

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

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TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2013

marketing, storage and processing of agricultural commodities.

See title page for effective date.

CHAPTER 65

H.P. 198 - L.D. 289

An Act To Eliminate the Requirement That the Department of Agriculture, Conservation and Forestry Provide Technical Services for Direct-marketing Agricultural Products

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

Sec. 1. 7 MRSA §412, first ¶, as amended by PL 1985, c. 779, §33, is further amended to read:

The commissioner shall research and prepare information designed to develop and promote direct-marketing. The commissioner shall consult with the farm community, with the faculty of the College of Natural Sciences, Forestry and Agriculture of the University of Maine System, and with the various county extension agents in compiling information under this section. The information ~~shall~~ must include, but not be limited to, the following:

Sec. 2. 7 MRSA §414, as amended by PL 1985, c. 779, §34, is further amended to read:

§414. Assistance

The commissioner shall assist and advise individual farmers or groups of farmers in their efforts to market more effectively directly to consumers by:

1. Soliciting participation. Informing farmers of, and soliciting their participation in, any proposed method of direct-marketing; and

~~**2. Technical assistance.** Providing technical assistance in such areas as lease and contract negotiation; and~~

3. Referral. Referring farmers to other appropriate sources of assistance, ~~such as the University of Maine System, College of Agriculture, the county extension offices and the United States Department of Agriculture.~~

See title page for effective date.

CHAPTER 66
S.P. 170 - L.D. 438

An Act To Add Trailers to the Additional Versions or Classes of a Specialty Plate

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

Sec. 1. 29-A MRSA §468, sub-§10, as amended by PL 2011, c. 356, §5, is further amended to read:

10. Additional versions or classes of the specialty plate. The Secretary of State may issue a specialty plate in a motorcycle, trailer or commercial vehicle class if:

A. At least 10,000 sets of the specialty plate have been issued for automobiles and pickup trucks;

B. The sponsor of the specialty plate under this subsection provides a list of 500 names, dated signatures and current plate numbers of supporters who have signed a statement declaring they intend to purchase and display the motorcycle, trailer or commercial vehicle class of specialty license plate; and

C. The sponsor collects from each supporter who signs the statement under paragraph B a contribution of \$25 for each set of plates and provides to the Secretary of State the sum of these contributions in the amount of \$12,500, which is nonrefundable.

Upon receipt of the \$12,500 provided under paragraph C, the Secretary of State shall prepare enabling legislation and a proposed plate design for submission to the Legislature and shall deposit the \$12,500 in the Specialty License Plate Fund established under section 469.

See title page for effective date.

CHAPTER 67
S.P. 111 - L.D. 278

An Act To Provide Greater Access to Capital for Certain Businesses through Assignment of Benefits under the Business Equipment Tax Reimbursement Program and the Maine Employment Tax Increment Financing Program

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

Sec. 1. 36 MRSA §191, sub-§2, ¶AA, as amended by PL 2003, c. 668, §9 and affected by §12, is further amended to read:

AA. The disclosure by employees of the bureau to designated representatives of the Finance Authority of Maine necessary for the administration of section 6656, subsection 3 and section 6758, subsection 4 and of information required to ensure that recipients of certain benefits under Title 20-A, chapter 417-E are eligible to receive such benefits;

Sec. 2. 36 MRSA §6656, sub-§3 is enacted to read:

3. Assignment of reimbursement payments. A claimant may assign its right to payments under this chapter to secure a loan from the Finance Authority of Maine, and such an assignment, notwithstanding any contrary provision of law, is a legally valid assignment binding upon the claimant and its successors in interest. Upon notice of such an assignment given to the assessor by the Finance Authority of Maine and written confirmation of such an assignment signed by the claimant, the assessor shall pay to the Finance Authority of Maine any payments due to the claimant pursuant to this chapter and assigned to the Finance Authority of Maine until the Finance Authority of Maine notifies the assessor that the assignment has been released.

Sec. 3. 36 MRSA §6758, sub-§4 is enacted to read:

4. Assignment of payments. A qualified business may assign its right to payments under this chapter to secure a loan from the Finance Authority of Maine, and such an assignment, notwithstanding any contrary provision of law, is a legally valid assignment binding upon the qualified business and its successors in interest. Upon notice of such an assignment given to the assessor by the Finance Authority of Maine and written confirmation of such an assignment signed by the qualified business, the assessor shall pay to the Finance Authority of Maine any payments due to the qualified business pursuant to this chapter and assigned to the Finance Authority of Maine until the Finance Authority of Maine notifies the assessor that the assignment has been released.

See title page for effective date.

CHAPTER 68
S.P. 308 - L.D. 883

An Act Regarding the Sexual Assault Forensic Examiner Advisory Board

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

Sec. 1. 5 MRSA §3360-O, as enacted by PL 2001, c. 439, Pt. Z, §1, is amended by adding at the end a new paragraph to read:

The board may establish prerequisites applicable to persons who wish to participate in sexual assault forensic examiner training and authorize the issuance of certificates to those who complete the training. The process of sexual assault forensic examiner training and issuance of certificates under this section does not constitute a license or licensing action under chapter 375, subchapter 5.

See title page for effective date.

CHAPTER 69
H.P. 303 - L.D. 453

An Act To Prohibit the Sale of Gasoline That Contains Corn-based Ethanol as an Additive at a Level Greater than 10 Percent by Volume

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

Sec. 1. 38 MRSA §585-M is enacted to read:
§585-M. Prohibition on sale of gasoline containing corn-based ethanol

1. Prohibition on sale. A person may not sell or offer for sale gasoline that contains corn-based ethanol as an additive at a level greater than 10% by volume.

2. Effective date. This section does not take effect until at least 2 of the 6 New England states in addition to this State have enacted laws that prohibit the sale of gasoline that contains corn-based ethanol as an additive at a level greater than 10% by volume. The commissioner shall notify the Secretary of State, the Secretary of the Senate, the Clerk of the House of Representatives and the Revisor of Statutes when at least 2 New England states in addition to this State have enacted laws that prohibit the sale of gasoline that contains corn-based ethanol at a level greater than