

MAINE STATE LEGISLATURE

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SECOND REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 1930

H. P. 1826

House of Representatives, February 12, 1980

Reported by Mr. Dow from the Joint Select Committee on Fisheries and Wildlife pursuant to Joint Order H. P. 1517 and printed under Joint Rules No. 17.

EDWIN H. PERT, Clerk of the House

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY

AN ACT to Create an Inland Fisheries and Wildlife Fund and Authorize the Commissioner to Charge other State Agencies for Services Rendered.

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

Sec. 1. 12 MRSA § 7035, sub-§§ 11 and 12 are enacted to read:

11. **Charges.** The commissioner shall have the authority to levy appropriate charges against state agencies utilizing services provided by the department for enforcement of the following:

- A. Title 7, Part 8, Dogs;
- B. Title 12, chapter 206-A, Use Regulation;
- C. Title 17, chapter 80, Litter Control; and
- D. Title 38, chapter 3, Protection and Improvement of Waters.

The charges shall be fixed in a schedule prepared and revised by the commissioner and shall be supported and explained by information sufficient to justify their need.

12. **Acceptance of funds.** The commissioner shall accept and administer all private, state and federal funds, including gifts and grants to carry out the purposes of chapters 701 to 721.

Sec. 2. 12 MRSA c. 704 is enacted to read:

CHAPTER 704

INLAND FISHERIES AND WILDLIFE FUND

§ 7041. Establishment

There is established an Inland Fisheries and Wildlife Fund to be used by the department. All moneys for this fund shall be deposited in the State Treasury. Interest earned on funds of the Department of Inland Fisheries and Wildlife shall be credited to that department.

§ 7042. Funds

The fund shall include, but not be limited to:

1. License and permit fees. All funds derived from the sale of licenses and permits under chapter 707;

2. Fish and wildlife penalties. All fines, penalties, fees, officer costs and all other moneys received, collected or recovered by the court or the department under any provisions of chapters 701 to 721;

3. Other penalties. Any fees, fines and penalties recovered by the court from any prosecution by wardens pursuant to their acting, under section 7053, subsection 3, with the same powers and duties as sheriffs;

4. Income. Moneys received from the sale, lease or rental of department-owned property;

5. General funds. Any General Fund appropriations to the department;

6. Charges to other departments. Any funds received under section 7035 for services rendered to other state agencies; and

7. Contributions. Any contributions to the department.

§ 7043. Purposes

The Inland Fisheries and Wildlife Fund shall be used for:

1. Administration. Administration of the department;

2. Fish and wildlife. The protection, propagation, preservation and investigation of fish and wildlife;

3. Education. Conservation education; and

4. Other. Other expenses incident to the administration of these functions.

§ 7044. Unexpended funds

If any of these funds are not expended during the year in which they were collected, the unexpended balance shall not lapse, but shall be carried forward as a continuing account available for the purposes specified until expended.

STATEMENT OF FACT

This bill creates an Inland Fisheries and Wildlife Fund. Establishing this fund will make administration of fish and wildlife funds more simple, will credit the fund with interest earned on investments and will authorize the commissioner to charge other state agencies' costs for services rendered.