

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

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

December 7, 1988 to July 1, 1989

Chapters 1 - 502

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
SEPTEMBER 30, 1989

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

J.S. McCarthy Company
Augusta, Maine
1989

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

of the
ONE HUNDRED AND FOURTEENTH LEGISLATURE

1989

9. Appropriation. The amount of funds appropriated to the department in each fiscal year shall not be less than the dollar amount collected, received or recovered by the department from license and permit fees, fines, penalties and all other money received by the department, except for money relating to watercraft, snowmobile and all-terrain vehicle laws and rules as provided in subsections 6, 7 and 8, and any funds received from the Federal Government.

Sec. 6. 12 MRSA §7910, sub-§§10 and 11 are enacted to read:

10. Review of budget. The joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife shall review that part of the current services budget bill and any supplemental budget bills pertaining to the department in accordance with Title 5, section 522-A.

11. Review of license and permit fees, fines and penalties. The joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife shall review license and permit fees, fines, penalties and all other money received by the department and shall submit a written report to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs on or before March 1st of each year beginning in 1990.

Sec. 7. Transition provision. The Governor shall submit legislation by January 1, 1990, necessary to carry out the intent of this Act with regard to appropriating funds from the General Fund and deallocating funds from the Other Special Revenue account. Encumbered balances as of June 30, 1990, in the Other Special Revenue accounts affected by this Act shall be transferred to appropriate General Fund accounts in fiscal year 1990-91.

Sec. 8. Effective date. Sections 1, 6 and 7 shall take effect January 1, 1990. Sections 2, 3, 4 and 5 shall take effect July 1, 1990.

Effective as indicated.

CHAPTER 440

H.P. 181 - L.D. 246

An Act Concerning Agents Selling Hunting and Fishing Licenses

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

12 MRSA §7072, sub-§3, as amended by PL 1985, c. 304, §3, is further amended to read:

3. Agents for the purpose of selling licenses to nonresidents. Agents, other than clerks of towns, for the purpose of selling licenses to nonresidents shall be appointed as follows:

A. The commissioner ~~shall~~ may designate as an agent for the purpose of selling nonresident licenses any business ~~located in the State~~ which submits a complete application, is credit worthy and has not violated any provision of this Part. ~~A business, the agency of which is revoked, may reapply for an agency for the 2nd year following the last year it held an agency. The commissioner may, subject to this subsection, establish agents outside this State for the purpose of selling nonresident licenses.~~

B. ~~An applicant for an agency shall submit a nonrefundable \$30 application fee with the application and a \$30 fee each year thereafter for renewal.~~

C. ~~The commissioner may waive the \$30 fee for an agency selling 50 licenses or less annually, located in a geographical area where no other agency exists and where the commissioner determines that an agency is necessary to serve the needs of nonresident hunters and fishermen.~~

D. The commissioner shall promulgate rules in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375, governing the establishment of criteria for the selection of agents to issue licenses and permits to nonresidents.

See title page for effective date.

CHAPTER 441

H.P. 1057 - L.D. 1479

An Act to Promote Landowner Relations

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the landowner relations program may be implemented during the fall of 1989 and this will require development of the program as soon as possible; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 12 MRSA §7035, sub-§13 is enacted to read:

13. Landowner relations. As soon as resources become available, the commissioner shall develop and implement a program of landowner relations. In developing this program, the commissioner shall review what other states have done to develop good relationships between