

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
116TH LEGISLATURE

SECOND REGULAR SESSION

BILL SUMMARIES
JOINT STANDING COMMITTEE
ON
FISHERIES AND WILDLIFE

MAY 1994

Staff:

Jon P. Clark, Legislative Analyst

*Office of Policy and Legal Analysis
Room 101, State House Station 13
Augusta, ME 04333
(207)287-1670*

MEMBERS:

**Sen. M. Ida Luther
Sen. John J. O'Dea
Sen. Stephen E. Hall*

**Rep. Dorothy A. Rotondi
Rep. Paul F. Jacques
Rep. Herbert E. Clark
Rep. Richard H. C. Tracy
Rep. E. Michael Swazey
Rep. Anne M. Larrivee
Rep. Ernest C. Greenlaw
Rep. Frank H. Farren, Jr.
Rep. Charles H. Heino
Rep. Roy I. Nickerson*

**Denotes Chair*

MARTHA E. FREEMAN, DIRECTOR
WILLIAM T. GLIDDEN, JR., PRINCIPAL ANALYST
JULIE S. JONES, PRINCIPAL ANALYST
DAVID C. ELLIOTT, PRINCIPAL ANALYST
MARION HYLAN BARR
JON CLARK
LISA COPENHAVER
DEBORAH C. FRIEDMAN
MICHAEL D. HIGGINS
JILL IPPOLITI



JOHN B. KNOX
ROY W. LENARDSON
PATRICK NORTON
JANE ORBETON
MARGARET J. REINSCH
PAUL J. SAUCIER
JOHN G. KELLEY, RESEARCHER
DARLENE A. SHORES LYNCH, RESEARCHER
CARRIE C. McFADDEN, RESEARCHER

STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS
ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL: (207) 287-1670
FAX (207) 287-1275

**ONE HUNDRED AND SIXTEENTH LEGISLATURE
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES**

MAY 1994

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.

The committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number, 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:

PUBLIC XXX

P&S XXX

RESOLVE XXX

CON RES XXX

EMERGENCY

ONTP

INDEF PP

FAILED ENACTMENT

FAILED EMERGENCY ENACTMENT

FAILED MANDATE ENACTMENT

DIED BETWEEN BODIES

CONF CMTE UNABLE TO AGREE

VETO SUSTAINED

UNSIGNED

DIED ON ADJOURNMENT

Chapter # of enacted Public Law

Chapter # of enacted Private & Special Law

Chapter # of enacted Resolve

Chapter # of Constitutional Resolution passed by both Houses

Enacted law takes effect sooner than 90 days

Ought Not to Pass report accepted

Bill Indefinitely Postponed

Bill failed to get majority vote

Emergency bill failed to get 2/3 vote

Bill imposing local mandate failed to get 2/3 vote

House & Senate disagree; bill died

Committee of Conference unable to agree; bill died

Legislature failed to override Governor's Veto

Not signed by Governor within 10 days

Action incomplete when session ended; bill died

These summaries were prepared by the analyst or analysts assigned to the committee. If you have any suggestions or comments on the summaries, please let us know.

5581LHS

SPONSOR(S)FAIRCLOTH
LUTHER
JACQUES**COMMITTEE REPORT**

OTP-AM

AMENDMENTS ADOPTED

H-844

SUMMARY

This bill proposed to appropriate \$80,000 to the Department Inland Fisheries and Wildlife to complete the University of Maine's and the Department of Inland Fisheries and Wildlife's study of levels of contaminants in eagle eggs and young eagles.

COMMITTEE AMENDMENT "A" (H-844) strikes and replaces the bill and amends the title of the bill. This amendment allocates \$10,000 from the Maine Endangered and Nongame Wildlife Fund for the purposes of continuing the eagle mortality study. This money will be used to continue data collection in the study in anticipation of further federal funding, which will permit evaluation of that data.

LD 1741 An Act to Amend the Maine Guide License

PUBLIC 555

SPONSOR(S)

BAILEY H

COMMITTEE REPORT

OTP-AM

AMENDMENTS ADOPTED

H-779

SUMMARY

This bill proposed to require the Commissioner of Inland Fisheries and Wildlife to issue to each successful applicant for a guide license a statewide fire permit and a boat operator's license authorizing the holder to operate a motorboat carrying passengers for hire. The fire permit and the boat operator's license would have been valid for the same period as the guide license. Violation by a guide of the state law regarding open fires would have resulted in a one-year revocation of the guide license and the fire permit.

Under current law a resident guide is entitled to a statewide fire permit for which the guide must apply to the Department of Conservation on a yearly basis. Licensed guides certified in watercraft safety are currently exempt from having to acquire a boat operator's license. Other guides must obtain a yearly boat operator's license through an application process. Under this bill, all guides would have be issued a fire permit and an operator's license as a matter of course.

COMMITTEE AMENDMENT "A" (H-779) replaces the bill. The amendment clarifies current law to provide that a guide who is certified in watercraft safety may operate a boat for hire without a boat operator's license and provides that the guide license issued to a guide who is certified must so indicate.

This amendment also amends the law regarding fire permits issued to resident guides. Currently, a resident guide is entitled to receive, upon application, a statewide yearly fire permit. Use of the permit is conditional upon the guide notifying a forest ranger before entering an area to guide a party. This amendment makes issuance of the statewide permit discretionary. It removes the condition on the permit that the guide notify a forest ranger before entering an area to guide a party. It provides that use of the permit is conditional upon the guide maintaining a valid guide license and complying with state out-of-door fire laws and regulations and with any landowner campfire restrictions. The amendment also adds a fiscal note.