

MAINE STATE LEGISLATURE

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ONE HUNDRED AND EIGHTH LEGISLATURE

Legislative Document

No. 1659

H. P. 1354

House of Representatives, April 13, 1977

Referred to the Committee on Fisheries and Wildlife. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Tozier of Unity.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SEVEN

AN ACT to Provide Certain Residency Requirements to Purchase Resident
Hunting and Fishing Licenses.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 12 MRSA § 2401, sub-§ 2-A is enacted to read:

2-A. Resident defined. The term "resident," for the purposes of this section, shall mean a person within the State who:

A. Has:

- (1) Owned or leased real property on which he maintains a residence within the State for no less than 60 days prior to his application for a hunting license;
- (2) Been issued a motor vehicle operator's license by the State which is valid at the time of application for a hunting license; or
- (3) Been otherwise domiciled within the State for no less than 90 days prior to his application for a hunting license and has no present intention of leaving the State; and

B. If that person owns a passenger vehicle, has registered that vehicle within this State.

The term "resident" shall also mean any person who is the spouse or dependent child of any person meeting the requirements set out in paragraphs A and B. "Resident" shall not include any student residing on the campus of a Maine college or university, unless that student shall also maintain residency

within the State during the nonacademic portions of the year in accordance with the provisions of this subsection.

Sec. 2. 12 MRSA § 2401, sub-§ 2-B is enacted to read:

2-B. Proof of residency. Any person making application for a resident hunting license shall furnish, as proof of residency:

A. One of the following:

(1) A copy of a real estate deed designating the applicant as the legal or equitable owner of real estate within the State, which is dated at least 60 days prior to the application for a hunting license;

(2) A copy of one or more rent receipts designating the applicant as the lessee which is dated at least 60 days prior to the application for a hunting license; or

(3) A motor vehicle operator's license issued to the applicant by the State which is valid at the time of application; and

B. If the applicant owns a passenger vehicle, a motor vehicle registration for that vehicle issued to the applicant which is valid at the time of application.

Sec. 3. 12 MRSA § 2401-B, sub-§ 2-A is enacted to read:

2-A. Resident defined. The term "resident," for the purposes of this section, shall mean a person within the State who:

A. Has:

(1) Owned or leased real property on which he maintains a residence within the State for no less than 60 days prior to his application for a fishing license;

(2) Been issued a motor vehicle operator's license by the State which is valid at the time of application for a fishing license; or

(3) Been otherwise domiciled within the State for no less than 90 days prior to his application for a fishing license and has no present intention of leaving the State; and

B. If that person owns a passenger vehicle, has registered that vehicle within this State.

The term "resident" shall also mean any person who is the spouse or dependent child of any person meeting the requirements set out in paragraphs A and B. "Resident" shall not include any student residing on the campus of a Maine college or university, unless that student shall also maintain residency within the State during the nonacademic portions of the year in accordance with the provisions of this subsection.

Sec. 4. 12 MRSA § 2401-B, sub-§ 2-B is enacted to read:

2-B. Proof of residency. Any person making application for a resident fishing license shall furnish, as proof of residency:

A. One of the following :

- (1) A copy of a real estate deed designating the applicant as the legal or equitable owner of real estate within the State which is dated at least 60 days prior to the application for a fishing license ;
- (2) A copy of one or more rent receipts designating the applicant as the lessee which is dated at least 60 days prior to the application for a fishing license ; or
- (3) A motor vehicle operator's license issued to the applicant by the State which is valid at the time of application ; and

B. If the applicant owns a passenger vehicle, a motor vehicle registration for that vehicle issued to the applicant which is valid at the time of application.

STATEMENT OF FACT

The purpose of this bill is to establish certain residency requirements for persons applying for resident hunting and fishing licenses. This bill will define "resident" as a person who has owned or leased property within the State for at least 60 days prior to application for a license or who holds a valid Maine driver's license and who has a Maine motor vehicle registration, if any, or one who is the spouse or dependent child of a person who meets these requirements. Proof of residency will be made by furnishing a copy of a real estate deed, rent receipts or a valid Maine driver's license and a motor vehicle registration.

This bill does not pertain to college students living on campuses.