

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

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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 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

1. It requires the Commissioner of Inland Fisheries and Wildlife to include in the listing of state heritage fish waters those waters that contain eastern brook trout and that have not been stocked since January 1, 1988. It also requires the commissioner to ensure these waters are protected to the same extent as state heritage fish waters composed of lakes and ponds that contain eastern brook trout that have never been stocked.

2. It establishes additional protections for lakes and ponds containing eastern brook trout that do not contain any nonnative species, including waters not designated as state heritage fish waters. The commissioner is required to annually inventory these waters and identify any nonnative species introduced into the waters. The commissioner is also required to take any actions within the commissioner's authority to ensure that nonnative species are not introduced into these waters and that any nonnative species that is introduced is removed. It prohibits a person from using live fish as bait or possessing live fish to be used as bait in any of these waters.

3. It eliminates all closed seasons and number, amount, weight and size limits for the taking or possession of any species of fish identified as having been illegally introduced. The commissioner may not actively promote fishing for these fish, but the commissioner is required to encourage persons who do catch these fish to kill them.

See enacted law summary for LD 1191.

LD 618 An Act To Eliminate Restrictions on Affiliated Outfitters in Laws ONTP
Governing Whitewater Rafting

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

This bill eliminates those sections of law that govern the licensure of affiliated groups and affiliated outfitters as commercial whitewater outfitters, removing restrictions on their participation in the industry.

See enacted law summary for LD 281.

LD 652 Resolve, To Establish the Advisory Committee To Update Rules INDEF PP
Regulating Commercial Whitewater Rafting

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

This bill was acted upon without reference to committee.

This resolve establishes the Advisory Committee To Update Rules Regulating Commercial Whitewater Rafting.

LD 679 Resolve, Regarding the Management of Maine's Brook Trout and ACCEPTED
Landlocked Salmon Resources MAJORITY
(ONTP) REPORT

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HUBBELL LANGLEY	ONTP OTP	

Joint Standing Committee on Inland Fisheries and Wildlife

This resolve directs the Department of Inland Fisheries and Wildlife to examine certain issues with respect to the current status of brook trout and landlocked salmon in the State and recommend policies and develop a statewide plan to address these issues. The Department of Inland Fisheries and Wildlife is required to report by January 15, 2014 to the Joint Standing Committee on Inland Fisheries and Wildlife with suggested legislation, and the Joint Standing Committee on Inland Fisheries and Wildlife is authorized to submit a bill to the Second Regular Session of the 126th Legislature.

See enacted law summary for LD 1191.

LD 705 An Act To Amend the Junior Hunting License Requirements

**ACCEPTED
MAJORITY
(ONTP) REPORT**

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

This bill allows a junior hunting license to be issued to a person who attains 10 years of age in the calendar year of the hunting season.

Committee Amendment "A" (S-82)

This amendment, which is the minority report of the committee, amends the age limitation for obtaining a hunting license to allow a hunting license to be issued to a person who attains 10 years of age in the calendar year of the hunting season.

LD 717 An Act To Provide Free Fishing Licenses to Certain Children in the Custody of the Department of Health and Human Services

PUBLIC 93

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCABE TUTTLE	OTP	

This bill allows a complimentary fishing license to be issued to any resident 16 or 17 years of age who is in the custody of the Department of Health and Human Services.

Enacted Law Summary

Public Law 2013, chapter 93 allows a complimentary fishing license to be issued to any resident 16 or 17 years of age who is in the custody of the Department of Health and Human Services.

LD 730 An Act To Protect Maine's Loons by Banning Lead Sinkers and Jigs

PUBLIC 372

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HASKELL SHAW	OTP-AM ONTP	S-231 S-274 DUTREMBLE

This bill makes it illegal to sell or use lead sinkers and jigs weighing one ounce or less and measuring 2 1/2 inches or less in length.