

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-THIRD LEGISLATURE

SECOND REGULAR SESSION
January 2, 2008 to March 31, 2008

FIRST SPECIAL SESSION
April 1, 2008 to April 18, 2008

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 30, 2008

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
JULY 18, 2008

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

Penmor Lithographers
Lewiston, Maine
2008

substantive rule and is subject to legislative review in accordance with Title 5, chapter 375, subchapter 2-A.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 9, 2008.

CHAPTER 191

H.P. 1650 - L.D. 2288

Resolve, To Create a Deer Predation Working Group

Sec. 1. Deer predation working group.

Resolved: That the Commissioner of Inland Fisheries and Wildlife shall establish a deer predation working group to review and to recommend necessary revisions to the Department of Inland Fisheries and Wildlife's predation control policy. The 9-member working group must include representatives from the Department of Inland Fisheries and Wildlife, the University of Maine System, an organization that represents the needs of Maine's forest products community, a state-wide organization that represents farming, an organization that represents trappers, an organization that represents professional guides, an environmental organization, an organization that represents sportsmen and an organization that represents small woodlot owners in the State; and be it further

Sec. 2. Duties. Resolved: That the working group shall consider:

1. Methods of coyote control;
2. Tools and devices to be employed in predation control;
3. The protocol used by the Department of Inland Fisheries and Wildlife to determine when and where to deploy animal damage control agents;
4. The need and consequences of reducing the bear population in northern and eastern Maine to allow the deer population to recover; and
5. The appropriate protocol for accomplishing bear reductions, if any, as determined under subsection 4.

The policy and protocols developed by the working group must adequately consider and minimize impacts to nontarget species, especially threatened and endangered species; and be it further

Sec. 3. Report. Resolved: That the Commissioner of Inland Fisheries and Wildlife shall report the working group's findings and recommendations and any recommended legislation to the joint standing

committee of the Legislature having jurisdiction over inland fisheries and wildlife matters no later than January 5, 2009. That joint standing committee may submit legislation related to the report to the First Regular Session of the 124th Legislature.

See title page for effective date.

CHAPTER 192

H.P. 1542 - L.D. 2167

Resolve, Regarding Legislative Review of Portions of Chapter 120: Release of Data to the Public, a Major Substantive Rule of the Maine Health Data Organization

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, the above-named major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 120: Release of Data to the Public, a provisionally adopted major substantive rule of the Maine Health Data Organization that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if provisions are added to the rule regarding the collection, release and use of prescriber data.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 10, 2008.
