

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTIETH LEGISLATURE

SECOND REGULAR SESSION
January 2, 2002 to April 25, 2002

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 25, 2002

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
2002

CHAPTER 610

S.P. 746 - L.D. 2078

An Act to Ban the Use of Aircraft While Hunting**Be it enacted by the People of the State of Maine as follows:****Sec. 1. 12 MRSA §7001, sub-§§1-G and 2-A** are enacted to read:**1-G. Aircraft.** "Aircraft" means any machine or device designed for flight.**2-A. Big game.** "Big game" means bear, deer and moose.**Sec. 2. 12 MRSA §7406, sub-§24** is enacted to read:**24. Airborne hunting.** A person on the ground or airborne may not use an aircraft to aid or assist in hunting big game.**Sec. 3. 12 MRSA §7901-A, sub-§6, ¶A,** as enacted by PL 2001, c. 421, Pt. B, §88 and affected by Pt. C, §1, is amended to read:

A. Chapter 709, subchapter I violations:

- (1) Shooting at or near wildfowl decoys as described in section 7406, subsection 11;
- (2) Hunting without hunter orange clothing as described in section 7406, subsection 12; ~~and~~
- (3) Allowing a junior hunter to hunt without adult supervision as described in section 7406, subsection 21; and
- (4) Using an aircraft to aid or assist in hunting big game as described in section 7406, subsection 24 if the violation does not involve the taking of a big game animal;

Sec. 4. 12 MRSA §7901-A, sub-§7, ¶E, as enacted by PL 2001, c. 421, Pt. B, §88 and affected by Pt. C, §1, is amended to read:

E. The following are Class E crimes for which the court shall impose a fine of not less than \$500, none of which may be suspended:

- (1) Illegally hunting wild turkeys as described in section 7469, subsection 1; ~~and~~
- (2) Illegally possessing wild turkeys as described in section 7469, subsection 2; and

(3) Using an aircraft to aid or assist in hunting big game as described in section 7406, subsection 24 if the violation involves the taking of a big game animal.~~The~~ In the case of crimes described in subparagraphs (1) and (2), the court also shall impose a fine of \$500 for each turkey illegally possessed or killed, none of which may be suspended.

See title page for effective date.

CHAPTER 611

H.P. 1580 - L.D. 2089

An Act Concerning the Disposal and Storage of Cremains**Be it enacted by the People of the State of Maine as follows:****Sec. 1. 32 MRSA §1405-A** is enacted to read:**§1405-A. Disposition of cremains**A funeral director or a practitioner of funeral services who receives cremains or has received cremains prior to the effective date of this section may dispose of those cremains in accordance with Title 13, section 1032, providing the following conditions have been met:**1. Cremains not claimed for 4 years.** The cremains have not been claimed after a time period of at least 4 years from the time of cremation; and**2. Notice.** The funeral director or practitioner of funeral services has sent notice by certified mail, return receipt requested, to the last known address of the person who authorized the cremation at least 60 days prior to disposal.

See title page for effective date.

CHAPTER 612

H.P. 1599 - L.D. 2100

An Act to Provide for Notice of Termination, Nonrenewal or Change in Terms of Certain Leases**Be it enacted by the People of the State of Maine as follows:****Sec. 1. 14 MRSA c. 710-D** is enacted to read: