

# MAINE STATE LEGISLATURE

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*State Of Maine  
122nd Legislature*

*First Regular Session and  
First Special Session*

*Bill Summaries*

*Joint Standing Committee  
on  
Inland Fisheries and Wildlife*

*August 2005*

**Members:**

*Sen. Bruce S. Bryant, Chair  
Sen. Joseph C. Perry  
Sen. Chandler E. Woodcock*

*Rep. Thomas R. Watson, Chair  
Rep. Walter A. Wheeler, Sr.  
Rep. Stanley A. Moody*

*Rep. Jacqueline A. Lundeen  
Rep. Troy D. Jackson  
Rep. Mark E. Bryant  
Rep. A. David Trahan  
Rep. Earl E. Richardson  
Rep. Richard M. Cebra  
Rep. David E. Richardson*

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Maine State Legislature

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122nd Legislature
First Regular Session and First Special Session

Summary of Legislation Considered by the Joint Standing Committees
August 2005

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing select committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. A subject index for each committee is included immediately before the bill summaries for that committee, and a numerical index by LD number is included at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

- CARRIED OVER ..... Bill Carried Over to Second Regular Session
CON RES XXX..... Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE..... Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES..... House & Senate disagree; bill died
DIED IN CONCURRENCE..... One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT..... Action incomplete when session ended; bill died
EMERGENCY..... Enacted law takes effect sooner than 90 days
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE..... Emergency bill failed to get 2/3 vote
FAILED ENACTMENT/FINAL PASSAGE..... Bill failed to get majority vote
FAILED MANDATE ENACTMENT..... Bill imposing local mandate failed to get 2/3 vote
NOT PROPERLY BEFORE THE BODY..... Ruled out of order by the presiding officers; bill died
INDEF PP..... Bill Indefinitely Postponed
ONTP..... Ought Not To Pass report accepted
OTP ND..... Committee report Ought To Pass In New Draft
OTP ND/NT..... Committee report Ought To Pass In New Draft/New Title
P&S XXX..... Chapter # of enacted Private & Special Law
PUBLIC XXX..... Chapter # of enacted Public Law
RESOLVE XXX..... Chapter # of finally passed Resolve
UNSIGNED..... Bill held by Governor
VETO SUSTAINED..... Legislature failed to override Governor's Veto

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is June 29, 2005; and for non-emergency legislation enacted in the First Special Session is September 17, 2005.

## *Joint Standing Committee on Inland Fisheries and Wildlife*

**LD 233**                      **An Act To Change the Definition of "Snowmobile"**                      **ONTP**

<u>Sponsor(s)</u> TRAHAN		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 233 proposed to amend the definition of "snowmobile" to match the definition in federal law.

**LD 253**                      **An Act To Employ an Additional Game Warden for the Sebago Lake Region**                      **ONTP**

<u>Sponsor(s)</u> CRESSEY HASTINGS		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 253 proposed to require the Commissioner of Inland Fisheries and Wildlife to add an additional game warden in the Sebago Lake region and to fund that position from the Lake and River Protection Fund.

**LD 268**                      **An Act To Allow Electronic Calling Devices for Hunting Moose**                      **PUBLIC 117**

<u>Sponsor(s)</u> PLOWMAN		<u>Committee Report</u> OTP-AM		<u>Amendments Adopted</u> S-80
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LD 268 proposed to allow the use of electronic calling devices to hunt any game animal except migratory game birds.

**Committee Amendment "A" (S-80)** proposed to remove section 1 of the bill, which would have specifically authorized electronic calling devices except when hunting migratory birds. Current law does not prohibit the use of such devices unless hunting moose or migratory game birds.

### *Enacted law summary*

Public Law 2005, chapter 117 allows the use of electronic calling devices to hunt moose.

**LD 283**                      **An Act To Improve the Moose Lottery Procedure**                      **ONTP**

<u>Sponsor(s)</u> MOODY		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 283 was an emergency measure and proposed to require the Commissioner of Inland Fisheries and Wildlife draw the first 1,000 permits exclusively from applicants who have 7 or more points during the selection process

## *Joint Standing Committee on Inland Fisheries and Wildlife*

for moose permits. A person would accumulate one point for each consecutive year that person applies for a moose permit but is not selected. The bill would take effect upon approval.

**LD 303**                      **An Act To Promote Fairness and Democracy in Wildlife Management**                      **ONTP**

<u>Sponsor(s)</u> EDER		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 303 proposed to remove the current statutory requirement that any candidate for the office of Commissioner of Inland Fisheries and Wildlife commissioner have a record of demonstrated support for, and an understanding, of the basics of modern wildlife and fisheries management and have experience with hunting, fishing or trapping. It also proposed to remove the requirement that anyone appointed to serve as Deputy Commissioner of Inland Fisheries and Wildlife be qualified by training and experience in fisheries and wildlife management or conservation law enforcement.

**LD 307**                      **An Act To Improve Recreational Watercraft Safety**

<u>Sponsor(s)</u> WATSON		<u>Committee Report</u>		<u>Amendments Adopted</u>
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LD 307 proposed to establish a recreational watercraft training and certificate program to promote the safe operation of watercraft in the waters of the State.

This bill was carried over by H.P. 1203 to any special or regular session of the 122nd Legislature.

**LD 314**                      **An Act To Prohibit Bear Baiting**                      **ONTP**

<u>Sponsor(s)</u> EDER		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 314 proposed to prohibit bear baiting except when it is done to protect livestock, domestic animals, threatened or endangered wildlife, public or private property, public safety or commercial timberlands or for scientific or research purposes.