

# 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

### Enacted law summary

Resolve 2005, chapter 71 directs the Commissioner of Inland Fisheries and Wildlife to evaluate the feasibility of a moose hunt in southern Maine.

**LD 1319**                      **An Act To Ban the Use of Traps and Dogs in Bear Hunting**                      **ONTP**

<u>Sponsor(s)</u> DUDLEY		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 1319 proposed to prohibit the use of a dog to hunt or pursue bear and the use or setting of a trap to hunt or capture bear except under certain circumstances. The use of a dog or a trap would be permitted for certain scientific purposes or if it was undertaken by state or federal employees to kill or capture a specific animal that threatened livestock, domestic animals, threatened or endangered wildlife, property or public safety.

**LD 1344**                      **An Act To Promote Nonconsumptive Use of Maine's Fish and Wildlife Resources**                      **ONTP**

<u>Sponsor(s)</u> EDER		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 1344 proposed to restructure the membership of the Inland Fisheries and Wildlife Advisory Council. The act proposed to reduce the members that represent the 16 counties from 10 to 5 and proposed to require that the remaining 5 members represent bird watchers, herpetologists, wildlife watchers, naturalists and botanists.

**LD 1351**                      **Resolve, Directing the Department of Inland Fisheries and Wildlife To Prepare an Implementation Plan for Recommendations That Were Based on a Review of the Department**                      **ONTP**

<u>Sponsor(s)</u> WATSON BRYANT B		<u>Committee Report</u> ONTP		<u>Amendments Adopted</u>
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LD 1351 proposed to require the Department of Inland Fisheries and Wildlife to prepare a written response and an implementation plan for recommendations contained in a report prepared in June 2004 by the Management Assistance Team of the International Association of Fish and Wildlife Agencies based on a programmatic review of the department. This implementation plan would include a schedule and an assignment of responsibilities within the department. The department would submit a report describing the department's progress in implementing this plan to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters no later than the first Wednesday in December 2005 and every 2 years thereafter until the plan was implemented.