

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
126<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 2013

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# STATE OF MAINE

126<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* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 126<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 126<sup>th</sup> Legislature is October 9, 2013. 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*

**LD 203 An Act To Require Kayakers on Open Salt Water To Use a Personal Flotation Device**

**ACCEPTED  
MAJORITY  
(ONTP) REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MALABY	ONTP OTP-AM	

This bill requires a person to wear a Coast Guard approved Type III personal flotation device while kayaking on open salt water on the internal waters of the State.

**Committee Amendment "A" (H-162)**

This amendment, which is the minority report of the committee, provides that the requirement in the bill that a kayaker wear a Coast Guard approved Type III personal flotation device applies on the State's coastal waters instead of on the State's internal waters as proposed in the bill.

**LD 229 An Act To Simplify and Encourage the Sale of Hunting and Fishing Licenses and Permits**

**PUBLIC 322  
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SHAW DUTREMBLE	OTP-AM	H-523

This bill:

1. Extends the lifetime license system for hunting and fishing licenses to all individuals regardless of age;
2. Allows antlerless deer permits to be transferred to any other hunter, regardless of age;
3. Requires the Department of Inland Fisheries and Wildlife to convene a task force composed of persons representing individuals and organizations that purchase licenses, permits and registrations issued by the department for the purpose of creating a plan to reduce the number of types of licenses, permits and registrations administered by the department. The department must submit the plan to the Joint Standing Committee on Inland Fisheries and Wildlife by December 1, 2013, together with draft legislation necessary to implement the recommendations. The committee is authorized to report out a bill related to the subject matter of the report to the Second Regular Session of the 126th Legislature;
4. Requires the department to develop a plan for updating its online system for persons to purchase licenses and registrations, known as the Maine Online Sportsman's Electronic System. The department must submit its plan, together with a proposed budget for implementing the plan, to the Joint Standing Committee on Inland Fisheries and Wildlife by April 1, 2013. The committee may report out a bill related to the subject matter of the report to the First Regular Session of the 126th Legislature; and
5. Requires the department to develop a plan to simplify and streamline the eligibility requirements for and issuance of complimentary licenses, the laws governing license revocations and the laws governing hunting, including age restrictions, equipment restrictions and supervision requirements. The plan must extend the supervisory requirements for apprentice hunters to junior hunters and make supervisory requirements for hunting consistent with those that apply to trapping. The department is required to submit the plan to the Joint Standing Committee on Inland Fisheries and Wildlife by December 1, 2013, together with draft legislation necessary to

## ***Joint Standing Committee on Inland Fisheries and Wildlife***

implement the recommendations. The committee may report out a bill related to the subject matter of the report to the Second Regular Session of the 126th Legislature.

### **Committee Amendment "A" (H-523)**

This amendment:

1. Removes the sections of the bill that extend the lifetime license system and establish a task force to reduce the number of licenses and permits;
2. Modifies the provisions of the bill allowing any person, regardless of age, to transfer an antlerless deer permit to another person to clarify that a resident may transfer a permit only to another resident and a nonresident may transfer a permit only to another nonresident;
3. Modifies the provisions of the bill that require the Department of Inland Fisheries and Wildlife to develop a plan for updating its online system for persons to purchase licenses and registrations to require that the plan be based on a user survey, to require that it focus on the user interface and provide options for online renewal of trapping and guide licenses and to extend the date for completion of the plan to December 1, 2013;
4. Adds a provision directing the Department of Inland Fisheries and Wildlife to commission an actuarial review of expanding the lifetime license system for hunting and fishing licenses issued by the department. The department must submit a report with the findings, along with an explanation of the study methodology and any proposed modifications to the lifetime license system, to the Joint Standing Committee on Inland Fisheries and Wildlife during the Second Regular Session of the 126th Legislature. The committee may report out a bill related to the subject matter of the report to the Second Regular Session of the 126th Legislature; and
5. Adds an appropriations and allocations section.

### **Enacted Law Summary**

Public Law 2103, chapter 322:

1. Allows any resident, regardless of age, to transfer an antlerless deer permit only to another resident and any nonresident, regardless of age, to transfer an antlerless deer permit only to another nonresident;
2. Requires that the Department of Inland Fisheries and Wildlife develop by December 1, 2013, a plan for updating its online system for persons to purchase licenses and registrations. It requires that the plan be based on a user survey, that it focus on the user interface and provide options for online renewal of trapping and guide licenses;
3. Directs the Department of Inland Fisheries and Wildlife to commission an actuarial study to expand the lifetime license system for hunting and fishing licenses issued by the department. The department must submit a report with the findings, along with an explanation of the study methodology and any proposed modifications to the lifetime license system, to the Joint Standing Committee on Inland Fisheries and Wildlife during the Second Regular Session of the 126th Legislature. The committee may report out a bill related to the subject matter of the report to the Second Regular Session of the 126th Legislature; and
4. Adds an appropriations and allocations section for the actuarial study for expanding lifetime licenses.

Public Law 2103, chapter 322 was enacted as an emergency measure effective June 21, 2013.

See also LD 153.