MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

SECOND REGULAR SESSION-1992

Legislative Document

No. 2332

S.P. 912

In Senate, February 13, 1992

Reference to the Committee on Fisheries and Wildlife suggested and ordered printed.

JOY J. O'BRIEN Secretary of the Senate

Presented by Senator PEARSON of Penobscot (GOVERNOR'S BILL). Cosponsored by Senator SUMMERS of Cumberland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND NINETY-TWO

An Act to Provide Additional Funding for the Department of Inland Fisheries and Wildlife Through Increased License Fees.



| Be it enacted by the People of the State of Maine as follow | Be | it | enacted | by | the | People | of | the | State | of | Maine | as | follow |
|---|----|----|---------|----|-----|--------|----|-----|-------|----|-------|----|--------|
|---|----|----|---------|----|-----|--------|----|-----|-------|----|-------|----|--------|

| | Sec. 1. 12 MRSA §7076, sub-§6, as amended by PL 1987, c. 13 | 4, |
|------|--|--|
| 4 | is further amended to read: | |
| 6 | 6. Armed Forces domiciled in Maine. A combination fishi | _ |
| | and hunting license shall <u>must</u> be issued upon payment of \$11- | |
| 8 | 1985, - \$13-in-1986-and-\$15-in-1987-and-thereafter \$18, plus t | |
| • | issuing fee, to a servieeman <u>person</u> on active duty in the Arm | |
| I () | Forces of the United States who is permanently stationed outsi | |
| | of the State, his or the person's spouse and children, provid | |
| 12 | that he-ean-show proof is furnished that his the person's home | |
| 1.4 | record, as recorded in his military service records, is Main | |
| 14 | These persons shall must be issued all other licenses or permi | |
| 1.6 | at resident fees. The license will-be <u>is</u> valid during the year issue. | OI |
| 1.6 | issue. | |
| 18 | Sec. 2. 12 MRSA §7076, sub-§10, ¶A, as repealed and replac | ьa |
| , ,, | by PL 1983, c. 807, Pt. P, §2, is repealed and the followi | |
| 20 | enacted in its place: | 9 |
| | | |
| 22 | A. The fees for this license are as follows: | |
| 24 | Company to the second larger of | E 2 |
| 29 | Camps with an enrollment of less than 50 campers | <u>53</u> |
| 26 | <u>less chan 50 campers</u> | |
| 20 | Camps with an enrollment of 50 \$ | 83 |
| 28 | or more campers but not more | <u>0 </u> |
| | than 75 campers | |
| 3() | | |
| | Camps with an enrollment of \$1 | 20 |
| 32 | more than 75 campers | |
| | • • • | |
| 34 | Sec. 3. 12 MRSA §7101, sub-§5, as amended by PL 1987, c. 69 | 6, |
| | §5, is repealed and the following enacted in its place: | |
| 36 | | |
| • | 5. Schedule of fees. The schedule of fees is as follows: | |
| 3.8 | | |
| | | <u>\$4</u> |
| 4() | (10 years of age or older and under | |
| | 16 years of age) | |
| 4.2 | | |
| a d | | <u>18</u> |
| 44 | (16 years of age or older) | |
| 46 | C. Resident small game hunting license \$ | 10 |
| 111 | (16 years of age or older) | <u> 1 U</u> |
| 4.8 | (Permits hunting of all legal species, except | |
| - | deer, bear, turkey, moose, raccoon and bobcat.) | |
| 50 | | |

| | D. Resident combination hunting | <u>\$34</u> |
|------|---|--------------|
| 2 | and fishing license | |
| 4. | E. Resident supersport license | <u>\$46</u> |
| G | F. Resident combination archery hunting and fishing license | <u>\$34</u> |
| 8 | and lishing license | |
| 10 | G. Nonresident junior hunting license (10 years of age or older and under 16 years of age) | <u>\$28</u> |
| 12 | (Permits hunting of all species, except deer and bear with firearms.) | |
| 14 | | |
| 16 | H. Nonresident small game hunting license (Permits hunting of all legal species, except deer, bear, turkey, moose, raccoon and bobcat.) | <u>\$56</u> |
| 18 | T. No. and Book Islands Book for Islands | ታ Ω ግ |
| 20 | I. Nonresident big game hunting license (Permits hunting of all species, including deer and bear.) | <u>\$92</u> |
| 22 | | *** |
| 24 | J. Nonresident combination hunting and fishing license | <u>\$128</u> |
| 26 | K. Alien small game hunting license | <u>\$74</u> |
| 28 | (Permits hunting of all species, except deer, bear, turkey, moose, raccoon and bobcat.) | |
| 3() | 202033. <u>F</u> | |
| 32 | L. Alien big game hunting license (Permits hunting of all species, including | <u>\$140</u> |
| 34 | deer and bear.) | |
| 26 | M. Alien combination hunting and | <u>\$192</u> |
| 36 | <u>fishing license</u> | |
| 38 - | Sec. 4. 12 MRSA §7102, sub-§3, as repealed and replace 1983, c. 807, Pt. P, §4, is repealed and the following en | |
| 40 | its place: | |
| 42 | 3. Schedule of fees. The schedule of fees is as fol | lows: |
| 44 | A. Resident archery license | <u>\$18</u> |
| 46 | B. Resident combination archery hunting and fishing license | <u>\$34</u> |
| 48 | C. Nonresident archery license | <u>\$56</u> |

| | D. Alien archery license \$74 |
|-----|--|
| . 2 | Sec. 5. 12 MRSA §7103-A, sub-§2, as enacted by PL 1991, c. |
| 4 | 443, §12, is amended to read: |
| 6. | 2. Issuance. The commissioner shall issue permits to eligible persons to engage in the practice of falconry for a |
| 8 | period of up to 3 years at a fee of \$20 \$24 for each calendar year. |
| 10 | Sec. 6. 12 MRSA §7104, sub-§3, as amended by PL 1983, c. 807, |
| 12 | Pt. P, §6, is repealed and the following enacted in its place: |
| 1.4 | 3. Fees. |
| 16 | A. The initial fee for a license to operate a commercial shooting area is \$395 for the first year of operation. |
| 18 | |
| 20 | B. Following the first year of operation, the fee for a license to operate a commercial shooting area is \$155 annually, payable prior to July 1st of each successive year |
| 22 | of operation. |
| 24 | Sec. 7. 12 MRSA §7105, sub-§2, as amended by PL 1983, c. 807, Pt. P, §7, is repealed and the following enacted in its place: |
| 26 | 2. Fee. The fee for a special commercial shooting area |
| 28 | hunting license is \$18. |
| 30 | Sec. 8. 12 MRSA §7107-A, sub-§3, as amended by PL 1987, c. 317, §7, is further amended to read: |
| 32 | |
| 34 | 3. Schedule of fees. The schedule of fees is as follows: |
| 36 | A. Resident 6-day muzzle-loading hunting license \$7 <u>\$8</u> |
| 38 | B. Nonresident 6-day muzzle-loading hunting license \$25 \$30 |
| 40 | |
| 42 | C. Alien 6-day muzzle-loading hunting license \$50 <u>\$60</u> |
| | C 0 10 NUMBER 07100 1 00 |

Sec. 9. 12 MRSA \$7108, sub-\$2, as reenacted by PL 1985, c. 819, Pt. B, \$5, is repealed and the following enacted in its 44 place: 46

48 2. Fee. The fee for a permit to hunt coyotes at night is <u>\$3.</u>

| 2 | Sec. 10. 12 MRSA §7109, sub-§2, as enacted by PL 1983, c Pt. L, §2, is amended to read: | 807, |
|------|--|--------------|
| 4 | | • . |
| Ó | 2. Fee. The fee for a migratory waterfowl hunting shall-be-\$2.50 is \$3, 25¢ of which shall-be is retained agent. | |
| 11 | | 1 5 |
| 10 | Sec. 11. 12 MRSA §7110, sub-§3, as repealed and replaced 1989, c. 878, Pt. A, §34, is amended to read: | by PI |
| 12 | 3. Issuance; fee. The commissioner, through commissioner's authorized agent, shall issue a bear h | |
| 14 | permit to eligible persons. The fee for each permit issued be- $\$2$ is $\$3$ for residents and $\$19$ $\$12$ for nonresidents and a | |
| 1 () | Sec. 12. 12 MRSA §7133, sub-§4, as amended by PL 1989, c | . 493, |
| 18 | §16, is repealed and the following enacted in its place: | |
| 20 | 4. Schedule of fees. The fees for trapping licenses follows: | are as |
| 2.2 | A Resident transing | <u>\$35</u> |
| 24 | A. Resident trapping (16 years of age or older) | <u> фу</u> |
| 2.6 | B. Resident junior trapping | <u>\$6</u> |
| 211 | (10 years of age or older and under 16 years of age.) | |
| 3 () | C. Nonresident trapping | <u>\$365</u> |
| 32 | Sec. 13. 12 MRSA §7151, sub-§3, ¶D, as amended by PL 198 493, §18, is repealed and the following enacted in its place | |
| 34 | D. A nonresident who procures a 15-day fishing licens | se may |
| 36 | exchange it for an annual nonresident fishing license of payment of \$1 to the clerk or issuing agent and | d the |
| 38 | difference between the fee for the 15-day license an fee for the annual license. | id the |
| 4() | Sec. 14. 12 MRSA §7151, sub-§5, as amended by PL 1985, c. | . 575, |
| 42 | §§2 to 4, is repealed and the following enacted in its place | |
| 44 | 5. Schedule of fees. | |
| 46 | A. Resident fishing license (16 years or age or older) | <u>\$18</u> |
| 48 | | # 2 4 |
| EA | B. Resident combination hunting | \$34 |

| 2. | C. Resident combination archery hunting and fishing license | <u>\$34</u> |
|----------|--|------------------|
| 4 | | |
| 6 | D. Junior nonresident fishing license (12 years of age or older and under 16 years of age) | <u>\$6</u> |
| 8 | | |
| 1() | E. Three-day fishing license (Resident or nonresident) | <u>\$20</u> |
| 1.2 | F. Nonresident 7-day fishing license (Valid for 7 days from date indicated | <u>\$31</u> |
| 14 | on license) | |
| 16 18 | G. Nonresident 15-day fishing license (Valid for 15 days from date indicated on license) | <u>\$36</u> |
| .1 () | on itemse/ | |
| 20 | H. Nonresident season fishing license (16 years of age or older) | · <u>\$50</u> |
| 22 | I. Alien season fishing license | <u>\$74</u> |
| 24 | (16 years of age or older) | <u>Ψ/1</u> |
| 26 | J. One-day fishing license | <u>\$6</u> |
| 28 | (Resident or nonresident) (Valid for the date indicated on license) | |
| 30 | Sec. 15. 12 MRSA $\S7153$, sub- $\S2$, as amended by PL 1983, Pt. P, $\S12$, is repealed and the following enacted in its p | |
| 32 | 2. Fee. The minimum fee for these permits is \$46. | |
| 34 | | |
| 36 | Sec. 16. 12 MRSA $\S7154$, sub- $\S3$, as amended by PL 1991, $\S15$, is further amended to read: | c. 443, |
| 38 | 3. Fee. The fee for a permit to conduct a one-tournament is \$29 <u>\$24</u> . | day bass |
| 4() | C 17 10 BATECA 27171B 20 | |
| 42 | Sec. 17. 12 MRSA §7171, sub-§3, as repealed and replace 1985, c. 607, $\S\S$ 3 and 9, is amended to read: | ed by PL |
| 44 | 3. Schedule of fees. The schedule of fees is as fol | lows: |
| 40 | A. Live bait retailer's license | \$10 <u>\$12</u> |
| 48 | B. Baitfish wholesaler's license | \$20 <u>\$24</u> |
| 50 | C. Smelt wholesaler's license | \$65 <u>\$78</u> |

| 2 | Sec. 18. 12 MRSA §7201, sub-§2, as amended by PL 1983, c. 807 Pt. P, §15, is repealed and the following enacted in its place: |
|----------|---|
| 4 | Fee. The fee for a license to sell commercially grown |
| 6 | or imported fish is \$25. |
| 8 10 | Sec. 19. 12 MRSA §7205, sub-§2, as amended by PL 1983, c. 807 Pt. P, §16, is repealed and the following enacted in its place: |
| 12 | 2. Fee. The fee for a license to commercially cultivate of harvest fish in private ponds is \$25. |
| 14 16 | Sec. 20. 12 MRSA §7231, sub-§3, as amended by PL 1983, c. 807, Pt. P, §17, is repealed and the following enacted in its place: |
| 18 | 3. Fee. The fee for a wildlife exhibit permit is \$83. |
| 20 | Sec. 21. 12 MRSA §7235, sub-§2, as amended by PL 1983, c. 807, Pt. P, §18, is repealed and the following enacted in its place: |
| 22 | 2. Fee. The fee for a breeder's license is \$23. |
| 24 26 | Sec. 22. 12 MRSA §7311, sub-§3, as repealed and replaced by PI 1989, c. 913, Pt. A, §4, is amended to read: |
| 28 | 3. Fee. The fee for a 3-year guide license is \$75 \$90. |
| 30 | Sec. 23. 12 MRSA §7311, sub-§3-A, as enacted by PL 1987, c. 742, §7, is repealed. |
| 32 | Sec. 24. 12 MRSA §7322, sub-§7, as enacted by PL 1987, c. 742, §7, is amended to read: |
| 34 36 | 7. Fee. The initial qualifying fee for a trip leader permit is \$14 <u>\$15</u> . The permit may be renewed upon by payment of \$9 <u>\$11</u> if requirements of the department are met. |
| 38 40 | Sec. 25. 12 MRSA §7331, sub-§2, as amended by PL 1983, c. 807, Pt. P, §20, is repealed and the following enacted in its place: |
| 4.2 | 2. Fee. The fee for a special dog training area license is |

| Sec. 26. 12 MRSA §7332, sub-§2, as amended by PL 1983, c. 807, Pt. P, §21, is repealed and the following enacted in its place: |
|--|
| 2. Fee. The fee for a license to hold field trials for sporting dogs is \$25. |
| Sec. 27. 12 MRSA §7352, sub-§2, as amended by PL 1983, c. 807, Pt. P, §23, is repealed and the following enacted in its place: |
| 2. Fees. The fees for a hide dealer's license are as follows: |
| A. Resident hide dealer \$65 |
| B. Nonresident hide dealer \$125 |
| Sec. 28. 12 MRSA §7366, sub-§4, as amended by PL 1989, c. 918, Pt. D, §5, is further amended to read: |
| 4. Fee. The annual fee for a whitewater guide's license is \$25 <u>\$30</u> . All license fees are <u>must be</u> credited to the Whitewater Rafting Fund within the department and used in accordance with section 7074, subsection 3. |
| Sec. 29. 12 MRSA §7463-A, sub-§4, as amended by PL 1989, c. 493, §§37 and 76, is further amended to read: |
| 4. Humting permits. The commissioner may issue up to 1,000 moose hunting permits annually and may establish the number of moose hunting permits to be issued for each moose hunting zone. No more than 10% of the moose hunting permits may be issued to nonresident and alien hunters. A person whose application is selected may purchase a moose hunting permit upon presentation of proof that the person possesses: |
| A. A valid Maine hunting license, if the person is a resident of the State; or |
| B. A valid Maine big game hunting license, if the person is a nonresident or alien. |
| The fee for a moose hunting permit is \$25 <u>\$30</u> for residents and \$200 <u>\$240</u> for nonresidents and aliens. While hunting moose, each |
| nonresident or alien hunter, both permittee and subpermittee, shall be in possession of a valid Maine nonresident or alien big game hunting license, whichever is applicable. |

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STATEMENT OF FACT

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Prior to July 1, 1990, the Department of Inland Fisheries and Wildlife received most of its funding from a dedicated account consisting largely of fees collected from the sale of hunting, trapping and fishing licenses.

Currently, the department is funded from the General Fund. However, when the department's funding mechanism was changed, statutory language was included to ensure that the department would always receive an annual appropriation from the General Fund equal to or greater than the total amount of revenue collected by the department during the course of the year. As a result, any increase in hunting, trapping and fishing license fees will provide an equivalent amount of additional funding for

1.6 the department in the ensuing year.

> The license fee increases associated with this bill will generate an estimated \$2,300,000 in additional state revenue in calendar year 1993. This additional revenue will be used by the department to restore services that have been reduced or eliminated as a result of the projected shortfall in General Fund revenues over the next 2 years. These additional revenues will help ensure continuation of the department to manage and protect adequately the State's fish and wildlife resources.

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