

MAINE STATE LEGISLATURE

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124th MAINE LEGISLATURE

FIRST REGULAR SESSION-2009

Legislative Document

No. 1099

S.P. 410

In Senate, March 25, 2009

**Resolve, Directing the Department of Inland Fisheries and Wildlife
To Conduct a Study To Identify All Publicly Owned Inland and
Coastal Water Access Sites**

Reference to the Committee on Inland Fisheries and Wildlife suggested and ordered printed.

Handwritten signature of Joy J. O'Brien in cursive.

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator DIAMOND of Cumberland.
Cosponsored by Representative PIEH of Bremen and
Senators: BLISS of Cumberland, GERZOFKY of Cumberland, GOOLEY of Franklin, HASTINGS of Oxford, McCORMICK of Kennebec, MILLS of Somerset, PLOWMAN of Penobscot, RAYE of Washington, RECTOR of Knox, SHERMAN of Aroostook, SIMPSON of Androscoggin, SMITH of Piscataquis, TRAHAN of Lincoln, Representatives: BECK of Waterville, BLODGETT of Augusta, BRIGGS of Mexico, BRYANT of Windham, CAIN of Orono, CASAVANT of Biddeford, CEBRA of Naples, CRAFTS of Lisbon, CRAY of Palmyra, CROCKETT of Bethel, CROCKETT of Augusta, DRISCOLL of Westbrook, EDGECOMB of Caribou, FINCH of Fairfield, FLOOD of Winthrop, FOSSEL of Alna, GILBERT of Jay, GILES of Belfast, HANLEY of Gardiner, HARLOW of Portland, HUNT of Buxton, KENT of Woolwich, KNAPP of Gorham, KNIGHT of Livermore Falls, LEGG of Kennebunk, LOVEJOY of Portland, MAGNAN of Stockton Springs, PEOPLES of Westbrook, PETERSON of Rumford, PINKHAM of Lexington Township, PRESCOTT of Topsham, RICHARDSON of Warren, SANBORN of Gorham, SAVIELLO of Wilton, SCHATZ of Blue Hill, SHAW of Standish, SIROIS of Turner, STRANG BURGESS of Cumberland, SUTHERLAND of Chapman, THOMAS of Ripley, TUTTLE of Sanford, WEAVER of York.

1 **Sec. 1. Contract for study. Resolved:** That the Commissioner of Inland
2 Fisheries and Wildlife, referred to in this resolve as "the commissioner," shall contract
3 with outside experts to conduct a study of all publicly owned inland and coastal water
4 access sites; and be it further

5 **Sec. 2. Procedures to be used. Resolved:** That a contract awarded pursuant to
6 this resolve must be awarded in accordance with applicable state laws, rules and
7 procedures relating to the purchase of services and awarding of contracts. The
8 Department of Inland Fisheries and Wildlife, referred to in this resolve as "the
9 department," shall establish a panel to assist in developing the scope of work and
10 evaluating and selecting a proposal. The panel must include appropriate department staff
11 and up to 5 people representing statewide organizations with an interest in the
12 management of fisheries and marketing of recreational fishing; and be it further

13 **Sec. 3. Scope of work. Resolved:** That the study must include, but not be
14 limited to, identifying sites that provide both walk-in and watercraft launching access to
15 coastal and inland waters, creating a map of all sites and describing the type of access at
16 each site and the legal rights of the public at each site; and be it further

17 **Sec. 4. Funding. Resolved:** That the commissioner may accept grants and
18 donations for the work required pursuant to this resolve and expend those funds as
19 necessary to accomplish the purpose of this resolve. If adequate funds are not secured,
20 the commissioner may at the commissioner's discretion terminate this work; and be it
21 further

22 **Sec. 5. Report required. Resolved:** That the commissioner shall submit a
23 report of work conducted in response to this resolve and any findings and
24 recommendations to the joint standing committee of the Legislature having jurisdiction
25 over inland fisheries and wildlife matters by December 1, 2010. The joint standing
26 committee of the Legislature having jurisdiction over inland fisheries and wildlife matters
27 may submit a bill during the First Regular Session of the 125th Legislature on matters
28 relating to the report.

29 SUMMARY

30 This resolve requires the Commissioner of Inland Fisheries and Wildlife to contract
31 with outside experts to conduct a study of all publicly owned inland and coastal water
32 access sites, including walk-in and watercraft launching sites, to create a map of all sites
33 and to identify the public's access opportunities and rights at each site.