

MAINE STATE LEGISLATURE

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132nd MAINE LEGISLATURE

FIRST SPECIAL SESSION-2025

Legislative Document

No. 1570

H.P. 1028

House of Representatives, April 10, 2025

An Act to Prohibit Fluoridation of the Public Water Supply

Reference to the Committee on Health and Human Services suggested and ordered printed.

A handwritten signature in cursive script that reads "Robert B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative POIRIER of Skowhegan.

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

2 **Sec. 1. 20-A MRSA §4003**, as corrected by RR 2021, c. 2, Pt. A, §41, is amended
3 to read:

4 **§4003. Water supply**

5 If a school building of a school administrative unit is supplied by a water supply that
6 is operated by the school administrative unit and ~~which~~ that serves only the school buildings
7 under the control of the school board, the water supply is not considered a public water
8 supply under Title 22, ~~sections~~ section 2651-B and 2653. The school board shall ensure
9 that this water supply meets standards set by the Department of Health and Human Services
10 for private water supplies of schools.

11 **Sec. 2. 22 MRSA §2651-A, sub-§1**, as enacted by PL 1983, c. 463, §2, is repealed.

12 **Sec. 3. 22 MRSA §2651-A, sub-§2**, as enacted by PL 1983, c. 463, §2, is repealed.

13 **Sec. 4. 22 MRSA §2651-A, sub-§3**, as enacted by PL 1983, c. 463, §2, is repealed.

14 **Sec. 5. 22 MRSA §2651-A, sub-§4**, as enacted by PL 1983, c. 463, §2, is repealed.

15 **Sec. 6. 22 MRSA §2651-A, sub-§4-A** is enacted to read:

16 **4-A. Natural fluoride level.** "Natural fluoride level" means the concentration of
17 fluoride that is present in a water supply from naturally occurring fluoride.

18 **Sec. 7. 22 MRSA §2651-A, sub-§6**, as enacted by PL 1983, c. 463, §2, is repealed.

19 **Sec. 8. 22 MRSA §2651-A, sub-§7**, as amended by PL 1987, c. 122, §1, is
20 repealed.

21 **Sec. 9. 22 MRSA §2651-A, sub-§8**, as enacted by PL 1983, c. 463, §2, is repealed.

22 **Sec. 10. 22 MRSA §2651-A, sub-§9**, as enacted by PL 1983, c. 463, §2, is
23 repealed.

24 **Sec. 11. 22 MRSA §2651-B**, as enacted by PL 1983, c. 463, §2, is amended to read:
25 **§2651-B. Fluoridation prohibited; penalty**

26 ~~No~~ A public water system may not add any fluoride to its water supply ~~without written~~
27 ~~approval of the department~~ in excess of the natural fluoride level of the water supply. A
28 person that intentionally violates this section commits a civil violation for which a fine of
29 \$1,000 per day for each day of the violation may be adjudged.

30 **Sec. 12. 22 MRSA §2653**, as amended by PL 1987, c. 122, §2, is repealed.

31 **Sec. 13. 22 MRSA §2654**, as amended by PL 1991, c. 824, Pt. A, §43, is repealed.

32 **Sec. 14. 22 MRSA §2655**, as corrected by RR 2021, c. 2, Pt. B, §131, is repealed.

33 **Sec. 15. 22 MRSA §2656**, as corrected by RR 2021, c. 2, Pt. B, §§132 and 133, is
34 repealed.

35 **Sec. 16. 22 MRSA §2657**, as enacted by PL 1983, c. 463, §4, is repealed.

36 **Sec. 17. 22 MRSA §2658**, as enacted by PL 1983, c. 463, §4, is repealed.

Sec. 18. 22 MRSA §2659, as enacted by PL 1983, c. 463, §4, is amended to read:

§2659. Rules

~~The Department shall promulgate such adopt rules, pursuant to the Maine Administrative Procedure Act, Title 5, chapter 375, subchapter H, as 2 it deems considers necessary to carry out the purposes of this subchapter, including, but not limited to, rules regarding the time and manner in which municipalities shall establish public water system zones.~~

Sec. 19. Cessation of addition of fluoride; notification to customers. A public water system that intentionally adds fluoride to its water supply in excess of the natural fluoride level in violation of the Maine Revised Statutes, Title 22, section 2651-B on the effective date of this Act shall cease adding such fluoride within 90 days of the effective date of this Act and shall notify its customers of the date of that cessation.

SUMMARY

This bill repeals the law governing the process for a public water system to add fluoride to its water supply. Instead, the bill prohibits a public water system from adding fluoride to its water supply. A person who intentionally violates that prohibition commits a civil violation for which a fine of \$1,000 per day for each day of the violation may be adjudged.