

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

FIRST SPECIAL SESSION
October 23, 2017 to November 6, 2017

SECOND REGULAR SESSION
January 3, 2018 to May 2, 2018

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
FEBRUARY 5, 2018

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 1, 2018

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

Augusta, Maine
2018

This subsection is repealed October 1, 2021.

Sec. 2. 12 MRSA §6455, sub-§2-B is enacted to read:

2-B. Executive committee. The collaborative shall establish an executive committee of no fewer than 5 members, who are appointed by a majority vote of the collaborative. The collaborative shall specify in its bylaws when the executive committee may act on behalf of the collaborative with regard to oversight of collaborative staff, daily operations of the collaborative and addressing unexpected expenditures to be made by the collaborative. The bylaws must specify what constitutes a quorum of the executive committee and how many votes are necessary for the executive committee to take a valid action. In addition to any other restrictions adopted by the collaborative, the executive committee may not act on behalf of the collaborative to:

- A. Adopt or amend an annual budget;
- B. Adopt or amend an annual marketing plan;
- C. Hire or terminate the employment of the executive director of the collaborative; or
- D. Amend the bylaws of the collaborative.

Sec. 3. 12 MRSA §6455, sub-§5-A, ¶D, as amended by PL 2013, c. 492, §5, is further amended to read:

- D. For the years 2016 to ~~2018~~ 2021 the surcharges are, for:
 - (1) Class I lobster and crab fishing licenses for persons 18 to 69 years of age, \$165.25;
 - (2) Class II lobster and crab fishing licenses, \$330.50, except that for license holders 70 years of age or older the surcharge is \$165;
 - (3) Class III lobster and crab fishing licenses, \$480.75, except that for license holders 70 years of age or older the surcharge is \$240;
 - (4) Nonresident lobster and crab landing permits, \$480.75;
 - (5) Wholesale seafood licenses with lobster permits if the license holders hold no supplemental wholesale seafood licenses with lobster permits, or lobster transportation licenses if the license holders hold no supplemental lobster transportation licenses, \$1,200;
 - (6) Supplemental wholesale seafood licenses with lobster permits or supplemental lobster transportation licenses as follows:
 - (a) One thousand eight hundred dollars for up to 2 supplemental wholesale seafood licenses with lobster permits or supplemental lobster transportation licenses;

(b) Two thousand four hundred dollars for 3 to 5 supplemental wholesale seafood licenses with lobster permits or supplemental lobster transportation licenses; and

(c) Three thousand dollars for 6 or more supplemental wholesale seafood licenses with lobster permits or supplemental lobster transportation licenses; and

(7) Lobster processor licenses, \$1,000 if less than 1,000,000 pounds of raw product is processed, and \$4,000 if 1,000,000 pounds or more of raw product is processed.

Sec. 4. 12 MRSA §6455, sub-§8, as enacted by PL 2013, c. 309, §2, is repealed.

Sec. 5. 12 MRSA §6455, sub-§9 is enacted to read:

9. Repeal. This section is repealed October 1, 2021.

Sec. 6. 12 MRSA §6455, last ¶, as enacted by PL 2013, c. 309, §2, is repealed.

Sec. 7. Report. The Commissioner of Marine Resources shall investigate whether the surcharges assessed under the Maine Revised Statutes, Title 12, section 6455, subsection 5-A on a wholesale seafood license with lobster permits or a supplemental lobster transportation license may be amended to reflect the amount of lobster bought, sold, shipped or transported by the license holder or a class of license holders. The commissioner shall provide a report of recommendations to amend the surcharges to the joint standing committee of the Legislature having jurisdiction over marine resources matters by January 15, 2019. The joint standing committee may report out legislation to the First Regular Session of the 129th Legislature based upon the report.

See title page for effective date.

CHAPTER 369

H.P. 1054 - L.D. 1534

**An Act To Reduce Food Waste
in Maine**

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

Sec. 1. 38 MRSA §2137-A is enacted to read:

§2137-A. Food recovery database

The department, as resources allow and in consultation with other state agencies, municipalities, counties, businesses and other public or private entities, shall develop and maintain on its publicly accessible

website a food recovery database as described in this section.

1. Contents. The department may include in the database required under this section guidance documents, model policies, program resources and other educational and technical materials relevant to food recovery and food waste reduction efforts that may be implemented by government entities, counties, municipalities, educational institutions, businesses and members of the public, including, but not limited to:

A. Materials relating to the alignment of the food purchasing practices of public and private entities with the demands and consumption habits of the individual consumers those entities serve;

B. Materials relating to the development and implementation of programs for the sharing of surplus or leftover food, including, but not limited to, share tables and food donation practices and programs;

C. Materials relating to the diversion of food scraps and other food waste not suitable for human consumption for use as animal feed; and

D. Materials relating to the handling, transportation and processing of organic waste materials for the purpose of composting or the generation of energy through an anaerobic digestion process, including, but not limited to, guidance documents relating to the establishment of on-site composting programs by public or private entities and a list of the businesses and other entities in the State that accept for processing or process organic materials for composting or energy generation.

2. Maintenance and updates. The department, as resources allow, shall maintain and periodically review and update the materials in the database required under this section to reflect changes in relevant state or federal laws, regulations or rules or in industry practices or to include any new materials relevant to the purpose of the database that have been developed by the department or by other entities.

See title page for effective date.

CHAPTER 370

H.P. 1141 - L.D. 1656

An Act To Allow Veterans Free Admission to the Maine State Museum

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

Sec. 1. 27 MRSA §83, sub-§5, as amended by PL 2013, c. 595, Pt. M, §1, is further amended to read:

5. Establish fees. To establish fees for admission to the Maine State Museum and miscellaneous services. All revenues derived from these fees must be credited as undedicated revenue to the General Fund through June 30, 2014. Beginning July 1, 2014, all revenues derived from these fees must be credited as dedicated revenue to the Maine State Museum - Operating Fund, Other Special Revenue Funds account to be used to support the operations of the Maine State Museum. Notwithstanding this subsection, the commission shall enter into a memorandum of agreement with the Department of Defense, Veterans and Emergency Management for the issuance of a free admission pass to the Maine State Museum to each veteran who is determined by the Department of Defense, Veterans and Emergency Management to meet the criteria established in Title 37-B, section 8-A; and

Sec. 2. 37-B MRSA §8-A is enacted to read:

§8-A. Issuance of free admission pass to Maine State Museum to veterans

The Commissioner of Defense, Veterans and Emergency Management, in accordance with a memorandum of agreement entered into with the Maine State Museum Commission under Title 27, section 83, subsection 5 and this section, shall issue a free admission pass to the Maine State Museum to eligible veterans pursuant to subsection 1.

1. Eligibility. The department shall determine a person's eligibility for a pass under this section by establishing that the person is a veteran and:

A. The person is a resident of this State; and

B. The person received an honorable discharge or general discharge under honorable conditions.

2. Responsibilities of commissioner. The Commissioner of Defense, Veterans and Emergency Management shall identify a point of contact within the department to issue free admission passes in accordance with this section and the memorandum of agreement entered into with the Maine State Museum Commission pursuant to Title 27, section 83, subsection 5. The Commissioner of Defense, Veterans and Emergency Management shall periodically report to the Maine State Museum Commission a list of the names and addresses of all persons receiving passes to the Maine State Museum and the beginning dates for those passes. A pass issued under this section does not expire and is valid for the lifetime of the holder.

See title page for effective date.
