

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

governmental approvals of any sale or transfer transaction and an additional 60 days after receipt of approval. The holder has the right to assign its option to a non-profit corporation upon such terms as the holder may determine, including, but not limited to, requiring the assignee to agree to additional income eligibility restrictions and rental restrictions for a duration as determined by the holder.

A. Nothing in this section prevents an owner of the property from deciding not to sell, transfer or take other action ~~that would result in termination of the financial assistance and revoking the notice required by subsection 1 at any time before its expiration described in this section.~~ The withdrawal or revocation, or failure to close on a sale pursuant to the option within the time provided in this subsection, extinguishes any ~~right of first refusal option held by the Maine State Housing Authority holder or an assignee.~~

3. Exceptions. ~~The Maine State Housing Authority holder may not possess any right of first refusal option when a bona fide buyer, by contract with the seller, agrees to maintain the property as low-income housing without any termination or other modification to the income eligibility restrictions or rental restrictions or financial assistance applicable to the property. The notice provisions of this section apply to this subchapter.~~

See title page for effective date.

**CHAPTER 219
S.P. 298 - L.D. 740**

An Act to Clarify the Criteria for State Approval of Alcoholic Beverage Container Labels

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

Sec. 1. 28-A MRSA §6-A, sub-§2-A is enacted to read:

2-A. Criteria for label registration. Bureau review and approval of label registration is limited to whether the submitted label conforms to the regulations adopted by the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau and the following criteria:

A. The label does not contain any statement, design, device or representation that:

(1) To the average individual, applying contemporary community standards, considered as a whole, appeals to the prurient interest;

(2) Depicts or describes, in an offensive manner, sexual acts, excretory functions, masturbation or lewd exhibition of the genitals; and

(3) Considered as a whole, lacks serious literary, artistic, political or scientific value; and

B. The label does not contain a subject matter or an illustration that targets minors.

See title page for effective date.

**CHAPTER 220
H.P. 360 - L.D. 555**

An Act to Increase the Number of Mature Plants Allowed for the Home Cultivation of Cannabis

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

Sec. 1. 28-B MRSA §1501, sub-§1, ¶E, as enacted by PL 2017, c. 409, Pt. A, §6 and amended by PL 2021, c. 669, §5, is amended to read:

E. Subject to the requirements and restrictions of section 1502, possess, cultivate or transport at any one time up to ~~3~~ **6** mature cannabis plants, 12 immature cannabis plants and an unlimited number of seedlings and possess all the cannabis produced by such plants at the person's place of residence or at the location where the cannabis was cultivated;

Sec. 2. 28-B MRSA §1502, sub-§1, as enacted by PL 2017, c. 409, Pt. A, §6 and amended by PL 2021, c. 669, §5, is further amended to read:

1. Cultivation of up to 3 6 mature cannabis plants per person for personal adult use authorized. Subject to the applicable requirements and restrictions of subsections 2, 3 and 4, a person 21 years of age or older may cultivate up to ~~3~~ **6** mature cannabis plants, up to 12 immature cannabis plants and an unlimited number of seedlings for personal adult use:

A. On a parcel or tract of land on which the person is domiciled;

B. On a parcel or tract of land owned by the person on which the person is not domiciled; or

C. On a parcel or tract of land not owned by the person and on which the person is not domiciled so long as the owner of the parcel or tract of land by written agreement permits the cultivation and care of the cannabis plants on the parcel or tract of land by that person.

A person may cultivate the cannabis plants and seedlings authorized under this subsection at multiple locations so long as such cultivation activities otherwise meet all requirements and restrictions of this section.

Sec. 3. 28-B MRSA §1502, sub-§3, ¶A, as enacted by PL 2017, c. 409, Pt. A, §6 and amended by PL 2021, c. 669, §5, is further amended to read: