

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**  
**ONE HUNDRED AND SEVENTEENTH LEGISLATURE**

**SECOND SPECIAL SESSION**  
**September 5, 1996 to September 7, 1996**

**ONE HUNDRED AND EIGHTEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 4, 1996 to March 27, 1997**

**FIRST SPECIAL SESSION**  
**March 27, 1997 to June 20, 1997**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 26, 1997**

**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 19, 1997**

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

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1997**

is a law enforcement officer, unless the person knows that the law enforcement officer is not in fact engaged in the performance of the law enforcement officer's public duty, or unless the person is justified under this chapter in using deadly force against the law enforcement officer. A law enforcement officer may not make a nonconsensual warrantless entry into a dwelling place solely in response to a threat not justified under this section.

See title page for effective date.

**CHAPTER 290**

**H.P. 598 - L.D. 789**

**An Act to List Specific Threatened and Endangered Species**

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

**Sec. 1. 12 MRSA §7753, sub-§3**, as amended by PL 1995, c. 667, Pt. A, §33, is further amended to read:

**3. Legislative authority.** The Legislature, as sole authority, shall designate a species as state endangered or state threatened species. The list of state endangered or state threatened species is as follows:

Common Name	Scientific Name	Status
Least Tern	<i>Sterna albifrons</i>	Endangered
Golden Eagle	<i>Aquila chrysaetos</i>	Endangered
Piping Plover	<i>Charadrius melodus</i>	Endangered
Sedge Wren	<i>Cistothorus platensis</i>	Endangered
Grasshopper Sparrow	<i>Ammodramus savannarum</i>	Endangered
Box Turtle	<i>Terrapene carolina</i>	Endangered
Black Racer	<i>Coluber constrictor</i>	Endangered
Roseate Tern	<i>Sterna dougallii</i>	<del>Threatened</del> Endangered
Northern Bog Lemming	<i>Synaptomys borealis</i>	Threatened
Loggerhead Turtle	<i>Caretta caretta</i>	Threatened
Blanding's Turtle	<i>Emydoidea blandingii</i>	<del>Threatened</del> Endangered
Black Tern	<i>Chlidonias niger</i>	Endangered
American Pipit	<i>Anthus rubescens</i>	Endangered
Peregrine Falcon	<i>Falco peregrinus</i>	Endangered
Flat-headed Mayfly	<i>Epeorus frisoni</i>	Endangered
Ringed		

<u>Boghaunter</u>	<u>Williamsonia lintneri</u>	<u>Endangered</u>
<u>Clayton's Copper</u>	<u>Lycaena dorcas claytoni</u>	<u>Endangered</u>
<u>Edwards' Hairstreak</u>	<u>Satyrrium edwardsii</u>	<u>Endangered</u>
<u>Hessel's Hairstreak</u>	<u>Mitoura hesseli</u>	<u>Endangered</u>
<u>Katahdin Arctic</u>	<u>Oenis polixenes katahdin</u>	<u>Endangered</u>
<u>Spotted Turtle</u>	<u>Clemmys guttata</u>	<u>Threatened</u>
<u>Bald Eagle</u>	<u>Haliaeetus leucocephalus</u>	<u>Threatened</u>
<u>Razorbill</u>	<u>Alca torda</u>	<u>Threatened</u>
<u>Atlantic Puffin</u>	<u>Fratercula arctica</u>	<u>Threatened</u>
<u>Harlequin Duck</u>	<u>Histrionicus histrionicus</u>	<u>Threatened</u>
<u>Arctic Tern</u>	<u>Sterna paradisaea</u>	<u>Threatened</u>
<u>Upland Sandpiper</u>	<u>Bartramia longicauda</u>	<u>Threatened</u>
<u>Swamp Darter</u>	<u>Etheostoma fusiforme</u>	<u>Threatened</u>
<u>Tidewater Mucket</u>	<u>Leptodea ochracea</u>	<u>Threatened</u>
<u>Yellow Lampmussel</u>	<u>Lampsilis cariosa</u>	<u>Threatened</u>
<u>Tomah Mayfly</u>	<u>Siphonisca aerodromia</u>	<u>Threatened</u>
<u>Pygmy Snaketail</u>	<u>Ophiogomphus howei</u>	<u>Threatened</u>
<u>Twilight Moth</u>	<u>Lycia rachelae</u>	<u>Threatened</u>
<u>Pine Barrens Zanclognatha</u>	<u>Zanclognatha martha</u>	<u>Threatened</u>

**Sec. 2. 12 MRSA §7754, sub-§4** is enacted to read:

**4. Annual report.** The commissioner shall submit a written report by January 1st of each year to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters describing the status of all current and planned programs, activities and rules of the department pertaining to the conservation or management of endangered or threatened species. When appropriate, this report may be combined with any transplantation report required under subsection 1, paragraph D.

See title page for effective date.

**CHAPTER 291**

**H.P. 712 - L.D. 976**

**An Act to Amend the Enhanced 9-1-1 Laws**