

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31  
32  
33  
34  
35  
36  
37  
38  
39  
40

L.D. 1797

(Filing No. H-439 )

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
11TH LEGISLATURE  
FIRST SPECIAL SESSION

HOUSE AMENDMENT "A" to H.P. 1364, L.D. 1797,  
Bill, "AN ACT to Provide Additional Revenue to the  
Department of Inland Fisheries and Wildlife by an  
Increase in License Fees and to Allocate that Revenue  
to the Department of Inland Fisheries and Wildlife  
for the Fiscal Years Ending June 30, 1984, and June  
30, 1985."

Amend the Bill by inserting before section 1 the  
following:

'Sec. 1. 5 MRSA §135, first ¶, as amended by PL  
1979, c. 398, §§1 and 2, is further amended to read:

The Treasurer of State may deposit the moneys,  
including trust funds of the State, in any of the  
banking institutions or trust companies or state or  
federal savings and loan associations or mutual  
savings banks organized under the laws of this State  
or in any national bank or banks or state or federal  
savings and loan associations located therein. When  
there are excess moneys in the State Treasury which  
are not needed to meet current obligations he may,  
with the concurrence of the State Controller or the  
Commissioner of Finance and Administration and with  
the consent of the Governor, invest such amounts in  
bonds, notes, certificates of indebtedness or other  
obligations of the United States of America which  
mature not more than 24 months from the date of  
investment or in repurchase agreements secured by  
obligations of the United States of America which  
mature within the succeeding 24 months, prime commer-  
cial paper or banker's acceptances. The Treasurer of  
State may participate in the securities loan market  
by loaning state-owned bonds, notes or certificates  
of indebtedness of the Federal Government, provided  
that the loans are fully collateralized by treasury

HOUSE AMENDMENT "A" to H.P. 1364, L.D. 1797

1 bills or cash. The Treasurer of State shall seek  
2 competitive bids for investments except when, after a  
3 reasonable investigation, it appears that an invest-  
4 ment of the desired maturity is procurable by the  
5 State from only one source. Interest earned on such  
6 investments of moneys shall be credited to the  
7 respective funds, except that interest earned on  
8 investments of special revenue funds shall be cred-  
9 ited to the General Fund of the State. Interest  
10 earned on funds of the Department of Inland Fisheries  
11 and Wildlife shall be in lieu of any office rental  
12 charges made by the General Fund credited to that  
13 fund. This section shall not prevent the deposit for  
14 safekeeping or custodial care of the securities of  
15 the several funds of the State in banks or safe  
16 deposit companies in this State or any other state,  
17 nor the deposit of such state funds as may be re-  
18 quired by the terms of custodial contracts or agree-  
19 ments as may be hereafter negotiated in accordance  
20 with the laws of this State. All custodial contracts  
21 and agreements shall be subject to the approval of  
22 the Governor.

23 Sec. 2. 12 MRSA §7034, sub-§4-A is enacted to  
24 read:

25 4-A. Administration of department. The commis-  
26 sion shall adopt written policies establishing proce-  
27 dures to control the use of department equipment and  
28 vehicles. The commissioner shall review and control  
29 all administrative expenses, including reimbursement  
30 of moving expenses.

31 Sec. 3. 12 MRSA §7035, sub-§12 is enacted to  
32 read:

33 12. Employee discipline. The commissioner may  
34 dismiss, suspend or otherwise discipline any depart-  
35 ment employee for cause. This right is subject to the  
36 right of appeal and arbitration of grievances set  
37 forth in Title 5, sections 751 to 753.

HOUSE AMENDMENT "A" to H.P. 1364, L.D. 1797

1           Sec. 4. 12 MRSA §7036, sub-§§5 and 6 are enacted  
2 to read.

3           5. Trapping by certain department employees. No  
4 department biologist or warden may trap wild animals  
5 for profit while on duty within the district to which  
6 he is assigned.

7           6. Personal use of vehicles and equipment. No  
8 employee may use any department equipment or vehicles  
9 for other than official business.'

10           Further amend the Bill by striking out all of  
11 sections 1 to 7 inserting in their place the follow-  
12 ing:

13           'Sec. 5. 12 MRSA §7076, sub-§6, as amended by PL  
14 1981, c. 644, §5, is further amended to read:

15           6. Residents in Armed Forces. A combination  
16 fishing and hunting license shall be issued upon pay-  
17 ment of \$5 \$7, plus the issuing fee, to a Maine resi-  
18 dent on active duty in the Armed Forces of the United  
19 States, his spouse and children. These persons shall  
20 be issued all other licenses or permits at resident  
21 fees. The license will be valid during the year of  
22 issue.

23           Sec. 6. 12 MRSA §7101, sub-§5, as amended by PL  
24 1981, c. 414, §§11 to 13, is repealed and the follow-  
25 ing enacted in its place:

26           5. Schedule of fees. The schedule of fees is as  
27 follows:

28           A. Resident junior hunting license.....\$3  
29 (10 years of age or older and under 16)

30           B. Resident hunting license.....\$11  
31 (16 years of age or older)

32           C. Resident combination hunting and fishing li-

HOUSE AMENDMENT "A" to H.P. 1364, L.D. 1797

- 1           cense.....\$20
- 2           C-1. Resident supersport license.....\$30
- 3           D. Resident combination archery hunting and
- 4           fishing license.....\$20
- 5           E. Nonresident junior hunting license.....\$23
- 6           (10 years of age or older and under 16)
- 7           (Permits hunting of all species, except deer and
- 8           bear with firearms)
- 9           F. Nonresident small game hunting license....\$43
- 10           (Permits hunting of all species, except deer and
- 11           bear)
- 12           G. Nonresident big game hunting license.....\$73
- 13           (Permits hunting of all species, including deer
- 14           and bear)
- 15           H. Nonresident combination hunting and fishing
- 16           license.....\$99
- 17           I. Alien small game hunting license.....\$58
- 18           (Permits hunting of all species, except deer and
- 19           bear)
- 20           J. Alien big game hunting license.....\$113
- 21           (Permits hunting of all species, including deer
- 22           and bear)
- 23           K. Alien combination hunting and fishing license
- 24           .....\$152
- 25           Sec. 7. 12 MRSA §7102, sub-§3, as amended by PL
- 26           1981, c. 414, §15, is repealed and the following
- 27           enacted in its place:
- 28           3. Schedule of fees. The schedule of fees is as
- 29           follows:
- 30           A. Resident archery license.....\$11

HOUSE AMENDMENT "A" to H.P. 1364, L.D. 1797

- 1        B. Resident combination archery hunting and  
2        fishing license.....\$20  
3        (available from the department in Augusta only)
- 4        C. Nonresident archery license.....\$43
- 5        D. Alien archery license.....\$58
- 6        Sec. 8. 12 MRSA §7105, sub-§2, as amended by PL  
7        1981, c. 414, §19, is further amended to read:
- 8        2. Fee. The fee for a special commercial shoot-  
9        ing area hunting license is \$9 \$11.
- 10       Sec. 9. 12 MRSA §7151, sub-§5, as amended by PL  
11       1981, c. 414, §21, is further amended to read:
- 12       5. Schedule of fees.
- 13       A. Resident fishing license.....\$9 \$11  
14       (16 years of age or older)
- 15       B. Resident combination hunting and fishing li-  
16       cence.....\$16 \$20
- 17       C. Resident combination archery hunting and  
18       fishing license.....\$16 \$20
- 19       D. Junior nonresident fishing.....\$3-50 \$5  
20       (12 years of age or older and under 16)
- 21       E. Resident or nonresident 3-day fishing license  
22       .....\$9 \$11  
23       (Valid for 3 days from date indicated on license)
- 24       F. Nonresident 7-day fishing.....\$17 \$22  
25       (Valid for 7 days from date indicated on license)
- 26       G. Nonresident 15-day fishing license....\$20 \$26  
27       (Valid for 15 days from date indicated on li-  
28       cense)

HOUSE AMENDMENT "A" to H.P. 1364, L.D. 1797

1 H. Nonresident season fishing license....~~\$30~~ \$38  
2 (16 years of age or older)

3 I. Alien season fishing license.....~~\$50~~ \$58  
4 (16 years of age or older)

5 Sec. 10. 12 MRSA §7171, sub-§2, as amended by PL  
6 1979, c. 543, §18, is further amended to read:

7 2. Fee. The fee for a live bait dealer's license  
8 shall be ~~\$15~~ \$17 for each calendar year.

9 Sec. 11. 12 MRSA §7301, sub-§7, as repealed and  
10 replaced by PL 1979, c. 543, §26, is amended to read:

11 7. Fee. The annual fee for a resident guide li-  
12 cense is ~~\$34~~ \$36. The annual fee for a nonresident  
13 guide license is ~~\$130~~ \$138. The annual fee for an  
14 alien guide license is ~~\$155~~ \$163.

15 Sec. 12. 12 MRSA §7792, sub-§1-A is enacted to  
16 read:

17 1-A. Municipal watercraft registration. Rules  
18 authorizing the commissioner to delegate to munici-  
19 palities the authority to issue watercraft registra-  
20 tions. These rules shall include provisions for the  
21 municipalities to retain reasonable administrative  
22 costs from fees collected.

23 Sec. 13. 12 MRSA §7824, sub-§1-A is enacted to  
24 read:

25 1-A. Municipal snowmobile registration. The  
26 commissioner may delegate to municipalities the  
27 authority to issue snowmobile registrations. The com-  
28 missioner may authorize municipalities to retain  
29 reasonable administrative costs from fees collected.

30 Sec. 14. 12 MRSA §7901, sub-§1-A is enacted to  
31 read:

HOUSE AMENDMENT "A" to H.P. 1364, L.D. 1797

1           1-A. Violation. A violation of section 7371,  
2           subsection 3, is a Class E crime, provided that the  
3           convicted person shall be subject to a fine of not  
4           less than twice the applicable license fee, this fee  
5           not to be suspended.

6           Sec. 15. Moratorium on new biological programs  
7           and reclassifications. The Commissioner of Inland  
8           Fisheries and Wildlife may not initiate any new bio-  
9           logical programs until January 2, 1984, unless each  
10          program is specifically approved by the Governor. No  
11          reclassification of any biological employee positions  
12          may be approved until after July 1, 1984.'

13          Further amend the bill in section 8 by striking  
14          out all of the last 6 lines (page 5, lines 4 to 9 in  
15          L.D.) and inserting in their place the following:

16           'Unallocated                               \$392,489       \$1,308,299  
17                    Amounting to \$392,489 for  
18                    the fiscal year ending  
19                    June 30, 1984, and  
20                    \$1,308,299 for the fiscal  
21                    year ending June 30, 1985.'

22          Further amend the bill by striking out all of  
23          section 12 and inserting in its place the following:

24           'Sec. 12. Deappropriation. On the effective date  
25           of sections 1 and 15, any outstanding balances appro-  
26           priated to pay for rental of the Department of Inland  
27           Fisheries and Wildlife facilities shall lapse to the  
28           General Fund.

29           Sec. 13. Effective date. Except for section 1,  
30           this Act shall take effect on January 1, 1984.'

31          Further amend the bill by renumbering the sec-  
32          tions to read consecutively.



HOUSE AMENDMENT "A" to H.P. 1364, L.D. 1797

1

STATEMENT OF FACT

2

This amendment reduces the license fee increases originally proposed for hunting and fishing licenses. Fees are raised \$2 for residents and \$8 for nonresidents. The amendment also establishes administrative procedures to increase department accountability and curb possible abuses.

3

4

5

6

7

8

The amendment will raise an estimated \$1,385,000. While this amount will not meet all department requirements, it will provide for sufficient revenue to fund the department until the Legislature completes a thorough review next session.

9

10

11

12

13

4766090783

Filed by Rep. MacEachern of Lincoln  
Reproduced and distributed under the direction of the Clerk  
of the House  
9/7/83 (Filing No. H-439)