

MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

Legislative Document

No. 137

H. P. 103

House of Representatives, January 7, 1981

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

EDWIN H. PERT, Clerk

Presented by Mr. P. Jacques of Waterville.

Cosponsor: Mrs. Mitchell of Vassalboro.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

AN ACT Relating to the Raising of Wild Waterfowl in Captivity.

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

Sec. 1. 12 MRSA § 7235, sub-§ 4, ¶ A, first sentence, as enacted by PL 1979, c. 543, § 24, is amended to read:

A. No wild bird, either live or dressed, **except captive-raised wild waterfowl, other than mallard ducks**, shall be removed from the licensee's premises until a metallic seal has been securely attached to each bird.

Sec. 2. 12 MRSA § 7235, sub-§ 7 is enacted to read:

7. Wild waterfowl. Any captive-raised wild waterfowl, other than mallard ducks, kept pursuant to this chapter shall be marked by one of the following methods:

A. Removal of the hind toe from the right foot; or

B. Pinioning of a wing, provided that this method consists of removal of the metacarpal bones of one wing or a portion of the metacarpal bones in a manner which renders the bird permanently incapable of flight.

Metallic seals are not required for removal of captive-raised wild waterfowl other than mallard ducks from the premises of the licensee.

STATEMENT OF FACT

The purpose of this bill is to provide for a separate marking system for captive-raised wild waterfowl and to exempt them from the requirements of being marked with a metallic seal. Since captive-raised wild waterfowl are more nervous than other wild birds and less capable of withstanding the stresses of being handled, requiring metallic seals when moving these birds often results in their death or injury.