

MAINE STATE LEGISLATURE

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STATE OF MAINE
129TH LEGISLATURE
FIRST SPECIAL AND SECOND REGULAR SESSIONS



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON
INLAND FISHERIES AND WILDLIFE**

November 2020

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STATE OF MAINE

129TH 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 129th 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. An appendix provides a summary of relevant session statistics.

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 129th Legislature is Thursday, September 19, 2019. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

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the commissioner, regardless of whether the person is exempt from hunter safety course requirements;

- 2. For a second violation, order that all licenses and permits issued to the person by the Department of Inland Fisheries and Wildlife be suspended for a period of two years; and
- 3. For a third or subsequent violation, order that all licenses and permits issued to the person by the Department of Inland Fisheries and Wildlife be permanently suspended.

The bill provides a mechanism for notice and opportunities for hearing and appeal of administrative action taken by the commissioner. This bill, which had not yet been voted by the committee, was carried over in committee to any special session of the 129th Legislature by joint order, S.P. 788.

LD 2003 An Act Regarding Permits To Possess Wildlife in Captivity

PUBLIC 652

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DILL J	OTP	

This bill amends the law governing the issuance of permits to possess wildlife in captivity to allow the Commissioner of Inland Fisheries and Wildlife to issue a notice of corrective action to a person who possesses wildlife in captivity without a permit and who is issued a permit by the commissioner.

Enacted Law Summary

Public Law 2019, chapter 652 amends the law governing the issuance of permits to possess wildlife in captivity to allow the Commissioner of Inland Fisheries and Wildlife to issue a notice of corrective action to a person who possesses wildlife in captivity without a permit and who is issued a permit by the commissioner.

LD 2065 An Act To Address Decibel Level Limits for Airboats

PUBLIC 662

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCREIGHT J MIRAMANT D	OTP-AM	H-752

This bill exempts airboats, which are defined as flat-bottomed watercraft propelled by an aircraft-type propeller and powered by either an aircraft engine or an automotive engine, from the noise level limits imposed on other watercraft. Instead, this bill allows the Commissioner of Inland Fisheries and Wildlife to establish noise level limits for airboats by routine technical rules.

This bill also requires the Joint Standing Committee of Inland Fisheries and Wildlife and the Joint Standing Committee on Marine Resources to jointly solicit and collect information regarding airboats, including uses of airboats, noise levels and complaints and suggestions for reducing complaints regarding the use of airboats, from interested parties, such as harbor masters, town clerks and residents of coastal towns and airboat users and sellers. Based on the suggestions, the Commissioner of Inland Fisheries and Wildlife and the Commissioner of Marine Resources are authorized to implement legislation to the First Regular Session of the 130th Legislature to implement whatever suggestions the commissioners determine are necessary.

Committee Amendment "A" (H-752)

This amendment clarifies that the rules adopted by the Commissioner of Inland Fisheries and Wildlife regarding

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noise level limits are routine technical rules. The amendment also requires the Commissioner of Inland Fisheries and Wildlife and the Commissioner of Marine Resources to submit recommended legislation based on the suggestions solicited.

Enacted Law Summary

Public Law, chapter 662 requires that airboats not exceed noise level limits established by rule. The law directs the Commissioner of Inland Fisheries and Wildlife and the Commissioner of Marine Resources to jointly solicit and collect information regarding airboats and authorizes the commissioners to submit recommended legislation to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters. The committee may report out legislation to the to the First Regular Session of the 130th Legislature to implement the recommendations.

LD 2130 An Act To Fund Maine's Recreational Trails

CARRIED OVER

Sponsor(s)

Committee Report

Amendments Adopted

This bill was reported out by the Joint Standing Committee on Inland Fisheries and Wildlife pursuant to Resolve 2019, chapter 35, section 1 and then referred back to the committee for processing in the normal course.

The bill increases the registration fees for all-terrain vehicles by \$25 for each type of registration. The bill provides that the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands must use the registration fees deposited into the ATV Recreational Management Fund to oversee construction and maintenance of designated state-approved all-terrain vehicle trails.

This bill, which had been voted but not yet reported out of committee, was carried over to any special session of the 129th Legislature by joint order, S.P. 788.