

MAINE STATE LEGISLATURE

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

COMMITTEE AMENDMENT "A" to H.P. 229, L.D. 297, Bill, "An Act to Change the Penalty for Night Hunting or Illegal Killing of Large Game Animals"

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 §7077, sub-§§1-A and 1-B are enacted to read:

1-A. Mandatory hunting license revocation for certain violations. Notwithstanding subsection 1, the commissioner must revoke for a period of at least one year the hunting license of any person convicted of a violation of one of the following:

A. A closed season violation, in violation of section 7406, subsection 1 as it relates to bear, deer or moose;

B. Hunting under the influence of alcohol, in violation of section 7406, subsection 3;

C. Night hunting, in violation of section 7406, subsection 5;

D. Discharging a firearm within 100 yards of a residential dwelling without owner permission, in violation of section 7406, subsection 13;

E. Abuse of another person's property while hunting, in violation of section 7406, subsection 16;

F. Hunting or trapping bear after having killed one, exceeding the bag limit on bear or buying or selling bear in violation of section 7452, subsection 3, 4 or 9;

2 G. Hunting or possessing caribou, in violation of section
3 7456-B;

4 H. Exceeding the bag limit on deer, hunting deer after
5 having killed one or buying or selling deer, in violation of
6 section 7458, subsection 1, 2 or 3;

7 I. Illegally hunting moose, illegally possessing moose or
8 buying or selling moose, in violation of section 7464,
9 subsection 1, 2 or 8; or

10 J. Illegally hunting wild turkeys, illegally possessing
11 wild turkeys, buying or selling wild turkeys or using
12 illegal methods to hunt wild turkeys, in violation of
13 section 7469, subsection 1, 2, 9 or 10.

14 1-B. Mandatory fishing license revocation for certain
15 violations. Notwithstanding subsection 1, the commissioner must
16 revoke for a period of at least one year the fishing license of
17 any person convicted of a violation of one of the following:

18 A. Introducing fish into inland waters without a permit in
19 violation of section 7371, subsection 3 as it applies to
20 section 7203, subsection 1;

21 B. Taking or possessing sport fish in violation of bag,
22 weight and size limits in violation of section 7604, as it
23 relates to trout, salmon, togue and black bass, whenever the
24 violation involves twice the general bag and possession
25 limit adopted by rule by the commissioner for that species
26 of fish;

27 C. Taking fish by jigging, in violation of section 7607;

28 D. Importing live bait fish or smelts, in violation of
29 section 7613;

30 E. Buying or selling freshwater sport fish, in violation of
31 section 7615;

32 F. Taking fish by explosive, poisonous or stupefying
33 substances, in violation of section 7617; and

34 G. Abuse of another person's property while fishing, in
35 violation of section 7624.

48 FISCAL NOTE

49 The Department of Inland Fisheries and Wildlife will incur
50 some minor additional costs to administer the revocation of
51 certain hunting licenses. These costs can be absorbed within the
52 department's existing budgeted resources.
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STATEMENT OF FACT

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This amendment strikes and replaces the bill. This amendment provides for mandatory hunting and fishing license revocations for certain listed violations of the hunting and fishing laws of this State. The amendment also adds a fiscal note to the bill.

Reported by the Committee on Taxation

Reproduced and distributed under the direction of the Clerk of the House

4/27/93

(Filing No. H-203)