

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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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

register a harvested wild turkey by telephone or over the Internet.

LD 823 An Act To Increase Snowmobile Registration Fees

PUBLIC 226

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CLARK H	OTP-AM MAJ ONTP MIN	H-245

LD 823 amends the snowmobile registration laws to:

1. Establish a snowmobile nontrail registration for anglers, trappers and other snowmobilers who do not use a snowmobile trail that is funded in whole or in part by the Snowmobile Trail Fund;
2. Increase the snowmobile registration fee for a resident from \$35 to \$50;
3. Repeal the 10-day nonresident registration option; and
4. Make it a civil violation for a person to operate a snowmobile on a snowmobile trail that is funded in whole or in part by the Snowmobile Trail Fund if the person does not have a groomed trail system snowmobile registration and sets a fine of \$200 for that violation.

Committee Amendment "A" (H-245)

This amendment replaces the bill and increases the resident snowmobile registration fee by \$5 and dedicates that amount to the Snowmobile Trail Fund of the Department of Conservation, Bureau of Parks and Lands.

Enacted Law Summary

Public Law 2009, chapter 226 increases the resident snowmobile registration fee by \$5 and dedicates that amount to the Snowmobile Trail Fund of the Department of Conservation, Bureau of Parks and Lands.

LD 824 An Act To Allow Authorized Agents to Process Moose Hunting Lottery Applications and Antlerless Deer Permit Applications

PUBLIC 186
EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GIFFORD	OTP-AM	H-235

LD 824 establishes a moose permit lottery only for residents who have applied for a permit for at least the 3 prior consecutive years and who have never been issued a moose permit.

Committee Amendment "A" (H-235)

This amendment replaces the bill and allows municipal clerks or other agents appointed by the Commissioner of Inland Fisheries and Wildlife to process moose lottery applications and antlerless deer permit applications and to charge a \$2 agent fee for applications processed by the clerk or agent. It also adds an emergency preamble and an emergency clause.

Enacted Law Summary

Joint Standing Committee on Inland Fisheries and Wildlife

Public Law 2009, chapter 186 allows municipal clerks or other agents appointed by the Commissioner of Inland Fisheries and Wildlife to process moose lottery applications and antlerless deer permit applications and to charge a \$2 agent fee for applications processed by the clerk or agent.

Public Law 2009, chapter 186 was enacted as an emergency measure effective May 21, 2009.

LD 925 An Act To Allow Youth To Fish for Smelt on Worthley Pond

DIED BETWEEN
HOUSES

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRYANT B	ONTP MAJ OTP-AM MIN	

LD 925 allows smelt fishing by a person under 17 years of age on Worthley Pond in the Town of Peru in Oxford County.

Committee Amendment "A" (S-157)

This amendment replaces the bill. It provides that a person may not fish for smelt in Worthley Pond within the Town of Peru, Oxford County but does authorize a person who has not attained 17 years of age to fish in that pond with a dip net. It sets a 2-quart daily bag limit and makes violating that limit a Class C crime. The amendment also prohibits smelting in Worthley Pond for commercial purposes, makes smelting in Worthley Pond for commercial purposes a Class D crime and imposes a fine of not less than \$1,000 for violating that prohibition.

Senate Amendment "A" To Committee Amendment "A" (S-299)

This amendment changes the maximum age from 17 years to 16 years of a person authorized to fish for smelt on Worthley Pond.

LD 926 An Act To Allow Smelt Fishing in Metallak Brook, Upper Richardson Lake

DIED BETWEEN
HOUSES

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRYANT B	ONTP MAJ OTP-AM MIN	

LD 926 allows smelting on Metallak Brook, a tributary of Upper Richardson Lake in Oxford County.

Committee Amendment "A" (S-158)

This amendment replaces the bill with a resolve allowing smelting on Metallak Brook for the 2010 smelting season only.

Senate Amendment "A" To Committee Amendment "A" (S-245)

This amendment allows smelting on Metallak Brook during the 2010 to 2014 smelting seasons and delays the repeal date from January 1, 2011 to January 1, 2015.