

MAINE STATE LEGISLATURE

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STATE OF MAINE
124TH LEGISLATURE
SECOND REGULAR SESSION



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

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

April 2010

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STATE OF MAINE

124TH LEGISLATURE
SECOND 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 Second 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:

<i>CARRIED OVER</i>	<i>Carried over to a subsequent session of the Legislature</i>
<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 HOUSES</i>	<i>House & 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&S XXX</i>	<i>Chapter # of enacted Private & 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 of the 124th Legislature is Monday, July 12, 2010. 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

House Amendment "A" To Committee Amendment "A" (H-757)

This amendment removes the authority of the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters and the joint standing committee of the Legislature having jurisdiction over natural resources matters to submit bills to the First Regular Session of the 125th Legislature pertaining to matters contained in the report.

Enacted Law Summary

Resolve 2009, chapter 203 does the following:

1. Directs the Department of Environmental Protection and the Department of Inland Fisheries and Wildlife to review all lakes in the State with known infestations of aquatic invasive plant species to determine the type, extent and location of each infestation and its proximity to boat access points and to gather other data about general use of those access points and the extent of local involvement. It also directs the departments to collaborate with lake associations and user groups to identify private boat ramps on lakes infested with aquatic invasive plant species;
2. Directs the Department of Environmental Protection to collect information on the types and extent of surface water extraction and review surface water extraction activities to determine in each case if an informational letter to the extractor regarding the spread of aquatic invasive plant species is necessary to prevent the introduction or spread of an aquatic invasive plant species through the surface water extraction process;
3. Directs the Department of Environmental Protection and the Department of Inland Fisheries and Wildlife to work cooperatively to increase the effectiveness of educational and outreach efforts;
4. Directs the Department of Environmental Protection and the Department of Inland Fisheries and Wildlife to report to the joint standing committee of the Legislature having jurisdiction over natural resources matters and the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters and the Interagency Task Force on Invasive Aquatic Plants and Nuisance Species by January 2, 2011 on matters contained in this resolve and to report on any new aquatic invasive plant species infestations identified;
5. Directs the Department of Environmental Protection and the Department of Inland Fisheries and Wildlife to facilitate the continued work of an aquatic invasive plant species working group. The working group shall continue its work exploring initiatives related to aquatic invasive plant species and collaborate with the Interagency Task Force on Invasive Aquatic Plants and Nuisance Species; and
6. Provides that the Department of Environmental Protection and the Department of Inland Fisheries and Wildlife must meet the requirements in the resolve within existing resources but authorizes those departments to accept outside funding for purposes of the resolve.

Resolve 2009, chapter 203 was finally passed as an emergency measure effective April 6, 2010.

LD 1549

An Act To Allow Deer Hunting in Owls Head during Firearms Season with Shotguns Only

**ACCEPTED ONTP
REPORT**

Sponsor(s)

MAZUREK

Committee Report

ONTP MAJ
OTP MIN

Amendments Adopted

Joint Standing Committee on Inland Fisheries and Wildlife

LD 1549 restricted deer hunting to shotguns only during the firearms season on deer in the mainland portion of the Town of Owls Head and on Sheep Island.

LD 1614 An Act To Prohibit the Use of Personal Watercraft on Wilson Pond

ACCEPTED ONTP
REPORT

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

This bill adds Lower Wilson Pond and Upper Wilson Pond in Piscataquis County to the list of bodies of water on which a person is prohibited from operating personal watercraft.

LD 1650 An Act To Amend Provisions of Certain Laws Relating to Fish and Wildlife

PUBLIC 550
EMERGENCY

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BRYANT B	OTP-AM	H-774 CLARK H S-388 S-452 BRYANT B

LD 1650 authorizes hunters to use dogs to hunt wild turkey during the fall season. It also corrects references from assistant game wardens to deputy game wardens.

Committee Amendment "A" (S-388)

This amendment changes the current night hunting season on coyotes, which runs from December 16th to June 1st, to December 16th to August 31st. It also make permanent a temporary provision of law that allows a person to train up to 6 dogs at a time on bear, expands the time such trainings can occur by one month and requires a person training dogs on wildlife to have a valid hunting license. The amendment prohibits fishing from the fishways at the Chain of Ponds Dam in Chain of Ponds Township in Franklin County and Long Pond Dam in Seven Ponds Township in Franklin County.

Senate Amendment "B" (S-452)

This amendment increases from four to six the number of dogs a person may use at any one time to hunt bear.

House Amendment "A" (H-774)

This amendment amends the law prohibiting the corruption of drinking water by clarifying that a hunter may place a carcass on the ice for purposes of coyote hunting. It also exempts coyotes from the waste of game prohibition. The amendment specifies that, except as otherwise provided in a rule adopted by the Department of Inland Fisheries and Wildlife that is specific to a particular body of water in the State, the open water fishing season for 2010 begins on the effective date of the bill. The amendment adds an emergency preamble and emergency clause to the bill.

Enacted Law Summary

Public Law 2009, chapter 550 does the following: