

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.

Augusta, Maine
2019

B. Cultivate up to 30 mature marijuana plants or 500 square feet of plant canopy, 60 immature marijuana plants and unlimited seedlings;

See title page for effective date.

CHAPTER 257

H.P. 1086 - L.D. 1484

**An Act To Create a System
Using the Permit for
Disposition of Human Remains
To Track the Burial of
Cremated Remains in a Public
Cemetery**

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

Sec. 1. 22 MRSA §2843, sub-§3-A, as amended by PL 2017, c. 363, §1, is further amended to read:

3-A. Authorization for burial of cremated remains in public burying ground. The State Registrar of Vital Statistics shall provide an authorization to be used for the purposes of this subsection. If cremated remains are buried in a public burying ground in this the State, the person in charge of the public burying ground may shall endorse and provide record the date the cremated remains were buried on each permit with which that person is presented an authorization for the remains and return # the authorization to the State Registrar of Vital Statistics or to the clerk of the municipality in which the public burying ground is located within 7 days after the cremated remains were buried. If there is no person in charge of the public burying ground, an official of the municipality in which the public burying ground is located may shall endorse and provide record the date the cremated remains were buried on each such permit the authorization and present # the authorization to the State Registrar of Vital Statistics or the clerk of the municipality. The If an authorization is not returned to the State Registrar of Vital Statistics within 7 days after cremated remains were buried, the funeral director or authorized person may present a copy of each permit the authorization, if the permit authorization has been endorsed, to the State Registrar of Vital Statistics or the clerk of the municipality where death occurred and to the clerk who issued the permit. For the purposes of this subsection, "public burying ground" has the same meaning as in Title 13, section 1101-A, subsection 4 authorization.

For purposes of this subsection, unless the context otherwise indicates, the following terms have the following meanings.

A. "Authorization" means the form or electronic process prescribed and furnished by the State Registrar of Vital Statistics for the purpose of recording the consent of an authorized person for the burial or removal of cremated remains in a public burying ground as specified by department rule.

B. "Burial" means all manner of dispersal or deposit in or on the ground or in a structure.

C. "Public burying ground" has the same meaning as in Title 13, section 1101-A, subsection 4.

See title page for effective date.

CHAPTER 258

H.P. 442 - L.D. 614

**An Act To Increase Electric
Vehicles in Maine**

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

Sec. 1. 35-A MRSA §§10124 and 10125 are enacted to read:

§10124. Electric Vehicle Fund

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

A. "Battery electric vehicle" means a fully electric, zero-emission vehicle that has an on-board electrical energy storage device that is designed to be recharged using an external energy source.

B. "Eligible electric vehicle" means a battery electric vehicle or a plug-in hybrid electric vehicle that:

(1) Is sold or offered for sale by its original equipment manufacturer or an authorized licensee of the original equipment manufacturer or a licensed automobile dealer;

(2) Is listed by the trust in accordance with subsection 4; and

(3) If the vehicle has a gross vehicle weight rating of 10,000 pounds or less, has a manufacturer's suggested retail price of not more than \$50,000.

C. "Fund" means the Electric Vehicle Fund established in subsection 2.

D. "Plug-in hybrid electric vehicle" means a vehicle that uses an on-board electrical energy storage device that is designed to be recharged using an external energy source to power an electric mo-

tor and uses a petroleum-based fuel to power an internal combustion engine.

E. "Program" means the program established pursuant to subsection 3.

2. Fund established. The Electric Vehicle Fund is established as a nonlapsing fund administered by the trust to transform markets toward the adoption of electric vehicles and to support the purchase of electric vehicles in the State. Any interest earned on funds in the fund must be credited to the fund, and funds not spent in any fiscal year remain in the fund to be used in accordance with this section. The trust may receive and deposit in the fund funds from the following sources:

A. Federal funds and awards that may be used for the purposes of this section;

B. Any interest earned on investment of fund balances; and

C. Any other funds from public or private sources received in support of the purposes for which the fund is established.

The fund may be used for the program and other uses consistent with the purposes for which the fund is established.

3. Rebate program established; eligibility. In accordance with the provisions of this section, the trust shall establish and administer a program that provides rebates for the purchase or lease of electric vehicles. A person may apply for and, as resources within the fund allow, receive a rebate for an electric vehicle, subject to eligibility requirements established by the trust. Eligibility criteria for the vehicle must include that the vehicle is: an eligible electric vehicle; purchased, or leased for a term of 36 months or more, in the State; and registered in the State. Eligibility requirements for the recipient of the rebate must include that the recipient attests to a commitment to retain ownership, whether through purchase or lease, of the eligible electric vehicle for at least 36 months from the date of purchase or lease. The trust may require a recipient of a rebate under this section who does not retain ownership of the eligible electric vehicle for at least 36 months to repay the trust up to the full amount of the rebate.

The trust shall establish the rebate amount for each eligible electric vehicle. The trust shall establish rebate amounts that it determines most effectively increase the purchase of eligible electric vehicles. For each model of an eligible electric vehicle, the trust may establish different rebate amounts based on the size of the vehicle battery. The trust may establish different rebate amounts for the purpose of providing reasonable opportunity for participation in the program across different customer groups and geographic areas. The

trust may establish reasonable limits on the number of rebates per vehicle or per person.

4. List of eligible electric vehicles; applications. The trust shall develop, make available on its publicly accessible website and periodically update a list of eligible electric vehicles and rebates included in the program. The trust shall develop and make available at its offices and on its publicly accessible website all forms and other documents necessary for a person to apply for and receive a direct rebate under this section.

5. Rules. The trust may adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

§10125. Electric Vehicle Charging Infrastructure Fund

1. Fund established. The Electric Vehicle Charging Infrastructure Fund is established as a nonlapsing fund administered by the trust to increase the availability and effectiveness of electric vehicle charging infrastructure in the State. Any interest earned on funds in the fund must be credited to the fund, and funds not spent in any fiscal year remain in the fund to be used in accordance with this section. The trust may receive and deposit in the fund funds from the following sources:

A. Federal funds and awards that may be used for the purposes of this section;

B. Any interest earned on investment of fund balances; and

C. Any other funds from public or private sources received in support of the purposes for which the fund is established.

See title page for effective date.

CHAPTER 259

H.P. 497 - L.D. 676

An Act To Allow a Class III Lobster and Crab Fishing License Holder To Engage More Crew Members

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

Sec. 1. 12 MRSA §6421, sub-§3-A, ¶C, as amended by PL 2013, c. 282, §3, is further amended to read:

C. A Class III license authorizes the license holder to engage in the licensed activities under subsection 2. A Class III license holder may engage 2 4 unlicensed crew members to assist in the licensed activities under the direct supervision of