

# **126th MAINE LEGISLATURE**

# FIRST REGULAR SESSION-2013

**Legislative Document** 

No. 1265

H.P. 904

House of Representatives, March 28, 2013

## An Act To Strengthen Maine's Assent Language for Participation in the Federal Aid in Wildlife Restoration Act

Submitted by the Department of Inland Fisheries and Wildlife pursuant to Joint Rule 204. Reference to the Committee on Inland Fisheries and Wildlife suggested and ordered printed.

Millicent M. Mac Jailand

MILLICENT M. MacFARLAND Clerk

Presented by Representative DAVIS of Sangerville. Cosponsored by Senator DUTREMBLE of York and Representative: SHAW of Standish.

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

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Sec. 1. 12 MRSA §10106, sub-§1, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

4 1. Commissioner's authority. The State assents to the Federal Aid in Wildlife 5 Restoration Act, Public Law, September 2, 1937, chapter 899, as amended, and the Federal Aid in Fish Restoration Act, Public Law, August 9, 1950, chapter 658, as 6 amended. The commissioner is authorized, empowered and directed to perform such acts 7 8 as may be necessary to the conduct and establishment of cooperative wildlife and fish 9 restoration projects, as defined in those Acts of Congress, in compliance with those Acts and with rules and regulations promulgated by the United States Secretaries of 10 Agriculture and Interior under those Acts. In accordance with the Constitution of Maine, 11 Article IX, Section 22, the commissioner shall ensure that none of the revenue collected, 12 received or recovered by the department from license and permit fees; fines; the sale, 13 14 lease or rental of property; penalties; and all other revenue sources pursuant to the laws of the State administered by the department, is diverted to any purpose other than 15 administration of the department. 16

### **SUMMARY**

18 This bill requires the Commissioner of Inland Fisheries and Wildlife to ensure that 19 revenue raised by the Department of Inland Fisheries and Wildlife is not diverted to any 20 purpose other than administration of the department in accordance with the Constitution 21 of Maine, Article IX, Section 22. That constitutional provision prohibits the diversion of 22 revenue collected from license and permit fees; fines; the sale, lease or rental of property; 23 penalties; and any other revenue source related to the Department of Inland Fisheries and 24 Wildlife.