

MAINE STATE LEGISLATURE

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777
R 0 8

L.D. 796

DATE: 5/17/95

(Filing No. H-264)

MAJORITY
INLAND FISHERIES AND WILDLIFE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
117TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 586, L.D. 796, Bill, "An Act to Require Firearm Hunters to Wear Blaze Orange"

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

'An Act to Require Rabbit and Upland Bird Hunters to Wear One Article of Hunter Orange in October'

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 §7064 is enacted to read:

§7064. Hunter orange clothing

A person is guilty of hunting without hunter orange clothing if that person:

1. Requirements during the open firearm season on deer. Fails to wear at least 2 articles of hunter orange clothing while hunting with a firearm during the open firearm season on deer. One article of clothing must be a hat. The other article of clothing must cover a major portion of the torso, such as a jacket, vest, coat or poncho. This subsection does not apply to a person hunting waterfowl from a boat or blind or in conjunction with waterfowl decoys; or

2. Upland bird hunters and rabbit hunters. Fails to wear at least one article of hunter orange clothing while hunting rabbit, grouse, pheasant or woodcock with a firearm from October 1st to the start of the open firearm season on deer.

COMMITTEE AMENDMENT

R. & S.

COMMITTEE AMENDMENT "A" to H.P. 586, L.D. 796

2 For the purpose of this section, the term "hunter orange
3 clothing" means an article of solid-colored, hunter orange
4 clothing in good, serviceable condition and visible from all
5 sides when worn. A decal on an article of hunter orange clothing
6 that is otherwise solid-colored hunter orange does not disqualify
7 that article of clothing from satisfying the requirements of this
8 section.

9
10 **Sec. 2. 12 MRSA §7406, sub-§12, as repealed and replaced by PL**
11 **1991, c. 824, Pt. A, §21, is repealed.'**

12 Further amend the bill by inserting at the end before the
13 statement of fact the following:

14
15 **FISCAL NOTE**

16
17 This bill may increase prosecutions for Class E crimes. If
18 a jail sentence is imposed, the additional costs to the counties
19 are estimated to be \$83.22 per day per prisoner. These costs are
20 not reimbursed by the State. The number of prosecutions that may
21 result in a jail sentence and the resulting costs to the county
22 jail system are expected to be insignificant.

23
24 The additional workload and administrative costs associated
25 with the minimal number of new cases filed in the court system
26 can be absorbed within the budgeted resources of the Judicial
27 Department. The collection of additional fines may increase
28 General Fund revenue by minor amounts.

29
30 The additional enforcement costs can be absorbed by the
31 Department of Inland Fisheries and Wildlife utilizing existing
32 budgeted resources.'

33
34 **STATEMENT OF FACT**

35
36 This amendment is the majority report of the Joint Standing
37 Committee on Inland Fisheries and Wildlife.

38
39 This amendment requires persons engaged in rabbit or upland
40 bird hunting during October to wear at least one article of
41 hunter orange clothing.
42