

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SEVENTEENTH LEGISLATURE

FIRST REGULAR SESSION
December 7, 1994 to June 30, 1995

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 29, 1995

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
1995

Sec. 1. 17-A MRSA §805, sub-§1, as enacted by PL 1975, c. 499, §1, is amended to read:

1. A person is guilty of aggravated criminal mischief if ~~he~~ that person intentionally ~~or,~~ knowingly or recklessly:

A. Damages or destroys property of another in an amount exceeding \$1,000 in value, having no reasonable ground to believe that ~~he~~ the person has a right to do so; ~~or~~

B. Damages or destroys property in an amount exceeding \$1,000 in value, to enable any person to collect insurance proceeds for the loss caused; ~~or~~

C. Damages, destroys or tampers with the property of a law enforcement agency, fire department or supplier of gas, electric, steam, water, transportation, sanitation or communication services to the public, having no reasonable ground to believe that ~~he~~ the person has a right to do so, and thereby causes a substantial interruption or impairment of service rendered to the public; or

D. Damages, destroys or tampers with property of another and thereby recklessly endangers human life.

Sec. 2. 17-A MRSA §807, as enacted by PL 1993, c. 83, §1, is repealed.

See title page for effective date.

CHAPTER 435

H.P. 382 - L.D. 517

An Act to Repeal the Retail Seed Dealer's License

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

Sec. 1. 7 MRSA §1044-A, first ¶, as enacted by PL 1979, c. 672, Pt. A, §25, is amended to read:

For the purpose of providing revenues to defray the expense of the inspection and analysis prescribed in this subchapter, the commissioner shall license ~~retail seed dealers and~~ seed labelers. The commissioner shall prescribe the license application form. License fees established under this subchapter may be collected on other than an annual basis if the ~~licenses~~ license required in this section ~~are~~ is issued in conjunction with a ~~nurseryman's~~ nursery operator's license issued under Title 32, section 1901.

Sec. 2. 7 MRSA §1044-A, sub-§1, as enacted by PL 1979, c. 672, Pt. A, §25, is repealed.

Sec. 3. Effective date. This Act takes effect on July 1, 1996.

Effective July 1, 1996.

CHAPTER 436

H.P. 148 - L.D. 196

An Act to Develop the Landowner Relations Program

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

Sec. 1. 12 MRSA §7035, sub-§13, as enacted by PL 1989, c. 441, §1, is repealed and the following enacted in its place:

13. Landowner relations program. The commissioner shall develop and implement a program to improve landowner relations. The program must foster public use of private land for hunting and fishing and promote high standards of courtesy, respect and responsibility by hunters and anglers for private lands and prevent abuse of private lands by hunters and anglers. The program must have the following 2 components:

A. A program that supports landowners, called the Support Landowners Program. Twelve dollars of each \$15 collected under section 7101, subsection 5-A, section 7133, subsection 4-A and section 7151, subsection 5-A is dedicated to the Support Landowners Program. The Support Landowners Program may:

- (1) Offer a toll-free number for landowner concerns;
- (2) From among existing staff, appoint a landowner relations coordinator at the Augusta office of the department and regional landowner relations coordinators at the regional offices;
- (3) Provide linkage with local conservation organizations, volunteer groups and advisory groups;
- (4) Enhance enforcement of trespass, dumping and property damage violations;
- (5) Provide educational materials and signs; and

(6) Coordinate with other related land-owner relations activities, including Landowner Recognition Day; and

B. A program called the Sport Hunter Program. The Sport Hunter Program is established to combat disrespect and misconduct and to improve the hunter's image through landowner relations, coordination with hunter safety programs and conservation ethics. Three dollars of each \$15 collected under section 7101, subsection 5-A, section 7133, subsection 4-A and section 7151, subsection 5-A is dedicated to the Sport Hunter Program.

The Support Landowners Program and the Sport Hunter Program must operate within the department and must be implemented no later than January 1, 1996.

Sec. 2. 12 MRSA §7101, sub-§5, ¶E, as repealed and replaced by PL 1993, c. 419, §5, is repealed.

Sec. 3. 12 MRSA §7101, sub-§5-A is enacted to read:

5-A. Supersport hunting license. In addition to the fees listed in subsection 5, a person may purchase a supersport license from the commissioner for \$15.

Sec. 4. 12 MRSA §7133, sub-§4-A is enacted to read:

4-A. Supersport trapping license. In addition to the fees listed in subsection 4, a person may purchase a supersport trapping license from the commissioner for \$15.

Sec. 5. 12 MRSA §7151, sub-§5-A is enacted to read:

5-A. Supersport fishing license. In addition to the fees listed in subsection 5, a person may purchase a supersport fishing license from the commissioner for \$15.

Sec. 6. Allocation. The following funds are allocated from Other Special Revenue funds to carry out the purposes of this Act.

	1995-96	1996-97
INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF Support Landowners Program		
All Other	\$18,000	\$36,000

Allocates funds for the operating costs of the newly established Support Landowners Program.

Sport Hunter Program

All Other	4,500	9,000
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Allocates funds for the operating costs of the newly established Sport Hunter Program.

DEPARTMENT OF INLAND FISHERIES AND WILDLIFE

TOTAL	\$22,500	\$45,000
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See title page for effective date.

CHAPTER 437

S.P. 21 - L.D. 52

An Act Concerning the Labeling of Refundable Beverage Containers

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

Sec. 1. 32 MRSA §1865, sub-§1-B is enacted to read:

1-B. Labels; nonrefillable containers; exclusive distributorships. Notwithstanding subsection 1 and with respect to nonrefillable beverage containers, for the deposits that are initiated pursuant to section 1863-A, subsection 2, the refund value and the word "Maine" or the abbreviation "ME" may be clearly indicated on refundable beverage containers sold or offered for sale by a dealer in this State by use of stickers or similar devices if those containers are not otherwise marked in accordance with subsection 1. A redemption center shall accept containers identified by stickers in accordance with this subsection or by embossing or stamping in accordance with subsection 1.

See title page for effective date.

CHAPTER 438

H.P. 536 - L.D. 732

An Act to Increase the Compensation of Members of the State Claims Commission