

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

CHAPTER 120
S.P. 64 - L.D. 175

**An Act To Update the Laws
Governing Energy Efficiency
Building Performance
Standards**

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

Sec. 1. 10 MRSA §1412, as amended by PL 1985, c. 370, §1, is repealed.

Sec. 2. 10 MRSA §1413, sub-§1-A, as enacted by PL 2003, c. 151, §2, is repealed.

Sec. 3. 10 MRSA §1413, sub-§1-B, as enacted by PL 2003, c. 151, §2, is repealed.

Sec. 4. 10 MRSA §1413, sub-§3, as enacted by PL 1979, c. 503, §2, is repealed.

Sec. 5. 10 MRSA §1413, sub-§9-A, as enacted by PL 1987, c. 818, §1, is repealed.

Sec. 6. 10 MRSA §1413, sub-§12, as amended by PL 2005, c. 350, §3, is repealed.

Sec. 7. 10 MRSA §1413, sub-§14, as enacted by PL 1979, c. 503, §2, is repealed.

Sec. 8. 10 MRSA §1413, sub-§16, as amended by PL 2005, c. 350, §4, is repealed.

Sec. 9. 10 MRSA §1414-A, as amended by PL 2005, c. 350, §5, is repealed.

Sec. 10. 10 MRSA §1415-E, as amended by PL 2005, c. 350, §10, is repealed.

Sec. 11. 10 MRSA §1415-G, sub-§4, as amended by PL 2005, c. 350, §11, is further amended to read:

4. Performance-based compliance. The commission may waive the requirements of subsection 3 for any building if the commission determines that the building's calculated annual energy consumption is not greater than the annual energy consumption of a similar building constructed in accordance with subsection 3.

~~The commission may adopt rules that establish a performance-based compliance procedure for residential buildings. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.~~

Sec. 12. 10 MRSA §1415-I, as enacted by PL 2005, c. 350, §13, is repealed.

Sec. 13. 10 MRSA §9721, sub-§1-A, as enacted by PL 2009, c. 261, Pt. A, §5, is amended to read:

1-A. Building code. "Building code" means any part or portion of any edition of a code that regulates the construction of a building, including codes published by the International Code Council or Building Officials and Code Administrators International, Inc., ~~or the Maine Model Building Code~~ or the International Existing Building Code adopted pursuant to Title 10, section 9702, but does not include the fire and life safety codes in Title 25, section 2452.

Sec. 14. Repeal rules. The Public Utilities Commission shall repeal rules that established the standards that comprised the Maine Model Building Energy Code.

See title page for effective date.

CHAPTER 121
S.P. 306 - L.D. 881

**An Act To Improve the Unused
Pharmaceutical Disposal
Program**

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

Sec. 1. 22 MRSA §2700, as amended by PL 2005, c. 297, §§1 and 2 and affected by §3, is further amended to read:

§2700. Unused Pharmaceutical Disposal Program

1. Establishment; purpose. There is established the Unused Pharmaceutical Disposal Program, referred to in this chapter as "the program." The purpose of the program is to ensure the safe, effective and proper disposal of unused pharmaceuticals. For purposes of compliance with federal law and regulation, the return of pharmaceuticals under this section is deemed to be for law enforcement purposes.

2. Administration. The program is administered by the Maine Drug Enforcement Agency, referred to in this chapter as "the agency," established in Title 25, section 2955.

3. Return of pharmaceuticals. The agency ~~shall~~ may create ~~a system~~ systems for the ~~return~~ safe, effective and proper disposal of unused pharmaceuticals. ~~The system must~~ systems may include the use of prepaid mailing envelopes into which the unused pharmaceuticals are placed and returned to a single collection location. The prepaid mailing envelopes must be made available to the public at various locations, including, but not limited to, pharmacies, physicians' offices and post offices. The agency may randomly assess the toxicity of materials received under the program as long as the assessment results do not identify the patient, person who mailed the material, prescriber or pharmacy.