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2	Date: (Filing No. H-)
3	INLAND FISHERIES AND WILDLIFE
4	Reproduced and distributed under the direction of the Clerk of the House.
5	STATE OF MAINE
6	HOUSE OF REPRESENTATIVES
7	129TH LEGISLATURE
8	SECOND REGULAR SESSION
9 10	COMMITTEE AMENDMENT "" to H.P. 1369, L.D. 1921, Bill, "An Act To Clarify and Enhance Maine's Fish and Wildlife Laws"
11 12	Amend the bill in section 6 in §11108-C by striking out all of subsection 4 (page 2, lines 36 to 38 and page 3, lines 1 to 8 in L.D.) and inserting the following:
13 14 15 16 17 18 19	'4. Supervision of junior hunters 16 years of age. A hunter 16 years of age who obtained a junior hunting license before that person reached 16 years of age may not hunt with that license unless the person is in the presence of and under the effective control of an adult a junior hunter supervisor or the person has successfully completed a hunter safety course acceptable under section 11105 established under section 10108 specific to the method of hunting authorized by the license. The following penalties apply to a violation of this subsection:
20 21	A. A person who violates this subsection commits a civil violation for which a fine of not less than \$100 nor more than \$500 may be adjudged; and
22 23 24	B. A person who violates paragraph A after having been adjudicated as having committed 3 or more civil violations under this Part within the previous 5-year period commits a Class E crime.'
25	Amend the bill by adding after section 7 the following:
26 27	'Sec. 8. 12 MRSA §12201, sub-§1-B, ¶A, as enacted by PL 2013, c. 538, §30, is amended to read:
28	A. "Adult Junior trapper supervisor" means:
29	(1) The parent or guardian of the junior trapper; or
30	(2) A person 18 years of age or older who:
31	(a) Is approved by the parent or guardian of the junior trapper; and
32 33	(b) Holds or has held a valid Maine trapping license or meets the requirements of subsection 3.

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COMMITTEE AMENDMENT

1	Sec. 9. 12 MRSA §12201, sub-§5-A is enacted to read:
2 3 4 5 6 7	5-A. Junior trapping license requirements. A trapper 16 years of age who obtained a junior trapping license before that person reached 16 years of age may not trap with that license unless the person is in the presence of and under the effective control of a junior trapper supervisor at all times while trapping or the person has successfully completed a trapper education course established under section 10108, subsection 7. The following penalties apply to a violation of this subsection:
8 9	A. A person who violates this subsection commits a civil violation for which a fine of not less than \$100 nor more than \$500 may be adjudged; and
10 11 12	B. A person who violates paragraph A after having been adjudicated as having committed 3 or more civil violations under this Part within the previous 5-year period commits a Class E crime.
13 14	Sec. 10. 12 MRSA §12201, sub-§7, as amended by PL 2013, c. 538, §32, is further amended to read:
15	7. Supervision of junior trappers. The following provisions must be observed.
16 17 18	A. A person under 10 years of age may not trap unless that person is accompanied at all times while trapping by an adult <u>a junior trapper</u> supervisor. A person under 10 years of age may not trap bear.
19 20	B. A person over 10 years of age and under 16 years of age may not trap unless that person:
21	(1) Holds a junior trapping license; and
22 23 24 25	(2) Is in the presence of and under the effective control of an adult a junior trapper supervisor at all times while trapping, unless the holder of the junior trapping license submits proof of having successfully completed a trapper education course of the type described in section 10108, subsection 7.
26 27	Sec. 11. 12 MRSA §12201, sub-§9, as repealed and replaced by PL 2013, c. 538, §33, is amended to read:
28 29 30	9. Penalties for supervisors of junior trappers. A person who is the <u>adult junior</u> <u>trapper</u> supervisor of a holder of a valid junior trapping license when that junior trapper violates any provision of this Part pertaining to trapping:
31 32	A. Commits a civil violation for which a fine of not less than \$100 nor more than \$500 may be adjudged; and
33 34	B. After having been adjudicated as having committed 3 or more civil violations under this Part within the previous 5-year period, commits a Class E crime.
35 36	Sec. 12. 12 MRSA §12204, sub-§1, ¶B, as amended by PL 2015, c. 301, §30, is further amended to read:
37 38 39	B. "Adult <u>Apprentice trapper</u> supervisor" means a person who is 18 years of age or older and has held a valid adult trapping license under this subchapter for the prior 3 consecutive years.

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COMMITTEE AMENDMENT

1 Sec. 13. 12 MRSA §12204, sub-§2, as amended by PL 2013, c. 538, §34, is 2 further amended to read:

3 **2.** Adult <u>Apprentice trapper</u> supervisor required. A holder of an apprentice 4 trapper license may not trap other than in the presence of an <u>adult apprentice trapper</u> 5 supervisor.

6 Sec. 14. 12 MRSA §12204, sub-§3, as amended by PL 2013, c. 538, §34, is 7 further amended to read:

3. Adult <u>Apprentice trapper</u> supervisor responsibility. An <u>adult apprentice</u> <u>trapper</u> supervisor shall ensure that the holder of an apprentice trapper license follows safe and ethical trapping protocol and adheres to the laws under this Part. An <u>adult</u> <u>apprentice trapper</u> supervisor may not intentionally permit a person trapping under an apprentice trapper license with that <u>adult apprentice trapper</u> supervisor to violate subsection 2.'

Amend the bill by relettering or renumbering any nonconsecutive Part letter or section number to read consecutively.

- 16 SUMMARY 17 This amendment changes the term that refers to the person who supervises a junior trapper from "adult trapper supervisor" to "junior trapper supervisor." The amendment 18 clarifies that a person 16 years of age who obtained a junior trapping license before that 19 person reached 16 years of age must either successfully complete a trapper education 20 course prior to trapping or be supervised by a junior trapper supervisor while trapping 21 after the person turns 16 years of age. 22 23 Additionally, the amendment changes a statutory reference to the hunter safety course 24 a junior hunter is required to complete if not supervised by a junior hunter supervisor. 25 **FISCAL NOTE REQUIRED**
- 26

(See attached)

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COMMITTEE AMENDMENT