

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 1-452

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
IN ACCORDANCE WITH MAINE REVISED STATUTES
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1983

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

CHAPTER 401

H.P. 1227 - L.D. 1621

AN ACT to Regulate the Season on
Coyotes.

Be it enacted by the People of the State of Maine as follows:

12 MRSA §7108 is enacted to read:

§7108. Coyote hunting permit

1. Eligibility. Any person who possesses a valid hunting license is eligible to obtain a permit from the commissioner to hunt coyotes at night, except that no permit may be issued to any person who has been convicted of a violation of section 7406, subsection 5.

2. Issuance. The commissioner shall issue a permit to hunt coyotes at night to eligible persons without any charge or fee.

3. Open season. Notwithstanding section 7406, subsection 5, there shall be an open season for hunting coyotes at night in all counties of the State from January 1st to February 28th. The commissioner may terminate this open season at any time in any area if, in his opinion, an immediate emergency action is necessary due to adverse weather conditions or illegal hunting activity.

4. Restrictions. The following restrictions apply during the open season for hunting coyotes at night.

A. All hunting shall be limited to the hours between 1/2 hour after sunset and 9 p.m., and to the hours between 4 a.m. and 1/2 hour before sunrise.

B. All hunting shall be limited to the use of shotguns only.

C. All hunting shall be limited to areas where the ground is completely covered with snow and to ice covered bodies of water.

D. No person may hunt coyotes at night within 100 yards of any motor driven vehicle.

E. Any person hunting coyotes at night shall be

in possession of an electronic, hand-held or mouth-operated predator calling device.

5. Revocation. Any hunting license of a person convicted of a violation of any of the provisions of this section shall be revoked and he shall not be eligible to obtain any hunting license for a period of one year from the date of conviction.

6. Repeal. This section is repealed on April 1, 1986.

Effective September 23, 1983.

CHAPTER 402

H.P. 1231 - L.D. 1635

AN ACT to Clarify Independent Contractor Status Under the Workers' Compensation Act.

Be it enacted by the People of the State of Maine as follows:

39 MRSA §2, sub-§5, ¶A, as amended by PL 1981, c. 283, §2, is further amended to read:

A. "Employee" shall include officials of the State, counties, cities, towns, water districts and all other quasi-public corporations of a similar character, every duly elected or appointed executive officer of a private corporation, other than a charitable, religious, educational or other nonprofit corporation, and every person in the service of another under any contract of hire, express or implied, oral or written, except:

(1) Persons engaged in maritime employment, or in interstate or foreign commerce, who are within the exclusive jurisdiction of admiralty law or the laws of the United States; and persons operating as sternmen as defined in Title 36, section 5102, subsection 8-A-*j*;

(2) Any person whose employment is not in the usual course of the business, profession, trade or occupation of his employer. An independent contractor. Firefighters and policemen shall be deemed employees within the meaning of this Act. Employers who hire workmen within this State to work outside