

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
123<sup>RD</sup> LEGISLATURE  
SECOND REGULAR AND FIRST SPECIAL SESSIONS



Summaries of bills, adopted amendments and laws enacted or finally passed  
during the Second Regular or First Special Sessions of the 123<sup>rd</sup> Maine  
Legislature coming from the

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

May 2008

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**STATE OF MAINE**  
123<sup>RD</sup> LEGISLATURE  
SECOND REGULAR & FIRST SPECIAL SESSIONS



**LEGISLATIVE DIGEST OF BILL SUMMARIES AND  
ENACTED LAWS**

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all bills and adopted amendments and all laws enacted or finally passed during the Second Regular or First Special Sessions of the 123<sup>rd</sup> Maine Legislature.

The *Digest* is arranged alphabetically by committee, and within each committee by LD number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each bill title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. The appendices include a summary of relevant session statistics, an index of all bills by LD number and an index of enacted laws by law type and chapter number.

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; bill died</i>                                  |
| <i>ONTP (or Accepted ONTP report)</i> .....           | <i>Ought Not To Pass report accepted; bill died</i>                            |
| <i>P&amp;S XXX</i> .....                              | <i>Chapter # of enacted Private &amp; 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>                          |

The effective date for non-emergency legislation enacted in the Second Regular Session (R2) is June 30, 2008. The effective date for non-emergency legislation enacted in the First Special Session (S1) is July 18, 2008.<sup>1</sup> The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills. Any bill summarized in this document having an LD number less than 1932 was a bill carried over from the First Regular Session of the 123<sup>rd</sup> Legislature.

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<sup>1</sup> The session in which each law was enacted or finally passed (R2 or S1) is included in Appendix C.

***Joint Standing Committee on Inland Fisheries and Wildlife***

**LD 2241    Resolve, Regarding Legislative Review of Portions of Chapter 1, Open Water and Ice Fishing Regulations, a Major Substantive Rule of the Department of Inland Fisheries and Wildlife**

**DIED BETWEEN HOUSES**

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
|                   | OTP-AM                  | H-762                     |

LD 2241 provides for legislative review of portions of Chapter 1: Open Water and Ice Fishing Regulations, a major substantive rule of the Department of Inland Fisheries and Wildlife.

**Committee Amendment "A" (H-762)**

This amendment authorizes the final adoption of the major substantive rule of the Department of Inland Fisheries and Wildlife that designated state waters that contain Artic Charr as State Heritage Fish Waters if Black Lake in Aroostook County, Rainbow Lake in Piscataquis County and Floods Pond in Hancock County is removed from the proposed list.

**LD 2288    Resolve, To Create a Deer Predation Working Group**

**RESOLVE 191**

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

This resolve is a committee bill relating to the recommendations of the working group created by Resolve 2007, chapter 39. It directs the Commissioner of Inland Fisheries and Wildlife to establish an 8-member deer predation working group to develop policies and protocols for the control of deer predation by coyotes and bear. The working group is directed to report its findings and recommendations to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters no later than January 5, 2009. The resolve authorizes the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters to submit legislation relating to the report to the First Regular Session of the 124th Legislature.

**Enacted Law Summary**

Resolve 2007, chapter 191 directs the Commissioner of Inland Fisheries and Wildlife to establish an 8-member deer predation working group to develop policies and protocols for the control of deer predation by coyotes and bear. The working group must report its findings and recommendations to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters no later than January 5, 2009. Resolve 2007, chapter 191 authorizes the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters to submit legislation relating to the report to the First Regular Session of the 124th Legislature.

**LD 2308    Resolve, To Stabilize the Bureau of Warden Service and the Division of Fisheries and Hatcheries**

**DIED ON ADJOURNMENT**

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| RICHARDSON D      | OTP-AM                  | H-1031                    |

This bill raises certain hunting, fishing and trapping licensing and permit fees by \$2 for residents and \$4 for nonresidents. It also provides that revenue raised by the fee increases must be deposited into a special nonlapsing account within the Department of Inland Fisheries and Wildlife to fund nonpersonal services of the Bureau of