

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 ex-
pression.

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 pay-
ment, shall pay the same to such minor, to his the mi-
nor's order or to his guardian a joint owner of the ac-
count. 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 renewable, biodegrada-~~
ble mono-alkyl esters of long chain fatty acids de-
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" in-
cludes 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 bio-
diesel and meets the requirements of the most re-
cent ASTM International standard D7467.

B. "Biomass-based diesel" means a diesel fuel sub-
stitute produced from nonpetroleum renewable re-
sources 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 con-
tains 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 sec-
tion, all references to diesel include #2 heating oil.

3. **Transfer document.** A person that sells or oth-
erwise 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 trans-
ferred 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 con-
taining a biodiesel, biomass-based diesel, biomass-
based diesel blend or biodiesel blend is not liable for