

PLEASE NOTE: Legislative Information **cannot** perform research, provide legal advice, or interpret Maine law. For legal assistance, please contact a qualified attorney.

## **An Act To Amend Maine's Endangered and Threatened Species List by Removing the Bald Eagle**

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

**Sec. 1. 12 MRSA §12803, sub-§3, ¶U**, as enacted by PL 2003, c. 573, §6 and affected by §8 and c. 655, Pt. C, §§3 and 6, is repealed.

**Sec. 2. 12 MRSA §12810** is enacted to read:

### **§ 12810. Delisted species**

**1. Definition.** For purposes of this section, "delisted species" means a species that was listed as a state endangered or threatened species under section 12803 and after 2007 was removed from that list by the Legislature. The following is a delisted species:

A. Bald eagle, *Haliaeetus leucocephalus*.

**2. Prohibited acts regarding delisted species.** Except as otherwise authorized by the commissioner pursuant to this Part, a person may not intentionally:

A. Import into the State or export out of the State a delisted species. A person who violates this paragraph commits a Class D crime;

B. Hunt, trap or possess a delisted species within the State. A person who violates this paragraph commits a Class D crime;

C. Process, sell, offer for sale, deliver, carry, transport or ship, by any means whatsoever, a delisted species or any part of a delisted species. A person who violates this paragraph commits a Class D crime; or

D. Feed, set bait for or harass a delisted species. A law enforcement officer, as defined in Title 25, section 2801-A, subsection 5, must issue a warning to a person who violates this paragraph for the first time. A person who violates this paragraph after having previously been given a warning under this paragraph commits a Class D crime.

Effective September 12, 2009