

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
116TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 192, L.D. 255, Bill, "An Act Concerning Ice-fishing Shacks"

Amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

Sec. 1. 12 MRSA §7035, sub-§1, ¶B, as amended by PL 1991, c. 228, is further amended to read:

B. No A municipality or political subdivision of the State may not enact any ordinance, law or rule regulating the hunting, trapping or fishing for any species of fish or wildlife; ; the operation, registration or numbering of watercraft or snowmobiles; ; or any other subject matter of chapter 715, subchapters I and II. For purposes of this paragraph, except as provided in subparagraphs (3) and (4), the regulation of fishing includes the regulation of ice fishing shacks. Nothing in this paragraph may be construed to prohibit the following:

(1) The enactment of any ordinance generally regulating the discharge of firearms in a municipality or any part of a municipality; and

(2) The adoption of rules as authorized in section 7792; ;

(3) The enactment of any ordinance regulating ice fishing shacks on sources of public water supply as provided under Title 22, section 2642; or

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(4) The enactment of any ordinance regulating ice fishing shacks on coastal waters as defined in section 6001, subsection 6.

STATEMENT OF FACT

This amendment replaces the bill. The amendment allows a municipality to enact an ordinance regulating ice fishing shacks on sources of public water supply, or portions of those water supply sources, located within that municipality. The amendment also clarifies that the general prohibition on municipal regulation of ice fishing shacks in the Maine Revised Statutes, Title 12, section 7035, subsection 1, paragraph B, does not apply to coastal waters.

Reported by the Committee on Marine Resources  
Reproduced and distributed under the direction of the Clerk of the House  
5/18/93 (Filing No. H-341)