

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 TWENTY-FIRST LEGISLATURE

FIRST SPECIAL SESSION
August 21, 2003 to August 22, 2003

The General Effective Date For
First Special Session
Non-Emergency Laws Is
November 22, 2003

SECOND REGULAR SESSION
January 7, 2004 to January 30, 2004

The General Effective Date For
Second Regular Session
Non-Emergency Laws Is
April 30, 2004

SECOND SPECIAL SESSION
February 3, 2004 to April 30, 2004

The General Effective Date For
Second Special Session
Non-Emergency Laws Is
July 30, 2004

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

Penmor Lithographers
Lewiston, Maine
2004

open space or recreational facilities under Title 5, chapter 353; and

B. Programs intended to:

- (1) Accommodate or encourage additional growth and development;
- (2) Improve, expand or construct public facilities; or
- (3) Acquire land for conservation or management of specific economic and natural resource concerns.

This subsection does not apply to state grants or other assistance for sewage treatment facilities, public health programs or education.

The office shall work with state agencies to prepare mechanisms for establishing preferences in specific investment and grant programs as described in paragraphs A and B.

Sec. 18. **38 MRSA §440, 2nd ¶**, as reallocated by PL 1985, c. 481, Pt. A, §28, is amended to read:

Zoning ordinances A zoning ordinance adopted or extended pursuant to this section shall must be pursuant to and consistent with a comprehensive plan unless the ordinance complies with the requirements of the Federal Flood Insurance Program or other provisions of this section.

Emergency clause. In view of the emergency cited in the preamble, this Act takes effect when approved.

Effective April 14, 2004.

CHAPTER 642

H.P. 1453 - L.D. 1952

An Act To Regulate the Breeding and Sale of Small Mammals

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

Sec. 1. **7 MRSA c. 730-A**, as amended, is further amended by repealing the chapter headnote and enacting the following in its place:

CHAPTER 730-A

BREEDING, SALE AND TRANSPORTATION OF SMALL MAMMALS

Sec. 2. **7 MRSA §3970-B** is enacted to read:

§3970-B. Breeding and sale of small mammals

1. Rulemaking. The commissioner shall adopt major substantive rules in accordance with Title 5, chapter 375, subchapter 2-A to regulate the breeding and sale of small mammals, including, but not limited to, guinea pigs, hamsters and rabbits. The rules must reflect the standards of the Animal and Plant Health Inspection Service of the United States Department of Agriculture for the care of small mammals. Rules adopted pursuant to this section apply only to persons who are not regulated or required to be licensed under chapter 723 or 735.

2. Penalty. A person who violates the rules adopted under this section commits a civil violation for which a fine not to exceed \$100 per violation may be adjudged.

See title page for effective date.

CHAPTER 643

H.P. 1450 - L.D. 1950

An Act To Repeal Certain Boards and Commissions

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

Sec. 1. **5 MRSA c. 17**, as amended, is repealed.

Sec. 2. **5 MRSA §12004-G, sub-§9-A**, as enacted by PL 1995, c. 430, §1, is repealed.

Sec. 3. **5 MRSA §12004-I, sub-§6-B**, as corrected by RR 1993, c. 1, §12, is repealed.

Sec. 4. **5 MRSA §12004-K, sub-§9**, as enacted by PL 1987, c. 786, §5, is repealed.

Sec. 5. **5 MRSA §12004-L, sub-§11**, as enacted by PL 1999, c. 428, §2, is repealed.

Sec. 6. **5 MRSA §12006, sub-§3** is enacted to read:

3. Repeal requirement. The Secretary of State may not include in the legislation required under subsection 2 and may not require an annual report as required under section 12005-A from any of the following boards and commissions that has been inactive during the preceding 24 months:

A. Mining Excise Tax Trust Fund Board of Trustees, as established in section 12004-G, subsection 33-B;