

# MAINE STATE LEGISLATURE

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**AMS.**

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L.D. 2142

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Date: 2/19/8

(Filing No. H- 687)

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## INLAND FISHERIES AND WILDLIFE

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### STATE OF MAINE

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### HOUSE OF REPRESENTATIVES

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### 123RD LEGISLATURE

8

### SECOND REGULAR SESSION

9

10

COMMITTEE AMENDMENT "A" to H.P. 1522, L.D. 2142, Bill, "An Act To Amend the Law Governing Antlerless Deer Permits"

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

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

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**Whereas,** the ability of the Department of Inland Fisheries and Wildlife to manage Maine's antlerless deer population through the issuance of hunting permits is crucial to the overall health of Maine's deer population; and

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**Whereas,** the super pack license contains provisions regarding the harvest of antlerless deer that need to be enacted before the Department of Inland Fisheries and Wildlife can issue antlerless deer permits under that license; and

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**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 necessary for the preservation of the public peace, health and safety; now, therefore,'

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

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**'Sec. 1. 12 MRSA §11109-A, sub-§2,** as enacted by PL 2005, c. 477, §4, is repealed and the following enacted in its place:

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**2. Antlerless deer permit.** A super pack license includes:

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A. The opportunity to enter an antlerless deer permit lottery pursuant to section 11152 as afforded by a license contained within the super pack license subject to the conditions and restrictions placed on that license; and

B. An antlerless deer permit as provided under section 11152, except that it is valid only for antlerless deer in wildlife management districts in which at least 5,000 antlerless deer permits are issued. No more than 2.5% of those antlerless deer permits may be in the form of a super pack license. The commissioner shall implement a system for issuing antlerless deer permits under this subsection.

6       **Sec. 2. 12 MRSA §11109-A, sub-§3, ¶B**, as enacted by PL 2007, c. 163, §1 and  
7       affected by §3, is amended to read:

8 B. One deer in accordance with subsection 2, paragraph B; and

9       **Sec. 3. 12 MRSA §11109-A, sub-§3, ¶C**, as enacted by PL 2007, c. 163, §1 and  
10       affected by §3, is amended to read:

11 C. Three antlerless deer during the special archery season in accordance with section  
12 11402, subsection 4.

13       **Sec. 4. 12 MRSA §11152, sub-§4**, as enacted by PL 2003, c. 414, Pt. A, §2 and  
14       affected by c. 614, §9, is amended to read:

15 **4. Landowner consideration.** An antlerless deer permit system adopted by the  
16 commissioner pursuant to this section may include a provision giving special  
17 consideration to landowners who keep their lands open to hunting by the public. As part  
18 of the special consideration to those landowners, the commissioner shall provide at least  
19 25% of the available antlerless deer permits in a wildlife management district to eligible  
20 landowners that apply for an antlerless deer permit in that district. Any 2 or more areas  
21 of land owned by the same person that are open for hunting and that would be contiguous  
22 except for being divided by one or more roads are considered contiguous for the purposes  
23 of determining landowner eligibility for special consideration under this subsection.

24       **Emergency clause.** In view of the emergency cited in the preamble, this  
25       legislation takes effect when approved.'

## 26 SUMMARY

27 This amendment provides that a super pack license affords the holder with the same  
28 opportunity to enter an antlerless deer permit lottery as that person would have with an  
29 individual license that is contained in the super pack license. It limits the 3 deer that may  
30 be taken with a super pack license during the special archery season to antlerless deer  
31 only. The amendment also provides that landowners who allow hunting on their lands  
32 must receive at least 25% of the antlerless deer permits issued for a wildlife management  
33 district.

34 The amendment also adds an emergency preamble and emergency clause to the bill.