

# MAINE STATE LEGISLATURE

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**INLAND FISHERIES AND WILDLIFE**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
120TH LEGISLATURE  
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 1095, L.D. 1464, Bill, "An Act to Amend the Laws Governing the Suspension and Revocation of Hunting and Fishing Licenses"

Amend the bill by striking out all of sections 2 and 3 and inserting in their place the following:

**Sec. 2. 12 MRSA §7077, sub-§1-A, ¶G,** as enacted by PL 1993, c. 136, §1, is repealed.

**Sec. 3. 12 MRSA §7077, sub-§1-B, ¶B,** as amended by PL 1995, c. 346, §7, is further amended to read:

B. Taking or possessing sport fish in violation of bag, weight and size limits in violation of section 7604, as it relates to trout, salmon, togue and black bass, whenever the violation involves twice the general bag and possession limit adopted by rule by the commissioner for that species of fish ~~in-that-body-of-water;~~

**Sec. 4. 12 MRSA §7077, sub-§1-B, ¶C,** as enacted by PL 1993, c. 136, §1, is repealed.

**Sec. 5. 12 MRSA §7077, sub-§1-D** is enacted to read:

1-D. Waive. Notwithstanding the provisions of section 7077-D, subsection 3, the commissioner may waive or reduce any mandatory minimum suspension period established in statute, upon determination by the commissioner that an inappropriate action contributed to or resulted in that revocation.'

2 Further amend the bill by striking out all of section 5 and  
inserting in its place the following:

4 'Sec. 5. 12 MRSA §7077-A, sub-§4, as enacted by PL 1995, c.  
6 346, §11, is amended to read:

8 **4. Conviction of violation of Title 17-A while hunting or**  
**fishing.** If a person holding a license or permit under this  
10 chapter is convicted of the violation of any provision of Title  
12 17-A while on a hunting or fishing trip or in the pursuit of wild  
animals, wild birds or fish, the commissioner ~~may~~ shall revoke  
14 the license or permit held by that person for a period ~~not to~~  
~~exceed 5 years~~ of at least one year, except when the killing or  
16 wounding of a human being has occurred, in which case the  
commissioner ~~may~~ shall revoke the license or permit for ~~not less~~  
than at least 5 years.

18 **Sec. 6. 12 MRSA §7077-A, last ¶,** as amended by PL 1995, c. 346,  
20 §11, is repealed.'

22 Further amend the bill by inserting after section 14 the  
following:

24 'Sec. 15. 12 MRSA §7456-B, as enacted by PL 1979, c. 543,  
26 §43, is repealed.

28 **Sec. 16. 12 MRSA §7901, sub-§3-A,** as enacted by PL 1987, c.  
30 89, §2, is repealed.'

32 Further amend the bill by relettering or renumbering any  
nonconsecutive Part letter or section number to read  
consecutively.

34 Further amend the bill by inserting at the end before the  
36 summary the following:

38 **FISCAL NOTE**

40 The Department of Inland Fisheries and Wildlife will incur  
42 some minor additional costs to adopt certain rules pertaining to  
the suspension and revocation of licenses. These costs can be  
44 absorbed within the department's existing budgeted resources.'

46 **SUMMARY**

48 This amendment removes the total repeal of the Maine Revised  
50 Statutes, Title 12, section 7077, subsection 1-A and only repeals

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2 the provision in that section that requires a mandatory license  
3 revocation for hunting caribou. This amendment also removes the  
4 repeal of section 7077, subsection 1-B and amends that subsection  
5 to allow for twice the general bag limit for a species of fish  
6 and by removing the mandatory license revocation requirement for  
7 fishing by jigging. The amendment removes the requirement that a  
8 person whose license has been revoked must successfully complete  
9 a firearms training program or an ethics program before becoming  
10 eligible to obtain a new license. Additionally, the amendment  
11 allows the Commissioner of Inland Fisheries and Wildlife to waive  
12 or reduce mandatory minimum suspension periods established in  
13 statute under certain circumstances. The amendment also requires  
14 the commissioner to revoke a license of a person who is convicted  
15 of any violation under Title 17-A and sets minimum revocation  
16 periods. The amendment repeals the prohibition on hunting and  
17 possessing caribou.

18 The amendment also adds a fiscal note to the bill.