

MAINE STATE LEGISLATURE

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STATE OF MAINE
124TH LEGISLATURE
FIRST REGULAR SESSION



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

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

July 2009

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STATE OF MAINE

124TH 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 124th 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 124th 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

LD 510 An Act To Require Reimbursement for Search and Rescue Operations

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVIELLO	ONTP	

LD 510 establishes the Maine Rescue Card program, which insures the holder against costs that may be incurred by the State for search and rescue operations carried out on behalf of the holder. The fee for the card is \$20 annually. This bill also requires the Commissioner of Inland Fisheries and Wildlife to recover the costs directly related to a specific search and rescue operation from the person for whom the search and rescue operation was conducted unless that person either holds a Maine Rescue Card or a valid license or registration for outdoor recreational activities issued by the Department of Inland Fisheries and Wildlife.

LD 525 An Act To Amend the Law Regarding Littering on Public Lands

PUBLIC 424

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WATSON	OTP-AM MAJ ONTP MIN	H-62 S-206

LD 525 expands the authority of a court to order the surrender of any permit or license issued by the Department of Inland Fisheries and Wildlife held by a person who violates the litter laws, regardless of whether the littering occurred on lands managed by the department.

Committee Amendment "A" (H-62)

This amendment includes registrations issued by the Department of Inland Fisheries and Wildlife to the list of licenses and permits the court may suspend for littering violations.

Committee of Conference Amendment "A" (S-206)

This is the Committee of Conference report and it does the following.

1. It incorporates the provisions of Senate Amendment "A" regarding the removal of the court's authority to order the surrender of a hunting or fishing license.
2. It adds language directing the Joint Standing Committee on Criminal Justice and Public Safety to review the State's litter control laws regarding the dumping of waste material or unwanted objects on public and private property without the permission of the landowner.
3. It directs that committee to determine changes needed to the State's litter control laws, in particular the penalty structure, to enhance the effectiveness of those laws in preventing the dumping of waste material or other unwanted objects on public and private property without the permission of the landowner, and to increase the successful prosecution of those responsible for such dumping.
4. It authorizes the Joint Standing Committee on Criminal Justice and Public Safety to submit legislation to the

Joint Standing Committee on Inland Fisheries and Wildlife

Second Regular Session of the 124th Legislature regarding this matter.

Enacted Law Summary

Public Law 2009, chapter 424 does the following.

1. It incorporates the provisions of Senate Amendment "A" regarding the removal of the court's authority to order the surrender of a hunting or fishing license.
2. It adds language directing the Joint Standing Committee on Criminal Justice and Public Safety to review the State's litter control laws regarding the dumping of waste material or unwanted objects on public and private property without the permission of the landowner.
3. It directs that committee to determine changes needed to the State's litter control laws, in particular the penalty structure, to enhance the effectiveness of those laws in preventing the dumping of waste material or other unwanted objects on public and private property without the permission of the landowner, and to increase the successful prosecution of those responsible for such dumping.
4. It authorizes the Joint Standing Committee on Criminal Justice and Public Safety to submit legislation to the Second Regular Session of the 124th Legislature regarding this matter.

LD 577 An Act To Create a Speed Limit on Long Lake and Brandy Pond in Cumberland County

**ACCEPTED ONTP
REPORT**

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

LD 577 establishes speed limits for the operation of watercraft on Long Lake and Brandy Pond in Cumberland County and provides that fine revenues from speeding violations must be used for enforcement operations by the Department of Inland Fisheries and Wildlife, Bureau of Warden Service. The speed limits are repealed December 31, 2012. It also requires the Commissioner of Inland Fisheries and Wildlife to report to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters on the effectiveness and feasibility of the speed limits by no later than February 15, 2012.

LD 603 An Act To Create Recreational Access to the Unorganized Territories

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON	ONTP	

LD 603 is a concept draft pursuant to Joint Rule 208 and proposes to require the Department of Inland Fisheries and Wildlife to develop a plan to allow all-terrain vehicles access to the unorganized territories.