

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 2, 2008 to March 31, 2008**

**FIRST SPECIAL SESSION**  
**April 1, 2008 to April 18, 2008**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 30, 2008**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 18, 2008**

**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**  
**2008**

substantive rule and is subject to legislative review in accordance with Title 5, chapter 375, subchapter 2-A.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 9, 2008.

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## CHAPTER 191

### H.P. 1650 - L.D. 2288

#### Resolve, To Create a Deer Predation Working Group

##### Sec. 1. Deer predation working group.

**Resolved:** That the Commissioner of Inland Fisheries and Wildlife shall establish a deer predation working group to review and to recommend necessary revisions to the Department of Inland Fisheries and Wildlife's predation control policy. The 9-member working group must include representatives from the Department of Inland Fisheries and Wildlife, the University of Maine System, an organization that represents the needs of Maine's forest products community, a state-wide organization that represents farming, an organization that represents trappers, an organization that represents professional guides, an environmental organization, an organization that represents sportsmen and an organization that represents small woodlot owners in the State; and be it further

**Sec. 2. Duties. Resolved:** That the working group shall consider:

1. Methods of coyote control;
2. Tools and devices to be employed in predation control;
3. The protocol used by the Department of Inland Fisheries and Wildlife to determine when and where to deploy animal damage control agents;
4. The need and consequences of reducing the bear population in northern and eastern Maine to allow the deer population to recover; and
5. The appropriate protocol for accomplishing bear reductions, if any, as determined under subsection 4.

The policy and protocols developed by the working group must adequately consider and minimize impacts to nontarget species, especially threatened and endangered species; and be it further

**Sec. 3. Report. Resolved:** That the Commissioner of Inland Fisheries and Wildlife shall report the working group's findings and recommendations and any recommended legislation to the joint standing

committee of the Legislature having jurisdiction over inland fisheries and wildlife matters no later than January 5, 2009. That joint standing committee may submit legislation related to the report to the First Regular Session of the 124th Legislature.

See title page for effective date.

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## CHAPTER 192

### H.P. 1542 - L.D. 2167

#### Resolve, Regarding Legislative Review of Portions of Chapter 120: Release of Data to the Public, a Major Substantive Rule of the Maine Health Data Organization

**Emergency preamble. Whereas,** acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

**Whereas,** the above-named major substantive rule has been submitted to the Legislature for review; and

**Whereas,** immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

**Sec. 1. Adoption. Resolved:** That final adoption of portions of Chapter 120: Release of Data to the Public, a provisionally adopted major substantive rule of the Maine Health Data Organization that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if provisions are added to the rule regarding the collection, release and use of prescriber data.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 10, 2008.

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