

# MAINE STATE LEGISLATURE

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# 114th MAINE LEGISLATURE

FIRST REGULAR SESSION - 1989

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Legislative Document

No. 8

H.P. 16

House of Representatives, January 12, 1989

Reference to the Committee on Appropriations and Financial Affairs suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative CARTER of Winslow.

Cosponsored by Senator ERWIN of Oxford, Representative JACQUES of Waterville, Representative McGOWAN of Canaan.

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STATE OF MAINE

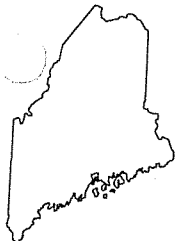
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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND EIGHTY-NINE

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AN ACT to Enhance the Management of the Fish and Game Resources  
of the State of Maine.

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

3 **Sec. 1. 3 MRSA §522-A is enacted to read:**

5 **§522-A. Inland Fisheries and Wildlife Budget Review**

7 The joint standing committee of the Legislature having  
9 jurisdiction over inland fisheries and wildlife shall review the  
11 budget of the Department of Inland Fisheries and Wildlife and  
13 submit its recommendations in a written report to the joint  
15 standing committee of the Legislature having jurisdiction over  
17 appropriations and financial affairs no later than 60 days after  
19 reference of the current services budget legislation and any  
21 supplemental budget legislation to the joint standing committee  
23 having jurisdiction over appropriations and financial affairs of  
25 the Legislature.

27 **Sec. 2. 5 MRSA §1664, 4th ¶, as amended by PL 1987, c. 735,**  
29 **§9, is further amended to read:**

31 Part 3 shall embrace complete drafts or summaries of the  
33 budget bills, the legislative measures required to give legal  
35 sanction to the financial plan when adopted by the Legislature.  
37 These bills shall include General Fund appropriation bills and  
39 allocation bills for the following: Highway Fund, ~~Inland~~  
41 ~~Fisheries--and--Wildlife--Fund,~~ Federal Revenue Sharing Fund,  
43 Coastal Protection Fund, Maine Nuclear Emergency Planning Fund,  
45 ~~Maine---Endangered---and---Nongame---Wildlife---Fund,~~ Alcoholism  
47 Prevention, Education, Treatment and Research Fund and for the  
49 administrative expenses of the Bureau of Alcoholic Beverages and  
51 the State Liquor Commission, authorizing expenditures for each  
fiscal year of the ensuing biennium and such other bills as may  
be required to provide the income necessary to finance the  
budget.

35 **Sec. 3. 12 MRSA §7074, sub-§2, as enacted by PL 1979, c. 420,**  
37 **§1, is amended to read:**

39 **2. Deposit.** The commissioner shall deposit these funds  
41 and any unencumbered balances as of June 30, 1990 in the State  
43 Treasury as undedicated revenue to the General Fund.

45 **Sec. 4. 12 MRSA §7910, sub-§§1 and 4, as enacted by PL 1979,**  
47 **c. 420, §1, are amended to read:**

49 **1. General.** The following moneys shall be paid to the  
51 Treasurer of State ~~and credited to, apportioned by and expended~~  
~~by the department for the purpose of conducting the business of~~  
~~the department as provided by the Legislature~~ as undedicated  
revenue to the General Fund:

A. All fees, fines, penalties, officers' costs and all

1 other moneys received, collected or recovered by the court  
or the department under any provisions of chapters 701 to  
3 714 and 716 to 721;

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

9 C. Moneys received from sale, lease or rental of  
11 department-owned property.

13 4. License and permit fees. License and permit fees shall  
be collected and expended in accordance with section 7074 and  
15 ~~section-7152,--subsection-4.~~

17 **Sec. 5. 12 MRSA §7910, sub-§§8 and 9** are enacted to read:

19 8. All-terrain vehicles. Money relating to all-terrain  
vehicle laws and rules shall be collected and expended in  
21 accordance with sections 7854 and 7855.

23 9. Appropriation. The amount of funds appropriated to the  
department in each fiscal year shall not be less than the dollar  
25 amount collected, received or recovered by the department from  
license and permit fees, fines, penalties and all other money  
27 received by the department, except for money relating to  
watercraft, snowmobile and all-terrain vehicle laws and rules as  
29 provided in subsections 6, 7 and 8, and any funds received from  
the Federal Government.

31 **Sec. 6. 12 MRSA §7910, sub-§§10 and 11** are enacted to read:

33 10. Review of budget. The joint standing committee of the  
Legislature having jurisdiction over inland fisheries and  
35 wildlife shall review that part of the current services budget  
bill and any supplemental budget bills pertaining to the  
37 department in accordance with Title 5, section 522-A.

39 11. Review of license and permit fees, fines and  
41 penalties. The joint standing committee of the Legislature  
having jurisdiction over inland fisheries and wildlife shall  
43 review license and permit fees, fines, penalties and all other  
money received by the department and shall submit a written  
45 report to the joint standing committee of the Legislature having  
jurisdiction over appropriations and financial affairs on or  
47 before March 1st of each year beginning in 1990.

49 **Sec. 7. Effective date.** Sections 1 and 6 shall take effect  
January 1, 1990. Sections 2, 3, 4 and 5 shall take effect July  
51 1, 1990.

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STATEMENT OF FACT

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The purpose of this bill is to provide more stable  
5 financial management of the Department of Inland Fisheries and  
Wildlife.

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