

127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 1038

S.P. 364

In Senate, March 24, 2015

An Act To Amend the Emergency Rule-making Authority of the Department of Marine Resources

Submitted by the Department of Marine Resources pursuant to Joint Rule 204. Reference to the Committee on Marine Resources suggested and ordered printed.

HEATHER J.R. PRIEST Secretary of the Senate

Heath & Buit

Presented by Senator LANGLEY of Hancock. Cosponsored by Representative KUMIEGA of Deer Isle and

Senator: MIRAMANT of Knox, Representatives: BLUME of York, PIERCE of Dresden.

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

- **Sec. 1. 12 MRSA §6171, sub-§3,** as enacted by PL 1977, c. 661, §5, is amended to read:
- **3. Emergency regulations.** The commissioner may adopt or amend regulations under the emergency procedures; if immediate action is necessary to protect or conserve any marine organism from unusual damage or imminent depletion. An unusually large concentration of fishermen which who might deplete the supply of any marine organism shall justify justifies adopting emergency regulations. The commissioner also may adopt or amend regulations under the emergency procedures if necessary to comply with changes to federal or interstate fisheries management plans that allow fishermen additional access to a marine resource.

12 SUMMARY

This bill expands the emergency rule-making authority of the Commissioner of Marine Resources to allow the Department of Marine Resources to amend rules to expand opportunity in a fishery if the amendment is in compliance with a federal or interstate fisheries management plan.