

MAINE STATE LEGISLATURE

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132nd MAINE LEGISLATURE

FIRST REGULAR SESSION-2025

Legislative Document

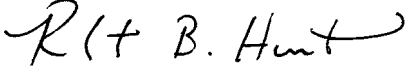
No. 1158

H.P. 763

House of Representatives, March 20, 2025

An Act to Expand Appliance Energy and Water Standards

Reference to the Committee on Environment and Natural Resources suggested and ordered printed.


ROBERT B. HUNT
Clerk

Presented by Representative BELL of Yarmouth.

Cosponsored by Representatives: BRIDGEO of Augusta, DOUDERA of Camden, OSHER of Orono, PLUECKER of Warren, Senator: TEPLER of Sagadahoc.

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

2 **Sec. 1. 38 MRSA §1616, sub-§1, ¶A-1** is enacted to read:

3 A-1. Except as provided in subsection 2, beginning January 1, 2027, a person may not
4 sell or offer for sale in the State any of the following appliances and products
5 manufactured on or after January 1, 2027 that are prohibited from sale in rules adopted
6 by the department in accordance with subsection 3:

- 7 (1) Commercial battery chargers;
8 (2) Commercial dishwashers;
9 (3) Commercial food steamers;
10 (4) Commercial fryers;
11 (5) Commercial ovens;
12 (6) Computer server power supplies;
13 (7) Gas fireplaces;
14 (8) Residential ventilating fans; and
15 (9) Water softeners.

16 **Sec. 2. 38 MRSA §1616, sub-§1, ¶B,** as enacted by PL 2021, c. 433, §1 and
17 reallocated by RR 2021, c. 2, Pt. A, §135, is amended to read:

18 B. In determining a person's compliance with ~~paragraph~~ paragraphs A and A-1, the
19 department shall, to the greatest extent practicable and where consistent with the
20 requirements of this subsection, use information available from other states that
21 regulate the same appliances and products.

22 **Sec. 3. 38 MRSA §1616, sub-§1, ¶C,** as enacted by PL 2021, c. 433, §1 and
23 reallocated by RR 2021, c. 2, Pt. A, §135, is amended to read:

24 C. A person who violates paragraph A or A-1 commits a civil violation for which a
25 fine of not more than \$100 may be adjudged.

26 **Sec. 4. 38 MRSA §1616, sub-§2,** as enacted by PL 2021, c. 433, §1 and reallocated
27 by RR 2021, c. 2, Pt. A, §135, is repealed and the following enacted in its place:

28 **2. Exclusions; federal preemption.** This section does not apply to any appliances
29 and products:

30 A. Listed in subsection 1, paragraph A, subparagraphs (1) to (8) that are manufactured
31 before January 1, 2023;

32 B. Listed in subsection 1, paragraph A-1, subparagraphs (1) to (9) that are
33 manufactured before January 1, 2027; or

34 C. Listed in subsection 1, paragraph A or A-1 that are sold or offered for sale in the
35 State in used condition.

36 An appliance or product listed in subsection 1, paragraph A or A-1 is exempt from the
37 prohibitions in this section and the rules adopted pursuant to this section if state regulation

1 of the appliance or product is preempted by federal statute or regulation, for as long as that
2 federal preemption remains in effect.

3 **Sec. 5. 38 MRSA §1616, sub-§3**, as enacted by PL 2021, c. 433, §1 and reallocated
4 by RR 2021, c. 2, Pt. A, §135, is amended to read:

5 **3. Rules.** The department may adopt rules to prohibit the sale or offering for sale in
6 the State of appliances or products described in subsection 1, ~~paragraph~~ paragraphs A and
7 A-1. Rules adopted pursuant to this subsection are major substantive rules as defined in
8 Title 5, chapter 375, subchapter 2-A.

9 **SUMMARY**

10 This bill adds to the list of new appliances and products in current law that a person
11 may not sell or offer for sale in the State in accordance with rules adopted by the
12 Department of Environmental Protection. The bill adds the following appliances and
13 products that are manufactured on or after January 1, 2027: commercial battery chargers;
14 commercial dishwashers; commercial food steamers; commercial fryers; commercial
15 ovens; computer server power supplies; gas fireplaces; residential ventilating fans; and
16 water softeners.