

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
125<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON MARINE RESOURCES**

July 2011

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STATE OF MAINE  
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LEGISLATIVE DIGEST OF BILL SUMMARIES AND  
ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 125<sup>th</sup> Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD 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 LD is noted to the right of the LD title. The following describes the various final actions.

*CARRIED OVER* ..... carried over to a subsequent session of the Legislature  
*CON RES XXX*..... chapter # of constitutional resolution passed by both houses  
*CONF CMTE UNABLE TO AGREE*..... Committee of Conference unable to agree; legislation died  
*DIED BETWEEN HOUSES*..... House & Senate disagreed; legislation died  
*DIED IN CONCURRENCE*..... defeated in each house, but on different motions; legislation died  
*DIED ON ADJOURNMENT*..... action incomplete when session ended; legislation died  
*EMERGENCY*..... enacted law takes effect sooner than 90 days after session adjournment  
*FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE* ..... emergency failed to receive required 2/3 vote  
*FAILED, ENACTMENT or FINAL PASSAGE*..... failed to receive final majority vote  
*FAILED, MANDATE ENACTMENT* ..... legislation proposing local mandate failed required 2/3 vote  
*HELD BY GOVERNOR*..... Governor has not signed; final disposition to be determined at subsequent session  
*LEAVE TO WITHDRAW*..... sponsor's request to withdraw legislation granted  
*NOT PROPERLY BEFORE THE BODY*..... ruled out of order by the presiding officer; legislation died  
*INDEF PP*..... indefinitely postponed; legislation died  
*ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X*... ought-not-to-pass report accepted; legislation died  
*P&S XXX*..... chapter # of enacted private & special law  
*PUBLIC XXX*..... chapter # of enacted public Law  
*RESOLVE XXX*..... chapter # of finally passed resolve  
*VETO SUSTAINED*..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 125<sup>th</sup> Legislature is September 28, 2011. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

*Joint Standing Committee on Marine Resources*

**LD 61**

**An Act Implementing a Fisheries Permit Banking Program**

**PUBLIC 10**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RECTOR	OTP-AM	S-5

LD 61 allows the Department of Marine Resources to administer a permit banking program for the groundfish industry for which the State has received a federal appropriation. The department holds the permits and distributes the rights associated with the permits to eligible residents of the State. LD 61 allows the department to lease fisheries allocations from the permits to fund the permit banking program.

**Committee Amendment "A" (S-5)**

This amendment adds an appropriations and allocations section.

**Enacted Law Summary**

Public Law 2011, chapter 10 allows the Department of Marine Resources to administer a permit banking program for the groundfish industry for which the State has received a federal appropriation. The department holds the permits and distributes the rights associated with the permits to eligible residents of the State. LD 61 allows the department to lease fisheries allocations from the permits to fund the permit banking program.

**LD 85**

**An Act To Repeal the Sunset on the Law Relating to the Landing of Draggd Crabs**

**PUBLIC 5**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
RECTOR	OTP	

LD 85 eliminates the June 30, 2012 repeal date of the law that allows the taking or catching of crabs under certain circumstances. A license is not required if a person catches crabs with bare hands or hook and line. A license is not required if a person with a commercial fishing license takes, possesses and sells crabs taken as bycatch with an otter trawl within the exclusive economic zone.

**Enacted Law Summary**

Public Law 2011, chapter 5 eliminates the June 30, 2012 repeal date of the law that allows the taking or catching of crabs under certain circumstances. A license is not required if a person catches crabs with bare hands or hook and line. A license is not required if a person with a commercial fishing license takes, possesses and sells crabs taken as bycatch with an otter trawl within the exclusive economic zone.