

MAINE STATE LEGISLATURE

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**STATE OF MAINE
119TH LEGISLATURE**

FIRST REGULAR SESSION

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

JULY 1999

MEMBERS:

Sen. Marge L. KilKelly, Chair

Sen. Richard P. Ruhlin

Sen. R. Leo Kieffer

Rep. Matthew Dunlap, Chair

Rep. Richard H. C. Tracy

Rep. Joseph E. Clark

Rep. Bruce S. Bryant

Rep. William R. Cote

Rep. Royce W. Perkins

Rep. Howard A. Chick

Rep. Harry G. True

Rep. Kenneth A. Honey

Rep. A. David Trahan

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ONE HUNDRED NINETEENTH LEGISLATURE
FIRST REGULAR SESSION

Summary Of Legislation Before The Joint Standing and Select Committees
August 1999

We are pleased to provide this summary of all bills that were considered by the Joint Standing and Select Committees of the Maine Legislature this past session. The document is a compilation of bill summaries which describe each bill and relevant amendments, as well as the final action taken. Also included are statistical summaries of bill activity this session for the Legislature and each of its joint standing and select committees.

The document is organized for convenient reference to information on bills considered by the committees. It is organized by committees and within committees by bill (LD) number. The committee report(s), prime sponsor for each bill and the lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are listed by paper number. Two indices, a subject index and a numerical index by LD number are provided for easy reference to bills. They are located at the back of the document. A separate publication, History and Final Disposition of Legislative Documents, may also be helpful in providing information on the disposition of bills. These bill summaries also are available at the Law and Legislative Reference Library and on the Internet (www.state.me.us/legis/opla).

Final action on each bill is noted to the right of the bill title. The abbreviations used for various categories of final action are as follows:

CARRIED OVER.....Bill carried over to Second Regular Session
CON RES XXX..... Chapter # of Constitutional Resolution passed by both Houses
CONF CMTE UNABLE TO AGREE.....Committee of Conference unable to agree; bill died
DIED BETWEEN BODIES.....House & Senate disagree; bill died
DIED IN CONCURRENCE..... One body accepts ONTP report; the other indefinitely postpones the bill
DIED ON ADJOURNMENT.....Action incomplete when session ended; bill died
EMERGENCY..... Enacted law takes effect sooner than 90 days
ENACTMENT FAILED..... Bill failed to get vote required for enactment or final passage
NOT PROPERLY BEFORE THE BODY..... Ruled out of order by the presiding officers; bill died
INDEF PP.....Bill Indefinitely Postponed
ONT P..... Ought Not To Pass report accepted
OT P ND..... Committee report Ought To Pass In New Draft
OT P ND/NT..... Committee report Ought To Pass In New Draft/New Title
P & S XXX..... Chapter # of enacted Private & Special Law
PUBLIC XXX..... Chapter # of enacted Public Law
RESOLVE XXX..... Chapter # of finally passed Resolve
UNSIGNED.....Bill held by Governor
VETO SUSTAINED.....Legislature failed to override Governor's Veto

Please note the effective date for all non-emergency legislation enacted in the First Regular Session (unless otherwise specified in a particular law) is September 18, 1999.

David E. Boulter, Director
Offices Located in the State House, Rooms 101/107/135

LD 1236**An Act Concerning Ownership of a Rafting Company****ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DUNLAP	ONTP MAJ OTP MIN	

LD 1236 proposed to allow affiliated whitewater rafting operations to operate whitewater trips on the same river for which allocations are required if the number of outfitters who are affiliated does not exceed two; a person with majority ownership in one affiliated outfitter does not hold a majority ownership in the other affiliated outfitter; and the affiliated outfitters are issued allocations for the river or stretch of river. This bill also proposed to allow an affiliated outfitter who operates under these provisions to be issued the maximum number of allocations permitted for that river or stretch of river.

LD 1313**An Act to Give the Commissioner of Inland Fisheries and Wildlife the Sole Discretion to Determine the Need for and Location of Boat Launches****CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CLARK		

LD 1313 proposes to prohibit the construction of a boat launch in the State unless the launch is approved by the Commissioner of Inland Fisheries and Wildlife.

LD 1328**An Act Regarding the Shooting of Domestic Animals****ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KILKELLY	ONTP	

LD 1328 proposed to amend the fish and wildlife law pertaining to shooting domestic animals. The bill proposed to drop the condition that the shooting must have occurred while on a hunting trip or while in pursuit of wild animals or wild birds and proposed to clarify that the prohibition against shooting domestic animals applies only if the domestic animal that is shot belongs to another person.

LD 1332**An Act to Prohibit Hunting Animals in Enclosed Areas****CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KILKELLY DUNLAP		

LD 1332 proposes to amend the cruelty-to-animals law that prohibits hunting or selling for the purpose of hunting any animal that is not covered by the provisions of the Maine Revised Statutes, Title 12, Part 10. This bill proposes to repeal the current law and inserts in the Maine Criminal Code a prohibition on confined animal hunting operations, described

as selling or offering to sell the opportunity to hunt an animal that is owned, controlled, confined or artificially enclosed for the purpose of facilitating the opportunity to hunt the animal. In this bill, operation of confined animal hunting operations is a Class E crime.

LD 1338

An Act to Provide a Free Hunting License to a Person Who Has Lost the Use of One Arm

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
AHEARNE		

LD 1338 proposes to allow the Commissioner of Inland Fisheries and Wildlife to issue complimentary hunting and fishing licenses to a Maine resident who suffers from the loss of the use of one arm.

LD 1368

An Act to Ensure a Fair Distribution of Hunting Permits

PUBLIC 323

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SCHNEIDER	OTP-AM	H-567
DAVIS P		H-585 CAMERON

LD 1368 proposed to provide that the percentage of antlerless deer, moose and wild turkey permits issued to nonresident or alien hunters may not exceed the percentage of all applicants who are nonresidents and aliens.

Committee Amendment "A" (H-567) proposed to limit the percentage of antlerless deer permits and wild turkey permits that may be issued to nonresident and alien hunters to the average percentage of applicants for those permits over the previous three years who were nonresidents or aliens. The amendment also proposed to limit the number of antlerless deer permits that may be issued to nonresident and alien hunters to not more than 15% of the antlerless deer permits issued in any district or zone and proposed to limit the number of wild turkey permits that may be issued to nonresident and alien hunters to not more than 15% of all wild turkey permits issued statewide.

The amendment also proposed to strike from the bill those provisions affecting moose permits and proposed to make the bill effective on January 1, 2000.

House Amendment "A" to Committee Amendment "A" (H-585) was proposed on behalf of the Committee on Bills in the Second Reading to account for changes made by Public Law 1999, chapter 141, section 1.

Enacted law summary

Public Law 1999, chapter 323, effective on January 1, 2000, limits the percentage of antlerless deer permits and wild turkey permits that may be issued to nonresident and alien hunters to the average percentage of applicants for those permits over the previous three years who were nonresidents or aliens. The law also limits the number of antlerless deer permits that may be issued to nonresident and alien hunters to not more than 15% of the antlerless deer permits issued in any district or zone and proposed to limit the number of wild turkey permits that may be issued to nonresident and alien hunters to not more than 15% of all wild turkey permits issued statewide..

LD 1370

An Act to Reduce the Age at which a Maine Citizen May Obtain a Free Fishing and Hunting License and to Provide Free Licenses for Military Personnel

CARRIED OVER