

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND EIGHTEENTH LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 7, 1998 to March 31, 1998**

**SECOND SPECIAL SESSION**  
**April 1, 1998 to April 9, 1998**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 30, 1998**

**SECOND SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 9, 1998**

**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**

All Other \$150,000

Provides funds to implement a Medicaid buy-in program for certain people with disabilities.

**Sec. 13. Allocation.** The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Act.

1998-99

**HUMAN SERVICES,  
DEPARTMENT OF**

**Medical Care - Payments to  
Providers**

All Other \$295,236

Provides funds to implement a Medicaid buy-in program for certain people with disabilities.

See title page for effective date.

**CHAPTER 796**

**H.P. 1670 - L.D. 2293**

**An Act to Implement the  
Recommendations of the Joint  
Standing Committee on Inland  
Fisheries and Wildlife Pursuant to  
Their Review under the Government  
Evaluation Act**

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

**Sec. 1. 12 MRSA §7035, sub-§18** is enacted to read:

**18. "Hooked on Fishing Not on Drugs" program.** The "Hooked on Fishing Not on Drugs" program is established in the department to encourage youth fishing activities in the State. The commissioner may accept money, goods or services donated to the department for the "Hooked on Fishing Not on Drugs" program. Money, goods and services accepted by the commissioner under this subsection may be used only for those program activities.

**Sec. 2. 12 MRSA §7377, sub-§9** is enacted to read:

**9. Fishing during an event sanctioned by the department.** Notwithstanding section 7371, as it applies to subchapter IV, a person who does not hold a fishing license may assist a child or a handicapped

person who is a participant in a fishing event sanctioned by the department.

**Sec. 3. 12 MRSA §7406, sub-§8,** as amended by PL 1981, c. 644, §§16 to 18, is repealed.

**Sec. 4. 12 MRSA §7406, sub-§9,** as enacted by PL 1979, c. 420, §1, is repealed.

**Sec. 5. 12 MRSA §7406, sub-§§9-A and 9-B** are enacted to read:

**9-A. Shooting from or having a loaded firearm in or on a motor vehicle.** Except as provided in subsection 20, paragraph A, a person is guilty of shooting from or having a loaded firearm in or on a motor vehicle if that person:

A. Shoots while in or on a motor vehicle or while in or on a trailer or other type of vehicle being hauled by a motor vehicle; or

B. While in a motor vehicle or in or on a trailer or other type of vehicle being hauled by a motor vehicle, has any firearm with a cartridge or shell in the chamber or in an attached magazine, clip or cylinder or a muzzle-loading firearm charged with powder, lead and a primed-ignition device or mechanism.

**9-B. Intentionally killing, injuring or molesting a wild animal or wild bird with motor vehicle, motorboat or aircraft.** A person is guilty of intentionally killing, injuring or molesting a wild animal or wild bird with a motor vehicle, motorboat or aircraft if that person intentionally kills, injures or molests a wild animal or wild bird with any motor vehicle, motorboat or aircraft.

**Sec. 6. 12 MRSA §7652, sub-§4** is enacted to read:

**4. The Public Boat Launch Access Program.** The Public Boat Launch Access Program, referred to in this subsection as the "program," is established in the department. The purpose of the program is to provide anglers, boaters and other persons fair and equitable public access to public waters that offer recreational fishing opportunities by acquiring lands adjacent to those waters and providing appropriate opportunities to access those waters. The commissioner may establish program priorities based on fishery management or other resource management objectives and may use for these purposes any funds received through federal programs intended to aid in the restoration of sport fishing and other revenues available for providing access to public waters.

**Sec. 7. 12 MRSA §7827, sub-§22, ¶A,** as amended by PL 1989, c. 913, Pt. A, §15, is further amended to read:

A. Is the operator of any snowmobile involved in any accident resulting in injuries requiring the services of a physician, in death of any person or in property damage to the estimated amount of ~~\$300~~ \$1,000 or more; some person acting for such an operator; or the owner of the involved snowmobile having knowledge of the accident, should the operator of the snowmobile be unknown; and

**Sec. 8. Transfer of funds.** The Department of Inland Fisheries and Wildlife is authorized to transfer \$70,000 from the savings fund established in the Maine Revised Statutes, Title 12, section 7910, subsection 14 to the Division of Public Information and Education in that department as all other funds to be used for advertisements in regional outdoor publications, participation in additional sporting shows, television advertising, direct mailings, national advertisement of supersport opportunities and other marketing activities that promote fishing and hunting opportunities in Maine.

**Sec. 9. Allocation.** The following funds are allocated from Other Special Revenue to carry out the purposes of this Act.

**1998-99**

**INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF**

**Public Information and Education - Inland Fisheries and Wildlife**

Personal Services	\$2,000
All Other	10,000
TOTAL	<u>\$12,000</u>

Provides funds to establish a base allocation for the "Hooked on Fishing Not on Drugs" program.

See title page for effective date.

