

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

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

MEMBERS:

SEN. BRUCE S. BRYANT, CHAIR
SEN. TROY DALE JACKSON
SEN. A. DAVID TRAHAN

REP. HERBERT E. CLARK, CHAIR
REP. WALTER A. WHEELER, SR.
REP. JANE E. EBERLE
REP. SHERYL J. BRIGGS
REP. MICHAEL A. SHAW
REP. PAUL T. DAVIS, SR.
REP. EVERETT W. MCLEOD, SR.
REP. RALPH W. SARTY, JR.
REP. DALE J. CRAFTS
REP. THOMAS B. SAVIELLO

STAFF:

CURTIS C. BENTLEY, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670

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 714 requires the Department of Inland Fisheries and Wildlife to publish notification of any fish stocking and to hold a hearing if the department receives a sufficient number of requests for a hearing.

Committee Amendment "A" (H-246)

This amendment replaces the bill and provides that when the Department of Inland Fisheries and Wildlife, Bureau of Resource Management plans to stock an inland water for the first time or to stock a new fish species or permanently stop stocking a fish species that is currently being stocked, the department shall notify the public through its website and by e-mail and allow for public comment on the stocking plan prior to implementing that plan. This requirement does not apply to private ponds or fishing programs for children.

Enacted Law Summary

Public Law 2009, chapter 216 provides that when the Department of Inland Fisheries and Wildlife, Bureau of Resource Management plans to stock an inland water for the first time or to stock a new fish species or permanently stop stocking a fish species that is currently being stocked, the department shall notify the public through its website and by e-mail and allow for public comment on the stocking plan prior to implementing that plan. This requirement does not apply to private ponds or fishing programs for children.

LD 719 An Act To Allow Nonresidents under 14 Years of Age To Fish without a License ONTP

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

LD 719 allows a nonresident under 14 years of age to fish without a license.

LD 720 An Act To Permit the Commercial Harvesting of Illegal and Nuisance Fish Species ONTP

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

LD 720 directs the Commissioner of Inland Fisheries and Wildlife to create an inland waters commercial fishing license that allows the holder to harvest illegally introduced and nuisance fish species from the inland waters of the State for commercial purposes.

LD 751 Resolve, To Transfer the Phillips Fish Hatchery to the Sandy River Land Trust ONTP

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

Joint Standing Committee on Inland Fisheries and Wildlife

LD 751 directs the Commissioner of Inland Fisheries and Wildlife to transfer the Phillips Fish Hatchery in Phillips to the Sandy River Land Trust.

LD 800 *Resolve, To Establish a Landlocked Salmon Enhancement Pilot Project*

ONTP

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

LD 800 directs the Department of Inland Fisheries and Wildlife to develop a landlocked salmon enhancement pilot project designed to allow the harvest of salmon while at the same time protecting and enhancing the wild salmon population, producing trophy fish and determining the maximum attainable age of salmon.

LD 807 *An Act To Improve and Promote Maine's Landlocked Salmon Resources*

Carried Over

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

LD 807 provides that:

1. By no later than July 1, 2014 that no fewer than 75 inland waters containing landlocked salmon will be managed to produce salmon that exceed 4 pounds in weight;
2. By October 1, 2009, the Commissioner of Inland Fisheries and Wildlife will initiate a pilot project to stock Echo Lake and Eagle Lake on Mount Desert Island with only fall fingerling hatchery salmon on an alternate-year basis and the rule-making process to restrict salmon fishing to catch and release on one or more waters where salmon is the primary fishery; and
3. By October 1, 2009, the Commissioner of Inland Fisheries and Wildlife will initiate a 5-year experimental program to enhance landlocked salmon brood stock by taking landlocked salmon eggs from salmon brood stock that is 5 years of age or older and develop a new landlocked salmon brood stock source composed of wild salmon.

This bill was carried over to any special or regular session of the 124th Legislature by joint order, H.P. 1053.

LD 811 *An Act To Amend Certain Provisions of Fish and Wildlife Laws*

PUBLIC 340

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRYANT B	OTP-AM	S-168

LD 811 amends the laws governing inland fisheries and wildlife as follows.