

MAINE STATE LEGISLATURE

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STATE OF MAINE
114TH LEGISLATURE
FIRST REGULAR SESSION



BILL SUMMARY
JOINT STANDING COMMITTEE
ON
FISHERIES AND WILDLIFE

JULY 1989

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Sen. Robert R. Gould

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* Denotes Chair

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ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE
BILL SUMMARIES
AUGUST 1989

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number for each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are abbreviated as follows:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Research Assistant Barbara McGinn, and secretaries: Charlene Brann, and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

SPONSOR(S)

STEVENS A
LORD
NUTTING
BERUBE

COMMITTEE REPORT

ONTP

AMENDMENTS ADOPTED

SUMMARY

This bill sought to prevent property damage by hunters and anglers on privately owned land by requiring the landowner's prior written consent to these uses and giving the landowner the right to sue for damages for harm done to private roads and trails.

LD 561 An Act to Provide Complimentary Muzzle-loading Hunting Licenses to Resident Disabled War Veterans

SPONSOR(S)

BRAWN
JACQUES
FARREN

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

S-81

SUMMARY

This bill, as enacted, provides complimentary muzzle-loading hunting licenses for resident disabled war veterans, upon request.

LD 598 An Act Concerning Game Wardens' Authority to Stop and Search Vehicles

SPONSOR(S)

GOULD R A
JACQUES
TRACY

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

H-137

SUMMARY

The purpose of this bill was to specify the law enforcement powers of game wardens with regard to searches and seizures. The bill would have made game wardens' duty to comply with the United States Constitution Fourth Amendment principles governing searches and seizures, including arrests and investigatory stops, express in law. The current law is susceptible to a reading which grants game wardens unconstitutionally broad search and seizure authority. As a result, the current law provided insufficient guidance to game wardens.

This bill, as amended, repealed the current unconstitutional provisions in the law concerning the game wardens' powers to stop and search a vehicle and arrest persons in the vehicle when they suspect a violation of the fish and game laws, but did not enact any new search and seizure provisions. (See also LD 1239, part 31 in this summary.)