

Committee Report

CONSENT CALENDAR

May 10, 2021

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

The Committee on Fish and Game and Marine Resources to which was referred SB 51,

AN ACT relative to the sale of lobster meat. Having considered the same, report the same with the recommendation that the bill OUGHT TO PASS.

Rep. Timothy Lang

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Fish and Game and Marine Resources
Bill Number:	SB 51
Title:	relative to the sale of lobster meat.
Date:	May 10, 2021
Consent Calendar:	CONSENT
Recommendation:	OUGHT TO PASS

STATEMENT OF INTENT

This bill, a.k.a. the Lobster Roll Bill, reduces licensing and regulations on restaurants. Currently, if a restaurant sells pre-processed and packaged lobster meat, they are required to purchase a license from Fish and Game. This bill will remove that requirement if the restaurant purchased from a licensed supplier. If a restaurant has live lobsters, they must still get the license. This bill is supported by the restaurant and lodging industry, the lobster industry, as well as the Fish and Game Department.

Vote 18-0.

Rep. Timothy Lang
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Fish and Game and Marine Resources

SB 51, relative to the sale of lobster meat. **OUGHT TO PASS.**

Rep. Timothy Lang for Fish and Game and Marine Resources. This bill, a.k.a. the Lobster Roll Bill, reduces licensing and regulations on restaurants. Currently, if a restaurant sells pre-processed and packaged lobster meat, they are required to purchase a license from Fish and Game. This bill will remove that requirement if the restaurant purchased from a licensed supplier. If a restaurant has live lobsters, they must still get the license. This bill is supported by the restaurant and lodging industry, the lobster industry, as well as the Fish and Game Department. **Vote 18-0.**

Original: House Clerk

Cc: Committee Bill File

Voting Sheets



2021 SESSION

Fish and Game and Marine Resources

Bill #: SB51 Motion: OTP AM #: _____ Exec Session Date: April 28, 2021

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Lang, Timothy P. Chairman	18		
Khan, Aboul B. Vice Chairman	1		
Klose, John F.	2		
Spillane, James A.	3		
Howard, Raymond J.	4		
Craig, Kevin B.	5		
Love, David C.	6		
Wolf, Dan H. McConkey, Mark	7		
Kittredge, Mac	8		
Dostie, Donald	9		
Smith, Jonathan H.			
Harvey, Cathryn A.	10		
Laflamme, Larry L.	11		
Dontonville, Roger W.	12		
King, Mark R.	13		
Read, Ellen D. Clerk	14		
Egan, Timothy T.	15		
Ruprecht, Denny M.			
Shurtleff, Steve J.	16		
Ellis, Donna R.	17		
Oxaal, Ariel			



1/22/2021 10:00:16 AM
Roll Call Committee Registers
Report

2021 SESSION

Fish and Game and Marine Resources

Bill #: SB51 Motion: OTP AM #: _____ Exec Session Date: April 28, 2021

TOTAL VOTE: OTP CONSENT	18	0	3 absent
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HOUSE COMMITTEE ON FISH AND GAME AND MARINE RESOURCES

EXECUTIVE SESSION on SB 51

BILL TITLE: relative to the sale of lobster meat.

DATE: April 28, 2021

LOB ROOM: Hybrid

MOTIONS: OUGHT TO PASS

Moved by Rep. Spillane

Seconded by Rep. Klose

Vote: 18-0

CONSENT CALENDAR: YES

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep Ellen Read, Clerk

Sub-
Committee
Actions

HOUSE COMMITTEE ON FISH AND GAME AND MARINE RESOURCES

SUBCOMMITTEE WORK SESSION on

BILL TITLE: SB51

DATE: April 28, 2021

Subcommittee Members: Reps. Lang, Khan, Read, Klose, Spillane, Howard, Craig, Love, Wolf, McConkey, Kittredge, Dostie, J. Smith, Harvey, Laflamme, Dontonville, M. King, Egan, Ruprecht, Shurtleff, Ellis and Oxaal

Comments and Recommendations:

CHAIR: Any concerns?

Howard: Clarifying reading, under 211:38 no person shall sell lobster meat which has not been sealed in containers not requiring refrigeration

CHAIR: Under current law selling prepackaged meat needs license, live needs license, but in this law if you get it from licensed source you do not need it, but you do if it is live lobster, since there was some issue in chain and people circumventing process

Howard: Does it affect competition

CHAIR: license is \$50, so no, and it is only for live lobster

MOTIONS: OTP, OTP/A, ITL, Retained (1st Yr), Interim Study (2nd Yr)
(Please circle one)

Moved by Rep. _____ Seconded by Rep. _____ AM Vote: _____

Adoption of Amendment # _____

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

_____ Amendment Adopted _____ Amendment Failed

Respectfully submitted,

Rep. Ellen Delana Read
Subcommittee Chairman/Clerk

Public Hearing

HOUSE COMMITTEE ON FISH AND GAME AND MARINE RESOURCES

PUBLIC HEARING ON

BILL TITLE: SB51

DATE: April 28, 2021

ROOM: LOB 201-203/remote hybrid Time Public Hearing Called to Order: 10:22

Time Adjourned: 10:28

(please circle if present)

Committee Members: Reps. Lang, Khan, Read, Klose, Spillane, Howard, Craig, Love, Wolf, McConkey, Kittredge, Dostie, J. Smith, Harvey, Laflamme, Dontonville, M. King, Egan, Ruprecht, Shurtleff, Ellis and Oxaal

Bill Sponsors: Sen. Ricciardi, Rep Lang

TESTIMONY

* Use asterisk if written testimony and/or amendments are submitted.

Sen. Ricciardi – Representing district 9, asked to sponsor this by NH lodging and restaurant association, unhappy with needing license to sell lobster. Do not think it is necessary or efficient to enforce licensing for restaurant as we license harvester, wholesaler, processor, etc. Under this bill, if you buy lobster from licensed wholesaler, harvester, and processor you do not need to get a license, but you do if you do not get your lobster from licensed sources.

Henry Veilleux – lobbyist for NH lodging and Restaurant Association, this is a far simpler bill than previous. Affectionately referred as lobster roll bill. Addresses issue of packaged and processed lobster meat. Department had concerns but with Paul Sanderson it is simplified, if a restaurant buys processed meat from licensed source that is making sure fisheries are protected, you do not need a license

Paul Sanderson – Sub regulations of lobster are not only in NH but Atlantic fisheries regulation, so with this simple language we can make adjustments to lobster rules to protect fisheries but also lobstermen from negative impacts, we will make this work.

Respectfully submitted:

Ellen Delana Read

Rep Ellen Read, Clerk

House Remote Testify

Fish and Game and Marine Resources Committee Testify List for Bill SB51 on 2021-04-28

Support: 2 Oppose: 0 Neutral: 0 Total to Testify: 2

[Export to Excel](#)

<u>Name</u>	<u>City, State</u> <u>Email Address</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>Non-Germane</u>	<u>Signed Up</u>
Veilleux, Henry	Bedford, NH hveilleux@sheehan.com	A Lobbyist	NH Lodging & Restaurant Association	Support	Yes (2m)	No	4/26/2021 9:48 PM
Ricciardi, Senator Denise	Bedford, NH denise.ricciardi@leg.state.nh.us	An Elected Official	Senate District 9	Support	Yes (0m)	No	4/22/2021 10:09 AM

Testimony

Bill as
Introduced

SB 51 - AS AMENDED BY THE SENATE

03/18/2021 0715s

2021 SESSION

21-0905

04/10

SENATE BILL **51**

AN ACT relative to the sale of lobster meat.

SPONSORS: Sen. Ricciardi, Dist 9; Rep. Lang, Belk. 4

COMMITTEE: Energy and Natural Resources

AMENDED ANALYSIS

This bill adds an exception to the licensing requirement for selling lobster meat.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough.]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

SB 51 - AS AMENDED BY THE SENATE

03/18/2021 0715s

21-0905

04/10

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty One

AN ACT relative to the sale of lobster meat.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 Lobsters and Crabs; Lobster Meat. Amend RSA 211:38 to read as follows:

2 211:38 Lobster Meat. No person shall sell lobster meat which has not been processed and sealed
3 within containers which do not require refrigeration without first procuring a license to do so. ***Such***
4 ***license shall not be required for food service establishments licensed under RSA 143-A***
5 ***which purchase and sell processed and packaged lobster meat from a licensed wholesaler***
6 ***or processor.*** The executive director shall issue such license for a period of one calendar year
7 pursuant to the provisions of RSA 211:39, RSA 211:49-aa, and RSA 211:49-c. The license shall
8 expire on December 31 of each year.

9 2 Effective Date. This act shall take effect 60 days after its passage.