

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND NINETEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 2, 1998 to June 19, 1999**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 18, 1999**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1999**

action as determined necessary to further the purposes of this chapter;

See title page for effective date.

## CHAPTER 416

H.P. 361 - L.D. 486

### An Act Regarding Fish Stocking

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

**Sec. 1. 12 MRSA §7013-A** is enacted to read:

#### **§7013-A. Fish stocking**

**1. Public comments.** When the Department of Inland Fisheries and Wildlife, Bureau of Resource Management determines that there is a need to consider changing the long-term management objectives on a water or group of waters that supports a major fishery or major fisheries, the Department of Inland Fisheries and Wildlife shall provide information regarding such a proposal to any person at that person's request. The bureau shall conduct department-sponsored meetings to solicit public comments on those management objectives.

**2. Department-sponsored meetings.** Regional fisheries biologists must be available at department-sponsored meetings held pursuant to subsection 1 to review the management opportunities presented by the proposals to change long-term management objectives, as well as the information used to assess the opportunities, and to receive public comments concerning the proposals.

See title page for effective date.

## CHAPTER 417

H.P. 694 - L.D. 961

### An Act to Strengthen the State's Drug Laws

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

**Sec. 1. 17-A MRSA §1105, sub-§1, ¶E,** as amended by PL 1995, c. 65, Pt. A, §58 and affected by §153 and Pt. C, §15, is further amended to read:

E. A person violates section 1103 or 1106, and, at the time of the offense, the person is on a school bus or on or within 1,000 feet of the real property comprising a private or public elemen-

tary or secondary school. For purposes of this paragraph, "school bus" has the same meaning as set forth in Title 29-A, section 2301, subsection 5; or

**Sec. 2. 17-A MRSA §1105, sub-§1, ¶F,** as enacted by PL 1989, c. 924, §11, is amended to read:

F. A person violates section 1103 or 1106, and, at the time of the offense, the person enlists or solicits the aid of or conspires with a child who is, in fact, under 18 years of age, to traffick in or furnish any scheduled drug.

See title page for effective date.

## CHAPTER 418

S.P. 281 - L.D. 799

### An Act Requiring Labeling of Unpasteurized Milk Products

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

**Sec. 1. 7 MRSA §2901, sub-§8-D,** as enacted by PL 1997, c. 639, §1, is repealed and the following enacted in its place:

**8-D. Farm cheese.** "Farm cheese" means cheese manufactured within the State on the farm on which the milk is produced from milk that is heat-treated. "Heat-treated," for the purposes of section 2904-A, means the process of heating every particle of milk to a temperature of 145 degrees Fahrenheit for at least 30 minutes using a double boiler. "Farm cheese" does not include cheese that has been aged at a temperature above 35 degrees Fahrenheit for at least 60 days.

**Sec. 2. 7 MRSA §2902-B** is enacted to read:

#### **§2902-B. Sale of unpasteurized milk and milk products**

It is unlawful for a person to sell unpasteurized milk or a product made from unpasteurized milk unless the label on that product contains the words "not pasteurized." It is unlawful for a person to sell unpasteurized milk or a product made from unpasteurized milk at an eating establishment as defined in Title 22, section 2491, subsection 7. This section does not apply to farm cheese or to cheese that has been aged at a temperature above 35 degrees Fahrenheit for at least 60 days prior to sale.

**Sec. 3. 7 MRSA §2904-A,** as enacted by PL 1997, c. 639, §2, is amended to read:

#### **§2904-A. Farm cheese**