

MAINE STATE LEGISLATURE

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125th MAINE LEGISLATURE

SECOND REGULAR SESSION-2012

Legislative Document

No. 1732

S.P. 592

In Senate, January 4, 2012

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

Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 204.
Reference to the Committee on Inland Fisheries and Wildlife suggested and ordered
printed.

Joseph G. Carleton Jr.

JOSEPH G. CARLETON, JR.
Secretary of the Senate

Presented by Senator MARTIN of Kennebec.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 12 MRSA §10801, sub-§6, ¶A,** as enacted by PL 2003, c. 414, Pt. A, §2
3 and affected by c. 614, §9, is repealed.

4 **Sec. 2. 12 MRSA §11152, sub-§3, ¶A,** as enacted by PL 2003, c. 414, Pt. A, §2
5 and affected by c. 614, §9, is repealed.

6 **Sec. 3. 12 MRSA §11152, sub-§4,** as amended by PL 2007, c. 492, §4, is further
7 amended to read:

8 **4. Landowner consideration.** An antlerless deer permit system adopted by the
9 commissioner pursuant to this section may include a provision giving special
10 consideration to landowners who keep their lands open to hunting by the public. As part
11 of the special consideration to those landowners, the commissioner shall provide at least
12 25% of the available antlerless deer permits in a wildlife management district to eligible
13 landowners that apply for an antlerless deer permit in that district. Any 2 or more areas
14 of land owned by the same person that are open for hunting and that would be contiguous
15 except for being divided by one or more roads are considered contiguous for the purposes
16 of determining landowner eligibility for special consideration under this subsection. For
17 purposes of this subsection, "eligible landowner" includes any shareholder in an
18 association of landowners or in a corporation that qualifies under the United States
19 Internal Revenue Code as an S corporation if the principal business of the corporation or
20 association is forestry or agriculture and the land is 25 or more contiguous acres in size, is
21 agricultural, forested or undeveloped land and is open to hunting, including hunting by
22 permission. Dependents of shareholders are not eligible for special consideration under
23 this subsection.

24 **Sec. 4. 12 MRSA §13060,** as repealed and replaced by PL 2009, c. 340, §19, is
25 repealed.

26 **Sec. 5. 12 MRSA §13060-A** is enacted to read:

27 **§13060-A. Temporary registration certificate**

28 **1. Twenty-day certificate.** The commissioner may issue temporary registration
29 certificates to a registered dealer, who may, upon the sale or exchange of a boat, issue a
30 temporary registration certificate to a new owner in order to allow the new owner to
31 operate the boat for a period of 20 consecutive days after the date of sale in lieu of a
32 permanent number as required by this chapter. The fee for each temporary registration
33 certificate is \$1.

34 **2. Penalty.** A person who operates a boat with an expired temporary registration
35 certificate commits a civil violation for which a fine of not less than \$50 nor more than
36 \$250 may be adjudged.

1 **SUMMARY**

2 This bill removes a penalty of 18% annual interest for each day a license agent is
3 delinquent in forwarding collected fees to the Commissioner of Inland Fisheries and
4 Wildlife.

5 The bill also removes language that prohibits the percentage of antlerless deer
6 permits issued to nonresident and alien hunters from exceeding the average percentage of
7 applicants for antlerless deer permits over the previous 3 years who were nonresidents or
8 aliens.

9 The bill establishes that a shareholder in a landowner association or in an S
10 corporation that owns a certain amount and type of land is eligible to apply for an
11 antlerless deer permit as a landowner.

12 The bill enacts a penalty provision for operating a boat with an expired temporary
13 registration certificate.