

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

STATE OF MAINE
129TH LEGISLATURE
FIRST REGULAR SESSION



Summaries of bills, adopted amendments and laws enacted or finally passed

**JOINT STANDING COMMITTEE ON AGRICULTURE,
CONSERVATION AND FORESTRY**

August 2019

MEMBERS:

SEN. JAMES F. DILL, CHAIR
SEN. G. WILLIAM DIAMOND
SEN. RUSSELL BLACK

REP. CRAIG V. HICKMAN, CHAIR
REP. DAVID HAROLD MCCREA
REP. MARGARET M. O'NEIL
REP. CHLOE S. MAXMIN
REP. TIFFANY ROBERTS-LOVELL
REP. MARYANNE KINNEY
REP. THOMAS H. SKOLFIELD
REP. RANDALL C. HALL
REP. THEODORE JOSEPH KRYZAK, JR.
REP. WILLIAM D. PLUECKER

STAFF:

KAREN S. NADEAU, LEGISLATIVE ANALYST
OFFICE OF POLICY AND LEGAL ANALYSIS
13 STATE HOUSE STATION
AUGUSTA, ME 04333
(207) 287-1670
<http://legislature.maine.gov/opla/>

STATE OF MAINE

129TH LEGISLATURE
FIRST REGULAR SESSION



LEGISLATIVE DIGEST OF BILL SUMMARIES AND ENACTED LAWS

This *Legislative Digest of Bill Summaries and Enacted Laws* contains summaries of all LDs and adopted amendments and all laws enacted or finally passed during the First Regular Session of the 129th Maine Legislature.

The *Digest* is arranged alphabetically by committee and within each committee by Legislative Document (LD) number. The committee report(s), prime sponsor and lead co-sponsor(s), if designated, are listed below each LD title. All adopted amendments are summarized and listed by paper number. A subject index is included with each committee. An appendix provides a summary of relevant session statistics.

Final action on each LD is noted to the right of the LD title. The following describes the various final actions.

CARRIED OVER..... carried over to a subsequent session of the Legislature
CON RES XXX..... chapter # of constitutional resolution passed by both houses
CONF CMTE UNABLE TO AGREE..... Committee of Conference unable to agree; legislation died
DIED BETWEEN HOUSES..... House & Senate disagreed; legislation died
DIED IN CONCURRENCE..... defeated in each house, but on different motions; legislation died
DIED ON ADJOURNMENT..... action incomplete when session ended; legislation died
EMERGENCY..... enacted law takes effect sooner than 90 days after session adjournment
FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE..... emergency failed to receive required 2/3 vote
FAILED, ENACTMENT or FINAL PASSAGE..... failed to receive final majority vote
FAILED, MANDATE ENACTMENT..... legislation proposing local mandate failed required 2/3 vote
HELD BY GOVERNOR..... Governor has not signed; final disposition to be determined at subsequent session
LEAVE TO WITHDRAW..... sponsor's request to withdraw legislation granted
NOT PROPERLY BEFORE THE BODY..... ruled out of order by the presiding officer; legislation died
INDEF PP..... indefinitely postponed; legislation died
ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X... ought-not-to-pass report accepted; legislation died
P&S XXX..... chapter # of enacted private & special law
PUBLIC XXX..... chapter # of enacted public law
RESOLVE XXX..... chapter # of finally passed resolve
VETO SUSTAINED..... Legislature failed to override Governor's veto

The effective date for non-emergency legislation enacted in the First Regular Session of the 129th Legislature is Thursday, September 19, 2019. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

Joint Standing Committee on Agriculture, Conservation and Forestry

animal shelter is not civilly liable to any party for authorization of euthanasia of severely sick or severely injured livestock if certain conditions are met nor is any person performing euthanasia under that authorization.

It adds the intent to harm or intoxicate an animal to the animal cruelty provisions of the violation of giving a scheduled drug to an animal.

It clarifies under the provision establishing municipal procedures for the handling of stray livestock that "livestock" does not include feral swine or domesticated cervids.

Public Law 2019, chapter 437 repeals and amends certain provisions under Title 33, chapter 21 relating to lost goods and stray beasts.

It also repeals the requirement that the finder of a stray beast, potentially a municipality, keep a stray beast for up to six months. It requires a municipality to follow certain procedures related to stray livestock, but a municipality is only required to retain custody for 10 days.

LD 1246 An Act To Protect the Health and Safety of Maine State Park Visitors and Staff

PUBLIC 110

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CAIAZZO C	OTP	

This bill requires the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to determine minimum levels of staffing for all state parks, except Baxter State Park, and historic sites and national parks that are controlled and managed by the State. The bill also requires the director to consider a list of factors, including, but not limited to, visitor capacity limits, availability of emergency response services and emergency planning issues specific to a park or historic site, when making a determination of staffing levels for each park or historic site.

Enacted Law Summary

Public Law 2019, chapter 110 requires the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to determine minimum levels of staffing for all state parks, except Baxter State Park, and historic sites and national parks that are controlled and managed by the State. The law also requires the director to consider a list of factors, including, but not limited to, visitor capacity limits, availability of emergency response services and emergency planning issues specific to a park or historic site, when making a determination of staffing levels for each park or historic site.

LD 1270 An Act To Create Certain Recreational Opportunities on State-owned Land

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T COREY P		

This bill provides that, beginning January 1, 2020, the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands may develop new marked hiking trails within the unorganized territory on which loaded firearms are permitted and within 300 feet of which, during the months of October and November, firearms may be discharged.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P.

Joint Standing Committee on Agriculture, Conservation and Forestry

1322.

**LD 1273 An Act To Ensure Funding for Certain Essential Functions of the
University of Maine Cooperative Extension Pesticide Safety Education
Program**

PUBLIC 243

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLACK R DUNPHY M	OTP-AM	S-149

This bill requires that the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control award an annual grant of \$65,000 on or about April 1st to the University of Maine Cooperative Extension for the development and revision of training manuals for pesticide applicator certification, licensing and recertification.

Committee Amendment "A" (S-149)

This amendment clarifies that the grant awarded by the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control to the University of Maine Cooperative Extension for the development and revision of training manuals for applicator certification, licensing and recertification may also be used to perform other aspects of pesticide education programs. The amendment clarifies that the amount of the annual grant is not less than \$65,000. The amendment also provides that the University of Maine Cooperative Extension may seek the advice of the Board of Pesticides Control in establishing pesticide education programs. The amendment requires the University of Maine Cooperative Extension to submit an annual report on the use of the funds, no later than January 15th, to the Board of Pesticides Control and the joint standing committee of the Legislature having jurisdiction over pesticide education and certification matters.

Enacted Law Summary

Public Law 2019, chapter 243 requires that the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control award an annual grant of not less than \$65,000 on or about April 1st to the University of Maine Cooperative Extension for the development and revision of training manuals for pesticide applicator certification, licensing and recertification.

The law clarifies that the grant awarded by the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control to the University of Maine Cooperative Extension for the development and revision of training manuals for applicator certification, licensing and recertification may also be used to perform other aspects of pesticide education programs. The law also provides that the University of Maine Cooperative Extension may seek the advice of the Board of Pesticides Control in establishing pesticide education programs. The law requires the University of Maine Cooperative Extension to submit an annual report on the use of the funds, no later than January 15th, to the Board of Pesticides Control and the joint standing committee of the Legislature having jurisdiction over pesticide education and certification matters.

LD 1311 An Act Regarding the Sale of Dogs and Cats at Pet Shops

**HELD BY
GOVERNOR**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CHIPMAN B	ONTP OTP-AM	S-272

This bill prohibits a pet shop from selling dogs and cats and establishes a fine of \$500 per violation as well as license suspension or revocation. A pet shop may provide space to an animal rescue entity to offer to the public dogs and cats for adoption.