

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

Amend the bill by striking out all of sections 1 and 2 and inserting the following:

‘**Sec. 1. 12 MRSA §6073-B**, as enacted by PL 2007, c. 522, §2, is amended to read:

§ 6073-B. Harvester license exemption; aquaculture

The holder of a lease issued under section 6072, 6072-A or 6072-B or a license issued under section 6072-C is exempt from any requirement under sections 6421, 6501, 6601, 6745, 6746, 6748, 6748-A, 6748-D, 6751, 6801-A and 6803 to hold a separate license for the removal, possession, or transport or sale of the cultured organisms, ~~except for molluscan bivalve shellfish~~, from the leased area or the licensed gear, except that, beginning May 1, 2018, a person may not sell organisms cultured on the lease site or under the limited-purpose aquaculture license without a license issued under section 6810-B.

Sec. 2. 12 MRSA §6073-C, as reallocated by RR 2007, c. 2, §4, is amended to read:

§ 6073-C. Harvester license exemption; scallop aquaculture

The holder of a lease issued under section 6072, 6072-A or 6072-B or a license issued under section 6072-C is exempt from any requirement under sections 6701, 6702 and 6703 to hold a separate license for the removal, possession, or transport or sale of scallops from the leased area or the licensed gear when the final product form is the adductor muscle only, except that, beginning May 1, 2018, a person may not sell organisms cultured on the lease site or under the limited-purpose aquaculture license without a license issued under section 6810-B. This exemption does not apply to scallops in any other form.’

Amend the bill by inserting after section 2 the following:

‘**Sec. 3. 12 MRSA §6301, sub-§2, ¶V**, as amended by PL 2013, c. 492, §2, is further amended to read:

V. A lobster processor license issued under section 6851-B expires on March 31st of each year; ~~and~~

Sec. 4. 12 MRSA §6301, sub-§2, ¶W, as enacted by PL 2013, c. 492, §3, is amended to read:

W. A commercial green crab only license issued under section 6808 expires on April 30th of each year; and

Sec. 5. 12 MRSA §6301, sub-§2, ¶X is enacted to read:

X. An aquaculture license issued under section 6810-B expires on April 30th of each year.’

Amend the bill in section 6 in §6810-B in subsection 2 in the first line (page 1, line 30 in L.D.) by striking out the following: "A person" and inserting the following: 'Beginning May 1, 2018, a person'

Amend the bill in section 6 in §6810-B by inserting after subsection 4 the following:

‘**5. Exemption; limited-purpose aquaculture license for personal use.** Notwithstanding subsections 2, 3 and 4, the holder of a limited-purpose aquaculture license issued under

section 6072-C may remove, possess or transport within the state limits organisms cultured under that license, subject to all other applicable requirements of this Part.'

Amend the bill in section 6 in §6810-B by renumbering the subsections to read consecutively.

Amend the bill by adding after section 6 the following:

'Sec. 7. Effective date. Those sections of this Act that amend the Maine Revised Statutes, Title 12, sections 6073-B and 6073-C and repeal Title 12, section 6601, subsection 2-A, Title 12, section 6745, subsection 2-A and Title 12, section 6746, subsection 2-A take effect May 1, 2018.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

SUMMARY

This amendment provides that the aquaculture license established in the bill expires on April 30th of each year. The amendment provides an exemption to the requirement to hold an aquaculture license for a holder of a limited-purpose aquaculture license who does not sell the organisms cultured under that license. The amendment establishes that an aquaculture license is not required in order to undertake aquaculture activities until May 1, 2018, until which date other licenses are required for those activities.

FISCAL NOTE REQUIRED

(See attached)