

MAINE STATE LEGISLATURE

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STATE OF MAINE
129TH LEGISLATURE
FIRST SPECIAL AND SECOND REGULAR SESSIONS



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

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

November 2020

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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
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**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 Special and Second Regular Sessions 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.

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

The effective date for non-emergency legislation enacted in the First Special Session of the 129th Legislature is Monday, November 25, 2019 and for non-emergency legislation enacted in the Regular Session of the 129th Legislature, Tuesday, June 16, 2020. 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

LD 2084 An Act Prohibiting Certain Confinement of Egg-laying Hens and the Sale of Their Eggs

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
O'NEIL M LIBBY N		

This bill provides that, after December 31, 2024:

1. Farm owners and operators in the State must keep their egg-laying hens in cage-free housing systems; and
2. Business owners and operators may not sell in the State eggs from hens that are not kept in cage-free housing systems.

Under the bill, a person who violates these requirements commits a civil violation for which a fine may be adjudged. In addition, the bill authorizes the Commissioner of Agriculture, Conservation and Forestry to bring a civil action to prevent, restrain or enjoin a violation of the requirements.

This bill, which had been voted but not yet reported out of committee, was carried over in committee to any special session of the 129th Legislature by joint order, S.P. 788.

LD 2128 Resolve, Regarding Legislative Review of Chapter 348: On Farm Raising, Slaughter and Processing of Less Than 1,000 Ready-to-Cook Whole Poultry Carcasses, a Late-filed Major Substantive Rule of the Department of Agriculture, Conservation and Forestry

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	ONTP	

This resolve provides for legislative review of Chapter 348: On Farm Raising, Slaughter and Processing of Less Than 1,000 Ready-to-Cook Whole Poultry Carcasses, a major substantive rule of the Department of Agriculture, Conservation and Forestry that was filed outside the legislative rule acceptance period.

LD 2129 An Act Relating To Food, Food Additives or Food Products Containing Hemp or Cannabidiol Derived from Hemp

CARRIED OVER

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

This bill provides that food, food additives and food products containing hemp, including hemp-derived cannabidiol, that are produced and sold within the State are not "adulterated" under state law regardless of the place of origin of the cannabidiol or any other ingredient, and the production, manufacturing, marketing, sale or distribution of food or food products containing hemp may not be prohibited regardless of where the food or food products were produced, manufactured, marketed, sold or distributed previously.

The bill is reported out by the Joint Standing Committee on Agriculture, Conservation and Forestry pursuant to joint

Joint Standing Committee on Agriculture, Conservation and Forestry

order, H.P. 1502. The committee is reporting out the bill for the sole purpose of turning the proposal into a printed bill that can be referred to the committee for an appropriate public hearing and subsequent processing in the normal course. The committee has not taken a position on the substance of this bill and by reporting this bill out the committee is not suggesting and does not intend to suggest that it agrees or disagrees with any aspect of this bill.

This bill, which had been reported out of committee but not yet taken up by the House or the Senate, was carried over to any special session of the 129th Legislature by joint order, S.P. 788.

LD 2142 An Act Regarding Outcome-based Forestry and the Use of Glyphosate

CARRIED OVER

Sponsor(s)

Committee Report

Amendments Adopted

This bill is reported out by the Joint Standing Committee on Agriculture, Conservation and Forestry pursuant to Resolve 2019, chapter 84.

The committee is reporting the bill out for the sole purpose of turning the proposal into a printed bill that can be referred to the committee for an appropriate public hearing and subsequent processing in the normal course. The committee has not taken a position on the substance of this bill and by reporting this bill out the committee is not suggesting and does not intend to suggest that it agrees or disagrees with any aspect of this bill.

Current law requires the Governor to appoint a panel of at least six technical experts to work with the Director of the Maine Forest Service within the Department of Agriculture, Conservation and Forestry to implement, monitor and assess tests of outcome-based forestry principles. The bill provides that the gubernatorial appointments are subject to review by the joint standing committee by the Legislature having jurisdiction over forestry matters and subject to confirmation by the Legislature.

The bill requires landowners to provide written notification at least 15 days prior to any use of glyphosate in an outcome-based forestry area to all members of the panel and the director and within 30 days of any use of glyphosate in an outcome-based forestry area to submit a report to all members of the panel and the director. Upon receipt of the report, the panel is required to evaluate whether the landowner has adequately addressed outcome-based forestry principles under the forest practices laws. If the panel determines the landowner has not adequately addressed the outcome-based forestry principles, the panel is required to report the nonconformance to the director. The effective date of these provisions is January 1, 2022.

The bill also requires the Board of Pesticides Control to establish an environmental risk advisory committee to evaluate the environmental risks associated with the use of glyphosate. The advisory committee is required to submit an interim report no later than March 1, 2021 and a final report no later than February 1, 2022 with findings and recommendations to the joint standing committee of the Legislature having jurisdiction over forestry matters. The joint standing committee of the Legislature having jurisdiction over forestry matters has the authority to submit a bill relating to the subject matter of the report during the Second Regular Session of the 130th Legislature.

This bill, which had been voted but not yet reported out of committee, was carried over in committee to any special session of the 129th Legislature by joint order, S.P. 788.