

# MAINE STATE LEGISLATURE

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Date: 5-26-09

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
124TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE OF CONFERENCE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 370, L.D. 525, Bill, "An Act To Reduce Misuse of Woodlands by the Public"

Amend the amendment by striking out everything after the title and before the summary and inserting the following:

'Amend the bill by striking out the title and substituting the following:

**'An Act To Amend the Law Regarding Littering on Public Lands'**

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

**'Sec. 1. 17 MRSA §2264-B, sub-§5,** as amended by PL 2007, c. 651, §21, is further amended to read:

**5. License suspension.** Surrender the person's motor vehicle operator's license for a period not exceeding 30 days and the person's hunting and fishing licenses issued by the Department of Inland Fisheries and Wildlife for a period of up to one year if the violation occurred in a state-owned wildlife management area as designated in Title 12, section 12708 or a wildlife sanctuary as designated in Title 12, section 12706. The court may suspend an operator's license for any violation of section 2264-A that involves the use of a motor vehicle.

**Sec. 2. Review and evaluation of the litter control laws.** The Joint Standing Committee on Criminal Justice and Public Safety shall review the State's litter control laws regarding the dumping of waste material or unwanted objects on public and private property without the permission of the landowner, including, but not limited to, the history of those litter control laws, the effectiveness of those laws in preventing such dumping and the prosecutorial statistics for those responsible for such dumping. The committee shall determine changes needed to the litter control laws, in particular the penalty structure, to reduce the occurrence of people dumping waste material or unwanted objects on public and private property without the permission of the landowner, which has become more frequent, resulting in significant disposal costs for landowners and driving private landowners to post their property. The committee shall also seek to increase the rates of successful prosecution of those responsible for such dumping. The

**CONFERENCE AMENDMENT**

R. G. S.

COMMITTEE OF CONFERENCE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 370, L.D. 525

1 Joint Standing Committee on Criminal Justice and Public Safety may submit legislation  
2 to the Second Regular Session of the 124th Legislature regarding this matter.'

3 **SUMMARY**

4 This is the Committee of Conference report. This amendment incorporates the  
5 provisions of Senate Amendment "A" regarding the removal of the court's authority to  
6 order the surrender of a hunting or fishing license. This amendment also adds language  
7 directing the Joint Standing Committee on Criminal Justice and Public Safety to review  
8 the State's litter control laws regarding the dumping of waste material or unwanted  
9 objects on public and private property without the permission of the landowner. It directs  
10 that committee to determine changes needed to the State's litter control laws, in particular  
11 the penalty structure, to enhance the effectiveness of those laws in preventing the  
12 dumping of waste material or other unwanted objects on public and private property  
13 without the permission of the landowner, and to increase the successful prosecution of  
14 those responsible for such dumping. It authorizes the Joint Standing Committee on  
15 Criminal Justice and Public Safety to submit legislation to the Second Regular Session of  
16 the 124th Legislature regarding this matter.

**FISCAL NOTE REQUIRED**  
(See attached)

**CONFERENCE AMENDMENT**



# 124th MAINE LEGISLATURE

LD 525

LR 1130(06)

An Act To Reduce Misuse of Woodlands by the Public

Fiscal Note for Committee Amendment "A" to Committee Amendment "A"  
Committee: Inland Fisheries and Wildlife  
Fiscal Note Required: Yes

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## Preliminary Fiscal Impact Statement

### Legislative Cost/Study

#### Legislative Cost/Study

The general operating expenses of this legislative review are projected to be \$1,625 in fiscal year 2009-10 based on the assumption that this review would require one additional unbudgeted meeting during the interim between legislative sessions. The Legislature's proposed budget includes \$10,000 in fiscal year 2009-10 for legislative studies. Whether the amounts are sufficient to fund all studies will depend on the number of studies authorized by the Legislative Council and the Legislature.