

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

Committee Amendment "A" (S-231)

This amendment, which is the majority report of the Joint Standing Committee on Inland Fisheries and Wildlife, prohibits the sale, offer for sale and use of lead sinkers weighing one ounce or less or measuring 2 1/2 inches or less in length and prohibits the sale, offer for sale and use of unpainted lead jigs weighing one ounce or less or measuring 2 1/2 inches or less in length. Beginning September 1, 2016, the sale or offer for sale of all lead jigs weighing one ounce or less or measuring 2 1/2 inches or less in length is prohibited. Beginning September 1, 2017, the amendment prohibits the use of all lead jigs weighing one ounce or less or measuring 2 1/2 inches or less in length.

Senate Amendment "A" To Committee Amendment "A" (S-274)

This amendment delays the prohibition of the sale of bare lead jigs to September 1, 2016 and delays the prohibition of the use of bare lead jigs to September 1, 2017.

Enacted Law Summary

Public Law 2013, chapter 372 prohibits the sale, offer for sale and use of lead sinkers weighing one ounce or less or measuring 2 1/2 inches or less in length and prohibits the sale, offer for sale and use of unpainted lead jigs weighing one ounce or less or measuring 2 1/2 inches or less in length. Beginning September 1, 2016, the sale or offer for sale of all lead jigs weighing one ounce or less or measuring 2 1/2 inches or less in length is prohibited. Beginning September 1, 2017, the use of all lead jigs weighing one ounce or less or measuring 2 1/2 inches or less in length is prohibited.

LD 736	An Act To Establish the Review Board of Appeals To Review the Denial of Hunting and Fishing Licenses	ONTP
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<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T WOOD	ONTP	

This bill establishes the Review Board of Appeals within the Department of Inland Fisheries and Wildlife to review hunting and fishing license denials by the department.

LD 738	An Act To Promote the Northern Maine Economy and Support Maine's Sporting Camp Tradition	HELD BY GOVERNOR
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<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T WOOD	OTP-AM ONTP	S-305 S-340 HILL

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to provide economic support for certain sporting camps by directing the Department of Inland Fisheries and Wildlife to offer for sale a certain number of moose permits for the camps' use. In order to qualify, a sporting camp must be a facility licensed by the Department of Health and Human Services that offers American plan fully guided taxable moose hunting packages. The moose permits would be transferable and valid for one-time use during the current season or the next season on an American plan fully guided hunt within the eligible camp's zone or up to 2 contiguous zones.

The following criteria must be considered when the Department of Inland Fisheries and Wildlife offers the moose

Joint Standing Committee on Inland Fisheries and Wildlife

permits for sale:

1. The total number of moose permits must be greater than the number issued in calendar year 2012;
2. All hunters must hold valid Maine hunting licenses;
3. The fee per permit is \$1,500;
4. The number of permits offered for sale to the sporting camps must be capped at 250; and
5. The revenue received from the sale of the permits must be used to offset any loss from the moose permit auction by youth conservation education programs.

Committee Amendment "A" (S-305)

This amendment, which is the majority report of the committee, replaces the bill and creates a new moose hunting permit lottery system for hunting outfitters, who may sell or transfer the permits as part of an eating, lodging and hunting package. The permits made available for this lottery, if any, will come from 10% of the number of permits that exceed 3,140, which is the total number of moose hunting permits issued in 2010. Individuals hunting with permits issued under this system must hunt with a licensed Maine guide. Proceeds of the new lottery system will be allocated to youth conservation education programs under certain conditions and any remainder will be allocated to the Moose Research and Management Fund.

Senate Amendment "A" To Committee Amendment "A" (S-340)

This amendment lapses \$10,374 for each of fiscal years 2013-14 and 2014-15 from the Inland Fisheries and Wildlife Carrying Balances - General Fund account to the General Fund unappropriated surplus to offset the loss in revenue from changes made to moose permit fees.

LD 757 An Act To Amend the Hunting Laws as They Pertain to the Training of PUBLIC 286
Dogs

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SHORT DUTREMBLE	OTP-AM	H-358

This bill allows a person to train dogs on pen-raised birds at any time without a hunting license.

Committee Amendment "A" (H-358)

This amendment prohibits a person from training dogs on wild birds and wild animals if that person has a suspended or revoked license issued by the Department of Inland Fisheries and Wildlife.

Enacted Law Summary

Public Law 2013, chapter 286 allows a person to train dogs on pen-raised birds at any time without a hunting license and prohibits a person from training dogs on wild birds and wild animals if that person has a suspended or revoked license issued by the Department of Inland Fisheries and Wildlife.