

# MAINE STATE LEGISLATURE

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# 118th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1997

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Legislative Document

No. 26

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S.P. 28

In Senate, January 9, 1997

### An Act to Clarify Use of Tree Stands.

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Reference to the Committee on Inland Fisheries and Wildlife suggested and ordered printed.

A handwritten signature in cursive script, reading "Joy J. O'Brien".

JOY J. O'BRIEN  
Secretary of the Senate

Presented by Senator HALL of Piscataquis.

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §7406, sub-§16, ¶D, as amended by PL 1995, c. 667, Pt. A, §29, is further amended to read:

D. Damages or destroys a tree on another person's land by inserting into that tree any metallic or ceramic object to be used as, or as part of, a ladder or observation stand, unless the person has the permission of the landowner; or

Sec. 2. 12 MRSA §7406, sub-§16, ¶E, as enacted by PL 1995, c. 667, Pt. A, §30, is amended to read:

E. Except as provided in subsection 20, paragraph C, erects or uses either a portable or permanent tree ladder or stand attached to a tree on the land of another person, unless:

(1) That person has obtained verbal or written authorization to erect and use a tree ladder or a permanent stand from the landowner or the landowner's representative. A portable tree stand may be erected and used without the permission of the landowner; and

(2) The tree ladder or stand is plainly labeled with a 2-inch by 4-inch tag identifying the name and address of the person or persons authorized by the landowner to use the tree stand or ladder; and .

~~(3) -- The tree ladder or stand is removed within 10 days after the close of the hunting season for which the ladder or stand was erected.~~

SUMMARY

This bill makes it clear that any type of stand, including stands constructed with nails, can be built with landowner permission; removes the requirement that hunters must have landowner permission to use portable tree stands; and removes the requirement that all tree stands must be taken down within 10 days of the end of the season.