

# MAINE STATE LEGISLATURE

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*State Of Maine  
120th Legislature*

*Second Regular Session*

*Bill Summaries*

*Joint Standing Committee  
on  
Inland Fisheries and Wildlife*

*May 2002*

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**120th Legislature**  
**Second Regular Session**

**Summary Of Legislation Before The Joint Standing Committees**  
**May 2002**

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 arranged alphabetically by committee name 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](http://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>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 &amp; 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&amp;S XXX</i> .....	<i>Chapter # of enacted Private &amp; Special Law</i>
<i>PASSED</i> .....	<i>Joint Order passed in both bodies</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 Second Regular Session (unless otherwise specified in a particular law) is July 25, 2002.

**Patrick T. Norton, Interim Director**  
**Offices located in Room 215 of the Cross Office Building**

## Joint Standing Committee on Inland Fisheries and Wildlife

LD 1895, a concept draft pursuant to Joint Rule 208, proposed to authorize local fire and police departments, local medivac and dive teams and other similar organizations to become involved in search and rescue efforts as first responders.

**LD 1923**                      **An Act to Amend Maine's Wild Turkey Hunting Season**                      **PUBLIC 655  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NUTTING J	OTP-AM	H-1076 DUNLAP S-430

LD 1923 proposed to repeal language in the statute that restricts the Commissioner of Inland Fisheries and Wildlife from establishing a fall wild turkey hunting season. This bill also proposed to add wild turkeys to the statutes dealing with substantial damage by wild animals.

**Committee Amendment "A" (S-430)**, which was adopted as amended by House Amendment "A," proposed to remove the prohibition on using electronic calling devices while hunting wild turkey.

The amendment proposed to delay the effective date for the imposition of wild turkey hunting permit fees to July 1, 2002. It also proposed to add an appropriation section and a fiscal note to the bill.

**House Amendment "A" to Committee Amendment "A" (H-1076)**, which was adopted, proposed to remove the prohibition on using electronic turkey calls and make the repeal of the Maine Revised Statutes, Title 12, section 7469, subsection 11 effective June 5, 2002.

*Enacted law summary*

Public Law 2001, chapter 655 authorizes the Commissioner of Inland Fisheries and Wildlife to from establish a fall wild turkey hunting season and removes the prohibition on using electronic turkey calls. It also adds wild turkeys to the statutes dealing with nuisance wild animals.

Public Law 2001, chapter 655 was enacted as an emergency measure effective April 10, 2002.

**LD 1929**                      **An Act to Stabilize the Funding of the Department of Inland Fisheries and Wildlife**                      **PUBLIC 690**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DUNLAP	OTP-AM    A	H-1021
CARPENTER	ONTP        B	H-1061 DUNLAP
	OTP-AM    C	S-600 GOLDTHWAIT

LD 1929 proposed to increase various hunting and fishing license and permit fees. This bill also proposed to establish a program that requires the cost of providing general fish-related and wildlife-related benefits are equitably shared between the General Fund and license fees.

## Joint Standing Committee on Inland Fisheries and Wildlife

**Committee Amendment "A" (H-1021)**, which was adopted as amended by House and Senate Amendments "A", proposed to replace the bill and do the following:

1. Establish the Fiscal Stability Program to require the executive branch, beginning with the 2004-2005 biennial budget and for each biennial budget thereafter, to submit a biennial budget that includes a General Fund appropriation of 18% of the Department of Inland Fisheries and Wildlife's requested biennial budget;
2. Establish the Wildlife Enthusiast's Conservation Appreciation, Recreation and Enjoyment support program to encourage voluntary support for non-game programs and services provided by the department. The fee for participating in this program would be \$19;
3. Authorize the department to charge a fee of up to \$10 to cover administrative costs for the issuance of miscellaneous licenses and permits that do not have a fee provided by law;
4. Remove the fee schedule for boys and girls camp fishing licenses that is based on the number of campers and replaces it with a fee of \$75 for all camps;
5. Increase the permit fee for migratory waterfowl to \$5.50 and a bear hunting permit to \$25 for residents and \$65 for nonresidents;
6. Set bass tournament fees for weigh-in tournaments at \$50 per day and for catch-and-release at \$10 per day and establishes a 3-year guide license for \$79;
7. Modify the application process for an antlerless deer permit, increase the fee for the permit from \$1 to \$10 and remove the prohibition against junior hunters transferring an antlerless deer or turkey permit to a qualified person;
8. Remove the requirement that a person must show proof of a valid hunting license or big game license before being issued a moose or turkey permit;
9. Create a 10-chance application for a moose permit for nonresidents for \$50;
10. Set the registration fee for all-terrain vehicles at \$17 for residents and \$35 for nonresidents and require that after administrative costs, 50% of the revenues raised be deposited in the ATV Recreational Management Fund and that the department use a portion of the funds for an ATV law enforcement grant-in-aid program; and
11. Add a fiscal note to the bill.

**House Amendment "A" to Committee Amendment "A" (H-1061)**, which was adopted, proposed to repeal the expanded archery season and make these changes effective January 1, 2003.

**Senate Amendment "A" to Committee Amendment "A" (S-600)**, which was adopted, proposed to appropriate \$30,000 to the Department of Conservation, Boating Facility Program for repairs to the Verona boat launch.

### *Enacted law summary*

Public Law 2001, chapter 690 does the following:

## Joint Standing Committee on Inland Fisheries and Wildlife

1. Establishes the Fiscal Stability Program to require the executive branch, beginning with the 2004-2005 biennial budget and for each biennial budget thereafter, to submit a biennial budget that includes a General Fund appropriation of 18% of the Department of Inland Fisheries and Wildlife's requested biennial budget;
2. Establishes the Wildlife Enthusiast's Conservation Appreciation, Recreation and Enjoyment support program to encourage voluntary support for non-game programs and services provided by the department;
3. Authorizes the department to charge a fee of up to \$10 to cover administrative costs for the issuance of miscellaneous licenses and permits that do not have a fee provided by law;
4. Removes the fee schedule for boys and girls camp fishing licenses that is based on the number of campers and replaces it with a fee of \$75 for all camps;
5. Increases the permit fee for migratory waterfowl to \$5.50 and a bear hunting permit to \$25 for residents and \$65 for nonresidents;
6. Sets bass tournament fees for weigh-in tournaments at \$50 per day and for catch-and-release at \$10 per day and establishes a 3-year guide license for \$79;
7. Increases the fee for an antlerless deer permit from \$1 to \$10 and removes the prohibition against junior hunters transferring an antlerless deer or turkey permit to a qualified person;
8. Removes the requirement that a person must show proof of a valid hunting license or big game license before being issued a moose or turkey permit;
9. Creates a 10-chance application for a moose permit for nonresidents for \$50;
10. Sets the registration fee for all-terrain vehicles at \$17 for residents and \$35 for nonresidents and requires that after administrative costs, 50% of the revenues raised be deposited in the ATV Recreational Management Fund and that the department use a portion of the funds for an ATV law enforcement grant-in-aid program;
11. Repeals the expanded archery season and corresponding cross-references effective January 1, 2003; and
12. Appropriates \$30,000 to the Department of Conservation, Boating Facility Program for repairs to the Verona boat launch.

**LD 1939**

**An Act to Allow Landowner Permits to be Issued for Turkey  
Hunting**

**PUBLIC 530  
EMERGENCY**

Sponsor(s)  
CHICK  
EDMONDS

Committee Report  
OTP

Amendments Adopted

LD 1939 proposed to allow the Commissioner of Inland Fisheries and Wildlife to issue turkey hunting permits to landowners who keep their land open to the public for hunting.