

MAINE STATE LEGISLATURE

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STATE OF MAINE
126TH 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

126TH LEGISLATURE

FIRST REGULAR SESSION



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 126th 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 126th 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

territories. The bill allows for an extra \$1 charge.

**LD 477 Resolve, To Open Wild Turkey Hunting in Wildlife Management
District 27 for the 2013 Spring Turkey Hunting Season**

**RESOLVE 10
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HICKMAN	OTP-AM	H-96

This bill establishes an open season for hunting wild turkeys for the month of October, during which there is no bag limit.

Committee Amendment "A" (H-96)

This amendment strikes the bill and instead replaces it with a resolve establishing a spring turkey hunting season in Wildlife Management District 27 beginning April 29, 2013 and ending June 3, 2013.

Enacted Law Summary

Resolve 2013, chapter 10 establishes a spring turkey hunting season in Wildlife Management District 27 beginning April 29, 2013 and ending June 3, 2013.

Resolve 2013, chapter 10 was finally passed as an emergency measure effective April 25, 2013.

**LD 514 An Act To Allow Boards and Associations of Lakes and Ponds To Stock
Fish**

**ACCEPTED
MAJORITY
(ONTP) REPORT**

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

This bill authorizes a lake association to stock a pond subject to the association's activities with fish when the association purchases the fish to be stocked from the Department of Inland Fisheries and Wildlife and the association provides the public with boat access to the pond being stocked by the association. It also requires the association to pay any costs incurred by the Department of Inland Fisheries and Wildlife associated with the association's stocking activity.

Committee Amendment "A" (S-210)

This amendment adds a stipulation that a lake association's authority to stock with fish a pond subject to the association's activities also requires the association to receive prior approval of the fish being stocked from the Department of Inland Fisheries and Wildlife. This amendment removes the requirement that the association provide the public with year-round boat access to the pond being stocked by the association.

**LD 540 An Act To Amend the Laws Governing the Discharge of a Firearm or
Crossbow near a Dwelling or Building**

PUBLIC 215

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SHAW SAVIELLO	OTP-AM	H-264

Joint Standing Committee on Inland Fisheries and Wildlife

This bill defines "projectile" to clarify what may be discharged within 100 yards of a building or residence when hunting.

Committee Amendment "A" (H-264)

This amendment adds bow and arrow to the list of hunting implements that may not be discharged within 100 yards of a building or residential dwelling without the permission of the owner. The amendment also clarifies that the bill's prohibition on causing a projectile to pass within 100 yards of a building or residence is limited to projectiles discharged from a firearm, crossbow or bow and arrow.

Enacted Law Summary

Public Law 2013, chapter 215 defines "projectile" to clarify what may be discharged within 100 yards of a building or residence when hunting and adds bow and arrow to the list of hunting implements that may not be discharged within 100 yards of a building or residential dwelling without the permission of the owner. It also clarifies that the bill's prohibition on causing a projectile to pass within 100 yards of a building or residence is limited to projectiles discharged from a firearm, crossbow or bow and arrow.

LD 541 An Act To Amend the Laws Governing Complimentary Hunting, Trapping and Fishing Licenses for Disabled Veterans

PUBLIC 404

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WILSON PLUMMER	OTP-AM	H-74

This bill changes the threshold of disability at which a resident disabled veteran receives complimentary hunting, fishing and trapping licenses from 100%, or 70% if the veteran served in a combat zone during an armed conflict, to 50% or more for all resident disabled veterans.

Committee Amendment "A" (H-74)

This amendment incorporates a fiscal note.

Enacted Law Summary

Public Law 2013, chapter 404 changes the threshold of disability at which a resident disabled veteran receives complimentary hunting, fishing and trapping licenses from 100%, or 70% if the veteran served in a combat zone during an armed conflict, to 50% or more for all resident disabled veterans.

LD 542 An Act To Remove the Limit on the Retention of Live Smelts

**PUBLIC 73
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KESCHL SAVIELLO	OTP ONTP	

This bill removes the limit of 5 dozen live smelts from a person's daily bag limit for smelt fishing.

Enacted Law Summary

Public Law 2013, chapter 73 removes the limit of 5 dozen live smelts from a person's daily bag limit for smelt fishing.

Public Law 2013, chapter 73 was enacted as an emergency measure effective May 7, 2013.