

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:

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*
FAILED EMERGENCY ENACTMENT/FINAL PASSAGE..... *Emergency bill failed to get 2/3 vote*
FAILED ENACTMENT/FINAL PASSAGE..... *Bill failed to get majority vote*
FAILED MANDATE ENACTMENT..... *Bill imposing local mandate failed to get 2/3 vote*
NOT PROPERLY BEFORE THE BODY..... *Ruled out of order by the presiding officers; bill died*
INDEF PP..... *Bill Indefinitely Postponed*
ONTP..... *Ought Not To Pass report accepted*
OTP ND..... *Committee report Ought To Pass In New Draft*
OTP 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 21, 2001**.

David E. Boulter, Director
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Joint Standing Committee on Inland Fisheries and Wildlife

appoint 2 additional members of the Senate, the Speaker of the House to appoint one member and requires the Governor to fill 2 vacancies among public members appointed by the Governor in 1999.

Public Law 2001, chapter 462 was enacted as an emergency measure effective June 28, 2001.

LD 1776 **Resolve, Regarding Legislative Review of Chapter 21: Licensing and Registration Agents, a Major Substantive Rule of the Department of Inland Fisheries and Wildlife** **RESOLVE 40 EMERGENCY**

| | | | | |
|-------------------|--|--------------------------------|--|---------------------------|
| <u>Sponsor(s)</u> | | <u>Committee Report</u> OTP | | <u>Amendments Adopted</u> |
|-------------------|--|--------------------------------|--|---------------------------|

LD 1776 proposed to provide for legislative review of Portions of Chapter 21: Licensing and Registration Agents, a major substantive rule of the Department of Inland Fisheries and Wildlife.

Enacted law summary

Resolve 2001, chapter 40 approves Chapter 21: Licensing and Registration Agents, a major substantive rule of the Department of Inland Fisheries and Wildlife.

Resolve 2001, chapter 40 was enacted as an emergency measure effective May 29, 2001.

LD 1785 **An Act Concerning Disabled Hunters, Trappers and Anglers** **PUBLIC 223**

| | | | | |
|-------------------|--|--------------------------------|--|---------------------------|
| <u>Sponsor(s)</u> | | <u>Committee Report</u> OTP | | <u>Amendments Adopted</u> |
|-------------------|--|--------------------------------|--|---------------------------|

LD 1785 proposed to allow the Commissioner of Inland Fisheries and Wildlife to authorize special exceptions for individuals with a permanent physical disability that allow those persons to lawfully hunt, trap or fish at times or in a manner that would otherwise be prohibited by laws or rules administered by the Department of Inland Fisheries and Wildlife. The bill proposed to require the commissioner to authorize only the minimum special exceptions necessary to overcome the applicant's disability and to prohibit the commissioner from granting exceptions to allow persons to exceed bag or size limits; to fish for or take a fish or wildlife species for which a license is not otherwise issued; to fish, trap or hunt more than 7 days before or after the regular open season for a particular species or to fish, trap or hunt in any area permanently closed to those activities.

The bill proposed to provide criteria that the commissioner and applicants must follow in granting any special exceptions pursuant to this bill.

Enacted law summary

Joint Standing Committee on Inland Fisheries and Wildlife

Public Law 2001, chapter 223, which was a committee bill, allows the Commissioner of Inland Fisheries and Wildlife to authorize special exceptions for individuals with a permanent physical disability that allow those persons to lawfully hunt, trap or fish at times or in a manner that would otherwise be prohibited by law.

LD 1787 **An Act to Implement Municipal Recommendations Regarding** **PUBLIC 241**
Surface Water Use on Great Ponds

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

LD 1787 proposed to prohibit the use of personal watercraft on Meetinghouse Pond, Big Pond, Wat Tuh Lake, Center Pond and Silver Lake, also known as Silver Pond, in the Town of Phippsburg, Sagadahoc County; South Branch Lake in the Plantation of Seboeis and the Township T2 R8 NWP, Penobscot County; Spring Lake, in Spring Lake Township, Somerset County; Kennebago Lake and Kennebago River in Davis Township and Stetsontown Township, Franklin County; and Nicatous Lake, in the Townships of T40 MD, T41 MD and T3 ND in Hancock County.

Enacted law summary

Public Law 2001, chapter 241, which was reported out of committee pursuant to joint order, prohibits the use of personal watercraft on Meetinghouse Pond, Big Pond, Wat Tuh Lake, Center Pond and Silver Lake, also known as Silver Pond, in the Town of Phippsburg, Sagadahoc County; South Branch Lake in the Plantation of Seboeis and the Township T2 R8 NWP, Penobscot County; Spring Lake, in Spring Lake Township, Somerset County; Kennebago Lake and Kennebago River in Davis Township and Stetsontown Township, Franklin County; and Nicatous Lake, in the Townships of T40 MD, T41 MD and T3 ND in Hancock County.

Chapter 241 was later repealed by section D-28 of Public Law 2001, chapter ..., the Judiciary Committee's "Errors and Omissions" bill, and re-enacted in that bill as an emergency measure so that these provisions would take effect prior to the 2001 boating season.

LD 1796 **An Act to Facilitate the Implementation of Maine's On-line** **PUBLIC 294**
Sportsman's Electronic System

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| | | H-406 DUNLAP |

LD 1796 proposed to make changes to the laws regarding agents, agent fees and watercraft, snowmobile and ATV registrations in order to facilitate the transition to Maine's On-line Sportsman's Electronic System, MOSES. The bill proposed to authorize the Commissioner of Inland Fisheries and Wildlife to appoint agents to issue trapping licenses and charge a \$2 fee for each license. The bill also proposed to allow the commissioner to charge a \$1 fee for each trapping license and watercraft registration issued by a department employee. The bill proposed to