

# MAINE STATE LEGISLATURE

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INLAND FISHERIES AND WILDLIFE

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STATE OF MAINE

SENATE

123RD LEGISLATURE

FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 776, L.D. 1982, Bill, "An Act To Amend Certain Provisions of the Fish and Wildlife Laws"

Amend the bill by inserting after the enacting clause and before section 1 the following:

'Sec. 1. 5 MRSA §12004-I, sub-§70, as amended by PL 2003, c. 414, Pt. B, §10 and affected by c. 614, §9, is repealed.'

Amend the bill in section 1 in subsection 53 in the 2nd line (page 1, line 5 in L.D.) by inserting after the following: "States" the following: 'or an alien who has been domiciled in the State for one year'

Amend the bill by inserting after section 1 the following:

'Sec. 2. 12 MRSA §10156, sub-§3, ¶B, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

B. At the request of the commissioner, to conduct an examination of applicants for the whitewater guide's license as provided in section 12909, except that oral examinations are conducted by 2 members; and

Sec. 3. 12 MRSA §10156, sub-§3, ¶C, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

C. To advise the commissioner on granting and revoking whitewater guide's licenses; and

Sec. 4. 12 MRSA §10156, sub-§3, ¶D is enacted to read:

D. To advise the commissioner on establishing and reviewing safety requirements for whitewater trips, developing a safety information program and reviewing the safety record of whitewater guides and outfitters.

COMMITTEE AMENDMENT

1       **Sec. 5. 12 MRSA §10254, sub-§2**, as enacted by PL 2003, c. 414, Pt. A, §2 and  
2 affected by c. 614, §9, is repealed.

3       **Sec. 6. 12 MRSA §10259, sub-§3**, as enacted by PL 2003, c. 414, Pt. A, §2 and  
4 affected by c. 614, §9, is amended to read:

5       **3. Budget.** The expenditures from the fund are subject to legislative approval in the  
6 same manner as the General Fund budgets of the department and the Department of  
7 Conservation, Bureau of Parks and Lands are approved. ~~The department and the~~  
8 ~~Department of Conservation, Bureau of Parks and Lands shall report annually, before~~  
9 ~~February 1st, to the joint standing committee of the Legislature having jurisdiction over~~  
10 ~~inland fisheries and wildlife matters on its planned expenditures for the next fiscal year,~~  
11 ~~its actual and planned expenditures for the current fiscal year and its final expenditures~~  
12 ~~for the last fiscal year.~~

13       Amend the bill by inserting after section 3 the following:

14       **'Sec. 4. 12 MRSA §10853, sub-§4**, as amended by PL 2005, c. 477, §2, is further  
15 amended to read:

16       **4. Resident disabled veteran.** A resident disabled veteran may ~~apply to the~~  
17 ~~commissioner for one or more of the following complimentary permits and licenses: a~~  
18 ~~license to hunt with a firearm, a license to trap, a license to fish, archery hunting licenses~~  
19 ~~as provided in section 11109, subsection 7, a pheasant hunting permit as provided in~~  
20 ~~section 11156, a muzzle loading hunting permit as provided in section 11109, subsection~~  
21 ~~4, a migratory waterfowl permit under section 11157, a bear hunting permit under section~~  
22 ~~11151~~ obtain upon application, at no cost, all hunting, trapping and fishing licenses,  
23 including permits, stamps and other permission needed to hunt, trap and fish, and, upon  
24 meeting the qualifications as established in section 12853, subsection 4, a guide license.  
25 The commissioner shall issue the permit or permits or license or licenses all fishing,  
26 trapping and hunting licenses and permits requested under this subsection if the  
27 commissioner determines the applicant is a resident disabled veteran and is not otherwise  
28 ineligible to hold that permit or license. For the purposes of this subsection, "resident  
29 disabled veteran" means a person who:

30       A. Is a resident as defined in section 10001, subsection 53;

31       B. Is a veteran as defined in Title 37-B, section 505, subsection 2, paragraph A,  
32 subparagraph (3); and

33       C. Has a service-connected disability evaluated at:

34           (1) One hundred percent; or

35           (2) Seventy percent or more as a result of honorable military service and who  
36 has served in a combat zone during any armed conflict in which participants were  
37 exposed to war risk hazards as defined in 42 United States Code, Section 1711  
38 (b).

39       Each application must be accompanied by satisfactory evidence that the applicant meets  
40 the requirements of this subsection. An applicant for a license or permit under this  
41 section is subject to the provisions of this Part, including, but not limited to, a lottery or

1 drawing system for issuing a particular license or permit. A permit or license issued  
2 under this subsection remains valid for the life of the permit or license holder, as long as  
3 the permit or license holder continues to satisfy the residency requirement in section  
4 10001, subsection 53 and the permit or license is not revoked or suspended.

5 **Sec. 5. 12 MRSA §10853, sub-§14**, as enacted by PL 2007, c. 463, §2, is  
6 amended to read:

7 **14. Game warden killed in line of duty.** A complimentary license to hunt, trap  
8 and fish, including permits, stamps and other permissions needed to hunt, may be issued,  
9 upon application, to the spouse or child of a game warden who has been killed in the line  
10 of duty. These licenses must be issued in accordance with criteria established by the  
11 Maine Chiefs of Police Association and the Maine Law Enforcement Officer Memorial  
12 board, upon confirmation by the Game Warden Colonel that the applicant is qualified for  
13 such a license.

14 **Sec. 6. 12 MRSA §12460-A, sub-§3**, as enacted by PL 2005, c. 547, §1, is  
15 amended to read:

16 **3. Repeal.** This section is repealed July 1, ~~2009~~ 2012.

17 **Sec. 7. 12 MRSA §12763, sub-§3, ¶C**, as enacted by PL 2003, c. 414, Pt. A, §2  
18 and affected by c. 614, §9, is repealed.

19 **Sec. 8. 12 MRSA §12804, sub-§4**, as amended by PL 2003, c. 573, §7 and  
20 affected by c. 614, §9, is repealed.

21 **Sec. 9. 12 MRSA §12910, sub-§3**, as enacted by PL 2003, c. 414, Pt. A, §2 and  
22 affected by c. 614, §9, is repealed.

23 **Sec. 10. 12 MRSA §12910, sub-§4**, as affected by PL 2003, c. 614, §9 and  
24 amended by c. 655, Pt. B, §333 and affected by §422, is repealed.

25 **Sec. 11. 12 MRSA §12910, sub-§5**, as enacted by PL 2003, c. 655, Pt. B, §334  
26 and affected by §422, is repealed.

27 **Sec. 12. 12 MRSA §13104, sub-§12-A, ¶A**, as enacted by PL 2003, c. 655, Pt.  
28 B, §389 and affected by §422, is amended to read:

29 A. A person shall:

30 (1) Provide a registration certificate or an online registration receipt for  
31 inspection by any law enforcement officer on demand; and

32 (2) Display a registration number assigned to a snowmobile in such form and  
33 manner as the commissioner may determine, except that an antique snowmobile  
34 is not required to display registration numbers. A person may operate a  
35 snowmobile registered online without displaying a registration number until that  
36 person receives the registration certificate from the department or for 30 days  
37 after registering the snowmobile online, whichever occurs first.

38 **Sec. 13. 12 MRSA §13106-A, sub-§26**, as enacted by PL 2005, c. 73, §1, is  
39 amended to read:



COMMITTEE AMENDMENT "A" to S.P. 776, L.D. 1982

1           6. Provides a definition for "snowmobile trail" for purposes of the prohibition on  
2 operating a snowmobile left of the center on a snowmobile trail;

3           7. Changes the repeal date of the law that allows smelting on Mud Brook from July  
4 1, 2009 to July 1, 2012; and

5           8. Repeals provisions of the law that require certain reports regarding endangered  
6 species, whitewater rafting, gill nets, the Maine Wildlife Park Fund and the Saco River  
7 Corridor Fund to be submitted to the joint standing committee of the Legislature having  
8 jurisdiction over inland fisheries and wildlife matters.

FISCAL NOTE REQUIRED  
(See Attached)

**COMMITTEE AMENDMENT**



# 123rd MAINE LEGISLATURE

LD 1982

LR 2852(02)

An Act To Amend Certain Provisions of the Fish and Wildlife Laws

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

Fiscal Note Required: Yes

## Fiscal Note

	2007-08	2008-09	Projections 2009-10	Projections 2010-11
<b>Net Cost (Savings)</b>				
General Fund	\$0	(\$552)	(\$552)	(\$552)
<b>Revenue</b>				
General Fund	\$0	\$552	\$552	\$552

### Fiscal Detail and Notes

An increase in the all-terrain vehicle transfer fee of \$2 will result in additional revenue to the General Fund of \$522 per year.