

MAINE STATE LEGISLATURE

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119th MAINE LEGISLATURE

FIRST REGULAR SESSION-1999

Legislative Document

No. 126

S.P. 56

In Senate, January 11, 1999

An Act to Expand Maine's Moose Hunt.

(EMERGENCY)

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

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator KIEFFER of Aroostook.
Cosponsored by Representative CLARK of Millinocket and
Senator LIBBY of York, Representative: DUNLAP of Old Town.

2 **Emergency preamble.** Whereas, Acts of the Legislature do not
become effective until 90 days after adjournment unless enacted
as emergencies; and

4
6 Whereas, it is imperative for the safe and effective
management of the State's moose population that the number of
permits be increased beginning in the 1999 hunting season; and

8
10 Whereas, amendments to the moose permit laws for the 1999
season must be enacted as an emergency in order to be in effect
at the time of the 1999 moose lottery; and

12
14 Whereas, in the judgment of the Legislature, these facts
create an emergency within the meaning of the Constitution of
Maine and require the following legislation as immediately
16 necessary for the preservation of the public peace, health and
safety; now, therefore,

18
20 **Be it enacted by the People of the State of Maine as follows:**

22 **Sec. 1. 12 MRSA §7463-A, sub-§2-A, ¶C,** as amended by PL 1997,
c. 490, §1, is further amended to read:

24 C. In 1996 and 1997, no more than 1,500 permits; and

26 **Sec. 2. 12 MRSA §7463-A, sub-§2-A, ¶D,** as enacted by PL 1997,
c. 490, §2, is amended to read:

28 D. In 1998 ~~and in each year thereafter,~~ no more than 2,000
30 permits; ~~and~~

32 **Sec. 3. 12 MRSA §7463-A, sub-§2-A, ¶E** is enacted to read:

34 E. In 1999 and in each year thereafter, no more than 3,000
36 permits.

38 **Sec. 4. 12 MRSA §7463-A, sub-§4-A,** as repealed and replaced by
PL 1993, c. 574, §22, is amended to read:

40 **4-A. Subpermittees.** A person may not hunt moose with a
42 permittee unless the person is a subpermittee authorized in
accordance with this subsection. An applicant for a moose permit
44 may indicate on the application filed pursuant to subsection 6
the name of a subpermittee-designate and the name of an alternate
46 subpermittee-designate. If the applicant is issued a moose
permit under subsection 7, the subpermittee-designate becomes a
48 subpermittee and the permittee may authorize the subpermittee to
participate in the moose hunt with the permittee. An applicant
50 for a moose permit may also indicate the name of a
subpermittee-designate and the name of an alternate

2 subpermittee-designate at the time the applicant is issued a
3 moose permit under subsection 7. The permittee may authorize the
4 alternate subpermittee-designate to participate in the hunt in
5 place of the subpermittee-designate if the permittee notifies the
6 department of the authorization at least 5 business days prior to
7 the first day of the moose season, in which case, the alternate
8 subpermittee-designate becomes the subpermittee. The permittee
9 may choose not to authorize a subpermittee to participate in the
10 hunt, but a subpermittee must always be in the presence of the
11 permittee while hunting moose. A subpermittee is not in the
12 presence of the permittee if contact between the permittee and
13 the subpermittee requires visual or audio enhancement devices,
14 including binoculars or citizen band radios. A permittee may
15 hunt moose with no more than one authorized subpermittee.

16 **Emergency clause.** In view of the emergency cited in the
17 preamble, this Act takes effect when approved.

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19
20 **SUMMARY**

21 This bill gives the Department of Inland Fisheries and
22 Wildlife the authority to issue up to 3,000 moose permits per
23 year beginning in 1999 and further allows moose lottery
24 permittees to name subpermittees at the time that the permit is
25 issued.
26