

MAINE STATE LEGISLATURE

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OK
R. of S.

L.D. 1126

(Filing No. S-248)

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STATE OF MAINE
SENATE
116TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 369, L.D. 1126, Bill, "An Act to Provide Additional Funding for the Department of Inland Fisheries and Wildlife through Increased License Fees"

Amend the bill by striking out the title and substituting the following:

'An Act to Provide Additional Funding for the Department of Inland Fisheries and Wildlife and the Atlantic Sea-Run Salmon Commission through Increased License Fees'

Further 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'Sec. 1. 12 MRSA §6255, sub-§3, as repealed and replaced by PL 1985, c. 703, §3, is amended to read:

3. License fees. The commission shall issue an Atlantic salmon license to fish for Atlantic salmon in inland and coastal waters of the State designated in subsection 2.

A. The fee for an Atlantic salmon license is \$10 for 1993 and \$15 for 1994 and every year thereafter for any resident.

B. The fee for an Atlantic salmon license for any nonresident is as follows:

(1) For any nonresident 16 years of age or older, \$30 for 1993 and \$40 for 1994 and every year thereafter;

(2) For a 3-day Atlantic salmon license for any nonresident 16 years of age or older, \$15. This license may not be exchanged for a season license; and

(3) For any nonresident under 16 years of age, \$5.

C. Members of Maine's Indian tribes and Maine residents under 16 years of age are exempt from any fee.

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2 **Sec. 2. 12 MRSA §7073, sub-§5**, as amended by PL 1985, c. 304,
§5, is further amended to read:

4 **5. Duplicates.** The commissioner's appointed agents shall
6 issue a duplicate license or permit to any resident who has
accidentally lost or destroyed any license or permit issued to
8 him that person under this chapter upon payment of a fee of \$1
for 1993 and \$2 for 1994 and every year thereafter, all of which
shall must be retained by the clerk or agent. The agent or clerk
10 who issued the original license or permit shall issue duplicates
to residents. The department shall issue duplicates to
12 nonresidents who have lost or destroyed any license or permit
upon payment of a fee of \$1 for 1993 and \$2 for 1994 and every
14 year thereafter.

16 **Sec. 3. 12 MRSA §7076, sub-§6**, as amended by PL 1987, c. 134,
is further amended to read:

18 **6. Armed Forces domiciled in Maine.** A combination fishing
20 and hunting license shall must be issued upon payment of ~~\$11 in~~
~~1985, \$13 in 1986 and \$15 in 1987 and thereafter~~ for 1993 and \$20
22 for 1994 and every year thereafter, plus the issuing fee, to a
serviceman member of the Armed Forces of the United States on
24 active duty ~~in the Armed Forces of the United States~~ who is
permanently stationed outside of the State, his and to that
26 person's spouse and children, provided if that he person can show
proof that his that person's home of record, as recorded in his
28 service records, is Maine. ~~These persons shall~~ That person must
be issued all other licenses or permits at resident fees. The
30 license ~~will be~~ is valid during the year of issue.

32 **Sec. 4. 12 MRSA §7076, sub-§10, ¶A**, as repealed and replaced
by PL 1983, c. 807, Pt. P, §2, is repealed and the following
34 enacted in its place:

36 A. The fees for this license are as follows:

	<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>1996</u> <u>and</u> <u>after</u>
42 <u>Camps with an enrollment of</u> <u>fewer than 50 campers</u>	<u>\$44</u>	<u>\$46</u>	<u>\$47</u>	<u>\$48</u>
44 <u>Camps with an enrollment of</u> 46 <u>50 to 75 campers</u>	<u>\$69</u>	<u>\$71</u>	<u>\$72</u>	<u>\$73</u>
48 <u>Camps with an enrollment of</u> 50 <u>more than 75 campers</u>	<u>\$100</u>	<u>\$102</u>	<u>\$103</u>	<u>\$104</u>

52 **Sec. 5. 12 MRSA §7101, sub-§5**, as amended by PL 1987, c. 696,
§5, is repealed and the following enacted in its place:

2	<u>5. Schedule of fees. The schedule of fees is as follows:</u>				
4		<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>1996</u>
6					<u>and</u>
8					<u>after</u>
8	<u>A. Resident junior hunting</u>				
10	<u>license (10 years of age or</u>				
12	<u>older and under 16)</u>	\$3	\$5	\$5	\$5
14	<u>B. Resident hunting license</u>				
16	<u>(16 years of age or older)</u>	\$15	\$17	\$18	\$19
18	<u>C. Resident small game hunting</u>				
20	<u>license (16 years of age or older)</u>				
22	<u>(Permits hunting of all legal</u>				
24	<u>species except deer, bear,</u>				
26	<u>turkey, moose, raccoon and</u>				
28	<u>bobcat)</u>	\$8	\$10	\$11	\$12
30	<u>D. Resident combination hunting</u>				
32	<u>and fishing license</u>	\$28	\$32	\$34	\$36
34	<u>E. Resident supersport license</u>	\$38	\$42	\$44	\$46
36	<u>F. Resident combination archery</u>				
38	<u>hunting and fishing license</u>	\$28	\$32	\$34	\$36
40	<u>G. Nonresident junior hunting</u>				
42	<u>license (10 years of age or</u>				
44	<u>older and under 16) (Permits</u>				
46	<u>hunting of all species, except</u>				
48	<u>deer and bear, with firearms)</u>	\$23	\$25	\$25	\$25
50	<u>H. Nonresident small game</u>				
52	<u>hunting license (Permits hunting</u>				
	<u>of all legal species except deer,</u>				
	<u>bear, turkey, moose, raccoon and</u>				
	<u>bobcat)</u>	\$47	\$51	\$53	\$55
	<u>I. Nonresident big game hunting</u>				
	<u>license (Permits hunting of all</u>				
	<u>species including deer and bear)</u>	\$77	\$81	\$83	\$85
	<u>J. Nonresident combination</u>				
	<u>hunting and fishing license</u>	\$107	\$115	\$119	\$123
	<u>K. Alien small game hunting</u>				
	<u>license (Permits hunting of all</u>				
	<u>species except deer, bear,</u>				
	<u>turkey, moose, raccoon and bobcat)</u>	\$62	\$66	\$68	\$70

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2	<u>L. Alien big game hunting license (Permits hunting of all species including deer and bear)</u>	<u>\$117</u>	<u>\$121</u>	<u>\$123</u>	<u>\$125</u>
4					
6	<u>M. Alien combination hunting and fishing license</u>	<u>\$160</u>	<u>\$168</u>	<u>\$172</u>	<u>\$176</u>

8 **Sec. 6. 12 MRSA §7102, sub-§3**, as repealed and replaced by PL
10 1983, c. 807, Pt. P, §4, is repealed and the following enacted in
12 its place:

12 **3. Schedule of fees.** The schedule of fees is as follows:

	<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>1996</u> <u>and</u> <u>after</u>	
14					
16					
18	<u>A. Resident archery license</u>	<u>\$15</u>	<u>\$17</u>	<u>\$18</u>	<u>\$19</u>
20	<u>B. Resident combination archery hunting and fishing license</u>	<u>\$28</u>	<u>\$32</u>	<u>\$34</u>	<u>\$36</u>
22	<u>C. Nonresident archery license</u>	<u>\$47</u>	<u>\$51</u>	<u>\$53</u>	<u>\$55</u>
24	<u>D. Alien archery license</u>	<u>\$62</u>	<u>\$66</u>	<u>\$68</u>	<u>\$70</u>
26					

28 **Sec. 7. 12 MRSA §7103-A, sub-§2**, as enacted by PL 1991, c.
30 443, §12, is amended to read:

32 **2. Issuance.** The commissioner shall issue permits to
34 eligible persons to engage in the practice of falconry at a fee
of \$20 for 1993, \$22 for 1994, \$23 for 1995 and \$24 for 1996 and
every year thereafter.

36 **Sec. 8. 12 MRSA §7104, sub-§3**, as amended by PL 1983, c. 807,
38 Pt. P, §6, is repealed and the following enacted in its place:

40 **3. Fees.** The fees associated with operation of a
commercial shooting area are as follows.

42 A. For the first year of operation, the fee for an initial
44 license to operate a commercial shooting area is \$329 for
1993, \$331 for 1994, \$332 for 1995 and \$333 for 1996 and
46 every year thereafter.

48 B. Following the first year of operation, the annual fee
for a license to operate a commercial shooting area is \$129
for 1993, \$131 for 1994, \$132 for 1995 and \$133 for 1996 and

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every year thereafter, payable prior to July 1st of each successive year of operation.

Sec. 9. 12 MRSA §7105, sub-§2, as amended by PL 1983, c. 807, Pt. P. §7, is further amended to read:

2. Fee. The fee for a special commercial shooting area hunting license is ~~\$13 for 1985, \$14 for 1986 and~~ \$15 for 1987 1993, \$17 for 1994, \$18 for 1995 and \$19 for 1996 and every year thereafter.

Sec. 10. 12 MRSA §7107-A, sub-§3, as amended by PL 1987, c. 317, §7, is further amended to read:

3. Schedule of fees. The schedule of fees is as follows:

	<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>1996</u> <u>and</u> <u>after</u>
A. Resident 6-day muzzle-loading hunting license	\$7	\$9	\$10	\$11
B. Nonresident 6-day muzzle-loading hunting license	\$25	\$29	\$31	\$33
C. Alien 6-day muzzle-loading hunting license	\$50	\$54	\$56	\$58

Sec. 11. 12 MRSA §7110, sub-§3, as repealed and replaced by PL 1989, c. 878, Pt. A, §34, is amended to read:

3. Issuance; fee. The commissioner, through the commissioner's authorized agent, shall issue a bear hunting permit to eligible persons. The fee for each permit issued shall be is \$2 for 1993 and \$5 for 1994 and every year thereafter for residents and \$10 for 1993 and \$15 for 1994 and every year thereafter for nonresidents and aliens.

Sec. 12. 12 MRSA §7133, sub-§4, as amended by PL 1989, c. 493, §16, is repealed and the following enacted in its place:

4. Schedule of fees. The fees for trapping licenses are as follows:

<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>1996</u> <u>and</u> <u>after</u>
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2	<u>A. Resident junior trapping</u>				
	<u>(10 years of age or older and</u>				
4	<u>under 16)</u>	\$5	\$7	\$7	\$7
6	<u>B. Resident trapping (16 years</u>				
	<u>of age or older)</u>	\$29	\$31	\$32	\$33
8	<u>C. Nonresident trapping</u>	\$304	\$306	\$307	\$308

10 Sec. 13. 12 MRSA §7151, sub-§5, as amended by PL 1985, c. 575,
 12 §§2 to 4, is repealed and the following enacted in its place:

14 5. Schedule of fees. The fees for fishing licenses are as
 14 follows:

16		<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>1996</u>
18					<u>and</u>
					<u>after</u>
20	<u>A. Resident fishing license</u>				
	<u>(16 years of age or older)</u>	\$15	\$17	\$18	\$19
22	<u>B. Resident combination</u>				
24	<u>hunting and fishing license</u>	\$28	\$32	\$34	\$36
26	<u>C. Resident combination</u>				
	<u>archery hunting and fishing</u>				
28	<u>license</u>	\$28	\$32	\$34	\$36
30	<u>D. Junior nonresident fishing</u>				
	<u>license (12 years of age or</u>				
32	<u>older and under 16)</u>	\$5	\$7	\$7	\$7
34	<u>E. Three-day fishing license</u>				
	<u>(Resident or nonresident)</u>	\$17	\$19	\$20	\$21
36	<u>F. Nonresident 7-day fishing</u>				
38	<u>license (Valid for 7 days from</u>				
	<u>date indicated on license)</u>	\$26	\$30	\$32	\$34
40	<u>G. Nonresident 15-day fishing</u>				
42	<u>license (Valid for 15 days</u>				
	<u>from date indicated on license)</u>	\$30	\$34	\$36	\$38
44	<u>H. Nonresident season fishing</u>				
46	<u>license (16 years of age</u>				
	<u>or older)</u>	\$42	\$46	\$48	\$50
48	<u>I. Alien season fishing license</u>				
50	<u>(16 years of age or older)</u>	\$62	\$66	\$68	\$70

J. One-day fishing license
(Resident or nonresident)
(Valid for the date indicated
on license) \$5 \$7 \$8 \$9

Sec. 14. 12 MRSA §7153, sub-§2, as amended by PL 1983, c. 807, Pt. P, §12, is further amended to read:

2. Fee. The minimum fee for these permits shall be ~~\$36 for 1985, \$37 for 1986 and~~ is \$38 for 1987 for 1993, \$40 for 1994, \$41 for 1995 and \$42 for 1996 and every year thereafter.

Sec. 15. 12 MRSA §7154, sub-§3, as amended by PL 1991, c. 443, §15, is further amended to read:

3. Fee. The fee for a permit to conduct a one-day bass tournament is \$20 for 1993, \$22 for 1994, \$23 for 1995 and \$24 for 1996 and every year thereafter.

Sec. 16. 12 MRSA §7155, sub-§4, as enacted by PL 1991, c. 443, §17, is amended to read:

4. Fee. The fee for a permit to conduct a fishing derby or fishing tournament is \$20 for 1993, \$22 for 1994, \$23 for 1995 and \$24 for 1996 and every year thereafter.

Sec. 17. 12 MRSA §7171, sub-§3, as repealed and replaced by PL 1985, c. 607, §3 and 9, is amended to read:

3. Schedule of fees. The schedule of fees is as follows:

	<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>1996</u> <u>and</u> <u>after</u>
A. Live bait retailer's license	\$10	<u>\$12</u>	<u>\$13</u>	<u>\$14</u>
B. Baitfish wholesaler's license	\$20	<u>\$22</u>	<u>\$23</u>	<u>\$24</u>
C. Smelt wholesaler's license	\$65	<u>\$67</u>	<u>\$68</u>	<u>\$69</u>

Sec. 18. 12 MRSA §7201, sub-§2, as amended by PL 1983, c. 807, Pt. P, §15, is further amended to read:

2. Fee. The fee for a license to sell commercially grown or imported fish shall be ~~\$19 for 1985, \$20 for 1986 and~~ is \$21 for 1987 1993, \$23 for 1994, \$24 for 1995 and \$25 for 1996 and every year thereafter.

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:

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2 2. Fee. The fee for a license to commercially cultivate or
3 harvest fish in private ponds is \$21 for 1993, \$23 for 1994, \$24
4 for 1995 and \$25 for 1996 and every year thereafter.

6 **Sec. 20. 12 MRSA §7231, sub-§3**, as amended by PL 1983, c. 807,
Pt. P, §17, is further amended to read:

8 3. Fee. The fee for a wildlife exhibit permit is \$67-fer
9 1985, -\$68-for-1986-and \$69 for 1987 1993, \$71 for 1994, \$72 for
10 1995 and \$73 for 1996 and every year thereafter.

12 **Sec. 21. 12 MRSA §7311, sub-§3**, as repealed and replaced by PL
13 1989, c. 913, Pt. A, §4, is amended to read:

14 3. Fee. The fee for a guide license is \$75 for 1993, \$77
15 for 1994, \$78 for 1995 and \$79 for 1996 and every year thereafter.

18 **Sec. 22. 12 MRSA 7322, sub-§7**, as enacted by PL 1987, c. 742,
19 §7, is amended to read:

20 7. Fee. The initial qualifying fee for a trip leader
21 permit is \$14 for 1993, \$16 for 1994, \$17 for 1995 and \$18 for
22 1996 and every year thereafter. The permit may be renewed upon
23 payment of \$9 for 1993, \$11 for 1994, \$12 for 1995 and \$13 for
24 1996 and every year thereafter if requirements of the department
25 are met.

28 **Sec. 23. 12 MRSA §7331, sub-§2**, as amended by PL 1983, c. 807,
29 Pt. P, §20, is further amended to read:

30 2. Fee. The fee for a special dog training area license is
31 \$19-fer-1985, -20-for-1986-and \$21 for 1987 1993, \$23 for 1994,
32 \$24 for 1995 and \$25 for 1996 and every year thereafter.

34 **Sec. 24. 12 MRSA §7332, sub-§2**, as amended by PL 1983, c. 807,
35 Pt. P, §21, is further amended to read:

38 2. Fee. The fee for a license to hold field trials for
39 sporting dogs is \$19-for-1985, -20-fer-1986-and \$21 for 1987
40 1993, \$23 for 1994, \$24 for 1995 and \$25 for 1996 and every year
41 thereafter.

42 **Sec. 25. 12 MRSA §7352, sub-§2**, as amended by PL 1983, c. 807,
43 Pt. P, §23, is repealed and the following enacted in its place:

46 2. Fee. The annual fees for hide dealer licenses are as
47 follows:

	<u>1993</u>	<u>1994</u>	<u>1995</u>	<u>1996</u>
				<u>and</u>
				<u>after</u>

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A. Resident hide dealer \$54 \$56 \$57 \$58

B. Nonresident hide dealer \$104 \$106 \$107 \$108

Sec. 26. 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 for 1993, \$27 for 1994, \$28 for 1995 and \$29 for 1996 and every year thereafter. All license fees are credited to the Whitewater Rafting Fund within the department and used in accordance with section 7074, subsection 3.

Sec. 27. 12 MRSA §7463-A, sub-§4, as amended by PL 1989, c. 493, §§37 and 76, is further amended to read:

4. Hunting 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 for 1993, \$27 for 1994, \$28 for 1995 and \$29 for 1996 and every year thereafter for residents and \$200 for 1993, \$202 for 1994, \$203 for 1995 and \$204 for 1996 and every year thereafter for nonresidents and aliens. While hunting moose, each nonresident or alien hunter, both permittee and subpermittee, shall must be in possession of a valid Maine nonresident or alien big game hunting license, whichever is applicable.

FISCAL NOTE

Table with 3 columns: REVENUES, 1993-94, 1994-95. Row 1: General Fund, \$638,797, \$1,570,434

The increase of license fees of the Department of Inland Fisheries and Wildlife will generate additional General Fund revenues of \$634,012, \$1,560,864, \$2,146,544 and \$2,439,384 in

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2 fiscal years 1993-94, 1994-95, 1995-96 and 1996-97,
3 respectively. General Fund appropriations to the department also
4 will need to be increased pursuant to the Constitution of Maine.
5 The amounts of the additional General Fund appropriations
6 required to meet the constitutional requirement will depend on
7 the final outcome of the current services budget.

8 The increase of certain license fees will increase fee
9 collections of the Atlantic Sea-Run Salmon Commission. The
10 estimated increases of General Fund revenues are \$4,785 and
11 \$9,570 in fiscal years 1993-94 and 1994-95, respectively.'

14 STATEMENT OF FACT

16 This amendment replaces the bill. It raises the license
17 fees for various hunting, trapping and fishing activities under
18 the jurisdiction of the Department of Inland Fisheries and
19 Wildlife and for licenses under the jurisdiction of the Atlantic
20 Sea-Run Salmon Commission.

22 This amendment also corrects a conflict in the statutes.
23 The Maine Revised Statutes, Title 12, section 7366 requires that
24 fees from the whitewater guide license be credited to the
25 Whitewater Rafting Fund. However, Title 12, section 7370, which
26 creates the Whitewater Rafting Fund, forbids fees from the
27 whitewater guide license from being credited to the Whitewater
28 Rafting Fund. This amendment corrects the conflict by removing
29 language from section 7366 requiring fees from the whitewater
30 guide license to be credited to the Whitewater Rafting Fund.

32 This amendment also adds a fiscal note.

Reported by Senator Hall for the Committee on Fisheries and
Wildlife. Reproduced and Distributed Pursuant to Senate
Rule 12.
(6/1/93) (Filing No. S-248)