

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

This amendment allows a person to hunt wild turkey with a crossbow during the spring open wild turkey hunting season established by rule. A person with a moose permit and that person's authorized subpermittee are both allowed to hunt moose with a crossbow during the open season on moose as established by rule and in accordance with the provisions for the lawful hunting of moose. Also, this amendment restores the restriction against using a crossbow within 100 feet of a dwelling, which is removed in the bill.

Enacted Law Summary

Public Law 2013, chapter 236 allows a person to hunt any wild bird or animal with a crossbow during any open season on that bird or animal. This law allows a person to hunt bear with a crossbow during the open season on bear as provided in other law. It further allows a person to hunt wild turkey with a crossbow during the spring open wild turkey hunting season established by rule. A person with a moose permit and that person's authorized subpermittee are both allowed to hunt moose with a crossbow during the open season on moose as established by rule and in accordance with the provisions for the lawful hunting of moose. Finally, Public Law 2013, chapter 236 maintains the restriction against using a crossbow within 100 feet of a dwelling.

LD 1016 An Act Regarding the Buying and Selling of Animal Parts

PUBLIC 333

Sponsor(s)

DAVIS

Committee Report

OTP-AM

Amendments Adopted

H-359

This bill adds language to the law on buying and selling wild animals and wild birds that prohibits the purchase, sale, offer for sale or barter of any physical part of a wild animal or wild bird, and it adds certain parts that may be purchased or sold, such as naturally shed deer or moose antlers and finished wildlife products, including but not limited to tanned animal hides and taxidermy mounts.

Committee Amendment "A" (H-359)

This amendment does the following.

1. It clarifies that wild animal parts permitted to be bought and sold under the bill may not be attached to other parts of the animal.
2. It provides that a hide dealer's license is required to commercially buy, sell, barter or trade certain parts of animals or to buy, sell, barter or trade for any purpose, commercial or noncommercial, bear gall bladders, raw unfinished moose antlers and raw unfinished deer antlers.
3. It adds a confidentiality provision relating to reporting requirements for hide dealers to protect proprietary information.
4. It changes the class of crime for engaging in certain activities without a hide dealer's license from a Class E crime to a Class D crime.

Enacted Law Summary

Public Law 2013, chapter 333 does the following.

1. It adds language to the law on buying and selling wild animals and wild birds that prohibits the purchase, sale, offer for sale or barter of any physical part of a wild animal or wild bird, and it adds certain parts that may be purchased or sold, such as naturally shed deer or moose antlers and finished wildlife products, including but not limited to tanned animal hides and taxidermy mounts.

Joint Standing Committee on Inland Fisheries and Wildlife

2. It clarifies that wild animal parts permitted to be bought and sold under the bill may not be attached to other parts of the animal.
3. It provides that a hide dealer's license is required to commercially buy, sell, barter or trade certain parts of animals or to buy, sell, barter or trade for any purpose, commercial or noncommercial, bear gall bladders, raw unfinished moose antlers and raw unfinished deer antlers.
4. It adds a confidentiality provision relating to reporting requirements for hide dealers to protect proprietary information.
5. It changes the class of crime for engaging in certain activities without a hide dealer's license from a Class E crime to a Class D crime.

LD 1117 An Act To Amend the Laws Governing Muzzle-loading Hunting Season ONTP

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

This bill changes the special muzzle-loading open season on deer to immediately before the regular deer hunting season.

LD 1148 An Act To Expand the Season for Night Hunting of Coyotes ONTP

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

This bill establishes a night hunting season for coyotes from September 1st to December 15th. Hunting coyotes at night during this season must be at fixed bait locations and under the supervision of a game warden. It allows a client of a licensed guide who holds a permit to participate in night hunting of coyotes during this season without obtaining a permit.

See also bill summaries for LDs 96, 199, 798 and 970.

**LD 1174 Resolve, To Establish the Commission To Study the Creation of a State
and Federal Fish and Wildlife Museum at the Massabesic Experimental
Forest in Alfred and Lyman ONTP**

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

This resolve establishes the Commission To Study the Creation of a State and Federal Fish and Wildlife Museum at the Massabesic Experimental Forest in Alfred and Lyman.