

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST REGULAR SESSION

December 3, 1986 to June 30, 1987

Chapters 1-542

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Twin City Printery
Lewiston, Maine
1987

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION
of the
ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

AN ACT to Regulate Motor Vehicles on Lakes, Ponds or Reservoirs Used to Supply Drinking Water.

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

Sec. 1. 22 MRSA §2649 is enacted to read:

§2649. Protection of public water supplies over winter

1. Petition for rules. Any water utility, water district or municipality which relies on surface water for its water supply may petition the Commissioner of Inland Fisheries and Wildlife to promulgate rules to regulate the size and range of motor vehicles which may be permitted on the ice of any reservoir or surface water which is used as a public water supply. The petitioner must supply the technical information in support of the decision. The commissioner shall promulgate only such rules as are reasonable and necessary to protect the public water supply. These rules shall be promulgated in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375, after a public hearing in the affected area.

2. Existing rules. Any rules that are adopted must be at least as strict as those already in existence for that body of water. Nothing in this section may be construed to limit in any way the authority of the municipal officers to enact ordinances under Title 30, section 2151, subsection 7, or any private and special law granting a water utility or municipality greater control for protecting its public water supply than those set forth in this section.

3. Violation. Any violation of the rules promulgated under this section is a civil violation for which a forfeiture of not more than \$100 may be adjudged for each violation.

Sec. 2. Allocation. The following funds are allocated from Dedicated Revenues of the Department of Inland Fisheries and Wildlife to carry out the purposes of this Act.

	1987-88	1988-89
<u>INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF</u>		
Office of the Commissioner		
All Other	\$1,200	\$1,200

This allocation provides funds for anticipated expenses related to the promulgation of rules.

Effective September 29, 1987.

CHAPTER 354

H.P. 914 — L.D. 1226

AN ACT to Require Archery Hunter Training.

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

Sec. 1. 12 MRSA §7102, sub-§§7 and 8 are enacted to read:

7. Archery hunter training program requirements. Any person who applies for an archery hunting license, other than a junior license, shall submit proof of having successfully completed an education course of the type described in subsection 8 and approved by the commissioner, or satisfactory evidence of having previously held an adult archery hunting license in this State or any other state, province or country in any year after 1977, or having successfully completed a hunter safety course as provided in section 7035, subsection 10.

When proof or evidence cannot otherwise be provided, the person may substitute a signed affidavit that he has previously held the required adult archery hunting license or that he has successfully completed the required archery hunter education course.

8. Archery hunter education program established. The commissioner shall establish a program for training individuals in safe and responsible archery hunting skills and behavior. This program shall include instruction in fisheries and wildlife laws, rights of landowners and hunters and appropriate principles of wildlife management. The commissioner may charge an enrollment fee of up to \$10 per person to help defray the costs of this program. The commissioner may cooperate with any public or private association dedicated to responsible and safe archery hunting to establish this program.

In establishing the program, the commissioner shall:

- A. Prescribe the qualifications of instructors;
- B. Provide liability insurance for each instructor authorized by the commissioner to conduct these programs protecting him from liability for damages during the time when instruction is being given. The cost of this insurance shall be borne by the State and shall be a charge against the funds credited to the department;
- C. Prescribe the type and length of instruction and the time and place of examinations; and
- D. Issue a certificate of competency to individuals who successfully complete the examination.

This subsection shall take effect January 1, 1989.

Sec. 2. Allocation. The following funds are allocated from dedicated revenues to the Department of Inland Fisheries and Wildlife.

