

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
Offices Located in the State House, Rooms 101/107/135

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

Joint Standing Committee on Inland Fisheries and Wildlife

remove the requirement that hunters apply by written application for a turkey permit and provide that hunters must apply for a turkey permit in a manner to be prescribed by the commissioner.

The bill proposed to provide that the commissioner may appoint agents other than municipal clerks or persons designated by a municipality to issue watercraft, snowmobile and ATV registrations and remove current statutory requirements that the commissioner must follow to appoint agents not associated with a municipality. The bill also proposed to remove the requirement that agents issuing snowmobile, watercraft and ATV registrations must submit reports to the commissioner and provides that agents may charge \$1 for each watercraft, snowmobile or ATV registration renewal and \$2 for original registrations. Additionally, the bill proposed to require that the commissioner penalize agents who issue watercraft, snowmobile or ATV registrations that are delinquent in forwarding the commissioner's funds to the commissioner by a date set forth by rule.

The bill proposed to provide that anyone who obtains an original snowmobile or ATV registration after March 31st may pay \$30 or \$15, respectively, to receive a registration that covers the remainder of the year plus an additional year. The same opportunity would be provided for anyone obtaining an original watercraft registration after September 30th, in which case the person pays 125% of the registration fee.

House Amendment "A" (H-406) proposed to add a fiscal note to the bill.

Enacted law summary

Public Law 2001, chapter 294 makes 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. This public law authorizes the Commissioner of Inland Fisheries and Wildlife to appoint agents to issue trapping licenses and sets fees that can be charged by agents and department employees for issuing trapping licenses.

Public Law 2001, chapter 294 provides that the commissioner may appoint agents other than municipal clerks or persons designated by a municipality to issue watercraft, snowmobile and ATV registrations and sets fees that agents can charge for issuing these registrations. This public law requires the commissioner penalize agents who issue watercraft, snowmobile or ATV registrations that are delinquent in forwarding the commissioner's funds to the commissioner by a date set forth by rule.

Public Law 2001, chapter 294 provides that anyone who obtains an original snowmobile or ATV registration after March 31st may pay \$30 or \$15, respectively, to receive a registration that covers the remainder of the year plus an additional year. The same opportunity is provided for anyone obtaining an original watercraft registration after September 30th, in which case the person pays 125% of the registration fee.

HP 613

**JOINT ORDER – To Recodify the Maine Revised Statutes
Title 12, Chapters 701 to 721**

PASSED

Sponsor(s)
DUNLAP

Committee Report
OTP

Amendments Adopted

HP 613 requires the Office of Policy and Legal Analysis and the Office of the Revisor of Statutes to jointly prepare a bill for submission to the Joint Standing Committee on Inland Fisheries and Wildlife to the Second Regular