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Legislative Document

No. 229

H.P. 190

House of Representatives, February 5, 2013

**An Act To Simplify and Encourage the Sale of Hunting and Fishing
Licenses and Permits**

(EMERGENCY)

Reference to the Committee on Inland Fisheries and Wildlife suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative SHAW of Standish.
Cosponsored by Senator DUTREMBLE of York and
Representatives: DAVIS of Sangerville, GILBERT of Jay, HARVELL of Farmington,
McCABE of Skowhegan, SANDERSON of Chelsea, SAUCIER of Presque Isle, Senators:
BURNS of Washington, PLUMMER of Cumberland.

1 **Emergency preamble. Whereas,** acts and resolves of the Legislature do not
2 become effective until 90 days after adjournment unless enacted as emergencies; and

3 **Whereas,** it is important to update the Department of Inland Fisheries and Wildlife's
4 online system for persons to purchase licenses and registrations as soon as possible to
5 increase its efficiency and usability; and

6 **Whereas,** in the judgment of the Legislature, these facts create an emergency within
7 the meaning of the Constitution of Maine and require the following legislation as
8 immediately necessary for the preservation of the public peace, health and safety; now,
9 therefore,

10 **Be it enacted by the People of the State of Maine as follows:**

11 **Sec. 1. 12 MRSA §10851, sub-§1,** as amended by PL 2011, c. 253, §12 and c.
12 268, §1, is further amended to read:

13 **1. Infants, youth, adults and seniors.** The following lifetime licenses may be
14 purchased:

15 A. For a person who is less than 6 years of age:

16 (1) An infant lifetime fishing license. The fee for an infant lifetime fishing
17 license is \$150 for a resident and \$450 for a nonresident, except that, from
18 December 1, 2011 until March 1, 2015, the fee for a nonresident is \$200;

19 (2) An infant lifetime hunting license. The fee for an infant lifetime hunting
20 license is \$150 for a resident and \$450 for a nonresident, except that, from
21 December 1, 2011 until March 1, 2015, the fee for a nonresident is \$200;

22 (3) An infant lifetime archery hunting license. The fee for an infant lifetime
23 archery hunting license is \$150 for a resident and \$450 for a nonresident, except
24 that, from December 1, 2011 until March 1, 2015, the fee for a nonresident is
25 \$200;

26 (3-A) An infant lifetime trapping license. The fee for an infant lifetime trapping
27 license is \$150 for a resident and \$450 for a nonresident, except that, from
28 December 1, 2011 until March 1, 2015, the fee for a nonresident is \$200;

29 (4) An infant combination of any 2 lifetime licenses. The fee for an infant
30 combination of any 2 lifetime licenses is \$250 for a resident and \$750 for a
31 nonresident, except that, from December 1, 2011 until March 1, 2015, the fee for
32 a nonresident is \$425; and

33 (5) An infant combination of any 3 lifetime licenses. The fee for an infant
34 combination of any 3 lifetime licenses is \$400 for a resident and \$1,200 for a
35 nonresident, except that, from December 1, 2011 until March 1, 2015, the fee for
36 a nonresident is \$660;

37 B. For a person from 6 to ~~15~~ 64 years of age:

- 1 (1) A ~~junior~~ lifetime fishing license. The fee for a ~~junior~~ lifetime fishing license
2 is \$300 for a resident and \$900 for a nonresident;
- 3 (2) A ~~junior~~ lifetime hunting license. The fee for a ~~junior~~ lifetime hunting
4 license is \$300 for a resident and \$900 for a nonresident;
- 5 (3) A ~~junior~~ lifetime archery hunting license. The fee for a ~~junior~~ lifetime
6 archery hunting license is \$300 for a resident and \$900 for a nonresident;
- 7 (3-A) A ~~junior~~ lifetime trapping license. The fee for a ~~junior~~ lifetime trapping
8 license is \$300 for a resident and \$900 for a nonresident;
- 9 (4) A ~~junior~~ combination of any 2 lifetime licenses. The fee for a ~~junior~~
10 combination of any 2 lifetime licenses is \$500 for a resident and \$1,500 for a
11 nonresident; and
- 12 (5) A ~~junior~~ combination of any 3 lifetime licenses. The fee for a ~~junior~~
13 combination of any 3 lifetime licenses is \$800 for a resident and \$2,400 for a
14 nonresident;
- 15 C. For a resident from 65 to 69 years of age:
- 16 (1) A senior resident lifetime fishing license. The fee for a senior resident
17 lifetime fishing license is \$50 for a person who purchases the license in the year
18 in which that person turns 65 years of age, \$40 for a person who purchases the
19 license in the year in which that person turns 66 years of age, \$30 for a person
20 who purchases the license in the year in which that person turns 67 years of age,
21 \$20 for a person who purchases the license in the year in which that person turns
22 68 years of age and \$10 for a person who purchases the license in the year in
23 which that person turns 69 years of age;
- 24 (2) A senior resident lifetime hunting license. The fee for a senior resident
25 lifetime hunting license is \$50 for a person who purchases the license in the year
26 in which that person turns 65 years of age, \$40 for a person who purchases the
27 license in the year in which that person turns 66 years of age, \$30 for a person
28 who purchases the license in the year in which that person turns 67 years of age,
29 \$20 for a person who purchases the license in the year in which that person turns
30 68 years of age and \$10 for a person who purchases the license in the year in
31 which that person turns 69 years of age;
- 32 (3) A senior resident lifetime archery hunting license. The fee for a senior
33 resident lifetime archery hunting license is \$50 for a person who purchases the
34 license in the year in which that person turns 65 years of age, \$40 for a person
35 who purchases the license in the year in which that person turns 66 years of age,
36 \$30 for a person who purchases the license in the year in which that person turns
37 67 years of age, \$20 for a person who purchases the license in the year in which
38 that person turns 68 years of age and \$10 for a person who purchases the license
39 in the year in which that person turns 69 years of age;
- 40 (3-A) A senior resident lifetime trapping license. The fee for a senior resident
41 lifetime trapping license is \$50 for a person who purchases the license in the year
42 in which that person turns 65 years of age, \$40 for a person who purchases the
43 license in the year in which that person turns 66 years of age, \$30 for a person

1 who purchases the license in the year in which that person turns 67 years of age,
2 \$20 for a person who purchases the license in the year in which that person turns
3 68 years of age and \$10 for a person who purchases the license in the year in
4 which that person turns 69 years of age;

5 (4) A senior resident combination of any 2 lifetime licenses. The fee for a senior
6 resident combination of any 2 lifetime licenses is \$80 for a person who purchases
7 the license in the year in which that person turns 65 years of age, \$64 for a person
8 who purchases the license in the year in which that person turns 66 years of age,
9 \$48 for a person who purchases the license in the year in which that person turns
10 67 years of age, \$32 for a person who purchases the license in the year in which
11 that person turns 68 years of age and \$16 for a person who purchases the license
12 in the year in which that person turns 69 years of age; and

13 (5) A senior resident combination of any 3 lifetime licenses. The fee for a senior
14 resident combination of any 3 lifetime licenses is \$110 for a person who
15 purchases the license in the year in which that person turns 65 years of age, \$94
16 for a person who purchases the license in the year in which that person turns 66
17 years of age, \$78 for a person who purchases the license in the year in which that
18 person turns 67 years of age, \$52 for a person who purchases the license in the
19 year in which that person turns 68 years of age and \$26 for a person who
20 purchases the license in the year in which that person turns 69 years of age; and

21 D. For a resident 70 years of age or older. For a person who holds a valid senior
22 lifetime license under this section at any time during the calendar year that person
23 turns 70 years of age, that lifetime license includes all hunting permits and licenses
24 authorized in this Part and may renew at no cost a guide license under section 12853.
25 A person who is 70 years of age or older may purchase a senior lifetime license that
26 entitles the holder to all the privileges described in this paragraph for a one-time \$8
27 fee.

28 **Sec. 2. 12 MRSA §11152, sub-§5**, as affected by PL 2003, c. 614, §9 and
29 amended by c. 655, Pt. B, §122 and affected by §422, is further amended to read:

30 **5. Hunter permit transfers.** A ~~junior hunter or a person 65 years of age or older~~
31 may take an antlerless deer if a person who holds a valid antlerless deer permit transfers
32 the permit to ~~the junior hunter or that person 65 years of age or older~~ by identifying the
33 name, ~~age~~ and address of the transferee on the permit as well as any other information
34 reasonably requested by the commissioner and then returns the permit to the department
35 prior to the start of the firearm season on deer. The commissioner shall record the
36 transfer and return the permit to the ~~junior hunter or person 65 years of age or older~~
37 transferee. A valid permit must be in the possession of the transferee in order for the
38 transferee to take an antlerless deer.

39 **Sec. 3. 12 MRSA §11152, sub-§6**, as enacted by PL 2003, c. 655, Pt. B, §123
40 and affected by §422, is repealed.

41 **Sec. 4. Task force to reduce the number of licenses, permits and**
42 **registrations.** The Department of Inland Fisheries and Wildlife shall convene a task
43 force composed of persons representing individuals and organizations that purchase

1 licenses, permits and registrations issued by the department for the purpose of creating a
2 plan to reduce the number of types of licenses, permits and registrations administered by
3 the department. The department shall submit a report including the plan it develops
4 under this section to the Joint Standing Committee on Inland Fisheries and Wildlife by
5 December 1, 2013, together with draft legislation necessary to implement the plan. The
6 committee may report out a bill related to the subject matter of the report to the Second
7 Regular Session of the 126th Legislature.

8 **Sec. 5. Updating of the Maine Online Sportsman's Electronic System.**

9 The Department of Inland Fisheries and Wildlife shall develop a plan for updating its
10 online system for persons to purchase licenses and registrations, known as the Maine
11 Online Sportsman's Electronic System. The department shall submit its plan, together
12 with a proposed budget for implementing the plan, to the Joint Standing Committee on
13 Inland Fisheries and Wildlife by April 1, 2013. The committee may report out a bill
14 related to the subject matter of the report to the First Regular Session of the 126th
15 Legislature.

16 **Sec. 6. Improving the laws governing inland fisheries and wildlife.** The
17 Department of Inland Fisheries and Wildlife shall develop a plan to simplify and
18 streamline:

19 **1. Complimentary licenses.** The eligibility requirements for and issuance of
20 complimentary licenses;

21 **2. Revocation of licenses.** The laws governing license revocations; and

22 **3. Hunting licenses.** The laws governing hunting, including age restrictions,
23 equipment restrictions and supervision requirements. The plan must extend the
24 supervisory requirements for apprentice hunters to junior hunters and make supervisory
25 requirements for hunting consistent with those that apply to trapping.

26 The department shall submit a report including the plan it develops under this section
27 to the Joint Standing Committee on Inland Fisheries and Wildlife by December 1, 2013,
28 together with draft legislation necessary to implement the plan. The committee may
29 report out a bill related to the subject matter of the report to the Second Regular Session
30 of the 126th Legislature.

31 **Emergency clause.** In view of the emergency cited in the preamble, this
32 legislation takes effect when approved.

33 **SUMMARY**

34 This bill:

35 1. Extends the lifetime license system for hunting and fishing licenses to all
36 individuals regardless of age;

37 2. Allows antlerless deer permits to be transferred to any other hunter, regardless of
38 age;

1 3. Requires the Department of Inland Fisheries and Wildlife to convene a task force
2 composed of persons representing individuals and organizations that purchase licenses,
3 permits and registrations issued by the department for the purpose of creating a plan to
4 reduce the number of types of licenses, permits and registrations administered by the
5 department. The department must submit the plan to the Joint Standing Committee on
6 Inland Fisheries and Wildlife by December 1, 2013, together with draft legislation
7 necessary to implement the recommendations. The committee is authorized to report out
8 a bill related to the subject matter of the report to the Second Regular Session of the
9 126th Legislature;

10 4. Requires the department to develop a plan for updating its online system for
11 persons to purchase licenses and registrations, known as the Maine Online Sportsman's
12 Electronic System. The department must submit its plan, together with a proposed
13 budget for implementing the plan, to the Joint Standing Committee on Inland Fisheries
14 and Wildlife by April 1, 2013. The committee may report out a bill related to the subject
15 matter of the report to the First Regular Session of the 126th Legislature; and

16 5. Requires the department to develop a plan to simplify and streamline the
17 eligibility requirements for and issuance of complimentary licenses, the laws governing
18 license revocations and the laws governing hunting, including age restrictions, equipment
19 restrictions and supervision requirements. The plan must extend the supervisory
20 requirements for apprentice hunters to junior hunters and make supervisory requirements
21 for hunting consistent with those that apply to trapping. The department is required to
22 submit the plan to the Joint Standing Committee on Inland Fisheries and Wildlife by
23 December 1, 2013, together with draft legislation necessary to implement the
24 recommendations. The committee may report out a bill related to the subject matter of
25 the report to the Second Regular Session of the 126th Legislature.