

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
FIRST REGULAR AND FIRST SPECIAL SESSIONS



Disposition of bills and summaries of all laws enacted or finally passed

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

December 2021

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*Joint Standing Committee on Agriculture, Conservation and Forestry*

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**Enacted**

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*Department of Agriculture, Conservation and Forestry*

**Enacted**

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LD 204 An Act To Amend the Law Regarding the Interest Rate for State Loans under the Potato Marketing Improvement Fund PUBLIC 31

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LD 1299	An Act To Permit Emergency Funding for Food Banks When a State of Emergency is Declared	CARRIED OVER
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**Enacted**

LD 66	An Act To Improve Livestock and Poultry Preparation	PUBLIC 64
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LD 574	An Act To Clarify the Maine Food Sovereignty Act	CARRIED OVER
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**Enacted**

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LD 34 An Act To Create the Maine Forestry Operations Cleanup and Response Fund PUBLIC 63

LD 63 An Act Regarding the Northeastern Interstate Forest Fire Protection Compact P & S 6

LD 90 An Act To Amend the Removal Process Applicable to the Position of State Supervisor of the Forest Protection Unit of the Bureau of Forestry PUBLIC 34

LD 268 An Act To Eliminate Online Burn Permit Fees for All Areas of the State PUBLIC 414

**Not Enacted**

LD 35 An Act To Facilitate Interagency Sharing of Information and Academic Research by Allowing Disclosure of Certain Confidential Information in Wood Processor and Forest Landowner Reports Leave to Withdraw Pursuant to Joint Rule 310

LD 1549 An Act To Establish the Maine Forest Advisory Board Veto Sustained

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LD 30 Resolve, Authorizing the Director of the Bureau of Parks and Lands To Convey a Parcel of Land in Augusta to the Maine Veterans' Homes RESOLVE 6

LD 322 An Act To Provide Occupants of Motor Vehicles with Gold Star Family Registration Plates Free Entry to State Parks and Historic Sites PUBLIC 415

LD 486 Resolve, Directing the Bureau of Parks and Lands To Provide Annual Updates on Efforts To Consolidate the Bureau's Unconsolidated Public Lots RESOLVE 18

LD 1560 Resolve, Authorizing the State To Convey to the Passamaquoddy Tribe the State's Interest in a Certain Parcel of Land in the Town of Meddybemps RESOLVE 31

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**Not Enacted**

LD 324 An Act To Limit Public Land Ownership in Maine ONTP

LD 457 An Act To Provide Free State Park Passes to Persons with Disabilities ONTP

LD 471 An Act To Require Legislative Approval for Certain Leases of Public Lands CARRIED OVER

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LD 700 An Act To Promote Economic Development and Outdoor Recreation through Investment in State Parks CARRIED OVER

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LD 1075	An Act To Protect Public Lands	CARRIED OVER
LD 1295	An Act To Require Legislative Approval of Certain Transmission Lines, Require Legislative Approval of Certain Transmission Lines and Facilities and Other Projects on Public Reserved Lands and Prohibit the Construction of Certain Transmission Lines in the Upper Kennebec Region	ONTP

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**Enacted**

LD 155	Resolve, Directing the Board of Pesticides Control To Prohibit the Use of Certain Neonicotinoids for Outdoor Residential Use	RESOLVE 33
LD 264	Resolve, Directing the Board of Pesticides Control To Gather Information Relating to Perfluoroalkyl and Polyfluoroalkyl Substances in the State	RESOLVE 83
LD 316	An Act To Prohibit the Use of Chlorpyrifos	PUBLIC 105
LD 519	An Act To Protect Children from Exposure to Toxic Chemicals	PUBLIC 197
LD 524	Resolve, Directing the Board of Pesticides Control To Research Workable Methods To Collect Pesticide Sales and Use Records for the Purpose of Providing Information to the Public	RESOLVE 54
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**Not Enacted**

LD 125	An Act To Prohibit the Aerial Spraying of Glyphosate and Other Synthetic Herbicides for the Purpose of Silviculture	Veto Sustained
LD 808	An Act To Repeal the Pesticide Container Fee and the Tick Laboratory and Pest Management Fund	CARRIED OVER

LD 1158	An Act Regarding the Application of Certain Pesticides for Nonagricultural Use	ONTP
LD 1594	An Act To Suspend the Collection of the Container Fee for Hand Sanitizer and Sanitizing Wipes during the COVID-19 Pandemic	ONTP
LD 1599	An Act To Establish A Maine Pesticide Sales and Use Registry	Died On Adjournment

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LD 416	An Act Regarding the Production and Sale of Birch Syrup and Birch Syrup Products	PUBLIC 43
LD 630	An Act To Prohibit Shelf-stable Products from Being Sold as Cider	PUBLIC 111

**Not Enacted**

LD 493	An Act To Allow Custom Slaughterhouses To Produce Cuts of Meat To Be Sold Commercially in the State	CARRIED OVER
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**Soil & Water Conservation Districts**

**Enacted**

LD 437	An Act To Establish the Maine Healthy Soils Program	PUBLIC 143
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**Timber Harvesting**

**Enacted**

LD 36	An Act To Amend the Definition of "Timber Harvesting"	PUBLIC 30
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**DIGEST OF BILLS AND SUMMARIES OF ENACTED LAWS**  
**130th Legislature, First Regular and First Special Sessions - 2021**

**DIGEST OF BILLS**

PL = Public Law; P&SL = Private and Special Law;  
 RESLV = Resolve; CON RES = Constitutional Resolution;  
 IB = Initiated Bill

*Bills Referred to*

**Agriculture, Conservation and Forestry (ACF)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ACF	30	Resolve, Authorizing the Director of the Bureau of Parks and Lands To Convey a Parcel of Land in Augusta to the Maine Veterans' Homes	Reported Out	OTP-AM	Finally Passed	RESLV	6	R1
ACF	33	Resolve, Directing the Department of Agriculture, Conservation and Forestry To Seek Input from Stakeholders on the State's Hemp Program	Reported Out	OTP-AM	Finally Passed	RESLV	32	S1
ACF	34	An Act To Create the Maine Forestry Operations Cleanup and Response Fund	Reported Out	OTP-AM	Enacted	PL	63	S1
ACF	35	An Act To Facilitate Interagency Sharing of Information and Academic Research by Allowing Disclosure of Certain Confidential Information in Wood Processor and Forest Landowner Reports	Reported Out	LTW	Leave to Withdraw Pursuant to Joint Rule 310			R1
ACF	36	An Act To Amend the Definition of "Timber Harvesting"	Reported Out	OTP-AM	Emergency Enacted	PL	30	R1
ACF	63	An Act Regarding the Northeastern Interstate Forest Fire Protection Compact	Reported Out	OTP-AM	Emergency Enacted	P&SL	6	S1
ACF	65	An Act To Invest in the Stewardship and Management of Properties Acquired with the Proceeds from the Land for Maine's Future Fund or the Public Access to Maine Waters Fund	Reported Out	OTP-AM	Enacted	PL	33	R1
ACF	66	An Act To Improve Livestock and Poultry Preparation	Reported Out	OTP-AM	Enacted	PL	64	S1
ACF	90	An Act To Amend the Removal Process Applicable to the Position of State Supervisor of the Forest Protection Unit of the Bureau of Forestry	Reported Out	OTP-AM	Enacted	PL	34	R1
ACF	95	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Right to Food	Reported Out	OTP-AM/ ONTP	Finally Passed	CON RES	1	S1
ACF	103	An Act To Improve the Animal Welfare Laws	Reported Out	OTP-AM/ ONTP	Enacted	PL	99	S1
ACF	125	An Act To Prohibit the Aerial Spraying of Glyphosate and Other Synthetic Herbicides for the Purpose of Silviculture	Reported Out	OTP-AM/ OTP-AM	Veto Sustained			S1
ACF	155	Resolve, Directing the Board of Pesticides Control To Prohibit the Use of Certain Neonicotinoids for Outdoor Residential Use	Reported Out	OTP-AM/ ONTP	Finally Passed	RESLV	33	S1



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Bills Referred to

Agriculture, Conservation and Forestry (ACF)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ACF	174	An Act To Implement the Recommendations of the Ending Hunger by 2030 Advisory Group	Carry Over Approved		Carried Over In Comm			S1
ACF	204	An Act To Amend the Law Regarding the Interest Rate for State Loans under the Potato Marketing Improvement Fund	Reported Out	OTP-AM		<u>Emergency Enacted</u>	PL 31	R1
ACF	207	Resolve, Regarding Legislative Review of Portions of Chapter 1: Fee Schedule, a Major Substantive Rule of the Department of Agriculture, Conservation and Forestry, Maine Land Use Planning Commission	Reported Out	OTP-AM		<u>Emergency Finally Passed</u>	RESLV 10	S1
ACF	219	An Act To Enhance the Agricultural Marketing Loan Fund by Establishing a Variable Interest Rate for Loans and To Allow Participants in the Maine Farms for the Future Program To Borrow at That Rate	Carry Over Approved		Carried Over In Comm			S1
ACF	264	Resolve, Directing the Board of Pesticides Control To Gather Information Relating to Perfluoroalkyl and Polyfluoroalkyl Substances in the State	Reported Out	OTP-AM/ ONTP		<u>Finally Passed</u>	RESLV 83	S1
ACF	268	An Act To Eliminate Online Burn Permit Fees for All Areas of the State	Reported Out	OTP-AM		<u>Enacted</u>	PL 414	S1
ACF	282	An Act Regarding Maine Agriculture	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
ACF	316	An Act To Prohibit the Use of Chlorpyrifos	Reported Out	OTP		<u>Enacted</u>	PL 105	S1
ACF	322	An Act To Provide Occupants of Motor Vehicles with Gold Star Family Registration Plates Free Entry to State Parks and Historic Sites	Reported Out	OTP-AM		<u>Enacted</u>	PL 415	S1
ACF	324	An Act To Limit Public Land Ownership in Maine	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1
ACF	381	An Act To Reduce from 8 Weeks to 6 Weeks the Age at Which a Rabbit May be Sold	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1
ACF	416	An Act Regarding the Production and Sale of Birch Syrup and Birch Syrup Products	Reported Out	OTP		<u>Emergency Enacted</u>	PL 43	S1
ACF	437	An Act To Establish the Maine Healthy Soils Program	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	PL 143	S1
ACF	457	An Act To Provide Free State Park Passes to Persons with Disabilities	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1

Bills Referred to

Agriculture, Conservation and Forestry (ACF)

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ACF	471	An Act To Require Legislative Approval for Certain Leases of Public Lands	Carry Over Approved		Carried Over In Comm			S1
ACF	486	Resolve, Directing the Bureau of Parks and Lands To Provide Annual Updates on Efforts To Consolidate the Bureau's Unconsolidated Public Lots	Reported Out	OTP-AM		Finally Passed	RESLV 18	S1
ACF	493	An Act To Allow Custom Slaughterhouses To Produce Cuts of Meat To Be Sold Commercially in the State	Carry Over Approved		Carried Over In Comm			S1
ACF	519	An Act To Protect Children from Exposure to Toxic Chemicals	Reported Out	OTP-AM/ OTP-AM		Enacted	PL 197	S1
ACF	524	Resolve, Directing the Board of Pesticides Control To Research Workable Methods To Collect Pesticide Sales and Use Records for the Purpose of Providing Information to the Public	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV 54	S1
ACF	558	Resolve, Directing the Department of Agriculture, Conservation and Forestry To Develop a Study Plan Relating to Perfluoroalkyl and Polyfluoroalkyl Substances Contamination in the Agricultural Sector	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV 38	S1
ACF	561	Resolve, To Improve Standards for Animal Rescue Entities	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1
ACF	568	An Act To Establish a Working Farmland Access and Protection Program within the Department of Agriculture, Conservation and Forestry and a Working Farmland Access and Protection Fund within the Land for Maine's Future Program	Reported Out	OTP-AM/ ONTP		Emergency Enacted	PL 135	S1
ACF	574	An Act To Clarify the Maine Food Sovereignty Act	Reported Out	ONTP/ OTP-AM	Carried Over on Floor			S1
ACF	586	An Act To Amend the Laws Governing Agriculture, Conservation and Forestry	Carry Over Approved		Carried Over In Comm			S1
ACF	630	An Act To Prohibit Shelf-stable Products from Being Sold as Cider	Reported Out	OTP-AM		Enacted	PL 111	S1
ACF	657	An Act To Clarify the Law Enforcement Powers of the Bureau of Parks and Lands	Reported Out	OTP-AM/ ONTP		Died Between Houses		S1
ACF	691	An Act To Support Farms and Address Food Insecurity	Reported Out	OTP-AM/ ONTP		Enacted	PL 468	S1

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Bills Referred to

Agriculture, Conservation and Forestry (ACF)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
ACF	700	An Act To Promote Economic Development and Outdoor Recreation through Investment in State Parks	Reported Out	OTP-AM	Carried On Approps Table				S1
ACF	728	Resolve, Directing State Agencies That Maintain Public Lands for Recreation To Make Certain Information Readily Accessible to the General Public	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ACF	736	An Act To Enhance the Ecological Reserve System	Carry Over Approved		Carried Over In Comm				S1
ACF	808	An Act To Repeal the Pesticide Container Fee and the Tick Laboratory and Pest Management Fund	Reported Out	OTP-AM/ OTP-AM	Carried On Approps Table				S1
ACF	820	Resolve, To Convene a Working Group To Develop Plans To Protect Maine's Agricultural Lands When Siting Solar Arrays	Reported Out	OTP		Finally Passed	RESLV	26	S1
ACF	856	An Act To Balance Renewable Energy Development with Natural and Working Lands Conservation	Carry Over Approved		Carried Over In Comm				S1
ACF	870	Resolve, Directing the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations To Study the Impact of Policies Regarding Agriculture, Access to Land, Access to Grants and Access to Financing on African American and Indigenous Farmers in the State	Reported Out	OTP-AM		Finally Passed	RESLV	27	S1
ACF	937	Resolve, To Direct the Department of Agriculture, Conservation and Forestry and the Department of Inland Fisheries and Wildlife To Jointly Develop Recommendations Regarding Carbon Storage Programs and Policies	Reported Out	OTP-AM		Finally Passed	RESLV	28	S1
ACF	954	An Act To Provide Equal Access to the Benefits of the Maine Food Sovereignty Act	Reported Out	OTP-AM		Veto Sustained			S1
ACF	1075	An Act To Protect Public Lands	Carry Over Approved		Carried Over In Comm				S1
ACF	1158	An Act Regarding the Application of Certain Pesticides for Nonagricultural Use	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ACF	1159	An Act To Amend the Membership Requirements of the Board of Pesticides Control	Reported Out	ONTP/ OTP-AM		Enacted	PL	179	S1

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Bills Referred to

Agriculture, Conservation and Forestry (ACF)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
ACF	1295	An Act To Require Legislative Approval of Certain Transmission Lines, Require Legislative Approval of Certain Transmission Lines and Facilities and Other Projects on Public Reserved Lands and Prohibit the Construction of Certain Transmission Lines in the Upper Kennebec Region	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310 (this Initiated Bill was subsequently approved by voters; IB Ch 1)			\$1
ACF	1299	An Act To Permit Emergency Funding for Food Banks When a State of Emergency is Declared	Reported Out	OTP-AM	Carried On Approps Table				\$1
ACF	1407	Resolve, Regarding Authority of Municipalities To Regulate Timber Harvesting	Reported Out	OTP-AM		Finally Passed	RESLV	70	\$1
ACF	1549	An Act To Establish the Maine Forest Advisory Board	Reported Out	ONTP/ OTP-AM		Veto Sustained			\$1
ACF	1560	Resolve, Authorizing the State To Convey to the Passamaquoddy Tribe the State's Interest in a Certain Parcel of Land in the Town of Meddybemps	Reported Out	OTP		Finally Passed	RESLV	31	\$1
ACF	1565	An Act To Strengthen Maine's Agriculture, Food and Forest Economy	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				\$1
ACF	1594	An Act To Suspend the Collection of the Container Fee for Hand Sanitizer and Sanitizing Wipes during the COVID-19 Pandemic	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			\$1
ACF	1599	An Act To Establish A Maine Pesticide Sales and Use Registry	Reported Out	ONTP/ OTP-AM		Died On Adjournment			\$1
ACF	1611	An Act To Amend Maine's Harness Racing Laws Regarding Race Dates and Pari-mutuel Pools	Reported Out	OTP-AM/ ONTP		Enacted	PL	406	\$1
ACF	1690	Resolve, To Modify the Deed for a Parcel of Property in the Town of Carrabassett Valley	Reported Out	OTP		Finally Passed	RESLV	43	\$1

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

**LD 30 Resolve, Authorizing the Director of the Bureau of Parks and Lands To Convey a Parcel of Land in Augusta to the Maine Veterans' Homes**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 6 authorizes the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to transfer state property to the Maine Veterans' Homes. In addition, as required by Resolve 1989, chapter 29 and the deed to the Maine Veterans' Homes, the resolve grants approval to the Maine Veterans' Homes to sell its structure with the land it is located on at the corner of Cony Road and Piggery Road in Augusta, County of Kennebec.

**LD 33 Resolve, Directing the Department of Agriculture, Conservation and Forestry To Seek Input from Stakeholders on the State's Hemp Program**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 32 directs the Department of Agriculture, Conservation and Forestry to meet with and seek input from stakeholders on the United States Department of Agriculture Domestic Hemp Production Program requirements. The resolve directs the department to study and monitor other state hemp programs, including states that are following federal hemp program regulations and those that are not in compliance with federal hemp program regulations. The resolve directs the department to submit a report, with findings and recommendations, to the Joint Standing Committee on Agriculture, Conservation and Forestry no later than December 15, 2021 and gives the joint standing committee authority to submit a bill to the 130th Legislature relating to the subject matter of the report.

**LD 34 An Act To Create the Maine Forestry Operations Cleanup and Response Fund**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 63 establishes the Maine Forestry Operations Cleanup and Response Fund, a nonlapsing, dedicated revenue fund for the Department of Agriculture, Conservation and Forestry, Bureau of Forestry to use to mitigate and remediate water quality violations that result from timber harvesting activities and that require immediate action to prevent or minimize further damage to waters of this State. The fund is replenished by financial penalties, permit fees and other charges associated with timber harvesting, up to a limit of \$20,000.

The law provides that the Maine Forestry Operations Cleanup and Response Fund may be disbursed only to pay the costs, including without limitation payments to contractors undertaking physical mitigation and remediation activities, involved in the control of sediment and water flow, the abatement of pollution and the implementation of remediation activities.

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

The law requires the Director of the Bureau of Forestry, prior to undertaking mitigation or remediation activities that will result in use of the fund, to use all reasonable efforts to notify the responsible party of mitigation and remediation activities needed and to provide a reasonable time frame for the responsible party to implement those activities.

The law allows the bureau to recover costs incurred through the use of this fund and to place a lien on a property when the responsible party is unwilling or unable to repay such costs. The law also requires the director to notify the responsible party that a lien may be imposed on real estate owned by the responsible party if the department undertakes mitigation and remediation activities that will result in the use of the fund.

### **LD 36 An Act To Amend the Definition of “Timber Harvesting”**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 30 amends the definition of "timber harvesting" to clarify that timber harvesting means any cutting or removal of trees or forest products that when cut or removed are transported to a roundwood processing operation. The law further clarifies that, for purposes of the laws governing forest practices, timber harvesting does not include reclaiming trees, logs or bark left over from timber harvesting or other operations, including but not limited to retrieving submerged timbers from log drives or bark from bark piles. The law also adds bark to the definition of "forest products" and log yards and bark processors to the definition of "roundwood processing operation" in the laws governing forest landowner and wood processor reporting requirements.

Public Law 2021, chapter 30 was enacted as an emergency measure effective April 7, 2021.

### **LD 63 An Act Regarding the Northeastern Interstate Forest Fire Protection Compact**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 6 extends liability protection for the State and firefighters who travel to fight wildfires or other emergencies outside of the Northeastern Interstate Forest Fire Protection Compact area. Currently, all the New England states, New York and the Canadian provinces of Quebec, Newfoundland and Labrador and the Maritimes make up the Northeastern Interstate Forest Fire Protection Compact.

Private and Special Law 2021, chapter 6 was enacted as an emergency measure effective June 11, 2021.

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

**LD 65 An Act To Invest in the Stewardship and Management of Properties Acquired with the Proceeds from the Land for Maine's Future Fund or the Public Access to Maine Waters Fund**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 33 allows a small portion of Land for Maine's Future program bond funds to be used to fund minor capital investments in the stewardship and management of properties acquired with funding from the Land for Maine's Future Fund or the Public Access to Maine Waters Fund, ensuring that these properties are maintained in perpetuity for the purposes for which the properties are conserved.

**LD 66 An Act To Improve Livestock and Poultry Preparation**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 64 makes technical changes to the laws governing preparation of livestock and poultry products for human consumption. The law defines "amenable species" as a species of exotic animal, as defined by federal law, the anatomy and biology of which are substantially the same as an animal that is currently inspected, and it includes amenable species under the laws governing voluntary inspections. The law removes the requirement that funds reimbursed under the laws governing preparation of livestock and poultry products for human consumption be deposited in the General Fund as undedicated revenue. The law also prohibits a person from selling, transporting, offering for sale or transportation or receiving for transportation any carcasses of horses, mules or other equines or parts of these carcasses or the meat or meat food products of these carcasses. The law also clarifies the definition of "meat" in the provisions of law relating to preparation of livestock and poultry products for human consumption by providing that meat is the muscle of livestock, an amenable species or an exotic animal.

**LD 90 An Act To Amend the Removal Process Applicable to the Position of State Supervisor of the Forest Protection Unit of the Bureau of Forestry**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 34 clarifies that in the event that the Chief Forest Ranger is not reappointed, the Chief Forest Ranger has the right to be restored to the position from which the Chief Forest Ranger was promoted or to a position equivalent in salary grade, without impairment of personnel status or the loss of seniority, retirement or other rights to which uninterrupted service in the previous position would have entitled the former Chief Forest Ranger. The law further clarifies that the Chief Forest Ranger must be appointed from among the forest rangers of the Department of Agriculture, Conservation and Forestry.

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

**LD 95 RESOLUTION, Proposing an Amendment to the Constitution of Maine To  
Establish a Right to Food**

**ENACTED LAW SUMMARY**

Constitutional Resolution 2021, chapter 1 proposes to amend Article 1 of the Constitution of Maine to add a new provision to provide that all individuals have a natural, inherent and unalienable right to food, including the right to save and exchange seeds and the right to grow, raise, harvest, produce and consume the food of their own choosing for their own nourishment, sustenance, bodily health and well-being, as long as an individual does not commit trespassing, theft, poaching or other abuses of private property rights, public lands or natural resources in the harvesting, production or acquisition of food.

Constitutional Resolution 2021, chapter 1 as finally passed by the Legislature is subject to ratification at a statewide election to be held in November of 2021.

**LD 103 An Act To Improve the Animal Welfare Laws**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 99 amends the laws pertaining to agriculture and animals.

1. The law allows the Commissioner of Agriculture, Conservation and Forestry to employ any person considered necessary to assist in any response to a natural or man-made disaster affecting animals both in the State and outside the State and provides for such a person's compensation. It also establishes reporting requirements regarding such a disaster response.
2. The law allows the Animal Welfare Advisory Council to have as a member a person who is a pet food supplier and an attorney with experience in the state court system and further provides that, if appointed, the attorney must have prosecutorial experience in the state court system.
3. The law changes the rabies vaccination requirement to provide that an owner or keeper of a dog over three months of age must have the dog vaccinated. The law also provides that the owner or keeper of a dog, within 30 days after the dog attains the age of three months, is required to have that dog vaccinated against rabies. Current law provides that an owner or keeper of a cat is exempt from the rabies vaccination requirement if a medical reason exists that precludes the vaccination of the cat. The law provides that an owner or keeper of a dog is also exempt from the rabies vaccination requirement if a medical reason exists that precludes the vaccination of the dog.
4. The law adds dangerous dogs and nuisance dogs to those animals that are excluded from obtaining dog licenses through the Internet licensing project.
5. The law provides for the revocation of animal control officer certification if the officer refuses or intentionally fails to perform the officer's statutory duties.

ENACTED LAW SUMMARIES

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6. The law amends animal welfare laws to define "animal care facility" and to provide that the definition of "boarding kennel" applies to all privately-owned animals that are kept for a fee.

**LD 155 Resolve, Directing the Board of Pesticides Control To Prohibit the Use of Certain Neonicotinoids for Outdoor Residential Use**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 33 directs the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control to prohibit the use of any product containing certain neonicotinoids used for application in outdoor residential landscapes such as on lawn, turf or ornamental vegetation. The law provides that products used for preserving wood, controlling or treating indoor pests, controlling or treating insects outside around structural foundations and other parts of structures, and treating pets are specifically exempt from the prohibition.

The law also requires the board to allow the use of certain neonicotinoids by certified applicators on ornamental vegetation to manage emerging invasive insect pests, including but not limited to the Asian long-horned beetle, emerald ash borer and hemlock wooly adelgid in order to safeguard the public health, safety and welfare of the State and to protect the natural resources of the State.

**LD 204 An Act To Amend the Law Regarding the Interest Rate for State Loans under the Potato Marketing Improvement Fund**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 31 changes the interest rate on loans made through the Potato Marketing Improvement Fund from a fixed rate of 5% to the federal prime rate on the date of loan commitment or up to a maximum of 5% and allows existing loans in good standing to be refinanced at the same rate.

Public Law 2021, chapter 31 was enacted as an emergency measure effective April 7, 2021.

**LD 207 Resolve, Regarding Legislative Review of Portions of Chapter 1: Fee Schedule, a Major Substantive Rule of the Department of Agriculture, Conservation and Forestry, Maine Land Use Planning Commission**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 10 authorizes final adoption of portions of Chapter 1: Fee Schedule, a major substantive rule of the Department of Agriculture, Conservation and Forestry, Maine Land Use Planning Commission. The law also provides that the Maine Land Use Planning Commission must finally adopt rules no later than October 1, 2021.

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Resolve 2021, chapter 10 was finally passed as an emergency measure effective May 5, 2021.

**LD 264 Resolve, Directing the Board of Pesticides Control To Gather Information  
Relating to Perfluoroalkyl and Polyfluoroalkyl Substances in the State**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 83 directs the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control to amend its rules governing the registration of pesticides in the State to require manufacturers and distributors to provide affidavits stating whether the registered pesticide has ever been stored, distributed or packaged in a fluorinated high-density polyethylene container and to require manufacturers to provide an affidavit stating whether a perfluoroalkyl or polyfluoroalkyl substance is in the formulation of the registered pesticide.

The law also directs the board to conduct a study to determine if fluorinated adjuvants are being used or sold in the State. It directs the board to explore what is needed to regulate fluorinated adjuvants in the State and to explore what is necessary to impose a prohibition on the distribution or application of pesticides or adjuvants containing perfluoroalkyl or polyfluoroalkyl substances in the State. The law also directs the board to develop a feasible definition of perfluoroalkyl or polyfluoroalkyl adulteration in a pesticide. It directs the board to submit a report based on the study, with findings and recommendations, to the Joint Standing Committee on Agriculture, Conservation and Forestry no later than January 15, 2022 and gives the joint standing committee authority to submit a bill to the 130th Legislature relating to the subject matter of the report.

**LD 268 An Act To Eliminate Online Burn Permit Fees for All Areas of the State**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 414 provides that a person may not be charged a fee to obtain a burn permit online. The law also allows a vendor or owner of a private party burn permit software system to charge a municipality for use of private party burn permit software.

**LD 316 An Act To Prohibit the Use of Chlorpyrifos**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 105 prohibits the use of pesticides containing chlorpyrifos as an active ingredient beginning January 1, 2022. From January 1, 2022 to December 31, 2022 the Board of Pesticides Control may grant a temporary permit authorizing a pesticides applicator licensed by the State to use or apply a pesticide containing chlorpyrifos as an active ingredient, as long as that licensed pesticides applicator possessed the pesticide in the State before January 1, 2022. The

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board is required to post on its publicly accessible website information on the temporary permits issued.

**LD 322 An Act To Provide Occupants of Motor Vehicles with Gold Star Family  
Registration Plates Free Entry to State Parks and Historic Sites**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 415 provides for free entry to state parks and historic sites managed by the State for those persons who have gold star family registration plates on their motor vehicles and for passengers in those vehicles.

**LD 416 An Act Regarding the Production and Sale of Birch Syrup and Birch Syrup  
Products**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 43 provides for the regulation of the production, sale and labeling of birch syrup and birch syrup products.

Public Law 2021, chapter 43 was enacted as an emergency measure effective May 5, 2021.

**LD 437 An Act To Establish the Maine Healthy Soils Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 143 establishes the Maine Healthy Soils Program within the Department of Agriculture, Conservation and Forestry for the purposes of promoting and expanding the use of healthy soils best practices among farmers and farmland owners.

**LD 486 Resolve, Directing the Bureau of Parks and Lands To Provide Annual Updates on  
Efforts to Consolidate the Bureau's Unconsolidated Public Lots**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 18 directs the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to include in the bureau's annual report on public reserved, nonreserved public and submerged lands a progress report on the bureau's efforts to consolidate common and undivided public lot parcels that are held in common with private landowners.

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**LD 519 An Act To Protect Children from Exposure to Toxic Chemicals**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 197 bans the use of glyphosate and dicamba within 75 feet of school grounds. The prohibition does not apply to residential property or land used for commercial farming.

The law also directs the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control to establish a medical advisory committee to evaluate the potential impact of herbicides used on school grounds on human health. The board is required to submit a report no later than February 1, 2022 with findings and recommendations to the Joint Standing Committee on Agriculture, Conservation and Forestry. The Joint Standing Committee on Agriculture, Conservation and Forestry has the authority to submit a bill relating to the subject matter of the report to the Second Regular Session of the 130th Legislature.

**LD 524 Resolve, Directing the Board of Pesticides Control To Research Workable Methods To Collect Pesticide Sales and Use Records for the Purpose of Providing Information to the Public**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 54 directs the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control to research workable methods to collect pesticide sales and use records for the purpose of providing information to the public. The law directs the board to submit a report, with findings and recommendations, to the Joint Standing Committee on Agriculture, Conservation and Forestry no later than January 1, 2022 and gives the joint standing committee authority to submit a bill to the 130th Legislature relating to the subject matter of the report.

**LD 558 Resolve, Directing the Department of Agriculture, Conservation and Forestry To Develop a Study Plan Relating to Perfluoroalkyl and Polyfluoroalkyl Substances Contamination in the Agricultural Sector**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 38 directs the Department of Agriculture, Conservation and Forestry to develop a comprehensive research study plan to identify and aid farmers who are or may be affected by perfluoroalkyl and polyfluoroalkyl substances contamination. The department is required to submit a report regarding the comprehensive research study plan to the Joint Standing Committee on Agriculture, Conservation and Forestry by February 1, 2022.

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**LD 568 An Act To Establish a Working Farmland Access and Protection Program within the Department of Agriculture, Conservation and Forestry and a Working Farmland Access and Protection Fund within the Land for Maine's Future Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 135 establishes the Maine Working Farmland Access and Protection Program within the Department of Agriculture, Conservation and Forestry. The law also establishes the Maine Working Farmland Access and Protection Fund within the Land for Maine's Future program for farmland protection projects. The fund is administered by the Land for Maine's Future Board in cooperation with the Department of Agriculture, Conservation and Forestry.

Public Law 2021, chapter 135 was enacted as an emergency measure effective June 10, 2021.

**LD 630 An Act To Prohibit Shelf-stable Products from Being Sold as Cider**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 111 provides that any product that has been heat treated may not be labeled as "cider." The law also clarifies that all hard cider that contains not less than 1/2 of 1% alcohol by volume is not subject to the labeling requirements for cider.

**LD 691 An Act To Support Farms and Address Food Insecurity**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 468 establishes the Fund To Address Food Insecurity and Provide Nutrition Incentives 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.

The law provides one-time funding of \$25,000 in fiscal year 2021-22 to capitalize the Fund To Address Food Insecurity and Provide Nutrition Incentives to be used to match contributions from private and public sources.

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 given 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.

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**LD 820 Resolve, To Convene a Working Group To Develop Plans To Protect Maine's Agricultural Lands When Siting Solar Arrays**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 26 directs the Department of Agriculture, Conservation and Forestry to convene a working group of stakeholders to develop plans and consider ways to discourage the use of land of higher agricultural value and encourage the use of more marginal agricultural lands when siting a solar array. The department must submit its report and recommendations, including any suggested legislation, to the Joint Standing Committee on Agriculture, Conservation and Forestry; the Joint Standing Committee on Energy, Utilities and Technology; and the Joint Standing Committee on Environment and Natural Resources no later than January 14, 2022.

**LD 870 Resolve, Resolving, Directing the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations To Study the Impact of Policies Regarding Agriculture, Access to Land, Access to Grants and Access to Financing on African-American and Indigenous Farmers in the State**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 27 directs the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations to study the impact of policies regarding agriculture, access to land, access to grants and access to financing on African-American and indigenous farmers in the State. The law directs the commission to report its findings and recommendations from the study required by the resolve to the Joint Standing Committee on Agriculture, Conservation and Forestry by January 17, 2022. The Joint Standing Committee on Agriculture, Conservation and Forestry may submit a bill to the Second Regular Session of the 130th Legislature relating to the subject matter of the report.

The law also provides one-time funds, \$20,000 in fiscal year 2021-22, for the study.

**LD 937 Resolve, To Direct the Department of Agriculture, Conservation and Forestry and the Department of Inland Fisheries and Wildlife To Jointly Develop Recommendations Regarding Carbon Storage Programs and Policies**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 28 directs the Department of Agriculture, Conservation and Forestry and the Department of Inland Fisheries and Wildlife to jointly develop recommendations for the establishment of programs and policies to promote and incentivize, where appropriate, practices that increase sequestration of soil carbon on natural and working lands by farmers, landowners and land managers.

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The law directs the departments to submit an interim report, on or before March 1, 2022, to the Joint Standing Committee on Agriculture, Conservation and Forestry and provides that the joint standing committee may submit a bill to the 130th Legislature relating to the subject matter of the report. The law also directs the departments to submit a final report, on or before September 1, 2022, to the joint standing committee of the Legislature having jurisdiction over agricultural, conservation and forestry matters and provides that the joint standing committee may submit a bill to the First Regular Session of the 131st Legislature relating to the subject matter of the report.

### **LD 1159 An Act To Amend the Membership Requirements of the Board of Pesticides Control**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 179 amends the membership requirements of the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control. The law provides that the member of the Board of Pesticides Control who is a scientist from the University of Maine having practical experience and expertise in integrated pest management must specialize in agronomy, entomology or plant pathology. The law provides that the two members appointed to represent the public must have a demonstrated interest in environmental protection. The law further specifies that a member of the board appointed to represent the public may not have a financial interest in activities regulated by the board and may not be an individual who has been or is currently licensed, certified or given a permit in this or any other state for activities regulated by the board.

### **LD 1407 Resolve, Regarding Authority of Municipalities To Regulate Timber Harvesting**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 70 requires the Director of the Maine Forest Service within the Department of Agriculture, Conservation and Forestry to convene a stakeholder group to review and assess the law and corresponding process relating to a municipal proposal to adopt or amend a timber harvesting ordinance. The law requires the director to report the findings and recommendations of the stakeholder group to the Joint Standing Committee on Agriculture, Conservation and Forestry and authorizes the joint standing committee to submit a bill relating to the subject matter of the report to the 130th Legislature.

### **LD 1560 Resolve, Authorizing the State To Convey to the Passamaquoddy Tribe the State's Interest in a Certain Parcel of Land in the Town of Meddybemps**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 31 authorizes the State to convey to the Passamaquoddy Tribe a certain parcel of land located on the northern side of State Route 191 in Meddybemps, Washington

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County, which is a portion of a site known as the Eastern Surplus Company Superfund site that has been designated a Superfund site due to the presence of hazardous substances, materials or wastes. The law also allows the Passamaquoddy Tribe to take ownership of the land without assuming liability for historical contamination that the tribe did not cause and permits continued access to the land by the State and the United States to address remaining and future contamination at this or nearby lands.

**LD 1611 An Act To Amend Maine's Harness Racing Laws Regarding Race Dates and Pari-mutuel Pools**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 406 amends the definition of "commercial track" to include tracks at which fewer than the statutory minimum number of days of racing is conducted pursuant to a determination by the State Harness Racing Commission that the lesser number is in the best interest of the State's harness horse racing industry and the lesser number of days receives the express written approval of the track and a statewide association of horsemen.

The law also authorizes a person licensed to conduct harness horse racing with pari-mutuel betting to sell pari-mutuel pools and common pari-mutuel pools for simulcast races at a facility that is approved by the State Harness Racing Commission.

The law provides that a facility approved by the commission must be within the same county as the commercial track but may not be within the same municipality as an off-track betting facility. It also authorizes the person to conduct at the facility any other activities incidental to and permitted by the person's license.

The law also provides that a facility must obtain municipal approval prior to the sale of the pari-mutuel pools or common pari-mutuel pools and must provide the municipality in which the facility is located 5% of the track share of the commission allocated by the Maine Revised Statutes, Title 8, section 286, subsection 5. The law further specifies that the municipal officers of a municipality must approve the sale of pari-mutuel pools and common pari-mutuel pools at a facility located in that municipality before the sale may be approved by the State Harness Racing Commission.

**LD 1690 Resolve, To Modify the Deed for a Parcel of Property in the Town of Carrabassett Valley**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 43 amends the deed transferring land from the State to the Town of Carrabassett Valley to remove the prohibition against using the land for a commercial purpose.