

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTY-FIRST LEGISLATURE

FIRST REGULAR SESSION
December 7, 2022 to March 30, 2023

FIRST SPECIAL SESSION
April 5, 2023 to July 26, 2023

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NONEMERGENCY LAWS IS
JUNE 29, 2023

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NONEMERGENCY LAWS IS
OCTOBER 25, 2023

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

Augusta, Maine
2023

**CHAPTER 41
H.P. 476 - L.D. 707**

**An Act to Update the Maine
Human Rights Act with
Respect to Gender Identity**

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

Sec. 1. 5 MRSA §4553, sub-§9-C, as enacted by PL 2005, c. 10, §3, is amended to read:

9-C. Sexual orientation. "Sexual orientation" means a person's actual or perceived heterosexuality, bisexuality, or homosexuality or ~~gender identity or expression.~~

See title page for effective date.

**CHAPTER 42
S.P. 310 - L.D. 752**

**An Act to Expand Access to
Banking Services for Minors**

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

Sec. 1. 9-B MRSA §427, sub-§1, as enacted by PL 1975, c. 500, §1, is amended to read:

1. Minor's deposits or accounts. Money may be deposited by or in the name of a minor is his and is the minor's property, and a financial institution may, in the discretion of the officer making or authorizing the payment, shall pay the same to such minor, to his the minor's order or to his guardian a joint owner of the account. The receipt of such minor, or his guardian, for any such payment by the minor is a valid release and shall discharge discharges the institution. A minor may endorse and deposit to the credit of the minor's account checks and other instruments for the payment of money. Notwithstanding any provision of law to the contrary, in all transactions with respect to a minor's account that does not have a joint owner of majority age, a minor is deemed to be the owner of the account and of legal age and capacity.

See title page for effective date.

**CHAPTER 43
S.P. 313 - L.D. 755**

**An Act to Promote Higher
Blends of Biofuel by Regulating
the Sale or Transfer of Biofuels**

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

Sec. 1. 10 MRSA §1663, as enacted by PL 2013, c. 124, §1, is amended to read:

§1663. Sale of biodiesel, biomass-based diesel, biomass-based diesel blends and biodiesel blends

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

A. "Biodiesel" means ~~the a~~ a renewable, biodegradable mono-alkyl esters of long chain fatty acids derived from plant oils or animal matter fats that meets the requirements of the American Society of Testing and Materials Standard most recent ASTM International standard D6751. "Biodiesel" includes fuel that otherwise meets the requirements of this paragraph and also contains up to 1% diesel fuel.

A-1. "Biodiesel blend" means a blend of diesel fuel that contains greater than 5% by volume of biodiesel and meets the requirements of the most recent ASTM International standard D7467.

B. "Biomass-based diesel" means a diesel fuel substitute produced from nonpetroleum renewable resources that meets the registration requirements for fuels and fuel additives established by the United States Environmental Protection Agency under 42 United States Code, Section 7545 (2012).

C. "Biomass-based diesel blend" ~~and "biodiesel blend" mean~~ means a blend of diesel fuel that contains greater than 5% by volume of biomass-based diesel or biodiesel and petroleum based diesel fuel.

2. Number 2 heating oil. For purposes of this section, all references to diesel include #2 heating oil.

3. Transfer document. A person that sells or otherwise transfers title to a fuel containing biodiesel, biomass-based diesel blend or, biomass-based diesel blend or biodiesel blend to any other person for resale of the product shall prepare a document evidencing the transfer. This transfer document may be in the form of an invoice, bill of lading, bill of sale or other written instrument meeting the requirements of this subsection. This transfer document must include the name of the transferor, the name of the transferee, the date of the transfer, the volume in gallons of the product transferred and either the volume in gallons or the percentage of biomass-based diesel or biodiesel that is contained in the blended product. A person making such a transfer shall maintain the transfer document required by this subsection for a period of 4 years from the transfer date. As used in this subsection, the term "resale" does not include a sale of product purchased at a retail outlet.

4. Transferee not liable. A transferee of fuel containing a biodiesel, biomass-based diesel, biomass-based diesel blend or biodiesel blend is not liable for