MAINE STATE LEGISLATURE

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1	L.D. 275
2	Date: 4/9/15 Majority (Filing No. H-6/)
3	INLAND FISHERIES AND WILDLIFE
4	Reproduced and distributed under the direction of the Clerk of the House.
5	STATE OF MAINE
6	HOUSE OF REPRESENTATIVES
7	127TH LEGISLATURE
8	FIRST REGULAR SESSION
9 10	COMMITTEE AMENDMENT "A" to H.P. 193, L.D. 275, Bill, "An Act To Remove Crossbows from the Restriction on Discharging Weapons near Buildings"
11	Amend the bill by striking out the title and substituting the following:
12 13	'An Act To Allow the Use of a Crossbow for Recreational Target Practice within 100 Yards of a Building without the Owner's Permission'
14 15	Amend the bill by striking out everything after the enacting clause and before the summary and inserting the following:
16 17	'Sec. 1. 12 MRSA §11209, as amended by PL 2013, c. 538, §26, is further amended to read:
18	§11209. Discharge of firearm near dwelling or building
19	1. Prohibition. A person may not:
20 21 22 23 24 25	A. Unless a relevant municipal ordinance provides otherwise and except as provided in <u>subsection 3 and</u> sections 12401 and 12402, discharge a firearm, including a muzzle-loading firearm, or crossbow or cause a projectile to pass as a result of that discharge within 100 yards of a building or residential dwelling without the permission of the owner or, in the owner's absence, of an adult occupant of that building or dwelling authorized to act on behalf of the owner; or
26 27	B. Possess a wild animal or wild bird taken in violation of this subsection, except as otherwise provided in this Part.
28 29	This subsection may not be construed to prohibit a person from killing or taking a wild animal in accordance with sections 12401 and 12402.
30 31 32	For purposes of this subsection section, "building" means any residential, commercial, retail, educational, religious or farm structure that is designed to be occupied by people or domesticated animals or is being used to shelter machines or harvested crops.
33 34	For purposes of this subsection section, "projectile" means a bullet, pellet, shot, shell, ball, bolt or other object propelled or launched from a firearm or crossbow.

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3. Target practice; crossbow. Unless otherwise prohibited, a landowner or the landowner's invitee may discharge a crossbow for recreational target practice purposes on the landowner's property within 100 yards of a building or residential dwelling without the permission of the owner of that building or dwelling. Nothing in this subsection authorizes a landowner or the landowner's invitee to cause a projectile discharged from a crossbow to enter property owned by another person.'

2. Penalty. A person who violates subsection 1 commits a Class E crime.

SUMMARY

This amendment replaces the bill. Current law prohibits the discharge of a firearm or crossbow within 100 yards of a building or residential dwelling owned by another without the permission of the owner. This amendment allows a landowner or the landowner's invitee to discharge a crossbow for recreational target practice purposes on the landowner's property within 100 yards of a building or residential dwelling owned by another without the permission of the owner.

FISCAL NOTE REQUIRED (See attached)

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127th MAINE LEGISLATURE

LD 275

LR 1684(02)

An Act To Remove Crossbows from the Restriction on Discharging Weapons near Buildings

Fiscal Note for Bill as Amended by Committee Amendment 'H'(H-6))

Committee: Inland Fisheries and Wildlife

Fiscal Note Required: Yes

Fiscal Note

Minor savings - General Fund Minor revenue decrease - General Fund

Correctional and Judicial Impact Statements

Eliminates Class E crimes.

A reduction in fines will decrease General Fund revenue by minor amounts.