

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals  
(may include minor formatting differences from printed original)

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

**AS PASSED BY THE**  
**ONE HUNDRED AND TWENTIETH LEGISLATURE**  
**FIRST REGULAR SESSION**  
**December 6, 2000 to June 22, 2001**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 21, 2001**

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

---

---

**J.S. McCarthy Company**  
**Augusta, Maine**  
**2001**

**CHAPTER 127**

**S.P. 524 - L.D. 1647**

**An Act to Allow Averaging of Unallocated Balances Over 3% for School Budgets**

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

**Sec. 1.** 20-A MRSA §15613, sub-§9, as amended by PL 1985, c. 797, §61, is further amended to read:

**9. Balance of allocations.** Notwithstanding any other public or private statute, general operating fund balances at the end of a school administrative unit's fiscal year ~~shall~~ must be carried forward to meet the ~~next year's school~~ school's needs in the next year or over a period not to exceed 3 years. Unallocated balances in excess of 3% of the previous year's school budget ~~shall~~ must be used to reduce the state and local ~~allocations~~ share of the foundation allocation for the purpose of computing state subsidy. School boards have the discretion of carrying forward unallocated balances in excess of 3% of the previous year's school budget and disbursing these funds in the next year or over a period not to exceed 3 years.

See title page for effective date.

**CHAPTER 128**

**H.P. 525 - L.D. 680**

**An Act to Bring the Crime of Refusing to Submit to Arrest or Detention into Conformity with the Maine Criminal Code**

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

**Sec. 1.** 17-A MRSA §751-A, sub-§2, as enacted by PL 1997, c. 351, §3, is repealed and the following enacted in its place:

2. It is a defense to prosecution under this section that the person reasonably believed that the person attempting to effect the arrest or detention was not a law enforcement officer.

See title page for effective date.

**CHAPTER 129**

**H.P. 584 - L.D. 739**

**An Act to Require That Wolf Hybrids be Permanently Identified and to Establish Penalties for Releasing Wolf Hybrids from Captivity**

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

**Sec. 1.** 7 MRSA §3911-A is enacted to read:

**§3911-A. Abandonment of wolf hybrid**

A person who abandons a wolf hybrid commits a civil violation for which a forfeiture not to exceed \$1,000 may be adjudged. For the purposes of this section "abandon" means to desert. For enforcement purposes a wolf hybrid is abandoned if the animal is found a distance of more than 5 miles from the premises of the owner and is not under the control of any person.

**Sec. 2.** 7 MRSA §3921-A is enacted to read:

**§3921-A. Permanent identification of wolf hybrids**

The commissioner shall adopt rules to establish methods of identifying wolf hybrids through tattooing, the placement of a microchip under the animal's skin or any other method determined by the commissioner as adequately providing a permanent means of identification on the body of the animal. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter II-A. A person may not own or keep a wolf hybrid unless the animal has identification in compliance with the rules adopted under this section.

**Sec. 3.** 7 MRSA §3922, sub-§3-B is enacted to read:

**3-B. Proof of permanent identification.** A municipal clerk may not issue a license for a wolf hybrid until the applicant has filed with the clerk proof that the wolf hybrid has been permanently identified in accordance with section 3921-A.

**Sec. 4.** 7 MRSA §3931-B is enacted to read:

**§3931-B. Wolf hybrid kennel**

The requirements of this section apply to a wolf hybrid kennel, as defined in subsection 1. A person maintaining a wolf hybrid kennel that also is a breeding kennel as defined in section 3907, subsection 8-A is also subject to the licensing requirements in section 3931-A.