

MAINE STATE LEGISLATURE

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STATE OF MAINE
128TH LEGISLATURE
FIRST SPECIAL, SECOND REGULAR AND SECOND SPECIAL SESSIONS



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON INLAND FISHERIES
AND WILDLIFE**

October 2018

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STATE OF MAINE

128TH LEGISLATURE

FIRST SPECIAL, SECOND REGULAR AND SECOND SPECIAL SESSIONS



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contain summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Special, Second Regular and Second Special Sessions of the 128th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

CARRIED OVER..... carried over to a subsequent session of the Legislature
CON RES XXX..... chapter # of constitutional resolution passed by both houses
CONF CMTE UNABLE TO AGREE..... Committee of Conference unable to agree; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE..... emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT..... legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY..... ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective dates for non-emergency legislation enacted in the First Special, Second Regular or Second Special Sessions of the 128th Legislature are: Monday, February 5, 2018; Wednesday, August 1, 2018; and Thursday, December 13, 2018, respectively. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Inland Fisheries and Wildlife

correspondingly increases the fee for a guide license from \$81 to \$135. Public Law 2017, chapter 441 has an effective date of January 1, 2019.

LD 1759 An Act To Rename the Coast of Maine Wildlife Management Area as the PUBLIC 325
Alan E. Hutchinson Wildlife Management Area

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DUCHESNE R	OTP	

This bill renames the Coast of Maine Wildlife Management Area as the Alan E. Hutchinson Wildlife Management Area in Mr. Hutchinson's honor and memory.

Enacted Law Summary

Public Law 2017, chapter 325 renames the Coast of Maine Wildlife Management Area as the Alan E. Hutchinson Wildlife Management Area in Mr. Hutchinson's honor and memory.

LD 1790 An Act Regarding Youth Hunting Day for Hunting Bear and Carrying a PUBLIC 357
Handgun during the Regular Archery-only Season on Deer

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CUSHING A	OTP-AM	S-369

This bill allows the Commissioner of Inland Fisheries and Wildlife to establish a youth hunting day for hunting bear. An adult supervisor, parent or guardian accompanying the youth is allowed to possess a firearm while the youth is hunting bear.

Committee Amendment "A" (S-369)

This amendment removes the provision of the bill that specifically provides that an adult supervisor, parent or guardian accompanying a youth on a youth hunting day for hunting bear may possess a firearm while the youth is hunting bear. The amendment also corrects a cross-reference in the section of law regarding carrying firearms during the regular archery-only season on deer to reflect that current law does not require a person eligible to carry a concealed handgun to obtain a permit to carry a concealed handgun in most circumstances.

Enacted Law Summary

Public Law 2017, chapter 357 allows the Commissioner of Inland Fisheries and Wildlife to establish a youth hunting day for hunting bear. Public Law 2017, chapter 357 corrects a cross-reference in the section of law regarding carrying firearms during the regular archery-only season on deer to reflect that current law does not require a person eligible to carry a concealed handgun to obtain a permit to carry a concealed handgun in most circumstances.

LD 1816 An Act Regarding the Penalties for Hunting Deer over Bait PUBLIC 355

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAVIS P MARTIN D	OTP	

Current law provides that a person who is convicted a second time of hunting deer over bait during an open season

Joint Standing Committee on Inland Fisheries and Wildlife

on deer is permanently ineligible to obtain a hunting license. This bill changes that permanent ineligibility to an ineligibility period of two years.

Enacted Law Summary

Public Law 2017, chapter 355 changes the penalty for a person who is convicted a second time of hunting deer over bait during an open season on deer from permanent ineligibility to obtain a hunting license to an ineligibility period of two years.

LD 1823 An Act Regarding the Repeal of a Provision of Law Allowing Certain Nonresidents To Hunt Deer before the Open Season on Deer PUBLIC 356

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP	

This bill was reported by the committee pursuant to joint order H.P. 1249 and then referred back to the committee for processing in the normal course. The bill removes the provision of law that repeals on September 15, 2018 the law that allows a nonresident who owns 25 or more acres of land in the State and leaves that property open to hunting, who holds a valid hunting license and who is not otherwise prohibited from hunting deer to hunt deer on the Saturday preceding the first day of the open season on deer.

Enacted Law Summary

Public Law 2017, chapter 356 removes the provision of law that repeals on September 15, 2018 the law that allows a nonresident who owns 25 or more acres of land in the State and leaves that property open to hunting, who holds a valid hunting license and who is not otherwise prohibited from hunting deer to hunt deer on the Saturday preceding the first day of the open season on deer.

LD 1824 An Act Regarding the Termination of the Authority To Issue a Permit for a Noise Suppression Device on a Firearm for Hunting PUBLIC 366 EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-639

This bill was reported by the committee pursuant to joint order H.P. 1250 and then referred back to the committee for processing in the normal course. The bill removes the provision of law that makes a permit issued by the Department of Inland Fisheries and Wildlife to use a noise suppression device with a firearm when hunting valid only until August 1, 2018. The bill also removes the provision of law that prohibits the Commissioner of Inland Fisheries and Wildlife from issuing a permit allowing a person to use a noise suppression device with a firearm when hunting after July 31, 2018.

Committee Amendment "A" (H-639)

This amendment adds an emergency preamble and emergency clause to the bill.

Enacted Law Summary

Public Law 2017, chapter 366 removes the provision of law that makes a permit issued by the Department of Inland Fisheries and Wildlife to use a noise suppression device with a firearm when hunting valid only until August 1, 2018. The bill also removes the provision of law that prohibits the Commissioner of Inland Fisheries and Wildlife from issuing a permit allowing a person to use a noise suppression device with a firearm when hunting after July 31, 2018. Public Law 2017, chapter 366 was enacted as an emergency measure effective April 8, 2018.