

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

SECOND REGULAR SESSION-2006

Legislative Document

No. 1725

H.P. 1233

House of Representatives, January 3, 2006

An Act To Enhance the Integrity of the Moose Lottery

(EMERGENCY)

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Clerk of the House on December 28, 2005. Referred to the Committee on Inland Fisheries and Wildlife pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative MOODY of Manchester.

2 **Emergency preamble.** Whereas, acts of the Legislature do not
become effective until 90 days after adjournment unless enacted
as emergencies; and

4
6 **Whereas,** the current moose lottery system needs better
review and safeguards as there is no current auditing procedure,
and the Department of Inland Fisheries and Wildlife needs to
8 review the process on an annual basis for equity; and

10 **Whereas,** there are many hunters who have faithfully entered
the lottery and never have had success, and although it is
12 unlikely that the lottery has been compromised it is critical
that the State be above reproach regarding the number of failed
14 selections for permits; and

16 **Whereas,** this legislation needs to be an emergency to take
effect before the next lottery drawing in June 2006; and

18
20 **Whereas,** in the judgment of the Legislature, these facts
create an emergency within the meaning of the Constitution of
Maine and require the following legislation as immediately
22 necessary for the preservation of the public peace, health and
safety; now, therefore,

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

26 **Sec. 1. 12 MRSA §11552, last ¶,** as enacted by PL 2003, c. 414,
28 Pt. A, §2 and affected by c. 614, §9, is amended to read:

30 Rules adopted under this section are routine technical rules
as defined in Title 5, chapter 375, subchapter 2-A. The
32 commissioner shall review annually the rules of the department
concerning moose hunting and the moose hunting lottery to ensure
34 that the lottery is applied fairly. The commissioner shall
report to the joint standing committee of the Legislature having
36 jurisdiction over wildlife matters by February 1st of each year
on proposed actions under this section.

38 **Emergency clause.** In view of the emergency cited in the
40 preamble, this Act takes effect when approved.

42

SUMMARY

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46 This bill requires the Commissioner of Inland Fisheries and
Wildlife to review annually the rules concerning moose hunting
and the moose hunting lottery to ensure that the lottery is
48 applied fairly.