

# MAINE STATE LEGISLATURE

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# STATE OF MAINE

Inter-Departmental Memorandum Date February 20, 1975

To Larry Gaudreau, Director

Dept. Inland Fisheries & Game  
Div. of Safety & Snowmobile Regis-  
tration  
Dept. A.G.

From Cabanne Howard, Assistant

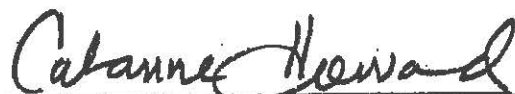
Subject Snowmobile License Fees from Residents of Townships.

You have asked to whom the \$6 of a snowmobile registration fee normally distributed to the municipality where the registrant resides is to be distributed when the registrant resides in the unorganized territory of the state. Section 1972 of the Snowmobile Registration Law, 12 M.R.S.A. §1971 et seq., provides:

...The [\$10] resident registration fee shall be credited as follows: \$3 of each fee shall be credited to the Department of Inland Fisheries and Game; \$1 of each fee shall be credited to the Bureau of Parks and Recreation and \$6 of each fee shall be annually distributed to the municipality of the owner's residence as shown on his registration certificate. The nonresident registration fee shall be credited as follows: \$5 of each fee shall be credited to the Department of Inland Fisheries and Game and \$5 of each fee shall be credited to the Parks and Recreation Bureau Snowmobile Trail Fund. All other moneys received under this chapter, including dealer license fees, shall be credited to the Department of Inland Fisheries and Game.

It is clear from this that, while it evidently did not foresee the eventuality of a license being issued to a resident of the State who did not reside in a municipality, the Legislature did intend that all miscellaneous funds coming into the hands of the Department of Inland Fisheries and Game should remain in the Department for the administration of the law. The only conceivable alternative under the statute is that part of such a fee be credited to the Bureau of Parks and Recreation, but the Bureau's ability to receive funds from the program appears clearly limited to \$1 of each resident fee and \$5 of each nonresident fee only. "All other moneys" are to be credited to the Department.

You should also be aware of the provisions of 1 M.R.S.A. §72 (13), which defines a municipality, except for purposes of Title 30, to include "cities, towns and plantations." (emphasis added). Thus, if a resident of a plantation paid a resident snowmobile fee of \$10, \$6 would be distributed to the licensee's plantation, even though, strictly speaking, it is unorganized.



CABANNE HOWARD  
Assistant Attorney General