

# MAINE STATE LEGISLATURE

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12-17-03

STATE OF MAINE  
AUGUST 11, 2003

L.D. 408

DATE: 12-17-03

(Filing No. H-625)

**INLAND FISHERIES AND WILDLIFE**

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**STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
121ST LEGISLATURE  
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 316, L.D. 408, Bill, "An Act Regarding the Presumption of Violations of the Hunting-on-Sunday Prohibition"

Amend the bill by striking out everything after the enacting clause and before the summary and inserting in its place the following:

'Sec. 1. 12 MRSA §10501, sub-§9, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by Pt. D, §7, is amended to read:

**9. Possession of hunting equipment on Sunday.** Possession of hunting equipment in the fields or forests or on the waters or ice in the State ~~or in a motor vehicle being operated on an unpaved highway or road located in an unorganized township~~ on Sunday is prima facie evidence of a violation of section 11205, unless:

A. The hunting equipment is carried, securely wrapped, in a complete cover;

B. The hunting equipment is fastened in a case; or

C. The hunting equipment is carried in at least 2 separate pieces in such a manner that it can not be fired, unless the separate pieces are joined together. For the purpose of this subsection, a clip, magazine or cylinder of a firearm may not be considered a piece of the hunting equipment. Bows and arrows must be kept in a case or cover if broadheads or field points are kept attached to the arrows.

Sec. 2. 12 MRSA §10501, sub-§10, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by Pt. D, §7, is repealed.'

**COMMITTEE AMENDMENT**

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**SUMMARY**

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6 This amendment replaces the bill. Like the bill, it removes  
8 the language from the law that makes possessing hunting equipment  
10 in a motor vehicle on an unpaved highway or road located in an  
12 unorganized township on Sunday prima facie evidence of a  
14 violation of the Sunday-hunting law. The amendment also repeals  
the law that makes possessing a loaded firearm on or near a  
public paved way prima facie evidence of hunting.

12

**FISCAL NOTE REQUIRED**  
**(See attached)**

14



**121st Maine Legislature  
Office of Fiscal and Program Review**

**LD 408**

**An Act Regarding the Presumption of Violation of the Hunting on  
Sunday Prohibition**

**LR 1223(02)**

**Fiscal Note for Bill as Amended by Committee Amendment  
Committee: Inland Fisheries and Wildlife**

**Fiscal Note Required: Yes**

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**Fiscal Note**

Minor savings - General Fund  
Minor revenue decrease - General Fund

**Correctional and Judicial Impact Statements**

Eliminates Class E crimes