

MAINE STATE LEGISLATURE

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*State Of Maine
120th Legislature*

First Regular Session

Bill Summaries

*Joint Standing Committee
on
Inland Fisheries and Wildlife*

August 2000

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120th Legislature
First Regular Session

Summary Of Legislation Before The Joint Standing Committees
August 2001

Enclosed please find a summary of all bills, resolves, joint study orders, joint resolutions and Constitutional resolutions that were considered by the joint standing 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 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:

<i>CARRIED OVER</i>	<i>Bill Carried Over to Second Regular Session</i>
<i>CON RES XXX</i>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<i>CONF CMTE UNABLE TO AGREE</i>	<i>Committee of Conference unable to agree; bill died</i>
<i>DIED BETWEEN BODIES</i>	<i>House & Senate disagree; bill died</i>
<i>DIED IN CONCURRENCE</i>	<i>One body accepts ONTP report; the other indefinitely postpones the bill</i>
<i>DIED ON ADJOURNMENT</i>	<i>Action incomplete when session ended; bill died</i>
<i>EMERGENCY</i>	<i>Enacted law takes effect sooner than 90 days</i>
<i>FAILED EMERGENCY ENACTMENT/FINAL PASSAGE</i>	<i>Emergency bill failed to get 2/3 vote</i>
<i>FAILED ENACTMENT/FINAL PASSAGE</i>	<i>Bill failed to get majority vote</i>
<i>FAILED MANDATE ENACTMENT</i>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<i>NOT PROPERLY BEFORE THE BODY</i>	<i>Ruled out of order by the presiding officers; bill died</i>
<i>INDEF PP</i>	<i>Bill Indefinitely Postponed</i>
<i>ONTP</i>	<i>Ought Not To Pass report accepted</i>
<i>OTP ND</i>	<i>Committee report Ought To Pass In New Draft</i>
<i>OTP ND/NT</i>	<i>Committee report Ought To Pass In New Draft/New Title</i>
<i>P&S XXX</i>	<i>Chapter # of enacted Private & Special Law</i>
<i>PUBLIC XXX</i>	<i>Chapter # of enacted Public Law</i>
<i>RESOLVE XXX</i>	<i>Chapter # of finally passed Resolve</i>
<i>UNSIGNED</i>	<i>Bill held by Governor</i>
<i>VETO SUSTAINED</i>	<i>Legislature failed to override Governor's Veto</i>

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 21, 2001**.

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

Joint Standing Committee on Inland Fisheries and Wildlife

Committee Amendment "A" (H-421), the minority report of the Joint Standing Committee on Inland Fisheries and Wildlife, proposed to require that the game be kept permanently at the residence of the person who took the game.

LD 1186

Resolve, to Address the Problem of Illegal Fish Stocking

ONTP

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

LD 1186 proposed to require the Department of Inland Fisheries and Wildlife to create a comprehensive policy on illegal introductions of fish to the State's waters. The policy would include steps the department would take to eradicate illegal species that were introduced in waters of the State. The policy would focus on prevention and establish an educational program on this issue within the Division of Public Information and Education.

LD 1193

An Act to Clarify Certain Laws Relating to the Harvesting of Wild Animals

PUBLIC 307

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DUNLAP KILKELLY	OTP-AM	H-292 H-426 DUNLAP

LD 1193 proposed to clarify laws involving trapping. The bill proposed to:

1. Create a new definition of "drowning set" and repeal the definition of "water set";
2. Clarify that all animal control officers must have a trapping license prior to setting traps for wild animals;
3. Add "trapping license" to the list of complimentary licenses for which disabled veterans are eligible;
4. Amend the current trap tending requirements by replacing the term "water set" with the term "drowning set";
5. Clarify that it is legal to use snares for animal damage control purposes. It also removes pivot and swivel guns from the list of prohibited implements; and
6. Amend the list of exceptions to the trapping laws and adds language clarifying that the only exceptions to the written permission requirements when trapping on another's land in organized towns are when trapping beaver and when trapping with the use of drowning sets in great ponds, navigable waters and waters on lands that are publicly owned.

Joint Standing Committee on Inland Fisheries and Wildlife

Committee Amendment "A" (H-292) proposed to exempt trappers who use drowning sets placed in navigable rivers or streams or on state-owned land and right of ways from the requirement of first obtaining written permission from the landowner or occupant.

House Amendment "A" to Committee Amendment "A" (H-426) proposed to correct cross-references and a clerical error.

Enacted law summary

Public Law 2001, chapter 307 requires animal control officers to possess a trapping license prior to setting traps for wild animals and clarifies that it is legal to use snares for animal damage control purposes. It also removes pivot and swivel guns from the list of prohibited implements. This public law amends the list of exceptions to the trapping laws and exempts trappers who use drowning sets placed in navigable rivers or streams or on state-owned land and right of ways from the requirement of first obtaining written permission from the landowner or occupant but clarifies that the law does not authorize a person to trap on property that is owned by another person. This public law also adds "trapping license" to the list of complimentary licenses for which disabled veterans are eligible.

LD 1207 **An Act to Allow a Hunter to Take a Deer of Either Sex in Black Powder Season** **ONTP**

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

LD 1207 proposed to allow a hunter to take a deer of any sex during the muzzle-loading open hunting season.

LD 1210 **An Act to Allow the Transfer of Antlerless Deer Permits** **ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAVIS P SAVAGE W	ONTP	

LD 1210 proposed to allow a holder of an antlerless deer permit to transfer the permit to another hunter prior to the start of hunting season.

LD 1213 **An Act to Amend the Hunting Laws Relating to Blaze Orange** **PUBLIC 202**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WOODCOCK	OTP-AM	S-116