

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
125<sup>TH</sup> LEGISLATURE  
FIRST REGULAR SESSION



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

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

July 2011

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125<sup>TH</sup> LEGISLATURE  
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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 125<sup>th</sup> 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 125<sup>th</sup> 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 Inland Fisheries and Wildlife***

Resolve 2011, chapter 15 directs the Department of Inland Fisheries and Wildlife to create the Wilderness Rescue Task Force to study the necessity and feasibility of establishing first aid stations and helicopter landing areas in remote locations where access and first aid supplies may not be readily available to search and rescue personnel. It also requires the department to report the task force's findings and recommendations to the Joint Standing Committee on Inland Fisheries and Wildlife by February 1, 2012.

**LD 254      An Act To Amend the Standards by Which Law Enforcement Officers      PUBLIC 248**  
**May Stop an All-terrain Vehicle Operating on Private Property**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SARTY DIAMOND	OTP-AM MAJ ONTP MIN	H-160

Current law provides that a game warden may stop an all-terrain vehicle to ascertain whether a violation of the law has occurred if the game warden has a reasonable and articulable suspicion to believe that a violation of the law has taken place or is taking place. This bill allows a game warden to stop an all-terrain vehicle without a reasonable and articulable suspicion to believe a violation of the law has occurred, which was the standard in law prior to 2009.

**Committee Amendment "A" (H-160)**

This amendment retains the provisions of the bill and clarifies existing law that authorizes all law enforcement officers, not just game wardens, to enforce the provisions of the Maine Revised Statutes, Title 12, Part 13. It does not expand or otherwise restrict the current authority of game wardens or other law enforcement officers.

**Enacted Law Summary**

Public Law 2011, chapter 248 authorizes a law enforcement officer to stop an all-terrain vehicle without a reasonable and articulable suspicion to believe a violation of the law has occurred.

**LD 270      An Act To Reserve a Number of Moose Permits for the Tribes of Maine      ONTP**

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

This bill requires the Commissioner of Inland Fisheries and Wildlife to reserve 225 moose hunting permits for the Indian tribes of the State, 200 for the 4 federally recognized Indian tribes and 25 for the Wesget Sipu Tribe.

**LD 271      Resolve, To Direct the Department of Inland Fisheries and Wildlife To      RESOLVE 20**  
**Prepare a Deer Winter Feeding Strategy**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON	OTP-AM	S-15