

# MAINE STATE LEGISLATURE

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**STATE OF MAINE  
115TH LEGISLATURE**

**FIRST REGULAR SESSION  
AND  
FIRST SPECIAL SESSION**

**BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
FISHERIES AND WILDLIFE**

**AUGUST 1991**

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**ONE HUNDRED AND FIFTEENTH LEGISLATURE  
FIRST REGULAR SESSION  
AND  
FIRST SPECIAL SESSION  
JOINT STANDING COMMITTEE  
BILL SUMMARIES  
AUGUST 1991**

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 volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries.

All adopted amendments are listed, by paper number (e.g., H - 584 or S - 222), together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various types of final action are abbreviated as follows:

<b>PUBLIC XXX</b>	<i>Chapter # of enacted Public Law</i>
<b>P&amp;S XXX</b>	<i>Chapter # of enacted Private &amp; Special Law</i>
<b>RESOLVE XXX</b>	<i>Chapter # of enacted Resolve</i>
<b>CON RES XXX</b>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<b>EMERGENCY</b>	<i>Enacted law takes effect sooner than 90 days</i>
<b>CARRIED OVER</b>	<i>Bill carried over to 2nd Session</i>
<b>FAILED EMERGENCY ENACTMENT</b>	<i>Bill failed to get 2/3 vote</i>
<b>ONTP</b>	<i>Ought Not to Pass report accepted</i>
<b>LVWD</b>	<i>Leave to Withdraw report accepted</i>
<b>INDEF PP</b>	<i>Bill Indefinitely Postponed</i>
<b>DIED BETWEEN BODIES</b>	<i>House &amp; Senate disagree; bill died</i>
<b>VETO SUSTAINED</b>	<i>Legislature failed to override Governor's Veto</i>
<b>UNSIGNED</b>	<i>Not signed by Governor within 10 days</i>
<b>DIED ON ADJOURNMENT</b>	<i>Action incomplete when 1st session ended</i>

These summaries were prepared by the analyst or analysts assigned to the committee. But, this document was produced by the efforts of all the office staff, including secretaries: Charlene Raymond and Valarie Parlin, and especially Laurette Knox who coordinated preparation of the overall document.

If you have any suggestions or comments on these summaries, please let us know.

**LD 1034 An Act to Allow the Department of Inland Fisheries and Wildlife to Determine the Number of Moose Licenses Issued Annually**

ONTP

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
HEPBURN SUMMERS WEBSTER	ONTP	

**SUMMARY**

This bill proposed to authorize the Commissioner of Inland Fisheries and Wildlife to issue moose hunting permits as necessary to maintain moose populations in balance with available habitat. The present law allows no more than 1,000 permits to be issued.

**LD 1055 An Act to Protect the Public's Rights on Whitewater Rivers of the State**

LV/WD

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
CLARK N TWITCHELL CLARK H	LV/WD	

**SUMMARY**

This bill proposed to establish a minimum liability insurance coverage for commercial whitewater outfitters of \$500,000.

This bill proposed to prohibit affiliated outfitters from operating on any rapidly flowing river. An affiliated outfitter is an outfitter which has a defined financial or business interest in another outfitter.

This bill proposed to require that the Department of Inland Fisheries and Wildlife set aside 10% of the recreational use limit on rapidly flowing rivers for noncommercial public use; at present the department may set aside up to that amount based on demand for noncommercial public use.

**LD 1089 An Act to Authorize the Use of Gill Nets by the Penobscot Nation Department of Natural Resources Personnel for Scientific Purposes**

**PUBLIC 357  
EMERGENCY**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
CASHMAN PEARSON	OTP-AM	H-390

**SUMMARY**

This bill authorizes the use of gill nets by the Penobscot Nation tribal biologists for the purpose of scientific fisheries research and management. The bill requires the Nation to submit reports of its use of gill nets to the Department of Inland Fisheries and Wildlife. The bill proposed to require the Nation to submit annual reports regarding its use of gill nets to the Joint Standing Committee on Fisheries and Wildlife. The bill proposed a sunset provision to require the committee to submit a report to the legislature evaluating the advisability of the continued use of gill nets by the Nation.

The committee amendment (H-390) limits the authority of the Penobscot Nation in its use of gill nets to waters within, flowing through or adjacent to Penobscot Indian territory. This amendment removes the

requirement that the Penobscot Nation make an annual report to the Joint Standing Committee on Fisheries and Wildlife. This amendment also strikes the sunset clause.

**LD 1112      An Act to Provide Persons 70 Years or Older with Free Doe Permits      ONTP**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
ROTONDI JALBERT STEVENS A	ONTP	

**SUMMARY**

This bill proposed to allow residents who are 70 years of age or older, who have received a complimentary hunting license, to receive a free permit to hunt antlerless deer.

**LD 1141      An Act to Provide for Accountability for Travel Expenses in the Department of Inland Fisheries and Wildlife      ONTP**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
JACQUES ROTONDI MATTHEWS CLARK H	ONTP	

**SUMMARY**

This bill proposed to require the Department of Inland Fisheries and Wildlife to breakdown the budget it submits to the state Bureau of the Budget to include travel expenditures.

**LD 1197      An Act to Eliminate the Prohibition on Trapping within 200 Yards of a Dwelling      ONTP**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
HEPBURN GOULD R A	ONTP	

**SUMMARY**

This bill proposed to eliminate the prohibition on trapping within 200 yards of a dwelling.

**LD 1199      An Act to Establish a Nonresident Property Owner Fishing License      ONTP**

SPONSOR(S)	COMMITTEE REPORT	AMENDMENTS ADOPTED
JACQUES ROTONDI GREENLAW SWAZEY	ONTP	

**SUMMARY**

This bill proposed to establish a nonresident property owner fishing license. This license would be issued to nonresident property owners at 1/2 the cost of a regular nonresident fishing license and would permit the holder to fish in any lake or pond to which the nonresident's property abuts.