

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
124<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed during the First Regular Session of the 124<sup>th</sup> Maine Legislature coming from the

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

July 2009

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# STATE OF MAINE

124<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



## 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 First Regular Session of the 124<sup>th</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:

|   |   |
|---|---|
| CARRIED OVER.....                             | Carried over to a subsequent session of the Legislature                 |
| 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; bill died                                  |
| ONTP (or Accepted ONTP report).....           | Ought Not To Pass report accepted; bill died                            |
| 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                          |

The effective date for non-emergency legislation enacted in the First Regular Session of the 124<sup>th</sup> Legislature is September 12, 2009. The effective date for legislation enacted as an emergency measure is specified in the enacted law summary for those bills.

# *Joint Standing Committee on Inland Fisheries and Wildlife*

13. Remove the prohibition against placing an ice shack on the ice of inland water more than 3 days before the start of ice fishing season.

**LD 88      An Act To Permit Personal Watercraft on Lake St. George in Liberty      ACCEPTED ONTP REPORT**

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

LD 88 allows personal watercraft to be operated on Lake St. George in Liberty.

**Committee Amendment "A" (S-45)**

This amendment is a minority report. It changes the fine structure for certain violations of watercraft operation laws from fines of not less than \$100 or more than \$500 to a minimum fine of \$500.

**LD 124      An Act To Remove Game Sanctuary Status for Certain Lands in the Town of Orrington      PUBLIC 4**

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

LD 124 removes game sanctuary status for certain lands in the Town of Orrington.

**Enacted Law Summary**

Public Law 2009, chapter 4 removes game sanctuary status for certain lands in the Town of Orrington. Public Law 2009, chapter 269 enacted later in this session restores the game sanctuary status for this property.

**LD 132      An Act To Clarify Hunting and Trapping Laws for Youth      PUBLIC 69**

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| BRYANT B          | OTP-AM                  | S-46                      |

LD 132 amends the hunting and trapping laws to:

1. Provide penalties for adult supervisors, parents and guardians of minors who violate the laws governing fishing, hunting and trapping;
2. Conform the age requirement for licensure of nonresident anglers to that of resident anglers in accordance with an effort by the Department of Inland Fisheries and Wildlife to make fishing laws more consistent; and

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

3. Prohibit a person under 10 years of age from trapping bear. This is a safety concern of the Department of Inland Fisheries and Wildlife.

### **Committee Amendment "A" (S-46)**

This amendment removes provisions of LD 132 relating to the licensure of youth anglers.

### **Enacted Law Summary**

Public Law 2009, chapter 69 provides penalties for adult supervisors, parents and guardians of minors who violate the laws governing fishing, hunting and trapping and prohibits a person under 10 year of age from trapping bear.

**LD 137      Resolve, To Authorize a Trail To Be Built Connecting the Cascade Falls Trail with the Eastern Trail      **ONTP****

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

LD 137 authorizes the Department of Inland Fisheries and Wildlife to enter into an agreement to allow a trail to be built across state-owned land in Saco.

**LD 138      An Act Regarding the Placement of Bait To Attract Wild Animals or Birds for Hunting      **PUBLIC 70****

| <u>Sponsor(s)</u> | <u>Committee Report</u> | <u>Amendments Adopted</u> |
|-------------------|-------------------------|---------------------------|
| SARTY<br>COURTNEY | OTP-AM                  | H-60                      |

LD 138 requires the labeling of bait sites, owner permission to place baits and cleanup of bait areas within a specific period of time.

### **Committee Amendment "A" (H-60)**

This amendment replaces the bill and amends the laws governing baiting to:

1. Require a person placing bait to plainly label the bait site with a 2-inch-by-4-inch tag identifying the name and address of the person establishing the bait site;
2. Provide that a person may not hunt at a bait site established by another person unless that person has permission from the person that established the bait site; and
3. Require the person that established the bait site to remove the bait and the bait label and clean up the bait site after the landowner requests the removal of that bait or within 20 days from the last day the person that established the bait site hunted over that bait.

The baiting requirements in this amendment do not apply to bear baiting or bait placed on the ice of inland waters.

### **Enacted Law Summary**