

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 554 makes the following changes to Maine's shellfish laws:

1. It reduces the amount of shellstock an individual may harvest per day for personal use from 1/2 bushel to one peck;
2. It prevents persons who have had their shellfish harvesting license suspended from being able to harvest for personal use; and
3. It creates a new surf clam boat license, which allows vessels engaged in harvesting surf clams to obtain one license that covers all crew members.

Enacted Law Summary

Public Law 2007, chapter 54 makes the following changes to Maine's shellfish laws:

1. It reduces the amount of shellstock an individual may harvest per day for personal use from 1/2 bushel to one peck;
2. It prevents persons who have had their shellfish harvesting license suspended from being able to harvest for personal use; and
3. It creates a new surf clam boat license, which allows vessels engaged in harvesting surf clams to obtain one license that covers all crew members.

LD 586 An Act To Simplify Notification Procedures for Water Quality Changes

ONTP

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

This bill requires the Commissioner of Marine Resources to promptly notify interested parties when the commissioner has determined that the water quality has changed to a level that affects the status of an area or waters. Notification must include use of an online notification system, including notifying interested parties through electronic mail and posting a notice on the department's publicly accessible website.

LD 621 Resolve, To Establish a Lobster Trap Tag Transfer Program

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TUTTLE SNOWE-MELLO	ONTP	

LD 621 requires the Commissioner of Marine Resources to establish a lobster trap tag transfer program that allows the holder of lobster trap tags to sell or otherwise transfer any number of that person's lobster trap tags to another person who holds a valid lobster and crab fishing license. It provides that the program must include a cap on the number of trap tags at no more than 2006 levels and a \$5 transfer fee. Revenues raised under this program must be used to fund lobster restocking or for other comparable conservation measures. LD 621 directs the Commissioner of Marine Resources to submit the draft lobster trap tag transfer program and draft legislation to implement the program to the Joint Standing Committee on Marine Resources by January 11, 2008.