

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-THREE

H.P. 271 - L.D. 438

**An Act to Clarify and Amend the Department of Inland Fisheries and
Wildlife Licensing Laws**

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

Sec. 1. 12 MRSA §10153, sub-§1, ¶C, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

C. Four representatives of the public, with no more than 3 holding a license under chapter 927, to be appointed by the Governor for a term of 3 years to reflect a wide diversity of guiding experience. At least 2 members must be chosen for their expertise in outdoor recreation. ~~The public members must be compensated as provided in Title 5, chapter 379;~~ and

Sec. 2. 12 MRSA §10153, sub-§2, ¶B, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

B. At the request of the commissioner, to conduct oral examinations of applicants for guide licenses; and

Sec. 3. 12 MRSA §10153, sub-§2, ¶C, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

C. To advise the commissioner on granting and revoking guide licenses; ~~and.~~

Sec. 4. 12 MRSA §10153, sub-§2, ¶D, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is repealed.

Sec. 5. 12 MRSA §10153, sub-§4 is enacted to read:

4. Compensation. All members of the board except state employees are entitled to receive compensation as provided in Title 5, chapter 379.

Sec. 6. 12 MRSA §10153, sub-§5 is enacted to read:

5. Examiners. The board shall designate examiners for the purpose of conducting oral examinations pursuant to section 12855, subsection 6. Examiners must be selected from active or retired members of the Bureau of Warden Service, current or former board

members, active or retired members of the marine patrol or currently licensed Maine guides. Designated examiners are entitled to \$150 per day plus per diem.

Sec. 7. 12 MRSA §10155, sub-§8 is enacted to read:

8. Examiners. The board shall designate examiners for the purpose of conducting oral examinations pursuant to section 12953. Examiners must be selected from active or retired members of the Bureau of Warden Service, current or former board members or currently licensed Maine taxidermists. Designated examiners are entitled to \$150 per day plus per diem.

Sec. 8. 12 MRSA §11156, sub-§4, as amended by PL 2005, c. 12, Pt. III, §15, is further amended to read:

4. Fee. The fee for a pheasant hunting permit is ~~\$18~~ \$29, ~~\$1~~ \$2 of which is retained by the commissioner's authorized agent.

Sec. 9. 12 MRSA §12855, sub-§5, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

5. Fee. The examination fee is ~~\$100~~ \$125. ~~An applicant may retake the examination once without paying an additional fee.~~ The fee is nonrefundable.

Sec. 10. 12 MRSA §12855, sub-§6, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

6. Oral examination. If an oral examination is administered, the examination must be conducted by at least 2 trained examiners designated pursuant to section 10153, subsection 2, ~~paragraph D~~ 5 who are approved by the commissioner or members of the Advisory Board for the Licensing of Guides.

Sec. 11. 12 MRSA §12953, sub-§3, ¶C, as amended by PL 2015, c. 281, Pt. F, §1, is further amended to read:

C. The application must be accompanied by a nonrefundable fee of ~~\$50~~ \$125. This fee also applies to examinations for general classification under department rules.

Sec. 12. 12 MRSA §12953, sub-§6, as amended by PL 2017, c. 72, §4, is further amended to read:

6. License and fee. License applicants who successfully meet the qualifications set forth in this section must be issued a license upon payment of a \$77 fee for a 3-year license. This fee is in addition to the ~~\$50~~ \$125 application fee required for a first-time applicant and an application for general classification under department rules.

Sec. 13. 12 MRSA §13104, sub-§1, ¶A, as amended by PL 2005, c. 1, §1, is further amended to read:

A. A registration is not required for a snowmobile operated over the snow on land on which the owner lives or ~~on land on which the owner~~ that the snowmobile operator owns or leases, regardless of where that snowmobile operator is domiciled, provided as long as the snowmobile is not operated elsewhere within the jurisdiction of this State.

Sec. 14. Effective date. That section of this Act that amends the Maine Revised Statutes, Title 12, section 11156, subsection 4 takes effect January 1, 2024.