

MAINE STATE LEGISLATURE

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Date: 4/14/17

(Filing No. S-30)

Majority
INLAND FISHERIES AND WILDLIFE

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STATE OF MAINE
SENATE
128TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 91, L.D. 305, Bill, "An Act To Require Permits for Wildlife in Captivity and Notification of the Escape of Exotic Wildlife in Captivity"

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

'An Act To Increase the Penalty for Allowing Wildlife in Captivity To Escape in Violation of a Permit Requirement'

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

Sec. 1. 12 MRSA §12151, sub-§2, as amended by PL 2015, c. 374, §§3 and 4, is further amended to read:

2. Penalties. ~~The~~ Except as provided in section 12152, subsection 7, the following penalties apply to violations of this section.

A. A person who violates subsection 1 commits a civil violation for which a fine of not less than \$500 may be adjudged.

B. A person who violates subsection 1 after having been adjudicated as having committed 3 or more civil violations under this Part within the previous 5-year period commits a Class E crime.

C. The department may seize fish or wildlife in accordance with sections 10502 and 10503 from a person who violates subsection 1.

Sec. 2. 12 MRSA §12152, sub-§7 is enacted to read:

7. Escaped wildlife prohibition; penalty. A person may not allow wildlife in captivity to escape that person's possession or control in violation of:

A. Rules adopted pursuant to subsection 5; or

B. An additional permit condition or requirement assigned pursuant to subsection 6.

COMMITTEE AMENDMENT

1 Notwithstanding section 12151, subsection 2, a person who violates this subsection
2 commits a Class E crime.'

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SUMMARY

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This amendment changes the title and replaces the bill. The bill provides that a permit is required to import exotic wildlife or possess wildlife in the State or receive exotic wildlife and stipulates the requirements for that permit. The amendment provides that a person who allows wildlife in captivity to escape that person's possession or control in violation of rules governing keeping wildlife in captivity or an additional permit condition or requirement commits a Class E crime.

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FISCAL NOTE REQUIRED
(See attached)



128th MAINE LEGISLATURE

LD 305

LR 590(02)

An Act To Require Permits for Wildlife in Captivity and Notification of the Escape of Exotic Wildlife in Captivity

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Inland Fisheries and Wildlife

Fiscal Note Required: Yes

(S-30)

Fiscal Note

Minor cost increase - General Fund
Minor revenue increase - General Fund

Correctional and Judicial Impact Statements

Establishes new Class E crimes.

The collection of additional fines may also increase General Fund revenue by minor amounts.