

MAINE STATE LEGISLATURE

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L.D. 1692

DATE: *May 14, 2001*

(Filing No. S-187)

INLAND FISHERIES AND WILDLIFE

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**STATE OF MAINE
SENATE
120TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to S.P. 546, L.D. 1692, Bill, "An Act to Revise Certain Provisions of Maine's Fish and Wildlife Laws"

Amend the bill by striking out all of sections 4 and 5 and inserting in their place the following:

'Sec. 4. 12 MRSA §7035, sub-§16-B is enacted to read:

16-B. Funds; dedicated account. Funds received by the commissioner for the sale of general merchandise products pursuant to subsection 16 must be deposited in a dedicated account to be used only for the purposes described in subsection 11.

Sec. 5. 12 MRSA §7035, sub-§20-A is enacted to read:

20-A. Dedicated accounts for accepting donations. The commissioner may create dedicated accounts to deposit money received from the sale of general merchandise pursuant to subsection 16 and may accept money, goods and services donated to the department to support specific programs carried out by the department. Any money donated to the department in support of a specific program must be deposited into a dedicated account for the purpose of funding activities carried out by that program.'

Further amend the bill in section 6 in paragraph A in the last 2 lines (page 2, lines 42 and 43 in L.D.) by striking out the following: "~~with-firearms~~" and inserting in its place the following: 'with firearms'

COMMITTEE AMENDMENT

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2 Further amend the bill by striking out all of section 9.

4 Further amend the bill by striking out all of sections 11
and 12.

6
8 Further amend the bill in section 13 in subsection 2 in the
2nd line (page 6, line 35 in L.D.) by striking out the
following: "single eel pot" and inserting in its place the
10 following: 'eel pots'

12 Further amend the bill by inserting after section 18 the
following:

14
16 '**Sec. 19. 12 MRSA §7365-A, sub-§2, ¶B**, as enacted by PL 1995,
c. 626, §1, is amended to read:

18 B. A statement signed by all board members, if any, and all
officers of the club swearing that:

20 (1) The sole purpose of the club is to provide
22 noncommercial whitewater rafting opportunities to its
members;

24 (2) No member of the club, including officers and
26 board members, receive any form of compensation from
the club at any time, either while a member of the club
28 or afterwards;

30 (3) The club will use its own rafting equipment and
all fees or dues collected from club members are used
32 only to provide insurance and to purchase and maintain
rafting equipment for use solely by the club; and

34 (4) The club will not employ or otherwise compensate
36 any person for any service relating to rafting or
accept any gifts of products or services from any
38 commercial whitewater outfitter or licensed whitewater
guide; and'

40
42 Further amend the bill in section 20 in paragraph A by
striking out all of subparagraph (4) and inserting in its place
the following:

44
46 '(4) A person may shoot from a motorboat when the
motor is shut off and the boat is drifting, beached,
moored, resting at anchor or is being propelled solely
48 by paddle, oars or pole.'

50 Further amend the bill by striking out all of section 21.

2 Further amend the bill by striking out all of section 28.

4 Further amend the bill by striking out all of section 36 and
6 inserting in its place the following:

8 'Sec. 36. 12 MRSA §7824, sub-§10, ¶D, as enacted by PL 1999,
c. 692, §1, is repealed.'

10 Further amend the bill by striking out all of section 40 and
12 inserting in its place the following:

14 'Sec. 40. 12 MRSA §7854, sub-§10, ¶C, as enacted by PL 1999,
c. 692, §2, is repealed.'

16 Further amend the bill in section 45 in subsection 2-A in
18 the 2nd line (page 15, line 16 in L.D.) by inserting after the
following: "subsection 1" the following: ', as it applies to
20 bear,'

22 Further amend the bill by striking out all of section 47.

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

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

30
32 **FISCAL NOTE**

34 The Department of Inland Fisheries and Wildlife will incur
36 some minor additional costs to adopt certain rules pertaining to
an open deer season. These costs can be absorbed within the
department's existing budgeted resources.'

38
40 **SUMMARY**

42 This amendment enacts language to allow the Commissioner of
44 Inland Fisheries and Wildlife to sell general merchandise and
accept donations of money, goods and services. The amendment
46 allows individuals under 10 years of age to participate in
hunting as long as they do not carry a firearm. The amendment
48 removes sections of the bill concerning commercial shooting
areas, lifetime licenses, open deer seasons, point systems and
effective dates. Additionally, the amendment repeals warranty
requirements for registering snowmobiles and all-terrain

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2 vehicles. The amendment clarifies when a person may shoot from a
motorboat and adds language to clarify a citation.

4 Finally, it also adds a fiscal note to the bill.