

# MAINE STATE LEGISLATURE

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# 120th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2001

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Legislative Document

No. 348

H.P. 270

House of Representatives, January 30, 2001

**An Act to Clarify the Laws Pertaining to Licensing Requirements for Landowners.**

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Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 204.  
Reference to the Committee on Inland Fisheries and Wildlife suggested and ordered printed.

*Millicent M. MacFarland*

MILLICENT M. MacFARLAND, Clerk

Presented by Representative DUNLAP of Old Town.  
Cosponsored by Senator KILKELLY of Lincoln and  
Representatives: COLWELL of Gardiner, COTE of Lewiston, HONEY of Boothbay,  
THOMAS of Orono, TRAHAN of Waldoboro, USHER of Westbrook, Senators:  
CARPENTER of York, WOODCOCK of Franklin.

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

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3           **Sec. 1. 12 MRSA §7377, sub-§1**, as amended by PL 1991, c. 443,  
4 §20, is further amended to read:

6           **1. Hunting.** Notwithstanding section 7371 as it applies to  
7 subchapter II, any resident over 10 years of age and any member  
8 of the resident's immediate family over 10 years of age, as long  
9 as the hunter's license to hunt is not under suspension or  
10 revocation, may hunt without a license, including an archery  
11 hunting license and a muzzle-loading license, on any single plot  
12 of land:

- 14           A. To which they are legally entitled to possession;
- 16           B. On which they are actually domiciled;
- 18           C. Which is used exclusively for agricultural purposes; and
- 20           D. Which is in excess of 10 acres.

22           **Sec. 2. 12 MRSA §7377, sub-§2**, as amended by PL 1985, c. 506,  
23 Pt. A, §15, is further amended to read:

24

25           **2. Trapping.** Notwithstanding section 7371 as it applies to  
26 subchapter III, any resident and any member of his the resident's  
27 immediate family, as long as the trapper's license to trap is not  
28 under suspension or revocation, may trap for wild animals, except  
29 beaver, without a license on land:

30

- 31           A. To which they are legally entitled to possession;
- 32           B. On which they are actually domiciled; and
- 34           C. Which is used exclusively for agricultural purposes.

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37           **Sec. 3. 12 MRSA §7377, sub-§3**, as enacted by PL 1979, c. 420,  
38 §1, is amended to read:

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41           **3. Fishing.** Notwithstanding section 7371 as it applies to  
42 subchapter IV, any resident and any member of his the resident's  
43 immediate family, as long as the angler's license to fish is not  
44 under suspension or revocation, may fish without a license in  
45 open inland waters from land:

46

- 47           A. To which they are legally entitled to possession;
- 48           B. On which they are actually domiciled; and
- 50           C. Which is used exclusively for agricultural purposes.

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## SUMMARY

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6       This bill clarifies that any person whose hunting, fishing  
8       or trapping license is under revocation or suspension may not  
10       hunt, fish or trap on land owned by that person or that person's  
12       family while the license is under suspension or revocation. This  
      bill corrects a conflict with another provision that states that  
      a person is guilty of violation of a suspended or revoked license  
      or permit if that person engages in the activity permitted by a  
      particular license or permit that has been suspended or revoked.