

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

Augusta, Maine
2013

direct marketing relationship with the poultry producer. For the purposes of this section, "community supported agriculture" means an arrangement whereby individual consumers have agreements with a farmer to be provided with food or other agricultural products produced on that farm;

Sec. 6. 22 MRSA §2517-C, sub-§2, ¶¶E and F are enacted to read:

E. To a locally owned grocery store; or

F. To a locally owned restaurant.

Sec. 7. 22 MRSA §2517-C, sub-§3, as enacted by PL 2009, c. 354, §3, is amended to read:

3. Labeling requirements for sales at farmers' markets, locally owned grocery stores and locally owned restaurants. A poultry producer may not sell poultry products that have not been inspected at a farmers' market, to a locally owned grocery store or a locally owned restaurant pursuant to subsections 1 and 2 unless the poultry products are labeled with:

A. The name of the farm, the name of the poultry producer and the address of the farm including the zip code;

B. The number of the license issued to the poultry producer in accordance with section 2514 and the lot number for the poultry products pursuant to subsection 1, paragraph F;

C. The statement "Exempt under the Maine Revised Statutes, Title 22, section 2517-C NOT INSPECTED." The statement must be prominently displayed with such conspicuousness that it is likely to be read and understood; and

D. Safe handling and cooking instructions as follows: "SAFE HANDLING INSTRUCTIONS: Keep refrigerated or frozen. Thaw in refrigerator or microwave. Keep raw poultry separate from other foods. Wash working surfaces, including cutting boards, utensils and hands, after touching raw poultry. Cook thoroughly to an internal temperature of at least 165 degrees Fahrenheit maintained for at least 15 seconds. Keep hot foods hot. Refrigerate leftovers immediately or discard."

See title page for effective date.

CHAPTER 305

H.P. 126 - L.D. 151

An Act To Allow 2 Eligible Organizations To Jointly Hold a Game of Beano or Bingo

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

Sec. 1. 17 MRSA §314, 2nd ¶, as amended by PL 1997, c. 684, §1, is further amended to read:

The fee for such a license to any nonprofit organization is \$12.00 for each calendar week, or portion thereof, that the amusement is to be operated, or the license may be issued for a calendar month for a fee of \$36.00 or a calendar year for a fee of \$400. A special per-game license may be issued to any qualified nonprofit organization for the purposes of operating a game of "beano" or "bingo" for a fee of \$5.00. The special per-game license may not be issued more than 6 times to any one organization in a calendar year. All license fees must be paid to the Treasurer of State to be credited to the General Fund. A license is not assignable or transferable. Nothing contained in this section may be construed to prohibit any volunteer fire department or any agricultural fair association or bona fide nonprofit charitable, educational, political, civic, recreational, fraternal, patriotic, religious, veterans' organization or auxiliary of any of them from obtaining licenses for a period not to exceed 6 months on one application. No more than one license may be issued to any organization for any one period. ~~No~~ Except as provided in section 315-A, no more than one licensee may operate or conduct a game of "beano" or "bingo" on the same premises on the same date.

Sec. 2. 17 MRSA §315-A is enacted to read:

§315-A. Limited dual beano license

The Chief of the State Police may issue a limited dual beano license to 2 organizations eligible for a regular license to conduct a game of beano. A limited dual beano license permits 2 organizations to conduct beano jointly on the same date and at the same location. An organization may only conduct beano under the authority of a dual license on 2 occasions during a calendar year. The following provisions apply to licensure under this section.

1. Application. The 2 organizations wishing to conduct beano jointly shall submit an application to the Chief of the State Police in a manner prescribed by the chief.

2. Lead applicant. One organization must be identified as the lead applicant and acknowledge responsibility for any violation of the laws or rules governing beano committed during the conduct of the game.

3. Disposition of revenue. Revenue received from the conduct of the game must be divided in equal amounts between both organizations. Each organization shall file a disposition of funds report as if that organization had conducted beano independently.

4. License fee. The license fee for a limited dual beano license is \$12.

5. Sealed tickets. A limited dual beano license does not authorize the licensed organizations to sell sealed tickets jointly.

6. Application of other laws. Unless otherwise provided by this section, the provisions of this chapter and rules adopted in accordance with this chapter apply to beano games conducted under a limited dual beano license.

See title page for effective date.

**CHAPTER 306
S.P. 125 - L.D. 329**

**An Act To Reduce the
Licensing Fee for Certain
Tournament Games**

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

Sec. 1. 17 MRSA §1836, sub-§3-A, ¶A, as enacted by PL 2011, c. 325, §3, is amended to read:

A. For tournament games that do not exceed 100 players:

- (1) ~~One hundred fifty~~ Seventy-five dollars per tournament license;
- (2) ~~Two hundred fifty~~ Two hundred dollars for a monthly license; and
- (3) ~~Three thousand~~ Fifteen hundred dollars for an annual license; and

Sec. 2. 17 MRSA §1836, sub-§4, as amended by PL 2011, c. 325, §4, is further amended to read:

4. Tournament. The organization licensed to conduct a tournament game under this section shall display the rules of the tournament game and the license issued. The maximum number of players allowed is 100 unless the tournament game is held on premises owned by the licensee, in which case the maximum number of players allowed is 300. Winners are determined by a process of elimination. The use of currency is prohibited as part of tournament game play. The maximum entry fee to play in the tournament game is \$100, except the organization may add to the player entry fee to defray the cost of the license fee, as long as the total additional amount collected from all players does not exceed \$125. ~~An organization that holds a per tournament license may collect up to \$150 to defray the cost of the license fee.~~ Only one entry fee is permitted per person. A tournament game must be completed within 48 hours. Other games of chance on the premises are prohibited during a tournament game, except for lucky seven or similar sealed tickets and no more than one 50/50 raffle per tournament with a prize value up to \$1,000. This subsection

does not prohibit a licensee from conducting one winner-take-all hand per tournament game with a bet limit of \$5. The total number of bets received in a winner-take-all round must be awarded to the winner or in the case of multiple winners divided among them as evenly as possible. All prizes awarded in accordance with this subsection must be paid in cash.

See title page for effective date.

**CHAPTER 307
H.P. 805 - L.D. 1140**

**An Act To Amend the State
Government Evaluation Act**

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

Sec. 1. 3 MRSA §955, sub-§1, as enacted by PL 1995, c. 488, §2, is amended to read:

1. Review established. The committee of jurisdiction shall establish its agency review schedule in accordance with this chapter and upon approval of the necessary resources by the Legislative Council. The committee of jurisdiction shall request from each agency and independent agency scheduled for review under section 959 a single-page list of organizational units and programs within each organizational unit by March 1st of the first regular session of the Legislature. The agency or independent agency shall provide the list to the committee of jurisdiction by April 1st of the first regular session of the Legislature. The committee of jurisdiction shall provide ~~each~~ an agency or independent agency with a written notice of its intent to review ~~an~~ the agency or independent agency by ~~no later than~~ no later than May 1st of the first regular session of the Legislature.

Sec. 2. 3 MRSA §956, sub-§2, ¶B, as enacted by PL 1995, c. 488, §2, is amended to read:

B. A description of each program administered by the agency or independent agency, including the following for each program:

- (1) Established priorities, including the goals and objectives in meeting each priority;
- (2) Performance ~~criteria, timetables~~ measures or other benchmarks used by the agency to measure its progress in achieving the goals and objectives; and
- (3) An assessment by the agency indicating the extent to which it has met the goals and objectives, using the performance ~~criteria~~ measures. When an agency has not met its goals and objectives, the agency shall identify the reasons for not meeting them and the cor-