

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

Sec. B-29. 32 MRSA §18122, as enacted by PL 2009, c. 344, Pt. C, §3 and affected by Pt. E, §2, is amended to read:

§18122. Meetings; chair

The board shall meet at least once a year to conduct its business and to elect a chair. Additional meetings are held as necessary to conduct the business of the board and may be convened at the call of the chair or a majority of the board members. ~~Five members of the board constitute a quorum.~~

See title page for effective date.

CHAPTER 247

H.P. 119 - L.D. 144

An Act To Remove the Requirement That a Person Training Dogs on Sundays Possess a Valid Hunting License

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation clarifies that a requirement imposed by the 124th Legislature that a person possess a valid hunting license when training dogs for hunting does not apply on Sundays, when hunting is not allowed, and training dogs occurs throughout the year; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 12 MRSA §12051, sub-§1, as amended by PL 2011, c. 253, §21 and c. 309, §4, is further amended to read:

1. Open training season. Unless otherwise provided in this Part, a person may not train dogs on wild birds and wild animals except as follows.

- A. A person may train dogs on foxes, snowshoe hare and raccoons from July 1st through the following March 31st, including Sundays.
- B. A person may train sporting dogs on wild birds at any time, including Sundays.
- C. A resident may train up to 6 dogs at any one time on bear from July 1st to the 4th day preced-

ing the open season on hunting bear, except in those portions of Washington County and Hancock County that are situated south of Route 9.

~~A~~ Except on Sundays, a person may not engage in activities authorized under this subsection unless that person possesses a valid hunting license issued under section 11109.

A person who violates this subsection commits a Class E crime.

Sec. 2. 12 MRSA §12051, sub-§6 is enacted to read:

6. Effect of revocation. A person may not train dogs under this section if that person has a suspended or revoked license pursuant to section 10902.

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

Effective June 13, 2013.

CHAPTER 248

S.P. 604 - L.D. 1563

An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2013

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period will not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

PART A

Sec. A-1. Appropriations and allocations.
The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF (FORMERLY DHS)**

Medical Care - Payments to Providers 0147

Initiative: Provides funding to support MaineCare costs not funded in fiscal year 2012-13 based on an adjustment made in Public Law 2013, chapter 1.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$1,986,200	\$0	\$0
GENERAL FUND TOTAL	\$1,986,200	\$0	\$0

Medical Care - Payments to Providers 0147

Initiative: Provides funding in the Medical Care - Payments to Providers program necessary to make cycle payments for the remainder of fiscal year 2012-13.

GENERAL FUND	2012-13	2013-14	2014-15
All Other	\$33,300,776	\$0	\$0
GENERAL FUND TOTAL	\$33,300,776	\$0	\$0

FEDERAL EXPENDITURES FUND	2012-13	2013-14	2014-15
All Other	\$55,667,366	\$0	\$0
FEDERAL EXPENDITURES FUND TOTAL	\$55,667,366	\$0	\$0

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF
(FORMERLY DHS)**

DEPARTMENT TOTALS	2012-13	2013-14	2014-15
GENERAL FUND	\$35,286,976	\$0	\$0
FEDERAL EXPENDITURES FUND	\$55,667,366	\$0	\$0

DEPARTMENT TOTAL - ALL FUNDS	\$90,954,342	\$0	\$0
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PART B

Sec. B-1. Continuation of limited period positions in fiscal year 2012-13. Notwithstanding the Maine Revised Statutes, Title 5, section 1583-A, or any other provision of law, those limited-period positions recommended for continuation in Legislative Document 1509, "An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2014 and June 30, 2015" of the 126th Legislature may continue to be occupied through June 30, 2013.

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

Effective June 14, 2013.

CHAPTER 249

H.P. 97 - L.D. 115

**An Act To Join in a Prohibition
on Motor Fuel Containing
Corn-based Ethanol**

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

Sec. 1. 10 MRSA §1457-B is enacted to read:

§1457-B. Prohibition on sale, consignment or distribution of motor fuel containing corn-based ethanol; contingent effective date

1. Prohibition on sale of motor fuel containing corn-based ethanol. A distributor, blender or retail dealer may not sell, consign or distribute motor fuel containing corn-based ethanol.

2. Contingent effective date. This section does not take effect until at least 10 other states or a number of states with a collective population of 30,000,000 have enacted laws that prohibit the sale of motor fuel containing corn-based ethanol. The Commissioner of Agriculture, Conservation and Forestry shall notify the Revisor of Statutes when 10 other states or a number of states having a collective population of 30,000,000 have adopted laws that prohibit the sale of motor fuel containing corn-based ethanol.

See title page for effective date.