**State of Maine: Notice of Agency Rulemaking: Wednesday, December 4, 2024 ONLINE**

**NOTICE OF STATE 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: 18-125, Maine Revenue Services, Department of Administrative & Financial Services**

**CHAPTER NUMBER AND TITLE: Chapter 308, Direct Payment Permits**

**TYPE OF RULE: Routine Technical**

**PROPOSED RULE NUMBER: 2024-P319**

**BRIEF SUMMARY:** Rule 308 establishes a system for combined reporting of purchases by manufacturers and utilities under a direct payment permit. This amendment would conform Rule 308 with statutory changes in P.L. 2023, c. 643, Pt. H and P.L. 2023, c. 673 (generally imposing sales tax on leases and rentals), and make other minor technical language changes.

**PUBLIC HEARING** *(if any)*: N/A

**COMMENT DEADLINE:** January 3, 2025

**CONTACT PERSON FOR THIS FILING:**

Alex Weber, General Counsel, Maine Revenue Services

24 State House Station

Augusta, ME 04333-0024

Phone: (207) 624-9712

Email: alexander.j.weber@maine.gov

**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:** 36 M.R.S. Sec. 112

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

**AGENCY WEBSITE:** www.maine.gov/revenue

**EMAIL FOR OVERALL AGENCY RULEMAKING LIAISON:** anya.trundy@maine.gov

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

**CHAPTER NUMBER AND TITLE: Chapter 801, Apportionment**

**TYPE OF RULE: Routine Technical**

**PROPOSED RULE NUMBER: 2024-P320**

**BRIEF SUMMARY:** MRS is proposing to amend Rule 801 (“Apportionment”) to clarify the sourcing of receipts from the performance of services, including providing an initial set of examples to illustrate sourcing as applied to certain services. For purposes of applying a variation to apportionment, the rule clarifies the definition of compensation with respect to the use of the payroll factor by specifying that 85% of payments made to an employee-leasing company for leased employees and 100% of payments made to a temporary service company for temporary employees are included as compensation. Other formatting and technical changes are made throughout to enhance clarity.

**PUBLIC HEARING** *(if any)*: N/A

**COMMENT DEADLINE:** January 17, 2025

**CONTACT PERSON FOR THIS FILING:** Alex Weber, Office of General Counsel, Maine Revenue Services, 24 State House Station, Augusta, ME 04333-0024, (207) 624-9712, alexander.j.weber@maine.gov

**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:** 36 M.R.S. Sec. 112 and Ch. 821 of Maine Revised Statutes, Title 36

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

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

**EMAIL FOR OVERALL AGENCY RULEMAKING LIAISON:** Anya.Trundy@maine.gov

**ADOPTIONS**

**AGENCY: 01-015 Maine Milk Commission, Agriculture, Conservation and Forestry**

**CHAPTER NUMBER AND TITLE: Chapter 3-Schedule of Minimum Prices Order#12-24**

**ADOPTED RULE NUMBER: 2024-267**

**CONCISE SUMMARY:**

Minimum **December 2024** Class I price is **$24.68/cwt.** plus **$1.63/cwt**. for Producer Margins, an over-order premium of **$1.04/cwt** as being prevailing in Southern New England and **$0.47/cwt**. handling fee for a total of **$28.02/cwt**. that includes a $0**.20**/cwt Federal promotion fee.

**EFFECTIVE DATE: Sunday, December 1, 2024**

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

AGENCY NAME: Maine Milk Commission, DACF

ADDRESS: 28 SHS, Augusta, ME 04333

TELEPHONE: 207-287-7521

**AGENCY:** **12-702 Department of Labor, Paid Family and Medical Leave**

**CHAPTER NUMBER AND TITLE: Chapter 1, Rules Governing Paid Family and Medical Leave**

**ADOPTED RULE NUMBER: 2024-268**

**CONCISE SUMMARY**:

 This Rule provides definitions and procedures for implementing the paid family and medical leave (PFML) program, which was adopted in 2023. This new law, codified at 26 M.R.S. Secs. 850-A through 850-R, will apply to most employees and employers in the State of Maine. PFML will provide up to 12 weeks of paid leave per benefit year for family, medical or safe leave or leave related to a family members impending military deployment, with such benefits beginning in mid-2026. Premium contributions will begin January 2025.

**EFFECTIVE DATE: Wednesday, January 1, 2025 (per 26 M.R.S. §§ 850-P and 850 Q)**

**AGENCY CONTACT PERSON:** Isaac H. Gingras

AGENCY NAME: Department of Labor

ADDRESS:54 State House Station

Augusta, ME 0433-0054

TELEPHONE:

207-626-6232

**AGENCY: 09-137 Department of Inland Fisheries and Wildlife**

**CHAPTER NUMBER AND TITLE:**

**Chapter 1. Open Water and Ice Fishing Regulations;**

**Chapter 1-A State Heritage Fish Waters**

**ADOPTED RULE NUMBER: 2024-180 (Ch. 1), 2024-181 (Ch. 1-A)**

**CONCISE SUMMARY:**

The Commissioner of Inland Fisheries and Wildlife has adopted rules pertaining to open water fishing and ice fishing. This body of rules is printed in its entirety in the Open Water & Ice Fishing Laws and Rules booklet (January 1, 2025 – December 31, 2025) and will be available from the Department, online at [www.maine.gov/ifw](http://www.maine.gov/ifw), as well as license agents. The Department has also added four new waters to the State Heritage Fish waters list. For a copy of adopted changes prior to release of the laws and rules booklet, please contact the Agency Rulemaking Contact Person.

**EFFECTIVE DATE: Wednesday, January 1, 2025**

**AGENCY CONTACT PERSON:** Becky Orff

AGENCY NAME: Inland Fisheries and Wildlife

ADDRESS: 353 Water St, 41 SHS, Augusta, ME 04333

TELEPHONE: 207-287-5202

EMAIL: Becky.Orff@maine.gov

**Notice: Beginning in January 2025, online rulemaking proposal and adoption notices will be posted each week in a .pdf document. Each .pdf document that is posted will be accessible through a link that will be listed on the main “Weekly Rulemaking Notices” website.**