

MAINE STATE LEGISLATURE

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INLAND FISHERIES AND WILDLIFE

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STATE OF MAINE

SENATE

129TH LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to S.P. 610, L.D. 1804, Bill, "An Act Regarding the Baiting of Deer"

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

Sec. 1. 12 MRSA §10659, sub-§2, as enacted by PL 2017, c. 225, §1, is amended to read:

2. Penalty. A person who violates subsection 1 commits a ~~Class E crime~~ a civil violation for which a fine of not less than \$500 nor more than \$1,000 may be adjudged.

Sec. 2. 12 MRSA §10902, sub-§7-C, as amended by PL 2017, c. 355, §1, is further amended to read:

7-C. Hunting deer over bait. A hunting license of a person ~~convicted~~ adjudicated of placing or hunting over bait in violation of section 11452, subsection 1 must be revoked, and that person is ineligible to obtain a hunting license as follows:

A. For a first offense, for a period of one year from the date of ~~conviction~~ adjudication; and

B. For a 2nd offense, for a period of 2 years from the date of ~~conviction~~ adjudication.

Sec. 3. 12 MRSA §11452, sub-§2, as enacted by PL 2003, c. 655, Pt. B, §171 and affected by §422, is amended to read:

2. Penalty. A person who violates subsection 1 commits a ~~Class E crime~~ civil violation for which a fine of not less than \$500 nor more than \$1,000 may be adjudged.

SUMMARY

This amendment replaces the bill, which is a concept draft. The amendment changes the penalty from a Class E crime to a civil violation for which a fine of not less than \$500 nor more than \$1,000 may be adjudged for the following violations:

COMMITTEE AMENDMENT

1 1. Placing salt or any other bait or food to entice deer from June 1st to the start of an
2 open hunting season on deer and, if all open hunting seasons on deer are closed before
3 December 15th, from the close of the last open hunting season on deer to December 15th;
4 and

5 2. Hunting from an observation stand or blind overlooking salt, grain, fruit, nuts or
6 other foods known to be attractive to deer during an open hunting season on deer.

7 For consistency in language, the amendment makes a technical change to the
8 provision regarding license revocation for hunting deer over bait to clarify that the
9 revocation commences on the date of adjudication.

10 Nothing in the amendment impedes the authority of the Commissioner of Inland
11 Fisheries and Wildlife to suspend or impose penalties for violations of laws regarding the
12 placing of bait for the purpose of enticing deer or regarding the hunting of deer over bait.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



129th MAINE LEGISLATURE

LD 1804

LR 2532(02)

An Act Regarding the Baiting of Deer

Fiscal Note for Bill as Amended by Committee Amendment "A" (S-4/7)
Committee: Inland Fisheries and Wildlife
Fiscal Note Required: Yes

Fiscal Note

No net cost impact - General Fund
Minor revenue decrease - General Fund
Minor revenue decrease - Other Special Revenue Funds

Correctional and Judicial Impact Statements

Minor reduction of workload associated with the minimal number of cases that will no longer be filed in the court system.
Reductions in the collection of fine and/or fee revenue may decrease General Fund and other dedicated revenue by

Fiscal Detail and Notes

Any additional costs to the Department of Inland Fisheries and Wildlife as a result of changes to the penalties for violations of laws regarding the placing of bait for the purpose of enticing deer or regarding the hunting of deer over bait are anticipated to be minor and can be absorbed within existing budgeted resources.