

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 6, 2006 to June 21, 2007**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 20, 2007**

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

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2007**

**2. Open archery season on deer.** The commissioner shall by rule establish a ~~special-archery~~ regular archery-only season beginning at least 30 days prior and extending to the beginning of the regular deer hunting season, as described in section 11401, subsection 1, paragraph A, for the purpose of hunting deer with bow and arrow only. During the ~~special-archery~~ regular archery-only season on deer, the following restrictions apply.

A. A person may not take a deer during a ~~special-archery~~ regular archery-only season unless that person uses a hand-held bow and broadhead arrow with the following specifications.

(1) Bows must have a minimum draw weight of 35 pounds.

(2) Arrowheads, including mechanical broadheads when open, must be at least 7/8 inch in width.

B. A person may not carry firearms of any kind while hunting any species of wildlife with bow and arrow during the ~~special-archery~~ regular archery-only season on deer, except that a person who holds a license that allows hunting with firearms may carry a handgun. This paragraph may not be construed to prohibit a person who holds a valid permit to carry a concealed firearm pursuant to Title 25, section 2003 from carrying a firearm.

C. ~~If~~ Except as provided in section 11109-A, subsection 3, if a person takes a deer with bow and arrow during the ~~special-archery~~ regular archery-only season on deer, that person is precluded from further hunting for deer during that year.

D. Except as provided in this subsection, the provisions of this Part concerning deer are applicable to the taking of deer with bow and arrow, including the transportation, registration and possession of deer taken by this method.

A person who violates this subsection commits a Class E crime.

**Sec. 3. Effective date.** This Act takes effect January 1, 2008.

Effective January 1, 2008.

## CHAPTER 164

### H.P. 477 - L.D. 628

#### An Act To Permit Modification of Department-initiated Paternity Judgments Concerning Parental Rights

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

**Sec. 1. 19-A MRSA §1565, sub-§2**, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

**2. Parental rights and responsibilities.** The court may order an initial allocation of parental rights and responsibilities. The order of the court must provide notice that if either party objects to the allocation, that party may file a complaint pursuant to section 1654 and that an order from that action supersedes this initial allocation of parental rights and responsibilities. It is within the court's discretion to award or allocate parental rights and responsibilities under this subchapter and the department is not a party to this issue. In resolving parental rights and responsibilities issues, the court may not delay entering a determination of paternity and an initial order concerning child support. After a final paternity order has been entered, the department may file a motion to withdraw. Whether or not the department has withdrawn, a party or a parent may file a motion to modify pursuant to section 1653 or section 2009. A copy of the motion must be served in accordance with the Maine Rules of Civil Procedure on the other parent and the department, if the department has not withdrawn. A showing of substantial change in circumstances is not required if the moving party has not previously appeared in the action.

**Sec. 2. Application.** This Act applies to orders issued under the Maine Revised Statutes, Title 19-A, section 1565, regardless of the date of issuance, if the initial allocation of parental rights and responsibilities is still in effect.

See title page for effective date.

## CHAPTER 165

### S.P. 87 - L.D. 250

#### An Act To Change Snowmobile Registration Requirements

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

**Sec. 1. 12 MRSA §13104, sub-§9**, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is repealed.

**Sec. 2. Appropriations and allocations.**

The following appropriations and allocations are made.

**INLAND FISHERIES AND WILDLIFE,  
DEPARTMENT OF**

**Licensing Services - Inland Fisheries and Wildlife  
0531**

Initiative: Deappropriates savings in printing and mailing costs generated from streamlining snowmobile registration.

GENERAL FUND	2007-08	2008-09
All Other	\$0	(\$11,200)
GENERAL FUND TOTAL	\$0	(\$11,200)

See title page for effective date.

**CHAPTER 166**

**H.P. 296 - L.D. 366**

**An Act To Make Additions and  
Deletions to the List of State  
Endangered and Threatened  
Species**

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

**Sec. 1. 12 MRSA §12803, sub-§3**, as repealed and replaced by PL 2003, c. 573, §6 and affected by §8 and c. 614, §9 and c. 655, Pt. C, §§3 and 6, is amended to read:

**3. Legislative authority.** The Legislature, as sole authority, shall designate a species as a state endangered or state threatened species. The list of state endangered or state threatened species by common name, scientific name and status is as follows:

- A. Least tern, *Sterna albigens antillarum*, endangered;
- B. Golden eagle, *Aquila chrysaetos*, endangered;
- C. Piping plover, *Charadrius melodus*, endangered;
- D. Sedge wren, *Cistothorus platensis platensis*, endangered;
- E. Grasshopper sparrow, *Ammodramus savenarum*, endangered;
- F. Box turtle, *Terrapene carolina*, endangered;
- G. Black racer, *Coluber constrictor*, endangered;
- H. Roseate tern, *Sterna dougallii*, endangered;

I. Northern bog lemming, *Synaptomys borealis*, threatened;

J. Blanding's turtle, *Emydoidea blandingii*, endangered;

K. Black tern, *Chlidonias niger*, endangered;

L. American pipit, *Anthus rubescens* (breeding population only), endangered;

M. Peregrine falcon, *Falco peregrinus* (breeding population only), endangered;

N. ~~Flat-headed mayfly~~ Roaring Brook mayfly, *Epeorus frisoni*, endangered;

O. Ringed boghaunter, *Williamsonia lintneri*, ~~endangered~~ threatened;

P. Clayton's copper, *Lycaena dorcas claytoni*, endangered;

Q. Edwards' hairstreak, *Satyrrium edwardsii*, endangered;

R. Hessel's hairstreak, ~~Mitoura~~ Callophrys heseli, endangered;

S. Katahdin arctic, *Oenis polixenes katahdin*, endangered;

T. Spotted turtle, *Clemmys guttata*, threatened;

U. Bald eagle, *Haliaeetus leucocephalus*, threatened;

V. Razorbill, *Alca torda*, threatened;

W. Atlantic puffin, *Fratercula arctica*, threatened;

X. Harlequin duck, *Histrionicus histrionicus*, threatened;

Y. Arctic tern, *Sterna paradisaea*, threatened;

Z. Upland sandpiper, *Bartramia longicauda*, threatened;

AA. Swamp darter, *Etheostoma fusiforme*, threatened;

BB. Tidewater mucket, *Leptodea ochracea*, threatened;

CC. Yellow lampmussel, *Lampsilis cariosa*, threatened;

DD. Tomah mayfly, *Siphonisca aerodromia*, threatened;

~~EE. Pygmy snaketail, *Ophiogomphus howei*, threatened;~~

FF. Twilight moth, *Lycia rachelae*, threatened;  
~~and~~

GG. Pine barrens zanclognatha, *Zanclognatha martha*, threatened;