

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE**

**SECOND SPECIAL SESSION**  
**June 19, 2018 to September 13, 2018**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**DECEMBER 13, 2018**

**ONE HUNDRED AND TWENTY-NINTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 5, 2018 to June 20, 2019**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 19, 2019**

**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**  
**2019**

**2. Prohibition.** To protect water quality and aquatic resources, fisheries and fishing opportunities, and as an exercise of the public trust of the State, no person, firm, corporation, municipality or other legal entity may erect, operate, maintain or use any dam on that portion of the Penobscot River downstream from the ~~Bangor Hydroelectric Company Dam located at Veazie Milford Dam located between Milford and Old Town, except that portion of the river known as the Stillwater Branch,~~ to the southernmost point of Verona Island for any purpose not previously authorized by act, resolve or operation of law, unless specifically authorized by the Legislature.

~~**3. Study authorized.** Any person, firm, corporation, municipality or other legal entity may study the feasibility of erecting, operating, maintaining or using a dam for hydroelectric generation on the portion of the Penobscot River described in subsection 2.~~

See title page for effective date.

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## CHAPTER 73

### H.P. 694 - L.D. 939

#### An Act Regarding the Regulation of Rabbit Production for Local Consumption

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

**Sec. 1. 22 MRSA §2511, sub-§40-A** is enacted to read:

**40-A. Rabbit producer.** "Rabbit producer" means a person that raises rabbits offered for sale.

**Sec. 2. 22 MRSA §2512, sub-§1, ¶A,** as amended by PL 2009, c. 354, §2, is further amended to read:

A. Require ante mortem and post mortem inspections, quarantine, segregation and reinspections with respect to the slaughter of livestock and poultry and the preparation of livestock products and poultry products at all establishments in this State, except those exempted under section 2517-C or 2517-E or exempted by the commissioner under subsection 2, paragraph K, at which livestock or poultry are slaughtered or livestock products or poultry products are prepared for human food solely for distribution in intrastate commerce;

**Sec. 3. 22 MRSA §2514-A, sub-§1, ¶C,** as amended by PL 2015, c. 329, Pt. A, §8, is further amended to read:

C. Poultry producer ~~who~~ that processes fewer than 1,000 birds annually under section 2517-C; ~~or~~

**Sec. 4. 22 MRSA §2514-A, sub-§1, ¶C-1** is enacted to read:

C-1. Rabbit producer that processes fewer than 1,000 rabbits annually under section 2517-E; or

**Sec. 5. 22 MRSA §2517-E** is enacted to read:

#### **§2517-E. Slaughter and inspection; producer exemption for rabbits**

**1. Exemption for processing fewer than 1,000 rabbits annually.** Notwithstanding section 2512 and whether or not the rabbits are intended for human consumption, inspection is not required for the slaughter of rabbits or the preparation of rabbit products as long as the rabbits are slaughtered by the rabbit producer and the rabbit products are prepared on the farm where the rabbits were raised and:

A. Fewer than 1,000 rabbits are slaughtered annually on the farm;

B. No rabbits are offered for sale or transportation in interstate commerce;

C. Any rabbit products sold are sold only as whole rabbit carcasses;

D. The rabbit producer is registered under section 2514-A;

E. The rabbit producer assigns a lot number to all rabbit products sold and maintains a record of assigned lot numbers and the point of sale;

F. The rabbit products are sold in accordance with the restrictions in subsection 2; and

G. The rabbit products are labeled with:

(1) The name of the farm, the name of the rabbit producer and the address of the farm including the zip code;

(2) The registration number issued to the rabbit producer in accordance with section 2514-A and the lot number for the rabbit products pursuant to paragraph E;

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

(4) Safe handling and cooking instructions as follows: "SAFE HANDLING INSTRUCTIONS: Keep refrigerated or frozen. Thaw in refrigerator or microwave. Keep raw rabbit meat separate from other foods. Wash working surfaces, including cutting

boards, utensils and hands, after touching raw rabbit meat. Cook thoroughly to an internal temperature of at least 160 degrees Fahrenheit maintained for at least 15 seconds. Keep hot foods hot. Refrigerate leftovers immediately or discard."

**2. Restrictions on point of sale.** Rabbit products sold under this section may be sold only by the rabbit producer and in the following locations or manner:

- A. At the farm on which the rabbits were raised;
- B. At a farmers' market as defined in Title 7, section 415, subsection 1, paragraph A;
- C. Delivered to a consumer's home by the rabbit producer whose name and registration number appear on the label under subsection 1, paragraph G;
- D. Received by an individual who is a member of a community supported agriculture farm that has a direct marketing relationship with the rabbit producer. For the purposes of this paragraph, "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;
- E. To a locally owned grocery store; or
- F. To a locally owned restaurant.

**3. Rules.** The commissioner shall adopt rules to establish requirements for the physical facilities and sanitary processes used by rabbit producers whose rabbit products are exempt from inspection under this section. Rules adopted under this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

**4. Enforcement.** The commissioner shall enforce the provisions of this section.

**5. Violation; penalties.** A person that violates this section is subject to penalties under section 2524.

**Sec. 6. 22 MRSA §2518, sub-§1,** as repealed and replaced by PL 2015, c. 329, Pt. A, §11, is amended to read:

**1. Review by inspector.** The commissioner may require establishments that are required to be licensed under section 2514 or registered under section 2514-A but are exempt from inspection under section 2512, subsection 2, paragraph K to be periodically reviewed by inspectors to ensure that the provisions of this chapter and the rules adopted under this chapter are satisfied and that the public health, safety and welfare are protected. The commissioner shall require establishments that are required to be licensed under section 2514 or registered under section 2514-A but are exempt from inspection under section 2517-C or 2517-E to be reviewed annually by inspectors to ensure that

the provisions of this chapter and the rules adopted under this chapter are satisfied and that the public health, safety and welfare are protected.

See title page for effective date.

**CHAPTER 74**

**H.P. 801 - L.D. 1078**

**An Act Regarding the Number of Agency Liquor Store Licenses Permitted in a Municipality**

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

**Sec. 1. 28-A MRSA §453, sub-§1-A** is enacted to read:

**1-A. Limitation on number of agency liquor stores.** The bureau may license up to:

- A. Eleven agency liquor stores in a municipality with a population over 60,000;
- B. Ten agency liquor stores in a municipality with a population over 45,000 but less than 60,001;
- C. Nine agency liquor stores in a municipality with a population over 30,000 but less than 45,001;
- D. Eight agency liquor stores in a municipality with a population over 20,000 but less than 30,001;
- E. Seven agency liquor stores in a municipality with a population over 15,000 but less than 20,001;
- F. Six agency liquor stores in a municipality with a population over 10,000 but less than 15,001;
- G. Four agency liquor stores in a municipality with a population of at least 5,001 but less than 10,001;
- H. Three agency liquor stores in a municipality with a population of at least 2,000 but less than 5,001; and
- I. One agency liquor store in a municipality with a population less than 2,000.

The bureau may issue one additional agency liquor store license beyond those otherwise authorized by this subsection in a municipality with a population of less than 10,000. The bureau may consider the impact of seasonal population or tourism and other related information provided by the municipality requesting an additional agency liquor store license.