



# 126th MAINE LEGISLATURE

## SECOND REGULAR SESSION-2014

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Legislative Document

No. 1604

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H.P. 1176

House of Representatives, December 30, 2013

### An Act To Make Technical Changes to Marine Resources Laws

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Submitted by the Department of Marine Resources pursuant to Joint Rule 204.

Received by the Clerk of the House on December 23, 2013. Referred to the Committee on Marine Resources pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative WEAVER of York.

Cosponsored by Senator WOODBURY of Cumberland and

Representatives: KRUGER of Thomaston, KUMIEGA of Deer Isle, PARRY of Arundel,  
SAXTON of Harpswell, WINCHENBACH of Waldoboro, Senator: JOHNSON of Lincoln.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 12 MRSA §6174, sub-§3**, as amended by PL 2003, c. 248, §3, is further  
3 amended to read:

4 **3. Penalty.** Whoever violates a rule commits a civil violation for which a fine of not  
5 less than \$100 for each violation may be adjudged. Except as otherwise specifically  
6 provided by law, a violation under this subsection is a strict liability offense for which no  
7 proof of a culpable state of mind is required.

8 **Sec. 2. 12 MRSA §6301, sub-§2, ¶U**, as corrected by RR 2009, c. 2, §24, is  
9 amended to read:

10 U. A limited wholesale shellfish harvester's license issued under section 6851-A  
11 expires on March 31st of each year; ~~and~~

12 **Sec. 3. 12 MRSA §6301, sub-§2, ¶V**, as reallocated by RR 2009, c. 2, §22, is  
13 amended to read:

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

16 **Sec. 4. 12 MRSA §6301, sub-§2, ¶W** is enacted to read:

17 W. A commercial green crab only license issued under section 6808 expires on April  
18 30th of each year.

19 **Sec. 5. 12 MRSA §6407**, as enacted by PL 1977, c. 661, §5, is amended to read:

20 **§6407. Conviction or adjudication; juvenile offense; failure to appear**

21 Under this chapter:

22 **1. Conviction or adjudication.** A judgment of guilt ~~shall be~~ is considered a  
23 conviction or adjudication during the pendency of appeal;

24 **2. Juvenile offense.** A conviction as of a juvenile offense ~~shall be~~ is considered a  
25 conviction; and

26 **3. Failure to appear.** Failure to appear in court when properly summoned ~~shall be~~  
27 is considered a conviction.

28 **Sec. 6. 12 MRSA §6808, sub-§6**, as amended by PL 2009, c. 213, Pt. G, §33, is  
29 further amended to read:

30 **6. Fees.** The fee for a commercial green crab only license is ~~\$38~~ \$10 for a resident  
31 license and ~~\$76~~ \$20 for a nonresident license, which authorizes the license holder to  
32 engage in the licensed activities under subsection 2.

33 **Sec. 7. 12 MRSA §6808, sub-§7**, as amended by PL 2009, c. 213, Pt. G, §34, is  
34 further amended to read:

