

# 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.**

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**Augusta, Maine**  
**2017**

**CHAPTER 81  
H.P. 256 - L.D. 350**

**An Act To Repeal Certain  
Requirements Concerning the  
Sale and Purchase of Firearms**

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

**Sec. 1. 15 MRSA §455**, as repealed and re-  
placed by PL 2003, c. 452, Pt. H, §1 and affected by  
Pt. X, §2, is amended to read:

**§455. Record of sales of firearms**

**1. Forms.** A dealer may not:

~~A. Sell, let or loan a firearm to a person without  
making a copy of the form a dealer must keep as  
prescribed by 18 United States Code, Section 923.  
The copy must be made and marked as "STATE  
COPY" before the firearm is delivered; or~~

~~B. Refuse to show or refuse to allow inspection  
of a copy of the form described in paragraph A to  
a sheriff, deputy sheriff, police officer, constable,  
game warden or prosecuting attorney.~~

~~A person who violates this subsection commits a civil  
violation for which a fine of \$50 may be adjudged.~~

1-A. Form. A firearms dealer may not refuse to  
show or refuse to allow inspection of the form a dealer  
must keep as prescribed by 18 United States Code,  
Section 923 to a law enforcement officer as defined in  
Title 17-A, section 2, subsection 17 upon presentation  
of a formal written request for inspection stating that  
the form relates to an active criminal investigation.

A person who violates this subsection commits a civil  
violation for which a fine of \$50 may be adjudged.

**2. False or fictitious name.** A person may not  
give a false or fictitious name to a firearms dealer. A  
person who violates this subsection commits a civil  
violation for which a fine of \$50 may be adjudged.

**3. Exception.** This section does not apply to a  
firearms wholesaler who sells only to other firearms  
dealers or to a firearms manufacturer who sells only at  
wholesale.

See title page for effective date.

**CHAPTER 82  
H.P. 306 - L.D. 426**

**An Act To Allow Hunters  
Whose Religion Prohibits  
Wearing Hunter Orange  
Clothing To Instead Wear Red**

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

**Sec. 1. 12 MRSA §11203, sub-§1-A** is en-  
acted to read:

**1-A. Religious opposition exemption.** A person  
may substitute articles of bright red clothing for the  
articles of hunter orange clothing required under sub-  
section 1 if the person has a religious opposition to the  
wearing of hunter orange clothing.

**Sec. 2. Department of Inland Fisheries  
and Wildlife to amend rules.** The Department of  
Inland Fisheries and Wildlife shall amend Rule Chap-  
ter 4: Hunting and Trapping to clarify that a person  
who has a religious opposition to the wearing of  
hunter orange clothing may substitute articles of red  
clothing for the articles of hunter orange clothing re-  
quired by current law. Rules amended pursuant to this  
section are routine technical rules as defined in the  
Maine Revised Statutes, Title 5, chapter 375, subchap-  
ter 2-A.

See title page for effective date.

**CHAPTER 83**

**H.P. 814 - L.D. 1151**

**An Act To Allow Promotional  
Allowances by Gas Utilities**

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

**Sec. 1. 35-A MRSA §4706-C** is enacted to  
read:

**§4706-C. Promotional allowances**

**1. Definitions.** As used in this section, unless the  
context otherwise indicates, the following terms have  
the following meanings.

A. "Promotional allowance" means any rebate,  
discount, credit or other promotion offered or  
provided by a gas utility to customers or potential  
customers for the purpose of encouraging custom-  
ers or potential customers to select or use the ser-  
vice or increase usage of the service of that utility;  
to select, purchase, install or use any appliance or  
equipment designed to use that utility's service; or  
to use any other particular service of that utility.

**2. Promotional allowance allowed.** Notwith-  
standing sections 302-A and 703, a gas utility, without  
prior notice or approval from the commission, may  
offer or provide a promotional allowance.

**3. Filing of schedules of rates.** Notwithstanding  
section 307, schedules of rates that provide for promo-  
tional allowances take effect when filed with the  
commission, unless a later effective date is specified in  
the filing. A copy of the filing must also be provided  
simultaneously to the Efficiency Maine Trust, estab-  
lished in chapter 97.