

MAINE STATE LEGISLATURE

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STATE OF MAINE
125TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON AGRICULTURE,
CONSERVATION AND FORESTRY**

July 2011

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LEGISLATIVE DIGEST OF BILL SUMMARIES AND
ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* summarizes all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 125th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD 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 LD is noted to the right of the LD title. The following describes the various final actions.

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; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public Law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 125th Legislature is September 28, 2011. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Agriculture, Conservation and Forestry

This amendment authorizes designated employees of the Department of Agriculture, Food and Rural Resources to respond to complaints of animal trespass. It requires an animal to be removed immediately if private or public property is threatened. Under current law, immediate removal is required only if public safety is threatened. It revises the number of trespasses in a given period that constitutes a violation.

Enacted Law Summary

LD 2011, chapter 18 authorizes designated employees of the Department of Agriculture, Food and Rural Resources to respond to complaints of animal trespass. It expands violations of the animal trespass laws to include failure to remove an animal immediately if private or public property is threatened and to an animal found to be trespassing 5 or more days within a 30-day period or 3 or more days within a 7-day period.

Public Law 2011, chapter 18 was enacted as an emergency measure effective April 1, 2011.

LD 92

Resolve, To Dedicate the Haystack Mountain Summit Trail to the Memory of Dustin J. Libby

RESOLVE 18

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WILLETTE A SHERMAN	OTP-AM	H-18

LD 92 directs the Department of Conservation, Bureau of Parks and Lands to designate the public hiking trail on Haystack Mountain in Castle Hill the Dustin J. Libby Trail.

Committee Amendment "A" (H-18)

This amendment directs the Department of Conservation, Bureau of Parks and Lands to place a sign at the trailhead of the public hiking trail leading to the summit of Haystack Mountain and a memorial bench with a plaque at the summit dedicating the trail to the memory of Dustin J. Libby.

Enacted Law Summary

Resolve 2011, chapter 18 directs the Department of Conservation, Bureau of Parks and Lands to place a sign at the trailhead of the public hiking trail leading to the summit of Haystack Mountain and a memorial bench with a plaque at the summit dedicating the trail to the memory of Dustin J. Libby.

LD 99

An Act To Allow the Use of Public Funds for the Repair and Maintenance of Private Roads and Bridges and To Ensure Public Access to the Seboomook Lake Region

ONTP

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

LD 99 authorizes the Department of Conservation, Bureau of Parks and Lands to repair and maintain, or cause to be repaired and maintained, a private road, private way or bridge to provide public access to nonreserved public lands, public reserved lands or private lands on which an easement guaranteeing public access for recreational uses is held. The bill also directs the Department of Conservation to negotiate an agreement with owners of land along an approximately 13-mile section of Northern Road in Somerset County for the purpose of providing year-round motor vehicle access to public lands in the Seboomook Lake region and to Pittston Farm.