

MAINE STATE LEGISLATURE

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

HOUSE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 228,
L.D. 296, Bill, "An Act to Amend the Hunting Laws"

Amend the amendment in section 1, in that part designated
"~~§7077-A.~~" by striking out all of the first paragraph (page 1,
line 24 in amendment)

Further amend the amendment in section 1, in that part
designated "~~§7077-A.~~" in subsection 1 in the first line (page 1,
line 26 in amendment) by striking out the following: "A person"
and inserting in its place the following: 'Notwithstanding any
other provision of this Part, a person'

Further amend the amendment in section 1, in that part
designated "~~§7077-A.~~" in subsection 2 in the first line (page 1,
line 31 in amendment) by striking out the following: "A person"
and inserting in its place the following: 'Notwithstanding any
other provision of this Part, a person'

Further amend the amendment in section 1, in that part
designated "~~§7077-A.~~" by inserting after subsection 2 the
following:

'3. Notice and hearing. The commissioner shall give notice
to any person whose license has been revoked pursuant to this
section as provided by section 7077, subsection 7.

A. Any person whose licenses have been revoked under this
section may, within 30 days of the effective date of the
revocation, petition for a hearing before the commissioner
to show cause why the licenses should not have been revoked.

2 B. If, after the hearing, the commissioner finds that the
4 person has not been convicted or that the conditions of
6 subsection 1 or 2 do not apply, the revocation is
8 rescinded. If the commissioner finds that the person has
been convicted and that the conditions of subsection 1 or 2
apply, the revocation remains in effect. If the petitioner
denies any of the facts contained in the record, the
petitioner has the burden of proof.'

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FISCAL NOTE

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The additional costs to notify the Commissioner of Inland Fisheries and Wildlife of certain convictions can be absorbed by the Judicial Department utilizing existing budgeted resources.

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The Department of Inland Fisheries and Wildlife will incur some minor additional costs to administer the process of license revocation and to comply with certain notice and hearing requirements. These costs can be absorbed within the department's existing budgeted resources.

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STATEMENT OF FACT

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This amendment provides for proper notice and an opportunity for hearing on a revocation.

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Filed by Rep. Rotondi of Athens
Reproduced and distributed under the direction of the Clerk of the House
4/28/93 (Filing No. H-208)