

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)



118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document

No. 1426

S.P. 452

In Senate, March 11, 1997

An Act to Amend the Deer and Moose Hunting Laws.

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 BUTLAND of Cumberland.
Cosponsored by Senator KIEFFER of Aroostook, Representative: JONES of Pittsfield.

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

2
4 **Sec. 1. 12 MRSA §7406, sub-§20, ¶A**, as amended by PL 1983, c.
797, §10, is further amended to read:

6 A. Notwithstanding the provisions of subsection 8:

8 (1) A person may hunt migratory waterfowl from a
10 motorboat in accordance with federal regulations;

12 (2) A person who has a valid Maine permit to carry a
14 concealed weapon may have in or on a motor vehicle or
trailer a loaded pistol or revolver covered by such
permit; and

16 (3) Paraplegics and single or double amputees of the
18 legs and people suffering from disabling heart or
respiratory problems may hunt from motor vehicles which
20 that are not in motion.

22 **Sec. 2. 12 MRSA §7457, sub-§1, ¶H**, as amended by PL 1993, c.
574, §21, is further amended to read:

24 H. The commissioner may regulate the taking of antlerless
26 deer within any area of the State, as necessary, to maintain
deer populations in balance with available habitat if the
following conditions are met.

28 (1) The demarcation of each area must follow
30 recognizable physical boundaries such as rivers, roads
and railroad rights-of-way.

32 (2) The determination must be made and published prior
34 to August 1st of each year.

36 (3) The application fee for a permit to take an
38 antlerless deer may not exceed \$1. The application
must include a detachable portion on which the
40 applicant shall write the applicant's name and address
and to which the applicant shall affix a stamp of
adequate postage. The department shall return this
42 portion of the application to the applicant in
acknowledgement of the department's receipt of the
44 application.

46 (4) The commissioner may adopt rules necessary for the
48 administration, implementation, enforcement and
interpretation of this subsection, except that there
may not be an antlerless deer permit system unless
50 otherwise specified in this paragraph.

2 (5) An antlerless deer permit system adopted by the
4 commissioner pursuant to this section may include a
6 provision giving special consideration to landowners
8 who keep their lands open to hunting by the public and
must include a provision that ensures a permit is
issued to applicants who are physically disabled and to
applicants who are licensed junior hunters.

10 **Sec. 3. 12 MRSA §7463-A, sub-§4**, as amended by PL 1995, c.
12 443, §1, is further amended to read:

14 **4. Hunting permits.** In accordance with the provisions of
16 subsections 1-A and 2-A, the commissioner may issue moose hunting
18 permits and may establish the number of moose hunting permits to
20 be issued for each moose hunting zone. No more than 10% of the
22 moose hunting permits may be issued to nonresident and alien
24 hunters. A person whose application is selected may purchase a
26 moose hunting permit upon presentation of proof that the person
28 is 15 years of age or older at the time of the drawing and
possesses:

30 A. A valid Maine hunting license, if the person is a
32 resident of the State; or

34 B. A valid Maine big game hunting license, if the person is
36 a nonresident or alien.

38 The fee for a moose hunting permit is \$25 for 1993, \$27 for 1994,
40 \$28 for 1995 and \$29 for 1996 and every year thereafter for
42 residents and \$200 for 1993, \$202 for 1994, \$300 for 1995 and
44 every year thereafter for nonresidents and aliens. While hunting
46 moose, each nonresident or alien hunter, both permittee and
subpermittee, must be in possession of a valid Maine nonresident
or alien big game hunting license, whichever is applicable.

48 **Sec. 4. 12 MRSA §7463-A, sub-§7**, as enacted by PL 1981, c.
50 118, §2, is amended to read:

52 **7. Selection procedure.** Permittees ~~shall-be~~ are selected by
54 a public chance drawing. Alternates ~~shall-be~~ are chosen and may
56 receive permits in the event that selected hunters do not
58 purchase permits. The commissioner shall set aside 5 permits in
each area open to moose hunting for applicants who are 70 years
of age or older. Permittees from that pool are selected from
among all applicants who are 70 years of age or older.

60 **Sec. 5.MRSA §7792, sub-§4**, as amended by PL 1993, c. 349,
§28, is further amended to read:

