

STATE OF MAINE
129TH LEGISLATURE
FIRST REGULAR SESSION



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

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

August 2019

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Joint Standing Committee on Agriculture, Conservation and Forestry

LD 24 Resolve, Regarding Legislative Review of Chapter 26: Producer Margins, a Major Substantive Rule of the Maine Milk Commission

**RESOLVE 16
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
	OTP-AM	H-76

This resolve provides for legislative review of Chapter 26: Producer Margins, a major substantive rule of the Department of Agriculture, Conservation and Forestry, Maine Milk Commission.

Committee Amendment "A" (H-76)

This amendment provides that final adoption of Chapter 26: Producer Margins, a provisionally adopted major substantive rule of the Maine Milk Commission, is not authorized.

Enacted Law Summary

Resolve 2019, chapter 16 provides that final adoption of Chapter 26: Producer Margins, a provisionally adopted major substantive rule of the Maine Milk Commission, is not authorized.

Resolve 2019, chapter 16 was finally passed as an emergency measure effective April 30, 2019.

LD 36 An Act To Change the Composition of the Board of Pesticides Control

PUBLIC 192

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PLUECKER B	OTP-AM ONTP	H-304

This bill restores the requirement that the two public members of the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control have a demonstrated interest in environmental protection. The change does not require the termination of the terms of current members of the board.

Committee Amendment "A" (H-304)

This amendment, which is the majority report, strikes from the bill the requirement that the two public members of the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control have a demonstrated interest in environmental protection and strikes from the law the requirement that these members represent different areas of the State. Instead, the amendment requires that one of the two public members have practical experience and knowledge of methods of sustainable management of indoor and outdoor pests.

Enacted Law Summary

Public Law 2019, chapter 192 requires that one of the two public members of the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control have practical experience and knowledge of methods of sustainable management of indoor and outdoor pests.

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LD 101 An Act To Reestablish the Pesticide Notification Registry

**Leave to Withdraw
Pursuant to Joint
Rule**

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

This bill re-establishes the law, which was repealed by Public Law 2011, chapter 332, governing the development and maintenance of a registry of the properties of residents, lessees and property owners who request that their properties be placed on a registry in order that they receive advance notification of the outdoor application of pesticides near their properties.

LD 125 Resolve, Directing the Department of Agriculture, Conservation and Forestry To Convey Certain Lands to Roosevelt Conference Center Doing Business as Eagle Lake Sporting Camps

RESOLVE 80

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MARTIN D BLACK R	OTP-AM ONTP	H-303 S-288 JACKSON T

This resolve requires the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to convey to Roosevelt Conference Center, doing business as Eagle Lake Sporting Camps, a 12.86-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.

Committee Amendment "A" (H-303)

This amendment, which is the majority report, requires the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to offer to convey, by quitclaim deed with covenant to Roosevelt Conference Center doing business as Eagle Lake Sporting Camps, a 12.86-acre parcel of land in Township 16, Range 6. If Eagle Lake Sporting Camps accepts the offer, the amendment requires the director at the State's expense and the purchaser at the purchaser's expense to each obtain a professional appraisal of the property and the higher of the two appraisals is the sale price. The amendment also stipulates that the use of the property is restricted to the operation of a commercial sporting camp, in keeping with the historical traditions of the area in general and particularly of this property. The amendment provides that if the property is no longer used for the purpose of a commercial sporting camp, title to the property reverts to the State without cost and any buildings that occupy the site must be removed by the property owner at the property owner's own cost.

Senate Amendment "A" To Committee Amendment "A" (S-288)

This amendment removes the language from the committee amendment that required the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to provide an opportunity for comment if the director intends to lease any more land to Eagle Lake Sporting Camps other than the land conveyed pursuant to the resolve. Instead, this amendment requires that the director have placed in the deed words to the effect that Eagle Lake Sporting Camps and its successors and assigns agree that they will never ask for any changes to the deed and that they will neither ask for nor accept any further grants of land from the State other than the

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12.86-acre parcel conveyed pursuant to this resolve. A violation of this covenant results in the immediate reversion of the parcel to the State.

Enacted Law Summary

Resolve 2019, chapter 80 requires the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to offer to convey, by quitclaim deed with covenant to Roosevelt Conference Center doing business as Eagle Lake Sporting Camps, a 12.86-acre parcel of land in Township 16, Range 6. If Eagle Lake Sporting Camps accepts the offer, the resolve requires the director at the State's expense and the purchaser at the purchaser's expense to each obtain a professional appraisal of the property and the higher of the two appraisals is the sale price. The resolve also stipulates that the use of the property is restricted to the operation of a commercial sporting camp, in keeping with the historical traditions of the area in general and particularly of this property. The resolve provides that if the property is no longer used for the purpose of a commercial sporting camp, title to the property reverts to the State without cost and any buildings that occupy the site must be removed by the property owner at the property owner's own cost.

LD 127 An Act To Amend the Laws Governing Maine Potato Board Districts

PUBLIC 6

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

This bill amends the laws governing the Maine Potato Board to reduce the number of the board's districts from five to three and the number of assemblies to match the reduction in districts, to reduce the number of members on assemblies' executive councils so that all executive councils have five members and to reduce the number of officers an executive council must elect to one, a chair. It also removes the requirements that the board carry out duties under the laws governing the so-called Maine Bag Program.

Enacted Law Summary

Public Law 2019, chapter 6 amends the laws governing the Maine Potato Board to reduce the number of the board's districts from five to three and the number of assemblies to match the reduction in districts, to reduce the number of members on assemblies' executive councils so that all executive councils have five members and to reduce the number of officers an executive council must elect to one, a chair. It also removes the requirements that the board carry out duties under the laws governing the so-called Maine Bag Program.

LD 145 An Act Regarding the Membership of the Wild Blueberry Commission of Maine

PUBLIC 186

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALLEY R MIRAMANT D	OTP-AM	H-227

This bill increases the membership of the Wild Blueberry Commission of Maine from eight members to 14 members and requires that one member be a member of a federally recognized Indian nation, tribe or band in the State, one member be an organic grower, one member be a fresh packer, one member be the leader of a cooperative and one member be a representative of a value-added organization or company. The bill also increases the number of members who are grower representatives and decreases the number of members who are processor representatives who process 1,000,000 pounds or more of wild blueberries in a calendar year. The bill specifies that members may not serve consecutive terms.

Committee Amendment "A" (H-227)

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This amendment strikes and replaces the bill. The amendment expands the membership of the Wild Blueberry Commission of Maine by adding two members who are grower representatives and requires the Commissioner of Agriculture, Conservation and Forestry to formally call for nominations for grower representative members. The amendment clarifies the requirements governing grower representative members and processor representative members. The amendment prohibits former employees of the commission from serving as paid lobbyists for wild blueberry businesses for a period of one year following employment by the commission. The amendment also allows members of the University of Maine System Wild Blueberry Advisory Committee to be reappointed for additional terms.

Enacted Law Summary

Public Law 2019, chapter 186 expands the membership of the Wild Blueberry Commission of Maine by adding two members who are grower representatives and requires the Commissioner of Agriculture, Conservation and Forestry to formally call for nominations for grower representative members. The law clarifies the requirements governing grower representative members and processor representative members. The law prohibits former employees of the commission from serving as paid lobbyists for wild blueberry businesses for a period of one year following employment by the commission. The law also allows members of the University of Maine System Wild Blueberry Advisory Committee to be reappointed for additional terms.

LD 169 An Act To Provide Occupants of Motor Vehicles with Gold Star Family Registration Plates Free Entry to State Parks and Historic Sites CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SHEATS B CARSON B	OTP-AM	H-13

This bill provides for free entry to state parks, camping areas and beaches for those persons who have gold star family registration plates on their motor vehicles and for passengers in those vehicles.

Committee Amendment "A" (H-13)

This amendment clarifies that free entry to state parks and historic sites for a person displaying gold star family registration plates is for day use only.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

LD 199 An Act To Create the Water Resources Planning Committee PUBLIC 67

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SYLVESTER M JACKSON T	OTP-AM	H-87

This bill establishes the Water Resources Planning Committee within the Department of Agriculture, Conservation and Forestry. The bill describes requirements related to committee membership, meetings and reporting. It details three phases on which the committee is required to focus effort. It also requires the committee to conduct an annual review of state policy in regard to water resources, provide guidance to municipalities and develop and disseminate educational materials on water resources and the regulatory regime.

Committee Amendment "A" (H-87)

This amendment adds to committee membership personnel from the Department of Agriculture, Conservation and Forestry, Agricultural Water Management Board and a member of the public with expertise in stormwater

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management or wastewater management. The amendment strikes the requirement that a member of the public with expertise in water advocacy serves on the committee. The amendment strikes the requirement that the committee focus on developing a strategy for protecting and managing groundwater resources in this State if worldwide clean water resources are threatened. The amendment also strikes phases two and three in which the committee is required to focus effort.

Enacted Law Summary

Public Law 2019, chapter 67 establishes the Water Resources Planning Committee within the Department of Agriculture, Conservation and Forestry. The law describes requirements related to committee membership, meetings and reporting. It also requires the committee to conduct an annual review of state policy in regard to water resources, provide guidance to municipalities and develop and disseminate educational materials on water resources and the regulatory regime.

LD 204 An Act To Provide Funding for a Ranger Pilot Position in the Maine Forest Service PUBLIC 422

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DUNPHY M DILL J	OTP-AM ONTP	H-66

This bill provides funding for a Ranger Pilot position and associated costs in the forest protection unit in the Department of Agriculture, Conservation and Forestry, Bureau of Forestry.

Committee Amendment "A" (H-66)

This amendment, which is the majority report, incorporates a fiscal note.

Enacted Law Summary

Public Law 2019, chapter 422 provides funding for a Ranger Pilot position and associated costs in the forest protection unit in the Department of Agriculture, Conservation and Forestry, Bureau of Forestry.

LD 233 An Act To Move the Bureau of Parks and Lands from the Department of Agriculture, Conservation and Forestry to the Department of Inland Fisheries and Wildlife ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SKOLFIELD T BLACK R	ONTP	

This bill, which is a concept draft pursuant to Joint Rule 208, proposes to move the Bureau of Parks and Lands from the Department of Agriculture, Conservation and Forestry to the Department of Inland Fisheries and Wildlife.

LD 269 An Act To Match the State's Definition of "Hemp" to the Definition in Federal Law Leave to Withdraw Pursuant to Joint Rule

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MIRAMANT D HICKMAN C		

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This bill changes the term in Maine law "industrial hemp" to "hemp" and defines "hemp" to match the definition of "hemp" in the federal Agriculture Improvement Act of 2018.

LD 292 An Act To Feed Maine's Residents by Allowing Dairy Dealers and Producers in the State To Donate Fresh Milk to Food Banks in the State

PUBLIC 357

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MILLETT S BLACK R	OTP-AM OTP-AM	H-516

This bill exempts from the Maine Milk Commission's minimum price requirements donations of fresh milk by a dealer or producer-dealer to an incorporated nonprofit organization established for the purpose of reducing hunger and increasing food security.

Committee Amendment "A" (H-516)

This amendment, which is the majority report, strikes and replaces the bill. The amendment exempts from the Maine Milk Commission's minimum price requirements donations of fresh milk produced and processed within the State by a dealer or producer-dealer to an incorporated nonprofit organization in the State established for the purpose of reducing hunger and increasing food security. The amendment also provides that these donations may occur only if the fresh milk produced and processed within the State to be donated does not have a wholesale or retail market that will provide a higher monetary value to the dealer or producer-dealer.

Committee Amendment "B" (H-517)

This amendment, which is the minority report, strikes and replaces the bill. The amendment exempts from the Maine Milk Commission's minimum price requirements donations of fresh milk processed within the State by a dealer or producer-dealer to an incorporated nonprofit organization in the State established for the purpose of reducing hunger and increasing food security. The amendment also provides that these donations may occur only if the fresh milk processed within the State to be donated does not have a wholesale or retail market that will provide a higher monetary value to the dealer or producer-dealer.

This amendment was not adopted.

Enacted Law Summary

Public Law 2019, chapter 357 exempts from the Maine Milk Commission's minimum price requirements donations of fresh milk produced and processed within the State by a dealer or producer-dealer to an incorporated nonprofit organization in the State established for the purpose of reducing hunger and increasing food security. The law also provides that these donations may occur only if the fresh milk produced and processed within the State to be donated does not have a wholesale or retail market that will provide a higher monetary value to the dealer or producer-dealer.

LD 333 An Act To Amend the Laws Governing Dangerous Dogs and Nuisance Dogs To Allow for Flexibility in Protection Dog Training

PUBLIC 95

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SKOLFIELD T BLACK R	OTP	

This bill repeals the law prohibiting a person from training or encouraging a dog that is not directly involved with a protection dog training program recognized by the Department of Public Safety, Bureau of State Police to be aggressive toward or attack another person or domesticated animal.

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Enacted Law Summary

Public Law 2019, chapter 95 repeals the law prohibiting a person from training or encouraging a dog that is not directly involved with a protection dog training program recognized by the Department of Public Safety, Bureau of State Police to be aggressive toward or attack another person or domesticated animal.

LD 351 An Act To Ensure Accuracy in the Labeling of Maine Meat and Poultry

PUBLIC 455

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PLUECKER B BLACK R	OTP-AM OTP-AM	H-423

This bill provides that:

1. Poultry and poultry products sold or offered for sale may not be labeled with a certified "Maine" trademark or labeled or advertised as "Maine-raised" or by a similar designation unless the poultry was raised solely in the State from no later than the seventh day after hatching; and
2. Meat and meat products sold or offered for sale may not be labeled with a certified "Maine" trademark or labeled or advertised as "Maine-raised" or by a similar designation unless the animal was born in the State and raised solely in the State.

The bill also requires the Commissioner of Agriculture, Conservation and Forestry, under the Maine Revised Statutes, Title 22, chapter 562-A relating to preparation of livestock and poultry products for human consumption, to enforce the prohibition on labeling or advertising poultry, poultry products, meat and meat products sold or offered for sale as "Maine-raised" unless the requirements in this bill are met.

Committee Amendment "A" (H-423)

This amendment, which is the majority report, replaces the bill. It provides that poultry, poultry products, meat and meat products labeled or advertised as Maine-raised or by a similar designation are considered misbranded if offered for sale, sold or distributed within the State unless the poultry or animals were raised in Maine, as defined in the amendment. The Commissioner of Agriculture, Conservation and Forestry may grant a waiver of the determination that such poultry, poultry products, meat and meat products are misbranded upon consideration of economic factors, including, but not limited to, the proximity of processing facilities to the in-state poultry producer or meat producer and the availability of poultry processing facilities or meat processing facilities in the State.

Committee Amendment "B" (H-424)

This amendment, which is the minority report, replaces the bill. It provides that poultry, poultry products, meat and meat products labeled or advertised as Maine-raised or by a similar designation are considered misbranded if offered for sale, sold or distributed within the State unless the poultry or animals were raised in Maine. The Commissioner of Agriculture, Conservation and Forestry may grant a waiver of the determination that such poultry, poultry products, meat and meat products are misbranded upon consideration of economic factors, including, but not limited to, the proximity of processing facilities to the in-state poultry producer or meat producer and the availability of poultry processing facilities or meat processing facilities in the State.

The amendment provides that "raised in Maine" includes:

1. Poultry raised solely in the State from no later than the seventh day after hatching and processed solely in the State;

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- 2. Cattle raised for at least 150 days in the State and processed solely in the State; and
- 3. Swine raised for at least 100 days in the State and processed solely in the State.

This amendment was not adopted.

Enacted Law Summary

Public Law 2019, chapter 455 provides that poultry, poultry products, meat and meat products labeled or advertised as Maine-raised or by a similar designation are considered misbranded if offered for sale, sold or distributed within the State unless the poultry or animals were raised in Maine. The Commissioner of Agriculture, Conservation and Forestry may grant a waiver of the determination that such poultry, poultry products, meat and meat products are misbranded upon consideration of economic factors, including, but not limited to, the proximity of processing facilities to the in-state poultry producer or meat producer and the availability of poultry processing facilities or meat processing facilities in the State.

LD 355 An Act To Exclude Domesticated Species Used for Agricultural Purposes ONTP
from the Laws Governing Permits To Possess Wildlife in Captivity

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLACK R MARTIN D	ONTP	

This bill exempts wildlife that is domestically raised, hybridized or genetically altered and specifically used for farming or ranching or agritourism activity from the prohibition on keeping wildlife in captivity.

LD 445 An Act To Appropriate Funds to the Department of Agriculture, ONTP
Conservation and Forestry To Maintain All-terrain Vehicle Trails

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

This bill provides a one-time appropriation to the ATV Recreational Management Fund to make grants-in-aid to political subdivisions, educational institutions, regional planning agencies, all-terrain vehicle groups and others for the maintenance of all-terrain vehicle trails.

LD 446 An Act To Appropriate Funds to the Department of Agriculture, CARRIED OVER
Conservation and Forestry To Maintain Snowmobile Trails

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T MARTIN D	OTP-AM	S-53

This bill provides a one-time appropriation to the Snowmobile Trail Fund to make grants-in-aid to political subdivisions, educational institutions, regional planning agencies, snowmobile groups and others for the maintenance of snowmobile trails.

Committee Amendment "A" (S-53)

This amendment incorporates a fiscal note.

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This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

LD 495 Resolve, Directing the Commissioner of Agriculture, Conservation and Forestry To Conduct a Feasibility Study on Locating a Grain Processing Facility in Aroostook County ONTP

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

This resolve directs the Commissioner of Agriculture, Conservation and Forestry to conduct a study on the feasibility of locating a grain processing facility in Aroostook County. The resolve directs the commissioner to present the study findings and recommendations to the Joint Standing Committee on Agriculture, Conservation and Forestry no later than December 4, 2019, and authorizes the joint standing committee to submit a bill relating to the subject matter of the report to the Second Regular Session of the 129th Legislature.

LD 497 An Act Regarding the Providing of Human Food Waste to Swine Producers PUBLIC 39

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
GUERIN S HICKMAN C	OTP-AM	S-17

This bill specifies that an individual, organization or institution, including a public school, that donates food waste to a swine producer for use in swine feed is not required to verify that the swine producer has a license to feed garbage to swine. The bill also specifies that it is private or public property owned or operated by a swine producer that the Commissioner of Agriculture, Conservation and Forestry may enter to investigate conditions relating to the treating or feeding of garbage to swine.

Committee Amendment "A" (S-17)

This amendment strikes the provision in the bill that specifies that it is private or public property owned or operated by a swine producer that the Commissioner of Agriculture, Conservation and Forestry may enter to investigate conditions relating to treating or feeding of garbage to swine. Current law provides that the commissioner may enter any private or public property to investigate conditions relating to the treating or feeding of garbage.

Enacted Law Summary

Public Law 2019, chapter 39 specifies that an individual, organization or institution, including a public school, that donates food waste to a swine producer for use in swine feed is not required to verify that the swine producer has a license to feed garbage to swine.

LD 515 An Act To Require Ingredient Lists at Certain Retail Food Locations Accepted Majority (ONTP) Report

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PLUECKER B MIRAMANT D	ONTP OTP-AM	

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This bill requires a commercial food producer with a retail location to provide upon request a list of ingredients of each food and beverage item offered for sale at the retail location.

Committee Amendment "A" (H-202)

This amendment, which is the minority report, strikes and replaces the bill. The amendment provides that an unpackaged food or food product that includes one of the major food allergens as identified by the federal Food and Drug Administration is considered misbranded if a person sells, offers for sale or serves the food or food product in a food establishment with a retail store unless, when the food or food product is offered for consumption, a conspicuous label or sign is placed on the food or food product, immediately next to the food or food product or immediately next to the food's or food product's listing on a menu board indicating that the food or food product contains one of the major food allergens as identified by the federal Food and Drug Administration.

This amendment was not adopted.

LD 523 An Act To Permit the Indoor Production of Industrial Hemp

**PUBLIC 115
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JOHANSEN C KEIM L	OTP-AM	H-193

This bill allows for the indoor production of industrial hemp.

Committee Amendment "A" (H-193)

This amendment clarifies that an indoor facility includes a building, greenhouse, cold frame, hoop house, high tunnel, floating row cover or other agricultural or horticultural methods of extending the growing season by enclosing the growing area.

Enacted Law Summary

Public Law 2019, chapter 115 allows for the indoor production of industrial hemp. The law clarifies that an indoor facility includes a building, greenhouse, cold frame, hoop house, high tunnel, floating row cover or other agricultural or horticultural methods of extending the growing season by enclosing the growing area.

Public Law 2019, chapter 115 was enacted as an emergency measure effective May 16, 2019.

LD 527 Resolve, Directing the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands To Establish a Law Enforcement Training Program for Park Managers and Certain Bureau Staff

RESOLVE 92

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SKOLFIELD T BLACK R	OTP-AM	H-229

This resolve directs the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands to implement a training program for bureau employees and agents who manage lands or waters and exercise law enforcement powers within the bureau's jurisdiction on various law enforcement practices, to be implemented no later than January 1, 2020.

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Committee Amendment "A" (H-229)

The amendment adds an appropriations and allocations section to the resolve.

Enacted Law Summary

Resolve 2019, chapter 92 directs the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands to implement a training program for bureau employees and agents who manage lands or waters and exercise law enforcement powers within the bureau's jurisdiction on various law enforcement practices, to be implemented no later than January 1, 2020.

LD 556 An Act To Protect Animals in Unattended Vehicles ONTP

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

This bill allows a person who is not a law enforcement officer, humane agent, animal control officer, firefighter, first responder or security guard to enter a vehicle and remove an animal if the animal's safety, health or well-being appears to be in immediate danger. The bill provides that a person who removes an animal from a vehicle under these conditions is immune from criminal or civil liability.

LD 568 An Act To Change the Composition of the Maine Land Use Planning Commission Accepted Majority (ONTP) Report

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

This bill amends the laws governing the composition of the Maine Land Use Planning Commission to increase the number of members appointed by the Governor from one to three and to decrease the number of members appointed by the counties from eight to six.

LD 569 Resolve, Directing the Department of Agriculture, Conservation and Forestry To Submit to the United States Secretary of Agriculture a Plan for Continued Implementation of the Maine Industrial Hemp Program CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HICKMAN C JACKSON T		

This resolve directs the Department of Agriculture, Conservation and Forestry to submit a plan to the United States Secretary of Agriculture to continue Maine's industrial hemp program and to regulate hemp in accordance with federal requirements.

This resolve was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

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LD 620 An Act Regarding Licensing of Land-based Aquaculture Facilities

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DODGE J MIRAMANT D	ONTP	

This bill amends the law allowing the Commissioner of Agriculture, Conservation and Forestry to refuse to issue a land-based aquaculture license, or revoke an existing license, when the aquaculture activity presents an unreasonable risk to indigenous marine or freshwater life or its environment and specifies that the activity is either alone in the use of a body of water in combination with the aquaculture activity of any other land-based aquaculture operations using the same body of water.

LD 630 An Act To Clarify That Food, Food Additives and Food Products Containing Hemp-derived Cannabidiol Produced and Sold within the State Are Not Adulterated and To Match the State's Definition of "Hemp" to the Definition in Federal Law

**PUBLIC 12
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HICKMAN C JACKSON T	OTP-AM	H-10

Part A of this bill provides that food and food products containing hemp-derived cannabidiol that are produced and sold within the State are not considered to be "adulterated" under state law, and the production, marketing, sale or distribution of food or food products containing hemp may not be prohibited.

Part B of this bill changes the term in Maine law "industrial hemp" to "hemp" and defines "hemp" to match the definition of "hemp" in the federal Agriculture Improvement Act of 2018.

Committee Amendment "A" (H-10)

This amendment strikes and replaces Part A of the bill and provides that food, food additives and food products that contain hemp and hemp products, including hemp-derived cannabidiol, are not considered to be "adulterated" under state law and that the nonpharmaceutical or nonmedical production, marketing, sale or distribution within the State of food, food additives or food products that contain hemp-derived cannabidiol may not be prohibited.

The amendment also clarifies that eating establishments, in addition to food establishments, may not make any therapeutic claims about food products that contain hemp-derived cannabidiol without federal approval.

The amendment clarifies that the definition of "hemp" includes commodities and products derived from hemp, including food, food additives and food products, and that it does not include medical marijuana as governed by the Maine Medical Use of Marijuana Act or adult use marijuana as governed by the Marijuana Legalization Act.

Enacted Law Summary

Public Law 2019, chapter 12 provides that food, food additives and food products that contain hemp and hemp products, including hemp-derived cannabidiol, are not considered to be "adulterated" under state law and that the nonpharmaceutical or nonmedical production, marketing, sale or distribution within the State of food, food additives or food products that contain hemp-derived cannabidiol may not be prohibited. The law also clarifies that eating establishments, in addition to food establishments, may not make any therapeutic claims about food products that contain hemp-derived cannabidiol without federal approval.

Joint Standing Committee on Agriculture, Conservation and Forestry

The law changes the term in Maine law "industrial hemp" to "hemp" and defines "hemp" to match the definition of "hemp" in the federal Agriculture Improvement Act of 2018. The law also clarifies that the definition of "hemp" includes commodities and products derived from hemp, including food, food additives and food products, and that it does not include medical marijuana as governed by the Maine Medical Use of Marijuana Act or adult use marijuana as governed by the Marijuana Legalization Act.

Public Law 2019, chapter 12 was enacted as an emergency measure effective March 27, 2019.

LD 643 An Act To Provide Funding to Municipalities Severely Affected by Pest Infestations Accepted Majority (ONTP) Report

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

This bill authorizes the Commissioner of Health and Human Services, in consultation with the State Entomologist, to identify pests, such as browntail moths and ticks, in this State that pose a risk of significant harm to human health, and to undertake measures to manage those pests.

The bill also establishes the Maine Harmful Pest Management Fund to provide funds to municipalities severely infested with harmful pests, to be used in mitigating the infestations. It also provides \$500,000 to the fund.

Committee Amendment "A" (H-341)

This amendment, which is the minority report, requires the Commissioner of Health and Human Services instead of the Commissioner of Agriculture, Conservation and Forestry, in consultation with the State Entomologist, to identify pests, such as browntail moths and ticks, in this State that pose a risk of significant harm to human health, and to undertake measures to manage those pests. It also changes the percentage of funds used for mitigation of infestation in residential properties to be the same as is used for mitigation of infestation in publicly owned properties.

The amendment also establishes the Maine Harmful Pest Management Fund within the Department of Health and Human Services, Maine Center for Disease Control and Prevention, Division of Public Health and Emergency Preparedness to provide funds to municipalities severely infested with harmful pests, to be used in mitigating the infestations.

The amendment specifies that a municipality is required to use 50 percent of the funding, rather than 75 percent as proposed in the bill, to mitigate infestation of residential properties in the municipality where persons with health conditions that can be exacerbated by the infestation reside and who are unable to pay for treatment of the infestation. The amendment also specifies that a municipality is required to use the other 50 percent of the funding, rather than 25 percent as proposed in the bill, to mitigate infestation of publicly owned properties in the municipality.

This amendment was not adopted.

LD 723 An Act To Enhance Resource Management of Submerged Lands beneath Impounded Waters ONTP

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

Joint Standing Committee on Agriculture, Conservation and Forestry

This bill provides that all lands beneath the mean low-water mark of waters impounded prior to January 1, 1997 are state-owned submerged lands held in trust for the benefit of the people of Maine.

LD 782 An Act Relating to Animals in Pulling Events ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CARPENTER M MCCREA D	ONTP	

This bill prohibits a person handling or responsible for an animal in a pulling event from using on the animal any technique, force or method of preparing the animal for pulling that subjects the animal to pain, fear or undue stress, including but not limited to electric shock, physical punishment or artificial sweating to achieve weight. A person who engages in that activity is banned from participating in pulling events for one year for the first offense and permanently for a second offense.

LD 785 Resolve, Directing the Board of Pesticides Control To Educate the Public INDEF PP
on the Proper Use of Pesticides and To Promote Integrated Pest Management

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLACK R DUNPHY M		

This resolve was not referred to committee.

This resolve requires the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control to develop and disseminate to the public educational materials that promote the proper use of pesticides and promote integrated pest management.

LD 786 An Act To Reduce Hunger and Promote Maine Agriculture PUBLIC 514

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T HICKMAN C	OTP-AM	S-81 S-331 BREEN C

This bill provides an appropriation to allow the Department of Agriculture, Conservation and Forestry to contract with a nonprofit organization that provides statewide hunger relief services to allow that organization to:

1. Engage in statewide hunger relief services, including, but not limited to, the purchase of food from Maine food producers and processors;
2. Provide grants to local hunger relief programs; and
3. Pay its operational and distribution expenses.

Committee Amendment "A" (S-81)

This amendment decreases the ongoing annual General Fund appropriation to the Department of Agriculture, Conservation and Forestry for statewide hunger relief services from \$2,500,000 to \$1,500,000.

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Senate Amendment "A" To Committee Amendment "A" (S-331)

This amendment reduces the annual appropriation to \$1,000,000 from \$1,500,000 as proposed in Committee Amendment "A" and requires \$1,000,000 to be transferred in fiscal year 2019-20 and fiscal year 2020-21 from the Medical Use of Marijuana Fund to the unappropriated surplus of the General Fund.

Enacted Law Summary

Public Law 2019, chapter 514 provides an appropriation to allow the Department of Agriculture, Conservation and Forestry to contract with a nonprofit organization that provides statewide hunger relief services to allow that organization to:

1. Engage in statewide hunger relief services, including, but not limited to, the purchase of food from Maine food producers and processors;
2. Provide grants to local hunger relief programs; and
3. Pay its operational and distribution expenses.

**LD 795 RESOLUTION, Proposing an Amendment to the Constitution of Maine CARRIED OVER
To Establish a Right to Food**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HICKMAN C	OTP-AM	H-430
JACKSON T	ONTP	H-541 HICKMAN C

This constitutional resolution declares that all individuals have a natural, inherent and unalienable right to acquire, produce, process, prepare, preserve and consume and to barter, trade and purchase the food of their own choosing for their own nourishment, sustenance, bodily health and well-being.

Committee Amendment "A" (H-430)

This amendment, which is the majority report, incorporates a fiscal note.

House Amendment "A" (H-541)

This amendment amends the resolution by:

1. Removing the word "acquire" from the enumeration of the elements of an individual's right to food and removing the language limiting the exercise of acquisition;
2. Removing language establishing a fundamental right to be free from hunger, starvation and the endangerment of life due to scarcity of or lack of access to food; and
3. Specifying that the right to food does not allow an individual to abuse private property rights or abuse public lands or natural resources in the harvesting of food.

This resolution was reported out of committee and then carried over in the House to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

Joint Standing Committee on Agriculture, Conservation and Forestry

LD 796 An Act To Reestablish the Department of Agriculture, Food and Rural Resources and the Department of Conservation ONTP

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

This emergency bill, which is a concept draft pursuant to Joint Rule 208, proposes to reestablish the Department of Agriculture, Food and Rural Resources and the Department of Conservation, or "the departments," which were merged into the Department of Agriculture, Conservation and Forestry pursuant to Public Law 2011, chapter 657. In addition to reestablishing the departments as separate entities with separate commissioners, this bill would:

1. Reestablish the original missions of the Department of Agriculture, Food and Rural Resources and the Department of Conservation;
2. Reestablish critical administrative and program positions in the departments, including positions charged with responsibilities associated with economic development;
3. Address deficiencies in the departments in staffing and funding;
4. Address stagnation in the departments in program development and planning;
5. Allow the reestablished Department of Agriculture, Food and Rural Resources the ability to devote resources to aid farmers and to devise solutions to present-day challenges facing agricultural industries in the State;
6. Establish new goals for promoting and protecting Maine's natural beauty and the unique character of its land, waterways, wildlife habitats and wilderness resources;
7. Establish new goals for improving the agricultural economy in Maine, maintaining and strengthening rural life and values and enhancing the preservation of the rural skills, food supply, health and nutrition of the people of the State; and
8. Demonstrate Maine's commitment to its goal of becoming the "bread basket" for New England.

LD 840 An Act Regarding the Control of Browntail Moths ONTP

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

This bill, which is a concept draft pursuant to Joint Rule 208, proposes to control the problems caused by browntail moths by:

1. Requiring a state agency, on its own or by contracting with an outside entity, to determine the best practices for controlling or eliminating the browntail moth infestation in Maine; and
2. Appropriating funds for payment to members of the public for the collection and disposal of browntail moth cocoons.

Joint Standing Committee on Agriculture, Conservation and Forestry

LD 889 An Act To Require the Labeling of Foods Made with Nanotechnology

ONTP

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

This bill requires that a label be placed on any food or food product offered for sale in the State made with the use of nanotechnology. Nanotechnology is the branch of technology concerned with the control of matter with dimensions of less than 100 nanometers, especially the manipulation of individual atoms and molecules.

LD 908 An Act To Require Schools To Submit Pest Management Activity Logs and Inspection Results to the Board of Pesticides Control for the Purpose of Providing Information to the Public

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAUGHTRY M MILLETT R	OTP-AM	H-302

This bill establishes in law certain requirements of the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control related to pest management on school property. It requires a school to maintain a pest management activity log related to the application of pesticides. It requires this information to be provided annually to the board and requires the board to post the information on its publicly accessible website. It also requires that the board post on its publicly accessible website a list of all board inspections of a school's use of pesticides and the results of those inspections.

Committee Amendment "A" (H-302)

This amendment incorporates a fiscal note.

The fiscal note on the amendment, which is a fiscal note only amendment, identifies certain requirements in the bill as a potential state mandate. In order to be a mandate pursuant to the Constitution of Maine, a provision must require a local unit of government to expand or modify its activities so as to necessitate additional expenditures from local revenue. The committee finds the provisions identified as a potential mandate do not require a local unit of government to expand or modify its activities so as to necessitate additional expenditures from local revenue.

The requirement in the bill that a local school administrative unit submit a pest management activity log to the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control by January 15th of each year for the previous calendar year does not require an expansion or modification of activities so as to necessitate additional expenditures from local revenue. Local school administrative units currently prepare pest management activity logs with the required data pursuant to rules established by the Board of Pesticides Control. The committee finds that the act of submitting a pest management activity log that is already required to be maintained does not necessitate additional expenditures from local revenue.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

Joint Standing Committee on Agriculture, Conservation and Forestry

**LD 910 An Act To Establish as a Priority the Interests of Maine Farmers,
Growers and Food Producers ONTP**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TERRY M VITELLI E	ONTP	

This bill, which is a concept draft pursuant to Joint Rule 208, proposes to require that when the State makes decisions regarding its purchasing of food, the State must consider as a priority in its decision making the interests of Maine farmers, growers and food producers.

**LD 920 An Act To Establish the Fund To Support Local Fruits and Vegetables
Purchasing CARRIED OVER**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
PLUECKER B JACKSON T	OTP-AM ONTP	H-192

This bill establishes the Fund To Support Local Fruits and Vegetables Purchasing within the Department of Agriculture, Conservation and Forestry to provide incentives to federal food and nutrition assistance program participants for the purchase of locally grown fruits and vegetables and to support outreach for and administration of programs that offer nutrition incentives to participants of federal food and nutrition assistance programs. Fund recipients must be state-based organizations that support local food producers, local food production or low-income individuals in receiving food and nutrition assistance, with priority to organizations that have a demonstrated history of incentivizing the use of federal food and nutrition assistance programs to purchase locally grown fruits and vegetables or that demonstrate the ability to leverage the proceeds to match or receive additional funds from local, state, federal or private sources. The bill provides reporting and audit requirements for recipients to ensure proper use of the funds and appropriates funds to capitalize the fund.

Committee Amendment "A" (H-192)

This amendment, which is the majority report, incorporates a fiscal note.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

**LD 939 An Act Regarding the Regulation of Rabbit Production for Local
Consumption PUBLIC 73**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DAUGHTRY M	OTP-AM	H-88

This bill permits a rabbit producer to sell whole rabbit carcasses without inspection at the farm on which the rabbits were raised, at farmers' markets, by delivery to consumers' homes, to members of community supported agriculture farms with which the rabbit producer has a direct marketing relationship, to locally owned grocery stores and to locally owned restaurants as long as the rabbit producer slaughters fewer than 1,000 rabbits annually and the rabbit producer is registered.

Committee Amendment "A" (H-88)

Joint Standing Committee on Agriculture, Conservation and Forestry

This amendment provides that rules adopted by the Commissioner of Agriculture, Conservation and Forestry to establish requirements for the physical facilities and sanitary processes used by rabbit producers whose rabbit products are exempt from inspection are routine technical rules rather than major substantive rules as in the bill.

Enacted Law Summary

Public Law 2019, chapter 73 permits a rabbit producer to sell whole rabbit carcasses without inspection at the farm on which the rabbits were raised, at farmers' markets, by delivery to consumers' homes, to members of community supported agriculture farms with which the rabbit producer has a direct marketing relationship, to locally owned grocery stores and to locally owned restaurants as long as the rabbit producer slaughters fewer than 1,000 rabbits annually and the rabbit producer is registered.

LD 971 Resolve, To Establish a Specialty Crops Certification Cost-share Pilot Program

**RESOLVE 28
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DUNPHY M BLACK R	OTP-AM	H-203

This bill establishes the Specialty Crops Certification Cost-share Program in the Department of Agriculture, Conservation and Forestry and requires the Commissioner of Agriculture, Conservation and Forestry to reimburse farmers for up to 50 percent of the cost of certification of specialty crops under the "Good Agricultural Practices" and "Good Handling Practices" voluntary audit programs under the United States Department of Agriculture, Agricultural Marketing Service. The bill also provides that reimbursement to farmers for certification may not be more than \$500 per farmer per year.

Committee Amendment "A" (H-203)

This amendment strikes and replaces the bill with a resolve and adds an emergency preamble and emergency clause. The amendment directs the Commissioner of Agriculture, Conservation and Forestry to establish a specialty crops certification cost-share pilot program in the Department of Agriculture, Conservation and Forestry and authorizes the department to reimburse qualified farms for up to 50 percent of the cost of certification of specialty crops under the "Good Agricultural Practices" and "Good Handling Practices" voluntary audit programs under the United States Department of Agriculture, Agricultural Marketing Service. The amendment provides that reimbursement of funds under the program is for initial one-time payment and may not be more than \$500 per qualified farm. The amendment also directs the commissioner to monitor the four-year pilot program and to report back to the joint standing committee having jurisdiction over agricultural matters no later than December 15, 2023 with findings and recommendations.

Enacted Law Summary

Resolve 2019, chapter 28 directs the Commissioner of Agriculture, Conservation and Forestry to establish a specialty crops certification cost-share pilot program in the Department of Agriculture, Conservation and Forestry and authorizes the department to reimburse qualified farms for up to 50 percent of the cost of certification of specialty crops under the "Good Agricultural Practices" and "Good Handling Practices" voluntary audit programs under the United States Department of Agriculture, Agricultural Marketing Service. The law provides that reimbursement of funds under the program is for initial one-time payment and may not be more than \$500 per qualified farm. The law also directs the commissioner to monitor the four-year pilot program and to report back to the joint standing committee having jurisdiction over agricultural matters no later than December 15, 2023 with findings and recommendations.

Resolve 2019, chapter 28 was finally passed as an emergency measure effective May 16, 2019.

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LD 1016 Resolve, To Require the Construction of a New District Headquarters Building for the Bureau of Forestry in Fort Kent

**HELD BY
GOVERNOR**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T MARTIN J	OTP-AM ONTP	S-94 S-335 BREEN C

This resolve requires the Department of Agriculture, Conservation and Forestry to solicit bids for the construction of a new facility in Fort Kent to house the district headquarters for the Department of Agriculture, Conservation and Forestry, Bureau of Forestry. Construction must be started within 60 days following the award of the contract.

Committee Amendment "A" (S-94)

This amendment, which is the majority report, strikes the requirement in the resolve that bids must be solicited no later than 90 days following the effective date of this resolve and that construction must be started within 60 days following award of the contract. The amendment provides one-time funds to the Department of Agriculture, Conservation and Forestry, Bureau of Forestry for the construction of a new facility in the Town of Fort Kent to house the district headquarters of the department's Bureau of Forestry.

Senate Amendment "A" To Committee Amendment "A" (S-335)

This amendment requires the State Controller to transfer to the unappropriated surplus of the General Fund \$350,000 from the Public Reserved Lands Management Fund, Other Special Revenue Funds in the Department of Agriculture, Conservation and Forestry no later than January 1, 2020.

LD 1037 An Act To Address the Browntail Moth Infestation

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TEPLER D BREEN C	OTP-AM ONTP	H-449

This bill provides funding to the University of Maine System to support a three-year study of the browntail moth infestation. This bill specifies that funds appropriated for this purpose do not lapse but must be carried forward into the next fiscal year to be used only to support the cost of the study.

Committee Amendment "A" (H-449)

This amendment, which is the majority report, requires the University of Maine System to submit an annual report on the progress of the three-year browntail moth infestation study to the joint standing committee of the Legislature having jurisdiction over agricultural matters and the Commissioner of Agriculture, Conservation and Forestry no later than March 1st for the duration of the three-year study.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

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LD 1040 An Act To Waive the Variance Process for Harvesting Timber in a Shoreland Zone

ONTP

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

This bill allows a landowner to conduct timber harvesting activities on property adjacent to a river, stream, pond, wetland or tidal water that exceed limits established by Department of Agriculture, Conservation and Forestry, Bureau of Forestry rules if determined necessary by a professional forester in order to meet acceptable forestry standards upon a five-day notice to the bureau by the landowner stating the area where the timber harvesting activity is to take place, the name of the professional forester, the professional forester's license number and the professional forester's determination of the need for the timber harvesting activity.

LD 1049 An Act Regarding the Sale of Cats and Dogs with Health Problems

PUBLIC 90

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
LUCHINI L GROHOSKI N	OTP-AM	S-52

This bill provides alternative remedies for a purchaser of a dog that has a health problem causing diminished life expectancy. For a dog with a life expectancy of less than one year as determined by a veterinarian, the purchaser may choose to receive a refund of the full purchase price of the dog. For a dog with a life expectancy of one to five years as determined by a veterinarian, the purchaser may choose to receive a refund of half of the purchase price of the dog. Return of the dog to the seller and reimbursement of veterinary fees by the seller are not required.

Committee Amendment "A" (S-52)

This amendment replaces the bill and changes the title. The amendment allows, for a dog or cat with a life expectancy of less than one year as determined by a veterinarian, the purchaser to choose to retain the dog or cat and receive a full refund for the original purchase price of the dog or cat. The amendment also provides that reimbursement of veterinarian fees by the seller is not required when a purchaser chooses to retain the dog or cat and receive a full refund for the original purchase price of the dog or cat.

The amendment provides that sellers may not, contractually or otherwise, exempt themselves from the remedies provided for deaths or health problems in dogs and cats caused by hereditary or congenital defects.

Enacted Law Summary

Public Law 2019, chapter 90 allows, for a dog or cat with a life expectancy of less than one year as determined by a veterinarian, the purchaser to choose to retain the dog or cat and receive a full refund for the original purchase price of the dog or cat. The amendment also provides that reimbursement of veterinarian fees by the seller is not required when a purchaser chooses to retain the dog or cat and receive a full refund for the original purchase price of the dog or cat. The law also provides that sellers may not, contractually or otherwise, exempt themselves from the remedies provided for deaths or health problems in dogs and cats caused by hereditary or congenital defects.

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LD 1103 An Act To Increase the Number of Members of the Wild Blueberry Commission of Maine

Leave to Withdraw Pursuant to Joint Rule

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

This bill expands the membership of the Wild Blueberry Commission of Maine by adding two additional members who are grower representatives and requires the Commissioner of Agriculture, Conservation and Forestry to formally call for nominations for grower representative members. The bill clarifies the requirements governing grower representative members and processor representative members. The bill prohibits former employees of the commission from serving as paid lobbyists for wild blueberry businesses for a period of one year following employment by the commission. The bill also allows members of the University of Maine System Wild Blueberry Advisory Committee to be reappointed for additional terms.

LD 1114 An Act To Humanely Treat Animals Trapped in Buildings

ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DESCHAMBAULT S PICKETT R	ONTP	

This bill requires an animal control officer or law enforcement officer who responds to a report of an animal trapped in a building to attempt to capture and release the animal unharmed unless doing so would pose a threat to public health or safety.

LD 1159 Resolve, To End Hunger in Maine by 2030

RESOLVE 32

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

This resolve directs the Department of Agriculture, Conservation and Forestry, in consultation and collaboration with interested parties and stakeholders, to collaborate with the Department of Marine Resources, the Department of Inland Fisheries and Wildlife, the Department of Health and Human Services, the Department of Labor, the Department of Economic and Community Development, the Department of Education, the Department of Defense, Veterans and Emergency Management, Bureau of Maine Veterans' Services and the University of Maine Cooperative Extension to develop a comprehensive strategic plan to eliminate hunger in the State by 2030. The Department of Agriculture, Conservation and Forestry is required to submit an initial design for the plan by February 10, 2020 to the Joint Standing Committee on Agriculture, Conservation and Forestry, which may submit legislation based on the report to the Second Regular Session of the 129th Legislature.

Enacted Law Summary

Resolve 2019, chapter 32 directs the Department of Agriculture, Conservation and Forestry, in consultation and collaboration with interested parties and stakeholders, to collaborate with the Department of Marine Resources, the Department of Inland Fisheries and Wildlife, the Department of Health and Human Services, the Department of Labor, the Department of Economic and Community Development, the Department of Education, the Department of

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Defense, Veterans and Emergency Management, Bureau of Maine Veterans' Services and the University of Maine Cooperative Extension to develop a comprehensive strategic plan to eliminate hunger in the State by 2030. The Department of Agriculture, Conservation and Forestry is required to submit an initial design for the plan by February 10, 2020 to the Joint Standing Committee on Agriculture, Conservation and Forestry, which may submit legislation based on the report to the Second Regular Session of the 129th Legislature.

LD 1167 An Act To Increase Consumption of Maine Foods in State Institutions

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
HICKMAN C VITELLI E		

Current law requires state and school purchasers to buy meat, fish, dairy products, excluding milk and eggs, and species of fruits and fresh vegetables directly from Maine food producers or food brokers. This bill establishes a minimum percentage of Maine foodstuffs, including milk or milk products, eggs, meat or meat products, poultry or poultry products, fish or fish products and fruits and vegetables, that must be purchased, requiring at least 20 percent by December 31, 2025, at least 30 percent by December 31, 2030, at least 40 percent by December 31, 2040 and at least 50 percent by December 31, 2050. The bill exempts from the requirements school purchasers at schools participating in the National School Lunch Program. The bill also clarifies that "Maine food producer" includes food processors, revises provisions regulating quality standards and requires competitive bidding when more than one producer or broker or wholesaler can supply a given foodstuff.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

LD 1230 An Act To Update the Civil Animal Welfare Laws

PUBLIC 437

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
NADEAU C BLACK R	OTP-AM	H-380

This bill amends the civil animal welfare laws in the following ways.

1. It removes the provision regarding registering a dog as a service dog and issuing a tag identifying the dog as a service dog.
2. It clarifies that the dog licensing fee is waived for an owner who produces documentation that the dog is a service dog.
3. It provides for euthanasia of severely sick or severely injured stray livestock authorized by a veterinarian, humane agent, animal control officer or animal shelter.
4. It provides for immunity for a municipality, veterinarian, humane agent, animal control officer and animal shelter in instances involving handling of stray livestock.
5. It adds to the animal cruelty provisions the violation of intentionally giving an animal a scheduled drug.
6. It increases the penalties for civil violations involving animal cruelty.

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7. It makes the violation of a court order involving a civil animal welfare matter a Class D crime.
8. It establishes municipal procedures for the handling of stray livestock.
9. It repeals provisions related to stray beasts.

Committee Amendment "A" (H-380)

This amendment retains the current law that provides that, if a service dog has not been previously registered or licensed by a municipal clerk, the clerk may not register the dog nor issue to its owner or keeper a license unless the applicant presents written evidence to the municipal clerk that the dog meets the definition of "service dog." The amendment removes the requirement that the municipal clerk issue to the dog's owner or keeper a tag that identifies the dog as a service dog.

The amendment clarifies that a municipality, veterinarian, humane agent, animal control officer or animal shelter is not civilly liable to any party for authorization of euthanasia of severely sick or severely injured livestock if certain conditions are met nor is any person performing euthanasia under that authorization.

The amendment adds the intent to harm or intoxicate the animal to the bill's addition to the animal cruelty provisions of the violation of giving a scheduled drug to an animal.

The amendment strikes from the bill the provision that makes the violation of a court order involving a civil animal welfare matter a Class D crime.

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

The fiscal note on the bill identifies certain requirements in the bill, which are retained in the amendment, as a potential state mandate. In order to be a mandate pursuant to the Constitution of Maine, a provision must require a local unit of government to expand or modify its activities so as to necessitate additional expenditures from local revenue. The committee finds the provisions identified as a potential state mandate do not require a local unit government to expand or modify its activities in a manner so as to necessitate additional expenditures from local revenue.

Under current law, pursuant to the Maine Revised Statutes, Title 7, section 3948, subsection 3, municipalities are required to control domesticated animals that are a cause of complaint in the community. Additionally, municipalities are required to control animals that pose a threat to public health or safety. This section of law also provides that a municipality may control undomesticated animals in matters no other department is charged by law to regulate.

The bill repeals and amends certain provisions under Title 33, chapter 21 relating to lost goods and stray beasts. The bill repeals the requirement that the finder of a stray beast, potentially a municipality, keep a stray beast for up to six months. The bill requires a municipality to follow certain procedures related to stray livestock, but a municipality is only required to retain custody for 10 days. The committee feels that this could potentially result in a savings for a municipality faced with this scenario.

Enacted Law Summary

Public Law 2019, chapter 437 removes the requirement in current law that the municipal clerk issue to the dog's owner or keeper a tag that identifies the dog as a service dog when the dog's owner or keeper presents written evidence to the municipal clerk that the dog meets the definition of "service dog" while registering or licensing the dog.

Public Law 2019, chapter 437 clarifies that a municipality, veterinarian, humane agent, animal control officer or

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

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

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

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

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

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

PUBLIC 110

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

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

Enacted Law Summary

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

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

CARRIED OVER

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

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

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

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1322.

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

PUBLIC 243

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

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

Committee Amendment "A" (S-149)

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

Enacted Law Summary

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

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

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

**HELD BY
GOVERNOR**

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

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

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Committee Amendment "A" (S-272)

This amendment, which is the minority report of the committee, does the following.

1. It allows pet shops that are currently lawfully offering dogs or cats for sale to continue to offer dogs and cats for sale as long as the ownership of the pet shop does not change and the number of dogs and cats offered for sale does not increase. It allows for limited transfers of ownership of a family-owned pet shop to a spouse, domestic partner or child of the oldest member of the family having an ownership interest.
2. Removes from the definition of "animal rescue entity" the exclusions that allow for certain associations with breeders.
3. Removes the word "nominal" as a descriptor of the adoption fee that may be charged for dogs and cats offered for adoption by an animal rescue entity.

LD 1316 An Act To Make It Explicit That Maine Holds Title to Its Intertidal Lands ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
EVANGELOS J DOW D	ONTP	

This bill states that the State owns title to intertidal land not already filled to facilitate marine commerce. The State's ownership is based on federal laws and United States Supreme Court cases that establish and substantiate each state's sovereignty over its intertidal and submerged land, as well as state law, which were not adhered to when the Supreme Judicial Court decided a pre-statehood colonial ordinance applicable to Massachusetts governs the State's ownership interest in intertidal land.

LD 1323 An Act To Revise the Laws Regarding the Public Trust in Intertidal Lands Accepted Minority (ONTP) Report

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DOW D EVANGELOS J	OTP-AM ONTP	

This bill addresses public uses of intertidal land by substantially amending the existing laws on intertidal land. It revises the headnote of the chapter to reflect the recognition of expanded uses of intertidal land.

The bill replaces most of the legislative findings and purpose language to recite historic uses and note that the evolving public uses of intertidal land confer both economic and general welfare benefits to the citizens of this State. It specifies that there is no difference in whether the State is acting to discharge its public trust duties with respect to intertidal land or exercising its police power to protect the public health, safety and general welfare.

The bill defines "intertidal land," which is consistent with the definition in statute, and "submerged land."

The bill delineates permitted uses of intertidal land, identifying historic, recreational and commercial uses. All are subject to state laws and rules, and commercial uses may be subject to licensing, as well.

The bill also limits some activities on intertidal land.

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The bill recognizes the power of the State and municipal police powers that may be used to improve and facilitate uses of intertidal land.

Committee Amendment "A" (S-222)

Current law provides that the State of Maine owns and controls the harvesting of the living resources of the seas adjoining the coastline for a distance of 200 miles or to the furthest edge of the Continental Shelf, whichever is greater, subject only to the boundary with Canada. This amendment, which is the majority report of the committee, clarifies the definitions of "coastline" and "living resources" with respect to harvesting.

The amendment leaves in place the definition of "intertidal land" that is in current law. The amendment strikes from the bill any references to submerged land.

The amendment strikes gathering shells and sea glass from the provisions relating to water-related recreational uses of intertidal lands.

The amendment strikes from the provisions relating to commercial uses of intertidal lands "aquaculture of fish, shellfish or other marine organisms" and "the extension from the mainland of utility cables and pipelines to service island communities and permitted offshore facilities and the storage, rental and sale of paddle boards and surf boards, kayaks, small boats and related marine equipment." The amendment clarifies that the harvesting of seaweed, fish, shellfish or other marine organisms is a permitted use of intertidal land.

The amendment strikes from the bill the limitation on gathering and removing in bulk from intertidal land without a valid license sand, soil, rocks, minerals, seaweed or living marine organisms.

Because the State, through its Legislature and various executive branch agencies, currently possesses the legal authority contemplated by the bill, the amendment strikes the provision relating to state powers.

Because municipalities possess some legal authority contemplated by the bill, the amendment strikes the provision that allows municipalities to seek by gift or purchase to increase points of access to intertidal land and the provision that allows municipalities, within which intertidal land is located, to provide or increase facilities, services and other amenities to facilitate public use of intertidal land.

The amendment also explicitly states that the Attorney General has a right to intervene in any lawsuit that may affect the public trust rights to the intertidal zone.

The amendment clarifies the definition of "marine organism" to include algae, including seaweed, rockweed and other stramenopiles.

This amendment was not adopted.

LD 1482 An Act To Clarify Provisions of the Blueberry Tax

PUBLIC 222

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
ALLEY R MOORE M	OTP-AM	H-340

This bill amends the laws regarding the wild Maine blueberry tax in the following ways.

1. It establishes a tax of 3/4¢ per pound for wild blueberries shipped from outside the State for processing in the State.

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2. It requires detailed reporting of the wild blueberry transactions subject to the tax.
3. It requires the Department of Agriculture, Conservation and Forestry to conduct periodic random inspections of wild blueberry shippers and processors so that each shipper and processor is inspected at least once in a three-year period.
4. It requires the Wild Blueberry Commission of Maine to maintain and periodically update a detailed survey of the wild blueberry industry acreage, assets and other industry data.
5. It requires the Wild Blueberry Commission of Maine to submit an itemized report of its yearly revenue and expenditures to the Commissioner of Agriculture, Conservation and Forestry and the joint standing committee of the Legislature having jurisdiction over agriculture matters.
6. It requires shippers and processors to maintain permanent records of the origin of wild blueberries received by the shippers and processors.
7. It prohibits the mixing or commingling of wild blueberries harvested from a field with wild blueberries harvested from another field and requires each field from which wild blueberries are harvested to have a unique identifying number and shippers and processors to record for each lot of wild blueberries shipped, received, transported or processed the unique identifying number of that lot.
8. It changes the penalty for a second violation of the record-keeping requirements within a five-year period from up to \$10,000 to \$10,000.
9. It allows the Department of Agriculture, Conservation and Forestry to audit a shipper or processor at its own discretion.

Committee Amendment "A" (H-340)

This amendment strikes and replaces the bill to remove the establishment of a tax of 3/4¢ per pound for wild blueberries shipped from outside the State for processing in the State. The amendment requires all wild blueberries harvested in the State that are to be shipped outside the State for processing to be weighed on a state-certified scale in the State prior to being shipped outside the State.

The amendment strikes detailed reporting, for processors, of wild blueberry transactions subject to the tax.

The bill requires the State Tax Assessor to forward an annual report containing information pertinent to the collection of the blueberry tax to the Wild Blueberry Commission of Maine. The amendment specifies that the report must include the total number of pounds of: wild blueberries grown in the State, wild blueberries processed in the State, unprocessed wild blueberries imported into the State and unprocessed wild blueberries exported from the State.

The bill requires the Department of Agriculture, Conservation and Forestry to conduct periodic random inspections of wild blueberry shippers and processors. The amendment strikes the requirement that each shipper and processor be inspected at least once in a three-year period.

The amendment strikes the requirement that the Wild Blueberry Commission of Maine maintain and periodically update a detailed survey of the wild blueberry industry acreage and assets and other industry data.

The amendment strikes the requirement that the Wild Blueberry Commission of Maine submit an itemized report of its yearly revenue and expenditures to the Commissioner of Agriculture, Conservation and Forestry and the joint standing committee of the Legislature having jurisdiction over agriculture matters.

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The amendment removes the repeal of the current law that provides an exception for wild blueberries harvested outside the State to the prohibition on the transport of wild blueberries in quantities exceeding 25 pounds without first obtaining a transportation permit from the Wild Blueberry Commission of Maine.

The amendment removes the provision in the bill that changes the penalty for a second violation of the record-keeping requirements within a five-year period from up to \$10,000 to \$10,000.

The amendment removes from the bill the prohibition on mixing or commingling of wild blueberries harvested from a field with wild blueberries from another field and the requirement that each field from which blueberries are harvested have a unique identifying number and for shippers and processors to record for each lot of wild blueberries the unique identifying number of that lot. Instead, the amendment provides that wild blueberries must be uniquely identified by the field from which they were harvested during transportation to a receiving facility.

The amendment provides an effective date for this legislation of January 1, 2020.

Enacted Law Summary

Public Law 2019, chapter 222 requires all wild blueberries harvested in the State that are to be shipped outside the State for processing to be weighed on a state-certified scale in the State prior to being shipped outside the State.

Public Law 2019, chapter 222 requires the State Tax Assessor to forward an annual report containing information pertinent to the collection of the blueberry tax to the Wild Blueberry Commission of Maine. The law specifies that the report must include the total number of pounds of: wild blueberries grown in the State, wild blueberries processed in the State, unprocessed wild blueberries imported into the State and unprocessed wild blueberries exported from the State.

The law requires the Department of Agriculture, Conservation and Forestry to conduct periodic random inspections of wild blueberry shippers and processors.

The law provides that wild blueberries must be uniquely identified by the field from which they were harvested during transportation to a receiving facility.

Public Law 2019, chapter 222 is effective January 1, 2020.

LD 1518 An Act To Establish a Fund for Portions of the Operations and Outreach Activities of the University of Maine Cooperative Extension Diagnostic and Research Laboratory

HELD BY GOVERNOR

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
STANLEY S	OTP-AM ONTP	H-554

This bill establishes the Tick Laboratory and Pest Management Fund administered by the University of Maine Cooperative Extension to fund the tick laboratory and other pest management research and projects and directs the extension's pest management unit to study browntail moths as the first of a series of pest research projects to be determined every three years by a committee designated by the University of Maine. The fund is funded by a pesticide container fee of 20¢ per container administered by the State Tax Assessor. This bill also creates a duty of the Board of Pesticides Control to investigate complaints of violations of local, state and federal pesticide laws and requires the Board of Pesticides Control to review any request by a political subdivision to eliminate the use of a certain pesticide within that political subdivision.

Committee Amendment "A" (H-554)

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The bill establishes the Tick Laboratory and Pest Management Fund. This amendment, which is the majority report of the committee, provides that the fund is administered by the University of Maine at Orono to fund the tick laboratory and other pest management research and projects. The amendment provides that a portion of the funds must be provided for ongoing reimbursement, up to \$60,000 annually, to the Board of Pesticides Control to generate and maintain a list of pesticides registered with the board and make available to the public through the board's publicly accessible website the list and answer inquiries relating to the list.

The amendment provides that a portion of the fund may be used by the University of Maine Cooperative Extension pest management unit for nonadministrative costs related to a tick laboratory, including, but not limited to, development of educational materials; equipment, materials and supplies; and facility expansion.

The amendment makes changes to the composition of the pest research committee as described in the bill.

The amendment removes from the bill the requirement that the Board of Pesticides Control investigate any complaint alleging a violation of a local, state or federal law or rule regarding pesticide use.

The amendment removes from the bill the requirement that a political subdivision of the State that wants to eliminate use in the political subdivision of a pesticide registered by the United States Environmental Protection Agency submit a request to eliminate use of that pesticide to the Board of Pesticides Control.

The amendment provides that the fund is funded by a pesticide container fee administered by the State Tax Assessor of 15¢ per container, rather than 20¢ as proposed in the bill.

The amendment removes the provision of the bill that allows the State Tax Assessor to inspect the books or records of a retailer or to inspect the premises of a retailer where general use pesticides are stored, handled, transported or merchandised for the purpose of determining what pesticide products are taxable. The State Tax Assessor has the authority to inspect under current law pursuant to the Maine Revised Statutes, Title 36, section 112.

The amendment also provides a one-time allocation to the Department of Administrative and Financial Services, Maine Revenue Services for administrative costs associated with revision of the sales tax return to accommodate the pesticide container fee.

The amendment provides that the effective date of the legislation is January 1, 2020.

**LD 1531 An Act To Establish the Maine Food System Investment Program To
Create Quality Jobs and Support Farms, Fisheries and Food-related
Businesses**

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
TALBOT ROSS R MOORE M		

This bill creates the Maine Food System Investment Program under the Department of Agriculture, Conservation and Forestry to strengthen the food system, including the agriculture, seafood and fisheries and other food sectors and the supply chain, to increase access to new markets and opportunities for producers, processors, small businesses and consumers in the State in the producing, processing, packaging, distribution, marketing, sale and consumption of food products.

The duties of the program are to develop and maintain a 10-year strategic framework to carry out the goals of the program by fostering communication, collaboration and coordination among the various sectors of the supply chain, identify gaps in the supply chain and barriers to food infrastructure and distribution needs and work with community development corporations, financial institutions and other investors and lenders in the food system to

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direct financial investment to the areas of greatest need in the food system.

The program is also authorized to make recommendations regarding rules or legislation to the department and the Legislature that will direct investment or establish policies or priorities in carrying out the goals of the program. The program is required to submit a six-month and a one-year report to the Legislature subsequent to the implementation of the program and an annual report on the progress of and developments regarding the 10-year strategic framework.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

LD 1540 An Act Concerning Timber Harvesting on Public Lands and in State Parks, Historic Sites and the Restricted Zone of the Allagash Wilderness Waterway ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
DUNPHY M DILL J	ONTP	

This bill amends and enacts provisions regarding the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands' management of timber harvesting on state property under its jurisdiction, including:

1. Requiring the bureau to report on the State's actual and potential forest inventory status and needs, including the need for a sawmill or other forest products processing facility to be located in the State;
2. Requiring contractors harvesting timber at state parks, historic sites and the restricted zone in the Allagash Wilderness Waterway to be established businesses in the State and to meet other requirements;
3. Requiring forest products harvested or collected from state parks, historic sites, public lands or the restricted zone in the Allagash Wilderness Waterway, unless used by the state parks, historic sites or Allagash Wilderness Waterway, to be sold to a sawmill or other forest products processing or manufacturing facility located in the State to be processed or manufactured at the facility;
4. Declaring that it is in the public interest and for the general benefit of the people of the State that title, possession and the responsibility for the management of nonreserved public lands be vested and established in the bureau acting on behalf of the people of the State and that the lands be managed to demonstrate exemplary land management practices, including silvicultural, wildlife and recreational practices, that reflect state policies governing management of forested and related types of lands; and
5. Requiring that the annual report dealing with public reserved lands identify persons who conduct timber harvesting on the lands and the sawmill or other forest products processing or manufacturing facility located in the State to which the forest products derived from the harvesting were delivered.

LD 1561 An Act To Amend the Maine Land Use Planning Commission Laws and Enhance the Economic Vitality of Neighboring Communities Accepted Majority (ONTP) Report

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
CARSON B DUNPHY M	ONTP OTP-AM	

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This bill amends the laws governing the Maine Land Use Planning Commission by requiring the commission to coordinate with neighboring municipalities by engaging in regional land use planning and directing future development into the communities where possible and consistent with municipal comprehensive land use plans. In order to ensure that the commission has current, critical data necessary for regional planning, the bill directs the commission to conduct a land use structure inventory by July 1, 2020. The bill also changes the appointment process for members of the Maine Land Use Planning Commission to ensure that a statewide perspective and relevant areas of expertise are represented on the commission.

Committee Amendment "A" (S-183)

This amendment, which is the minority report of the committee, changes the title of the bill and changes the bill into a resolve requiring the Maine Land Use Planning Commission to submit a report to the Joint Standing Committee on Agriculture, Conservation and Forestry on or before January 15, 2020 regarding the commission's adoption of rules relating to the adjacency principle and subdivision standards for land use districts. After reviewing the report, the committee may report out legislation relating to the subject matter of the report to the Second Regular Session of the 129th Legislature.

LD 1574 An Act To Continue Authorization of Seaplane Landings on Katahdin Lake ONTP

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
COLLINGS B DILL J	ONTP	

This bill allows a seaplane to land on and take off from Katahdin Lake in Baxter State Park.

LD 1590 An Act To Amend the Laws Relating to Harness Racing CARRIED OVER

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

This bill amends the harness racing laws in the following ways.

1. It requires the Department of Agriculture, Conservation and Forestry to develop a biennial operating budget for the State Harness Racing Commission with input from the commission that allows for expenditures for discretionary activities by the commission during the biennium if the commission determines the activities are in the best interest of the harness racing industry.
2. It protects the Harness Racing Promotional Fund from being charged for indirect costs under a departmental indirect cost allocation plan.
3. It requires a harness racing license application of a pari-mutuel betting licensee who leases a racing plant to list financial and corporate information of the owner of the real estate.
4. It requires the commission, when assigning race dates to licensees, to consider the development of revenues from interstate simulcasting, the ability to offer night racing and the ability to maintain ownership of or a leasehold on facilities.
5. It changes the definition of "commercial track" for regions with a population of 300,000 or more and with a

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population of less than 300,000 by removing language for racetracks that have ceased operations.

6. It provides that an off-track betting facility within a 50-mile radius of a commercial track must pay one percent of the wagers made during the time live racing is being conducted on race day and 0.5 percent of the wagers made during the time that live racing is not being conducted on race day.

7. It allows an off-track betting facility to be located within a facility licensed to serve alcohol that is owned by an owner other than the off-track betting facility owner.

8. It removes the requirement that an applicant for an off-track betting license notify commercial tracks within 50 miles of the proposed off-track betting facility.

9. It provides that an applicant for an off-track betting license must notify and allow objections from existing off-track betting facilities within 15 miles of the proposed off-track betting facility, instead of within 35 miles as in current law.

10. It changes the date of the Department of Agriculture, Conservation and Forestry's annual report to the Legislature on off-track betting from January 1st to March 1st.

11. It provides for reduced payments from revenues derived by an off-track betting facility first licensed after January 1, 2019 that is owned by a federally recognized Indian tribe and is located and operated in an establishment licensed to serve alcohol.

12. It allows an agricultural fair licensee to qualify for funds from the fund to supplement harness racing purses by conducting an extended meet, removing the requirement that the licensee must have conducted an extended meet in 2005.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 1610 Resolve, To Modify the Deed for a Parcel of Property in the Town of
Carrabassett Valley**

RESOLVE 73

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
SKOLFELD T BLACK R	OTP-AM	H-434

This resolve amends the deed transferring land from the State to the Town of Carrabassett Valley to remove the prohibition on camping in motor vehicles.

Committee Amendment "A" (H-434)

This amendment clarifies that camping, including commercial camping, is an acceptable use of the property as long as development plans for commercial camping are approved by the State.

Enacted Law Summary

Resolve 2019, chapter 73 amends the deed transferring land from the State to the Town of Carrabassett Valley to remove the prohibition on camping in motor vehicles. The resolve also clarifies that camping, including commercial camping, is an acceptable use of the property as long as development plans for commercial camping are approved by the State.

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LD 1691 Resolve, Directing the Board of Pesticides Control To Work with the Forest Products Industry To Monitor Aerial Herbicide Applications

RESOLVE 84

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T	OTP-AM OTP-AM	S-262

This bill prohibits the use of aerial herbicide spraying for the purpose of deforestation.

Committee Amendment "A" (S-262)

This amendment, which is the majority report of the committee, strikes the bill and replaces it with a resolve. The amendment requires the Board of Pesticides Control within the Department of Agriculture, Conservation and Forestry to work with representatives of the forest products industry over the next several months to monitor aerial applications of herbicides through a neutral third-party entity determined by the board and at the cost of the forest products industry.

The amendment requires the board to report to the Joint Standing Committee on Agriculture, Conservation and Forestry by February 1, 2020.

Enacted Law Summary

Resolve 2019, chapter 84 requires the Board of Pesticides Control within the Department of Agriculture, Conservation and Forestry to work with representatives of the forest products industry over the next several months to monitor aerial applications of herbicides through a neutral third-party entity determined by the board and at the cost of the forest products industry.

The resolve requires the board to report to the Joint Standing Committee on Agriculture, Conservation and Forestry by February 1, 2020.

LD 1699 An Act To Make a Technical Correction to the Law Governing Certification of Seed Potatoes

PUBLIC 229

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MCCREA D DILL J	OTP	

This bill amends the laws regarding the certification of seed potatoes to require that a seed potato be post-harvest tested instead of winter tested.

Enacted Law Summary

Public Law 2019, chapter 229 amends the laws regarding the certification of seed potatoes to require that a seed potato be post-harvest tested instead of winter tested.

LD 1719 An Act To Improve Geographic Information System Data Acquisition and Maintenance

CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLACK R HICKMAN C	OTP-AM	S-261

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This bill moves the Maine Library of Geographic Information, the Geolibrary, from the Department of Administrative and Financial Services to the Department of Agriculture, Conservation and Forestry and establishes the Maine Library of Geographic Information Board in the Department of Agriculture, Conservation and Forestry to administer the Geolibrary.

This bill adds a Geolibrarian and a GIS information officer, appointed by the Commissioner of Agriculture, Conservation and Forestry, to the staff of the Maine Library of Geographic Information, to collect, perserve and disseminate data, manage funds and direct the Geolibrary's activities.

The bill repeals language allowing the administrator of the Office of Geographic Information Systems to enter into agreements with other agencies and to accept funds from public and private organizations, repeals language describing licensing agreement and fee requirements for geographic information system data and repeals language allowing the Maine Library of Geographic Information Board to hear and resolve disputes related to geographic information system data.

Committee Amendment "A" (S-261)

This amendment makes changes to the composition of the Maine Library of Geographic Information Board. The amendment adds an appropriations and allocations section.

This bill was reported out of committee and then carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

LD 1726 An Act To Penalize Violators of Wood Shipment and Quarantine Laws CARRIED OVER

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
BLACK R HICKMAN C		

This bill provides for penalties for violation of Department of Agriculture, Conservation and Forestry, Bureau of Forestry rules governing plant or wood products that may cause the introduction or spread of a dangerous forest insect or disease and rules governing the quarantine of forest or shade trees or part of a forest or shade tree capable of supporting a disease or insect infestation.

The bill sets fines at \$100 to \$1,000 for each day of a violation and from \$1,000 to \$2,000 for each day of a violation by a violator that violated the rules within the previous five-year period. It allows maximum fines to be increased to account for economic benefit and provides for the award of litigation costs in any action or proceeding brought by the Attorney General.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

**LD 1728 An Act To Align the Harness Racing Laws with Current Policies PUBLIC 283
EMERGENCY**

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MAREAN D DILL J	OTP	

This bill allows for the disqualification of horses participating in harness racing that are found in violation of the laws and rules governing prohibited substances and allowable levels of permitted medication and allows for the

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forfeiture of any purses won by horses in violation of those laws and rules. It also removes language that requires the Department of Agriculture, Conservation and Forestry to provide a booklet containing harness racing laws and rules to harness racing licensees and instead requires the department to provide public access to those laws and rules.

Enacted Law Summary

Public Law 2019, chapter 283 allows for the disqualification of horses participating in harness racing that are found in violation of the laws and rules governing prohibited substances and allowable levels of permitted medication and allows for the forfeiture of any purses won by horses in violation of those laws and rules. It also removes language that requires the Department of Agriculture, Conservation and Forestry to provide a booklet containing harness racing laws and rules to harness racing licensees and instead requires the department to provide public access to those laws and rules.

Public Law 2019, chapter 283 was enacted as an emergency measure effective June 13, 2019.

LD 1747 An Act To Strengthen Maine's Hemp Program

INDEF PP

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

This bill was not referred to committee.

The federal Agricultural Act of 2014, also known as the 2014 Farm Bill, legalized the growth and cultivation of hemp in states that choose to establish agricultural pilot programs for research purposes.

This bill requires the Commissioner of Agriculture, Conservation and Forestry to establish, by rule, the Maine Hemp Pilot Program, including the application process, licensing fees and reporting requirements, consistent with the 2014 Farm Bill. Under the pilot program, a licensee may plant, grow, harvest, possess, process, sell and buy hemp as long as the purpose of the program is to study the growth, cultivation or marketing of hemp. An institution of higher education is also authorized to establish a pilot program that complies with the 2014 Farm Bill as long as it provides notice of its intention to the Department of Agriculture, Conservation and Forestry and local law enforcement and an annual report to the department regarding its research.

This bill also expressly authorizes marijuana manufacturing facilities and testing facilities licensed under the Maine Medical Use of Marijuana Act and the Marijuana Legalization Act to obtain a license to process and test hemp and hemp-derived products that are legal under state and federal law.

Finally, this bill amends the recently enacted law that provides that food, food additives and food products containing hemp-derived cannabidiol are not considered to be "adulterated" under state law to require the Department of Health and Human Services and the Department of Agriculture, Conservation and Forestry to adopt routine technical rules regarding testing, labeling, packaging and record-keeping requirements for food, food additives or food products that contain hemp, including cannabidiol derived from hemp, and to also provisionally adopt emergency major substantive rules doing the same.

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LD 1749 An Act To Amend the State's Hemp Laws

PUBLIC 528

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
MIRAMANT D HICKMAN C	OTP-AM	S-299 H-630 HICKMAN C

This bill does the following.

1. It defines "hemp" to match the definition of "hemp" in the federal Agriculture Improvement Act of 2018 and defines "indoor square footage."
2. It allows a person to plant and grow up to three hemp plants on no more than one acre of land area or indoor square footage and to harvest, possess and process that hemp for personal use without a license.
3. It clarifies that a person licensed to grow hemp may grow hemp from a clone that is produced from seeds acquired from a certified seed source or hemp propagated from tissue cultures that are removed from live plants grown from seeds acquired from a certified seed source.
4. This bill allows a person who holds a license to save seeds from hemp plants that the person has grown and harvested and, after having ensured through testing by an independent third-party tester that the plants that will grow from the seeds will meet the definition of hemp, to use those seeds for breeding and planting hemp. It also requires a person who holds a license, within 14 days after planting hemp seeds or clones, to provide to the commissioner a listing of the varieties of seeds or clones planted and a statement that the seeds or clones meet the definition of hemp.
5. It directs the Commissioner of Agriculture, Conservation and Forestry to adopt rules to establish a certified hemp seed program based on international standards that includes a registry of seed varieties to allow a person desiring to grow hemp for commercial purposes to import hemp seeds through the Department of Agriculture, Conservation and Forestry.
6. It allows for the indoor production of hemp.
7. It increases the period a hemp license is valid from one year to two years.
8. It requires a person who is licensed to plant, grow, harvest, possess, process, sell and buy hemp to provide the commissioner with a final legal description of the land area or indoor square footage to be used for the production of hemp and a map, an aerial photograph or global positioning coordinates sufficient for locating each field, site, building, enclosed structure, greenhouse, high tunnel structure or row cover where hemp is growing within 14 days of planting hemp.
9. It provides that the legal description of the land area or indoor square footage to be used for the production of hemp is confidential and may be shared with state, county and local government agencies only for purposes of administration and enforcement of the law. However, the bill specifies that summary reports of information designated as confidential may be released to the public using aggregate data that does not reveal the location of a field, site, building, enclosed structure, greenhouse, high tunnel structure or row cover where hemp is grown, handled or stored.
10. It provides that hemp and hemp products may not be tracked as part of the medical use of marijuana program or the regulation of adult use marijuana. It states that the rules applicable to hemp, medical use of marijuana and adult use of marijuana may not prohibit or limit the sale of hemp or hemp products in medical marijuana dispensaries, by

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medical marijuana caregivers or in adult use marijuana establishments.

11. It requires the rules adopted by the commissioner to include rules regarding seed importation and a certified hemp seed program, testing and tracking hemp during cultivation, tracking hemp from harvest through processing to the point of sale, tracking hemp from processing to the manufacturing of hemp products and tracking and labeling for sale harvested hemp and hemp products.

12. It requires all state agencies to review the laws and rules applicable to their areas of jurisdiction that pertain to hemp seeds and crops, agricultural commodities and products derived from hemp, and topical or ingestible consumer products, including food, food additives and food products derived from hemp, and to identify laws and rules that require amendment to bring them into agreement with the Maine Revised Statutes, Title 7, chapter 406-A and Title 22, section 2158-A. The bill requires those state agencies, by January 1, 2020, to submit to the Joint Standing Committee on Agriculture, Conservation and Forestry reports, including proposals for legislation to bring their laws and rules into agreement with Title 7, chapter 406-A and Title 22, section 2158-A.

13. It fixes cross-references.

Committee Amendment "A" (S-299)

This amendment amends the bill as follows.

1. It removes from the bill provisions relating to the indoor growing of hemp, including instead and incorporating those provisions of existing law regarding the indoor growing of hemp as enacted through Public Law 2019, chapter 115, section 1.

2. It requires a person who manufactures, sells, offers for sale or serves ingestible consumer products containing hemp or cannabidiol derived from hemp to be licensed under other applicable laws, such as licenses for eating establishments or liquor licenses.

3. It excludes hemp from the application of the Maine Medical Use of Marijuana Act and the Marijuana Legalization Act and clarifies the scope of the definitions of "hashish" and "hemp" within the Maine Criminal Code.

4. It amends the Maine Food Law to provide that the sale, offering for sale or serving of a food, food additive or food product containing cannabidiol derived from hemp by a retail store, hotel, restaurant or other public eating place is not considered misbranded food if certain information regarding the product is provided on the packaging or to consumers.

5. It provides that the nonpharmaceutical or nonmedical manufacturing of food, food additives or food products within the State that contain hemp may not be prohibited within the State based solely on the inclusion of hemp.

6. It authorizes the Joint Standing Committee on Agriculture, Conservation and Forestry to report out legislation upon the receipt of any report regarding hemp as provided for in the bill.

7. It directs the Department of Agriculture, Conservation and Forestry to establish a preliminary program for the indoor cultivation of hemp.

8. It removes from the bill the requirement that the Commissioner of Agriculture, Conservation and Forestry establish a certified hemp seed program.

9. It adds an appropriations and allocations section.

House Amendment "A" To Committee Amendment "A" (H-630)

This amendment amends the definition of "hemp."

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Enacted Law Summary

Public Law 2019, chapter 528 does the following.

1. It defines "hemp" to match the definition of "hemp" in the federal Agriculture Improvement Act of 2018.
2. It allows a person to plant and grow up to three hemp plants on no more than one acre of land area or within an indoor facility and to harvest, possess and process that hemp for personal use without a license.
3. It clarifies that a person licensed to grow hemp may grow hemp from a clone that is produced from seeds acquired from a certified seed source or hemp propagated from tissue cultures that are removed from live plants grown from seeds acquired from a certified seed source.
4. This bill allows a person who holds a license to save seeds from hemp plants that the person has grown and harvested and, after having ensured through testing by an independent third-party tester that the plants that will grow from the seeds will meet the definition of hemp, to use those seeds for breeding and planting hemp. It also requires a person who holds a license, within 14 days after planting hemp seeds or clones, to provide to the commissioner a listing of the varieties of seeds or clones planted and a statement that the seeds or clones meet the definition of hemp.
5. It requires a person who manufactures, sells, offers for sale or serves ingestible consumer products containing hemp or cannabidiol derived hemp to be licensed under other applicable laws, such as licenses for eating establishments or liquor licenses.
6. It requires a person who is licensed to plant, grow, harvest, possess, process, sell and buy hemp to provide the commissioner with a final legal description of the land area or indoor facility to be used for the production of hemp and a map, an aerial photograph or global positioning coordinates sufficient for locating each field, site, building, enclosed structure, greenhouse, high tunnel structure or row cover where hemp is growing within 14 days of planting hemp.
7. It directs the Department of Agriculture, Conservation and Forestry to establish a preliminary program for the indoor cultivation of hemp.
8. It provides that the legal description of the land area or indoor facility to be used for the production of hemp is confidential and may be shared with state, county and local government agencies only for purposes of administration and enforcement of the law. However, summary reports of information designated as confidential may be released to the public using aggregate data that does not reveal the location of a field, site or indoor facility where hemp is grown, handled or stored.
9. It provides that hemp and hemp products may not be tracked as part of the medical use of marijuana program or the regulation of adult use marijuana.
10. It excludes hemp from the application of the Maine Medical Use of Marijuana Act and the Marijuana Legalization Act and clarifies the scope of the definitions of "hashish" and "hemp" within the Maine Criminal Code.
11. It amends the Maine Food Law to provide that the sale, offering for sale or serving of a food, food additive or food product containing cannabidiol derived from hemp by a retail store, hotel, restaurant or other public eating place is not considered misbranded food if certain information regarding the product is provided on the packaging or to consumers.
12. It requires all state agencies to review the laws and rules applicable to their areas of jurisdiction that pertain to hemp seeds and crops, agricultural commodities and products derived from hemp, and topical or ingestible

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consumer products, including food, food additives and food products derived from hemp, and to identify laws and rules that require amendment to bring them into agreement with the Maine Revised Statutes, Title 7, chapter 406-A and Title 22, section 2158-A. Those state agencies are required by January 1, 2020, to submit to the Joint Standing Committee on Agriculture, Conservation and Forestry reports, including proposals for legislation to bring their laws and rules into agreement with Title 7, chapter 406-A and Title 22, section 2158-A.

**LD 1762 Resolve, Authorizing the Transfer of a Plot of Land from the State to the
Town of Allagash**

RESOLVE 85

<u>Sponsor(s)</u>	<u>Committee Report</u>	<u>Amendments Adopted</u>
JACKSON T MARTIN J	OTP-AM OTP-AM	S-301

This resolve directs the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to transfer a parcel of land situated on Route 161 and Old Route 161 in the Town of Allagash to the Town of Allagash for community development purposes.

Committee Amendment "A" (S-301)

This amendment, which is the majority report, requires the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to offer to convey to the Town of Allagash a parcel of land situated on Route 161 and Old Route 161 in the Town of Allagash for the establishment of a fueling facility for the local logging industry and off-road recreational vehicles, including, but not limited to, snowmobiles and all-terrain vehicles. The amendment also stipulates that the use of the property is restricted to the operation of a fueling facility and if the property is no longer used as a fueling facility, title to the property reverts to the State of Maine without cost.

The amendment also adds an appropriations and allocations section.

Committee Amendment "B" (S-302)

This amendment, which is the minority report, requires the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to work with the Town of Allagash, in collaboration with the Department of Environmental Protection, regarding the siting and plans for the establishment of a fueling facility in the Town of Allagash for the local logging industry and off-road recreational vehicles, including, but not limited to, snowmobiles and all-terrain vehicles. The amendment also requires the Bureau of Parks and Lands to submit a report with findings and recommendations to the Joint Standing Committee on Agriculture, Conservation and Forestry and authorizes the committee to submit a bill relating to the subject matter of the report to the Second Regular Session of the 129th Legislature.

This amendment was not adopted.

Enacted Law Summary

Resolve 2019, chapter 85 requires the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to offer to convey to the Town of Allagash a parcel of land situated on Route 161 and Old Route 161 in the Town of Allagash for the establishment of a fueling facility for the local logging industry and off-road recreational vehicles, including, but not limited to, snowmobiles and all-terrain vehicles. The law also stipulates that the use of the property is restricted to the operation of a fueling facility and if the property is no longer used as a fueling facility, title to the property reverts to the State of Maine without cost.

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LD 1770 An Act To Amend the Forestry Laws Regarding Responsibility for Compliance with Those Laws CARRIED OVER

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

This bill clarifies in the laws governing forest practices and forest landowner and wood processor reporting requirements that the parties responsible for compliance with those laws include the landowner, the landowner's designated agent, the professional forester, the professional forester's employee and the person who conducts timber harvesting activities.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

LD 1788 An Act To Eliminate Online Burn Permit Fees for All Areas of the State CARRIED OVER

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

This bill eliminates online burn permit fees for all areas of the State.

This bill was carried over to any special or regular session, or both, of the 129th Legislature on the Special Appropriations Table by joint order, H.P. 1322.

LD 1799 Resolve, Authorizing the Department of Agriculture, Conservation and Forestry To Convey Certain Land in the Little Moose Unit of Moosehead Junction Township CARRIED OVER

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

This resolve authorizes the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to convey 0.23 acre of land in Little Moose Unit, Moosehead Junction Township to an abutter, Charles Benevento, to resolve a boundary issue.

This bill was carried over to any special or regular session, or both, of the 129th Legislature by joint order, H.P. 1322.

LD 1843 An Act To Provide Funding for Two Positions in the Department of Agriculture, Conservation and Forestry PUBLIC 453

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

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This bill was not referred to committee.

This bill provides funding from Other Special Revenue Funds for two positions in the Department of Agriculture, Conservation and Forestry, Bureau of Land Management and Planning.

Enacted Law Summary

Public Law 2019, chapter 453 provides funding from Other Special Revenue Funds for two positions in the Department of Agriculture, Conservation and Forestry, Bureau of Land Management and Planning.

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SUBJECT INDEX

Agricultural Development

Enacted

**LD 971 Resolve, To Establish a Specialty Crops Certification Cost-share Pilot Program RESOLVE 28
EMERGENCY**

Not Enacted

LD 495 Resolve, Directing the Commissioner of Agriculture, Conservation and Forestry To Conduct a Feasibility Study on Locating a Grain Processing Facility in Aroostook County ONTP

Animal Welfare

Enacted

LD 333 An Act To Amend the Laws Governing Dangerous Dogs and Nuisance Dogs To Allow for Flexibility in Protection Dog Training PUBLIC 95

LD 1049 An Act Regarding the Sale of Cats and Dogs with Health Problems PUBLIC 90

LD 1230 An Act To Update the Civil Animal Welfare Laws PUBLIC 437

Not Enacted

LD 355 An Act To Exclude Domesticated Species Used for Agricultural Purposes from the Laws Governing Permits To Possess Wildlife in Captivity ONTP

LD 556 An Act To Protect Animals in Unattended Vehicles ONTP

LD 782 An Act Relating to Animals in Pulling Events ONTP

LD 1114 An Act To Humanely Treat Animals Trapped in Buildings ONTP

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

Department of Agriculture, Conservation and Forestry

Enacted

LD 199	An Act To Create the Water Resources Planning Committee	PUBLIC 67
LD 1843	An Act To Provide Funding for Two Positions in the Department of Agriculture, Conservation and Forestry	PUBLIC 453

Not Enacted

LD 445	An Act To Appropriate Funds to the Department of Agriculture, Conservation and Forestry To Maintain All-terrain Vehicle Trails	ONTP
LD 446	An Act To Appropriate Funds to the Department of Agriculture, Conservation and Forestry To Maintain Snowmobile Trails	CARRIED OVER
LD 620	An Act Regarding Licensing of Land-based Aquaculture Facilities	ONTP
LD 796	An Act To Reestablish the Department of Agriculture, Food and Rural Resources and the Department of Conservation	ONTP
LD 1719	An Act To Improve Geographic Information System Data Acquisition and Maintenance	CARRIED OVER

Food Policy

Enacted

LD 351	An Act To Ensure Accuracy in the Labeling of Maine Meat and Poultry	PUBLIC 455
LD 497	An Act Regarding the Providing of Human Food Waste to Swine Producers	PUBLIC 39
LD 786	An Act To Reduce Hunger and Promote Maine Agriculture	PUBLIC 514
LD 1159	Resolve, To End Hunger in Maine by 2030	RESOLVE 32

Not Enacted

LD 515	An Act To Require Ingredient Lists at Certain Retail Food Locations	Majority (ONTP) Report
LD 795	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Right to Food	CARRIED OVER

LD 889	An Act To Require the Labeling of Foods Made with Nanotechnology	ONTP
LD 910	An Act To Establish as a Priority the Interests of Maine Farmers, Growers and Food Producers	ONTP
LD 920	An Act To Establish the Fund To Support Local Fruits and Vegetables Purchasing	CARRIED OVER
LD 1167	An Act To Increase Consumption of Maine Foods in State Institutions	CARRIED OVER
LD 1531	An Act To Establish the Maine Food System Investment Program To Create Quality Jobs and Support Farms, Fisheries and Food-related Businesses	CARRIED OVER

Harness Racing

Enacted

LD 1728	An Act To Align the Harness Racing Laws with Current Policies	PUBLIC 283 EMERGENCY
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Not Enacted

LD 1590	An Act To Amend the Laws Relating to Harness Racing	CARRIED OVER
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Land Use Planning Commission

Not Enacted

LD 568	An Act To Change the Composition of the Maine Land Use Planning Commission	Majority (ONTP) Report
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Maine Forest Service

Enacted

LD 204	An Act To Provide Funding for a Ranger Pilot Position in the Maine Forest Service	PUBLIC 422
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Not Enacted

LD 1016	Resolve, To Require the Construction of a New District Headquarters Building for the Bureau of Forestry in Fort Kent	HELD BY GOVERNOR
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LD 1561	An Act To Amend the Maine Land Use Planning Commission Laws and Enhance the Economic Vitality of Neighboring Communities	Majority (ONTP) Report
LD 1726	An Act To Penalize Violators of Wood Shipment and Quarantine Laws	CARRIED OVER
LD 1788	An Act To Eliminate Online Burn Permit Fees for All Areas of the State	CARRIED OVER

Parks and Public Lands

Enacted

LD 125	Resolve, Directing the Department of Agriculture, Conservation and Forestry To Convey Certain Lands to Roosevelt Conference Center Doing Business as Eagle Lake Sporting Camps	RESOLVE 80
LD 527	Resolve, Directing the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands To Establish a Law Enforcement Training Program for Park Managers and Certain Bureau Staff	RESOLVE 92
LD 1246	An Act To Protect the Health and Safety of Maine State Park Visitors and Staff	PUBLIC 110
LD 1610	Resolve, To Modify the Deed for a Parcel of Property in the Town of Carrabassett Valley	RESOLVE 73
LD 1762	Resolve, Authorizing the Transfer of a Plot of Land from the State to the Town of Allagash	RESOLVE 85

Not Enacted

LD 169	An Act To Provide Occupants of Motor Vehicles with Gold Star Family Registration Plates Free Entry to State Parks and Historic Sites	CARRIED OVER
LD 233	An Act To Move the Bureau of Parks and Lands from the Department of Agriculture, Conservation and Forestry to the Department of Inland Fisheries and Wildlife	ONTP
LD 723	An Act To Enhance Resource Management of Submerged Lands beneath Impounded Waters	ONTP
LD 1270	An Act To Create Certain Recreational Opportunities on State-owned Land	CARRIED OVER
LD 1316	An Act To Make It Explicit That Maine Holds Title to Its Intertidal Lands	ONTP
LD 1323	An Act To Revise the Laws Regarding the Public Trust in Intertidal Lands	Minority (ONTP) Report

LD 1540	An Act Concerning Timber Harvesting on Public Lands and in State Parks, Historic Sites and the Restricted Zone of the Allagash Wilderness Waterway	ONTP
LD 1574	An Act To Continue Authorization of Seaplane Landings on Katahdin Lake	ONTP
LD 1799	Resolve, Authorizing the Department of Agriculture, Conservation and Forestry To Convey Certain Land in the Little Moose Unit of Moosehead Junction Township	CARRIED OVER

Pest Management

Enacted

LD 1273	An Act To Ensure Funding for Certain Essential Functions of the University of Maine Cooperative Extension Pesticide Safety Education Program	PUBLIC 243
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Not Enacted

LD 643	An Act To Provide Funding to Municipalities Severely Affected by Pest Infestations	Majority (ONTP) Report
LD 785	Resolve, Directing the Board of Pesticides Control To Educate the Public on the Proper Use of Pesticides and To Promote Integrated Pest Management	INDEF PP
LD 840	An Act Regarding the Control of Browntail Moths	ONTP
LD 908	An Act To Require Schools To Submit Pest Management Activity Logs and Inspection Results to the Board of Pesticides Control for the Purpose of Providing Information to the Public	CARRIED OVER
LD 1037	An Act To Address the Browntail Moth Infestation	CARRIED OVER
LD 1518	An Act To Establish a Fund for Portions of the Operations and Outreach Activities of the University of Maine Cooperative Extension Diagnostic and Research Laboratory	HELD BY GOVERNOR

Pesticides

Enacted

LD 36	An Act To Change the Composition of the Board of Pesticides Control	PUBLIC 192
LD 1691	Resolve, Directing the Board of Pesticides Control To Work with the Forest Products Industry To Monitor Aerial Herbicide Applications	RESOLVE 84

Not Enacted

LD 101 An Act To Reestablish the Pesticide Notification Registry Leave to Withdraw Pursuant to Joint Rule 310

Regulated Products

Enacted

LD 24 Resolve, Regarding Legislative Review of Chapter 26: Producer Margins, a Major Substantive Rule of the Maine Milk Commission RESOLVE 16 EMERGENCY

LD 127 An Act To Amend the Laws Governing Maine Potato Board Districts PUBLIC 6

LD 145 An Act Regarding the Membership of the Wild Blueberry Commission of Maine PUBLIC 186

LD 292 An Act To Feed Maine's Residents by Allowing Dairy Dealers and Producers in the State To Donate Fresh Milk to Food Banks in the State PUBLIC 357

LD 523 An Act To Permit the Indoor Production of Industrial Hemp PUBLIC 115 EMERGENCY

LD 630 An Act To Clarify That Food, Food Additives and Food Products Containing Hemp-derived Cannabidiol Produced and Sold within the State Are Not Adulterated and To Match the State's Definition of "Hemp" to the Definition in Federal Law PUBLIC 12 EMERGENCY

LD 939 An Act Regarding the Regulation of Rabbit Production for Local Consumption PUBLIC 73

LD 1482 An Act To Clarify Provisions of the Blueberry Tax PUBLIC 222

LD 1699 An Act To Make a Technical Correction to the Law Governing Certification of Seed Potatoes PUBLIC 229

LD 1749 An Act To Amend the State's Hemp Laws PUBLIC 528

Not Enacted

LD 269 An Act To Match the State's Definition of "Hemp" to the Definition in Federal Law Leave to Withdraw Pursuant to Joint Rule 310

LD 569 Resolve, Directing the Department of Agriculture, Conservation and Forestry To Submit to the United States Secretary of Agriculture a Plan for Continued Implementation of the Maine Industrial Hemp Program CARRIED OVER

LD 1103	An Act To Increase the Number of Members of the Wild Blueberry Commission of Maine	Leave to Withdraw Pursuant to Joint Rule 310
LD 1747	An Act To Strengthen Maine's Hemp Program	INDEF PP

Timber Harvesting

Not Enacted

LD 1040	An Act To Waive the Variance Process for Harvesting Timber in a Shoreland Zone	ONTP
LD 1770	An Act To Amend the Forestry Laws Regarding Responsibility for Compliance with Those Laws	CARRIED OVER