

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE

FIRST REGULAR SESSION
December 5, 2012 to July 10, 2013

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
OCTOBER 9, 2013

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

Augusta, Maine
2013

or material of comparable strength and that the collar is worn at all times by the dog for which the license was issued, except as provided in subsection 3.

If the tag is lost or the owner has moved to a different municipality, the owner or keeper of the dog shall obtain a new license and tag. The municipal clerk or dog licensing agent shall issue another license and tag upon presentation of the original license and payment of \$1. The clerk or agent shall retain the \$1 for a recording fee.

Sec. 12. 7 MRSA §3923-F, as amended by PL 2009, c. 343, §14, is further amended to read:

§3923-F. Veterinarian or animal shelter serving as dog licensing agent

The commissioner may authorize an animal shelter licensed in accordance with chapter 723 and a veterinarian licensed in accordance with Title 32, chapter 71-A to issue dog licenses under section 3923-A. The commissioner shall adopt rules to implement this section. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. The rules must provide a process for identifying animal shelters and veterinarians who are willing to serve as dog licensing agents for distributing license blanks, tags and stickers, and for the collection, distribution and deposit of license fees into the appropriate state accounts. ~~The animal shelters and veterinarians shall retain a recording fee of \$3 and pay the remaining fee to the department for deposit in the Animal Welfare Fund.~~

Sec. 13. 7 MRSA §3932, sub-§6 is enacted to read:

6. Conditional boarding kennel license. Upon receiving a license application for a boarding kennel that does not at the time of application hold a valid license under this section, the department shall issue a conditional boarding kennel license to an applicant who pays the required fees and is not prohibited from obtaining a license under section 3935. The conditional license remains in effect until the boarding kennel meets the requirements for a license under section 3936. If a boarding kennel passes an inspection under section 3936 and meets all other conditions of licensure, the conditional license must be changed to a standard license. If a boarding kennel cannot meet minimum standards within 6 months after the initial inspection, the conditional license may be revoked or suspended by the department pending an administrative proceeding held in accordance with Title 5, chapter 375, subchapter 5.

Sec. 14. 7 MRSA §3932-A, sub-§4 is enacted to read:

4. Conditional animal shelter license. Upon receiving a license application for an animal shelter that does not at the time of application hold a valid license

under this section, the department shall issue a conditional animal shelter license to an applicant who pays the required fees and is not prohibited from obtaining a license under section 3935. The conditional license remains in effect until the animal shelter meets the requirements for a license under section 3936. If the animal shelter passes an inspection under section 3936 and meets all other conditions of licensure, the conditional license must be changed to a standard license. If an animal shelter cannot meet minimum standards within 6 months after the initial inspection, the conditional license may be revoked or suspended by the department pending an administrative proceeding held in accordance with Title 5, chapter 375, subchapter 5.

Sec. 15. 7 MRSA §4011, sub-§1, ¶G, as amended by PL 2003, c. 414, Pt. B, §14 and affected by c. 614, §9, is further amended to read:

G. Hunts, traps or sells for the purpose of hunting any animal, except as permitted pursuant to chapter 202-A and Title 12, Part 13, and excluding humane trapping of animals for population control efforts or animal control pursuant to this Part;

Sec. 16. 17 MRSA §1031, sub-§1, ¶G, as amended by PL 2003, c. 452, Pt. 1, §13 and affected by Pt. X, §2, is further amended to read:

G. Hunts, traps or sells for the purpose of hunting any animal, except as permitted pursuant to Title 7, chapter 202-A and Title 12, Part 13, and excluding humane trapping of animals for population control efforts or animal control under Title 7, Part 9. Violation of this paragraph is a Class D crime;

See title page for effective date.

CHAPTER 116

S.P. 310 - L.D. 885

An Act To Remove Obsolete Provisions of the Electric Industry Restructuring Laws

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

Sec. 1. 35-A MRSA §3202, sub-§8 is enacted to read:

8. Separate charges. A person who provides electric billing and metering services shall issue bills that clearly separate the charges for generation services and the charges for transmission and distribution services if charges for both types of services appear on the same bill.

Sec. 2. 35-A MRSA §3213, as amended by PL 1997, c. 691, §8, is repealed.

Sec. 3. 35-A MRSA §3216, as amended by PL 1999, c. 398, Pt. M, §§1 and 2 and affected by §3, is repealed.

Sec. 4. Transfer of funds. The Public Utilities Commission shall transfer any remaining balance in the Public Utilities Commission Consumer Education Fund, established in the Maine Revised Statutes, Title 35-A, former section 3213, subsection 3, to the Office of the Public Advocate for the purposes of consumer education relating to the electricity industry.

Sec. 5. Appropriations and allocations. The following appropriations and allocations are made.

PUBLIC ADVOCATE

Public Advocate 0410

Initiative: Provides an allocation to the Office of the Public Advocate to allow expenditures for consumer education relating to the electricity industry.

OTHER SPECIAL REVENUE FUNDS	2013-14	2014-15
All Other	\$748	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$748	\$0

See title page for effective date.

CHAPTER 117

H.P. 450 - L.D. 658

An Act To Change the Grade Standards of the Maine Maple Syrup Industry

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

Sec. 1. 7 MRSA §892-A, sub-§1, ¶D, as amended by PL 2007, c. 24, §1, is further amended to read:

D. "Maple syrup," which may also be spelled "maple sirop" or "maple sirup," means the liquid derived by concentration and heat treatment of the sap of maple trees, (*Acer*) or by the solution in water of maple sugar or maple concentrate made from such sap. The solids content of maple syrup may not be less than 66% by weight or more than 69% 68.9% by weight, as measured in Brix units at a temperature of 68 degrees Fahrenheit.

Sec. 2. 7 MRSA §892-A, sub-§2, as enacted by PL 1991, c. 326, §2, is amended to read:

2. Maple syrup grades. The following grades are established as the official maple syrup grade standards for the State.

~~A. "Grade A Light Amber" means pure maple syrup that is free of any material other than pure, clear liquid maple syrup in sanitary condition; has a color no darker than the federal Department of Agriculture's visual color standard light amber or has a color for light transmittance not less than 75.0%Tc; has a delicately sweet, original maple flavor; and has a density of at least the equivalent of 66.0° Brix at 60° Fahrenheit Modulus 145. Grade A Light Amber maple syrup must be free of sugar crystals and may not be damaged in any way.~~

~~B. "Grade A Medium Amber" means pure maple syrup that is free of any material other than pure, clear liquid maple syrup in sanitary condition; has a color no darker than the federal Department of Agriculture's visual color standard medium amber or has a color for light transmittance between the range of 74.9%Tc to 60.5%Tc; and may have a flavor that is more pronounced than that of Grade A Light Amber, but that is not strong or unpleasant. Grade A Medium Amber must meet the density requirement of Grade A Light Amber. Grade A Medium Amber maple syrup must be free of sugar crystals and may not be damaged in any way.~~

~~C. "Grade A Dark Amber" means pure maple syrup that is free of any material other than pure, clear liquid maple syrup in sanitary condition; has a color no darker than the federal Department of Agriculture's visual color standard dark amber or has a color for light transmittance between the range of 60.4%Tc to 44.0%Tc; and may have a flavor that is stronger than that of Grade A Medium Amber, but that is not sharp, bitter, buddy or off flavor. Grade A Dark Amber must meet the density requirement of Grade A Light Amber. Grade A Dark Amber maple syrup must be free of sugar crystals and may not be damaged in any way.~~

~~D. "Grade A Extra Dark Amber" means pure maple syrup that is free of any material other than pure, clear liquid maple syrup in sanitary condition; has a color for light transmittance between the range of 43.9%Tc to 27.0%Tc; and may have a flavor stronger than Grade A Dark Amber. Grade A Extra Dark Amber must meet the density requirements of Grade A Light Amber. Grade A Extra Dark Amber maple syrup must be free of sugar crystals and may not be damaged in any way.~~

~~E. "Commercial Grade" means pure maple syrup that is free of any material other than pure, clear liquid maple syrup in a sanitary condition; has a~~