

# 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.**

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**Augusta, Maine**  
**2013**

A. A person who violates a rule adopted under subsection 5 or a condition or restriction placed on a bass tournament permit pursuant to subsection 2-A commits a civil violation for which a fine of not less than \$100 nor more than \$500 may be adjudged.

B. A person who violates a rule adopted under subsection 5 or a condition or restriction placed on a bass tournament permit pursuant to subsection 2-A after having been adjudicated as having committed 3 or more civil violations under this Part within the previous 5-year period commits a Class E crime.

**Sec. 8. Report from the Department of Inland Fisheries and Wildlife.** The Commissioner of Inland Fisheries and Wildlife shall review the lakes and ponds that contain eastern brook trout, *Salvelinus fontinalis*, and that according to reliable records have not been stocked since January 1, 1988, referred to in this section as "B List waters," and report the findings to the Joint Standing Committee on Inland Fisheries and Wildlife no later than January 15, 2014. The report must include:

1. A complete list of up-to-date B List waters with justification as to the qualifications for each water listed; and
2. A management plan for the B List waters that is in accordance with the intent of the department's mandate in the Maine Revised Statutes, Title 12, section 10051 to preserve, protect and enhance the inland fisheries and wildlife resources of the State, to encourage the wise use of these resources, to ensure coordinated planning for the future use and preservation of these resources and to provide for effective management of these resources.

The Joint Standing Committee on Inland Fisheries and Wildlife shall review the commissioner's report and, if necessary, establish guidelines for qualifications for B List waters and the management of B List waters. The committee is authorized to submit legislation related to its findings to the Second Regular Session of the 126th Legislature.

See title page for effective date.

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**CHAPTER 359**

**H.P. 427 - L.D. 608**

**An Act To Assist Small Distilleries That Also Have Off-premises Retail Licenses**

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

**Sec. 1. 28-A MRSA §1355-A, sub-§5, ¶G** is enacted to read:

G. Notwithstanding paragraph D, a holder of a small distillery license that produces less than 25,000 gallons of spirits annually and is licensed under paragraph B, subparagraph (3) to operate a retail location for off-premises consumption may pay the alcohol bureau the difference between the distillery's price charged to the alcohol bureau and the discounted list price charged by the bureau when a distillery purchases its own spirits to be sold at retail from its off-premises location. The alcohol bureau shall establish a procedure to allow a distillery to purchase spirits produced by the distillery for sale at a retail location as described in this paragraph.

See title page for effective date.

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**CHAPTER 360**

**H.P. 1090 - L.D. 1517**

**An Act To Amend the Laws Governing Decision-making Authority Regarding Energy Infrastructure Corridors**

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

**Sec. 1. 35-A MRSA §122, sub-§1-B, ¶A**, as amended by PL 2011, c. 655, Pt. MM, §14 and affected by §26, is further amended to read:

- A. The panel includes the following members:
- (1) The Director of the Governor's Energy Office within the Executive Department or the director's designee;
  - (2) The Commissioner of Administrative and Financial Services or the commissioner's designee;
  - (3) The commissioner of each department or the director of any other state agency or authority that owns or controls land or assets within the statutory corridor under consideration or that commissioner's or director's designee; ~~and~~
  - (4) Four members of the public appointed by the Governor in accordance with this subparagraph, subject to review by the joint standing committee of the Legislature having jurisdiction over utilities and energy matters and to confirmation by the Senate:
    - (a) One member with expertise in energy and utilities selected from candi-