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TURNER	ONTP MAJ OTP MAJ	

LD 92 restricts lobster management zones from extending beyond the 3-mile limit as set by the National Oceanic and Atmospheric Administration. It also prohibits the Commissioner of Marine Resources from adopting rules that would allow the holder of a lobster and crab fishing license declared for any particular zone more traps beyond the 3-mile limit than any other holder of a lobster and crab fishing license.