

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

FIRST REGULAR SESSION
December 7, 2016 to August 2, 2017

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
NOVEMBER 1, 2017

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

Augusta, Maine
2017

B. Apply only to multiline telephone systems installed, introduced, established or replaced after the effective date of the rules;

C. Must provide for appropriate standards, exemptions and waivers that balance the benefits of improved methods of locating emergency calls, and initiating emergency responses to such calls, made from within multiline telephone systems and the cost of achieving those improvements. The rules must allow, in appropriate circumstances, for methods that do not utilize automatic location identification and automatic number identification standards used in processing enhanced 9-1-1 calls; and

D. May establish appropriate technical, procedural or any other standards relating to multiline telephone systems, telecommunications carrier interconnectivity, databases, dialing instructions, signaling or other matters necessary or appropriate to carry out the purposes of this section.

Sec. 2. 25 MRSA §2934-A is enacted to read:

§2934-A. Emergency calling from multiline telephone systems

1. Direct dialing of 911. A public or private entity that installs or operates a multiline telephone system shall ensure that the system is connected to the public switched telephone network in such a way that when an individual using the system dials 911, the call connects to the public safety answering point without requiring the user to first dial any other number or set of numbers. This subsection does not apply to any local unit of government if complying would necessitate additional expenditures from local revenues.

2. Compliance period. A public or private entity shall comply with subsection 1 within one year after the effective date of this section or, if the public or private entity does not have a multiline telephone system capable of complying with subsection 1, by the date that the multiline telephone system is next upgraded to a system capable of complying with subsection 1.

See title page for effective date.

CHAPTER 49

H.P. 263 - L.D. 357

**An Act To Increase Penalties
for the Discharge of Sewage,
Septic Fluids, Garbage,
Sanitary Waste or Other
Pollutants from Watercraft
into Inland Waters**

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

Sec. 1. 38 MRSA §423, sub-§5 is enacted to read:

5. Penalty. Notwithstanding section 349, subsection 2, a person who is charged with a civil violation of this section is subject to a civil penalty, payable to the State, of not less than \$500 and not more than \$10,000 for each day of that violation.

See title page for effective date.

CHAPTER 50

H.P. 399 - L.D. 557

**An Act To Revoke the Hunting
and Fishing Licenses of a
Person Charged with Defacing
Property Posting Signs**

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

Sec. 1. 12 MRSA §10652, sub-§1, ¶B, as amended by PL 2011, c. 253, §7 and c. 682, §38, is further amended to read:

B. A person may not while hunting any wild animal or wild bird:

(1) Damage or destroy a tree on another person's land by inserting into that tree any metallic or ceramic object to be used as, or as part of, a ladder or observation stand unless the person has the permission of the landowner;

(2) Except as provided in this paragraph, erect or use either a portable or permanent ladder or observation stand on the land of another person unless:

(a) That person has obtained oral or written authorization to erect and use a ladder or observation stand from the landowner or the landowner's representative; and

(b) The ladder or observation stand is plainly labeled with a 2-inch by 4-inch tag identifying the name and address of the person or persons authorized by the landowner to use the stand or observation ladder.

This subparagraph does not apply to a portable ladder or observation stand that is located on land within the jurisdiction of the Maine Land Use Planning Commission and attended by the person who owns the ladder or observation stand. For purposes of this subparagraph, "observation stand" does not include a portable blind utilized at ground level that remains in the physical possession of the hunter;

- (3) Tear down or destroy any fence or wall on another person's land;
- (4) Leave open any gate or bars on another person's land; or
- (5) Trample or destroy any crop on another person's land; or
- (6) Destroy, tear down, deface or otherwise damage a property posting sign under Title 17-A, section 402, subsection 4.

Sec. 2. 12 MRSA §10902, sub-§7-B is enacted to read:

7-B. Destroying or defacing property posting signs. The hunting and fishing licenses of a person convicted of destroying, tearing down, defacing or otherwise damaging a property posting sign in violation of section 10652, subsection 1, paragraph B must be revoked, and that person is ineligible to obtain a hunting or fishing license for a period of one year from the date of conviction.

See title page for effective date.

CHAPTER 51

H.P. 86 - L.D. 118

An Act To Require All Moped Riders under 18 Years of Age and Newly Licensed Moped Operators To Wear a Helmet

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

Sec. 1. 29-A MRSA §2083, sub-§1, ¶A, as amended by PL 2009, c. 50, §1, is further amended to read:

A. If under 18 years of age, a passenger on a motorcycle or moped or in an attached side car;

Sec. 2. 29-A MRSA §2083, sub-§1, ¶B, as amended by PL 2009, c. 50, §2, is further amended to read:

B. If under 18 years of age, an operator of a motorcycle or moped;

Sec. 3. 29-A MRSA §2083, sub-§1, ¶C, as amended by PL 2005, c. 577, §33, is further amended to read:

C. An operator of a motorcycle or moped, operating under a learner's permit or within one year of successfully completing a driving test; and

Sec. 4. 29-A MRSA §2083, sub-§2, as repealed and replaced by PL 2009, c. 652, Pt. C, §5, is amended to read:

2. Compliance. An operator of a motorcycle or moped or a parent or guardian may not allow a pas-

senger under the age of 18 years to ride in violation of this section.

See title page for effective date.

CHAPTER 52

H.P. 275 - L.D. 369

An Act To Establish the Seaweed Fisheries Advisory Council and To Enhance the Management of the Seaweed Fishery

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

Sec. 1. 5 MRSA §12004-I, sub-§57-H is enacted to read:

57-H.

Marine Resources	Seaweed Fisheries Advisory Council	Expenses Only	12 MRSA §6087
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Sec. 2. 12 MRSA §6087 is enacted to read:

§6087. Seaweed Fisheries Advisory Council

1. Appointment; composition. The Seaweed Fisheries Advisory Council, established by Title 5, section 12004-I, subsection 57-H and referred to in this section as "the council," consists of 7 members appointed by the commissioner as follows:

- A. Two members who process seaweed or hold either a seaweed permit or seaweed buyer's license;
- B. Two members who are seaweed aquaculture lease holders or their designees;
- C. One member of the scientific community;
- D. One member who harvests seaweed; and
- E. One member of the public.

The commissioner shall make appointments so that the composition of the council reflects the diversity of the State's seaweed operations.

2. Purpose. The council shall:

- A. Make recommendations to the commissioner on all matters concerning the health of the seaweed resource, its ecosystem and the industry it supports.
- B. Make recommendations to the commissioner regarding expenditures from the Seaweed Management Fund as described in section 6806.