

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

ms.

L.D. 1660

DATE: 2-10-04

(Filing No. H-679)

**INLAND FISHERIES AND WILDLIFE**

Reproduced and distributed under the direction of the Clerk of the House.

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

COMMITTEE AMENDMENT "A" to H.P. 1236, L.D. 1660, Bill, "An Act To Clarify the Law Pertaining to the Discharge of a Firearm near a Dwelling"

Amend the bill by striking out all of section 1 and inserting in its place the following:

'Sec. 1. 12 MRSA §11209, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by Pt. D, §7, is amended to read:

**§11209. Discharge of firearm near dwelling**

1. **Prohibition.** A person may not:

A. Unless a relevant municipal ordinance provides otherwise and except as provided in sections 12401 and 12402, discharge a firearm within 100 yards of a residential dwelling or a farm building used for sheltering livestock, machines or harvested crops without the permission of the owner or, in the owner's absence, of an adult occupant of that dwelling; or

B. Possess a wild animal or wild bird taken in violation of this subsection, except as otherwise provided in this Part.

This subsection may not be construed to prohibit a person from killing or taking a wild animal in accordance with sections 12401 and 12402.

**COMMITTEE AMENDMENT**

COMMITTEE AMENDMENT "A" to H.P. 1236, L.D. 1660

2 A person who violates this subsection commits a Class E crime.'

4

#### SUMMARY

6

8 This amendment prohibits a person from discharging a firearm within 100 yards of a farm building used for sheltering livestock, machines or harvested crops.

FISCAL NOTE REQUIRED  
(See attached)



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

**LD 1660**

**An Act To Clarify the Law Pertaining to the Discharge of a Firearm near  
a Dwelling**

**LR 2455(02)**

**Fiscal Note for Bill as Amended by Committee Amendment ""**

**Committee: Inland Fisheries and Wildlife**

**Fiscal Note Required: Yes**

---

**Fiscal Note**

Minor cost increase - General Fund  
Minor revenue increase - General Fund

**Correctional and Judicial Impact Statements**

Expands a Class E crime by prohibiting the discharge of a firearm within 100 yards of a farm building