

# MAINE STATE LEGISLATURE

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Date: 3/21/18 Minority L.D. 630 (Filing No. H-661)

INLAND FISHERIES AND WILDLIFE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
128TH LEGISLATURE  
SECOND REGULAR SESSION

COMMITTEE AMENDMENT "D" to H.P. 446, L.D. 630, Bill, "An Act To Expand Opportunities for Moose Permit Winners To Swap Their Permits"

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

'An Act To Prohibit Third Parties from Facilitating Transfers of Moose Permits'

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

'Sec. 1. 12 MRSA §11110, as repealed and replaced by PL 2015, c. 301, §14, is amended to read:

§11110. Transfer of hunting areas or zones

1. Transfer permitted. A person who has been assigned a designated hunting area, zone or season by the department for purposes of hunting a game animal may exchange that designated zone, area or season with another person assigned a different hunting zone, area or season for the same game animal for purposes of hunting that same game animal. The department may assist in the exchange to ensure that the permit holders meet the requirements of section 10756, but the State bears no responsibility for enforcing the terms of the exchange between the permit holders. The commissioner may adopt rules to implement this section. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

~~2. Transfer of moose permit for consideration prohibited. Notwithstanding subsection 1, the holder of a moose permit who has been assigned a designated hunting area, zone or season by the department may not exchange that designated zone, area or season with another person assigned a different hunting zone, area or season for any consideration other than the other person's different hunting zone, area or season. A person who violates this subsection commits a Class D crime.~~

3. Facilitating transfer of a moose permit prohibited. A person may not facilitate the exchange of moose permits between holders of moose permits who are exchanging

COMMITTEE AMENDMENT

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COMMITTEE AMENDMENT "D" to H.P. 446, L.D. 630

1 those permits pursuant to subsection 1. A person who violates this subsection commits a  
2 Class E crime.'

3 **SUMMARY**

4 This amendment, which is the minority report of the committee, replaces the bill. The  
5 bill repeals the prohibition on exchanging a moose permit for consideration and directs  
6 the Department of Inland Fisheries and Wildlife to establish an online transfer system for  
7 permits. The amendment removes the provision of the bill that directs the department to  
8 establish an online transfer system for permits, but, like the bill, the amendment repeals  
9 the prohibition on exchanging moose permits for consideration. This amendment  
10 prohibits persons other than the holders of moose permits who are exchanging hunting  
11 zones, areas or seasons to facilitate the exchange. The amendment establishes that a  
12 person who facilitates an exchange of moose permits commits a Class E crime. The  
13 amendment clarifies that the State bears no responsibility for enforcing the terms of an  
14 exchange between the permit holders.

**FISCAL NOTE REQUIRED**  
**(See attached)**

**COMMITTEE AMENDMENT**



# 128th MAINE LEGISLATURE

LD 630

LR 1282(10)

An Act To Expand Opportunities for Moose Permit Winners To Swap Their Permits

Fiscal Note for Bill as Amended by Committee Amendment *D(H-661)*

Committee: Inland Fisheries and Wildlife

Fiscal Note Required: Yes

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## Fiscal Note

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

### Correctional and Judicial Impact Statements

Eliminates Class D crimes; Establishes new Class E crimes  
These changes may impact General Fund fine revenue by minor amounts.

### Fiscal Detail and Notes

Any additional costs to the Department of Inland Fisheries and Wildlife to implement the provisions of this bill are anticipated to be minor and can be absorbed within existing budgeted resources.