

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND NINETEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 2, 1998 to June 19, 1999**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 18, 1999**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1999**

2. Highest bidder acknowledged. Whether the highest bidder at the completion of the sale will be acknowledged by the auctioneer;

3. Reserve. Whether the auction is with reserve or without reserve and the acceptable manner of bids;

4. Absentee bids. Whether absentee bids are allowed;

5. Sales tax. Sales tax requirements;

6. Auctioneer or consignor bidding. Whether or not the auctioneer or consignor reserves the right to bid;

7. Uniform Commercial Code. A statement that Title 11, section 2-328 applies to this auction sale;

8. Statement of buyer's premium. A statement of the buyer's premium and any other charges to the bidders or any other persons in attendance; and

9. Title and address. The title and address of the board.

See title page for effective date.

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**CHAPTER 147**

**H.P. 285 - L.D. 393**

**An Act to Redefine Hunting**

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

**Sec. 1.** 12 MRSA §7001, sub-§15, as enacted by PL 1979, c. 420, §1, is amended to read:

**15. Hunt.** To "hunt" means to ~~hunt for, pursue, molest, shoot, catch, take, kill, wound or destroy or harvest~~ wild animals ~~and~~ or wild birds or to attempt to catch, take, kill or harvest wild animals or wild birds.

See title page for effective date.

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**CHAPTER 148**

**H.P. 958 - L.D. 1356**

**An Act to Allow Authorized Removal of a Beaver Dam Without a Permit**

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

**Sec. 1.** 38 MRSA §480-Q, sub-§21 is enacted to read:

21. Removal of beaver dams. Removal of a beaver dam as authorized by a game warden, as long as:

A. Efforts are made to minimize erosion of soil and fill material from disturbed areas into a protected natural resource;

B. Efforts are made to minimize alteration of undisturbed portions of a wetland or water body; and

C. Wheeled or tracked equipment is operated in the water only for the purpose of crossing a water body to facilitate removal of the beaver dam. Where practicable, wheeled or tracked equipment may cross a water body only on a rock, gravel or ledge bottom.

This exemption includes the draining of a freshwater wetland resulting from removal of a beaver dam. It does not include removal of a beaver house.

See title page for effective date.

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**CHAPTER 149**

**S.P. 617 - L.D. 1782**

**An Act to Amend the Maine Criminal Code Regarding Improper Gifts**

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

**Sec. 1.** 17-A MRSA §605, sub-§1, ¶A, as enacted by PL 1975, c. 499, §1, is amended to read:

A. Being a public servant ~~he~~ that person solicits, accepts or agrees to accept any pecuniary benefit from a person ~~who he knows is or is likely to become subject to or interested in any matter or action pending before or contemplated by himself or the governmental body with which he is affiliated~~ if the public servant knows or reasonably should know that the purpose of the donor in making the gift is to influence the public servant in the performance of the public servant's official duties or vote, or is intended as a reward for action on the part of the public servant; or

See title page for effective date.