

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)



1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33

Date: 4/30/17

L.D. 728
(Filing No. H-158)

INLAND FISHERIES AND WILDLIFE

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

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
123RD LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT "A" to H.P. 549, L.D. 728, Bill, "An Act To Enhance the Wise Use and Sound Management of Maine's Wildlife Resources"

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

Sec. 1. 12 MRSA §10260 is enacted to read:

§10260. Black Bear Research Fund

The Black Bear Research Fund, referred to in this section as "the fund," is established within the department as a nonlapsing fund to be used by the commissioner to fund or assist in funding studies related to the management of black bears. Revenue from the nonresident late season bear hunting permit under section 11151-A and the bear trapping permit under 12260-A must be deposited in the fund. The commissioner may accept and deposit into the fund monetary gifts, donations or other contributions from public or private sources for the purposes specified in this section. The fund must be held separate and apart from all other money, funds and accounts.

Sec. 2. 12 MRSA §11109, sub-§3, ¶I, as amended by PL 2005, c. 12, Pt. III, §4, is further amended to read:

I. A nonresident big game hunting license, which permits hunting of all legal species ~~including deer and bear~~ subject to the permit requirements in chapter 915, subchapter 3, is \$102.

Sec. 3. 12 MRSA §11109, sub-§3, ¶L, as amended by PL 2005, c. 12, Pt. III, §4, is further amended to read:

L. An alien big game hunting license, which permits hunting of all legal species ~~including deer and bear~~ subject to the permit requirements in chapter 915, subchapter 3, is \$127.

Sec. 4. 12 MRSA §11151-A is enacted to read:

COMMITTEE AMENDMENT

1 **§11151-A. Nonresident late season bear hunting permit**

2 **1. Permit required.** Except as otherwise authorized pursuant to this Part or for a
3 nonresident who holds a valid bear hunting permit under section 11151, a nonresident
4 may not hunt for bear during the regular firearm season on deer under section 11401
5 without a valid permit issued pursuant to this section.

6 Each day a person violates this subsection, that person commits a Class E crime for which
7 a minimum fine of \$50 and an amount equal to twice the applicable license fee must be
8 imposed.

9 **2. Eligibility; nonresident late season bear hunting permit.** A person who
10 possesses a valid nonresident license to hunt big game may obtain a permit to hunt for
11 bear from the commissioner or the commissioner's authorized agent.

12 **3. Issuance; permit fee.** The commissioner, through the commissioner's authorized
13 agent, shall issue a nonresident late season bear hunting permit to an eligible person. The
14 annual fee for each permit issued is \$40.

15 **Sec. 5. 12 MRSA §11224** is enacted to read:

16 **§11224. Waste of game**

17 **1. Prohibition.** A person may not waste a wild bird or wild animal that has been
18 wounded or killed by that person while hunting. For purposes of this section, "waste"
19 means to intentionally leave a wounded or killed animal in the field or forest without
20 making a reasonable effort to retrieve and render it for consumption or use.

21 **2. Penalty.** A person who violates this section commits a Class E crime.

22 **Sec. 6. 12 MRSA §11225** is enacted to read:

23 **§11225. Retrieval of wounded or killed big game after hours**

24 Notwithstanding section 11109, subsection 3, paragraph N or section 11206, a person
25 licensed to guide hunters under section 12853 whose client during a guided hunt wounds
26 or kills a bear, deer or moose may track and dispatch that animal outside of legal hunting
27 hours.

28 **Sec. 7. 12 MRSA §12260-A** is enacted to read:

29 **§12260-A. Bear trapping permit**

30 **1. Permit required.** Except as otherwise authorized pursuant to this Part a person
31 may not trap for bear without a valid bear trapping permit during the open bear trapping
32 season under section 12260, subsection 1.

33 Each day a person violates this subsection, that person commits a Class E crime for which
34 a minimum fine of \$50 and an amount equal to twice the applicable license fee must be
35 imposed.

36 **2. Eligibility; trapping license required.** A person who possesses a valid trapping
37 license may obtain a permit to trap bear from the commissioner or the commissioner's
38 authorized agent.



123rd MAINE LEGISLATURE

LD 728

LR 1678(02)

An Act To Enhance the Wise Use and Sound Management of Maine's Wildlife Resources

Fiscal Note for Bill as Amended by Committee Amendment "A"
 Committee: Inland Fisheries and Wildlife
 Fiscal Note Required: Yes

Fiscal Note

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

	2007-08	2008-09	Projections 2009-10	Projections 2010-11
Revenue				
Other Special Revenue Funds	\$3,415	\$34,150	\$34,150	\$34,150

Correctional and Judicial Impact Statements

Establishes new Class E crimes. Sentences for Class E crimes must be served in a county jail.
 The collection of additional fines may also increase General Fund revenue by minor amounts.

Fiscal Detail and Notes

Changing certain aspects of allowable hunting activities and required licensure will have the net effect of increasing dedicated revenue collected by the Department of Inland Fisheries and Wildlife; the estimated increases are \$3,415 in fiscal year 2007-08 and \$34,150 in each fiscal year thereafter.