# **NOTICE OF STATE AGENCY RULEMAKING**

**PUBLIC INPUT FOR RULES** A list of state agency rule proposals is published here each Wednesday. You can get a copy of a proposed rule by contacting the person listed in the notice. You can comment on a proposed rule by submitting a written comment to the agency or by attending the public hearing, if one is scheduled. If no hearing is scheduled, you can request one.  The agency must hold a hearing if it receives 5 or more requests.  If you have a disability and need assistance to participate in a hearing, you should tell the agency at least 7 days before the hearing. **ONLINE INFORMATION** Weekly notices, full text of adopted rules, and a list of agency rulemaking contacts are available at this website: [https://www.maine.gov/sos/cec/rules/index.html](https://gcc02.safelinks.protection.outlook.com/?url=https%3A%2F%2Fwww.maine.gov%2Fsos%2Fcec%2Frules%2Findex.html&data=05%7C02%7CJ.Chris.Parr%40maine.gov%7C645b27059f0346864d7008dc94834bf0%7C413fa8ab207d4b629bcdea1a8f2f864e%7C0%7C0%7C638548538834447354%7CUnknown%7CTWFpbGZsb3d8eyJWIjoiMC4wLjAwMDAiLCJQIjoiV2luMzIiLCJBTiI6Ik1haWwiLCJXVCI6Mn0%3D%7C0%7C%7C%7C&sdata=K93i9Iukz%2F4M1hnG1XnmVSNiEpRD2zB99vb6RheIZ8A%3D&reserved=0)

**PROPOSALS**

**AGENCY: 06-096 Department of Environmental Protection**

**CHAPTER NUMBER AND TITLE: Ch. 90, Products Containing Perfluoroalkyl and Polyfluoroalkyl Substances**

**TYPE OF RULE: Routine Technical**

**PROPOSAL FILING NUMBER: 2025-P109**

**BRIEF SUMMARY:**The Department is proposing to amend rule Chapter 90, to establish designations for currently unavoidable uses of intentionally added PFAS in products subject to sales prohibition beginning January 1, 2026.

**PUBLIC HEARING:** August 21, 2025, 9:00 AM, Augusta Civic Center, 76 Community Drive, Augusta, Maine Cumberland Room-1st Floor.

**COMMENT DEADLINE:** September 2, 2025

**CONTACT PERSON FOR THIS FILING:**

Kerri Malinowski Farris

17 State House Station

Augusta, ME 04333

(207) 215-1894

pfasproducts.dep@Maine.gov

**CONTACT PERSON FOR SMALL BUSINESS IMPACT STATEMENT *(if different)*:** N/A

**FINANCIAL IMPACT ON MUNICIPALITIES OR COUNTIES *(if any)*:**No significant fiscal impact to municipalities or counties anticipated.

**STATUTORY AUTHORITY FOR THIS RULE:** 38 M.R.S. § 1614

**SUBSTANTIVE STATE OR FEDERAL LAW BEING IMPLEMENTED *(if different)*:** N/A

**AGENCY WEBSITE:** [www.maine.gov/dep/rules](http://www.maine.gov/dep/rules)

**EMAIL FOR OVERALL AGENCY RULEMAKING LIAISON:** Tom.Graham@Maine.gov

**AGENCY: 12-170 Department of Labor, Bureau of Labor Standards**

**CHAPTER NUMBER AND TITLE: Ch. 13, Rules Governing the Establishment and Use of Fair Minimum Wage Rates on State Construction Projects**

**TYPE OF RULE: Routine Technical**

**PROPOSAL FILING NUMBER: 2025-P095**

**BRIEF SUMMARY:** The purpose of this chapter is to implement changes made by statute P.L. 2023, Ch. 333, modernize the process by which Prevailing Rates are calculated, and restructure the rules to be more accessible and reader friendly.

**DETAILED SUMMARY:**

The purpose of this chapter is to implement changes made by statute P.L. 2023, Ch. 333, modernize the process by which Prevailing Rates are calculated, and restructure the rules to be more accessible and reader friendly. The changes relating to P.L. 2023, Ch. 333 allow for the introduction of a third data source for the Bureau to consider when calculating Prevailing Rates. Specific procedures for this change are found in Section 7.

Additional non-statutory changes update how the Bureau calculates Prevailing Rates. First, the median wage rate and median benefit rate are changed from being calculated separately to be calculated simultaneously as a joined pair of data points. Second, the definition of what a local area is for a given county is changed from a variable designation based on annual survey results to being assigned based on regions independent of the survey process.

The chapter is also being rewritten to use simpler language and a clearer structure. All but two definitions (“Appropriate Circumstances” and “Days”) and references to three specific calculation procedures are carried over to the new chapter’s layout. A supplemental crosswalk shows where each part of the prior version of the chapter exists in the new format.

New sections are added to the chapter. Section 3 describes the survey process laid out in subsequent sections. Section 4 describes the general survey procedure which applies to every survey the Bureau performs, and Section 5 explains specialized survey procedures relevant to individual surveys. Section 6 adds clarity for how survey respondents must report data to the Bureau to be considered in compliance with the statute.

**PUBLIC HEARING:** Wednesday, July 16, 2025, at 2:30 p.m. at the Department of Labor, Bureau of Labor Standards SafetyWorks! Training Institute, 45 Commerce Drive, Augusta, Maine 04330

**COMMENT DEADLINE:** August 21, 2025

**CONTACT PERSON FOR THIS FILING:**

J. Kate Burkhart, Director

Bureau of Labor Standards

Department of Labor

45 State House Station

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**CONTACT PERSON FOR SMALL BUSINESS IMPACT STATEMENT** *(if different)*: N/A

**FINANCIAL IMPACT ON MUNICIPALITIES OR COUNTIES** *(if any)*: N/A

**STATUTORY AUTHORITY FOR THIS RULE:** 26 M.R.S. §42

**SUBSTANTIVE STATE OR FEDERAL LAW BEING IMPLEMENTED** *(if different)*: N/A

**AGENCY WEBSITE:** <http://www.maine.gov/labor/rulemaking>

**EMAIL FOR OVERALL AGENCY RULEMAKING LIAISON:** Kate.Burkhart@maine.gov

**ADOPTIONS**

**AGENCY: Department of Agriculture, Conservation and Forestry, Maine Milk Commission**

**CHAPTER NUMBER AND TITLE: Ch. 3, Schedule of Minimum Prices (Order #08-25)**

**ADOPTION FILING NUMBER: 2025-152**

**CONCISE SUMMARY:**

The Minimum August 2025 Class I price is $24.03/cwt. plus $1.63/cwt. for Producer Margins, an over-order premium of $1.04/cwt as prevailing in Southern New England, and a $0.47/cwt. handling fee, for a total of **$27.37/cwt**., which includes a $0**.20**/cwt Federal promotion fee.

**EFFECTIVE DATE**: **Sunday, August 3, 2025 (Emergency Rule)**

**AGENCY CONTACT PERSON:** Julie-Marie R. Bickford

AGENCY NAME: Maine Milk Commission, DACF

ADDRESS: 28 SHS, Augusta, ME 04333

TELEPHONE: 207-287-7521

**AGENCY: 19-100 Department of Economic and Community Development**

**CHAPTER NUMBER AND TITLE: Ch. 301, Dirigo Business Incentives Tax Credit**

**ADOPTION FILING NUMBER: 2025-155**

**CONCISE SUMMARY:**

Maine Department of Economic and Community Development is proposing new Rule 301 (“Dirigo Business Incentives Tax Credit”) to implement the Maine income tax credit recently enacted by P.L. 2023, c. 412, Pt. J, § 13. The credit, found in the law at 36 M.R.S. § 5219-AAA, applies to tax years beginning on or after January 1, 2025. The refundable credit (subject to limitations) is based on a combination of expenditures to purchase eligible business property and to train qualified employees for a qualified business activity carried on primarily in an eligible sector. The Department of Economic and Community Development (DECD) is jointly proposing this rule with Maine Revenue Services, which is proposing this same rule under DAFS Chapter 816.

**EFFECTIVE DATE: Wednesday, July 30, 2025**

**AGENCY CONTACT PERSON:** Shae McGehee

AGENCY NAME: Department of Economic and Community Development, Office of Business Development

ADDRESS: State House Station #59, Augusta, Maine 04333

TELEPHONE: 207-624-9875

**AGENCY: 18-125 Department of Administrative and Financial Services (DAFS), Maine Revenue Services (MRS)**

**CHAPTER NUMBER AND TITLE: Ch. 816, Dirigo Business Incentives Tax Credit**

**ADOPTION FILING NUMBER: 2025-153**

**CONCISE SUMMARY:**

Maine Revenue Services is proposing new Rule 816 (“Dirigo Business Incentives Tax Credit”) to implement the Maine income tax credit recently enacted by P.L. 2023, c. 412, Pt. J, § 13. The credit, found in the law at 36 M.R.S. § 5219-AAA, applies to tax years beginning on or after January 1, 2025. The refundable credit (subject to limitations) is based on a combination of expenditures to purchase eligible business property and to train qualified employees for a qualified business activity carried on primarily in an eligible sector.

**EFFECTIVE DATE: Saturday, August 2, 2025**

**AGENCY CONTACT PERSON:** Alex Weber, General Counsel

AGENCY NAME: Maine Revenue Services

ADDRESS: 24 State House Station, Augusta, Maine 04333

TELEPHONE: 207-624-9712

**AGENCY: 03-201 Maine Department of Corrections**

**CHAPTER NUMBER AND TITLE: Ch. 11, Policy and Procedure Manual - Adult and Juvenile (Section 2.12 Resident Accounts)**

**ADOPTION FILING NUMBER: 2025-158**

**CONCISE SUMMARY:**

The primary reason for the adoption of this rule is to repeal and replace it to update its provisions, including those related to acceptable ways of sending funds and hold periods on funds sent, and to add provisions on credit improvement loans and debit cards.

**EFFECTIVE DATE: Wednesday, July 30, 2025**

**AGENCY CONTACT PERSON:** Mary Lucia

AGENCY NAME: Maine Department of Corrections

ADDRESS: 111 State House Station, Augusta, Maine 04333

TELEPHONE:(207) 530-0983