

STATE OF MAINE
126TH LEGISLATURE
FIRST REGULAR SESSION



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

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

July 2013

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Joint Standing Committee on Agriculture, Conservation and Forestry

**LD 2 Resolve, Regarding Legislative Review of Portions of Chapter 252:
Rules Governing Certification of Seed Potatoes in the State of Maine, a
Major Substantive Rule of the Department of Agriculture, Conservation
and Forestry**

**RESOLVE 2
EMERGENCY**

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

This resolve provides for legislative review of portions of Chapter 252: Rules Governing Certification of Seed Potatoes in the State of Maine, a major substantive rule of the Department of Agriculture, Conservation and Forestry.

Enacted Law Summary

Resolve 2013, chapter 2 adopts portions of Chapter 252: Rules Governing Certification of Seed Potatoes in the State of Maine, a major substantive rule of the Department of Agriculture, Conservation and Forestry. The rules adopted pursuant to this resolve modify the setting of fees associated with the certification of seed potatoes in Maine. The fees established pursuant to the rules adopted under the resolve relate to the program's field and shipping point inspections. The rules adopted under the resolve also change the designation of the propagation of certified and foundation seed potatoes from a Nuclear and General Year System to a Field Year System.

Resolve 2013, chapter 2 was enacted as an emergency measure effective March 20, 2013.

LD 5 An Act To Make Changes to the Potato Marketing Improvement Fund

PUBLIC 403

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
WILLETTE JACKSON T	OTP-AM	H-198 S-330 HILL

This bill changes the governing authority of the Potato Marketing Improvement Fund from the Department of Agriculture, Conservation and Forestry to the Maine Potato Board. This bill requires the Maine Potato Board to establish the Potato Marketing Improvement Fund Committee to advise the board.

Committee Amendment "A" (H-198)

This amendment strikes and replaces the bill. The amendment, like the bill, changes the governing authority of the Potato Marketing Improvement Fund from the Department of Agriculture, Conservation and Forestry to the Maine Potato Board.

The bill requires the board to establish the Potato Marketing Improvement Fund Committee to advise the board. The amendment instead establishes the Potato Marketing Improvement Fund Committee in statute and changes the membership of the committee. The amendment authorizes the Finance Authority of Maine, at the discretion of the Commissioner of Agriculture, Conservation and Forestry, to make payments to the board from the fund to carry out the purposes of the fund.

The amendment also requires the authority to provide written annual reports to the commissioner and the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters regarding the payments.

The amendment also adds an appropriations and allocations section.

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Senate Amendment "A" To Committee Amendment "A" (S-330)

This amendment removes the appropriations and allocations section.

Enacted Law Summary

Public Law 2013, chapter 403 changes the governing authority of the Potato Marketing Improvement Fund from the Department of Agriculture, Conservation and Forestry to the Maine Potato Board. It establishes the Potato Marketing Improvement Fund Committee in statute and changes the membership of the committee. Public Law 2013, chapter 403 authorizes the Finance Authority of Maine, at the discretion of the Commissioner of Agriculture, Conservation and Forestry, to make payments to the board from the fund to carry out the purposes of the fund. It also requires the authority to provide written annual reports to the commissioner and the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters regarding the payments.

LD 33 Resolve, Regarding Pesticide Applications and Public Notification in Schools

**RESOLVE 63
EMERGENCY**

Sponsor(s)

Committee Report

Amendments Adopted

OTP-AM

H-308

This resolve provides for legislative review of portions of Chapter 27: Standards for Pesticide Applications and Public Notification in Schools, a major substantive rule of the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control.

Committee Amendment "A" (H-308)

This amendment changes the title of the resolve. The amendment provides for legislative review of portions of Chapter 27: Standards for Pesticide Applications and Public Notification in Schools, a major substantive rule of the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control.

The amendments to Chapter 27 prescribe standards intended to ensure that pests are managed in a manner that minimizes risks to students and staff, relying on widely accepted science of integrated pest management. The amendments to the rules require school staff and contractors to choose the lowest-risk strategies for managing pests.

The proposed rules also strengthen the role of the Integrated Pest Management coordinator in each school, establish training requirements for the coordinator, and reduce the burden of record-keeping while making records easier to access.

The amendment also adds a section to the resolve that requires that, by March 15, 2014, the Commissioner of Education and the director of the Board of Pesticides Control report to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Agriculture, Conservation and Forestry on developing standards and guidelines for landscaping design for school grounds that will minimize or eliminate the need to use pesticides on school grounds for any newly constructed school facilities.

Enacted Law Summary

Resolve 2013, chapter 63 adopts amendments to portions of Chapter 27: Standards for Pesticide Applications and Public Notification in Schools, a major substantive rule. Resolve 2013, chapter 63 adopts amendments to Chapter 27 that prescribe standards intended to ensure that pests are managed in a manner that minimizes risks to students and staff. The amendments to the rules require school staff and contractors to choose the lowest-risk strategies for managing pests. The amended rules also strengthen the role of the Integrated Pest Management coordinator in each school, establish training requirements for the coordinator, and reduce the burden of record keeping while making records easier to access.

Joint Standing Committee on Agriculture, Conservation and Forestry

Resolve 2013, chapter 63 also requires that, by March 15, 2014, the Commissioner of Education and the Director of the Board of Pesticides Control report to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Agriculture, Conservation and Forestry on developing standards and guidelines for landscaping design for school grounds that will minimize or eliminate the need to use pesticides on school grounds for any newly constructed school facilities.

Resolve 2013, chapter 63 was enacted as an emergency measure effective June 22, 2013.

LD 59 An Act Relating to the Unlawful Cutting of Trees

PUBLIC 412

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LANGLEY THOMAS	OTP-AM	S-175

This bill provides that a person who violates state law regarding the unlawful cutting of trees more than once must obtain bonding to the satisfaction of the Commissioner of Agriculture, Conservation and Forestry and seek approval from the Department of Agriculture, Conservation and Forestry before commencing any further tree harvesting. This bill creates a new Class D crime of knowingly engaging in the unlawful cutting of trees.

Committee Amendment "A" (S-175)

This amendment replaces the bill, which establishes criminal penalties for the unlawful cutting of trees in the Maine Revised Statutes, Title 17, section 2510. The amendment requires the Division of Forestry to establish a process that applies to a person that has committed 2 violations of unlawful cutting of trees. The process must include requiring written approval from the division prior to harvesting, requiring bonding in an amount not less than \$500,000 before harvesting and the division issuing a stop-work order if the requirements of prior approval and bonding are not met at the time harvesting is occurring. The Department of Agriculture, Conservation and Forestry is required to adopt major substantive rules to carry out the provisions of this legislation.

The amendment also adds an appropriations and allocations section.

Enacted Law Summary

Public Law 2013, chapter 412 requires the Division of Forestry to establish a process that applies to a person that has committed 2 violations of unlawful cutting of trees. The process must include requiring written approval from the division prior to harvesting, requiring bonding in an amount not less than \$500,000 before harvesting and the division issuing a stop-work order if the requirements of prior approval and bonding are not met at the time harvesting is occurring. Public Law 2013, chapter 412, requires the Department of Agriculture, Conservation and Forestry to adopt major substantive rules to carry out the provisions of this law.

LD 218 An Act To Promote Small-scale Poultry Farming

PUBLIC 323

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KUMIEGA	OTP-AM	H-476 H-497 KUMIEGA

This bill proposes to create 2 categories of poultry producers that are exempt from inspection under the Maine Revised Statutes, Title 22, section 2512. The first category is for poultry producers that slaughter and process under 1,000 birds annually on the farm where the poultry are raised and that meet other sales and licensing requirements. The bill proposes to exempt these producers from the rules established by the Department of Agriculture,

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Conservation and Forestry governing facilities and sanitary processes used by small poultry producers and establishes certain labeling requirements. The 2nd category is for poultry producers that slaughter and process more than 999 and fewer than 2,000 birds annually on the farm where the poultry are raised and that meet similar sales and licensing requirements. Under this bill, these producers would not be exempt from the rules governing facilities and sanitary processes used by small poultry producers.

Committee Amendment "A" (H-476)

This amendment strikes and replaces the bill. It creates a registration category for poultry producers that are exempt from inspection under the Maine Revised Statutes, Title 22, section 2512. The registration category is an alternative to licensing under Title 22, section 2514 and is available to custom slaughterers, custom processors and producers that process fewer than 1,000 birds annually. The amendment also allows a poultry producer that processes fewer than 20,000 birds annually to slaughter that producer's own poultry without an inspector being present during slaughtering as long as the producer meets certain criteria related to licensing, state food processing rules, sanitary standards, sales and labeling. The amendment also creates a small enterprise exemption that allows a business to slaughter, dress and cut up poultry without an inspector being present during processing if that business meets certain criteria related to licensing, state food processing rules, sanitary standards, sales and labeling.

House Amendment "A" To Committee Amendment "A" (H-497)

This amendment expresses the intent of the Legislature that the current meat and poultry inspection program be maintained while allowing for maximum flexibility.

Enacted Law Summary

Public Law 2013, chapter 323 creates a registration category for poultry producers who are exempt from inspection under the Maine Revised Statutes, Title 22, section 2512. The registration category is an alternative to licensing under Title 22, section 2514 and is available to custom slaughterers, custom processors and producers that process fewer than 1,000 birds annually. Public Law 2013, chapter 323 also allows a poultry producer that processes fewer than 20,000 birds annually to slaughter that producer's own poultry without an inspector being present during slaughtering as long as the producer meets certain criteria related to licensing, state food processing rules, sanitary standards, sales and labeling. It also creates a small enterprise exemption that allows a business to slaughter, dress and cut up poultry without an inspector being present during processing if that business meets certain criteria related to licensing, state food processing rules, sanitary standards, sales and labeling. Public Law 2013, chapter 323 expresses the intent of the Legislature that the current meat and poultry inspection program be maintained while allowing for maximum flexibility.

LD 259 An Act To Allow a Person To Rent a Slaughterhouse for the Slaughtering and Processing of Poultry

PUBLIC 252

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TIMBERLAKE MASON G	OTP-AM	H-407

This bill allows a licensed slaughterhouse to contract with certain poultry producers for the rental of the slaughterhouse for the purposes of slaughtering poultry. The bill requires the renting producer's poultry to be slaughtered by the owner or operator of the slaughterhouse. It prohibits the poultry slaughtered and processed under the rental contract from being sold or transported for interstate commerce. The bill also requires certain information to be printed on labels of the poultry products produced for the renting producer. It also authorizes the Commissioner of Agriculture, Conservation and Forestry to adopt rules governing fees charged by licensed slaughterhouses for the rental of their facilities.

Committee Amendment "A" (H-407)

This amendment strikes and replaces the bill and changes the title. It establishes a registration process for certain

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poultry slaughterers and processors. The amendment allows a licensed or registered slaughterhouse to contract with certain poultry producers for the rental of the slaughterhouse for the purposes of slaughtering poultry. The amendment requires the renting producer's poultry to be slaughtered and processed by that producer. It prohibits the poultry slaughtered and processed under the rental contract from being sold or transported for interstate commerce. The amendment also requires certain information to be printed on the labels of the poultry products produced by the producer renting a licensed or registered slaughterhouse.

Enacted Law Summary

Public Law 2013, chapter 252 establishes a registration process for certain poultry slaughterers and processors. It allows a licensed or registered slaughterhouse to contract with certain poultry producers for the rental of the slaughterhouse for the purposes of slaughtering poultry. Public Law 2013, chapter 252 requires the renting producer's poultry to be slaughtered and processed by that producer. It prohibits the poultry slaughtered and processed under the rental contract from being sold or transported for interstate commerce. The law also requires certain information to be printed on the labels of the poultry products produced by the producer renting a licensed or registered slaughterhouse.

LD 262 An Act To Restore to Jimmy J. Soucy the Right To Maintain Existing Structures on Property in Sinclair DIED BETWEEN HOUSES

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

This bill specifies the permissible uses of certain property in Sinclair and structures on that property acquired by Jimmy J. Soucy in 2009 from the State of Maine.

LD 269 An Act To Provide Increased Opportunities on the Allagash Wilderness Waterway DIED BETWEEN HOUSES

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T	OTP-AM ONTP	S-85

Current rules of the Department of Agriculture, Conservation and Forestry, Division of Parks and Public Lands limit to 12 the number of members in a group that may travel on the Allagash watercourse or camp at Allagash Wilderness Waterway campsites. This bill increases the permissible size of a group to 24, beginning with the 2014 camping season. It also requires larger groups to separate into self-contained groups of 24 or fewer. The bill also gives the division the authority to permit groups composed of more than 24 persons.

Committee Amendment "A" (S-85)

This amendment is the majority report. The amendment strikes and replaces the bill. Current rules of the Department of Agriculture, Conservation and Forestry, Division of Parks and Public Lands limit to 12 the number of members in a group that may travel on the Allagash watercourse or camp at Allagash Wilderness Waterway campsites. This amendment proposes to retain that rule except for groups of up to 18 persons who limit their use of the watercourse to day use and who do not camp overnight. It also makes exceptions for school groups that notify the division at least 2 weeks in advance and travel on the watercourse and camp at waterway campsites under the direction of the waterway's superintendent or the superintendent's designee. The amendment also proposes to allow groups of up to 24 persons to access the waterway by snowmobile at locations that are currently allowed by rule. The majority report was not adopted.

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LD 271 An Act To Facilitate the Processing of Livestock That Is Not for Resale

**DIED BETWEEN
HOUSES**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T	OTP-AM OTP-AM	

This bill removes custom processors, which slaughter livestock or process meat exclusively for consumption by the owner of the livestock and members of the owner's household and the owner's nonpaying guests and employees, from the laws regulating meat processing, and removes the licensing requirement for custom slaughterhouses, which slaughter livestock for the exclusive use of another person and members of that person's household, nonpaying guests and employees. It also removes custom slaughterers and custom processors from a list of entities that are required to be licensed.

Committee Amendment "A" (S-272)

This amendment, which is the majority report of the committee, strikes and replaces the bill. The amendment authorizes the Commissioner of Agriculture, Conservation and Forestry to allow an animal that is a member of an amenable species, a term defined in the amendment, that is owned by a person to be slaughtered and processed at the home of another person that is registered to do so if that animal is not being offered for sale by the owner or by any other person. The amendment also adds registered establishments to slaughter establishments that may be periodically reviewed by inspectors to ensure that the laws and rules governing slaughter facilities are being followed. The majority report was not adopted.

Committee Amendment "B" (S-273)

This amendment, which is the minority report of the committee, strikes and replaces the bill. The amendment authorizes the Commissioner of Agriculture, Conservation and Forestry to allow an animal that is a member of an amenable species, a term defined in the amendment, that is owned by a person to be slaughtered and processed at the home of another person if that animal is not being offered for sale by the owner or by any other person. It differs from the majority report in that it does not require the person slaughtering and processing the animal to be registered as a custom slaughterer. The amendment also adds registered establishments to slaughter establishments that may be periodically reviewed by inspectors to ensure that the laws and rules governing slaughter facilities are being followed. The minority report was not adopted.

**LD 282 An Act To Eliminate the Commercial Standard for Maine White-cedar
Shingles**

PUBLIC 13

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

This bill eliminates the commercial standard for Maine white-cedar shingles, a program that has no funding and that has not been used for at least 20 years.

Enacted Law Summary

Public Law 2013, chapter 13 eliminates the commercial standard for Maine white-cedar shingles, a program that has no funding and that has not been used for at least 20 years.

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LD 283 An Act To Eliminate the Elm Tree Restoration Fund

PUBLIC 12

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T TIMBERLAKE	OTP	

This bill eliminates the Elm Tree Restoration Fund, a program that has no funding and that has never been used.

Enacted Law Summary

Public Law 2013, chapter 12 eliminates the Elm Tree Restoration Fund, a program that has no funding and that has never been used.

LD 284 An Act To Amend the Duties of the Division of Forestry

PUBLIC 18

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

This bill requires the Department of Agriculture, Conservation and Forestry, Division of Forestry to conduct a landowner relations program and repeals a requirement that the division print copies of forestry and forestry-related laws biennially.

Enacted Law Summary

Public Law 2013, chapter 18 requires the Department of Agriculture, Conservation and Forestry, Division of Forestry to conduct a landowner relations program and repeals a requirement that the division print copies of forestry and forestry-related laws biennially.

LD 285 An Act To Electronically Issue Permits for Burning

PUBLIC 35

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOYLE GIFFORD	OTP-AM	S-14

This bill directs the Director of the Division of Forestry in the Department of Agriculture, Conservation and Forestry to develop a system to electronically issue permits for burning in all areas of the State using a publicly accessible site on the Internet. Current law provides a pilot project for the issuance of such permits in certain parts of the State. The bill also specifies the procedure for the disbursement of the fee collected for a permit for burning that is issued electronically.

Committee Amendment "A" (S-14)

This amendment incorporates a fiscal note.

Enacted Law Summary

Public Law 2013, chapter 35 directs the Director of the Division of Forestry in the Department of Agriculture, Conservation and Forestry to develop a system to electronically issue permits for burning in all areas of the State

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using a publicly accessible site on the Internet. Current law provides a pilot project for the issuance of such permits in certain parts of the State. The bill also specifies the procedure for the disbursement of the fee collected for a permit for burning that is issued electronically.

LD 286 An Act To Reduce Reporting Responsibilities of the Department of PUBLIC 29
Agriculture, Conservation and Forestry

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T TIMBERLAKE	OTP	

The purpose of this bill is to reduce redundancy in oversight reporting to the Legislature by repealing 2 reporting requirements of the Department of Agriculture, Conservation and Forestry, one regarding the Maine Agricultural Internship and Training Program and the other regarding the nutrient management program.

Enacted Law Summary

Public Law 2013, chapter 29 reduces redundancy in oversight reporting to the Legislature by repealing 2 reporting requirements of the Department of Agriculture, Conservation and Forestry, one regarding the Maine Agricultural Internship and Training Program and the other regarding the nutrient management program.

LD 287 An Act To Improve Funding of Agricultural Development Projects PUBLIC 64

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BOYLE CRAY	OTP-AM	S-36

This bill amends the laws governing the Department of Agriculture, Conservation and Forestry's agricultural development fund to provide more flexibility with respect to grants and contracts and allow the department to directly fund agricultural development projects.

Committee Amendment "A" (S-36)

This amendment is the unanimous report of the Joint Standing Committee on Agriculture, Conservation and Forestry. It requires that rules adopted regarding the implementation and use of the Department of Agriculture, Conservation and Forestry's agricultural development fund are major substantive rules in accordance with the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

Enacted Law Summary

Public Law 2013, chapter 64 amends the laws governing the Department of Agriculture, Conservation and Forestry's agricultural development fund to provide more flexibility with respect to grants and contracts and to allow the department to directly fund agricultural development projects. Public Law 2013, chapter 64 requires that rules adopted regarding the implementation and use of the Department of Agriculture, Conservation and Forestry's agricultural development fund are major substantive rules in accordance with the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

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LD 288 An Act Concerning Brucellosis Vaccines for Cattle

PUBLIC 17

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CRAY JACKSON T	OTP	

Current law refers to a federal brucellosis classification that will be revised in 2014. This bill removes reference to Class A and B and refers to 9 Code of Federal Regulations, Part 78 as the means for allowing brucellosis-free cattle to be brought into the State, to prevent the necessity of revision in the near future. The bill removes the requirements that the Department of Agriculture, Conservation and Forestry maintain inventory of and distribute brucellosis vaccine to accredited veterinarians and establish fees to cover associated costs.

Enacted Law Summary

Public Law 2013, chapter 17 amends current law that refers to a federal brucellosis classification that will be revised in 2014, by removing reference to Class A and B and refers to 9 Code of Federal Regulations, Part 78 as the means for allowing brucellosis-free cattle to be brought into the State, to prevent the necessity of revision in the near future.

Public Law 2013, chapter 17 removes the requirements that the Department of Agriculture, Conservation and Forestry maintain inventory of and distribute brucellosis vaccine to accredited veterinarians and establish fees to cover associated costs.

**LD 289 An Act To Eliminate the Requirement That the Department of
Agriculture, Conservation and Forestry Provide Technical Services for
Direct-marketing Agricultural Products**

PUBLIC 65

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CRAY BOYLE	OTP-AM	H-40

This bill removes the provision in the laws regarding the agriculture direct-marketing assistance program that requires the Department of Agriculture, Conservation and Forestry to provide technical assistance for lease and contract negotiation.

Committee Amendment "A" (H-40)

This amendment is the unanimous report of the Joint Standing Committee on Agriculture, Conservation and Forestry. It removes from the laws regarding the direct-marketing of agricultural commodities references to the University of Maine System and the College of Agriculture as sources of assistance to which the Commissioner of Agriculture, Conservation and Forestry may refer farmers or groups of farmers seeking marketing assistance. It also updates the name of the College of Agriculture of the University of Maine System to the College of Natural Sciences, Forestry and Agriculture of the University of Maine throughout the Maine Revised Statutes.

Enacted Law Summary

Public Law 2013, chapter 65 removes the provision in the laws regarding the agriculture direct-marketing assistance program that requires the Department of Agriculture, Conservation and Forestry to provide technical assistance for lease and contract negotiation. It removes from the laws regarding the direct-marketing of agricultural commodities references to the University of Maine System and the College of Agriculture as sources of assistance to which the Commissioner of Agriculture, Conservation and Forestry may refer farmers or groups of farmers seeking marketing

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assistance. Public Law 2013, chapter 65 also updates the name of the College of Agriculture of the University of Maine System to the College of Natural Sciences, Forestry and Agriculture of the University of Maine throughout the Maine Revised Statutes.

LD 290 An Act To Eliminate the Forest Certification Incentive Cost-share Fund PUBLIC 11

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

This bill eliminates the Forest Certification Incentive Cost-share Fund, a program that has no funding and that has never been used.

Enacted Law Summary

Public Law 2013, chapter 11 eliminates the Forest Certification Incentive Cost-share Fund, a program that has no funding and that has never been used.

LD 291 An Act To Transfer Responsibility for the Returnable Beverage Container Laws from the Department of Agriculture, Conservation and Forestry to the Department of Environmental Protection ONTP

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

This bill proposes to transfer administration of the provisions regarding returnable beverage containers from the Department of Agriculture, Conservation and Forestry to the Department of Environmental Protection. Although the committee voted unanimously "ought-not-to-pass" on the bill, it authorized the committee co-chairs to send a letter to the Commissioner of Agriculture, Conservation and Forestry and to the Commissioner of Environmental Protection requesting that the commissioners discuss the changes proposed in LD 291 to determine if the proposed transfer of responsibility for the bottle bill from one department to the other is merited or feasible. The committee requested a report from the commissioners on the results of their discussions by December 15, 2013.

LD 292 Resolve, Directing the Department of Agriculture, Conservation and Forestry To Develop a Plan for the Protection of the Public Health from Mosquito-borne Diseases RESOLVE 13

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GIFFORD SHERMAN	OTP-AM	H-54

This bill authorizes the Department of Agriculture, Conservation and Forestry to conduct appropriate mosquito-control activities in response to mosquito-borne disease public health threats. In addition, the bill authorizes municipalities to cooperate in controlling mosquitoes through the formation of mosquito-control districts. It establishes the Maine Mosquito Control Fund to provide funding for mosquito-control activities. Finally, the bill authorizes the Commissioner of Health and Human Services to declare a mosquito-borne disease public health threat.

Committee Amendment "A" (H-54)

Joint Standing Committee on Agriculture, Conservation and Forestry

This amendment is the unanimous report of the Joint Standing Committee on Agriculture, Conservation and Forestry. It replaces the bill with a resolve that directs the Department of Agriculture, Conservation and Forestry, in cooperation with appropriate personnel from the Department of Health and Human Services, to develop a plan for the protection of the public health from mosquito-borne diseases. The resolve also requires that the department report on its plan to the Joint Standing Committee on Agriculture, Conservation and Forestry by December 15, 2013, and authorizes the committee to report out a bill on the plan to the Second Regular Session of the 126th Legislature.

Enacted Law Summary

Resolve 2013, chapter 13 directs the Department of Agriculture, Conservation and Forestry, in cooperation with appropriate personnel from the Department of Health and Human Services, to develop a plan for the protection of the public health from mosquito-borne diseases. The resolve also requires that the department report on its plan to the Joint Standing Committee on Agriculture, Conservation and Forestry by December 15, 2013 and authorizes the committee to report out a bill on the plan to the Second Regular Session of the 126th Legislature.

**LD 312 An Act To Release a Restriction on Former State Land in
Passadumkeag Currently Owned by Dale Ross**

P & S 12

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TURNER CAIN	OTP-AM ONTP	H-101

This bill rescinds the statutory restriction of only agricultural or forestry purposes on former state land in Passadumkeag currently owned by Dale Ross and directs the Department of Agriculture, Conservation and Forestry to issue a deed to Dale Ross releasing the restriction on that land.

Committee Amendment "A" (H-101)

This amendment is the majority report of the Joint Standing Committee on Agriculture, Conservation and Forestry. It amends the bill by requiring that Dale Ross, the owner of the property that is subject to the deed restriction, and the Department of Agriculture, Conservation and Forestry agree that the State must be held harmless regarding any and all claims related to the property and the ownership of the property by the State and any previous owners. The amendment also requires that the release of the deed restriction and hold harmless clause become part of the deed and bind all successors in title. The amendment also requires that Dale Ross pay all legal costs associated with the release of the deed restriction and the hold harmless agreement. The amendment also requires, pursuant to the Constitution of Maine, an affirmative vote of 2/3 of the members of the Legislature.

Enacted Law Summary

Private and Special Law 2013, chapter 12 rescinds the statutory restriction of only agricultural or forestry purposes on former state land in Passadumkeag currently owned by Dale Ross and directs the Department of Agriculture, Conservation and Forestry to issue a deed to Dale Ross releasing the restriction on that land. It requires that Dale Ross, the owner of the property that is subject to the deed restriction, and the Department of Agriculture, Conservation and Forestry agree that the State must be held harmless regarding any and all claims related to the property and the ownership of the property by the State and any previous owners. Private and Special Law 2013, chapter 12 requires that the release of the deed restriction and hold harmless clause become part of the deed and bind all successors in title. It also requires that Dale Ross pay all legal costs associated with the release of the deed restriction and the hold harmless agreement.

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LD 368 An Act To Ensure the Continuation of Dairy Farming

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SHERMAN	OTP-AM	

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to provide financial and technical assistance to dairy farms in the State to adapt new techniques and utilize new technology to offset the high cost of farming overhead including the cost of feed and fuel.

Committee Amendment "A" (S-170)

This amendment replaces the concept draft. It simplifies the process of calculating dairy stabilization tier program payments by eliminating additions to the statistical uniform blend price when determining the base price for comparison with the so-called tier safety net levels. The amendment also eliminates the distribution of 1/2 of 1% of the casino slot machine income to the Maine Milk Pool that is scheduled to begin July 1, 2013 and increases the net slot machine income distribution to the Dairy Improvement Fund from 1/2 of 1% to 1% on that date. The amendment also adds an emergency preamble and emergency clause.

The amendment, which was not adopted, also adds an appropriations and allocations section.

This bill was committed to the Joint Standing Committee on Appropriations and Financial Affairs and carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145 as amended by H-B (H-580) and H-C (H-582).

LD 377 An Act To Provide Funding to Soil and Water Conservation Districts

**HELD BY
GOVERNOR**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLACK SAVIELLO	OTP-AM	H-21 S-336 HILL

This bill includes an ongoing General Fund appropriation of \$200,000 in fiscal years 2013-14 and 2014-15 to the Department of Agriculture, Conservation and Forestry for soil and water conservation districts.

Committee Amendment "A" (H-21)

This amendment incorporates a fiscal note.

Senate Amendment "A" To Committee Amendment "A" (S-336)

This amendment reduces the ongoing funding for soil and water conservation districts from \$200,000 to \$50,000 for fiscal years 2013-14 and 2014-15.

Joint Standing Committee on Agriculture, Conservation and Forestry

**LD 421 An Act To Prohibit the Unauthorized Harvesting of Wild Mushrooms
and Fiddleheads**

**ACCEPTED
MAJORITY
(ONTP) REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLACK SHERMAN	ONTP OTP-AM	

The purpose of this bill is to protect woodland owners by requiring anyone harvesting wild mushrooms or fiddleheads commercially to have written permission or a bill of sale from the landowner before harvesting or transporting. The permission requirements and enforcement provisions of this bill are the same as currently exist in Maine law for commercial harvesting of Christmas trees and boughs for wreaths. The bill also authorizes the Department of Health and Human Services to decline to certify or revoke the certification under the Maine Wild Mushroom Harvesting Certification Program of any person found in violation of the prohibition.

Committee Amendment "A" (H-351)

This amendment is the minority report. It removes fiddleheads from the title of the bill. The amendment deletes from the bill prohibitions against commercially harvesting fiddleheads without written permission or a bill of sale from the landowner. The amendment also deletes from the bill the definition of "fiddlehead." The minority amendment was not adopted.

**LD 457 An Act To Eliminate Certain Data Collection Requirements of the
Forest Health and Monitoring Program of the Division of Forestry**

PUBLIC 37

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

This bill eliminates a requirement that the Department of Agriculture, Conservation and Forestry, Division of Forestry monitor the implementation of recommendations it makes regarding forest insects and diseases to individuals and municipalities as part of the forest health and monitoring program.

Enacted Law Summary

Public Law of 2013, chapter 37 eliminates a requirement that the Department of Agriculture, Conservation and Forestry, Division of Forestry monitor the implementation of recommendations it makes regarding forest insects and diseases to individuals and municipalities as part of the forest health and monitoring program.

LD 475 An Act To Increase Food Sovereignty in Local Communities

**ACCEPTED
MAJORITY
(ONTP) REPORT**

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

This bill is a concept draft pursuant to Joint Rule 208.

Joint Standing Committee on Agriculture, Conservation and Forestry

This bill proposes to enact measures designed to:

1. Preserve the ability of local communities to produce, process, sell, purchase and consume local foods;
2. Ensure the preservation of family farms; and
3. Enhance the economic, environmental and social wealth of local communities by supporting family farms and sustainable agricultural practices and promoting the unimpeded ability of individuals, families and other entities to process or prepare foods for home consumption.

Committee Amendment "A" (H-155)

This amendment is the minority report of the committee. It replaces the concept draft. The amendment establishes the Maine Food Sovereignty Act of 2013 to encourage food self-sufficiency. The amendment states that the purposes of the Act are to preserve the ability of local communities to produce, process, sell and purchase locally produced foods, to ensure the preservation of family farms, to reduce hunger and increase food security and to enhance the economic, environmental and social wealth of rural communities. The amendment authorizes local governments to regulate food systems by local ordinance. The minority report was not adopted.

LD 476 Resolve, Directing the Department of Agriculture, Conservation and Forestry To Develop a Policy To Reduce Food Waste in All State-funded Institutions ONTP

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

This resolve requires the Commissioner of Agriculture, Conservation and Forestry and the Commissioner of Environmental Protection to develop a comprehensive policy to reduce food waste in all state-funded buildings and institutions and to submit a report detailing the policy, together with any recommendations, to the Joint Standing Committee on Agriculture, Conservation and Forestry by December 4, 2013. The committee may submit legislation to the Second Regular Session of the 126th Legislature to implement recommendations contained in the report.

LD 484 An Act To Revise the Animal Welfare Laws PUBLIC 115

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GIFFORD BOYLE	OTP-AM ONTP	H-107

This bill makes several changes to the animal welfare laws. The bill includes small animals under the laws relating to animal shelters and animal control officers and provides guidelines for the disposition of small animals. The bill permits applicants for licenses as animal shelters and boarding kennels to receive conditional licenses to be able to begin operations pending completion of the full licensing process. The bill provides standards to permit the humane trapping of animals by animal control officers and clarifies that humane trapping of domestic animals for population control or animal control is excluded from the crime of cruelty to animals. The bill provides that laws relating to abandoned dogs apply to all abandoned animals excluding animals that are part of a population control program. The bill also adds dog licensing agents as license issuers and resolves a conflict regarding the distribution of licensing fees.

Committee Amendment "A" (H-107)

This amendment is the majority report of the committee. The amendment changes the definition of "population

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control effort" by removing the provision of returning feral cats to the wild. The amendment also adds a fiscal note.

Enacted Law Summary

Public Law 2013, chapter 115 makes several changes to the animal welfare laws. It includes small animals under the laws relating to animal shelters and animal control officers and provides guidelines for the disposition of small animals. Public Law 2013, chapter 115 permits applicants for licenses as animal shelters and boarding kennels to receive conditional licenses to be able to begin operations pending completion of the full licensing process. It provides standards to permit the humane trapping of animals by animal control officers and clarifies that humane trapping of domestic animals for population control or animal control is excluded from the crime of cruelty to animals. Public Law 2013, chapter 113 provides that laws relating to abandoned dogs apply to all abandoned animals excluding animals that are part of a population control program. It also adds dog licensing agents as license issuers and resolves a conflict regarding the distribution of licensing fees. Public Law 2013, chapter 115 changes the definition of "population control effort" by removing the provision of returning feral cats to the wild.

LD 493 An Act To Provide Economic Development in Aroostook County through Expanded Sale and Lease of State-owned Land

DIED BETWEEN HOUSES

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T	OTP-AM ONTP OTP-AM	

This bill is a concept draft pursuant to Joint Rule 208. This bill proposes to increase economic development in Aroostook County by permitting expanded leasing or sale of state-owned property.

Committee Amendment "A" (S-86)

This amendment is the majority report. It replaces the bill with a resolve and changes the title. The resolve requires the Director of the Division of Parks and Public Lands within the Department of Agriculture, Conservation and Forestry to convey to Roosevelt Conference Center, doing business as Eagle Lake Sporting Camps, a 10-acre parcel of land in Township 16, Range 6. The resolve requires the director to sell the land at fair market value and to retain or withhold any rights to subdivide. The director is also required by the resolve to convey to Eagle Lake Sporting Camps a right-of-way along the service road to the Square Lake Road for appraised fair market value. The resolve also stipulates that the State must retain a right of first refusal to reacquire the parcel and right-of-way from the owner if the use of the parcel for a year-round sporting camp or Class A restaurant and lodge is discontinued or appropriate licenses are not maintained. The majority report was not adopted.

Committee Amendment "B" (S-88)

This amendment is the minority report. It replaces the bill with a resolve and changes the title. The resolve requires the Director of the Division of Parks and Public Lands within the Department of Agriculture, Conservation and Forestry to convey to Roosevelt Conference Center, doing business as Eagle Lake Sporting Camps, a 10-acre parcel of land in Township 16, Range 6. The resolve requires the director to sell the land at fair market value and to retain or withhold any rights to subdivide. The director is also required by the resolve to convey to Eagle Lake Sporting Camps an easement along the service road to the Square Lake Road for appraised fair market value. The resolve also stipulates that the State must retain a right of first refusal to reacquire the parcel and easement from the owner if the use of the parcel for a year-round sporting camp or Class A restaurant and lodge is discontinued or appropriate licenses are not maintained. The minority report was not adopted.

Joint Standing Committee on Agriculture, Conservation and Forestry

**LD 500 An Act To Permit Tribal Members To Have Access to Wood Fiber for
Fuel, Shelter and Traditional Woodcraft Production**

CARRIED OVER

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

This bill allows any member of the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe, the Penobscot Nation or the Aroostook Band of Micmacs to enter and collect or harvest wood or wood fiber from any public or publicly controlled or managed property in the State for the purpose of using the wood or wood fiber for fuel, personal shelter construction or traditional woodcraft production.

This bill was carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145, H-B (H-580) and H-C (H-582).

**LD 505 Resolve, Directing the Commissioner of Agriculture, Conservation and
Forestry To Conduct an Internal Review of the Snowmobile Trail Fund**

**RESOLVE 48
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVIELLO LONG	OTP-AM	S-102

This resolve directs the Commissioner of Agriculture, Conservation and Forestry to conduct a review of aspects of expenditures from the Snowmobile Trail Fund that relate to the justification of certain expenditures from that fund, equity in the use of those funds in allocations to municipalities and local snowmobile clubs, equity in the cost sharing of funds between the Snowmobile Trail Fund and the ATV Recreational Management Fund with respect to state-owned rail trails, the elimination of state-administered snowmobile trail grooming projects and the implementation of regular reporting requirements and written policies to ensure equity in the use of funds in the Snowmobile Trail Fund.

In conducting this review, the commissioner is directed to consult with representatives of statewide snowmobiling organizations, municipalities and local snowmobile clubs and other appropriate stakeholder groups and to submit a report by December 4, 2013 to the Joint Standing Committee on Agriculture, Conservation and Forestry. Following its review of the commissioner's report, the committee may submit a bill to the Second Regular Session of the 126th Legislature to implement any mandatory reporting requirements or to authorize the adoption by the commissioner of any rules necessary to implement the commissioner's recommendations.

Committee Amendment "A" (S-102)

This amendment changes the duties of the Commissioner of Agriculture, Conservation and Forestry regarding the internal review of the Snowmobile Trail Fund required by the resolve. The amendment requires that the review include a written explanation of reasons funds are carried forward from one fiscal year to the next. It requires the development of a quarterly reporting system detailing the revenue to and expenditures from the fund, and a recommendation that reports be submitted quarterly to interested parties. The amendment requires the commissioner to develop an annual report on the finances and operations of the fund for submission to the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters. It also requires development of a written policy for distributing funds from the Snowmobile Trail Fund. The amendment requires the department to develop an educational program for grantees and to develop a plan to eliminate state-administered trail-grooming projects.

Enacted Law Summary

Joint Standing Committee on Agriculture, Conservation and Forestry

Resolve 2013, chapter 48 directs the Commissioner of Agriculture, Conservation and Forestry to conduct a review of aspects of expenditures from the Snowmobile Trail Fund. Resolve 2013, chapter 48 requires that the review include a written explanation of reasons funds are carried forward from one fiscal year to the next. It requires the development of a quarterly reporting system detailing the revenue to and expenditures from the fund, and a recommendation that reports be submitted quarterly to interested parties. Resolve 2013, chapter 48 requires the commissioner to develop an annual report on the finances and operations of the fund for submission to the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters. It also requires development of a written policy for distributing funds from the Snowmobile Trail Fund. The resolve also requires the department to develop an educational program for grantees and to develop a plan to eliminate state-administered trail-grooming projects.

Resolve 2013, chapter 48 was finally passed as an emergency measure effective June 11, 2013.

**LD 524 An Act To Change the Quorum Requirement for Meetings of the Land
for Maine's Future Board**

PUBLIC 92

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SHAW SAVIELLO	OTP-AM	H-59

This bill increases the membership of the Land for Maine's Future Board from 9 members to 11 members.

Committee Amendment "A" (H-59)

This amendment strikes and replaces the bill and changes the title. The amendment reduces the quorum requirement to transact business by the Land for Maine's Future Board from 7 to 5 members.

Enacted Law Summary

Public Law 2013, chapter 92 reduces the quorum requirement to transact business by the Land for Maine's Future Board from 7 to 5 members.

LD 525 An Act To Promote Industrial Hemp

**DIED ON
ADJOURNMENT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HARVELL PLUMMER	OTP-AM ONTP	H-406

This bill removes the requirements that an applicant for an initial license to grow industrial hemp for commercial purposes must submit a set of the applicant's fingerprints and file with the Commissioner of Agriculture, Conservation and Forestry documentation indicating that the seeds planted were a type and variety of hemp approved by the commissioner and also repeals the provision that licensure is contingent upon action by the Federal Government.

Committee Amendment "A" (H-406)

This amendment is the majority report. It requires that any hemp seeds acquired for cultivation of hemp in the State come from an approved Canadian producer of hemp seeds. The amendment allows the Commissioner of Agriculture, Conservation and Forestry to issue licenses for hemp seed distribution to holders of seed labeling licenses. The amendment also allows hemp growers licensed by the State to acquire hemp seeds directly from a producer in Canada or from a state-licensed hemp seed distributor. The amendment requires that application fees

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and license fees are established by major substantive rules. The amendment adds an appropriations and allocations section to the bill.

**LD 622 An Act To Amend the Laws Concerning Reciprocal Disciplinary
 Actions in Harness Racing and Pulling Events**

**PUBLIC 155
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CRAY JACKSON T	OTP	

This bill requires the Department of Agriculture, Conservation and Forestry to obtain current listings from other jurisdictions of people who have been suspended or barred from agricultural pulling competitions and requires the department to suspend or bar from pulling competitions any person in those listings until the department receives notification from the jurisdiction that suspended or barred the person that the person is no longer suspended or barred. This bill also amends the reciprocal disciplinary action provision in harness racing for people in the harness racing industry who have been refused a license or have had their licenses suspended or revoked in another jurisdiction by clarifying certain language in that provision.

Enacted Law Summary

Public Law 2013, chapter 155 requires the Department of Agriculture, Conservation and Forestry to obtain current listings from other jurisdictions of people who have been suspended or barred from agricultural pulling competitions and requires the department to suspend or bar from pulling competitions any person in those listings until the department receives notification from the jurisdiction that suspended or barred the person that the person is no longer suspended or barred. Public Law 2013, chapter 155 also amends the reciprocal disciplinary action provision in harness racing for people in the harness racing industry who have been refused a license or have had their licenses suspended or revoked in another jurisdiction by clarifying certain language in that provision.

Public Law 2013, chapter 155 was enacted as an emergency measure effective May 29, 2013.

**LD 630 An Act To Reserve Ten Percent of Campsites at State Parks for Maine
 Residents**

ONTP

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

This bill requires the Director of the Division of Parks and Public Lands within the Department of Agriculture, Conservation and Forestry to amend the current statewide reservation system for overnight camping at state parks with overnight camping facilities to set aside 10% of campsites for use by Maine residents. These reservations must be accepted on a first-come, first-served basis and may be made up to 4 months in advance of each camping season. The bill also includes a definition of "resident."

**LD 639 An Act To Require Payment Quotes in Service Contracts for the
 Harvesting and Hauling of Wood**

PUBLIC 154

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T	OTP-AM	S-50

This bill proposes that contractors hired to harvest or haul wood be notified by the contracting party of the price per ton to be paid for the wood harvested or hauled under a service contract prior to the contractor's providing the

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services.

Committee Amendment "A" (S-50)

This amendment is the unanimous report of the Joint Standing Committee on Agriculture, Conservation and Forestry. The amendment removes a requirement that the contracting party provide a per species price when notifying a contractor of the price to be paid under a service contract for harvesting or hauling wood. It also specifies that price notification must be in writing and that price notification may be communicated by mail or private courier or electronically.

Enacted Law Summary

Public Law 2013, chapter 154 proposes that contractors hired to harvest or haul wood be notified by the contracting party of the price per ton to be paid for the wood harvested or hauled under a service contract prior to the contractor's providing the services. It also specifies that price notification must be in writing and that price notification may be communicated by mail or private courier or electronically.

LD 657 Resolve, Directing the Department of Agriculture, Conservation and Forestry To Review, Clarify and Update Its Rules Pertaining to the Maple Syrup Industry

RESOLVE 30

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLACK SHERMAN	OTP-AM	H-106

This resolve directs the Department of Agriculture, Conservation and Forestry to review, clarify and update its rules relating to the licensing of maple syrup processors.

Committee Amendment "A" (H-106)

This amendment requires the Commissioner of Agriculture, Conservation and Forestry to report on the results of the Department of Agriculture, Conservation and Forestry's review of rules relating to the licensing of maple syrup processors to the Joint Standing Committee on Agriculture, Conservation and Forestry by December 15, 2013.

Enacted Law Summary

Resolve 2013, chapter 30 directs the Department of Agriculture, Conservation and Forestry to review, clarify and update its rules relating to the licensing of maple syrup processors. It also requires the Commissioner of Agriculture, Conservation and Forestry to report on the results of the Department of Agriculture, Conservation and Forestry's review of rules relating to the licensing of maple syrup processors to the Joint Standing Committee on Agriculture, Conservation and Forestry by December 15, 2013.

LD 658 An Act To Change the Grade Standards of the Maine Maple Syrup Industry

PUBLIC 117

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

This bill replaces the existing maple syrup grading system for the State with a new grading system that has been proposed by the International Maple Syrup Institute. It proposes a uniform grade of maple syrup: Grade A for maple syrup sold at retail. The bill takes effect only upon adoption of the new grading system by the United States Department of Agriculture and the Canadian federal government and notice of those actions being provided by the Commissioner of Agriculture, Conservation and Forestry to the Secretary of State, the Secretary of the Senate, the

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Clerk of the House of Representatives and the Revisor of Statutes.

Enacted Law Summary

Public Law 2013, chapter 117 replaces the existing maple syrup grading system for the State with a new grading system that has been proposed by the International Maple Syrup Institute. It proposes a uniform grade of maple syrup: Grade A for maple syrup sold at retail. Public Law 2013, chapter 117 takes effect only upon adoption of the new grading system by the United States Department of Agriculture and the Canadian federal government and notice of those actions being provided by the Commissioner of Agriculture, Conservation and Forestry to the Secretary of State, the Secretary of the Senate, the Clerk of the House of Representatives and the Revisor of Statutes.

LD 707 An Act To Refund the Sales Tax Paid on Fuel Used in Commercial CARRIED OVER
Agricultural Production

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CUSHING GIFFORD	OTP-AM	

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to limit hauling costs of milk by a milk transportation company for a dairy farmer to the mileage between the dairy farm and the nearest milk plant still operating in the State, regardless of the final disposition of the milk.

Committee Amendment "A" (S-168)

This amendment requires the refund of sales tax on purchases of fuel for use in commercial agricultural production and permits the issuance of a certificate permitting the purchases of such fuel without paying sales tax if the purchaser obtains a certificate verifying eligibility from the State Tax Assessor. The amendment provides an application date of October 1, 2013.

This bill was committed to the Joint Standing Committee on Appropriations and Financial Affairs and carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145 as amended by H-B (H-580) and H-C (H-582).

LD 714 An Act To Clarify the Laws Governing the Rule-making Authority of PUBLIC 196
the Maine Forest Service

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCABE	OTP-AM ONTP	H-171

This bill amends the rule-making authority of the Maine Forest Service when dealing with introduced forest insects or diseases. Under current law, the agency has the authority to destroy or order the destruction of trees infested with a plant pathogen or insect that is the subject of a quarantine. This bill provides that the agency may develop rules to destroy or order the destruction or other mitigation of nearby trees that are likely to become infested in order to control the spread of the outbreak.

Committee Amendment "A" (H-171)

This amendment is the majority report of the Joint Standing Committee on Agriculture, Conservation and Forestry.

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Under current law, the Maine Forest Service has the authority to destroy or order the destruction of trees infested with a plant pathogen or insect that is the subject of a quarantine. The amendment clarifies the provisions of the bill that provide that the Maine Forest Service may adopt rules to destroy or order the destruction or other mitigation of nearby trees that are likely to become infested in order to control the spread of the outbreak. The amendment provides that the Maine Forest Service may exercise its authority under current law to establish a quarantine on the transportation of trees or parts of trees notwithstanding any other provision of law. The amendment also requires the Director of the Maine Forest Service to submit a report on the rules adopted to the Joint Standing Committee on Agriculture, Conservation and Forestry by December 15, 2013.

Enacted Law Summary

Public Law 2013, chapter 196 amends the laws governing the rule-making authority of the Maine Forest Service. Under current law, the Maine Forest Service has the authority to destroy or order the destruction of trees infested with a plant pathogen or insect that is the subject of a quarantine. Public Law 2013, chapter 196 clarifies the provisions of the bill that provide that the Maine Forest Service may adopt rules to destroy or order the destruction or other mitigation of nearby trees that are likely to become infested in order to control the spread of the outbreak. It provides that the Maine Forest Service may exercise its authority under current law to establish a quarantine on the transportation of trees or parts of trees notwithstanding any other provision of law. Public Law 2013, chapter 196 also requires the Director of the Maine Forest Service to submit a report on the rules adopted to the Joint Standing Committee on Agriculture, Conservation and Forestry by December 15, 2013.

LD 718 An Act To Protect Maine Food Consumers' Right To Know about Genetically Engineered Food and Seed Stock

HELD BY GOVERNOR

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HARVELL CAIN	OTP-AM OTP-AM OTP-AM	H-393 H-444 TIMBERLAKE

This bill requires disclosure of genetic engineering at the point of retail sale of food and seed stock and provides that food or seed stock for which the disclosure is not made is considered to be misbranded and subject to the sanctions for misbranding. The bill provides that food or seed stock may not be labeled as "natural" if it has been genetically engineered. The bill exempts products produced without knowledge that the products, or items used in their production, were genetically engineered; animal products derived from an animal that was not genetically engineered but was fed genetically engineered food; and products with only a minimum content produced by genetic engineering. The bill also provides that the disclosure requirements do not apply to restaurants, alcoholic beverages or medical food. The disclosure provisions are administered by the Department of Agriculture, Conservation and Forestry.

Committee Amendment "A" (H-393)

This amendment is the majority report. The amendment adds a purpose section to the proposed new chapter on genetically engineered products in the Maine Revised Statutes, Title 22. It also changes the conditions governing the effective date and the repeal date of the bill. The amendment establishes a process for the Commissioner of Agriculture, Conservation and Forestry to report to the Secretary of State, the Revisor of Statutes and the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters when 4 other northeastern states have adopted mandatory labeling legislation. The amendment provides that the section of the bill that enacts Title 22, chapter 565 takes effect 30 days after the date of the commissioner's certification. The amendment also removes all references to seed stock.

Committee Amendment "C" (H-395)

This amendment is one of 2 minority reports. It differs from the majority report by requiring substantially similar

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legislation to have been enacted in 5 contiguous states including Maine before it takes effect. The amendment adds a purpose section to the new chapter on genetically engineered products. It also changes the conditions governing the contingent effective date and the contingent repeal date of the bill. The amendment establishes a process for the Commissioner of Agriculture, Conservation and Forestry to report to the Secretary of State, the Revisor of Statutes and the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters when 5 contiguous states including Maine have adopted substantially similar legislation. The amendment provides that the section of the bill that enacts Title 22, chapter 565 takes effect 30 days after the date of the commissioner's certification. The amendment also proposes to exempt from the labeling requirements of the bill food products derived from any highly refined ingredients, where the effect of the purification process is to remove DNA or novel protein.

Committee Amendment "B" (H-394)

This amendment, which is one of 2 minority reports, changes the bill into a resolve. It directs the Commissioner of Agriculture, Conservation and Forestry to petition the United States Secretary of Agriculture and the United States Commissioner of Food and Drugs to develop a nationwide system to more fully evaluate, monitor and provide for necessary labeling to reinforce consumer confidence in the safety of the nation's food system.

House Amendment "B" To Committee Amendment "A" (H-444)

This amendment defines "food" to mean food intended for human consumption and changes the contingent effective date to provide that the Act takes effect when legislation requiring mandatory labeling of genetically engineered food has been adopted by 5 contiguous states including Maine.

LD 745 An Act To Promote Sustainable Food Policies

**VETO
SUSTAINED**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALFOND MCCABE	ONTP OTP-AM	S-136 S-298 JACKSON T

This bill includes ongoing General Fund appropriations of \$1,000,000 beginning in fiscal year 2013-14 to the Department of Agriculture, Conservation and Forestry for grants to municipalities to support sustainable food practices. It also includes ongoing General Fund appropriations of \$100,000 beginning in fiscal year 2013-14 to the department to establish and administer a pilot project to support sustainable food practices.

Committee Amendment "A" (S-136)

This amendment is the minority report. The amendment replaces the bill with a resolve. It proposes to establish an 11-member Commission on Statewide Food Sustainability to study issues related to food sustainability and food insecurity in the State. The amendment requires that by December 4, 2013, the commission report its findings and recommendations to the Joint Standing Committee on Agriculture, Conservation and Forestry.

Senate Amendment "A" To Committee Amendment "A" (S-298)

This amendment strikes the minority report and replaces it with language that:

1. Establishes the Maine Farm-to-Plate Commission to collaborate with and advise the Commissioner of Agriculture, Conservation and Forestry on critical issues of agricultural regulation, food safety and local and regional food-related issues;
2. Directs the commission to develop a strategic plan for agricultural economic development;
3. Directs the commission to use the information gathered in the course of developing and upgrading the strategic

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plan to identify methods and the funding necessary to strengthen links among producers, processors and markets; and

4. Requires the commission to investigate the feasibility, logistics and propriety of instituting in the State food sovereignty under which local governments may regulate local food systems by local ordinance and directs the commission to submit a report of its findings to the Joint Standing Committee on Agriculture, Conservation and Forestry no later than January 1, 2014.

LD 749 An Act To Prohibit the Taking or Possession of a Natural Resource ONTP
That Is on the Land of Another

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

This bill makes the taking, removing or possessing of a natural resource from the property of another without written permission from the owner a civil violation and makes it a Class E crime if the value of the resource taken exceeds \$100 or if the offense is repeated.

LD 789 Resolve, To Establish the Task Force on Milk Tier Pricing RESOLVE 67

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLACK JACKSON T	OTP-AM	H-281

This bill is a concept draft pursuant to Joint Rule 208.

This bill proposes to adjust the price levels determined pursuant to the laws governing dairy stabilization for the various tiers of milk production in order to account for recent dramatic increases in feed and fuel costs.

Committee Amendment "A" (H-281)

This amendment replaces the bill, which was a concept draft, with a resolve. It proposes to establish the 11-member Task Force on Milk Tier Pricing to study the current dairy stabilization tier program to determine if any modifications are necessary to ensure its effectiveness. The amendment requires the task force to report its findings and recommendations to the Joint Standing Committee on Agriculture, Conservation and Forestry by December 4, 2013. The committee is authorized to report out a bill based on the task force's recommendations.

Enacted Law Summary

Resolve 2013, chapter 67 establishes an 11-member Task Force on Milk Tier Pricing to study the current dairy stabilization tier program to determine if any modifications are necessary to ensure its effectiveness. It requires the task force to report its findings and recommendations to the Joint Standing Committee on Agriculture, Conservation and Forestry by December 4, 2013. Resolve 2013, chapter 67 authorizes the committee to report out a bill based on the task force's recommendations.

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LD 836 An Act Regarding the Use of Mobile Poultry Processing Units

PUBLIC 304

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAUGHTRY JACKSON T	OTP	

This bill defines "mobile poultry processing unit" and adds mobile poultry processing unit operators to persons required to be licensed by the State to buy, sell, prepare, process, pack, store, transport or otherwise handle meat, meat food products or poultry products in the State. It also permits a poultry producer to sell product exempt from inspection to locally owned restaurants and grocery stores.

Enacted Law Summary

Public Law 2013, chapter 304 defines "mobile poultry processing unit" and adds mobile poultry processing unit operators to persons required to be licensed by the State to buy, sell, prepare, process, pack, store, transport or otherwise handle meat, meat food products or poultry products in the State. It also permits a poultry producer to sell product exempt from inspection to locally owned restaurants and grocery stores.

LD 837 An Act To Clarify the Laws Establishing the Department of Agriculture, Conservation and Forestry

PUBLIC 405

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
FREDETTE	OTP-AM ONTP	H-339 H-354 DILL

This bill:

1. Establishes the Potato Marketing Improvement Fund Committee to advise the Maine Potato Board on the development of programs and activities that improve the economic viability of the potato industry and, together with the board and subject to approval of the commissioner, to administer the Potato Marketing Improvement Fund;
2. Transfers responsibility for maintaining the Aroostook County office from the Department of Agriculture, Conservation and Forestry to the Maine Potato Board;
3. Expands the mission statement of the Department of Agriculture, Conservation and Forestry to more accurately reflect the mission of the department;
4. Amends the principles that guide the department in the performance of its duties;
5. Refines the scope of the 2 deputy commissioners' oversight and specifies the qualifications of the Commissioner of Agriculture, Conservation and Forestry;
6. Authorizes the Finance Authority of Maine to make payments from the Potato Marketing Improvement Fund directly to the Maine Potato Board; and
7. Clarifies the intent of the Legislature regarding the incorporation of statutory language and removes contingent repeal language.

Committee Amendment "A" (H-339)

This amendment is the majority report. It strikes and replaces the bill.

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Part A:

1. Expands the mission statement of the Department of Agriculture, Conservation and Forestry to more accurately reflect the mission of the department;
2. Amends the principles that guide the department in the performance of its duties;
3. Eliminates one of 2 deputy commissioner positions and creates the position of natural resource marketing and economic development specialist within the office of the Commissioner of Agriculture, Conservation and Forestry;
4. Specifies the qualifications of the Commissioner of Agriculture, Conservation and Forestry;
5. Reorganizes the department's divisions and units into 4 bureaus;
6. Establishes the position of the director of the Land for Maine's Future program within the Department of Agriculture, Conservation and Forestry, Bureau of Resource Information and Land Use Planning;
7. Clarifies the intent of the Legislature regarding the incorporation of statutory language and removes contingent repeal language; and
8. Requires the commissioner to provide written reports to the Joint Standing Committee on Agriculture, Conservation and Forestry on both November 1, 2013 and February 1, 2014.

Part B:

1. Corrects a conflict created when Public Law 2011, chapter 682 amended and chapter 655 repealed the Maine Revised Statutes, Title 12, section 685-C, subsection 1, paragraph B by repealing paragraph B and enacting a new paragraph B-1 based on chapter 682;
2. Corrects a conflict created when Public Law 2011, chapter 655 amended and chapter 682 repealed Title 12, section 685-C, subsection 1, paragraph C by repealing that paragraph;
3. Changes references in Title 23, section 3360-A, subsection 5-I, paragraph A to the Maine Land Use Regulation Commission by referring to it as "the former commission" and adds references to the new Maine Land Use Planning Commission to implement the intent of Public Law 2011, chapter 682, section 38; and
4. Corrects a conflict created when Public Law 2011, chapter 653 amended and chapter 682 repealed Title 38, section 488, subsection 9 by repealing that subsection.

Part C makes the following changes:

1. Public Law 2011, chapter 657, Part V reorganizes the Department of Agriculture, Food and Rural Resources and the Department of Conservation into one department, the Department of Agriculture, Conservation and Forestry. Pursuant to Part W of that public law, the Bureau of Geology and Natural Areas within the former Department of Conservation is renamed the Division of Geology and Natural Areas. In Public Law 2011, chapter 655, Part KK, section 14, the bureau is renamed the Bureau of Geology, Natural Areas and Coastal Resources. This Part corrects that conflict by combining the action of both public laws and renaming the agency the Division of Geology, Natural Areas and Coastal Resources;
2. A reference to the Maine Land Use Regulation Commission is corrected to reflect the changed name of that agency pursuant to Public Law 2011, chapter 682; and

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3. This Part also updates references to the former departments and makes corrections in punctuation and usage.

Part D makes the following changes:

1. Public Law 2011, chapter 657, Part V reorganizes the Department of Agriculture, Food and Rural Resources and the Department of Conservation into one department, the Department of Agriculture, Conservation and Forestry.

This Part makes changes to reflect that reorganization in sections where various technical corrections were required, as follows:

A. Language is added to allow the law to apply to actions taken by both the former Department of Conservation and the new department;

B. Obsolete language and references to past dates are removed and technical changes are made;

C. Reference to one of the departments where both appear is eliminated and a technical change is made;

D. The word "former" is added to a reference to a past publication of the Department of Conservation;

E. Reference to one of the commissioners where both appear is eliminated and a technical change is made; and

F. The reorganization of a bureau within the Department of Conservation to a division within the new department is implemented and what had been the Off-road Recreational Vehicle Division within that bureau is designated as the Off-road Recreational Vehicle Office.

Part E adds an appropriations and allocations section.

House Amendment "A" To Committee Amendment "A" (H-354)

This amendment expresses the Legislature's intent that curtailments imposed upon the Department of Agriculture, Conservation and Forestry be imposed proportionally among the major units within the department having substantive jurisdiction over distinct policy areas.

Enacted Law Summary

Public Law 2013, chapter 405 amends the laws governing the merger of the Department of Agriculture, Food and Rural Resources with the Department of Conservation, which was initiated by the 125th Legislature with the merging of the offices of the commissioners of the two departments. Part A of Public Law 2013, chapter 405:

1. Expands the mission statement of the Department of Agriculture, Conservation and Forestry to more accurately reflect the current mission of the merged department;
2. Amends the principles that guide the department in the performance of its duties;
3. Eliminates one of 2 deputy commissioner positions and creates the position of natural resource marketing and economic development specialist within the office of the Commissioner of Agriculture, Conservation and Forestry;
4. Specifies the qualifications of the Commissioner of Agriculture, Conservation and Forestry;
5. Reorganizes the department's divisions and units into 4 bureaus;
6. Establishes the position of the director of the Land for Maine's Future program within the Department of Agriculture, Conservation and Forestry, Bureau of Resource Information and Land Use Planning;

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7. Clarifies the intent of the Legislature regarding the incorporation of statutory language and removes contingent repeal language; and
8. Requires the commissioner to provide written reports to the Joint Standing Committee on Agriculture, Conservation and Forestry on both November 1, 2013 and February 1, 2014.

Part B of Public Law 2013, chapter 405:

1. Corrects a conflict created when Public Law 2011, chapter 682 amended and chapter 655 repealed the Maine Revised Statutes, Title 12, section 685-C, subsection 1, paragraph B by repealing paragraph B and enacting a new paragraph B-1 based on chapter 682;
2. Corrects a conflict created when Public Law 2011, chapter 655 amended and chapter 682 repealed Title 12, section 685-C, subsection 1, paragraph C by repealing that paragraph;
3. Changes references in Title 23, section 3360-A, subsection 5-I, paragraph A to the Maine Land Use Regulation Commission by referring to it as the former commission and adds references to the new Maine Land Use Planning Commission to implement the intent of Public Law 2011, chapter 682, section 38; and
4. Corrects a conflict created when Public Law 2011, chapter 653 amended and chapter 682 repealed Title 38, section 488, subsection 9 by repealing that subsection.

Part C of Public Law 2013, chapter 405 makes the following changes:

1. Public Law 2011, chapter 657, Part V reorganizes the Department of Agriculture, Food and Rural Resources and the Department of Conservation into one department, the Department of Agriculture, Conservation and Forestry. Pursuant to Part W of that public law, the Bureau of Geology and Natural Areas within the former Department of Conservation is renamed the Division of Geology and Natural Areas. In Public Law 2011, chapter 655, Part KK, section 14, the bureau is renamed the Bureau of Geology, Natural Areas and Coastal Resources. This Part corrects that conflict by combining the action of both public laws and renaming the agency the Division of Geology, Natural Areas and Coastal Resources;
2. Corrects a reference to the Maine Land Use Regulation Commission to reflect the changed name of that agency pursuant to Public Law 2011, chapter 682; and
3. Updates references to the former departments and makes corrections in punctuation and usage.

Part D of Public Law 2013, chapter 405 makes the following changes:

1. Public Law 2011, chapter 657, Part V reorganizes the Department of Agriculture, Food and Rural Resources and the Department of Conservation into one department, the Department of Agriculture, Conservation and Forestry. This Part makes changes to reflect that reorganization in sections where various technical corrections were required, as follows:
 - A. Language is added to allow the law to apply to actions taken by both the former Department of Conservation and the new department;
 - B. Obsolete language and references to past dates are removed and technical changes are made;
 - C. Eliminates reference to one of the departments where both appear and makes a technical change;
 - D. Adds the word "former" to a reference to a past publication of the Department of Conservation;

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E. Eliminates a reference to one of the commissioners where both appear and makes a technical change; and

F. Implements the reorganization of a bureau within the Department of Conservation to a division within the new department and designates what had been the Off-road Recreational Vehicle Division within that bureau as the Off-road Recreational Vehicle Office.

Part E of Public Law 2013, chapter 405 states that it is the intent of the Legislature that curtailment of allotments imposed on the Department of Agriculture, Conservation and Forestry be imposed proportionally among the major units within the department with jurisdiction over distinct policy areas.

LD 838 Resolve, To Establish a Working Group To Study Issues Relating to Liability of Apiary Owners and Operators

**ACCEPTED
MAJORITY
(ONTP) REPORT**

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

This resolve directs the Commissioner of Agriculture, Conservation and Forestry to establish a working group to review the liability issues relating to apiary owners and operators. The resolve directs the commissioner to submit a written report of findings and recommendations to the Joint Standing Committee on Agriculture, Conservation and Forestry no later than February 1, 2014. The resolve gives the Joint Standing Committee on Agriculture, Conservation and Forestry authority to submit a bill to the Second Regular Session of the 126th Legislature relating to the subject matter of the report.

LD 903 An Act To Enhance the Development and Implementation of Integrated Pest Management Programs

PUBLIC 290

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CRAY JACKSON T	OTP-AM	H-291

This bill increases the annual registration fee for pesticides from \$150 to \$165 effective January 1, 2014. The bill requires that the additional funds raised from the increase in the registration fees for pesticides are to be deposited in an account of the University of Maine Cooperative Extension and may be used only for integrated pest management programs established and administered by the University of Maine Cooperative Extension with advice from the Integrated Pest Management Council. It also requires that 10% of the fee increase be used for competitive grants for integrated pest management projects by the faculty and staff at the University of Maine.

Committee Amendment "A" (H-291)

This amendment replaces the bill. The amendment increases the annual registration fee for pesticides from \$150 to \$160 effective January 1, 2014. The amendment requires that the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control award an annual grant of not less than \$135,000 each April 1st to the University of Maine Cooperative Extension for development and implementation of integrated pest management programs. The amendment also requires that the Board of Pesticides Control monitor the funds to ensure adequate funding for this grant and other grants for integrated pest management programs upon advice from the Integrated Pest Management Council. The amendment also requires the board to report to the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters by February 15th of each year.

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Enacted Law Summary

Public Law 2013, chapter 290 increases the annual registration fee for pesticides from \$150 to \$160 effective January 1, 2014. It requires that the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control award an annual grant of not less than \$135,000 each April 1st to the University of Maine Cooperative Extension for development and implementation of integrated pest management programs. Public Law 2013, chapter 290 also requires that the Board of Pesticides Control monitor the funds to ensure adequate funding for this grant and other grants for integrated pest management programs upon advice from the Integrated Pest Management Council. It also requires the board to report to the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters by February 15th of each year.

LD 961 An Act To Ensure Safe School Grounds

DIED BETWEEN HOUSES

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NELSON MAZUREK	ONTP OTP-AM	

This bill restricts the use of pesticides on school grounds. It allows their use only in situations that pose a health threat to a student or staff member, when the presence of animals or insects have been identified as a public health nuisance, on athletic fields if there is a 14-day waiting period after application of the pesticides or on agricultural fields in accordance with the manufacturer's instructions. It requires the Commissioner of Education to adopt rules to implement landscaping design that minimizes or avoids the necessity of the use of pesticides on school grounds for new construction of school facilities.

Committee Amendment "A" (H-285)

This amendment is the minority report of the Joint Standing Committee on Agriculture, Conservation and Forestry.

The amendment amends the bill to allow the use of pesticides on school grounds in areas where bare ground of 25 square feet or greater exists as the result of pest problems. The amendment also amends the bill by replacing section 2, which directed the Commissioner of Education to adopt rules, with a provision that requires the Commissioner of Education to collaborate with the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control in developing school ground construction standards and guidelines and requires a report to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Agriculture, Conservation and Forestry by March 15, 2014. The amendment also adds a mandate preamble and an appropriations and allocations section. The minority report was not adopted.

LD 987 An Act To Amend the Procedures Used To Identify and Select Appointees to the Maine Land Use Planning Commission and To Make Other Technical Changes to the Agriculture, Conservation and Forestry Laws

PUBLIC 256

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SHERMAN GIFFORD	OTP-AM OTP-AM	S-158

This bill:

1. Requires that certain information in annual reports to the Legislature be compiled from data from the previous fiscal year rather than from the previous calendar year, consistent with the State's budgeting process;

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2. Clarifies that the Department of Agriculture, Conservation and Forestry, Division of Forestry regulates water crossings by land management roads in those portions of unorganized and deorganized areas of the State zoned by the Maine Land Use Planning Commission as protection districts and management districts;
3. Makes references to boards of county commissioners consistent in provisions regarding the Maine Land Use Planning Commission;
4. Clarifies that appointments made by the boards of county commissioners will be reviewed according to the same process as applies to gubernatorial appointments and changes language regarding appointments made by the county commissioners and Governor to comport with language in the Constitution of Maine;
5. Adds unallocated language indicating that the terms of the members of the Maine Land Use Planning Commission appointed after January 2013 must be staggered; and
6. Makes corrections by updating the name of the Department of Agriculture, Conservation and Forestry to the enabling legislation of the Wells National Estuarine Research Reserve Management Authority and replacing the director of the former State Planning Office with the Director of the Maine Coastal Program as an ex officio nonvoting member of the board of directors.

Committee Amendment "A" (S-158)

This amendment is the majority report. It changes the process by which a board of county commissioners seeks and selects appointees to the Maine Land Use Planning Commission. The amendment provides that a person may not simultaneously serve as a county commissioner and a member of the Maine Land Use Planning Commission. The amendment clarifies that a vacancy in a seat on the Maine Land Use Planning Commission is filled by the same authority that appointed the member who vacated the seat. It also updates the filing of financial information for the Wells National Estuarine Research Reserve Management Authority.

Committee Amendment "B" (S-159)

This amendment is the minority report. It changes the process by which a board of county commissioners seeks and selects appointees to the Maine Land Use Planning Commission. The amendment also clarifies that a vacancy in a seat on the Maine Land Use Planning Commission is filled by the same authority that appointed the member who vacated the seat. It also updates the filing of financial information for the Wells National Estuarine Research Reserve Management Authority.

Enacted Law Summary

Public Law 2013, chapter 256 makes several changes to the statutes governing the Land Use Planning Commission.

1. It requires that certain information in annual reports to the Legislature be compiled from data from the previous fiscal year rather than from the previous calendar year, consistent with the State's budgeting process;
2. It clarifies that the Department of Agriculture, Conservation and Forestry, Division of Forestry regulates water crossings by land management roads in those portions of unorganized and deorganized areas of the State zoned by the Maine Land Use Planning Commission as protection districts and management districts;
3. It clarifies that appointments made by the boards of county commissioners will be reviewed according to the same process as applies to gubernatorial appointments and changes language regarding appointments made by the county commissioners and Governor to comport with language in the Constitution of Maine;
4. It makes corrections by updating the name of the Department of Agriculture, Conservation and Forestry to the enabling legislation of the Wells National Estuarine Research Reserve Management Authority and replacing the director of the former State Planning Office with the Director of the Maine Coastal Program as an ex officio

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nonvoting member of the board of directors.

5. It changes the process by which a board of county commissioners seeks and selects appointees to the Maine Land Use Planning Commission.

6. It provides that a person may not simultaneously serve as a county commissioner and a member of the Maine Land Use Planning Commission.

7. It clarifies that a vacancy in a seat on the Maine Land Use Planning Commission is filled by the same authority that appointed the member who vacated the seat.

8. Public Law 2013, chapter 256 also updates the filing of financial information for the Wells National Estuarine Research Reserve Management Authority.

LD 1009 An Act Concerning Fertilizer and Lime Products

**PUBLIC 204
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CRAY SHERMAN	OTP-AM	H-170 H-218 DILL

This bill adds the definitions of "biosolids," "packaged biosolids" and "unpackaged biosolids" to the Maine Commercial Fertilizer Law. The bill also amends the definition of "commercial fertilizer" to mean a substance containing one or more recognized fertilizer materials bearing a guaranteed analysis on the product label of a packaged product. The bill also exempts unpackaged biosolids and packaged biosolids derived primarily from residuals regulated by the Department of Environmental Protection from being registered before being offered for sale and from the tonnage report.

Committee Amendment "A" (H-170)

This amendment changes the bill to remove references to estimates and averages from the labeling requirements for packaged and unpackaged biosolids and unpackaged industrial byproducts derived primarily from residuals regulated by the Department of Environmental Protection and exempted from being registered as commercial fertilizers before being offered for sale and from the tonnage report. The amendment also requires that, if a fertilizer material percentage statement appears on a label or accompanying delivery documentation, that product must be registered as a fertilizer.

House Amendment "A" To Committee Amendment "A" (H-218)

This amendment clarifies that a product with a fertilizer percentage statement that appears on a label or accompanying delivery documentation must be registered as a fertilizer with the exception of those products for which delivery documentation is required by Department of Environmental Protection rule.

Enacted Law Summary

Public Law 2013, chapter 204 adds the definitions of "biosolids," "packaged biosolids" and "unpackaged biosolids" to the Maine Commercial Fertilizer Law. It also amends the definition of "commercial fertilizer" to mean a substance containing one or more recognized fertilizer materials bearing a guaranteed analysis on the product label of a packaged product. Public Law 2013, chapter 204 also exempts unpackaged biosolids and packaged biosolids derived primarily from residuals regulated by the Department of Environmental Protection from being registered before being offered for sale and from the tonnage report. It also requires that, if a fertilizer material percentage statement appears on a label or accompanying delivery documentation, that product must be registered as a fertilizer. Public Law 2013, chapter 204 clarifies that a product with a fertilizer percentage statement that appears on a label or accompanying delivery documentation must be registered as a fertilizer with the exception of those

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products for which delivery documentation is required by Department of Environmental Protection rule.

Public Law 2013, chapter 204 was enacted as an emergency measure effective June 5, 2013.

LD 1051 An Act To Clarify the Authority and Responsibility of Forest Rangers

PUBLIC 130

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TIMBERLAKE JACKSON T	OTP	

This bill incorporates into the Maine Revised Statutes, Title 12, chapter 807 the authority of forest rangers contained in Title 36, chapter 701 to make inspections, conduct investigations, make arrests and otherwise enforce that chapter, which relates to blueberries and blueberry taxes. It also clarifies the powers and duties of forest rangers regarding wildfires and agricultural and park fires, consistent with the current practice of forest rangers.

Enacted Law Summary

Public Law 2013, chapter 130 incorporates into the Maine Revised Statutes, Title 12, chapter 807 the authority of forest rangers contained in Title 36, chapter 701 to make inspections, conduct investigations, make arrests and otherwise enforce that chapter, which relates to blueberries and blueberry taxes. It also clarifies the powers and duties of forest rangers regarding wildfires and agricultural and park fires, consistent with the current practice of forest rangers.

LD 1170 Resolve, Regarding the Transfer of State Property To Assist the Save the Depot Project in Greenville

ONTP

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

This resolve is a concept draft pursuant to Joint Rule 208.

This resolve would, in accordance with the Constitution of Maine, Article IX, Section 23, require the State to convey title to an appropriate parcel of land in Greenville to the Save the Depot project for use as the future site of the historic Greenville Junction Railroad Depot.

LD 1239 An Act To Clarify, Streamline and Promote Fair Animal Welfare Laws

CARRIED OVER

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

This bill repeals the definition of "intermittent agent" in the animal welfare laws. It changes the definitions of "kennel," "boarding kennel" and "breeding kennel" to create 3 new kennel license designations: personal kennel license, commercial boarding or training kennel license and commercial breeder kennel license. It also defines serious bodily injury. The bill also makes the changes to the animal welfare laws necessary to reflect the changes made in the defined terms. It removes the provision of law that requires a person to obtain a vendor's license to sell a dog or cat.

This bill was carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145, H-B

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(H-580) and H-C (H-582).

LD 1282 An Act To Help Small Farmers in Selling Raw Milk and Homemade Food Products

**VETO
SUSTAINED**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVIELLO KESCHL	OTP-AM ONTP	S-195 H-427 DILL

This bill exempts from state licensing and inspection requirements homestead food operations and raw milk producers who sell small quantities of certain food products or raw milk products made or produced at the person's residence or farm if the food products or raw milk products are sold directly from the person's home or farm or farm stand or at a farmers' market within the State.

Committee Amendment "A" (S-195)

This amendment is the majority report. It changes the title by removing a reference to homemade food products. It strikes from the bill the exemptions from licensing and inspection for homestead food operations. The amendment changes the wording of the signage and labeling requirements for milk producers selling raw milk or raw milk products without a license pursuant to the provisions of the bill. It requires milk producers selling raw milk or raw milk products that are exempt from licensing and inspection by the State to have samples of their raw milk and water supply tested by an accredited laboratory. The amendment also requires the Commissioner of Agriculture, Conservation and Forestry to adopt rules governing the testing of raw milk and water supply samples of the milk producers who operate under the exemptions in the bill.

The amendment also adds an appropriations and allocations section.

House Amendment "A" To Committee Amendment "A" (H-427)

This amendment corrects internal cross-references.

LD 1283 An Act To Amend the Laws Governing Animal Trespass

PUBLIC 348

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVIELLO	OTP-AM	S-237

This bill amends the animal trespass law in the following ways:

1. It makes a 3rd or subsequent violation a Class E crime;
2. It makes the fine for a 2nd violation \$1,000;
3. It makes the fine for a 3rd or subsequent violation \$2,500;
4. It requires a repeat violator to pay the reasonable court costs and attorney's fees for the Department of Agriculture, Conservation and Forestry, municipality or law enforcement agency; and
5. It authorizes forfeiture of an animal of a repeat violator if the court finds that the repeat violation jeopardizes the public health, safety or welfare.

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Committee Amendment "A" (S-237)

The amendment strikes and replaces the bill. The amendment removes the penalty of a Class E crime for a 3rd or subsequent violation of the animal trespass statute. The amendment maintains animal trespass as a civil violation but increases the fines for repeated violations. The amendment also clarifies the existing statutory restitution provision and maintains the new forfeiture provision proposed in the bill.

Enacted Law Summary

Public Law 2013, chapter 348 maintains animal trespass as a civil violation but increases the fines for repeated violations. Public Law 2013, chapter 348 also clarifies the existing statutory restitution provision and creates a new forfeiture provision.

LD 1285 An Act To Allow Law Enforcement Agencies Access to Animal Licensing Information ONTP

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

This bill requires the Commissioner of Agriculture, Conservation and Forestry to create a statewide electronic database of dog licenses by January 1, 2014. The bill also requires that the database be accessible to all law enforcement agencies in the State for use in animal control. It also establishes the Animal Licensing Database Fund as a nonlapsing account within the Department of Agriculture, Conservation and Forestry. The bill authorizes the commissioner to establish by rule fees to fund and maintain the electronic database of dog licenses and requires that rules adopted to establish these fees are major substantive rules.

LD 1286 An Act To Protect Maine Communities by Prohibiting Horse Slaughter for Human Consumption and the Transport of Horses for Slaughter DIED BETWEEN HOUSES

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
KNIGHT KATZ	ONTP OTP-AM	

This bill prohibits the slaughter of horses for human consumption and:

1. Bans the possession, sale, purchase, transportation and import into or export out of this State of a horse if the person knows or should know that the horse is meant to be slaughtered for human consumption;
2. Bans the possession, sale, purchase, transportation, import into or export out of this State of horseflesh if the person knows or should know that the horseflesh is for human consumption;
3. Bans the construction or operation of a facility that the person knows or should know is used or will be used for the slaughter of horses for human consumption; and
4. Repeals current law that allows horsemeat to be sold in this State as long as it is plainly and conspicuously labeled as such.

Committee Amendment "A" (H-376)

This amendment is the minority report. It amends the title and strikes and replaces the bill. The amendment prohibits the slaughter of horses for sale or barter for human consumption. It also prohibits the sale or barter of any

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product made in whole or in part from the flesh of a horse if a person knows or should reasonably have known that the flesh or the product made of the flesh was from a horse. The amendment also bans the transport of horses for the purposes of slaughter for human consumption and bans the construction or operation of horse slaughtering facilities. Violations of these prohibitions are civil violations for which a fine of not less than \$500 and not more than \$1,000 may be adjudged for each violation.

LD 1287 An Act To Deregulate Face-to-face Transactions between the People and Small Farms and Small Food Producers **CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HICKMAN SAVIELLO	OTP-AM OTP-AM	

This bill facilitates direct sales between Maine farmers and consumers. It allows persons preparing food in their own homes to sell directly to consumers or to offer homemade food at certain events without being licensed as food establishments.

Committee Amendment "A" (H-326)

This amendment, which is the majority report of the committee, amends the definition of "farm food product" to exclude fluid milk and food requiring temperature control for safety. It also requires all farm food products and homemade food to contain labels containing specific information, including information about the food's producer and the food's ingredients, and a declaration that the food is sold for personal use and is exempt from licensing and inspection by the State. The amendment also states that an agricultural producer or home kitchen producer does not constitute an approved source of food for retail or wholesale use.

Committee Amendment "B" (H-327)

This amendment, which is the minority report, excludes fluid milk from the definition of "farm food product." It also requires all farm food products and homemade food to contain labels containing specific information, including information about the food's producer and the food product's ingredients, and a declaration that the food is sold for personal use and is exempt from licensing and inspection by the State.

This bill was committed to the Joint Standing Committee on Appropriations and Financial Affairs and carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145 as amended by H-B (H-580) and H-C (H-582).

LD 1307 An Act To Establish the Livestock Damage Compensation Fund **ACCEPTED
MAJORITY
(ONTP) REPORT**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOHNSON C	ONTP OTP-AM	

This bill proposes to establish the Livestock Damage Compensation Fund as a nonlapsing fund within the Department of Agriculture, Conservation and Forestry. The fund would compensate eligible farmers for damage done to livestock by coyotes and other wildlife. The bill requires the Commissioner of Agriculture, Conservation and Forestry to establish rules governing the Livestock Damage Compensation Fund no later than December 1, 2013.

Committee Amendment "A" (S-169)

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This amendment is the minority report. It provides that rules adopted by the Commissioner of Agriculture, Conservation and Forestry governing the use of the Livestock Damage Compensation Fund established in the bill are major substantive rules. The minority report was not adopted.

LD 1391 Resolve, To Provide a Pesticide Spraying Notification Process

**ACCEPTED
MAJORITY
(ONTP) REPORT**

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

This resolve directs the Department of Agriculture, Conservation and Forestry to establish a publicly accessible website that allows a person to place that person's name on a registry of those who wish to be notified of pesticides application by aircraft or air-carrier equipment in a given county. A person may register for notifications of pesticides application in more than one county. The publicly accessible website must allow a person who is going to apply pesticides by aircraft or air-carrier equipment to enter information about the application date, time and location and the types of pesticides to be applied and other information as determined by the department into the publicly accessible website at least one week before the application. The publicly accessible website must then generate e-mail messages to those listed on the appropriate county registry notifying them of the application of pesticides.

Committee Amendment "A" (S-101)

This amendment is the minority report. It clarifies that air-carrier equipment used in outdoor pesticides applications does not include air-assisted application equipment in which the airstream is directed to specific targeted specimens. The minority report was not adopted.

LD 1521 Resolve, Directing the Department of Agriculture, Conservation and Forestry To Create a Pilot Program To Support the State's Small Food Processors

CARRIED OVER

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

This resolve directs the Department of Agriculture, Conservation and Forestry to develop a pilot program to assist small food processors similar to the Maine Farms for the Future program.

This bill was carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145, H-B (H-580) and H-C (H-582).

LD 1527 Resolve, Authorizing the Department of Agriculture, Conservation and Forestry, Division of Parks and Public Lands To Convey Certain Lands and Enter into Certain Leases with the Federal Government

RESOLVE 56

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DILL JACKSON T	OTP-AM	H-258

Joint Standing Committee on Agriculture, Conservation and Forestry

This resolve allows the Director of the Division of Parks and Public Lands within the Department of Agriculture, Conservation and Forestry to lease rights and lands within the Coburn Mountain public reserved lands in Upper Enchanted Township, Somerset County to the United States Government or the United States Customs and Border Protection to maintain, operate, expand, modernize and improve existing public safety communications facilities.

The resolve allows the director to sell 2 parcels of land in Dover-Foxcroft, Piscataquis County to an abutter, Dead River Company, to resolve a boundary issue.

The resolve allows the director to sell a parcel of land in Dover-Foxcroft, Piscataquis County to an abutter, McKusick Petroleum Company, to resolve a boundary issue.

The resolve allows the director to sell parcels of land in Adamstown Township, Oxford County to the West Richardson Pond Public Lot Association.

Committee Amendment "A" (H-258)

This amendment requires the Director of the Division of Parks and Public Lands within the Department of Agriculture, Conservation and Forestry to obtain at least 2 appraisals to establish the fair market value of the 10 camp lots on West Richardson Pond that may be conveyed to the West Richardson Pond Public Lot Association pursuant to the resolve. The amendment also directs the director to ensure continued public access to West Richardson Pond by retaining state ownership of a specific lot in the Richardson Pond cottage lot subdivision.

Enacted Law Summary

Resolve 2013, chapter 56 allows the Director of the Division of Parks and Public Lands within the Department of Agriculture, Conservation and Forestry to lease rights and lands within the Coburn Mountain public reserved lands in Upper Enchanted Township, Somerset County to the United States Government or the United States Customs and Border Protection to maintain, operate, expand, modernize and improve existing public safety communications facilities. It also allows the director to sell 2 parcels of land in Dover-Foxcroft, Piscataquis County to an abutter, Dead River Company, to resolve a boundary issue. Resolve 2013, chapter 56 also allows the director to sell a parcel of land in Dover-Foxcroft, Piscataquis County to an abutter, McKusick Petroleum Company, to resolve a boundary issue. It also allows the director to sell parcels of land in Adamstown Township, Oxford County to the West Richardson Pond Public Lot Association. Resolve 2013, chapter 56 requires the Director of the Division of Parks and Public Lands within the Department of Agriculture, Conservation and Forestry to obtain at least 2 appraisals to establish the fair market value of the 10 camp lots on West Richardson Pond that may be conveyed to the West Richardson Pond Public Lot Association pursuant to the resolve. It also directs the director to ensure continued public access to West Richardson Pond by retaining state ownership of a specific lot in the Richardson Pond cottage lot subdivision.

LD 1531 An Act To Maintain Access to Safe Medical Marijuana

**PUBLIC 371
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SAVIELLO	OTP-AM ONTP	S-271

This bill prohibits the use of pesticides in the cultivation of medical marijuana unless the pesticide is authorized by the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control. The bill directs the board to establish, for authorized use in the cultivation of medical marijuana, a list of minimum risk pesticides that are exempt from federal regulation under the Federal Insecticide, Fungicide and Rodenticide Act, Section 25(b).

Committee Amendment "A" (S-271)

This amendment, which is the majority report, strikes and replaces the bill but retains the emergency provisions. It

Joint Standing Committee on Agriculture, Conservation and Forestry

prohibits the use of a pesticide in the cultivation of medical marijuana unless the pesticide is exempt from federal registration requirements and is registered with the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control. The amendment requires that at least one applicator of an authorized pesticide must be certified by the board and all other employees of a registered dispensary or a registered primary caregiver who have direct contact with treated plants or who are involved in the handling of the pesticide must first complete the federal training requirements for agricultural workers or pesticide handlers.

Enacted Law Summary

Public Law 2013, chapter 371 prohibits the use of a pesticide in the cultivation of medical marijuana unless the pesticide is exempt from federal registration requirements and is registered with the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control. Public Law 2013, chapter 371 requires that at least one applicator of an authorized pesticide must be certified by the board and all other employees of a registered dispensary or a registered primary caregiver who have direct contact with treated plants or who are involved in the handling of the pesticide must first complete the federal training requirements for agricultural workers or pesticide handlers.

Public Law 2013, chapter 371 was enacted as an emergency measure effective June 27, 2013.

**LD 1567 Resolve, Regarding Legislative Review of Portions of Chapter 22:
Standards for Outdoor Application of Pesticides by Powered Equipment
in Order To Minimize Off-Target Deposition, a Late-filed Major
Substantive Rule of the Department of Agriculture, Conservation and
Forestry** **CARRIED OVER**

Sponsor(s)

Committee Report

Amendments Adopted

This resolve provides for legislative review of portions of Chapter 22: Standards for Outdoor Application of Pesticides by Powered Equipment in Order to Minimize Off-Target Deposition, a major substantive rule of the Department of Agriculture, Conservation and Forestry that was filed outside the legislative rule acceptance period.

This resolve was carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145, H-B (H-580) and H-C (H-582).

**LD 1568 Resolve, Regarding Legislative Review of Portions of Chapter 20:
Special Provisions, a Late-filed Major Substantive Rule of the
Department of Agriculture, Conservation and Forestry** **CARRIED OVER**

Sponsor(s)

Committee Report

Amendments Adopted

This resolve provides for legislative review of portions of Chapter 20: Special Provisions, a major substantive rule of the Department of Agriculture, Conservation and Forestry that was filed outside the legislative rule acceptance period.

This resolve was carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145, H-B (H-580) and H-C (H-582).

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LD 1569 Resolve, Regarding Legislative Review of Portions of Chapter 51: Notice of Aerial Pesticide Application, a Late-filed Major Substantive Rule of the Department of Agriculture, Conservation and Forestry

CARRIED OVER

Sponsor(s)

Committee Report

Amendments Adopted

This resolve provides for legislative review of portions of Chapter 51: Notice of Aerial Pesticide Application, a major substantive rule of the Department of Agriculture, Conservation and Forestry that was filed outside the legislative rule acceptance period.

This resolve was carried over to any special or regular session of the 126th Legislature by joint order, H.P. 1145, H-B (H-580) and H-C (H-582).

Joint Standing Committee on Agriculture, Conservation and Forestry

SUBJECT INDEX

Agricultural Events

Enacted

LD 622 An Act To Amend the Laws Concerning Reciprocal Disciplinary Actions in Harness Racing and Pulling Events PUBLIC 155 EMERGENCY

Agriculture

Enacted

LD 5 An Act To Make Changes to the Potato Marketing Improvement Fund PUBLIC 403

Agriculture - Policy

Enacted

LD 2 Resolve, Regarding Legislative Review of Portions of Chapter 252: Rules Governing Certification of Seed Potatoes in the State of Maine, a Major Substantive Rule of the Department of Agriculture, Conservation and Forestry RESOLVE 2 EMERGENCY

LD 286 An Act To Reduce Reporting Responsibilities of the Department of Agriculture, Conservation and Forestry PUBLIC 29

LD 287 An Act To Improve Funding of Agricultural Development Projects PUBLIC 64

LD 289 An Act To Eliminate the Requirement That the Department of Agriculture, Conservation and Forestry Provide Technical Services for Direct-marketing Agricultural Products PUBLIC 65

LD 290 An Act To Eliminate the Forest Certification Incentive Cost-share Fund PUBLIC 11

LD 292 Resolve, Directing the Department of Agriculture, Conservation and Forestry To Develop a Plan for the Protection of the Public Health from Mosquito-borne Diseases RESOLVE 13

Not Enacted

LD 707 An Act To Refund the Sales Tax Paid on Fuel Used in Commercial Agricultural Production CARRIED OVER

Animal Control, Health and Welfare

Enacted

LD 288 An Act Concerning Brucellosis Vaccines for Cattle PUBLIC 17

LD 484 An Act To Revise the Animal Welfare Laws PUBLIC 115

LD 1283 An Act To Amend the Laws Governing Animal Trespass PUBLIC 348

Not Enacted

LD 1239 An Act To Clarify, Streamline and Promote Fair Animal Welfare Laws CARRIED OVER

LD 1285 An Act To Allow Law Enforcement Agencies Access to Animal Licensing Information ONTP

Animal Control, Health and Welfare

Not Enacted

LD 1307 An Act To Establish the Livestock Damage Compensation Fund MAJORITY
(ONTP) REPORT

Bottle Bill

Not Enacted

LD 291 An Act To Transfer Responsibility for the Returnable Beverage Container
Laws from the Department of Agriculture, Conservation and Forestry to the
Department of Environmental Protection ONTP

Bureau of Parks and Lands

Not Enacted

LD 500 An Act To Permit Tribal Members To Have Access to Wood Fiber for Fuel,
Shelter and Traditional Woodcraft Production CARRIED OVER

Dairy

Enacted

LD 789 Resolve, To Establish the Task Force on Milk Tier Pricing RESOLVE 67

Not Enacted

LD 368 An Act To Ensure the Continuation of Dairy Farming CARRIED OVER

Department of Agriculture, Conservation and Forestry - Policy

Enacted

LD 837 An Act To Clarify the Laws Establishing the Department of Agriculture,
Conservation and Forestry PUBLIC 405

Not Enacted

LD 749 An Act To Prohibit the Taking or Possession of a Natural Resource That Is
on the Land of Another ONTP

Department of Agriculture, Conservation and Forestry -- Policy

Enacted

LD 505 Resolve, Directing the Commissioner of Agriculture, Conservation and
Forestry To Conduct an Internal Review of the Snowmobile Trail Fund RESOLVE 48
EMERGENCY

Department of Agriculture, Conservation and Forestry - Regulation

Enacted

LD 218 An Act To Promote Small-scale Poultry Farming PUBLIC 323

LD 259 An Act To Allow a Person To Rent a Slaughterhouse for the Slaughtering
and Processing of Poultry PUBLIC 252

LD 657 Resolve, Directing the Department of Agriculture, Conservation and
Forestry To Review, Clarify and Update Its Rules Pertaining to the Maple
Syrup Industry RESOLVE 30

LD 836 An Act Regarding the Use of Mobile Poultry Processing Units PUBLIC 304

Not Enacted

LD 271 An Act To Facilitate the Processing of Livestock That Is Not for Resale DIED BETWEEN
HOUSES

Department of Agriculture, Conservation and Forestry - Regulation

Not Enacted

LD 1282	An Act To Help Small Farmers in Selling Raw Milk and Homemade Food Products	VETO SUSTAINED
LD 1286	An Act To Protect Maine Communities by Prohibiting Horse Slaughter for Human Consumption and the Transport of Horses for Slaughter	DIED BETWEEN HOUSES

Division of Parks and Lands

Not Enacted

LD 269	An Act To Provide Increased Opportunities on the Allagash Wilderness Waterway	DIED BETWEEN HOUSES
LD 630	An Act To Reserve Ten Percent of Campsites at State Parks for Maine Residents	ONTP

Food Policy

Not Enacted

LD 475	An Act To Increase Food Sovereignty in Local Communities	MAJORITY (ONTP) REPORT
LD 476	Resolve, Directing the Department of Agriculture, Conservation and Forestry To Develop a Policy To Reduce Food Waste in All State-funded Institutions	ONTP
LD 718	An Act To Protect Maine Food Consumers' Right To Know about Genetically Engineered Food and Seed Stock	HELD BY GOVERNOR
LD 745	An Act To Promote Sustainable Food Policies	VETO SUSTAINED
LD 1521	Resolve, Directing the Department of Agriculture, Conservation and Forestry To Create a Pilot Program To Support the State's Small Food Processors	CARRIED OVER

Land Preservation and Public Access

Enacted

LD 524	An Act To Change the Quorum Requirement for Meetings of the Land for Maine's Future Board	PUBLIC 92
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Land transactions

Enacted

LD 312	An Act To Release a Restriction on Former State Land in Passadumkeag Currently Owned by Dale Ross	P & S 12
LD 1527	Resolve, Authorizing the Department of Agriculture, Conservation and Forestry, Division of Parks and Public Lands To Convey Certain Lands and Enter into Certain Leases with the Federal Government	RESOLVE 56

Not Enacted

LD 493	An Act To Provide Economic Development in Aroostook County through Expanded Sale and Lease of State-owned Land	DIED BETWEEN HOUSES
LD 1170	Resolve, Regarding the Transfer of State Property To Assist the Save the Depot Project in Greenville	ONTP

Maine Forest Service

Enacted

LD 59	An Act Relating to the Unlawful Cutting of Trees	PUBLIC 412
LD 284	An Act To Amend the Duties of the Division of Forestry	PUBLIC 18
LD 285	An Act To Electronically Issue Permits for Burning	PUBLIC 35
LD 457	An Act To Eliminate Certain Data Collection Requirements of the Forest Health and Monitoring Program of the Division of Forestry	PUBLIC 37
LD 714	An Act To Clarify the Laws Governing the Rule-making Authority of the Maine Forest Service	PUBLIC 196
LD 1051	An Act To Clarify the Authority and Responsibility of Forest Rangers	PUBLIC 130

Maine Land Use Planning Commission

Enacted

LD 987	An Act To Amend the Procedures Used To Identify and Select Appointees to the Maine Land Use Planning Commission and To Make Other Technical Changes to the Agriculture, Conservation and Forestry Laws	PUBLIC 256
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Not Enacted

LD 262	An Act To Restore to Jimmy J. Soucy the Right To Maintain Existing Structures on Property in Sinclair	DIED BETWEEN HOUSES
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Miscellaneous

Enacted

LD 283	An Act To Eliminate the Elm Tree Restoration Fund	PUBLIC 12
LD 639	An Act To Require Payment Quotes in Service Contracts for the Harvesting and Hauling of Wood	PUBLIC 154

Not Enacted

LD 421	An Act To Prohibit the Unauthorized Harvesting of Wild Mushrooms and Fiddleheads	MAJORITY (ONTP) REPORT
LD 838	Resolve, To Establish a Working Group To Study Issues Relating to Liability of Apiary Owners and Operators	MAJORITY (ONTP) REPORT

Pesticides

Enacted

LD 33	Resolve, Regarding Pesticide Applications and Public Notification in Schools	RESOLVE 63 EMERGENCY
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Pesticides and Pest Management

Enacted

LD 903	An Act To Enhance the Development and Implementation of Integrated Pest Management Programs	PUBLIC 290
LD 1531	An Act To Maintain Access to Safe Medical Marijuana	PUBLIC 371 EMERGENCY

Not Enacted

LD 961	An Act To Ensure Safe School Grounds	DIED BETWEEN HOUSES
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Pesticides and Pest Management

Not Enacted

LD 1391	Resolve, To Provide a Pesticide Spraying Notification Process	MAJORITY (ONTP) REPORT
LD 1567	Resolve, Regarding Legislative Review of Portions of Chapter 22: Standards for Outdoor Application of Pesticides by Powered Equipment in Order To Minimize Off-Target Deposition, a Late-filed Major Substantive Rule of the Department of Agriculture, Conservation and Forestry	CARRIED OVER
LD 1568	Resolve, Regarding Legislative Review of Portions of Chapter 20: Special Provisions, a Late-filed Major Substantive Rule of the Department of Agriculture, Conservation and Forestry	CARRIED OVER
LD 1569	Resolve, Regarding Legislative Review of Portions of Chapter 51: Notice of Aerial Pesticide Application, a Late-filed Major Substantive Rule of the Department of Agriculture, Conservation and Forestry	CARRIED OVER

Regulated Products

Enacted

LD 282	An Act To Eliminate the Commercial Standard for Maine White-cedar Shingles	PUBLIC 13
LD 658	An Act To Change the Grade Standards of the Maine Maple Syrup Industry	PUBLIC 117
LD 1009	An Act Concerning Fertilizer and Lime Products	PUBLIC 204 EMERGENCY

Not Enacted

LD 525	An Act To Promote Industrial Hemp	DIED ON ADJOURNMENT
LD 1287	An Act To Deregulate Face-to-face Transactions between the People and Small Farms and Small Food Producers	CARRIED OVER

Soil and Water Conservation Districts

Not Enacted

LD 377	An Act To Provide Funding to Soil and Water Conservation Districts	HELD BY GOVERNOR
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