

# MAINE STATE LEGISLATURE

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5/26/17  
R O F S

L.D. 1497

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Date: 5/26/17

(Filing No. H-322)

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## INLAND FISHERIES AND WILDLIFE

4

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### STATE OF MAINE

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### HOUSE OF REPRESENTATIVES

7

### 128TH LEGISLATURE

8

### FIRST REGULAR SESSION

9

COMMITTEE AMENDMENT "A" to H.P. 1030, L.D. 1497, Bill, "An Act To  
10 Correct and Clarify Maine's Fish and Wildlife Laws"

11

Amend the bill in section 5 in subsection 8 in the 7th line (page 2, line 37 in L.D.) by  
12 inserting after the following: "reservation" the following: 'chief or'

13

Amend the bill in section 11 in paragraph A in subparagraph (1) in the last line (page  
14 4, line 9 in L.D.) by striking out the following: "duty; or" and inserting the following:  
15 'duty; or.'

16

Amend the bill in section 11 in paragraph A by striking out all of subparagraph (2)  
17 (page 4, lines 10 and 11 in L.D) and inserting the following:

18

~~'(2) Firearms using the .22 caliber rimfire cartridge or to any autoloading pistol  
19 having a barrel less than 8 inches in length;'~~

20

Amend the bill in section 11 in paragraph D in subparagraph (1) in the last line (page  
21 4, line 24 in L.D.) by striking out the following: "duty; or" and inserting the following:  
22 'duty; or.'

23

Amend the bill in section 11 in paragraph D by striking out all of subparagraph (2)  
24 (page 4, lines 25 and 26 in L.D) and inserting the following:

25

~~'(2) Firearms using the .22 caliber rimfire cartridge or to any autoloading pistol  
26 having a barrel less than 8 inches in length;'~~

27

Amend the bill in section 11 in paragraph E in subparagraph (1) in the last line (page  
28 4, line 30 in L.D.) by striking out the following: "duty; or" and inserting the following:  
29 'duty; or.'

30

Amend the bill in section 11 in paragraph E by striking out all of subparagraph (2)  
31 (page 4, lines 31 and 32 in L.D) and inserting the following:

32

~~'(2) Firearms using the .22 caliber rimfire cartridge or to any autoloading pistol  
33 having a barrel less than 8 inches in length;'~~

34

Amend the bill by striking out all of sections 14 and 15.

1 Amend the bill in section 17 in subsection 3 in paragraph A in the 3rd line (page 6,  
2 line 18 in L.D.) by inserting after the following: "reservation" the following: 'chief or'

3 Amend the bill by inserting after section 23 the following:

4 '**Sec. 24. 12 MRSA §12661, sub-§3**, as amended by PL 2011, c. 253, §32, is  
5 further amended to read:

6 **3. Removal of abandoned ice fishing shacks.** A person may not leave a structure  
7 on another person's land without permission from the landowner. Notwithstanding the  
8 provisions of Title 33, chapter 41 and Title 17, section 2263-A, a landowner on whose  
9 property an ice fishing shack is left in violation of this section ~~and Title 17, section~~  
10 ~~2263-A~~ may remove or destroy the shack. The landowner may recover any costs of  
11 removing or destroying the shack from the owner of the shack in a civil action.'

12 Amend the bill by inserting after section 25 the following:

13 '**Sec. 26. 12 MRSA §13104, sub-§5**, as amended by PL 2005, c. 12, Pt. III, §41,  
14 is further amended to read:

15 **5. Antique snowmobile registration fee.** A ~~resident person~~ person who owns a  
16 snowmobile that is more than 25 years old and that is substantially maintained in original  
17 or restored condition may register that snowmobile under this subsection as an antique  
18 snowmobile. An antique snowmobile registration authorizes that snowmobile to be  
19 operated only for the purpose of traveling to, returning from and participating in an  
20 exhibition, parade or other event of interest to the public or for occasional personal use.  
21 The fee for an antique snowmobile registration is \$33. An antique snowmobile  
22 registration is valid until the ownership of that antique snowmobile is transferred to  
23 another person. Upon the transfer of ownership, the new owner may reregister that  
24 snowmobile as an antique snowmobile by paying the \$33 antique snowmobile  
25 registration fee. The registration fee for an antique snowmobile is allocated according to  
26 section 10206, subsection 2, paragraph A.'

27 Amend the bill by relettering or renumbering any nonconsecutive Part letter or  
28 section number to read consecutively.

29 **SUMMARY**

30 This amendment repeals provisions of law that allow hunting with firearms using the  
31 .22 caliber rimfire cartridge or any autoloading pistol having a barrel less than 8 inches in  
32 length when the firearm is an automatic firearm or the cartridges contain tracer bullets or  
33 explosive bullets. The amendment removes provisions of the bill affecting turkey bag  
34 limits and time limits on certain turkey hunting methods. The amendment allows a  
35 landowner to remove an ice shack placed on the landowner's property without permission  
36 immediately, rather than requiring the landowner to wait 15 days for the ice shack to be  
37 considered abandoned, which current law requires. The amendment provides that any  
38 person, rather than residents only, may register a snowmobile that is more than 25 years  
39 old as an antique snowmobile.

40 **FISCAL NOTE REQUIRED**

41 (See attached)



# 128th MAINE LEGISLATURE

LD 1497

LR 688(02)

An Act To Correct and Clarify Maine's Fish and Wildlife Laws

Fiscal Note for Bill as Amended by Committee Amendment *A(H-322)*  
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

Establishes new Class E crimes.

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

### Fiscal Detail and Notes

Any additional costs to the Department of Inland Fisheries and Wildlife (DIFW) as a result of clarifications to fish and wildlife laws are anticipated to be minor and can be absorbed within existing budgeted resources. The removal of fees for trapping licenses issued by DIFW employees is anticipated to reduce General Fund revenue by a minor amount. The \$1 increase in resident and nonresident apprentice trapper license fees is anticipated to increase General Fund revenue by a minor amount.