

# MAINE STATE LEGISLATURE

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(Filing No. H-588)

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
108TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 511, L.D. 630, Bill, "AN ACT Concerning Unauthorized Possession of Birds and Animals."

Amend the bill by striking out everything after the enacting clause and inserting in its place the following:

'Sec. 1. 12 MRSA §2455, 3rd ¶, 2nd sentence, as repealed and replaced by PL 1975, c. 262, is amended to read:

Any person, except a nonparticipant, convicted of a violation under this section shall be punished by a fine of not less than \$500 nor more than \$1,000 and by imprisonment of not less than 3 nor more than 5 days for the first offense, and by a fine of not less than \$500 nor more than \$1,000 and by imprisonment of not less than 10 nor more than 15 days for each succeeding offense.

Sec. 2. 12 MRSA §2455, 3rd ¶, last sentence, as enacted by PL 1975, c. 516, §17, is amended to read:

Any person convicted of hunting wild animals, between sunset and 1/2 hour after sunset, during the open season on deer, and any person convicted of possessing any wild bird or wild animal, or part thereof, taken in violation of this section

who was not a participant involved in the capturing, killing or taking of <sup>any</sup> wild bird or wild animal or part thereof possessed, shall be subject to the penalties as provided in section 3060.'

Statement of Fact

amendment

This/would provide for discretionary action by courts for persons who unknowingly possess illegally taken wild birds or wild animals.

Reported by the Minority of the Committee on Fisheries and Wildlife.

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