

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
117TH LEGISLATURE

FIRST REGULAR SESSION

BILL SUMMARIES  
JOINT STANDING COMMITTEE  
ON  
AGRICULTURE, CONSERVATION AND FORESTRY

AUGUST 1995

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**ONE HUNDRED AND SEVENTEENTH LEGISLATURE  
FIRST REGULAR SESSION**

**SUMMARY OF LEGISLATION BEFORE  
THE JOINT STANDING COMMITTEES**

**AUGUST 1995**

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees of the Maine Legislature. The volume is organized alphabetically by committee; within each committee, the summaries are arranged by LD number. A subject index is provided at the beginning of each committee's summaries. The publication, History and Final Disposition of Legislative Documents, is helpful in determining to which committee any particular bill was referred.

In this document, the committee report or reports, the prime sponsor for each bill and the lead co-sponsor in each house if one has been designated are listed below each bill title. All adopted amendments are listed, by paper number, together with the sponsor for floor amendments. Final action on each bill is listed to the right of the title. Various categories of final action are abbreviated as follows:

<b>CARRIED OVER</b>	<i>Bill carried over to Second Session</i>
<b>CON RES XXX</b>	<i>Chapter # of Constitutional Resolution passed by both Houses</i>
<b>CONF CMTE UNABLE TO AGREE</b>	<i>Committee of Conference unable to agree; bill died</i>
<b>DIED BETWEEN BODIES</b>	<i>House &amp; Senate disagree; bill died</i>
<b>DIED ON ADJOURNMENT</b>	<i>Action incomplete when session ended; bill died</i>
<b>EMERGENCY</b>	<i>Enacted law takes effect sooner than 90 days</i>
<b>FAILED EMERGENCY ENACTMENT</b>	<i>Emergency bill failed to get 2/3 vote</i>
<b>FAILED ENACTMENT</b>	<i>Bill failed to get majority vote</i>
<b>FAILED MANDATE ENACTMENT</b>	<i>Bill imposing local mandate failed to get 2/3 vote</i>
<b>INDEF PP</b>	<i>Bill Indefinitely Postponed</i>
<b>ONTP</b>	<i>Ought Not to Pass report accepted</i>
<b>P&amp;S XXX</b>	<i>Chapter # of enacted Private &amp; Special Law</i>
<b>PUBLIC XXX</b>	<i>Chapter # of enacted Public Law</i>
<b>RESOLVE XXX</b>	<i>Chapter # of enacted Resolve</i>
<b>UNSIGNED</b>	<i>Not signed by Governor within 10 days</i>
<b>VETO SUSTAINED</b>	<i>Legislature failed to override Governor's Veto</i>

These summaries were prepared by the analyst or analysts assigned to the committee. If more detailed information is needed on a bill, contact the committee analyst.

5581LHS

**SPONSOR(S)**  
SPEAR**COMMITTEE REPORT**  
OTP-AM**AMENDMENTS ADOPTED**  
H-481**SUMMARY**

The bill would have required that farm products offered for sale at a farmer's market that were not grown or processed in the State be labeled indicating that the farm product was grown or processed out of state. The bill would have also increased the fine for a violation of the farmer's market laws and the laws regarding native, native-grown and locally grown produce.

COMMITTEE AMENDMENT "A" (H-481) The amendment replaces the bill. It alters current law regarding the labeling of farm produce by placing on the seller the burden of proof of identifying the origin of farm produce. It also increases the fines for a violation from a minimum of \$100 to a minimum of \$200 and from a maximum of \$200 to a maximum of \$300.

The amendment also adds a fiscal note.

**LD 1404 An Act to Amend the Law Regarding the Lease of Submerged Lands**

CARRIED OVER

**SPONSOR(S)**  
KILKELLY  
GOULD**COMMITTEE REPORT****AMENDMENTS ADOPTED****SUMMARY**

The bill would repeal existing law related to the granting of leases and easements for submerged and intertidal lands held in trust by the State and establish a new procedure for allowing use and construction upon those lands. Entities, public and private, that use submerged lands for fishing, navigation, fowling or other traditional public trust uses would be granted exclusive use of the submerged lands without requirement of lease or easement as long as those uses continue. Structures that facilitate those traditional uses would need to be registered and would be subject to a \$100 registration fee. Structures that do not facilitate those uses would require a lease from the Bureau of Public Lands and payment of a one-time administrative fee of \$100. This bill would also establish a Submerged Lands Public Trust Review Board with authority to adopt rules governing submerged lands and to hear appeals of submerged lands leasing-related decisions made by the Director of the Bureau of Public Lands.

**LD 1434 An Act to Strengthen the Laws Concerning Damage by Dogs**

PUBLIC 351

**SPONSOR(S)**  
OTT**COMMITTEE REPORT**  
OTP-AM**AMENDMENTS ADOPTED**  
H-436**SUMMARY**

The bill amends the laws establishing liability for damage done by dogs to livestock and poultry to also include liability for damage done by dogs to other pets, including dogs. An exception to liability is established if the dog causing the damage was provoked by the dog victim.

COMMITTEE AMENDMENT "A" (H-436) clarifies that the definition of "pet" in the bill applies to certain domesticated animals. It also clarifies that the exceptions in the original bill apply to situations involving the killing or injury of a dog.