

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

**LEGISLATIVE DIGEST OF BILLS AND**  
**SUMMARIES OF ENACTED LAWS**



Disposition of All Bills and Summaries of All Laws Enacted or  
Finally Passed During the First Regular and First Special Sessions  
of the 130<sup>th</sup> Maine Legislature

First Regular Session convened Wednesday, December 2, 2020  
First Regular Session adjourned sine die Tuesday, March 30, 2021  
First Special Session convened Wednesday, April 28, 2021  
First Special Session adjourned sine die Friday, July 2, 2021

	First Regular	First Special
Senate Legislative Days	4	15
House Legislative Days	4	15
Number of Bills	118	1619

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**THE MAINE LEGISLATIVE COUNCIL**

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DECEMBER 2021

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

**LEGISLATIVE DIGEST OF BILLS AND  
SUMMARIES OF ENACTED LAWS**



*This Legislative Digest of Bills and Summaries of Enacted Laws is produced under the auspices of the Maine Legislative Council by:*

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Contents of this Digest are available on the Internet at [www.maine.gov/legis/opla](http://www.maine.gov/legis/opla)  
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**STATE OF MAINE**  
130<sup>TH</sup> LEGISLATURE  
FIRST REGULAR AND FIRST SPECIAL SESSIONS



**LEGISLATIVE DIGEST OF BILLS AND  
SUMMARIES OF ENACTED LAWS**

This *Legislative Digest of Bills and Summaries of Enacted Laws* provides the disposition of all LDs and summaries of all laws enacted or finally passed during the First Regular and First Special Sessions of the 130<sup>th</sup> Maine Legislature. Every LD and all proposed amendments to an LD may be found through the Legislature's webpage and, of course, each includes a summary of what the bill or amendment proposed.

The *Legislative Digest of Bills and Summaries of Enacted Laws* is arranged alphabetically by committee. Within each committee section may be found a summary digest of all LDs considered by that committee, arranged by Legislative Document (LD) number; enacted law summaries are also provided for all those LDs that in some form were ultimately enacted or finally passed. A subject index is included with each committee. A separate section provides a summary digest of those LDs that were not referred to any committee; this section includes enacted law summaries for those unreferred LDs that in some form were ultimately enacted or finally passed. An appendix provides a summary of relevant session statistics.

The final disposition of each LD is noted in the relevant summary digest and index. The following describes the various final actions.

<i>CARRIED OVER</i> .....	<i>carried over to a subsequent session of the Legislature</i>
<i>CON RES XXX</i> .....	<i>chapter # of constitutional resolution passed by both houses</i>
<i>CONF CMTE UNABLE TO AGREE</i> .....	<i>Committee of Conference unable to agree; legislation died</i>
<i>DIED BETWEEN HOUSES</i> .....	<i>House &amp; Senate disagreed; legislation died</i>
<i>DIED IN CONCURRENCE</i> .....	<i>defeated in each house, but on different motions; legislation died</i>
<i>DIED ON ADJOURNMENT</i> .....	<i>action incomplete when session ended; legislation died</i>
<i>EMERGENCY</i> .....	<i>enacted law takes effect sooner than 90 days after session adjournment</i>
<i>FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE</i> .....	<i>emergency failed to receive required 2/3 vote</i>
<i>FAILED, ENACTMENT or FINAL PASSAGE</i> .....	<i>failed to receive final majority vote</i>
<i>FAILED, MANDATE ENACTMENT</i> .....	<i>legislation proposing local mandate failed required 2/3 vote</i>
<i>HELD BY GOVERNOR</i> .....	<i>Governor has not signed; final disposition to be determined at subsequent session</i>
<i>LEAVE TO WITHDRAW</i> .....	<i>sponsor's request to withdraw legislation granted</i>
<i>NOT PROPERLY BEFORE THE BODY</i> .....	<i>ruled out of order by the presiding officer; legislation died</i>
<i>INDEF PP</i> .....	<i>indefinitely postponed; legislation died</i>
<i>ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X</i> ...	<i>ought-not-to-pass report accepted; legislation died</i>
<i>P&amp;S XXX</i> .....	<i>chapter # of enacted private &amp; special law</i>
<i>PUBLIC XXX</i> .....	<i>chapter # of enacted public law</i>
<i>RESOLVE XXX</i> .....	<i>chapter # of finally passed resolve</i>
<i>VETO SUSTAINED</i> .....	<i>Legislature failed to override Governor's veto</i>

The effective date for non-emergency legislation enacted in the First Regular Session of the 130<sup>th</sup> Legislature is Tuesday, June 29, 2021 and for non-emergency legislation enacted in the First Special Session of the 129<sup>th</sup> Legislature, Monday, October 18, 2021. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

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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

**STAFF:**

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REP. THOMAS SKOLFIELD  
REP. JOSEPH UNDERWOOD

# *Joint Standing Committee on Agriculture, Conservation and Forestry*

## **SUBJECT INDEX**

### *Animal Welfare*

#### **Enacted**

LD 103 An Act To Improve the Animal Welfare Laws PUBLIC 99

#### **Not Enacted**

LD 381 An Act To Reduce from 8 Weeks to 6 Weeks the Age at Which a Rabbit May be Sold ONTP

LD 561 Resolve, To Improve Standards for Animal Rescue Entities ONTP

### *Department of Agriculture, Conservation and Forestry*

#### **Enacted**

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 PUBLIC 33

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

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 RESOLVE 38

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 PUBLIC 135

LD 691 An Act To Support Farms and Address Food Insecurity PUBLIC 468

LD 820 Resolve, To Convene a Working Group To Develop Plans To Protect Maine's Agricultural Lands When Siting Solar Arrays RESOLVE 26

LD 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	RESOLVE 27
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	RESOLVE 28
<b>Not Enacted</b>		
LD 174	An Act To Implement the Recommendations of the Ending Hunger by 2030 Advisory Group	CARRIED OVER
LD 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	CARRIED OVER
LD 856	An Act To Balance Renewable Energy Development with Natural and Working Lands Conservation	CARRIED OVER
LD 1299	An Act To Permit Emergency Funding for Food Banks When a State of Emergency is Declared	CARRIED OVER
LD 1565	An Act To Strengthen Maine's Agriculture, Food and Forest Economy	CARRIED OVER

**Food Policy**

**Enacted**

LD 66	An Act To Improve Livestock and Poultry Preparation	PUBLIC 64
LD 95	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Right to Food	CON RES 1

**Not Enacted**

LD 574	An Act To Clarify the Maine Food Sovereignty Act	CARRIED OVER
LD 954	An Act To Provide Equal Access to the Benefits of the Maine Food Sovereignty Act	Veto Sustained

### *Harness Racing*

**Enacted**

LD 1611 An Act To Amend Maine's Harness Racing Laws Regarding Race Dates and Pari-mutuel Pools PUBLIC 406

### *Land Use Planning Commission*

**Enacted**

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 RESOLVE 10

### *Maine Forest Service*

**Enacted**

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

### *Miscellaneous*

**Not Enacted**

LD 282 An Act Regarding Maine Agriculture ONTP

LD 586 An Act To Amend the Laws Governing Agriculture, Conservation and Forestry CARRIED OVER

**Parks and Public Lands**

**Enacted**

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

LD 1690 Resolve, To Modify the Deed for a Parcel of Property in the Town of Carrabassett Valley RESOLVE 43

**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

LD 657 An Act To Clarify the Law Enforcement Powers of the Bureau of Parks and Lands Died Between Houses

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

LD 728 Resolve, Directing State Agencies That Maintain Public Lands for Recreation To Make Certain Information Readily Accessible to the ONTP

General Public

LD 736	An Act To Enhance the Ecological Reserve System	CARRIED OVER
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

**Pesticides**

**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
LD 1159	An Act To Amend the Membership Requirements of the Board of Pesticides Control	PUBLIC 179

**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

### *Regulated Products*

**Enacted**

LD 33	Resolve, Directing the Department of Agriculture, Conservation and Forestry To Seek Input from Stakeholders on the State's Hemp Program	RESOLVE 32
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
LD 1407	Resolve, Regarding Authority of Municipalities To Regulate Timber Harvesting	RESOLVE 70

**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		Emergency Enacted	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		Emergency Finally Passed	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		Finally Passed	RESLV 83	S1
ACF	268	An Act To Eliminate Online Burn Permit Fees for All Areas of the State	Reported Out	OTP-AM		Enacted	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		Enacted	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		Enacted	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		Emergency Enacted	PL 43	S1
ACF	437	An Act To Establish the Maine Healthy Soils Program	Reported Out	OTP-AM/ ONTP		Enacted	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

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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	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 ( <i>this Initiated Bill was subsequently approved by voters; IB Ch 1</i> )			1S
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				1S
ACF	1407	Resolve, Regarding Authority of Municipalities To Regulate Timber Harvesting	Reported Out	OTP-AM		Finally Passed	RESLV	70	1S
ACF	1549	An Act To Establish the Maine Forest Advisory Board	Reported Out	ONTP/ OTP-AM		Veto Sustained			1S
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	1S
ACF	1565	An Act To Strengthen Maine's Agriculture, Food and Forest Economy	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				1S
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			1S
ACF	1599	An Act To Establish A Maine Pesticide Sales and Use Registry	Reported Out	ONTP/ OTP-AM		Died On Adjournment			1S
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	1S
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	1S

**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.

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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  
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**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.

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**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, 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**

**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

**ENACTED LAW SUMMARIES**

**JOINT STANDING COMMITTEE ON AGRICULTURE, CONSERVATION AND  
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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.



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 APPROPRIATIONS  
AND FINANCIAL AFFAIRS**

December 2021

**MEMBERS:**

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SEN. DONNA BAILEY  
SEN. PAUL T. DAVIS, SR.

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\*Committee member for a portion of the session

# *Joint Standing Committee on Appropriations and Financial Affairs*

## **SUBJECT INDEX**

### **Budget Bills - Biennial and Supplemental**

#### **Enacted**

- |        |  |            |
|--------|--|------------|
| LD 220 | An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2021  | PUBLIC 1   |
| LD 221 | An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2021, June 30, 2022 and June 30, 2023 | PUBLIC 398 |
| LD 715 | An Act To Make Certain Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government  | PUBLIC 29  |

#### **Not Enacted**

- |        |  |              |
|--------|--|--------------|
| LD 42  | An Act Making Certain Supplemental Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government  | CARRIED OVER |
| LD 240 | An Act Making Certain Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government               | CARRIED OVER |
| LD 304 | An Act To Make Certain Supplemental Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government | CARRIED OVER |
| LD 371 | An Act To Make Adjustments to General Fund Appropriations Related to the Supplemental Budget   | CARRIED OVER |

### **Budget Bills - Federal Allocations**

#### **Enacted**

- |         |  |           |
|---------|--|-----------|
| LD 1507 | An Act To Establish a Local Fiscal Recovery Funds Program and Allocation | PUBLIC 45 |
|---------|--|-----------|

LD 1697	An Act To Establish a Homeowner Assistance Fund Program and Provide for the Distribution of Funds	PUBLIC 77
LD 1700	An Act To Provide Allocations for the Administration of State Fiscal Recovery Funds	PUBLIC 78
LD 1733	An Act To Provide Allocations for the Distribution of State Fiscal Recovery Funds	PUBLIC 483

### *Fiscal Policy*

**Not Enacted**

LD 327	An Act To Return Surplus Money to Maine Taxpayers	CARRIED OVER
LD 329	An Act To Amend the Laws Governing the Issuance of Bonds	CARRIED OVER
LD 339	An Act To Amend the Laws Governing the Issuance of Bonds	CARRIED OVER
LD 781	An Act To Strengthen Maine's Economy	CARRIED OVER

### *General Obligation Bond Bills*

**Enacted**

LD 1702	An Act To Authorize a General Fund Bond Issue To Improve Transportation	PUBLIC 408
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**Not Enacted**

LD 3	An Act To Authorize a General Fund Bond Issue for Maintenance and Improvement of Maine National Guard Facilities	CARRIED OVER
LD 21	An Act To Authorize a General Fund Bond Issue To Provide a New Dormitory Facility at the Maine School of Science and Mathematics	CARRIED OVER
LD 49	An Act To Authorize a General Fund Bond Issue To Invest in Infrastructure To Address Sea Level Rise	CARRIED OVER

LD 50	An Act To Authorize a General Fund Bond Issue To Invest in Housing for Persons Who Are Homeless	CARRIED OVER
LD 75	An Act To Authorize a General Fund Bond Issue To Replace and Repair Bureau of Forestry Aircraft	CARRIED OVER
LD 133	An Act To Authorize a General Fund Bond Issue To Invest in Fire Stations	CARRIED OVER
LD 150	An Act To Authorize a General Fund Bond Issue To Fund Hazardous Substance Site Cleanups	CARRIED OVER
LD 165	An Act To Authorize a General Fund Bond Issue To Provide Necessary Maintenance and Upgrades for State Parks and Historic Sites	Leave to Withdraw Pursuant to Joint Rule 310
LD 169	An Act To Authorize a General Fund Bond Issue To Stimulate Investment in Innovation by Maine Businesses To Produce Nationally and Globally Competitive Products and Services	CARRIED OVER
LD 175	An Act To Authorize a General Fund Bond Issue To Create and Enhance Regional Homeless Shelters	CARRIED OVER
LD 181	An Act To Authorize a General Fund Bond Issue To Complete the Renovation of a Wharf and Bulkhead in Portland for Marine Research	CARRIED OVER
LD 218	An Act To Authorize a General Fund Bond Issue To Accelerate Weatherization Efforts in the State	CARRIED OVER
LD 298	An Act To Authorize a General Fund Bond Issue To Fund Capital Improvements and Equipment for Career and Technical Education Centers and Regions To Prepare Students To Join Maine's Workforce	CARRIED OVER
LD 370	An Act To Authorize a General Fund Bond Issue To Upgrade and Replace Infrastructure of the Maine Public Broadcasting Corporation	CARRIED OVER
LD 373	An Act To Authorize a General Fund Bond Issue To Invest in Maine's Railroad Infrastructure	CARRIED OVER

LD 384	An Act To Authorize a General Fund Bond Issue To Fund the Transition from a Fossil Fuel-based to an Electrical Energy Economy	CARRIED OVER
LD 466	An Act To Authorize a General Fund Bond Issue To Support a Climate Center at the Gulf of Maine Research Institute	CARRIED OVER
LD 481	An Act To Propose a General Fund Bond Issue To Train Workers in High-demand Sectors and Support the State's 10-year Economic Plan Goal of Increasing Wages by 10 Percent	CARRIED OVER
LD 517	An Act To Authorize a General Fund Bond Issue To Promote the Construction of Energy-efficient Affordable Homes and the Adaptive Reuse, Repair and Weatherization of Existing Homes for Low-income Seniors	CARRIED OVER
LD 687	An Act To Authorize a General Fund Bond Issue To Promote the Conservation of Land, Working Waterfronts, Water Access and Outdoor Recreation	CARRIED OVER
LD 702	An Act To Authorize a General Fund Bond Issue To Recapitalize the School Revolving Renovation Fund	CARRIED OVER
LD 969	An Act To Authorize a General Fund Bond Issue for the Construction of a Convention Center in Portland, Improvements to the Augusta Civic Center and a Competitive Grant Program for Capital Improvements to Public Venues across the State	CARRIED OVER
LD 983	An Act To Authorize a General Fund Bond Issue To Promote Land Conservation, Working Waterfronts, Water Access and Outdoor Recreation	CARRIED OVER
LD 987	An Act To Authorize a General Fund Bond Issue for the Portland Harbor Commercial Revitalization Project's Confined Aquatic Disposal Cell and Dredging Projects	CARRIED OVER
LD 1084	An Act To Authorize a General Fund Bond Issue To Create Energy-efficient and Affordable Homes for Maine People	CARRIED OVER
LD 1086	An Act To Authorize a General Fund Bond Issue To Upgrade Customs Facilities at the Portland International Jetport and the Bangor International Airport To Promote International Tourism and Commerce	CARRIED OVER

LD 1094	An Act To Authorize a General Fund Bond Issue To Reduce Homeowner and Municipal Energy Bills through Increased Efficiency and Weatherization Projects	CARRIED OVER
LD 1095	An Act To Authorize a General Fund Bond Issue To Purchase 4 Nursing Simulators for Use by the University of Maine System and the Maine Community College System	CARRIED OVER
LD 1235	An Act To Authorize a General Fund Bond Issue To Connect Maine with a World-class Internet Infrastructure	CARRIED OVER
LD 1475	An Act To Authorize a General Fund Bond Issue for Targeted Food Processing Infrastructure	CARRIED OVER
LD 1526	An Act To Authorize a General Fund Bond Issue To Strengthen University of Maine System Workforce Education and Innovation	CARRIED OVER
LD 1597	An Act To Authorize a General Fund Bond Issue To Strengthen Maine's Health Care Workforce	CARRIED OVER
LD 1637	An Act To Authorize a General Fund Bond Issue To Provide Funds for Maine To Meet the State's Carbon Reduction Goals by Supporting the Use of Biofuels	CARRIED OVER
LD 1647	An Act To Authorize a General Fund Bond Issue To Provide Funds for Infrastructure Projects across the State and To Direct the Department of Environmental Protection To Establish a State Infrastructure Adaptation Fund and Predevelopment Assistance Program	CARRIED OVER
LD 1698	An Act To Authorize a General Fund Bond Issue To Create a Public-Private Partnership To Create Biomass Energy Facilities in Aroostook County and To Connect Aroostook County to ISO New England	CARRIED OVER

**Miscellaneous Funding and Other Requests**

**Enacted**

LD 1506	Resolve, To Continue until July 1, 2021 Limited-period Positions Expiring in June 2021	RESOLVE 14
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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*

**Appropriations and Financial Affairs (AFA)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
AFA	3	An Act To Authorize a General Fund Bond Issue for Maintenance and Improvement of Maine National Guard Facilities	Carry Over Approved		Carried Over In Comm			S1
AFA	21	An Act To Authorize a General Fund Bond Issue To Provide a New Dormitory Facility at the Maine School of Science and Mathematics	Carry Over Approved		Carried Over In Comm			S1
AFA	42	An Act Making Certain Supplemental Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government	Carry Over Approved		Carried Over In Comm			S1
AFA	49	An Act To Authorize a General Fund Bond Issue To Invest in Infrastructure To Address Sea Level Rise	Carry Over Approved		Carried Over In Comm			S1
AFA	50	An Act To Authorize a General Fund Bond Issue To Invest in Housing for Persons Who Are Homeless	Carry Over Approved		Carried Over In Comm			S1
AFA	75	An Act To Authorize a General Fund Bond Issue To Replace and Repair Bureau of Forestry Aircraft	Carry Over Approved		Carried Over In Comm			S1
AFA	133	An Act To Authorize a General Fund Bond Issue To Invest in Fire Stations	Carry Over Approved		Carried Over In Comm			S1
AFA	150	An Act To Authorize a General Fund Bond Issue To Fund Hazardous Substance Site Cleanups	Carry Over Approved		Carried Over In Comm			S1
AFA	165	An Act To Authorize a General Fund Bond Issue To Provide Necessary Maintenance and Upgrades for State Parks and Historic Sites	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310		S1
AFA	169	An Act To Authorize a General Fund Bond Issue To Stimulate Investment in Innovation by Maine Businesses To Produce Nationally and Globally Competitive Products and Services	Carry Over Approved		Carried Over In Comm			S1
AFA	175	An Act To Authorize a General Fund Bond Issue To Create and Enhance Regional Homeless Shelters	Carry Over Approved		Carried Over In Comm			S1
AFA	181	An Act To Authorize a General Fund Bond Issue To Complete the Renovation of a Wharf and Bulkhead in Portland for Marine Research	Carry Over Approved		Carried Over In Comm			S1
AFA	218	An Act To Authorize a General Fund Bond Issue To Accelerate Weatherization Efforts in the State	Carry Over Approved		Carried Over In Comm			S1

Bills Referred to

Appropriations and Financial Affairs (AFA)

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

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
AFA	220	An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2021	Reported Out OTP-AM/ OTP-AM		Emergency Enacted	PL	1	R1
AFA	221	An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2021, June 30, 2022 and June 30, 2023	Reported Out OTP-AM		Emergency Enacted	PL	398	S1
AFA	240	An Act Making Certain Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government	Carry Over Approved	Carried Over In Comm				S1
AFA	298	An Act To Authorize a General Fund Bond Issue To Fund Capital Improvements and Equipment for Career and Technical Education Centers and Regions To Prepare Students To Join Maine's Workforce	Carry Over Approved	Carried Over In Comm				S1
AFA	304	An Act To Make Certain Supplemental Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government	Carry Over Approved	Carried Over In Comm				S1
AFA	327	An Act To Return Surplus Money to Maine Taxpayers	Carry Over Approved	Carried Over In Comm				S1
AFA	329	An Act To Amend the Laws Governing the Issuance of Bonds	Carry Over Approved	Carried Over In Comm				S1
AFA	339	An Act To Amend the Laws Governing the Issuance of Bonds	Carry Over Approved	Carried Over In Comm				S1
AFA	370	An Act To Authorize a General Fund Bond Issue To Upgrade and Replace Infrastructure of the Maine Public Broadcasting Corporation	Carry Over Approved	Carried Over In Comm				S1
AFA	371	An Act To Make Adjustments to General Fund Appropriations Related to the Supplemental Budget	Carry Over Approved	Carried Over In Comm				S1
AFA	373	An Act To Authorize a General Fund Bond Issue To Invest in Maine's Railroad Infrastructure	Carry Over Approved	Carried Over In Comm				S1
AFA	384	An Act To Authorize a General Fund Bond Issue To Fund the Transition from a Fossil Fuel-based to an Electrical Energy Economy	Carry Over Approved	Carried Over In Comm				S1
AFA	466	An Act To Authorize a General Fund Bond Issue To Support a Climate Center at the Gulf of Maine Research Institute	Carry Over Approved	Carried Over In Comm				S1



Bills Referred to

Appropriations and Financial Affairs (AFA)

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

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
AFA	481	An Act To Propose a General Fund Bond Issue To Train Workers in High-demand Sectors and Support the State's 10-year Economic Plan Goal of Increasing Wages by 10 Percent	Carry Over Approved		Carried Over In Comm			S1
AFA	517	An Act To Authorize a General Fund Bond Issue To Promote the Construction of Energy-efficient Affordable Homes and the Adaptive Reuse, Repair and Weatherization of Existing Homes for Low-income Seniors	Carry Over Approved		Carried Over In Comm			S1
AFA	687	An Act To Authorize a General Fund Bond Issue To Promote the Conservation of Land, Working Waterfronts, Water Access and Outdoor Recreation	Carry Over Approved		Carried Over In Comm			S1
AFA	702	An Act To Authorize a General Fund Bond Issue To Recapitalize the School Revolving Renovation Fund	Carry Over Approved		Carried Over In Comm			S1
AFA	715	An Act To Make Certain Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government	Reported Out	OTP-AM/ ONTP	Enacted	PL	29	R1
AFA	781	An Act To Strengthen Maine's Economy	Carry Over Approved		Carried Over In Comm			S1
AFA	969	An Act To Authorize a General Fund Bond Issue for the Construction of a Convention Center in Portland, Improvements to the Augusta Civic Center and a Competitive Grant Program for Capital Improvements to Public Venues across the State	Carry Over Approved		Carried Over In Comm			S1
AFA	983	An Act To Authorize a General Fund Bond Issue To Promote Land Conservation, Working Waterfronts, Water Access and Outdoor Recreation	Carry Over Approved		Carried Over In Comm			S1
AFA	987	An Act To Authorize a General Fund Bond Issue for the Portland Harbor Commercial Revitalization Project's Confined Aquatic Disposal Cell and Dredging Projects	Carry Over Approved		Carried Over In Comm			S1
AFA	1084	An Act To Authorize a General Fund Bond Issue To Create Energy-efficient and Affordable Homes for Maine People	Carry Over Approved		Carried Over In Comm			S1
AFA	1086	An Act To Authorize a General Fund Bond Issue To Upgrade Customs Facilities at the Portland International Jetport and the Bangor International Airport To Promote International Tourism and Commerce	Carry Over Approved		Carried Over In Comm			S1

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 RESLV = Resolve; CON RES = Constitutional Resolution;  
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Bills Referred to

Appropriations and Financial Affairs (AFA)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
AFA	1094	An Act To Authorize a General Fund Bond Issue To Reduce Homeowner and Municipal Energy Bills through Increased Efficiency and Weatherization Projects	Carry Over Approved		Carried Over In Comm			SI	
AFA	1095	An Act To Authorize a General Fund Bond Issue To Purchase 4 Nursing Simulators for Use by the University of Maine System and the Maine Community College System	Carry Over Approved		Carried Over In Comm			SI	
AFA	1235	An Act To Authorize a General Fund Bond Issue To Connect Maine with a World-class Internet Infrastructure	Carry Over Approved		Carried Over In Comm			SI	
AFA	1475	An Act To Authorize a General Fund Bond Issue for Targeted Food Processing Infrastructure	Carry Over Approved		Carried Over In Comm			SI	
AFA	1506	Resolve, To Continue until July 1, 2021 Limited-period Positions Expiring in June 2021	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	14	SI
AFA	1507	An Act To Establish a Local Fiscal Recovery Funds Program and Allocation	Reported Out	OTP-AM		Emergency Enacted	PL	45	SI
AFA	1526	An Act To Authorize a General Fund Bond Issue To Strengthen University of Maine System Workforce Education and Innovation	Carry Over Approved		Carried Over In Comm			SI	
AFA	1597	An Act To Authorize a General Fund Bond Issue To Strengthen Maine's Health Care Workforce	Carry Over Approved		Carried Over In Comm			SI	
AFA	1637	An Act To Authorize a General Fund Bond Issue To Provide Funds for Maine To Meet the State's Carbon Reduction Goals by Supporting the Use of Biofuels	Carry Over Approved		Carried Over In Comm			SI	
AFA	1647	An Act To Authorize a General Fund Bond Issue To Provide Funds for Infrastructure Projects across the State and To Direct the Department of Environmental Protection To Establish a State Infrastructure Adaptation Fund and Predevelopment Assistance Program	Carry Over Approved		Carried Over In Comm			SI	
AFA	1697	An Act To Establish a Homeowner Assistance Fund Program and Provide for the Distribution of Funds	Reported Out	OTP-AM		Emergency Enacted	PL	77	SI
AFA	1698	An Act To Authorize a General Fund Bond Issue To Create a Public-Private Partnership To Create Biomass Energy Facilities in Aroostook County and To Connect Aroostook County to ISO New England	Carry Over Approved		Carried Over In Comm			SI	
AFA	1700	An Act To Provide Allocations for the Administration of State Fiscal Recovery Funds	Reported Out	OTP-AM		Emergency Enacted	PL	78	SI
AFA	1702	An Act To Authorize a General Fund Bond Issue To Improve Transportation	Reported Out	OTP-AM/ ONTP		Enacted	PL	408	SI

*Bills Referred to*

**Appropriations and Financial Affairs (AFA)**

PL = Public Law; P&SL = Private and Special Law;  
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 IB = Initiated Bill

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
AFA	1733	An Act To Provide Allocations for the Distribution of State Fiscal Recovery Funds	Reported Out OTP-AM/ OTP-AM		Enacted	PL	483	S1

**JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL  
AFFAIRS**

**LD 220 An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2021**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 1 does the following.

Part A makes supplemental changes to appropriations and allocations of funds for fiscal year 2020-21.

Part B updates references to the United States Internal Revenue Code of 1986 contained in the Maine Revised Statutes, Title 36 to refer to the United States Internal Revenue Code of 1986, as amended through December 31, 2020, for tax years beginning on or after January 1, 2018 and for any prior tax year as specifically provided by the United States Internal Revenue Code of 1986, as amended.

Part C revises the appropriation and authority to expend for postsecondary course payments pursuant to Title 20-A, section 15689-A, subsection 11 in the targeted education funds for fiscal year 2020-21 and revises the total cost of education from kindergarten to grade 12, the state contribution and the annual target state share percentage for fiscal year 2020-21.

Part D requires an addition modification for federal excess business losses allowed to noncorporate taxpayers pursuant to the federal Coronavirus Aid, Relief, and Economic Security Act, also known as the CARES Act, for taxable years beginning after December 31, 2017 and before January 1, 2021 and a subtraction modification for the carry-over and subtraction of this amount in future years.

Part E requires an addition modification of the federal business interest deduction that exceeds 30% of adjusted taxable income pursuant to the federal CARES Act for taxable years beginning after December 31, 2018 and before January 1, 2021 and a subtraction modification for the carry-over and subtraction of this amount in tax years beginning on or after January 1, 2021.

Part F excludes qualified improvement property placed in service after December 31, 2017 and prior to January 1, 2020 from the Maine capital investment credit.

Part G requires an addition modification for the additional charitable contribution deduction allowed to corporations pursuant to the federal CARES Act for taxable years beginning after January 1, 2019 and before January 1, 2020 and a subtraction modification for the carry-over and subtraction of this amount in future years.

Part H updates and simplifies Maine income tax law by conforming the Maine income tax with the federal net operating loss, or NOL, limitation, generally known as the 80% taxable income limitation, and the federal CARES Act suspension of the limitation. This Part applies retroactively

## JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

to tax years beginning on or after January 1, 2018. Under the provision, the 80% taxable income limitation would apply to tax years beginning after 2020.

Part I does the following:

1. Temporarily expands the Maine credit for income taxes paid to another jurisdiction in order to provide relief to Maine resident taxpayers who are being taxed by both Maine and another jurisdiction on compensation earned in Maine as a result of teleworking in Maine due to the state of emergency declared as a result of the COVID-19 pandemic. The remote work in Maine must have commenced due to the COVID-19 pandemic and during either state's state of emergency with respect to those services or proportion of services previously performed outside of Maine; and
2. Relaxes the requirement that a recipient of the educational opportunity tax credit work in Maine by providing that a qualified individual who worked in the State immediately prior to, or at any point during, the Maine COVID-19 state of emergency is deemed to have worked in this State for the entire state of emergency.

Part J authorizes the Department of Administrative and Financial Services to enter into financing agreements in fiscal years 2020-21, 2021-22 and 2022-23 for the acquisition, licensing, installation, implementation, maintenance and support of computer hardware, software and other systems development of a human resources and payroll system within the Central Administrative Applications program, General Fund account.

Part K extends the time to repay the costs of the financial agreement for the acquisition, licensing, installation, implementation, maintenance and support of the tax collection system of the Bureau of Revenue Services authorized by Public Law 2019, chapter 343, Part O.

Part M amends the Finance Authority of Maine's waste motor oil disposal site remediation program by directing all remaining funds in the Waste Motor Oil Revenue Fund to the Department of Environmental Protection's Uncontrolled Sites Fund, with 50% to be placed in a subsidiary account to be used for specific purposes related to the threats and hazards posed perfluoroalkyl and polyfluoroalkyl substances, and by repealing the laws governing the program. It also amends other sections of law by correcting cross-references and making technical changes resulting from the repeal of the laws governing the program.

Part N changes eligibility for transitional transportation to include families who are employed and have income less than 200% of the federal poverty level. It also allows the Department of Health and Human Services to use up to \$1,400,000 annually in TANF block grant expenditures to support employed families who have transportation costs and have income less than 200% of the federal poverty level.

Part O repeals the Working Cars for Working Families Program.

## **JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS**

Part P allows the Department of Health and Human Services to carry up to \$1,335,770 in the Supplemental Nutrition Assistance Program to reimburse the Federal Government for penalties incurred in the Supplemental Nutrition Assistance Program in federal fiscal year 2019.

Part Q amends Public Law 2019, chapter 343, Part BBBB, section 4 to specify a transfer of \$14,500,000 to the Fund for a Healthy Maine dedicated revenue instead of an amount up to \$14,500,000 and changes the date by which the transfer must be made from June 30, 2021 to July 1, 2021.

Part S authorizes the transfer of any remaining balance in the Reserve for Indigent Legal Services account, Other Special Revenue Funds to the Maine Commission on Indigent Legal Services account, Other Special Revenue Funds.

Part T extends by one year the carrying forward of any unexpended balance in the All Other line category to the end of fiscal year 2021-22 in the Department of Secretary of State, Elections and Commissions program to be used as matching funds for the federal Help America Vote Act of 2002.

Part U expands the addition modification for the global intangible low-taxed income deduction. For tax years beginning on or after January 1, 2020, the modification is for the total amount of the foreign-derived intangible income and global intangible low-taxed income deduction claimed in accordance with the United States Internal Revenue Code of 1986, Section 250(a).

Part X requires an addition modification for calculating taxable income for Maine income tax purposes equal to any increase in deductions allowed for federal income tax purposes pursuant to the federal Consolidated Appropriations Act, 2021 which provides for a temporary allowance of full deduction for business meals. The addition modification applies to taxable years beginning on or after January 1, 2021.

Part Y allows the Maine State Housing Authority to reduce the amount of the Maine tax credit allowed for an affordable housing project to less than that available under the federal low-income housing tax credit to avoid a reduction in the federal credit otherwise available.

Part Z exempts up to \$10,200 per recipient of unemployment compensation benefits received during 2020 from Maine individual income tax for taxpayers with a federal adjusted gross income of less than \$150,000 and provides funds to the Department of Administrative and Financial Services to educate and inform taxpayers about the income tax deduction for unemployment compensation.

Part AA transfers \$2,900,000 from the Reserve for General Fund Operating Capital to a COVID-19 response fund in fiscal year 2020-21 to address needs related to the novel coronavirus disease, COVID-19.

Part BB requires legislative approval of any expenditure proposed by the Governor of discretionary funds received from the federal government due to the COVID-19 pandemic that are not otherwise earmarked for another use by the State.

**JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL  
AFFAIRS**

Part CC requires the Maine Municipal Bond Bank to transfer \$50,000,000 from the Liquor Operation Revenue Fund, established in Title 30-A, section 6054, subsection 1, to the unappropriated surplus of the General Fund during fiscal year 2020-21.

Part DD restores funding by offsetting deappropriations in Personal Services and All Other in the Department of Defense, Veterans and Emergency Management, Veterans Services programs contained in Part A of this Act.

Part EE requires Maine Revenue Services to study the income modification that requires the add-back for Maine tax purposes of a taxpayer's deduction claimed pursuant to the federal Internal Revenue Code of 1986 from federal taxation for foreign-derived intangible income. Maine Revenue Services is required to determine the cost of the deduction, whether it effectively meets the purpose for the deduction, the revenue that would be generated without the deduction and whether there is another more effective or efficient manner of encouraging the domestic filing of taxes by corporations. Maine Revenue Services is required to provide a report, along with suggested legislation, to the Joint Standing Committee on Taxation.

Part FF transfers \$8,000,000 from the unappropriated surplus of the General Fund to the Maine Budget Stabilization Fund in fiscal year 2020-21.

Public Law 2021, chapter 1 was enacted as an emergency measure effective March 17, 2021.

**LD 221 An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2021, June 30, 2022 and June 30, 2023**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 398 does the following.

Part A makes changes to the baseline appropriations and allocations of funds for the 2022-2023 biennium.

Part B makes appropriations and allocations of funds for approved reclassifications and range changes.

Part C does the following:

1. Amends the state contribution, the annual target state share percentage and the mill expectation for the local contribution for fiscal year 2021-22;
2. Authorizes instead of requires the Commissioner of Education to apply for available federal funds in support of community school implementation and expansion;

**JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL  
AFFAIRS**

3. Adds one-time funding in the amount of \$225,000 for the Maine School of Science and Mathematics to provide one-time relief for the impacts of the pandemic;
4. Adds to the funding for postsecondary courses; and
5. Authorizes a school board of a school administrative unit that receives more state education subsidy than the amount included in its budget in fiscal year 2021-22 only to use all or part of the additional subsidy to increase expenditures for school purposes in cost center categories approved by the school board, increase the allocation of finances in a reserve fund approved by the school board or decrease the local cost share expectation for local property tax payers for funding public education as approved by the school board.

Part D authorizes the Maine Governmental Facilities Authority to issue additional securities in an amount not to exceed \$52,910,000 to pay for the costs of capital repairs and improvements to and construction of state-owned facilities and hazardous waste cleanup on state-owned properties.

Part E updates the mileage rate paid to state employees and state officers and officials not subject to a bargaining agreement who are engaged in the business of the State to either the rate included in the bargaining agreement representing the most employees or the federal rate of reimbursement, whichever is lower. This change will be effective July 1, 2021.

Part G sets the transfer to the Local Government Fund at 4.5% in fiscal year 2021-22. The transfer to the Local Government Fund returns to 5% beginning in fiscal year 2022-23.

Part H does the following:

1. Updates references to the United States Internal Revenue Code of 1986 contained in the Maine Revised Statutes, Title 36 to refer to the United States Internal Revenue Code of 1986 as amended through April 30, 2021 for tax years beginning on or after January 1, 2021 and for any prior tax year as specifically provided by the United States Internal Revenue Code of 1986, as amended, except that amendments to that Code made by Section 9042 of the federal American Rescue Plan Act of 2021, Public Law 117-2 do not apply to any tax year beginning after December 31, 2019 and before January 1, 2021;
2. Provides a sales tax exemption on the purchase of menstrual products sold on or after October 1, 2021;
3. Establishes the earned income tax credit rate for tax year 2021 for all eligible individuals as 20% of the federal earned income credit for the same taxable year;
4. Increases the maximum property tax fairness credit for tax year 2021 to \$1,000 for resident individuals under 65 years of age and \$1,500 for resident individuals 65 years of age and older; and



## **JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS**

5. Increases the property tax fairness credit for tax years 2022 and later to the amount by which the benefit base for the resident individual exceeds 4% of the resident individual's income with a maximum credit of \$750 for resident individuals under 65 years of age and \$1,200 for resident individuals 65 years of age and older.

Part I authorizes remaining balances in the Department of Administrative and Financial Services, Debt Service - Government Facilities Authority program in the current biennium to be carried forward into the following fiscal years.

Part J amends the Maine Tree Growth Tax Law to clarify the information required to be used by the State Tax Assessor when calculating the tree growth appropriation and municipal reimbursements and to use consistent terms when referring to that information and makes other technical changes to the related statute.

Part K authorizes remaining balance in the Central Administrative Applications program, General Fund account in fiscal years 2021-22 and 2022-23 to carry forward into the following fiscal year.

Part L authorizes the Office of Information Technology and the Bureau of Alcoholic Beverages and Lottery Operations, within the Department of Administrative and Financial Services, to enter into financing arrangements in fiscal years 2021-22 and 2022-23 for the acquisition, licensing, installation, implementation, maintenance and support of computer hardware, software and other systems to support the operations of the Bureau of Alcoholic Beverages and Lottery Operations.

Part M authorizes the Department of Administrative and Financial Services to enter into financing agreements, which may not exceed six years in duration, in fiscal years 2021-22 and 2022-23 for the acquisition of motor vehicles for the Central Fleet Management Division.

Part N authorizes the Department of Administrative and Financial Services on behalf of the Department of Public Safety to enter into financing agreements in fiscal years 2021-22 and 2022-23 for the acquisition of motor vehicles for the State Police.

Part O authorizes the Department of Administrative and Financial Services to enter into financing arrangements in fiscal years 2021-22 and 2022-23 for the acquisition of hardware, software and systems to support the operations of the Statewide Radio and Network System Reserve Fund.

Part P allows for promotion adjustments for Tax Examiner and Tax Examiner II positions within the Department of Administrative and Financial Services, Bureau of Revenue Services.

Part Q transfers \$10,000,000 from the unappropriated surplus of the General Fund to the Department of Agriculture, Conservation and Forestry for the abatement, cleanup or mitigation of the threats or hazards posed or potentially posed by perfluoroalkyl and polyfluoroalkyl substances, or PFAS, contamination affecting agricultural producers in the State; providing support to affected farms; providing support for PFAS research; and responding to PFAS concerns and issues as they arise.

## **JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS**

Part R transfers \$20,000,000 from the unappropriated surplus of the General Fund to the Department of Environmental Protection for the abatement, cleanup or mitigation of the threats or hazards posed or potentially posed by perfluoroalkyl and polyfluoroalkyl substances, or PFAS, contamination in the State and authorizes the department to spend those funds only for those purposes.

Part U adds the Director, Office of Marijuana Policy as a major policy-influencing position within the Department of Administrative and Financial Services and adds it to the list of positions with salaries set by the Governor.

Part W allows the Department of Agriculture, Conservation and Forestry to submit financial orders for the Public Reserved Lands Management Fund and adjusts the budget report submission date for this account in odd-numbered years to align with the submission of a biennial budget from a Governor-elect.

Part X authorizes a one-time transfer in each year of the biennium of all funds in excess of \$200,000 from unencumbered balance forward in the Personal Services and in excess of \$300,000 from unencumbered balance forward in the All Other line categories in the Division of Forest Protection, General Fund account to the Capital Expenditures line category in the Division of Forest Protection, General Fund account within the Department of Agriculture, Conservation and Forestry to fund the overhaul of existing aircraft.

Part Y renames the Office of the Commissioner program in the Department of Agriculture, Conservation and Forestry the DACF Administration program.

Part Z requires the transfer of residual funds remaining in the Federal-State Inspection Fund account in the Bureau of Agriculture program, Federal Expenditures Fund to the Division of Quality Assurance and Regulation account in the Bureau of Agriculture program, Other Special Revenue Funds at the close of fiscal year 2020-21.

Part AA clarifies the imposition of the 10¢ ConnectMaine surcharge.

Part BB authorizes the Department of Corrections to transfer, by financial order, Personal Services, All Other or Capital Expenditures funding between accounts within the same fund for the purposes of paying departmental overtime expenses in fiscal years 2021-22 and 2022-23.

Part CC directs the Commissioner of Corrections to review the current organizational structure of the Department of Corrections to improve organizational efficiency and cost-effectiveness and authorizes the State Budget Officer to transfer positions and available balances by financial order between July 1st and December 2nd of each fiscal year in the 2022-23 biennium. Any transfers that would result in a mission change or facility closure must be submitted to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters for review.

Part DD authorizes transfers of up to \$325,000 in each fiscal year of the 2022-23 biennium of available Personal Services allocations to the All Other line category in the Maine Health Data Organization, Other Special Revenue Funds account.

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Part EE transfers \$582,051 in fiscal year 2020-21 and \$411,529 in fiscal year 2021-22 from the unappropriated surplus of the General Fund to the National Board Certification Salary Supplement Fund within the Department of Education.

Part FF changes the title of Director of Communications within the Department of Education to Director of Marketing and Communications and the title of Director of Special Projects within the Department of Education to Chief Innovation Officer and adds the Chief Innovation Officer as a major policy-influencing position in the department.

Part GG transfers \$45,000,000 in fiscal year 2020-21 from the unappropriated surplus of the General Fund to the Maine Municipal Bond Bank for the School Revolving Renovation Fund.

Part HH establishes in statute the Maine School Safety Center in the Department of Education. The primary role of the center is to provide training, guidance and technical support to schools in Maine regarding safety and security.

Part II removes the Director of Early Childhood Special Education as a position appointed by the Commissioner of the Department of Education.

Part JJ allows the salary supplement payments for teachers certified by the National Board of Professional Teaching Standards to be prorated based on the amount of revenue received for this purpose and specifies that payments must be made with available resources.

Part KK eliminates the requirement that a public guardian or conservator furnish a bond.

Part LL updates the names of the programs into which certain revenue from the service provider tax and the health care provider tax is deposited to align with the MaineCare account consolidation initiative contained in Part SS.

Part MM does the following:

1. Changes the representatives that inspect medical establishments from the Office of MaineCare Services to the division of licensing and certification within the Department of Health and Human Services;
2. Removes the requirement that the Department of Health and Human Services conduct a single coordinated inspection of a nursing facility dually licensed as a nursing home and an assisted living facility; and
3. Clarifies that the exemption from inspection requirements applies to licensed hospitals seeking re-licensure.

Part NN removes the language that does not allow the Department of Health and Human Services to transfer or otherwise repurpose any funds appropriated or allocated for public health nurses and the services they provide.

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Part OO renames the statewide food supplement program the Supplemental Nutrition Assistance Program.

Part QQ changes the frequency of life safety inspections for adult day care programs from annually to prior to the biennial issuance of the license by the Department of Health and Human Services.

Part SS contains transfer provisions to facilitate the consolidation of General Fund programs from 13 to four in the Department of Health and Human Services, Office of MaineCare Services; provides that all existing contracts, agreements and compacts currently in effect in the Department of Health and Human Services are not affected by the transfers; and requires the continuation of the detailed reporting currently provided by the department as required by law.

Part TT requires unexpended balance in the Office for Family Independence - District program, General Fund account within the Department of Health and Human Services to carry forward to the next fiscal year for upgrades to the public assistance web portal.

Part UU authorizes the Department of Health and Human Services to transfer by financial order available Personal Services balances in the Disproportionate Share - Dorothea Dix Psychiatric Center program, the Disproportionate Share - Riverview Psychiatric Center program, the Riverview Psychiatric Center program and the Dorothea Dix Psychiatric Center program.

Part VV establishes the Office of Behavioral Health in the Department of Health and Human Services as the successor to the office of substance abuse and the office of substance abuse and mental health services and changes references to those offices accordingly.

Part WW transfers \$40,000,000 in fiscal year 2020-21 from the unappropriated surplus of the General Fund to the MaineCare Stabilization Fund and authorizes those funds to be allotted by financial order upon approval of the Governor.

Part XX authorizes the transfer of All Other balances from any account within the Department of Health and Human Services, excluding balances in the IV-E Foster Care/Adoption Assistance and State-funded Foster Care/Adoption Assistance programs, for the information system modernization project in the department's office of aging and disability services.

Part YY authorizes the Department of Health and Human Services to transfer appropriations within the Office of Child and Family Services related to the cost of administering the child welfare program.

Part ZZ authorizes the Department of Health and Human Services to transfer available balances of appropriations between MaineCare General Fund accounts in the 2022-2023 biennium.

Part AAA authorizes the Department of Health and Human Services to transfer available balances of Personal Services appropriations to All Other in the Office for Family Independence program and the Office for Family Independence - District program in the 2022-2023 biennium.

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Part BBB increases the statewide cap of participants in the Higher Opportunity for Pathways to Employment Program from 500 participants to 800.

Part CCC adds comprehensive preventive, diagnostic and restorative dental services to the limited dental services currently available to MaineCare members 21 years of age and over; requires the Department of Health and Human Services to consult with the dental subcommittee of the MaineCare Advisory Committee in creating a plan to implement and monitor the adult dental services; and requires the department to work with providers of oral health care and dental services to encourage participation in the MaineCare program.

Part DDD provides state-funded MaineCare and children's health insurance program coverage for noncitizen residents of this State who are ineligible for coverage under the federal Medicaid program or children's health insurance program due to their immigration status.

Part EEE authorizes any All Other balance remaining in the Maine Commission on Indigent Legal Services program, General Fund account to be carried forward each fiscal year.

Part FFF allows the Maine Indigent Legal Services Commission to establish standards prescribing minimum experience, training and other qualifications for assigned counsel and contract counsel through routine technical rules rather than major substantive rules.

Part GGG changes the salary range for the executive director of the Maine Commission on Indigent Legal Services.

Part HHH transfers funds from the Inland Fisheries and Wildlife Carrying Balances - General Fund account to the Enforcement Operations - Inland Fisheries and Wildlife program, General Fund account to purchase one replacement aircraft engine in each year of the biennium.

Part III transfers \$2,084,500 from the unappropriated surplus of the General Fund to the Department of Inland Fisheries and Wildlife, Office of the Commissioner - Inland Fisheries and Wildlife, Other Special Revenue Funds account to provide funding for capital construction and repair of several state dams.

Part JJJ establishes the Bureau of Sea Run Fisheries and Habitat in the Department of Marine Resources and transfers any remaining balance in the Division of Sea Run Fisheries and Habitat, Other Special Revenue Funds account to the Bureau of Sea Run Fisheries and Habitat account to be used to manage and regulate the sea run fisheries and habitat resources of the State in terms of restoration, monitoring and resource use.

Part KKK specifies job classifications in the Department of Public Safety in addition to Emergency Communications Specialists that are eligible to participate in the 1998 Special Plan of the Maine Public Employees Retirement System.

Part LLL specifies job classifications in the Department of Public Safety in addition to the State Fire Marshall and state fire marshal inspectors that are eligible to participate in the 1998 Special Plan of the Maine Public Employees Retirement System.

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Part MMM repeals the requirement that the State Controller transfer \$32,000,000 in fiscal year 2021-22 from Other Special Revenue Funds to the unappropriated surplus of the General Fund not later than June 30, 2022 and transfer it back with interest on July 1, 2022.

Part NNN specifies that members of the Advisory Committee on School Psychologists are entitled to reimbursement for expenses and no other compensation.

Part OOO does the following:

1. Amends the existing authority of the Department of Health and Human Services to establish regular fee schedules rather than annual fee schedules;
2. Allows the department to apply costs-of-living increases to MaineCare rates and publish those rates on its publicly accessible website;
3. Allows the Department of Health and Human Services to implement cost-of-living adjustments provided for in this Act and Medicare benchmarking recommendations of the Office of MaineCare Services in its comprehensive rate system evaluation until July 1, 2022 without going through formal rulemaking; and
4. Requires the Department of Health and Human Services to submit a report, no later than January 2, 2022, describing the changes to the MaineCare rate schedule.

Part PPP clarifies that borrowing by the University of Maine System, when the related debt service will be funded by a commitment from the Legislature or is contractually committed by 3rd-party sources, must be excluded from the aggregate principal amount outstanding threshold calculation. Additionally, this Part clarifies that borrowing by the University of Maine System may not include capital lease obligations, financing for energy services projects or interim financing for capital projects.

Part QQQ transfers \$6,700,000 from the unappropriated surplus of the General Fund to the Aerial Fire Suppression Fund to provide for the upgrade and repair of aircraft of the forest protection unit of the Maine Forest Service.

Part RRR transfers \$6,800,000 from the unappropriated surplus of the General Fund to the Department of Defense, Veterans and Emergency Management for the State's share of maintenance, repair, capital improvement, modernization and energy efficiency projects for Maine Army and Air National Guard readiness centers and support facilities.

Part SSS transfers \$50,000,000 from the unappropriated surplus of the General Fund to the Department of Administrative and Financial Services, Bureau of General Services - Capital Construction and Improvement Reserve Fund program to provide funding for capital construction and repairs of state-owned buildings.

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Part UUU reclassifies the Public Utilities Commission's director of emergency services communication as a major policy-influencing position that serves at the pleasure of the commission.

Part VVV authorizes the transfer of \$2,900,000 of the available balance in the Reserve for General Fund Operating Capital to a COVID-19 response fund and provides that those funds may be allotted by financial order.

Part XXX amends the Maine State Grant Program, which is administered by the Finance Authority of Maine, to specify that the minimum grant amount may not be less than \$2,500 if sufficient funds are appropriated for that purpose. This Part also transfers \$10,000,000 from the unappropriated surplus of the General Fund to the Finance Authority of Maine, Student Financial Assistance Program, Other Special Revenue Funds account in fiscal year 2021-22.

Part YYY removes the requirement that the Director of the Bureau of Resource Information and Land Use Planning within the Department of Agriculture, Conservation and Forestry is also the director of the Maine Geological Survey within the Department of Agriculture, Conservation and Forestry.

Part ZZZ does the following:

1. Establishes the Highway and Bridge Reserve Other Special Revenue Account;
2. Repeals the Property Tax Relief Fund for Maine Residents;
3. Requires the annual transfer of 20% of the unappropriated surplus, after all other required deductions, to the Highway and Bridge Capital program, Other Special Revenue Funds account;
4. Changes the fiscal year end transfers of unappropriated surplus (the so-called "cascade") by adding a final priority transfer in 2021 of \$50,000,000 to the Highway and Bridge Reserve Other Special Revenue Account;
5. Eliminates the ongoing percentage transfer to the Property Tax Relief Fund for Maine Residents in the so called "cascade" and adds an ongoing percentage transfer to the Department of Transportation, Highway and Bridge Capital, Other Special Revenue Funds account;
6. Authorizes the State Controller to transfer up to \$50,000,000 from the Highway and Bridge Reserve Other Special Revenue Account to the Highway and Bridge Capital program, Other Special Revenue Funds account to replace funding from allocations made by the Legislature to the Department of Transportation, Federal Expenditures Fund - ARP State Fiscal Recovery fund if they are not fully funded by the Federal Government; and
7. Transfers the remaining balance of the Property Tax Relief Fund for Maine Residents to the unappropriated surplus of the General Fund.

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Part AAAA does the following:

1. Requires the labor portion of reimbursement under MaineCare or state-funded home and community-based services and residential services to be increased to equal at least 125% of the minimum wage as well as taxes and benefits directly related to the labor portion;
2. Requires the reimbursement rates for the MaineCare program and other state-funded program reimbursement rates to be rebased every five years;
3. Applies the 125% minimum wage requirement to essential support workers under certain rules of the MaineCare program and state-funded programs;
4. Requires an annual report from the Department of Health and Human Services on the department's progress in implementing the recommendations of the Commission to Study Long-term Care Workforce Issues for five years and authorizes the joint standing committee of the Legislature having jurisdiction over health and human services matters to report out legislation relating to the report each year; and
5. Requires that federal stimulus funding related to the COVID-19 pandemic allocated to the State after December 15, 2020 must be used for the purposes of this Part if Federal Medical Assistance Percentage matching funding is not allowable.

Part BBBB directs the Department of Health and Human Services to amend its MaineCare rules under Behavioral Health Services, to increase reimbursement rates for medication management services under by 25% and provide for an inflation adjustment every five years.

Part CCCC directs the Department of Health and Human Services to submit a report to the Joint Standing Committee on Health and Human Services regarding hiring for the department's alternative response program.

Part DDDD excludes the portion of any borrowing by the Maine Maritime Academy for which the related debt service is funded by an appropriation by the State or contractually committed to the Maine Maritime Academy from 3rd-party sources from the calculation of the borrowing limitation.

Part EEEE requires remaining General Fund balances in the Department of Defense, Veterans and Emergency Management, Veterans' Homelessness Prevention Partnership Fund program to be carried forward at the end of each fiscal year for use in the next fiscal year.

Part FFFF does the following:

1. Permits the use of the Land for Maine's Future Fund to acquire land for community conservation projects and prevents the prohibition of hunting, fishing, trapping or public access on land acquired by the Land for Maine's Future Board.
2. Transfers \$20,000,000 from the unappropriated surplus of the General Fund to a special revenue fund administered by the Department of Agriculture, Conservation and Forestry for



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the acquisition of land or an interest in land for conservation, water access, outdoor recreation, wildlife and fish habitat and working farmland preservation in accordance with the criteria set for the Land for Maine's Future Fund and the Maine Working Waterfront Access Protection Program; and

3. Changes the fiscal-year-end transfers of the unbudgeted General Fund surplus (the so-called "cascade") for the fiscal year ending June 30, 2021 by adding a transfer of \$20,000,000 to the special revenue fund described above after the transfer provided for in Part ZZZ.

Part GGGG authorizes the Department of Health and Human Services to adopt emergency rules to implement any provisions of this legislation over which it has subject matter jurisdiction for which specific authority has not been provided by some other Part of this legislation without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or welfare.

Part HHHH creates the COVID Disaster Relief Payment Program to provide COVID-19 pandemic relief payments of up to \$300 to each eligible Maine citizen and funds the program by transferring \$15,000,000 from the unappropriated surplus of the General Fund to the COVID Disaster Relief Payment Fund within that program.

Part IIII does the following:

1. Changes the date after which a qualified Pine Tree Development Zone business in a tier 1 location may not be certified from December 31, 2021 to December 31, 2023;
2. Changes the date that all Pine Tree Development Zone benefits are terminated from December 31, 2031 to December 31, 2033 and makes corresponding changes in several sections of law; and
3. Transfers \$443,682 from the Maine Economic Development Fund, Other Special Revenue Funds account in the Department of Economic and Community Development to the unappropriated surplus of the General Fund.

Part JJJJ does the following:

1. Transfers \$9,293,691 in fiscal year 2021-22 and \$9,288,769 in fiscal year 2022-23 from the unappropriated surplus of the General Fund to the Maine Commission on Indigent Legal Services;
2. Transfers \$972,234 in fiscal year 2021-22 and \$972,234 in fiscal year 2022-23 from the unappropriated surplus of the General Fund to the Judicial Department; and
3. Requires the commission to submit a report on the progress made in indigent legal services resulting from the use of the transferred funds and other changes made to the commission through the implementation of other provisions of this Act.

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It is the intent of the Legislature that the allocation to the Maine Commission on Indigent Legal Services Other Special Revenue Funds account made in Part A be allocated to the commission and that, in the Second Regular Session of the 130th Legislature, the Legislature will transfer unspent balances in the fund to the unappropriated surplus of the General Fund and appropriate funds equal to the transferred balance to the Maine Commission on Indigent Legal Services to be used for the same purpose as the original allocations.

Part KKKK, which is substantially the same as Legislative Document 546, “An Act To Implement the Recommendations of the Maine Juvenile Justice System Assessment and Reinvestment Task Force,” as amended by the Joint Standing Committee on Criminal Justice and Public Safety, does the following:

1. Repeals a provision of the Maine Juvenile Code that establishes as a purpose of pre-adjudication detention providing physical care for a juvenile who cannot return home because there is no parent or other suitable person willing and able to supervise the juvenile adequately;
2. Requires the setting of benchmarks for measuring progress in reducing the average daily populations of detained youths and committed youths through July 1, 2024;
3. Directs the Juvenile Justice Advisory Group to reestablish the juvenile justice task force to help implement the recommendation made in the February 2020 report issued by the Maine Juvenile Justice System Assessment and Reinvestment Task Force and sets certain parameters for its work;
4. Requires annual reports on juvenile justice from the Department of Corrections to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters through January 31, 2025; and
5. Requires that, by February 15, 2022 and annually thereafter through 2025, the Department of Corrections report to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters with detailed information on efforts of the department and the Department of Health and Human Services to reduce rates of detention of youths and other specified benchmarks and analyses.

Part LLLL transfers \$400,000 of the funds received from the multistate settlement agreement in *State of Maine, et al. v. FCA US LLC et al.* signed October 29, 2019 to the Department of Environmental Protection, Air Quality program, Other Special Revenue Funds account.

Part MMMM establishes the Aging and Disability Mortality Review Panel to review deaths of and serious injuries to all adults receiving home-based and community-based services under 42 Code of Federal Regulations, Part 441.

Part NNNN transfers \$98,080,000 in fiscal year 2021-22 and \$97,580,000 in fiscal year 2022-23 from the unappropriated surplus of the General Fund to the Department of Administrative and Financial Services, Homestead Property Tax Exemption Reimbursement program, Other Special Revenue Funds account.

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Part OOOO does the following:

1. Requires the State to pay the difference between the federal reimbursement for a free breakfast or lunch and the full price for a breakfast or lunch at no cost to the students who are ineligible for free or reduced-price school meals;
2. Directs schools and school administrative units to request parents and guardians to complete household income forms to determine eligibility for various state and federal food assistance programs. It also directs school administrative units to the maximum extent possible to maximize participation in federal school meal programs;
3. Establishes the Meals for Students Fund as a nonlapsing, dedicated fund within the Department of Education to provide funds for the costs to the State to pay the difference between the federal reimbursement for a free breakfast or lunch and the full price of a breakfast or lunch for students that are ineligible for a free or reduced-price breakfast or lunch;
4. Changes the fiscal-year-end transfers of the unbudgeted General Fund surplus (the so-called “cascade”) for the fiscal year ending June 30, 2021 by adding a transfer of \$10,000,000 to the Meals for Students Fund for the costs to the State to pay for the cost of this provision during the 2022-2023 school year only special revenue fund described above after the transfers provided for in Part ZZZ and Part FFFF of this Act; and
5. Authorizes the Department of Education to expend these funds only if the Department of Education does not receive a waiver from the United States Department of Agriculture that allows for the provision of free meals to students during the 2022-2023 school year.

Part PPPP increases the percentage of state reimbursement to municipalities for taxes lost by reason of the homestead exemption by 3% per year up to 100%, starting in tax years beginning on or after April 1, 2022, and transfers \$3,145,000 from the unappropriated surplus of the General Fund to the Homestead Property Tax Exemption Reimbursement program Other Special Revenue Funds account in fiscal year 2022-23.

Part QQQQ does the following:

1. Requires the Department of Health and Human Services to allot \$20,000,000 from carried General Fund balances along with allowable federal matching funds, for nursing facilities to increase reimbursement rates. The increased rates must remain in place until December 31, 2021 or the end of the state of emergency related to COVID-19, whichever is later;
2. Requires the Department of Health and Human Services to allot \$12,500,000 in available funding from the federal Coronavirus Aid, Relief, and Economic Security Act to nursing facilities and so-called private nonmedical institution Appendix C facilities. Seventy percent of this funding must be used to fund nursing facilities and 30% must be used to fund private nonmedical institution Appendix C facilities.;

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3. Requires the Department of Health and Human Services to waive any reduction or adjustment to allowable MaineCare costs on filed or audited cost reports that would result from receipt of grant funds; and
4. Requires any federal stimulus funds related to the COVID-19 pandemic to be used instead of allotment from General Fund carried balances for the purposes of this Part.

Part RRRR requires the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations to report to the Governor and the Legislature on the work and interests of the commission beginning March 1, 2022 and annually thereafter.

Part SSSS does the following:

1. Amends the Maine Governmental Facilities Authority Act to:
  - A. Add equipment purchases, defined as the purchase of new or updated equipment and any capital improvements necessary to use the new or updated equipment, of career and technical education centers and regions to the definition of “project, projects or part of any project” and as a purpose for issuing additional securities;
  - B. Allow the Maine Governmental Facilities Authority to delegate certain powers to the cooperative board or school administrative unit that governs a career and technical education region or center, respectively;
  - C. Provide that the Maine Governmental Facilities Authority may not issue any additional securities pursuant to this provision after June 30, 2023;
  - D. Require the Department of Education to develop an application process and award criteria for funding requests from career and technical education centers or regions and to notify the authority of approved projects; and
  - E. Require that debt service costs for bonds issued by the authority to career and technical education centers and regions must be paid by the State;
2. Requires the Maine Governmental Facilities Authority to report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs upon the allocation of all bond proceeds;
3. Requires the Executive Director of the Maine Governmental Facilities Authority to report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs no later than January 15, 2022 if the authority determines that additional legislation is necessary to carry out the purposes of this Part, including but not limited to any legislation necessary to ensure that securities issued pursuant to this legislation are tax-exempt; and

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4. Authorizes the joint standing committee of the Legislature having jurisdiction over education and cultural affairs to report out a bill to repeal the provision regarding the issuance of additional securities and any other provision of law relating to that provision.

Part TTTT transfers \$15,000.000 from the unappropriated surplus of the General Fund to a Department of Health and Human Services, Medical Care - Payments to Providers, Other Special Revenue Funds account in fiscal year 2022-23.

Part UUUU does the following:

1. Makes voters who will be at least 65 years of age before the next election or who self-identify as having a disability eligible to apply for ongoing absentee voter status, which allows the voter to automatically receive an absentee ballot for each statewide election, municipal election and any other election until the status is terminated;
2. Provides that a voter's ongoing absentee voter status must be terminated if the voter fails to return an absentee ballot issued to that voter for a general election;
3. Requires the municipal clerk, as soon as official ballots become available, to immediately issue absentee ballots and return envelopes to voters with ongoing absentee voter status as well as all other voters who have submitted applications for absentee ballots for a single election that have been accepted by the clerk;
4. Provides that election officials may not make any mark indicating the political party of absentee voters on the outside of the return envelopes issued during a general election; and
5. Requires the Secretary of State to enter into a membership agreement with the Electronic Registration Information Center, Inc. by January 1, 2023 for periodic sharing of voter registration information with member states and to use that information to periodically update the central voter registration system.

Public Law 2021, chapter 398 was enacted as an emergency measure effective July 1, 2021.

**LD 715 An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2022 and June 30, 2023**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 29 does the following.

Part A makes appropriations and allocations of funds for the 2022-2023 biennium baseline.

Part B makes allocations of funds for approved reclassifications and range changes.

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Part C does the following.

1. Establishes the total cost of education from kindergarten to grade 12, the state contribution, the annual target state share percentage and the mill expectation for the local contribution for fiscal year 2021-22; and
2. Provides a one-year change to the State's essential programs and services education funding model to recognize the decline in student enrollment for the year prior to funding and, due to the unusual nature of the decline, the inability of school administrative units to reduce their costs accordingly.

Part D makes adjustments to the baseline appropriations and allocations in Part A.

Part E authorizes the Department of Health and Human Services to adopt emergency rules to implement any provisions of this Act over which the department has specific authority that has not been addressed by some other Part of the Act without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or welfare.

Part F sets the transfer to the Local Government Fund at 3.75% in fiscal years 2021-22 and 2022-23.

Part G continues authorization for each individual tax expenditure provided by statute.

Part H transfers \$1,000,000 for fiscal year 2021-22 and \$1,000,000 for fiscal year 2022-23 from the Medical Use of Marijuana Fund to the unappropriated surplus of the General Fund.

Part I changes the attrition rate for the 2022-23 biennium from 1.6% to 5% for judicial branch and executive branch departments and agencies.

Part J continues the voluntary employee incentive program through the 2022-23 biennium.

Part K directs the Maine Municipal Bond Bank to transfer \$40,000,000, \$20,000,000 in each fiscal year of the biennium, from the Liquor Operation Revenue Fund to the unappropriated surplus of the General Fund.

Part L removes the Education in the Unorganized Territory account within the Department of Education from the list of accounts authorized to carry unexpended General Fund Personal Services balances and transfers the accumulated balance to the unappropriated surplus of the General Fund.

Part M updates the base year for the hospital tax.

Part N lapses \$3,000,000 of the unencumbered balance forward of the Department of Health and Human Services, General Assistance - Reimbursement to Cities and Towns, General Fund carrying account to the unappropriated surplus of the General Fund in fiscal year 2021-22.

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Part O lapses \$5,000,000 of the unencumbered balance forward of the Department of Health and Human Services, Temporary Assistance for Needy Families, General Fund account to the unappropriated surplus of the General Fund in fiscal year 2021-22.

Part P lapses \$10,000,000 of the unencumbered balance forward of the Department of Health and Human Services, Additional Support for People in Retraining and Employment, General Fund account to the unappropriated surplus of the General Fund in fiscal year 2021-22.

Part Q lapses \$60,000,000 of the unencumbered balance forward of the Department of Health and Human Services, Medical Care - Payments to Providers, General Fund carrying account to the unappropriated surplus of the General Fund in fiscal year 2021-22.

Part R updates the United States Department of Labor, Bureau of Labor Statistics Consumer Price Index from the medical care services index to the nursing homes and adult day care services index to be used for cost-of-living adjustments for the rate of State reimbursement of nursing homes.

Part S transfers \$32,000,000 from Other Special Revenue Funds to the unappropriated surplus of the General Fund by June 30, 2022 and reverses that transfer, with interest, on July 1, 2022.

Part T delays until the 2024-25 biennium the beginning of the Fiscal Stability Program, which requires a biennial budget submitted by the Governor to include a General Fund appropriation of 18% over the Department of Inland Fisheries and Wildlife's requested budget.

Part U authorizes the State Court Administrator to increase the salaries of the State's chief justices, Chief Judge, Deputy Chief Judge, associate justices and associate judges by 3% in each of fiscal years 2021-22 and 2022-23, effective July 1, 2021 and July 1, 2022.

Part V carries forward through the 2022-23 biennium unexpended All Other funds as of June 30, 2021 in the Department of Secretary of State, Elections and Commissions program and requires the funds to be used to provide a match for the federal Help America Vote Act of 2002 election security grant.

Part W authorizes the balances in the Office of Treasurer of State, Debt Service - Treasury program at the close of a fiscal year to carry forward to be used for the same purpose over the 2022-23 biennium.

### **LD 1506 Resolve, To Continue until July 1, 2021 Limited-period Positions Expiring in June 2021**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 14 continues all limited-period positions that are scheduled to expire during June 2021 until July 1, 2021.

Resolve 2021, chapter 14 was finally passed as an emergency measure effective May 5, 2021.

#### **ENACTED LAW SUMMARIES**

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**LD 1507 An Act To Establish a Local Fiscal Recovery Funds Program and Allocation**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 45 establishes the American Rescue Plan Act of 2021 - Local Fiscal Recovery Funds program within the Department of Administrative and Financial Services to receive and distribute to units of local government funds received pursuant to the federal American Rescue Plan Act of 2021 and allows the Department of Administrative and Financial Services to adjust allotments by financial order to comply with federal guidelines. The legislative intent of the act is to allocate the maximum amount of expected funds with the understanding that some of the funds may be distributed directly to two of the categories of local government by the federal government.

Public Law 2021, chapter 45 was enacted as an emergency measure effective May 5, 2021.

**LD 1697 An Act To Establish a Homeowner Assistance Fund Program and Provide for the Distribution of Funds**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 77 establishes the American Rescue Plan Act of 2021 - Homeowner Assistance Fund program within the Department of Professional and Financial Regulation to receive and distribute funds received pursuant to the federal American Rescue Plan Act of 2021.

Public Law 2021, chapter 77 was enacted as an emergency measure effective May 25, 2021.

**LD 1700 An Act To Provide Allocations for the Administration of State Fiscal Recovery Funds**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 78 does the following:

1. Establishes the American Rescue Plan Audit, Controller and Program Management program within the Department of Administrative and Financial Services and provides for an allocation from the Federal Expenditures Fund - American Rescue Plan State Fiscal Recovery fund. Funds must be used for all aspects of financial management oversight of funds from the American Rescue Plan Act of 2021, including state discretionary and direct funds as well as the local passthrough funds; and
2. Establishes the American Rescue Plan Economic, Workforce and Innovation program within the Department of Economic and Community Development to provide one-time allocations from the Federal Expenditures Fund - American Rescue Plan State Fiscal Recovery fund for



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preliminary program, metrics and assessment tool development for economic development, innovation and workforce programs.

Public Law 2021, chapter 78 was enacted as an emergency measure effective May 25, 2021.

**LD 1702 An Act To Authorize a General Fund Bond Issue To Improve Transportation**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 408 provides a bond issue, in the amount of \$100,000,000, for the Department of Transportation to support its ongoing capital programs to preserve, improve and construct roads, bridges, railroads, airports, transit and ports.

**LD 1733 An Act To Provide Allocations for the Distribution of State Fiscal Recovery Funds**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 483 makes one-time allocations from the funds provided to the State from the federal American Rescue Plan Act of 2021, Coronavirus State Fiscal Recovery Fund.

Part A provides funding to the Department of Economic and Community Development for loans or loan guarantees through the Finance Authority of Maine for businesses having difficulty securing investment capital due to the COVID-19 pandemic and provides capital for rural development projects through the Maine Rural Development Authority.

Part B provides funding to the Department of Agriculture, Conservation and Forestry to support Maine's farms and food processors; to the Department of Economic and Community Development for grants to the forest products industry; and to the Department of Marine Resources to grants for seafood processors and dealers for facilities and infrastructure.

Part C requires the Department of Professional and Financial Regulation, Bureau of Insurance to establish the Small Business Health Insurance Premium Support Program to provide small businesses short-term relief from rising health insurance premiums as they recover from the COVID-19 pandemic.

Part D requires the State Controller to transfer \$80,000,000 of the ARP State Fiscal Recovery Fund to the Department of Labor, Unemployment Compensation Fund.

Part E provides funding to the Department of Economic and Community Development to support new businesses and entrepreneurs who recently acquired Maine businesses.

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Part F provides funding to the Department of Administrative Services to support business diversity through state procurement policies and outreach and to the Department of Economic and Community Development for technical assistance to support business diversity initiatives and for entrepreneurial training for underrepresented populations.

Part G provides funding to the Department of Economic and Community Development to leverage private investments in research and development and to the Department of Environmental Protection to modernize their licensing and conduct time-sensitive licensing for urgent economic development projects.

Part H provides funding to the Finance Authority of Maine for the Doctors for Maine's Future Scholarship Program and for the Maine Health Care Provider Loan Repayment Program Fund Program; to the Department of Health and Human Services to support curriculum design services, centralize information on short-term certifications and provide incentives for providers to accommodate students who require clinical hours and related oversight; and to the Department of Labor to promote health care career choices, create, track coordinate and evaluate tuition remission program activities and health care worker credentialing and apprenticeships programs.

Part I provides funding to the Governor's Energy Office for clean energy workforce development and training programs and a clean energy development program to, among other things, provide innovation grants through the Maine Technology Institute. It also provides funds to the Department of Labor to define clear pathways and implement apprenticeship programs in the clean energy sector.

Part J establishes a domestic trade pilot program within the Department of Economic and Community Development to support medium-sized businesses in Maine in identifying and accessing new markets by providing market data, marketing support and consulting services.

Part K provides funding to the Department of Economic and Community Development for worker attraction and relocation programs that encourage long-term residency in Maine, and to the Department of Health and Human Services to support nursing home, federally qualified health center and hospital health care recruitment efforts.

Part L provides funding to the Department of Labor for youth pre-apprenticeship programs and the Department of Economic and Community Development for on-the-job training and internship supports with a portion of these funds required to be distributed to the Jobs for Maine's Graduates program and adult education programs.

Part M provides funding to the Department of Economic and Community Development to support coworking development and to establish a program to attract and integrate remote workers into the State's economy through communication of rules, marketing and outreach.

Part N provides funding to the Maine Community College System and the University of Maine System to support workforce development plans especially in the hospitality, "heritage", health care industries and skilled trades required for economic development and housing as well as to meet workforce development needs in emerging economic sectors, in alignment with the 10-year

## **JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS**

economic development strategy. It also provides funding to the Department of Education for competitive grants programs in coordination with the Department of Economic and Community Development targeted to higher education institutions and adult education programs for workforce development.

Part O provides funding to the Department of Economic and Community Development and the Department of Labor to promote diversity, equity and inclusion in Maine's workforce through technical assistance to businesses and the State in creating hiring and retention practices and assistance to underserved populations in addressing basic needs and seeking employment. It also provides funding to the Department of Health and Human Services for improved data collection to support the advancement of opportunities and the reduction of structural economic barriers for underserved populations in employment and business.

Part P provides funding to the Department of Labor for individualized employment services; apprenticeships and job matchings services; the Competitive Skills Scholarship program and other workforce development programs; for expenses related to the worker opportunity tax credit program; and for evaluation of workforce programs funded by the federal American Rescue Plan Act of 2021.

Part Q provides funding to the Department of Environmental Protection for contracted services to build an online portal for licensing and compliance.

Part R provides funding:

1. To the Department of Education to provide technical assistance to school administrative units seeking to expand prekindergarten programs;
2. To the Efficiency Maine Trust to accelerate home weatherization and efficiency upgrades;
3. To the Department of Environmental Protection for upgrades to municipal culverts and mitigation of drinking water contamination caused by perfluoroalkyl and polyfluoroalkyl substances;
4. To the Department of Health and Human Services for child care facilities;
5. To the Maine State Housing Authority to expand housing options and, in conjunction with the Department of Economic and Community Development, for planning and technical assistance for communities, developers and builders;
6. To the Maine Connectivity Authority for the expansion of high-speed broadband access in collaboration with organizations representing historically disadvantaged and marginalized groups; and
7. To the Department of Transportation for municipal, regional and state infrastructure adaptation improvements, capital improvements to port and marine facilities in Portland and South

## **JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS**

Portland, workforce transportation pilot programs, and for publicly accessible electric vehicle charging stations and related infrastructure;

Part R also requires that for \$20,000,000 of the \$50,000,000 allocated to the Maine State Housing Authority for the expansion of existing financing programs, the authority must require the execution of a project labor agreement by any entity engaging in the construction of housing units and require an entity awarded a contract to make a good faith effort to promote racial diversity in the entity's workforce used to build the project and authorizes the Maine State Housing Authority to refuse to award an entity a contract if the authority determines that the entity is not making a good faith effort to promote workforce diversity, including with regard to race and gender.

Part S provides funding to the Department of Environmental Protection for municipal wastewater and infrastructure projects and for the Small Community Grant Program to support septic repair and replacement projects. It also provides funding to the Department of Health and Human Services for drinking water projects that address imminent risk to public health and for upgrades to critical public water system infrastructure.

Part T provides funding to the Department of Agriculture, Conservation and Forestry for capital maintenance and improvement at state parks.

Part U provides funding to the Department of Inland Fisheries and Wildlife to replace infrastructure at the New Gloucester fish hatchery, create needed capacity at Grand Lake Stream hatchery and improve the quality of hatchery effluent at all eight fish culture facilities.

Part V provides funding to the Department of Marine Resources for energy efficiency improvements and improved public ocean access at the department's Boothbay Harbor facilities; for research related to economic sustainability in the State's fisheries; for infrastructure projects that support fisheries connectivity and habitat restoration; for purchasing and upgrading shellfish and water quality health monitoring; and for Marine Patrol infrastructure.

Part W provides funding to the Department of Economic and Community Development for grant funding to support electricity grid upgrades with a focus on rural economic development projects.

Part X provides funding to the Department of Economic and Community Development for capital construction and repair to address air quality and energy efficiency in Augusta area state-owned buildings; for improved online governmental services access; for modernizing digital and physical technology assets; for high-risk cybersecurity planning and improvements; and for increasing the effectiveness of the State's remote work capability.

Part Y provides funding to the Department of Administrative and Financial Services for financial oversight of federal American Rescue Plan Act of 2021 funds.

Part Z allows the adjustment of allocations made by this Act but only within the same department or agency that received the original allocation or, if for the same purpose as the original allocation, between departments or agencies during fiscal year 2021-22 and only on the recommendation of the State Budget Officer and approval of the Governor. The Commissioner of Administrative and

## JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

Financial Services is required to report these adjustments at least quarterly to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs.

Part AA reinstates the State's property tax deferral program, which was in effect for applications filed before April 1, 1991, with the following modifications.

1. Households with at least one individual who is 65 years of age or older or who is unable to continue employment due to disability and surviving spouses who are unable to continue employment due to disability are included.
2. The maximum income level is changed from \$32,000 to \$40,000.
3. The rate of accrual of interest on payments advanced to a municipality on tax-deferred property is changed from 6% to the standard rate of interest assessed by the State for nonpayment of taxes, reduced by one percentage point.
4. A maximum liquid asset standard for eligibility of property owners is added as well as the exclusion of property from eligibility if that property is subject to deferral under both the state deferral program and a municipal deferral program.
5. The administration of the deferral of property taxes for seniors and certain persons with disabilities, including expanding the types of guardians to include an agent under a power of attorney or pursuant to a protective arrangement or any other lawful order, is facilitated.
6. If there are not enough funds to pay for the property tax deferral program, transfers from Housing Opportunities for Maine Fund are required; repayment of those funds is also required as soon as there are enough funds available to make that reimbursement.

Part BB requires the Department of Health and Human Services to waive fees incurred in connection with the testing of private residential water supplies upon a showing of indigency. The Part directs the department to establish a program, through the Health and Environmental Testing Laboratory, to provide free testing for arsenic of the private residential water supplies of low-income residents of the State. The Part requires that, beginning on January 1, 2022 and every 5 years thereafter, landlords of residential buildings test for arsenic each private drinking water well used to provide water to a tenant of the landlord. The Part also requires the department to review recent research regarding arsenic toxicity and levels suitable for consumption and to amend its rules to revise the maximum contaminant level for arsenic. It also requires the Maine Public Drinking Water Commission within the department to include information about the status of this review and rules adoption in its annual report under the Maine Revised Statutes, Title 22, section 2660-C, subsection 4, paragraph H until such rules are finally adopted.

Part CC directs the Department of Health and Human Services to establish the Family Caregiver Grant Pilot Program to expand the number of families that can be served under the Respite Care Fund. The pilot program may provide grants to eligible family caregivers of up to \$2,000 a year and lasts for two years, from October 2022 to September 2024. The department is required to convene a stakeholder group to design and implement the pilot program and plan for its evaluation.

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## **JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS**

The pilot program is limited to total expenditures of \$5,100,000 over the period of the pilot program. The department is required to submit a report to the joint standing committee of the Legislature having jurisdiction over health and human services matters no later than January 15, 2025.

Part DD establishes a pilot program to allow the parent of a child who is eligible for in-home personal care services under the MaineCare program to register as a personal care agency and receive reimbursement for providing those services to the child. The parent must have made reasonable efforts to obtain regular in-home personal care services and passed a background check. An individual who is not a parent of the child must be designated as the employer and must be approved as the employer by both the parent and the Department of Health and Human Services. The pilot program is established for fiscal years 2021-22 and 2022-23 and the amount of expenditures is capped at \$465,000.

Part EE provides funds to:

1. The Department of Economic and Community Development to complete the renovation of a wharf and bulkhead at the Gulf of Maine Research Institute;
2. The Department of Health and Human Services for grants for the establishment and administration of the Help Maine Grow System and the First 4 ME Early Child Care and Education Program; for establishing three limited-period Social Services Program Specialist II positions; and for providing monthly supplemental payments for 2022 for certain MaineCare service providers if federal matching funds are not available;
3. The Maine State Housing Authority for grants to existing emergency homeless shelters for operations, maintenance or capital improvements;
4. The Maine Commission on Indigent Legal Services for counsel fees to ease the backlog of cases caused by the COVID-19 pandemic;
5. The Department of Labor to establish 16 limited-period CareerCenter Consultant positions;
6. The Maine Maritime Academy for the renovation and restoration of state-owned waterfront and shoreside infrastructure in Castine;
7. The Maine Public Broadcasting Corporation to replace equipment used to carry the emergency alert system; and
8. The Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations to support development of a strategy and investment in public health infrastructure to reduce disparities in outcomes for residents of the State in minority groups.

Part FF amends the nursing education loan repayment program as follows.

## **JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS**

1. It extends eligibility to apply to individuals who are enrolled in master's or doctoral degree programs in nursing.
2. It specifies that applicants must indicate an intention to work as full-time nursing faculty in a nursing education program in the State, and increases that required commitment from three years to five years after acceptance into the nursing education loan repayment program.
3. It increases the maximum amount of loans eligible for repayment under the program from \$4,500 to \$20,000 for a master's degree and from \$6,000 to \$40,000 for a doctoral degree.

Part GG provides a continuation of funding for legal aid projects funded by grants expiring in 2021. The funding temporarily supplements existing support for legal services providers through the Maine Civil Legal Services Fund, independent of the Civil Legal Services Fund Commission's ongoing, biennial competitive process for distributing other funds deposited in the Maine Civil Legal Services Fund.

Part HH establishes the Housing Navigation Pilot Program, a two-year pilot program within the Maine State Housing Authority, to hire housing navigators to provide tenants with assistance locating housing, assistance applying for rentals and supportive services to promote successful landlord-tenant relationships. The Part also requires the authority to submit a report no later than March 31, 2023 on the number of households that received assistance under the pilot program to the joint standing committee of the Legislature having jurisdiction over housing matters.

Part II directs the Commissioner of Economic and Community Development, in consultation with the Director of the Maine Bureau of Veterans' Services within the Department of Defense, Veterans and Emergency Management, to establish a pilot project to conduct outreach and to provide support services for active duty military members who are transitioning to civilian life in the State and their families.

Part JJ directs the Department of Labor, in coordination with the Department of Economic and Community Development and the Department of Health and Human Services, to develop and implement a multimedia public service campaign that promotes direct care worker jobs as a career choice.

Part KK does the following:

1. Requires the Commissioner of Agriculture, Conservation and Forestry to work with the Department of Economic and Community Development and other relevant state agencies, industry stakeholders and community organizations to carry out the following duties:
  - A. Strengthen the State's agricultural, food and forest products economy with a priority of making resulting efforts more inclusive of and increasing investments in historically marginalized, underrepresented and underserved communities; and
  - B. Improve investment in agricultural, food and forest products industries to increase access to new markets and opportunities for producers, processors, small businesses and

ENACTED LAW SUMMARIES

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## JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

consumers in the production, processing, packaging, distribution, marketing, sale and consumption of products in ways that balance the desire for short-term returns on investment with the State's commitment to redress racial and other inequities;

2. Establishes the Maine Agriculture, Food and Forest Products Investment Fund to facilitate strategic investments in the State's agricultural, food and forest products processing and manufacturing industries, including value-added products; and
3. Establishes the Maine Agriculture, Food System and Forest Products Infrastructure Investment Advisory Board, representing a diversity of skills and experience relevant to investment in agricultural, food and forest products industries and the racial diversity of the food system in the State with specific representation by Indian tribes, communities of color and other underserved communities and populations, to determine disbursements from and oversee the Maine Agriculture, Food and Forest Products Investment Fund, to devise a process for requests for proposals and enter into 3rd-party contracts to carry out the purposes of the fund and related technical assistance programs and to provide regular reporting and evaluation related to performance and sustainability.

Part LL establishes a career advancement and navigation pilot program to provide educational and career guidance, support and services to help underemployed and unemployed individuals acquire additional education, skills, licensure or other preparation needed to participate to their fullest potential in the workforce. The Part requires the Department of Education to administer and fund the pilot program through career advancement and navigation specialists employed by school administrative units. The Part also requires the Commissioner of Education to submit a report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs no later than November 4, 2022 regarding the pilot program.

Part MM requires the Department of Administrative and Financial Services to submit to the Joint Standing Committee on Appropriations and Financial Affairs by October 31, 2021 a report on the progress of initiatives created or funded in this legislation. The report must include the identification of any initiatives or funding determined to be an ineligible use of funds from the Coronavirus State Fiscal Recovery Fund established in the federal American Rescue Plan Act of 2021, Public Law 117-2. The department is required to submit subsequent reports upon the request of the chairs of the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs.

Part NN requires the State to pay 55% of a retired teacher's share of the premium for group accident and sickness or health insurance after June 30, 2021. It also removes some outdated language.

Part OO amends the transfer of \$50,000,000 to the Department of Transportation, Highway and Bridge Capital program, Other Special Revenue Funds account, as required by Public Law 2021, chapter 398, to remove the limitation that those funds may be transferred only to replace a transfer not funded by the Federal Government.



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 CRIMINAL JUSTICE  
AND PUBLIC SAFETY**

December 2021

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*Joint Standing Committee on Criminal Justice and Public Safety*

**SUBJECT INDEX**

**Building Code**

**Enacted**

- LD 346 An Act Requiring the Use of Propane and Natural Gas Detectors PUBLIC 194
- LD 1364 Resolve, To Study Incentives for Residential Fire Sprinkler Systems RESOLVE 97

**Not Enacted**

- LD 1473 An Act To Exempt Land-based Aquaculture Facilities from the  
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**Criminal History Record Information/DNA/Forensics**

**Not Enacted**

- LD 758 Resolve, To Study Streamlining the Background Check Process for  
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**Criminal Law**

**Enacted**

- LD 491 An Act To Give Special Weight to Discriminatory Motive in  
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- LD 536 An Act To Amend the Maine Criminal Code PUBLIC 299
- LD 1021 An Act To Expand the Crime of Violation of Privacy To Include  
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- LD 1043 An Act Concerning the Unannounced Execution of Search Warrants PUBLIC 342
- LD 1171 An Act To Curtail No-knock Warrants PUBLIC 267

LD 1478 An Act To Require the Use of Homelessness Crisis Protocols by Law Enforcement Agencies PUBLIC 393

**Not Enacted**

LD 15 An Act To Amend the Intelligence and Investigative Record Information Act To Ensure Government Transparency and To Protect the Privacy and Safety of the Public Leave to Withdraw Pursuant to Joint Rule 310

LD 369 An Act To Criminalize Recording an Incident in Progress but Failing To Report the Incident Immediately to the Appropriate Authority ONTP

LD 417 An Act To Protect Maine's Drivers from Pretextual Traffic Stops Veto Sustained

LD 439 An Act To Amend the Provisions Concerning the Crime of Gross Sexual Assault ONTP

LD 710 An Act Regarding the Maine Criminal Code and a Period of Suspension under the Motor Vehicle Statutes Veto Sustained

LD 829 An Act To Promote Highway Safety by Restricting the Use of Marijuana and Possession of an Open Marijuana Container in a Motor Vehicle Majority (ONTP) Report

LD 847 An Act To Divert Young Adults from the Adult Criminal Justice System Veto Sustained

LD 852 Resolve, To Review Public Safety around School Buses and School Bus Stops ONTP

LD 1016 An Act To Ensure That Assemblies, Protests and Demonstrations in Maine Remain Peaceful Majority (ONTP) Report

LD 1070 An Act To Make Assault on a Person 50 Years of Age or Older with a Preexisting Serious Medical Condition a Class C Crime ONTP

LD 1127 An Act To Prohibit the Use of "No-knock" Warrants ONTP

LD 1138	An Act To Ensure the Right to Self-defense Exists outside the Home by Removing the Requirement To Retreat	Majority (ONTP) Report
LD 1192	An Act Concerning the Composition of the Criminal Law Advisory Commission	ONTP
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LD 1607	An Act To Criminalize Calls Made to Emergency Services Based on Racial Profiling	ONTP

### *Criminal Procedure/Bail/Sentencing*

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LD 801	An Act Regarding Sentencing Options for a Person Convicted of a Crime Committed While Serving a Term of Imprisonment	PUBLIC 260
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### *Department of Corrections*

**Enacted**

LD 782	An Act To Implement the Recommendations of the Department of Corrections for Certified Batterer Intervention Programming	PUBLIC 174
LD 963	An Act To Ensure Culturally Informed Programs and Services for Adjudicated Juveniles in the Custody of the Department of Corrections	PUBLIC 339

**Not Enacted**

LD 271	An Act To Recruit and Retain Department of Corrections Facilities Support Staff	ONTP
LD 1683	Resolve, To Compensate Certain Department of Corrections Employees and Department of Health and Human Services Employees for Hazardous Work	CARRIED OVER

## *Domestic Violence*

### **Enacted**

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| LD 1408 | An Act To Increase the Protection of Children from Domestic Abuse and Violence                                     | PUBLIC 351 |
| LD 1491 | An Act To Ensure Access to and Availability of Violence Intervention Services To Reduce Domestic Violence in Maine | PUBLIC 448 |

## *Drugs*

### **Enacted**

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| LD 477  | An Act To Allow for Fair Restitution by Providing That Restitution Includes the Cost of Analysis of Suspected Illegal Drugs If the Defendant Was Convicted of Trafficking and Was Motivated by Profit | PUBLIC 296  |
| LD 994  | An Act To Promote Public Health by Eliminating Criminal Penalties for Possession of Hypodermic Apparatuses  | PUBLIC 434  |
| LD 1588 | Resolve, To Replace Certain Stigmatizing Language in the Maine Revised Statutes with Respectful Language  | RESOLVE 120 |
| LD 1675 | An Act To Amend Certain Provisions of Maine's Drug Laws   | PUBLIC 396  |

### **Not Enacted**

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| LD 967  | An Act To Make Possession of Scheduled Drugs for Personal Use a Civil Penalty | Died Between Houses |
| LD 1035 | An Act To Prohibit Maintaining Drug-involved Premises                         | ONTP                |

## *Firearms/Concealed Firearms*

### **Enacted**

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| LD 884 | An Act To Restrict the Collection of Surveillance Video, Information and Data Regarding Lawful Firearm Purchases | PUBLIC 384 |

LD 1170 An Act Regarding Unauthorized Possession of a Firearm in a Correctional Facility or Jail PUBLIC 266

**Not Enacted**

LD 976 An Act To Amend the Definition of "Machine Gun" To Include Bump Stock Devices Majority (ONTP) Report

LD 999 An Act Regarding Background Checks for the Sale of Firearms Minority (ONTP) Report

LD 1052 An Act To Protect the Firearm Use and Possession Rights of Maine Citizens during an Emergency Died Between Houses

LD 1286 Resolve, Directing the Department of Public Safety To Apply for an Exemption from Background Checks for Holders of Concealed Weapons Permits ONTP

LD 1315 An Act To Protect Firearm Use and Possession Rights during a State of Emergency and Require a Two-thirds Vote by the Legislative Council To Declare or Extend a State of Emergency Majority (ONTP) Report

LD 1446 An Act To Aid Municipalities in the Issuance of Concealed Handgun Permits CARRIED OVER

LD 1454 An Act To Prohibit Untraceable and Undetectable Firearms Minority (ONTP) Report

**Firefighters**

**Enacted**

LD 242 An Act To Support the Maine Fire Protection Services Commission PUBLIC 413

LD 1245 An Act To Ensure the Provision of Appropriate Personal Protective Equipment to Firefighters PUBLIC 442

LD 1316 An Act To Provide Funding for the Maine Length of Service Award Program PUBLIC 444

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LD 1440 An Act To Provide Safe Gear for Female Firefighters CARRIED OVER

LD 1504 An Act To Enhance Use of Critical Incident Stress Management Teams for Firefighters CARRIED OVER

### Fireworks

#### **Enacted**

LD 180 Resolve, Regarding the Storage of Consumer Fireworks RESOLVE 96

#### **Not Enacted**

LD 1307 An Act To Restrict the Sale, Purchase and Use of Fireworks in the State CARRIED OVER

LD 1307 An Act To Restrict the Sale, Purchase and Use of Fireworks in the State CARRIED OVER

LD 1348 An Act To Limit the Decibel Level of Fireworks Near Working Farms CARRIED OVER

### Juveniles

#### **Not Enacted**

LD 546 An Act To Implement the Recommendations of the Maine Juvenile Justice System Assessment and Reinvestment Task Force CARRIED OVER

LD 756 An Act Regarding Criminal Services for Juveniles CARRIED OVER

LD 1668 Resolve, To Develop a Plan To Close the Long Creek Youth Development Center and Redirect Funding to Community Integration Services for Adjudicated Youth Veto Sustained

### Law Enforcement

#### **Enacted**

LD 58 An Act To Improve Information Sharing by Criminal Justice Agencies with Government Agencies Responsible for Investigating Child or Adult Abuse PUBLIC 252

- LD 573 An Act Concerning Records of the Employment of Law Enforcement Officers and Corrections Officers PUBLIC 256
- LD 894 An Act To Increase Government Accountability by Removing the Restriction on the Dissemination of Information Regarding Investigations PUBLIC 153
- LD 1040 An Act To Require Diversity, Equity and Inclusion Training or Implicit Bias Training for School Resource Officers PUBLIC 156
- LD 1585 An Act To Increase Privacy and Security by Regulating the Use of Facial Surveillance Systems by Departments, Public Employees and Public Officials PUBLIC 394

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- LD 539 An Act To Require Law Enforcement Agencies To Do a Thorough Background Check of Applicant Officers and To Require the Release of Records, Including Sealed Records, to the Requesting Agency ONTP
- LD 928 An Act To Require Adequate Training for Police Officers Who Use Speed Measurement Devices ONTP
- LD 1179 An Act To Restrict Maine Law Enforcement Participation in Federal Firearm Confiscation or Buy-back Programs without Legislative Approval Majority (ONTP) Report
- LD 1250 An Act To Allow Law Enforcement Officers with Federal Law Enforcement Officers Safety Act Clearance To Carry a Concealed Weapon ONTP
- LD 1422 An Act To Strengthen Laws Protecting Members of Law Enforcement and Promote In-classroom Drug Use Avoidance Education Majority (ONTP) Report
- LD 1447 An Act To Require Training in Racial Issues, Racial Justice and Social Issues at the Maine Criminal Justice Academy and To Establish Additional Requirements for Law Enforcement Officers and Candidates CARRIED OVER

**Maine Emergency Management Agency**

**Enacted**

- LD 764 An Act To Authorize the Maine Emergency Management Agency To Requisition Food Supplies for Emergency Use or Special Duty Assignments PUBLIC 431



**OUI/OAS/Other MV Violations**

**Enacted**

LD 1313 An Act To Clarify Who Signs and Swears to a Certificate Stating the Results of a Breath-alcohol Test PUBLIC 204

**Not Enacted**

LD 893 An Act To Enable Motor Vehicle Technicians To Safely Disable Breathalyzer Starter Devices ONTP

LD 1479 An Act To Make Certain Traffic Infractions Secondary Offenses CARRIED OVER

**Prison/Jail/Inmate**

**Enacted**

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LD 521 An Act To Modify the Rule-making Process for Establishing County and Municipal Jail Standards PUBLIC 171

LD 661 An Act To Ensure Equity in Petitions for Rulemaking under the Maine Administrative Procedure Act PUBLIC 257

LD 663 Resolve, Establishing a Comprehensive Substance Use Disorder Treatment Pilot Program for Maine's Incarcerated Population RESOLVE 113

LD 769 An Act To Increase the Availability of Mental Health Services for a Defendant Who Has Been Found Incompetent To Stand Trial PUBLIC 259

LD 1044 An Act To Protect the Rights of Certain Incarcerated Individuals PUBLIC 263

LD 1593 An Act To Provide Pathways to Rehabilitation, Reentry and Reintegration PUBLIC 376

LD 1674 An Act To Improve Access to Medical Care for and Expand the Rights of Adult Clients of State Correctional Facilities PUBLIC 359

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LD 13 An Act To Coordinate the Delivery of Individuals Committed to the Department of Corrections ONTP

LD 279 An Act To Protect Persons Detained or Committed in a Correctional or Detention Facility from Excessive Telephone or Video Charges Leave to Withdraw Pursuant to Joint Rule 310

LD 476 An Act To Provide Licensed Assisted Living and Nursing Facilities Levels of Care for Incarcerated Persons CARRIED OVER

LD 696 An Act To Prohibit Solitary Confinement in Maine's Corrections System CARRIED OVER

LD 1128 An Act Relating to Personnel Working in Public Safety Died Between Houses

LD 1154 An Act To Improve the Safety of Prisoners and Jail Staff by Limiting Work Hours of Jail Employees CARRIED OVER

LD 1175 An Act To Prohibit Excessive Telephone, Video and Commissary Charges in Maine Jails and Prisons CARRIED OVER

LD 1552 An Act To Provide Reentry Services to Persons Reentering the Community after Incarceration CARRIED OVER

LD 1654 An Act To Stabilize State Funding for County Corrections CARRIED OVER

LD 1721 An Act Regarding Dignity for Women in Correctional Facilities CARRIED OVER

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**Enacted**

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LD 797	An Act To Create a Registry To Improve Access to Automated External Defibrillators	PUBLIC 82
LD 1078	An Act To Promote Traffic Safety in Emergency Situations	PUBLIC 85
LD 1290	An Act To Amend the Statement of Purpose of the Maine Emergency Medical Services Act of 1982 To Include Emergency Responses That Do Not Require Transportation	PUBLIC 159
LD 1605	An Act To License Ambulance Drivers Who Are Not Licensed To Provide Emergency Medical Services	PUBLIC 220
LD 1699	An Act To Establish the Southern Aroostook County Emergency Medical Services Authority	P & S 12
<b>Not Enacted</b>		
LD 400	An Act To Modify the Composition of the Board of Trustees of the Maine Criminal Justice Academy	ONTP
LD 438	An Act To Increase Public Safety by Adding a Position to the Computer Crimes Unit of the Maine State Police	ONTP

LD 1092	An Act To Expand the Board of Trustees of the Maine Criminal Justice Academy To Include 6 Members of the Public Who Are Not Employed as Any Type of Law Enforcement Personnel and To Require a Public Review of the Training Syllabus	ONTP
LD 1278	An Act To End the Maine Information and Analysis Center Program	Died Between Houses
LD 1298	An Act To Provide Funds for Community-based Substance Use Disorder Treatment and Recovery Services and To Reduce by Half the Funding for the Maine Drug Enforcement Agency	Died On Adjournment

**Sex Offenses -- Criminal**

**Enacted**

LD 1486	An Act To Improve Investigations of Child Sexual Abuse	PUBLIC 447
LD 1715	An Act To Amend the Laws Prohibiting Teachers, Employees and Other Officials from Engaging in Sexual Activity with Students	PUBLIC 360

**Not Enacted**

LD 877	An Act To Expand the Definition of Unlawful Sexual Touching	Died Between Houses
LD 1592	An Act To Remove Punishments for Sex Selling and Decrease Demand by Increasing Penalties for Sex Buying	Veto Sustained

*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*

**Criminal Justice and Public Safety (CJPS)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
CJPS	12	An Act To Require Annual Information Reporting by the Maine Information and Analysis Center	Reported Out	OTP/ OTP-AM	Enacted	PL	164	S1
CJPS	13	An Act To Coordinate the Delivery of Individuals Committed to the Department of Corrections	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	15	An Act To Amend the Intelligence and Investigative Record Information Act To Ensure Government Transparency and To Protect the Privacy and Safety of the Public	Reported Out	LTW	Leave to Withdraw Pursuant to Joint Rule 310			R1
CJPS	28	An Act To Update the Silver Alert Program To Include Missing Endangered Persons	Reported Out	OTP-AM	Enacted	PL	62	S1
CJPS	58	An Act To Improve Information Sharing by Criminal Justice Agencies with Government Agencies Responsible for Investigating Child or Adult Abuse	Reported Out	OTP-AM/ ONTP	Enacted	PL	252	S1
CJPS	180	Resolve, Regarding the Storage of Consumer Fireworks	Reported Out	OTP-AM/ ONTP	Finally Passed	RESLV	96	S1
CJPS	242	An Act To Support the Maine Fire Protection Services Commission	Reported Out	OTP-AM	Enacted	PL	413	S1
CJPS	271	An Act To Recruit and Retain Department of Corrections Facilities Support Staff	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	279	An Act To Protect Persons Detained or Committed in a Correctional or Detention Facility from Excessive Telephone or Video Charges	Reported Out	LTW	Leave to Withdraw Pursuant to Joint Rule 310			R1
CJPS	346	An Act Requiring the Use of Propane and Natural Gas Detectors	Reported Out	OTP-AM	Enacted	PL	194	S1
CJPS	369	An Act To Criminalize Recording an Incident in Progress but Failing To Report the Incident Immediately to the Appropriate Authority	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			R1

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Bills Referred to

Criminal Justice and Public Safety (CJPS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
CJPS	400	An Act To Modify the Composition of the Board of Trustees of the Maine Criminal Justice Academy	Reported Out	ONTP					S1
CJPS	417	An Act To Protect Maine's Drivers from Pretextual Traffic Stops	Reported Out	OTP-AM/ ONTP					S1
CJPS	419	An Act Regarding Voluntary Participation in Work Projects by Inmates Who Are Pretrial, Presentence and Sentenced	Reported Out	OTP-AM/ OTP-AM					S1
CJPS	438	An Act To Increase Public Safety by Adding a Position to the Computer Crimes Unit of the Maine State Police	Reported Out	ONTP					S1
CJPS	439	An Act To Amend the Provisions Concerning the Crime of Gross Sexual Assault	Reported Out	ONTP					S1
CJPS	476	An Act To Provide Licensed Assisted Living and Nursing Facilities Levels of Care for Incarcerated Persons	Carry Over Approved		Carried Over In Comm				S1
CJPS	477	An Act To Allow for Fair Restitution by Providing That Restitution Includes the Cost of Analysis of Suspected Illegal Drugs If the Defendant Was Convicted of Trafficking and Was Motivated by Profit	Reported Out	OTP-AM					S1
CJPS	491	An Act To Give Special Weight to Discriminatory Motive in Sentencing for False Public Alarm or Report	Reported Out	OTP-AM					S1
CJPS	505	An Act To Expand the Disciplinary Authority of the Board of Trustees of the Maine Criminal Justice Academy	Reported Out	OTP-AM					S1
CJPS	513	An Act Regarding the Citizen Members and the Complaint Review Committee of the Board of Trustees of the Maine Criminal Justice Academy	Reported Out	OTP-AM					S1
CJPS	514	An Act To Establish and Promote a System of Safe Disposal of Expired Marine Flares	Reported Out	OTP-AM					S1
CJPS	521	An Act To Modify the Rule-making Process for Establishing County and Municipal Jail Standards	Reported Out	OTP-AM					S1
CJPS	536	An Act To Amend the Maine Criminal Code	Reported Out	OTP-AM/ ONTP					S1
CJPS	539	An Act To Require Law Enforcement Agencies To Do a Thorough Background Check of Applicant Officers and To Require the Release of Records, Including Sealed Records, to the Requesting Agency	Reported Out	ONTP					S1

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Bills Referred to

Criminal Justice and Public Safety (CJPS)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
CJPS	546	An Act To Implement the Recommendations of the Maine Juvenile Justice System Assessment and Reinvestment Task Force	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
CJPS	573	An Act Concerning Records of the Employment of Law Enforcement Officers and Corrections Officers	Reported Out	OTP-AM/ ONTP		Enacted	PL	256	S1
CJPS	661	An Act To Ensure Equity in Petitions for Rulemaking under the Maine Administrative Procedure Act	Reported Out	OTP-AM		Enacted	PL	257	S1
CJPS	663	Resolve, Establishing a Comprehensive Substance Use Disorder Treatment Pilot Program for Maine's Incarcerated Population	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	113	S1
CJPS	696	An Act To Prohibit Solitary Confinement in Maine's Corrections System	Carry Over Approved		Carried Over In Comm				S1
CJPS	710	An Act Regarding the Maine Criminal Code and a Period of Suspension under the Motor Vehicle Statutes	Reported Out	OTP-AM		Veto Sustained			S1
CJPS	756	An Act Regarding Criminal Services for Juveniles	Carry Over Approved		Carried Over In Comm				S1
CJPS	758	Resolve, To Study Streamlining the Background Check Process for State-licensed Professions That Require Background Checks	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	759	An Act To Amend the Child Endangerment Laws To Include Certain Unauthorized Access to a Loaded Firearm	Reported Out	OTP-AM/ ONTP		Enacted	PL	388	S1
CJPS	763	An Act To Allow State Vehicles Assigned to Certain Maine Emergency Management Agency Employees To Be Used for Commuting	Reported Out	OTP-AM/ ONTP		Enacted	PL	258	S1
CJPS	764	An Act To Authorize the Maine Emergency Management Agency To Requisition Food Supplies for Emergency Use or Special Duty Assignments	Reported Out	OTP-AM		Enacted	PL	431	S1
CJPS	769	An Act To Increase the Availability of Mental Health Services for a Defendant Who Has Been Found Incompetent To Stand Trial	Reported Out	OTP-AM		Enacted	PL	259	S1
CJPS	782	An Act To Implement the Recommendations of the Department of Corrections for Certified Batterer Intervention Programming	Reported Out	OTP-AM		Enacted	PL	174	S1
CJPS	797	An Act To Create a Registry To Improve Access to Automated External Defibrillators	Reported Out	OTP		Enacted	PL	82	S1
CJPS	801	An Act Regarding Sentencing Options for a Person Convicted of a Crime Committed While Serving a Term of Imprisonment	Reported Out	OTP-AM		Enacted	PL	260	S1

Bills Referred to

Criminal Justice and Public Safety (CJPS)

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
CJPS	829	An Act To Promote Highway Safety by Restricting the Use of Marijuana and Possession of an Open Marijuana Container in a Motor Vehicle	Reported Out	ONTP/OTP-AM		Accepted Majority (ONTP) Report			S1
CJPS	847	An Act To Divert Young Adults from the Adult Criminal Justice System	Reported Out	OTP-AM/ONTP		Veto Sustained			S1
CJPS	852	Resolve, To Review Public Safety around School Buses and School Bus Stops	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	877	An Act To Expand the Definition of Unlawful Sexual Touching	Reported Out	ONTP/OTP		Died Between Houses			S1
CJPS	884	An Act To Restrict the Collection of Surveillance Video, Information and Data Regarding Lawful Firearm Purchases	Reported Out	OTP-AM/ONTP		Enacted	PL	384	S1
CJPS	893	An Act To Enable Motor Vehicle Technicians To Safely Disable Breathalyzer Starter Devices	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	894	An Act To Increase Government Accountability by Removing the Restriction on the Dissemination of Information Regarding Investigations	Reported Out	OTP/ONTP		Enacted	PL	153	S1
CJPS	928	An Act To Require Adequate Training for Police Officers Who Use Speed Measurement Devices	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	963	An Act To Ensure Culturally Informed Programs and Services for Adjudicated Juveniles in the Custody of the Department of Corrections	Reported Out	OTP-AM/ONTP		Enacted	PL	339	S1
CJPS	967	An Act To Make Possession of Scheduled Drugs for Personal Use a Civil Penalty	Reported Out	OTP-AM/ONTP/OTP-AM		Died Between Houses			S1
CJPS	976	An Act To Amend the Definition of "Machine Gun" To Include Bump Stock Devices	Reported Out	ONTP/OTP		Accepted Majority (ONTP) Report			S1
CJPS	994	An Act To Promote Public Health by Eliminating Criminal Penalties for Possession of Hypodermic Apparatuses	Reported Out	OTP-AM/ONTP		Enacted	PL	434	S1
CJPS	999	An Act Regarding Background Checks for the Sale of Firearms	Reported Out	OTP/ONTP		Accepted Minority (ONTP) Report			S1
CJPS	1016	An Act To Ensure That Assemblies, Protests and Demonstrations in Maine Remain Peaceful	Reported Out	ONTP/OTP-AM		Accepted Majority (ONTP) Report			S1



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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
CJPS	1021	An Act To Expand the Crime of Violation of Privacy To Include Observing or Photographing Images Inside a Private Place That Would Not Ordinarily Be Visible Outside That Place	Reported Out	OTP-AM/ ONTP		Enacted	PL	373	S1
CJPS	1035	An Act To Prohibit Maintaining Drug-involved Premises	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	1040	An Act To Require Diversity, Equity and Inclusion Training or Implicit Bias Training for School Resource Officers	Reported Out	OTP-AM/ ONTP		Enacted	PL	156	S1
CJPS	1043	An Act Concerning the Unannounced Execution of Search Warrants	Reported Out	OTP		Enacted	PL	342	S1
CJPS	1044	An Act To Protect the Rights of Certain Incarcerated Individuals	Reported Out	OTP-AM/ ONTP		Enacted	PL	263	S1
CJPS	1052	An Act To Protect the Firearm Use and Possession Rights of Maine Citizens during an Emergency	Reported Out	ONTP/ OTP		Died Between Houses			S1
CJPS	1070	An Act To Make Assault on a Person 50 Years of Age or Older with a Preexisting Serious Medical Condition a Class C Crime	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	1078	An Act To Promote Traffic Safety in Emergency Situations	Reported Out	OTP		Enacted	PL	85	S1
CJPS	1092	An Act To Expand the Board of Trustees of the Maine Criminal Justice Academy To Include 6 Members of the Public Who Are Not Employed as Any Type of Law Enforcement Personnel and To Require a Public Review of the Training Syllabus	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	1127	An Act To Prohibit the Use of "No-knock" Warrants	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	1128	An Act Relating to Personnel Working in Public Safety	Reported Out	OTP-AM/ OTP-AM		Died Between Houses			S1
CJPS	1138	An Act To Ensure the Right to Self-defense Exists outside the Home by Removing the Requirement To Retreat	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
CJPS	1154	An Act To Improve the Safety of Prisoners and Jail Staff by Limiting Work Hours of Jail Employees	Carry Over Approved		Carried Over In Comm				S1
CJPS	1170	An Act Regarding Unauthorized Possession of a Firearm in a Correctional Facility or Jail	Reported Out	OTP-AM		Enacted	PL	266	S1

Bills Referred to

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Enacted Laws

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
CJPS	1171	An Act To Curtail No-knock Warrants	Reported Out	OTP-AM		Enacted	PL	267	S1
CJPS	1175	An Act To Prohibit Excessive Telephone, Video and Commissary Charges in Maine Jails and Prisons	Carry Over Approved		Carried Over In Comm				S1
CJPS	1179	An Act To Restrict Maine Law Enforcement Participation in Federal Firearm Confiscation or Buy-back Programs without Legislative Approval	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
CJPS	1192	An Act Concerning the Composition of the Criminal Law Advisory Commission	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	1245	An Act To Ensure the Provision of Appropriate Personal Protective Equipment to Firefighters	Reported Out	OTP-AM		Emergency Enacted	PL	442	S1
CJPS	1250	An Act To Allow Law Enforcement Officers with Federal Law Enforcement Officers Safety Act Clearance To Carry a Concealed Weapon	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	1278	An Act To End the Maine Information and Analysis Center Program	Reported Out	ONTP/ OTP-AM		Died Between Houses			S1
CJPS	1286	Resolve, Directing the Department of Public Safety To Apply for an Exemption from Background Checks for Holders of Concealed Weapons Permits	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
CJPS	1290	An Act To Amend the Statement of Purpose of the Maine Emergency Medical Services Act of 1982 To Include Emergency Responses That Do Not Require Transportation	Reported Out	OTP		Enacted	PL	159	S1
CJPS	1298	An Act To Provide Funds for Community-based Substance Use Disorder Treatment and Recovery Services and To Reduce by Half the Funding for the Maine Drug Enforcement Agency	Reported Out	OTP-AM/ ONTP		Died On Adjournment			S1
CJPS	1307	An Act To Restrict the Sale, Purchase and Use of Fireworks in the State	Carry Over Approved		Carried Over In Comm				S1
CJPS	1313	An Act To Clarify Who Signs and Swears to a Certificate Stating the Results of a Breath-alcohol Test	Reported Out	OTP-AM		Enacted	PL	204	S1
CJPS	1315	An Act To Protect Firearm Use and Possession Rights during a State of Emergency and Require a Two-thirds Vote by the Legislative Council To Declare or Extend a State of Emergency	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
CJPS	1316	An Act To Provide Funding for the Maine Length of Service Award Program	Reported Out	OTP-AM		Enacted	PL	444	S1

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Bills Referred to

Criminal Justice and Public Safety (CJPS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
CJPS	1348	An Act To Limit the Decibel Level of Fireworks Near Working Farms	Carry Over Approved		Carried Over In Comm			S1
CJPS	1351	An Act To Amend Certain Provisions of the Maine Criminal Code and the Maine Bail Code	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
CJPS	1364	Resolve, To Study Incentives for Residential Fire Sprinkler Systems	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV 97	S1
CJPS	1408	An Act To Increase the Protection of Children from Domestic Abuse and Violence	Reported Out	OTP-AM/ ONTP		Enacted	PL 351	S1
CJPS	1422	An Act To Strengthen Laws Protecting Members of Law Enforcement and Promote In-classroom Drug Use Avoidance Education	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report		S1
CJPS	1440	An Act To Provide Safe Gear for Female Firefighters	Reported Out	OTP-AM/ ONTP	Carried On Approps Table			S1
CJPS	1446	An Act To Aid Municipalities in the Issuance of Concealed Handgun Permits	Carry Over Approved		Carried Over In Comm			S1
CJPS	1447	An Act To Require Training in Racial Issues, Racial Justice and Social Issues at the Maine Criminal Justice Academy and To Establish Additional Requirements for Law Enforcement Officers and Candidates	Carry Over Approved		Carried Over In Comm			S1
CJPS	1454	An Act To Prohibit Untraceable and Undetectable Firearms	Reported Out	OTP-AM/ ONTP		Accepted Minority (ONTP) Report		S1
CJPS	1473	An Act To Exempt Land-based Aquaculture Facilities from the Maine Uniform Building and Energy Code Requirements	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
CJPS	1478	An Act To Require the Use of Homelessness Crisis Protocols by Law Enforcement Agencies	Reported Out	OTP-AM/ ONTP		Enacted	PL 393	S1
CJPS	1479	An Act To Make Certain Traffic Infractions Secondary Offenses	Carry Over Approved		Carried Over In Comm			S1
CJPS	1486	An Act To Improve Investigations of Child Sexual Abuse	Reported Out	OTP-AM		Enacted	PL 447	S1
CJPS	1491	An Act To Ensure Access to and Availability of Violence Intervention Services To Reduce Domestic Violence in Maine	Reported Out	OTP-AM/ ONTP		Enacted	PL 448	S1
CJPS	1504	An Act To Enhance Use of Critical Incident Stress Management Teams for Firefighters	Carry Over Approved		Carried Over In Comm			S1

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Enacted Laws

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Law	Ch	Sess
CJPS	1552	An Act To Provide Reentry Services to Persons Reentering the Community after Incarceration	Carry Over Approved		Carried Over In Comm			S1
CJPS	1585	An Act To Increase Privacy and Security by Regulating the Use of Facial Surveillance Systems by Departments, Public Employees and Public Officials	Reported Out	OTP-AM		Enacted	PL 394	S1
CJPS	1588	Resolve, To Replace Certain Stigmatizing Language in the Maine Revised Statutes with Respectful Language	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV 120	S1
CJPS	1592	An Act To Remove Punishments for Sex Selling and Decrease Demand by Increasing Penalties for Sex Buying	Reported Out	OTP-AM/ ONTP		Veto Sustained		S1
CJPS	1593	An Act To Provide Pathways to Rehabilitation, Reentry and Reintegration	Reported Out	OTP-AM/ ONTP		Enacted	PL 376	S1
CJPS	1604	An Act To Reclassify Certain Offenses under the Inland Fisheries and Wildlife Laws and Motor Vehicle Laws and Increase the Efficiency of the Criminal Justice System	Carry Over Approved		Carried Over In Comm			S1
CJPS	1605	An Act To License Ambulance Drivers Who Are Not Licensed To Provide Emergency Medical Services	Reported Out	OTP-AM		Enacted	PL 220	S1
CJPS	1607	An Act To Criminalize Calls Made to Emergency Services Based on Racial Profiling	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
CJPS	1654	An Act To Stabilize State Funding for County Corrections	Carry Over Approved		Carried Over In Comm			S1
CJPS	1668	Resolve, To Develop a Plan To Close the Long Creek Youth Development Center and Redirect Funding to Community Integration Services for Adjudicated Youth	Reported Out	OTP/ ONTP		Veto Sustained		S1
CJPS	1674	An Act To Improve Access to Medical Care for and Expand the Rights of Adult Clients of State Correctional Facilities	Reported Out	OTP-AM/ ONTP		Enacted	PL 359	S1
CJPS	1675	An Act To Amend Certain Provisions of Maine's Drug Laws	Reported Out	OTP-AM/ OTP-AM/ ONTP		Enacted	PL 396	S1
CJPS	1683	Resolve, To Compensate Certain Department of Corrections Employees and Department of Health and Human Services Employees for Hazardous Work	Reported Out	OTP-AM/ ONTP	Carried On Approps Table			S1
CJPS	1699	An Act To Establish the Southern Aroostook County Emergency Medical Services Authority	Reported Out	OTP-AM		Emergency Enacted	P&SL 12	S1

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**Enacted Laws**

Comm	LD	Title	Comm Action	Carried over?	Final Diposition	Enacted Laws		Sess
						Law	Ch	
CJPS	1715	An Act To Amend the Laws Prohibiting Teachers, Employees and Other Officials from Engaging In Sexual Activity with Students	Reported Out OTP-AM		Enacted	PL	360	15
CJPS	1721	An Act Regarding Dignity for Women in Correctional Facilities	Carry Over Approved	Carried Over In Comm				15

## **JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

### **LD 12 An Act To Require Annual Information Reporting by the Maine Information and Analysis Center**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 164 requires the Department of Public Safety, Maine Information and Analysis Center to submit an annual report by April 1st each year, beginning in 2022, to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters regarding the performance of the center. The report must include a general narrative about the types of cases, crimes, incidents and reports the center has reviewed and evaluated in a manner that protects personal privacy and the integrity of the work of the center. The report must include both privacy audits performed in the prior year and de-identified information regarding the cases, crimes, incidents and reports on which the center worked during the prior year that were reviewed during the audits.

### **LD 28 An Act To Update the Silver Alert Program To Include Missing Endangered Persons**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 62 updates the existing Silver Alert Program within the Department of Public Safety to include missing endangered persons. "Missing endangered person" is defined as a person who is believed to be in danger because of the person's age, mental or physical health or intellectual or developmental disability, because of environmental or weather conditions or because the person is missing in dangerous, unexplained, involuntary or suspicious circumstances as determined by a local law enforcement agency.

### **LD 58 An Act To Improve Information Sharing by Criminal Justice Agencies with Government Agencies Responsible for Investigating Child or Adult Abuse**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 252 expands the authority of criminal justice agencies to share confidential intelligence and investigative record information with government agencies responsible for the investigation of abuse, neglect or exploitation of children or incapacitated or dependent adults in the following circumstances:

1. There must be a request regarding a named person or persons that relates to conduct that is criminal under the Maine Revised Statutes, Title 17-A, chapters 9, 11, 12, 13, 21, 23, 33, 35, 41, 43 or 45; and
2. The use of the information that is shared is limited to the purpose for which it was obtained or, as necessary, for administrative or ombudsman office oversight of the agency obtaining the information.

## **JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

### **LD 180 Resolve, Regarding the Storage of Consumer Fireworks**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 96 directs the State Fire Marshal to convene a stakeholder group to review federal and state requirements for the storage of consumer fireworks by businesses that sell consumer fireworks and to report to the Joint Standing Committee on Criminal Justice and Public Safety by November 1, 2021 regarding the work of the stakeholder group and recommended legislation. The Joint Standing Committee on Criminal Justice and Public Safety is authorized to report out legislation to the Second Regular Session of the 130th Legislature regarding the storage of consumer fireworks.

### **LD 242 An Act To Support the Maine Fire Protection Services Commission**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 413 provides \$250,000 in fiscal year 2021-22 and \$78,147 in fiscal year 2022-23 for the Board of Trustees of the Maine Community College System to support the Maine Fire Service Institute. The Maine Fire Protection Services Commission will provide grants for construction and repair or replacement of regional live fire service training facilities.

### **LD 346 An Act Requiring the Use of Propane and Natural Gas Detectors**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 194 requires the installation of fuel gas detectors to detect propane, natural gas and liquified petroleum gas in every room containing an appliance fueled by propane, natural gas or any liquified petroleum gas. The requirement applies to owners of: multifamily occupancy buildings; fraternity houses, sorority houses and dormitories that are affiliated with educational facilities; children's homes, emergency children's shelters, children's residential care facilities, shelters for homeless children and specialized children's homes; hotels, motels and inns; mixed use occupancies that contain a dwelling unit; business occupancies; mercantile occupancies; and assembly occupancies. The law is modeled on the laws applicable to those same buildings or facilities with regard to smoke detectors and carbon monoxide detectors.

Public Law 2021, chapter 194 takes effect January 1, 2022, except that the provisions applicable to existing business occupancies, mercantile occupancies and assembly occupancies take effect January 1, 2026.

**JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

**LD 419 An Act Regarding Voluntary Participation in Work Projects by Inmates Who Are Pretrial, Presentence and Sentenced**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 169 clarifies that participation in work projects within and outside the jails by inmates of the jails is voluntary. The law authorizes participation in work projects by inmates who are pretrial and presentence within the jail and on jail property when under supervision and as approved by the sheriff.

**LD 477 An Act To Allow for Fair Restitution by Providing That Restitution Includes the Cost of Analysis of Suspected Illegal Drugs If the Defendant Was Convicted of Trafficking and Was Motivated by Profit**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 296 amends current law on critical investigation expenses that are recoverable as restitution in criminal cases. For critical investigation expenses related to analysis of suspected illegal drugs to be recoverable through restitution the law requires that the defendant be convicted of trafficking a scheduled drug under the Maine Revised Statutes, Title 17-A, chapter 45 and that a court determine the defendant was motivated by profit for the cost of analysis of suspected illegal drugs.

**LD 491 An Act To Give Special Weight to Discriminatory Motive in Sentencing for False Public Alarm or Report**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 170 amends the general sentencing statements of purpose of the Maine Criminal Code to permit the sentence of a person convicted of false public alarm or report to take into account the discriminatory motive of the person making the false public alarm or report.

**LD 505 An Act To Expand the Disciplinary Authority of the Board of Trustees of the Maine Criminal Justice Academy**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 255 amends the powers and duties of the Board of Trustees of the Maine Criminal Justice Academy to require that the board adopt rules for standards of conduct that subject an applicant for a certificate or a certificate holder to disciplinary action for a violation. The law authorizes the board to take action against an applicant for a certificate or a certificate holder for violation of the standards of conduct established by the board. The law requires that any action taken by the board as a result of a complaint, charge or accusation must be supported by a statement



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of findings and must be issued as a written decision of the board. The law designates the written decision of the board and findings as public records under the Freedom of Access Act.

### **LD 513 An Act Regarding The Citizen Members and the Complaint Review Committee of the Board of Trustees of the Maine Criminal Justice Academy**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 196 expands the total membership of the complaint review committee of the board of trustees of the Maine Criminal Justice Academy from three to five and the number of members who are citizens who have not and never have been sworn members of a law enforcement agency from one to two. The law allows deliberations when a majority of the members of the committee, including at least one citizen member, is present instead of requiring that all members be present. The law defines a "citizen member" of the board as an educator, municipal official or citizen member who is not and never has been a sworn member of a law enforcement agency.

### **LD 514 An Act To Establish and Promote a System of Safe Disposal of Expired Marine Flares**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 422 establishes within the Department of Public Safety programs for the collection and disposal of expired marine flares and for education of the public and state agency personnel regarding expired marine flares.

### **LD 521 An Act To Modify the Rule-making Process for Establishing County and Municipal Jail Standards**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 171 amends the laws governing the authority of the Commissioner of Corrections to establish standards for municipal and county jails and detention facilities. The law requires that the standards for county and municipal jails and detention facilities be evidenced-based, reflect best practices for the operation and administration of jails and take into consideration cost impact.

# JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY

## LD 536 An Act To Amend the Maine Criminal Code

### ENACTED LAW SUMMARY

Public Law 2021, chapter 299 amends the Maine Criminal Code. The law was proposed as by the Criminal Law Advisory Commission pursuant to the Maine Revised Statutes, Title 17-A, section 1354, subsection 2. The law does the following.

1. The law amends Title 17-A, section 2016 to make it consistent with existing law in Title 17-A, section 2009 with respect to disposition of funds by correctional facilities when they hold funds for the purposes of restitution and the victim cannot be located. Current Title 17-A, section 2016 requires the facility to notify the court and the court to determine distribution of the funds. The law requires the facility to forward the funds to the Treasurer of State to be handled as unclaimed property, consistent with current Title 17-A, section 2009.
2. The law separates two variants of kidnapping which are included in the same subparagraph in Title 17-A, section 301, subsection 1, paragraph A, subparagraph (3) into separate subparagraphs for:
  - A. Restraining a person with intent to commit bodily injury; and
  - B. Restraining a person with intent to commit a sexual assault.

The law amends the Sex Offender Registration and Notification Act of 2013 to clarify that, beginning January 1, 2022, kidnapping with intent to commit sexual assault, and not kidnapping with intent to commit bodily injury, qualifies as a Tier III offense under that Act.

The law also clarifies that, beginning January 1, 2022, kidnapping with intent to commit sexual assault, and not kidnapping with intent to commit bodily injury, renders a person ineligible for interment in the Maine Veterans' Memorial Cemetery System.

3. The law amends Title 17-A, section 1111-B, which provides an exemption from criminal liability for reporting a drug-related medical emergency or administering naloxone hydrochloride. The law clarifies that immunity from revocation of probation is limited to the same conduct for which there is immunity from prosecution under the law protecting persons seeking medical assistance or administering naloxone hydrochloride or experiencing a drug-related overdose.
4. The law repeals a section of law in Title 17-A, chapter 11 on factors aiding in predicting high-risk sex offenders for sentencing purposes, leaving individual risk assessment at sentencing to the judgment of the court.

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### **LD 573 An Act Concerning Records of the Employment of Law Enforcement Officers and Corrections Officers**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 256 requires a law enforcement officer or corrections officer who applies for employment with a law enforcement agency, correctional facility or county or regional jail, when the applicant is employed by or within 90 days prior to the application employed by another law enforcement agency, correctional facility or county or regional jail, to request that the officer's personnel records, employment records and records of the job performance be released to the other agency, facility or jail. The law does not cover internal investigation records. The request form, which must be signed and witnessed, must include a waiver of any rights that the applicant has to the privacy of the personnel and employment records and records of performance. The law directs the board of trustees of the Maine Criminal Justice Academy to adopt routine technical rules to establish the request and waiver form. The law requires the agency, facility or jail to which the request was made to promptly release the requested information. The law provides civil and criminal immunity to both the sending and the receiving agency, facility or jail.

The law also requires an agency, facility or jail that performs a polygraph examination on a law enforcement officer or corrections officer to notify the head of the agency, facility or jail that employs the officer if the results indicate probable cause to believe that the officer is or has been involved in criminal activity.

### **LD 661 An Act To Ensure Equity in Petitions for Rulemaking under the Maine Administrative Procedure Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 257 provides a mechanism for petitions for rulemaking submitted by persons incarcerated in a Department of Corrections facility and persons incarcerated in a county or municipal detention facility. The law sets the number of signatures at 150 or 25% or more of the total number of males or females incarcerated in a correctional facility, whichever is fewer. The law provides that the department is not required to initiate rulemaking if an earlier petition to adopt or modify the same rule was received within the previous 12 months. The law authorizes the department to take reasonable steps to ensure the validity of each signature on the petition.

### **LD 663 Resolve, Establishing a Comprehensive Substance Use Disorder Treatment Pilot Program for Maine's Incarcerated Population**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 113 requires the Commissioner of Corrections to establish and maintain a comprehensive substance use disorder treatment program in all state correctional facilities that will provide screening, assessment and treatment for substance use disorder, including alcohol use

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disorder, using medications approved or authorized by the United States Food and Drug Administration for treatment of substance use disorder. The program must provide at least one of each formulation of all United States Food and Drug Administration-approved medication-assisted treatments for substance use disorder including alcohol use disorder and opioid use disorder. The program must also provide initial and ongoing training and technical assistance and coordination with community-based treatment and recovery organizations. The law appropriates \$460,800 in fiscal year 2021-22 and \$460,800 in fiscal year 2022-23 for the pilot program.

### **LD 759 An Act To Amend the Child Endangerment Laws To Include Certain Unauthorized Access to a Loaded Firearm**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 388 amends the Maine Criminal Code to newly specify that storing or leaving a loaded firearm on premises under a person's control with criminal negligence in a manner that allows a child under 16 years of age to gain access to that firearm, and the child in fact gains access to the loaded firearm and uses it, is considered endangering the welfare of a child and is a Class D crime. The law provides several affirmative defenses to the new crime, including that the firearm is stored in a locked box or locked gun safe, the child uses the firearm in self-defense or defense of others, the person has no reasonable expectation that a child will be on the premises or the firearm is obtained by the child as a result of certain specified crimes.

### **LD 763 An Act To Allow State Vehicles Assigned to Certain Maine Emergency Management Agency Employees To Be Used for Commuting**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 258 allows certain employees of the Department of Defense, Veterans and Emergency Management, Maine Emergency Management Agency, specifically the director and deputy director and duty officer, to use a state-owned or state-leased vehicle to commute between home and work if so designated by the Commissioner of Defense, Veterans and Emergency Management.

### **LD 764 An Act To Authorize the Maine Emergency Management Agency To Requisition Food Supplies for Emergency Use or Special Duty Assignments**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 431 authorizes the Department of Defense, Veterans and Emergency Management, Maine Emergency Management Agency to requisition food supplies for emergency use or special duty assignments and corrects a reference to the Department of Agriculture, Conservation and Forestry, Bureau of Forestry.

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### **LD 769 An Act To Increase the Availability of Mental Health Services for a Defendant Who Has Been Found Incompetent To Stand Trial**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 259 provides authority to the Commissioner of Corrections to accept for placement in a mental health unit of a correctional facility a person found incompetent to stand trial if, following a court hearing, the person is found by clear and convincing evidence to be at risk of engaging in interpersonal violence that is not primarily driven by symptoms of a major mental illness or other disability. The law provides a procedure for a person to petition the court if the criteria for placement under the Maine Revised Statutes, Title 34-A, section 3069-C, subsection 1 no longer exist.

Public Law, chapter 259 includes a sunset provision of July 1, 2024 and a process for review by the Department of Health and Human Services and the Department of Corrections.

Public Law 2021, chapter 259 also requires a report to be submitted to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters prior to the sunset date.

### **LD 782 An Act To Implement the Recommendations of the Department of Corrections for Certified Batterer Intervention Programming**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 174 changes the name of batterers' intervention programs in the Maine Revised Statutes to domestic violence intervention programs. The law requires the attorney for the State in cases involving domestic violence to notify the domestic violence intervention program of the last known contact information for the victim and to provide to the program the incident report from the most relevant criminal proceeding. The law authorizes the disclosure of records to the domestic violence intervention program. The law requires the attorney for the State to make a good faith effort to inform the victim when the defendant completes the domestic violence intervention program. The law requires a domestic violence intervention program to be certified in order for the court to order a person to participate in a program and for the State to pay for a person's participation.

### **LD 797 An Act To Create a Registry to Improve Access to Automated External Defibrillators**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 82 requires the Director of Maine Emergency Medical Services within the Department of Public Safety to establish a registry of publicly accessible automated external

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defibrillators located within the State for the purpose of assisting a person or a law enforcement officer, firefighter or emergency medical services person who calls for assistance in an emergency situation. The law authorizes the director to accept grants, funds, equipment and services to establish, operate and maintain the registry of publicly accessible automated external defibrillators and requires the Department of Public Safety to adopt routine technical rules regarding the registry.

### **LD 801 An Act Regarding Sentencing Options for a Person Convicted of a Crime Committed While Serving a Term of Imprisonment**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 260 repeals the provision of law that provides that when an individual subject to an undischarged term of imprisonment is convicted of a crime committed while in execution of any term of imprisonment or of an attempt to commit a crime while in execution of any term of imprisonment, the sentence is not concurrent with any undischarged term of imprisonment and no portion of the nonconcurrent sentence may be suspended.

Public Law 2021, chapter 260 provides that when an individual subject to an undischarged term of imprisonment is convicted of a crime committed while in execution of any term of imprisonment, is convicted of a crime committed during a stay of execution of any term of imprisonment, is convicted of a crime committed after failure to report after a stay of execution of any term of imprisonment or is convicted of failure to report as ordered after a stay of execution of any term of imprisonment, the court may order that the sentence is not concurrent with any undischarged term of imprisonment. If the court orders that the sentence is not concurrent, the court may order that any undischarged term of imprisonment be tolled and service of the nonconcurrent sentence commence immediately, and the amendment requires the court to so order if any undischarged term of imprisonment is a split sentence. No portion of the nonconcurrent sentence may be suspended. Any nonconcurrent sentence that the convicted individual receives as a result of an order entered pursuant to this law must be nonconcurrent with all other sentences.

### **LD 884 An Act to Restrict the Collection of Surveillance Video, Information and Data Regarding Lawful Firearm Purchases**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 384 prohibits the State Police from collecting in its records any surveillance video, information or data concerning lawful firearm purchases obtained by the Maine Information and Analysis Center except as needed for purposes of investigating suspected criminal activity or terrorism, administering civil, criminal or juvenile justice or protecting a person's health and welfare pursuant to the laws governing involuntary hospitalization.

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### **LD 894 An Act To Increase Government Accountability by Removing the Restriction on the Dissemination of Information Regarding Investigations**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 153 repeals the law prohibiting a Maine criminal justice agency from confirming the existence or nonexistence of confidential intelligence and investigative record information to any person or public or private entity that is not eligible to receive that information.

### **LD 963 An Act To Ensure Culturally Informed Programs and Services for Adjudicated Juveniles in the Custody of the Department of Corrections**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 339 specifies that any programs established by the Commissioner of Corrections for a juvenile who has been adjudicated of a juvenile crime and who is under age 21 must provide for the juvenile culturally informed treatment plans and modalities and culturally informed community reintegration services and must provide language services for the juvenile and the juvenile's family and support system. The law requires the Commissioner of Corrections to ensure that any prevention, diversion or restorative justice programs established by the commissioner and serving an adjudicated juvenile under age 21 provide for that juvenile culturally informed services, including, but not limited to, referrals to community based services and supports, housing, case management, education and employment resources and provide language services for the juvenile and the juvenile's family and support system, as necessary.

### **LD 994 An Act To Promote Public Health by Eliminating Criminal Penalties for Possession of Hypodermic Apparatuses**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 434 amends the provisions regarding hypodermic apparatuses in the following ways.

1. It allows a person to possess a residual amount of a scheduled drug that is contained in one or more hypodermic apparatuses without committing the crime of unlawful possession of a scheduled drug.
2. It repeals the law governing the crimes of trafficking in or furnishing hypodermic apparatuses.
3. It repeals the law governing the crime of illegal possession of hypodermic apparatuses.
4. It removes from the definition of drug paraphernalia under the Maine Revised Statutes, Title 17-A, section 1111-A items used for testing, analyzing, injecting, ingesting, inhaling or otherwise introducing into the human body scheduled drugs.

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5. It removes similar provisions in the food and drug safety provisions of the Maine Revised Statutes and in the Maine Pharmacy Act.

**LD 1021 An Act To Expand the Crime of Violation of Privacy To Include Observing or Photographing Images Inside a Private Place That Would Not Ordinarily Be Visible Outside That Place**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 373 adds to the crime of violation of privacy installing or using outside a private place without the consent of the person or persons entitled to privacy therein any device for observing or photographing images originating in that place that would not ordinarily be visible outside that place.

**LD 1040 An Act To Require Diversity, Equity and Inclusion Training or Implicit Bias Training for School Resource Officers**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 156 requires a school resource officer to complete diversity, equity and inclusion training or implicit bias training at least once during that officer's first year of employment as a school resource officer.

**LD 1043 An Act Concerning the Unannounced Execution of Search Warrants**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 342 requires law enforcement agencies to adopt written policies regarding the unannounced execution of search warrants. Such policies must meet the minimum standards adopted by the Board of Trustees of the Maine Criminal Justice Academy.

**LD 1044 An Act To Protect the Rights of Certain Incarcerated Individuals**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 263 requires county and regional jails and correctional facilities and detention facilities to respect and acknowledge a person's consistently held gender identity subject to exceptions for significant management or security problems or threats to the person's health or safety.



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### **LD 1078 An Act To Promote Traffic Safety in Emergency Situations**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 85 enables a trained nonsworn member of a law enforcement agency to serve as a public safety traffic flagger to control vehicular traffic at emergency scenes in the same manner that firefighters and members of emergency medical services control vehicular traffic.

### **LD 1170 An Act Regarding Unauthorized Possession of a Firearm in a Correctional Facility or Jail**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 266 creates new Class D crimes for the unauthorized possession of a firearm in a correctional facility and unauthorized possession of a firearm in a jail or on the premises of a correctional facility or jail. The law exempts a person who has stored a firearm out of sight in a locked motor vehicle that is on the premises of the correctional facility or jail.

### **LD 1171 An Act To Curtail No-knock Warrants**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 267 defines "no-knock warrant" as a warrant that authorizes execution of the warrant without the law enforcement officer first announcing the authority for the execution of the warrant and the purpose of the warrant. The law provides that any warrant that is executed without waiting at least 20 seconds after the announcement of authority and purpose before making entry is a no-knock warrant. The law prohibits the use of no-knock warrants, except in the event of imminent risk of death or bodily injury to persons and when a recognized exception to the warrant requirement, such as exigent circumstances, allows unannounced entry. The law requires an officer executing a no-knock warrant to wear an official uniform and, if provided by the officer's law enforcement agency, a body-worn camera worn in accordance with agency policies. The law limits the use of stun grenade, stun distraction or other similar devices during the execution of a no-knock warrant to officers trained in the use of such a device during the execution of the warrant.

### **LD 1245 An Act To Ensure the Provision of Appropriate Personal Protective Equipment to Firefighters**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 442 requires each municipal fire department and volunteer fire association to provide properly fitting protective clothing and equipment to firefighters. The equipment must meet or exceed the requirements of the United States Department of Labor, Occupational Safety and Health Administration or the National Fire Protection Association. The

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firefighters are required to use the protective equipment whenever exposed to the hazards for which that equipment is provided. The protective equipment must consist of protective clothing, helmet ensemble, foot, hand and hearing protection, self-contained breathing apparatus, personal alert safety systems and fire service life safety rope, harness and hardware. The law requires the Department of Labor, Bureau of Labor Standards to notify municipal fire departments and volunteer fire departments and associations of the requirements to provide appropriate firefighting protective equipment and the commercial availability of firefighting protective equipment for females.

Public Law 2021, chapter 442 was enacted as an emergency measure effective July 9, 2021.

### **LD 1290 An Act To Amend the Statement of Purpose of the Maine Emergency Medical Services Act of 1982 To Include Emergency Responses That Do Not Require Transportation**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 159 amends the statutory purpose of the Maine Emergency Medical Services Act of 1982 to provide that the treatment and nontransport of the sick and injured is a key element of an emergency medical services system.

### **LD 1313 An Act To Clarify Who Signs and Swears to a Certificate Stating the Results of a Breath-alcohol Test**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 204 clarifies that a certificate of a chemical analysis of a breath-alcohol test with respect to a motor vehicle offense may be used as prima facie evidence only if the certificate is issued by the qualified person who administered the test.

### **LD 1316 An Act To Provide Funding for the Maine Length of Service Award Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 444 provides funding for the Maine Fire Protection Services Commission to be used for the Maine Length of Service Award Program to provide length of service awards to eligible volunteer firefighters and emergency medical services personnel. Funding is provided in the amount of \$500,000 for fiscal year 2021-22.

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### **LD 1364 Resolve, To Study Incentives for Residential Fire Sprinkler Systems**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 97 directs the State Fire Marshal to convene a task force to study incentives for developers, builders and home buyers to install residential sprinklers. The resolve directs the State Fire Marshal to report to the Joint Standing Committee on Criminal Justice and Public Safety by December 1, 2021, and authorizes the committee to report out legislation based on the study. The resolve specifies that costs to the Department of Public Safety, Office of the State Fire Marshal to convene and staff the task force and to report to the Legislature must be absorbed within existing budgeted resources.

### **LD 1408 An Act To Increase the Protection of Children from Domestic Abuse and Violence**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 351 requires that the core training provided to guardians ad litem must include no less than six hours on domestic abuse and violence. The law requires that continuing education for guardians ad litem must include at least two hours of training annually on the impact of domestic abuse and violence on children, the services available in Maine for victims of domestic abuse and violence and their children and interventions for those who commit domestic abuse and violence.

Public Law 2021, chapter 351 takes effect January 1, 2022.

### **LD 1478 An Act To Require the Use of Homelessness Crisis Protocols by Law Enforcement Agencies**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 393 directs the Attorney General to adopt a model homelessness crisis protocol and directs law enforcement agencies to adopt protocols, which may, but are not required to, conform to the model protocol adopted by the Attorney General. The law requires a homelessness crisis protocol to include access and referral to crisis services, mental health and substance use disorder professionals, emergency and transitional housing and case management services. The law defines certain violations of the Maine Criminal Code as "listed offenses." The law requires a law enforcement officer who responds to a listed offense to inquire whether the person committing the offense lacks a home. If the person lacks a home, the law enforcement officer is required to respond in accordance with the homelessness crisis protocol.

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### **LD 1486 An Act To Improve Investigations of Child Sexual Abuse**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 447 amends the Maine Criminal Code by providing that a person who poses as a minor is deemed a minor for the purposes of a sex crime that has as an element or aggravating factor of the crime that the victim or person other than the actor is a minor. The law adds as conduct punishable under the crime of patronizing prostitution of a minor a new Class C crime when the person committing the crime believes that the person whose prostitution is sought is a minor. The law raises the class of the existing crime of patronizing prostitution of a person who has not in fact attained 18 years of age from a Class D crime to a Class C crime.

### **LD 1491 An Act To Ensure Access to and Availability of Violence Intervention Services To Reduce Domestic Violence in Maine**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 448 provides funding for the Department of Corrections, Office of Victim Services to fund partial reimbursement of certified batterers' intervention programs for indigent participant fees of \$200,000 for fiscal years 2021-22 and 2022-23, program expenses of \$62,500 for fiscal years 2021-22 and 2022-23 and training programs to sustain and expand the accessibility of certified batterers' intervention programs of \$25,000 for fiscal years 2021-22 and 2022-23.

### **LD 1585 An Act To Increase Privacy and Security by Regulating the Use of Facial Surveillance Systems by Departments, Public Employees and Public Officials**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 394 provides a structure for requests from state, county and municipal government agencies, public employees and public officials for facial surveillance searches and allowed uses of the results of facial surveillance searches. The law specifies the manner in which requests for searches must be made to the Department of the Secretary of State, Bureau of Motor Vehicles and the Department of Public Safety, Bureau of State Police. The law continues current authority in the Bureau of Motor Vehicles to perform facial surveillance searches and to receive requests for searches. The law requires the Bureau of State Police and the Bureau of Motor Vehicles to maintain de-identified records of searches requested and performed and designates those records as public records. The law states that facial surveillance data does not, without other evidence, establish probable cause justifying arrest, search or seizure. The law includes enforcement provisions in case of a violation.

Although Public Law 2021, chapter 394 contains an effective date of October 1, 2021, it was not enacted as an emergency and takes effect on the general effective date of October 18, 2021.

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### **LD 1588 Resolve, To Replace Certain Stigmatizing Language in the Maine Revised Statutes with Respectful Language**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 120 directs the Revisor of Statutes to review the Maine Revised Statutes, Titles 22, 22-A, 25 and 34-A for stigmatizing language in the laws governing the Department of Health and Human Services, the Department of Public Safety and the Department of Corrections and to report to the Joint Standing Committee on Criminal Justice and Public Safety by January 15, 2022 with draft legislation to amend the laws of the three departments to change stigmatizing language as specified to respectful language. The resolve authorizes the Joint Standing Committee on Criminal Justice and Public Safety to report out legislation to change stigmatizing language in Titles 22, 22-A, 25 and 34-A to respectful language and legislation to direct the Department of Health and Human Services, Department of Public Safety and Department of Corrections to amend their rules, policies, procedures, forms and publications to conform to the respectful language that is adopted by the Legislature. The law provides funding to the Revisor of Statutes of \$11,400 for fiscal year 2021-2022.

### **LD 1593 An Act To Provide Pathways to Rehabilitation, Reentry and Reintegration**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 376 amends the supervised community confinement program. The law requires the Commissioner of Corrections to adopt rules for the program and to establish criteria and a process for determining eligibility for the program. The law provides streamlined eligibility for a prisoner who has a terminal or severely incapacitating medical condition if care outside a correctional facility is medically appropriate. The law adds to the supervised community confinement program requirements for providing program information to prisoners. The law requires the Department of Corrections to track data for all prisoners who apply for the program.

### **LD 1605 An Act To License Ambulance Drivers Who Are Not Licensed To Provide Emergency Medical Services**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 220 establishes licensing procedures for a person associated with a ground ambulance service who is not a licensed emergency medical services person and who operates an ambulance in emergency mode or transports patients.

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### **LD 1674 An Act To Improve Access to Medical Care for and Expand the Rights of Adult Clients of State Correctional Facilities**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 359 provides a mechanism for adult clients housed in correctional facilities to provide input to the chief administrative officers of the facilities regarding health care and mental health services. The law exempts clients who are indigent from fees charged for health care, dental and mental health records. The law requires the Commissioner of Corrections to adopt policies regarding property searches, strip searches and body cavity searches.

### **LD 1675 An Act To Amend Certain Provisions of Maine's Drug Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 396 amends the laws on illegal drugs and removes from the definitions of "traffick" and "furnish" the specific weights and amounts of certain drugs that a person possesses. The law creates a permissible inference of trafficking in drugs when a person possesses four grams or more of heroin or fentanyl powder. The law creates permissible inferences of furnishing drugs when a person possesses two grams or more of heroin or fentanyl powder. The law repeals references to cocaine base in the laws governing permissible inferences of drug trafficking and drug furnishing.

### **LD 1699 An Act To Establish the Southern Aroostook County Emergency Medical Services Authority**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 12 establishes the Southern Aroostook County Emergency Medical Services Authority to facilitate the provision of emergency medical services to residents of southern Aroostook County. The authority is required to prepare an annual budget and have performed an annual audit, to follow uniform standards, to make provisions for member towns and towns that may contract for services with the authority and to set a fee schedule. The law permits the towns in southern Aroostook County to become member towns of the Southern Aroostook County Emergency Medical Services Authority. The law establishes a board of directors of one member from each member town and requires the appointment of an alternate for each town. The law sets the directors' terms at three years but, in order to stagger terms, sets initial terms of two years for representatives of Amity, Hodgdon, Littleton, Merrill and Smyrna.

Private and Special Law 2021, chapter 12 was enacted as an emergency measure effective June 30, 2021.

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**LD 1715 An Act To Amend the Laws Prohibiting Teachers, Employees and Other Officials from Engaging in Sexual Activity with Students**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 360 prohibits sexual acts, sexual contact and sexual touching between a student and a substitute teacher who had instructional, supervisory or disciplinary authority over the student at any time during the 12 months prior to the sexual act, sexual contact or sexual touching. The law amends the statute on parental rights and responsibilities to require the court to consider, in establishing the conditions of awards of parent-child contact and residence, a sexual offense by a substitute teacher.

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 EDUCATION  
AND CULTURAL AFFAIRS

December 2021

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SEN. DAVID C. WOODSOME

SEN. MATTHEA DAUGHTRY\*\*

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\*Committee member for a portion of the session

\*\*Committee chair for a portion of the session



# *Joint Standing Committee on Education and Cultural Affairs*

## **SUBJECT INDEX**

### *Adult Education*

**Enacted**

LD 1072 An Act Regarding Career and Technical Education, Adult Education and Memoranda of Understanding with Community Colleges and the University of Maine System PUBLIC 237

### *Attendance and School Days*

**Enacted**

LD 55 An Act To Protect Minority Religious Groups by Eliminating the Prior Approval Requirement for a School Absence for a Recognized Religious Holiday PUBLIC 25

LD 261 Resolve, Directing the Advisory Committee on Truancy, Dropouts and Alternative Education To Study Truancy and Attendance in the State and Develop Recommendations To Improve Student Attendance RESOLVE 57

LD 1050 An Act Regarding the Duties of School Boards Pursuant to the Laws Governing Attendance at Elementary and Secondary Schools PUBLIC 157

LD 1318 An Act To Increase High School Graduation Rates for Students Experiencing Education Disruption PUBLIC 445

### *Career and Technical Education*

**Enacted**

LD 313 Resolve, To Advance Career and Technical Education Opportunities in Maine RESOLVE 36

LD 1072 An Act Regarding Career and Technical Education, Adult Education and Memoranda of Understanding with Community Colleges and the University of Maine System PUBLIC 237

LD 1188 An Act To Include Career and Technical Education Teachers in the Minimum \$40,000 Salary Initiative PUBLIC 441

**Not Enacted**

LD 144	An Act To Fund Capital Improvements to Career and Technical Education Centers and Regions To Bolster Maine's Future Workforce	CARRIED OVER
LD 406	An Act To Study the Costs and Feasibility of Requiring Industrial Arts To Be Offered in All Maine Public High Schools	ONTP
LD 414	An Act To Create Parity between Private Schools and Public Schools Regarding Career and Technical Education Tuition Rates	Majority (ONTP) Report
LD 516	Resolve, Directing the Department of Education To Review Career and Technical Education Courses and Provide Guidance on High School Credit Equivalencies	Majority (ONTP) Report
LD 680	Resolve, To Reestablish the Task Force To Study the Creation of a Comprehensive Career and Technical Education System	CARRIED OVER
LD 777	An Act To Correct Career and Technical Education Funding	ONTP
LD 975	An Act To Create an Additional Pathway To Certify Industrial Arts Teachers To Foster Career and Technical Subjects in Maine Schools	ONTP

**Collective Bargaining and Unions**

**Enacted**

LD 52	An Act Regarding Collective Bargaining Negotiations by Public Employers of Teachers	PUBLIC 96
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**COVID-19**

**Enacted**

LD 325	An Act To Allow Students Who Experienced Significant Education Interruption as a Result of the COVID-19 Pandemic To Be Eligible for a Department of Education Diploma	PUBLIC 61
LD 334	An Act To Help Maine Students Catch Up and Keep Up by Providing Remedial and Compensatory Assistance in Response to Education Disruption	PUBLIC 372

LD 1318 An Act To Increase High School Graduation Rates for Students Experiencing Education Disruption PUBLIC 445

**Not Enacted**

LD 70 An Act To Allow a Parent or Guardian of a Student Who Has Been Affected by COVID-19 To Keep the Student in the Student's Current Grade Level Majority (ONTP) Report

LD 430 An Act To Provide for School Choice and Online Learning Opportunities in Response to the COVID-19 Pandemic Majority (ONTP) Report

LD 1502 An Act To Clarify Safety Issues in Schools with Respect to Health-related States of Emergency CARRIED OVER

**Cultural Affairs**

**Enacted**

LD 440 An Act To Conserve the Frances Perkins Homestead National Historic Landmark PUBLIC 418

**Not Enacted**

LD 779 An Act To Extend the Time Allowed for Selling, Distributing and Displaying the State of Maine Bicentennial Commemorative License Plate and To Allow the Maine Bicentennial Commission To Continue To Serve in 2021 ONTP

LD 1206 An Act Regarding the Terms of Office of the Director of the Maine State Museum Commission, the State Librarian and the Director of the Maine Arts Commission CARRIED OVER

**Curriculum, Instruction, and Testing**

**Enacted**

LD 68 An Act To Support Life and Career Readiness Education in Maine PUBLIC 190

LD 127 Resolve, To Establish a Pilot Program To Provide Grants for Professional Development in Computer Science Instruction RESOLVE 102

LD 138 Resolve, Regarding Reading Proficiency Data Analysis RESOLVE 3

LD 277	An Act To Discontinue the Use of the SAT in Maine Schools	PUBLIC 462
LD 278	Resolve, Directing the Department of Education To Develop a Process for the Consideration and Implementation of Changes to Mandated Instruction or Training for Students	RESOLVE 65
LD 518	Resolve, Directing the Department of Education To Review and Assess State-mandated Instruction and Training for Students	RESOLVE 58
LD 1049	Resolve, To Promote the Education of Students Who Participate in Health Education Classes Regarding Common Cancer Symptoms, the Bone Marrow Registry and Organ Donation	RESOLVE 41
LD 1664	An Act To Integrate African American Studies and the History of Genocide into the Statewide System of Learning Results	PUBLIC 247
<b>Not Enacted</b>		
LD 187	An Act To Require Education about African-American History and the History of Genocide	ONTP
LD 215	An Act To Require Instruction on the History of Genocide and the Holocaust	Died Between Houses
LD 238	An Act Concerning Civics Instruction	ONTP
LD 380	Resolve, To Establish the Remote Learning Task Force	Died On Adjournment
LD 406	An Act To Study the Costs and Feasibility of Requiring Industrial Arts To Be Offered in All Maine Public High Schools	ONTP
LD 516	Resolve, Directing the Department of Education To Review Career and Technical Education Courses and Provide Guidance on High School Credit Equivalencies	Majority (ONTP) Report
LD 549	An Act To Include Community Service Hours in High School Graduation Standards	Majority (ONTP) Report

LD 550	Resolve, Directing the State Board of Education To Adopt Rules Prohibiting Teachers in Public Schools from Engaging in Political, Ideological or Religious Advocacy in the Classroom	Majority (ONTP) Report
LD 701	An Act To Require the Education of High School Students in Certain Life Skills	ONTP
LD 1186	An Act To Require a Course Regarding the United States Constitution and the Constitution of Maine To Be Taught to High School Seniors	Majority (ONTP) Report
LD 1383	Resolve, Directing the Department of Education To Study the Use of Homework in Public Schools	CARRIED OVER

**Department of Education, State Board of Education**

**Not Enacted**

LD 1512	Resolve, To Study the Establishment of the Office of the Education Ombudsman	Died On Adjournment
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**Early Childhood Special Education Programs**

**Enacted**

LD 135	Resolve, Directing the Department of Education and the Department of Health and Human Services To Study a Centralized Billing Process for Developmental and School-based Services Covered by the MaineCare Program and Other Insurers and Report on Updates to the Child Find Process	RESOLVE 109
LD 255	Resolve, Directing the Department of Education To Develop a Plan for the Provision of Early Intervention Services	RESOLVE 110
LD 386	Resolve, Directing the Department of Education To Establish the Process for Transitioning the Provision of Early Childhood Special Education Services for Children with Disabilities from 4 Years of Age to under 6 Years of Age from the Regional Child Development Services System to School Administrative Units	RESOLVE 106

**Education - Other**

**Enacted**

LD 281	Resolve, Directing the Department of Education To Analyze Funding To Address Student Achievement Gaps	RESOLVE 35
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LD 362      Resolve, To Require the Department of Education To Report on      RESOLVE 37  
Family Income Data Collection

LD 1705     An Act To Support Maine Students Who Are Dependents of Current      PUBLIC 248  
or Former Members of the Military

**Not Enacted**

LD 176      An Act To Facilitate a Grade 9 to 16 School Project                      CARRIED OVER

**Extracurricular Programs and Activities**

**Enacted**

LD 104      An Act To Protect the Health of Student Athletes by Requiring the      PUBLIC 12  
Department of Education To Report on the Incidence of  
Concussions

**Not Enacted**

LD 444      An Act To Create Parity between Department of Education              ONTP  
Recommendations and Maine Principals' Association Guidelines for  
Sports

LD 707      An Act To Promote Student Health by Requiring School                  ONTP  
Administrative Units To Offer Extracurricular Sports as a  
Requirement of Receiving State Education Funds

**Health, Nutrition and Safety**

**Enacted**

LD 104      An Act To Protect the Health of Student Athletes by Requiring the      PUBLIC 12  
Department of Education To Report on the Incidence of  
Concussions

LD 429      An Act To Protect the Health of Students and Educators by              PUBLIC 464  
Requiring School Emergency Management Plans To Address Health  
and Safety

LD 636      An Act To Encourage the Purchase of Local Foods for Public              PUBLIC 426  
Schools

LD 655      Resolve, Directing the Department of Education To Survey School      RESOLVE 74  
Administrative Units and Review the Feasibility of a 30-minute  
Lunch Period for Students

LD 705	Resolve, To Improve Air Quality and Ventilation in Maine's Public Schools	RESOLVE 114
LD 772	An Act To Permit Naloxone Possession, Prescription, Administration and Distribution in Public and Private Schools	PUBLIC 115
LD 880	An Act To Protect School Employees from Workplace Bullying	PUBLIC 471
LD 961	An Act To Provide Equity in Access to Applications for the National School Lunch Program and School Breakfast Program	PUBLIC 212
LD 1049	Resolve, To Promote the Education of Students Who Participate in Health Education Classes Regarding Common Cancer Symptoms, the Bone Marrow Registry and Organ Donation	RESOLVE 41
LD 1373	An Act To Keep All Maine Students Safe by Restricting the Use of Seclusion and Restraint in Schools	PUBLIC 453
<b>Not Enacted</b>		
LD 96	An Act To Create Fairness in the Treatment of Students by Retaining Students with Certain Vaccine Exemptions	Majority (ONTP) Report
LD 156	An Act To Promote School Attendance by Exempting Virtual Public Charter School and Private School Students from Immunization Requirements	Majority (ONTP) Report
LD 452	An Act To Require Certain Schools To Provide Menstrual Products	CARRIED OVER
LD 742	Resolve, To Track Youth Mental Health during the COVID-19 Public Health Emergency by Ensuring the Maine Integrated Youth Health Survey Is Conducted during the 2020-2021 School Year	ONTP
LD 833	An Act To Amend the Laws Governing Vaccines by Reinstating Religious Exemptions	Majority (ONTP) Report
LD 1082	An Act To Improve Educational Opportunities by Exempting Children Who Attend Virtual Public Charter Schools from Immunization Requirements and Expanding Enrollment at Virtual Public Charter Schools	Majority (ONTP) Report

LD 1444	An Act To Prohibit Cyberbullying of School Employees by Students	ONTP
LD 1502	An Act To Clarify Safety Issues in Schools with Respect to Health-related States of Emergency	CARRIED OVER
LD 1679	An Act To Address Student Hunger through Expanding Access to Free School Meals	CARRIED OVER

### *Magnet Schools*

**Not Enacted**

LD 1389	An Act To Improve Maritime Education in Maine	CARRIED OVER
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### *Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf*

**Not Enacted**

LD 1632	An Act To Update the Laws Regarding the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf	CARRIED OVER
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### *Postsecondary Education Finance and Student Aid*

**Enacted**

LD 247	Resolve, To Reestablish the Commission To Study College Affordability and College Completion	RESOLVE 103
LD 1152	Resolve, To Require Maine Postsecondary Educational Institutions To Review the Level of Student Debt and Develop Plans To Limit Student Debt	RESOLVE 79

**Not Enacted**

LD 761	An Act To Establish the Maine Community College System Pell Grant Match Program	CARRIED OVER
LD 1248	An Act To Limit the Cost of a 4-year Degree Offered in this State and Implement Provisions Designed To Reduce Student Debt	ONTP



## *Postsecondary Education Governance and Coordination*

### **Enacted**

LD 453 An Act To Establish a Permanent Appointment of a Member of the Wabanaki Tribes to the Board of Trustees of the University of Maine System P & S 4

LD 814 Resolve, Directing the Maine Community College System To Evaluate the Need To Expand Workforce Training Options in Waldo County RESOLVE 55

### **Not Enacted**

LD 1253 An Act To Add a Faculty Member and Nonfaculty Staff Member to the Board of Trustees of the University of Maine System Veto Sustained

LD 1391 Resolve, Directing the Department of Education To Conduct an Analysis of Representation on Educational Boards CARRIED OVER

## *Postsecondary School Safety and Student Conduct*

### **Not Enacted**

LD 1483 An Act Regarding Sexual Misconduct and Intimate Partner Violence Policies at Institutions of Higher Education Leave to Withdraw Pursuant to Joint Rule 310

LD 1640 An Act To Enact the Campus Free Speech and Free Press Act Majority (ONTP) Report

LD 1727 An Act Concerning Sexual Misconduct on College Campuses CARRIED OVER

## *Private Schools*

### **Enacted**

LD 1672 An Act To Require That Private Schools That Enroll 60 Percent or More Publicly Funded Students Meet Certain Requirements PUBLIC 386

### **Not Enacted**

LD 465 An Act To Update the Laws Regarding Private Schools That Serve At-risk Youth Leave to Withdraw Pursuant to Joint Rule 310

## **Public Charter Schools and School Choice**

### **Enacted**

LD 604	Resolve, Directing the Department of Education To Report on Charter School Funding Methods and Reporting Protocols	RESOLVE 39
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### **Not Enacted**

LD 156	An Act To Promote School Attendance by Exempting Virtual Public Charter School and Private School Students from Immunization Requirements	Majority (ONTP) Report
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LD 380	Resolve, To Establish the Remote Learning Task Force	Died On Adjournment
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LD 430	An Act To Provide for School Choice and Online Learning Opportunities in Response to the COVID-19 Pandemic	Majority (ONTP) Report
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LD 1082	An Act To Improve Educational Opportunities by Exempting Children Who Attend Virtual Public Charter Schools from Immunization Requirements and Expanding Enrollment at Virtual Public Charter Schools	Majority (ONTP) Report
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LD 1259	An Act To Restore a School District's Ability To Authorize New Types of Schools and Programs	Majority (ONTP) Report
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LD 1343	An Act To Create Education Choices by Creating Education Savings Accounts for Maine Students	Majority (ONTP) Report
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LD 1426	An Act To Provide for the Equitable Funding of Education Chosen by Maine Families	ONTP
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## **Retired Teachers**

### **Not Enacted**

LD 84	An Act To Increase the State Share of the Cost of Health Insurance for Retired Teachers	ONTP
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LD 293	An Act To Increase the State's Share of the Cost of Health Insurance for Retired Teachers	CARRIED OVER
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### *Safe Schools and Student Conduct*

#### **Enacted**

LD 474	An Act Regarding School Discipline for Maine's Youngest Children	PUBLIC 295
LD 1373	An Act To Keep All Maine Students Safe by Restricting the Use of Seclusion and Restraint in Schools	PUBLIC 453
LD 1451	An Act To Align the Expulsion Process with School Disciplinary Policies	PUBLIC 320

#### **Not Enacted**

LD 896	Resolve, Directing the Department of Education To Study Disciplinary Policies	CARRIED OVER
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### *School Boards and School Budgets*

#### **Enacted**

LD 643	Resolve, Directing the Department of Education To Establish a Working Group To Determine Best Practices and Accountability Standards for School Boards To Manage the Performance of Superintendents	RESOLVE 73
LD 816	An Act To Improve Communication between School Board Members and School Employees and Members of the Public	PUBLIC 281
LD 1050	An Act Regarding the Duties of School Boards Pursuant to the Laws Governing Attendance at Elementary and Secondary Schools	PUBLIC 157
LD 1198	An Act Authorizing an Increase to the Maximum Annual Fund Balance for Public School Districts	PUBLIC 213
LD 1323	An Act To Maximize Service to Students by Adopting Conditional Allowances for Participation by Families of School Board Members in School Activities	PUBLIC 242

### *School Construction, Facilities, and Transportation*

#### **Enacted**

LD 705	Resolve, To Improve Air Quality and Ventilation in Maine's Public Schools	RESOLVE 114
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**Not Enacted**

LD 650	An Act To Increase Funding for School Construction Projects	ONTP
LD 1014	An Act To Repeal the School Bus Reimbursement Formula and Replace It with Essential Programs and Services Funding	ONTP

**School District Organization**

**Not Enacted**

LD 723	An Act To Amend the Laws Establishing Regional School Units	Leave to Withdraw Pursuant to Joint Rule 310
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**School Finance**

**Enacted**

LD 651	An Act To Stabilize Student Count in Maine's School Funding Formula	PUBLIC 428
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**Not Enacted**

LD 270	An Act To Amend the Regional Adjustment Index To Ensure School Districts Do Not Receive Less than the State Average for Teacher Salaries	CARRIED OVER
LD 414	An Act To Create Parity between Private Schools and Public Schools Regarding Career and Technical Education Tuition Rates	Majority (ONTP) Report
LD 566	An Act To Address Labor Market Inequities in the School Funding Formula	ONTP
LD 777	An Act To Correct Career and Technical Education Funding	ONTP
LD 1014	An Act To Repeal the School Bus Reimbursement Formula and Replace It with Essential Programs and Services Funding	ONTP
LD 1114	An Act To Require the State To Meet the Mandatory 55 Percent Contribution to Schools	CARRIED OVER

LD 1207	An Act To Maintain the Current Level of Education Funding	CARRIED OVER
LD 1426	An Act To Provide for the Equitable Funding of Education Chosen by Maine Families	ONTP
LD 1449	An Act To Provide for Education Funding Reform for More Equitable State Support to Communities	ONTP

### *Special Education*

**Enacted**

LD 135	Resolve, Directing the Department of Education and the Department of Health and Human Services To Study a Centralized Billing Process for Developmental and School-based Services Covered by the MaineCare Program and Other Insurers and Report on Updates to the Child Find Process	RESOLVE 109
LD 386	Resolve, Directing the Department of Education To Establish the Process for Transitioning the Provision of Early Childhood Special Education Services for Children with Disabilities from 4 Years of Age to under 6 Years of Age from the Regional Child Development Services System to School Administrative Units	RESOLVE 106
LD 639	Resolve, Directing the Department of Education To Develop Training for School Counselors and Review Limitations on Autism Spectrum Disorder Course Work for Special Education Certification	RESOLVE 89
LD 924	Resolve, To Establish a Task Force To Study the Coordination of Services and Expansion of Educational Programs and Vocational Opportunities for Young Adults with Intellectual or Developmental Disabilities or Acquired Brain Injury	RESOLVE 116

**Not Enacted**

LD 350	An Act To Increase the Number of Courses Regarding Autism Spectrum Disorder That Count toward Special Education Certification	ONTP
LD 552	Resolve, To Improve the Individualized Education Program Process	CARRIED OVER

### *Student Privacy*

**Not Enacted**

LD 1393	An Act To Protect a Parent's and Guardian's Right to Educational Information Regarding a Juvenile Student	ONTP
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**Summer and After School Educational Programs**

**Enacted**

LD 44	An Act To Require the Department of Education To Report Annually on Summer Educational Programs	PUBLIC 32
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**Teacher Certification and Professional Development**

**Enacted**

LD 127	Resolve, To Establish a Pilot Program To Provide Grants for Professional Development in Computer Science Instruction	RESOLVE 102
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LD 633	Resolve, Directing the Department of Education To Review Diversity, Equity and Inclusion Training and Other Professional Development for School Staff	RESOLVE 94
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LD 639	Resolve, Directing the Department of Education To Develop Training for School Counselors and Review Limitations on Autism Spectrum Disorder Course Work for Special Education Certification	RESOLVE 89
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LD 1189	An Act To Amend the Teacher Certification Statutes	PUBLIC 228
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**Not Enacted**

LD 326	An Act To Authorize Lifetime Teaching Certificates	Majority (ONTP) Report
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LD 350	An Act To Increase the Number of Courses Regarding Autism Spectrum Disorder That Count toward Special Education Certification	ONTP
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LD 975	An Act To Create an Additional Pathway To Certify Industrial Arts Teachers To Foster Career and Technical Subjects in Maine Schools	ONTP
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LD 1149	An Act To Provide Exemptions from Certain Teacher Certification Examination Requirements	ONTP
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LD 1169	An Act To Improve Teacher Certification during Staffing Shortages	ONTP
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LD 1379	An Act To Establish a Lifetime Substitute Teacher Certification for Established and Successful Educators	ONTP
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## *Teachers and Administrators*

### **Enacted**

LD 633	Resolve, Directing the Department of Education To Review Diversity, Equity and Inclusion Training and Other Professional Development for School Staff	RESOLVE 94
LD 639	Resolve, Directing the Department of Education To Develop Training for School Counselors and Review Limitations on Autism Spectrum Disorder Course Work for Special Education Certification	RESOLVE 89
LD 880	An Act To Protect School Employees from Workplace Bullying	PUBLIC 471
LD 1172	An Act To Delay State-mandated Teacher and Principal Evaluation	PUBLIC 180
LD 1188	An Act To Include Career and Technical Education Teachers in the Minimum \$40,000 Salary Initiative	PUBLIC 441
LD 1189	An Act To Amend the Teacher Certification Statutes	PUBLIC 228

### **Not Enacted**

LD 326	An Act To Authorize Lifetime Teaching Certificates	Majority (ONTP) Report
LD 350	An Act To Increase the Number of Courses Regarding Autism Spectrum Disorder That Count toward Special Education Certification	ONTP
LD 550	Resolve, Directing the State Board of Education To Adopt Rules Prohibiting Teachers in Public Schools from Engaging in Political, Ideological or Religious Advocacy in the Classroom	Majority (ONTP) Report
LD 975	An Act To Create an Additional Pathway To Certify Industrial Arts Teachers To Foster Career and Technical Subjects in Maine Schools	ONTP
LD 1149	An Act To Provide Exemptions from Certain Teacher Certification Examination Requirements	ONTP

LD 1169	An Act To Improve Teacher Certification during Staffing Shortages	ONTP
LD 1379	An Act To Establish a Lifetime Substitute Teacher Certification for Established and Successful Educators	ONTP
LD 1444	An Act To Prohibit Cyberbullying of School Employees by Students	ONTP
LD 1716	An Act To Ensure Full Payment of the State's Salary Supplement Obligation to Teachers with National Board Certification	CARRIED OVER

**Workforce Development and Career Options**

**Enacted**

LD 515	An Act To Create New Models of Maine Manufacturing Employment and Education	PUBLIC 144
LD 572	An Act To Assist Students in Preparing for Opportunities To Live and Work in Maine	PUBLIC 75
LD 814	Resolve, Directing the Maine Community College System To Evaluate the Need To Expand Workforce Training Options in Waldo County	RESOLVE 55
LD 1412	An Act To Update and Improve the MaineEARNNS Database and Reconvene the State Education and Employment Outcomes Task Force	PUBLIC 243
LD 1684	Resolve, To Strengthen Maine's Workforce by Expanding English Language Acquisition and Workforce Training Programs	RESOLVE 68

**Not Enacted**

LD 144	An Act To Fund Capital Improvements to Career and Technical Education Centers and Regions To Bolster Maine's Future Workforce	CARRIED OVER
LD 1280	An Act To Bolster Rural Economies	ONTP



LD 1329 An Act To Establish the Career Advancement and Navigation Initiative in the Department of Education To Lower Barriers to Career Advancement

CARRIED OVER

**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*

**Education and Cultural Affairs (EDU)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
EDU	44	An Act To Require the Department of Education To Report Annually on Summer Educational Programs	Reported Out	OTP-AM	Enacted	PL	32	R1
EDU	52	An Act Regarding Collective Bargaining Negotiations by Public Employers of Teachers	Reported Out	OTP-AM/ ONTP	Enacted	PL	96	S1
EDU	55	An Act To Protect Minority Religious Groups by Eliminating the Prior Approval Requirement for a School Absence for a Recognized Religious Holiday	Reported Out	OTP	Enacted	PL	25	R1
EDU	68	An Act To Support Life and Career Readiness Education in Maine	Reported Out	OTP-AM	Enacted	PL	190	S1
EDU	70	An Act To Allow a Parent or Guardian of a Student Who Has Been Affected by COVID-19 To Keep the Student in the Student's Current Grade Level	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
EDU	84	An Act To Increase the State Share of the Cost of Health Insurance for Retired Teachers	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	96	An Act To Create Fairness in the Treatment of Students by Retaining Students with Certain Vaccine Exemptions	Reported Out	ONTP/ OTP	Accepted Majority (ONTP) Report			S1
EDU	104	An Act To Protect the Health of Student Athletes by Requiring the Department of Education To Report on the Incidence of Concussions	Reported Out	OTP-AM/ ONTP	Enacted	PL	12	R1
EDU	127	Resolve, To Establish a Pilot Program To Provide Grants for Professional Development in Computer Science Instruction	Reported Out	OTP-AM	Emergency Finally Passed	RESLV	102	S1
EDU	135	Resolve, Directing the Department of Education and the Department of Health and Human Services To Study a Centralized Billing Process for Developmental and School-based Services Covered by the MaineCare Program and Other Insurers and Report on Updates to the Child Find Process	Reported Out	OTP-AM	Emergency Finally Passed	RESLV	109	S1
EDU	138	Resolve, Regarding Reading Proficiency Data Analysis	Reported Out	OTP-AM/ ONTP	Finally Passed	RESLV	3	R1
EDU	144	An Act To Fund Capital Improvements to Career and Technical Education Centers and Regions To Bolster Maine's Future Workforce	Reported Out	OTP-AM	Carried On Approps Table			S1

DIGEST OF BILLS

130TH FIRST REGULAR AND FIRST SPECIAL SESSION - 2021

Bills Referred to

Education and Cultural Affairs (EDU)

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

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
EDU	156	An Act To Promote School Attendance by Exempting Virtual Public Charter School and Private School Students from Immunization Requirements	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EDU	176	An Act To Facilitate a Grade 9 to 16 School Project	Carry Over Approved	Carried Over In Comm				S1
EDU	187	An Act To Require Education about African-American History and the History of Genocide	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	215	An Act To Require Instruction on the History of Genocide and the Holocaust	Reported Out ONTP/ OTP-AM		Died Between Houses			S1
EDU	238	An Act Concerning Civics Instruction	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	247	Resolve, To Reestablish the Commission To Study College Affordability and College Completion	Reported Out OTP-AM		Emergency Finally Passed	RESLV	103	S1
EDU	255	Resolve, Directing the Department of Education To Develop a Plan for the Provision of Early Intervention Services	Reported Out OTP-AM/ ONTP		Emergency Finally Passed	RESLV	110	S1
EDU	261	Resolve, Directing the Advisory Committee on Truancy, Dropouts and Alternative Education To Study Truancy and Attendance in the State and Develop Recommendations To Improve Student Attendance	Reported Out OTP-AM/ ONTP		Finally Passed	RESLV	57	S1
EDU	270	An Act To Amend the Regional Adjustment Index To Ensure School Districts Do Not Receive Less than the State Average for Teacher Salaries	Carry Over Approved	Carried Over In Comm				S1
EDU	277	An Act To Discontinue the Use of the SAT in Maine Schools	Reported Out OTP-AM/ ONTP		Enacted	PL	462	S1
EDU	278	Resolve, Directing the Department of Education To Develop a Process for the Consideration and Implementation of Changes to Mandated Instruction or Training for Students	Reported Out OTP-AM		Finally Passed	RESLV	65	S1
EDU	281	Resolve, Directing the Department of Education To Analyze Funding To Address Student Achievement Gaps	Reported Out OTP-AM/ ONTP		Finally Passed	RESLV	35	S1
EDU	293	An Act To Increase the State's Share of the Cost of Health Insurance for Retired Teachers	Reported Out OTP-AM/ ONTP	Carried On Approps Table				S1
EDU	313	Resolve, To Advance Career and Technical Education Opportunities in Maine	Reported Out OTP-AM		Finally Passed	RESLV	36	S1

Bills Referred to

Education and Cultural Affairs (EDU)

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

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
EDU	325	An Act To Allow Students Who Experienced Significant Education Interruption as a Result of the COVID-19 Pandemic To Be Eligible for a Department of Education Diploma	Reported Out	OTP-AM/ ONTP		<u>Emergency Enacted</u>	PL	61	S1
EDU	326	An Act To Authorize Lifetime Teaching Certificates	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EDU	334	An Act To Help Maine Students Catch Up and Keep Up by Providing Remedial and Compensatory Assistance in Response to Education Disruption	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	PL	372	S1
EDU	350	An Act To Increase the Number of Courses Regarding Autism Spectrum Disorder That Count toward Special Education Certification	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	362	Resolve, To Require the Department of Education To Report on Family Income Data Collection	Reported Out	OTP-AM/ ONTP		<u>Finally Passed</u>	RESLV	37	S1
EDU	380	Resolve, To Establish the Remote Learning Task Force	Reported Out	OTP-AM		Died On Adjournment			S1
EDU	386	Resolve, Directing the Department of Education To Establish the Process for Transitioning the Provision of Early Childhood Special Education Services for Children with Disabilities from 4 Years of Age to under 6 Years of Age from the Regional Child Development Services System to School Administrative Units	Reported Out	OTP-AM/ ONTP		<u>Finally Passed</u>	RESLV	106	S1
EDU	406	An Act To Study the Costs and Feasibility of Requiring Industrial Arts To Be Offered in All Maine Public High Schools	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	414	An Act To Create Parity between Private Schools and Public Schools Regarding Career and Technical Education Tuition Rates	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EDU	429	An Act To Protect the Health of Students and Educators by Requiring School Emergency Management Plans To Address Health and Safety	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	PL	464	S1
EDU	430	An Act To Provide for School Choice and Online Learning Opportunities in Response to the COVID-19 Pandemic	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EDU	440	An Act To Conserve the Frances Perkins Homestead National Historic Landmark	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	PL	418	S1
EDU	444	An Act To Create Parity between Department of Education Recommendations and Maine Principals' Association Guidelines for Sports	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

Bills Referred to

Education and Cultural Affairs (EDU)

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IB = Initiated Bill

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
EDU	452	An Act To Require Certain Schools To Provide Menstrual Products	Reported Out	OTP-AM/ OTP-AM	Carried On Approps Table				S1
EDU	453	An Act To Establish a Permanent Appointment of a Member of the Wabanaki Tribes to the Board of Trustees of the University of Maine System	Reported Out	OTP-AM/ ONTP		Enacted	P&SL	4	S1
EDU	465	An Act To Update the Laws Regarding Private Schools That Serve At-risk Youth	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
EDU	474	An Act Regarding School Discipline for Maine's Youngest Children	Reported Out	OTP-AM/ ONTP		Enacted	PL	295	S1
EDU	515	An Act To Create New Models of Maine Manufacturing Employment and Education	Reported Out	OTP-AM/ ONTP		Enacted	PL	144	S1
EDU	516	Resolve, Directing the Department of Education To Review Career and Technical Education Courses and Provide Guidance on High School Credit Equivalencies	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EDU	518	Resolve, Directing the Department of Education To Review and Assess State-mandated Instruction and Training for Students	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	58	S1
EDU	549	An Act To Include Community Service Hours in High School Graduation Standards	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EDU	550	Resolve, Directing the State Board of Education To Adopt Rules Prohibiting Teachers in Public Schools from Engaging in Political, Ideological or Religious Advocacy in the Classroom	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EDU	552	Resolve, To Improve the Individualized Education Program Process	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
EDU	566	An Act To Address Labor Market Inequities in the School Funding Formula	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	572	An Act To Assist Students in Preparing for Opportunities To Live and Work in Maine	Reported Out	OTP-AM		Enacted	PL	75	S1
EDU	604	Resolve, Directing the Department of Education To Report on Charter School Funding Methods and Reporting Protocols	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	39	S1

Bills Referred to

Education and Cultural Affairs (EDU)

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
EDU	633	Resolve, Directing the Department of Education To Review Diversity, Equity and Inclusion Training and Other Professional Development for School Staff	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	94	S1
EDU	636	An Act To Encourage the Purchase of Local Foods for Public Schools	Reported Out	OTP-AM/ ONTP		Emergency Enacted	PL	426	S1
EDU	639	Resolve, Directing the Department of Education To Develop Training for School Counselors and Review Limitations on Autism Spectrum Disorder Course Work for Special Education Certification	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	89	S1
EDU	643	Resolve, Directing the Department of Education To Establish a Working Group To Determine Best Practices and Accountability Standards for School Boards To Manage the Performance of Superintendents	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	73	S1
EDU	650	An Act To Increase Funding for School Construction Projects	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	651	An Act To Stabilize Student Count in Maine's School Funding Formula	Reported Out	OTP-AM/ ONTP		Enacted	PL	428	S1
EDU	655	Resolve, Directing the Department of Education To Survey School Administrative Units and Review the Feasibility of a 30-minute Lunch Period for Students	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	74	S1
EDU	680	Resolve, To Reestablish the Task Force To Study the Creation of a Comprehensive Career and Technical Education System	Carry Over Approved		Carried Over In Comm				S1
EDU	701	An Act To Require the Education of High School Students in Certain Life Skills	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	705	Resolve, To Improve Air Quality and Ventilation in Maine's Public Schools	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	114	S1
EDU	707	An Act To Promote Student Health by Requiring School Administrative Units To Offer Extracurricular Sports as a Requirement of Receiving State Education Funds	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	723	An Act To Amend the Laws Establishing Regional School Units	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1

Bills Referred to

Education and Cultural Affairs (EDU)

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
EDU	742	Resolve, To Track Youth Mental Health during the COVID-19 Public Health Emergency by Ensuring the Maine Integrated Youth Health Survey Is Conducted during the 2020-2021 School Year	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	761	An Act To Establish the Maine Community College System Pell Grant Match Program	Reported Out	OTP-AM	Carried On Approps Table				S1
EDU	772	An Act To Permit Naloxone Possession, Prescription, Administration and Distribution in Public and Private Schools	Reported Out	OTP-AM		Enacted	PL	115	S1
EDU	777	An Act To Correct Career and Technical Education Funding	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	779	An Act To Extend the Time Allowed for Selling, Distributing and Displaying the State of Maine Bicentennial Commemorative License Plate and To Allow the Maine Bicentennial Commission To Continue To Serve in 2021	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	814	Resolve, Directing the Maine Community College System To Evaluate the Need To Expand Workforce Training Options in Waldo County	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	55	S1
EDU	816	An Act To Improve Communication between School Board Members and School Employees and Members of the Public	Reported Out	OTP-AM/ ONTP		Enacted	PL	281	S1
EDU	833	An Act To Amend the Laws Governing Vaccines by Reinstating Religious Exemptions	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
EDU	880	An Act To Protect School Employees from Workplace Bullying	Reported Out	OTP-AM/ ONTP		Enacted	PL	471	S1
EDU	896	Resolve, Directing the Department of Education To Study Disciplinary Policies	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
EDU	924	Resolve, To Establish a Task Force To Study the Coordination of Services and Expansion of Educational Programs and Vocational Opportunities for Young Adults with Intellectual or Developmental Disabilities or Acquired Brain Injury	Reported Out	OTP-AM		Finally Passed	RESLV	116	S1
EDU	961	An Act To Provide Equity in Access to Applications for the National School Lunch Program and School Breakfast Program	Reported Out	OTP-AM/ ONTP		Enacted	PL	212	S1
EDU	975	An Act To Create an Additional Pathway To Certify Industrial Arts Teachers To Foster Career and Technical Subjects in Maine Schools	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Bills Referred to

Education and Cultural Affairs (EDU)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
EDU	1014	An Act To Repeal the School Bus Reimbursement Formula and Replace It with Essential Programs and Services Funding	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	1049	Resolve, To Promote the Education of Students Who Participate in Health Education Classes Regarding Common Cancer Symptoms, the Bone Marrow Registry and Organ Donation	Reported Out OTP-AM		Finally Passed	RESLV	41	S1
EDU	1050	An Act Regarding the Duties of School Boards Pursuant to the Laws Governing Attendance at Elementary and Secondary Schools	Reported Out OTP-AM/ ONTP		Enacted	PL	157	S1
EDU	1072	An Act Regarding Career and Technical Education, Adult Education and Memoranda of Understanding with Community Colleges and the University of Maine System	Reported Out OTP-AM		Enacted	PL	237	S1
EDU	1082	An Act To Improve Educational Opportunities by Exempting Children Who Attend Virtual Public Charter Schools from Immunization Requirements and Expanding Enrollment at Virtual Public Charter Schools	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EDU	1114	An Act To Require the State To Meet the Mandatory 55 Percent Contribution to Schools	Reported Out OTP-AM/ ONTP	Carried On Approps Table				S1
EDU	1149	An Act To Provide Exemptions from Certain Teacher Certification Examination Requirements	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	1152	Resolve, To Require Maine Postsecondary Educational Institutions To Review the Level of Student Debt and Develop Plans To Limit Student Debt	Reported Out OTP-AM		Finally Passed	RESLV	79	S1
EDU	1169	An Act To Improve Teacher Certification during Staffing Shortages	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	1172	An Act To Delay State-mandated Teacher and Principal Evaluation	Reported Out OTP-AM/ ONTP		Enacted	PL	180	S1
EDU	1186	An Act To Require a Course Regarding the United States Constitution and the Constitution of Maine To Be Taught to High School Seniors	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EDU	1188	An Act To Include Career and Technical Education Teachers in the Minimum \$40,000 Salary Initiative	Reported Out OTP-AM/ ONTP		Emergency Enacted	PL	441	S1
EDU	1189	An Act To Amend the Teacher Certification Statutes	Reported Out OTP-AM		Emergency Enacted	PL	228	S1



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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
EDU	1198	An Act Authorizing an Increase to the Maximum Annual Fund Balance for Public School Districts	Reported Out OTP-AM/ ONTP		Enacted	PL	213	S1
EDU	1206	An Act Regarding the Terms of Office of the Director of the Maine State Museum Commission, the State Librarian and the Director of the Maine Arts Commission	Carry Over Approved	Carried Over In Comm				S1
EDU	1207	An Act To Maintain the Current Level of Education Funding	Carry Over Approved	Carried Over In Comm				S1
EDU	1248	An Act To Limit the Cost of a 4-year Degree Offered in this State and Implement Provisions Designed To Reduce Student Debt	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	1253	An Act To Add a Faculty Member and Nonfaculty Staff Member to the Board of Trustees of the University of Maine System	Reported Out OTP-AM/ ONTP		Veto Sustained			S1
EDU	1259	An Act To Restore a School District's Ability To Authorize New Types of Schools and Programs	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EDU	1280	An Act To Bolster Rural Economies	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	1318	An Act To Increase High School Graduation Rates for Students Experiencing Education Disruption	Reported Out OTP-AM		Enacted	PL	445	S1
EDU	1323	An Act To Maximize Service to Students by Adopting Conditional Allowances for Participation by Families of School Board Members in School Activities	Reported Out OTP-AM/ OTP-AM/ ONTP		Enacted	PL	242	S1
EDU	1329	An Act To Establish the Career Advancement and Navigation Initiative in the Department of Education To Lower Barriers to Career Advancement	Reported Out OTP-AM	Carried On Approps Table				S1
EDU	1343	An Act To Create Education Choices by Creating Education Savings Accounts for Maine Students	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EDU	1373	An Act To Keep All Maine Students Safe by Restricting the Use of Seclusion and Restraint in Schools	Reported Out OTP-AM/ ONTP		Enacted	PL	453	S1
EDU	1379	An Act To Establish a Lifetime Substitute Teacher Certification for Established and Successful Educators	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
EDU	1383	Resolve, Directing the Department of Education To Study the Use of Homework in Public Schools	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
EDU	1389	An Act To Improve Maritime Education in Maine	Carry Over Approved		Carried Over In Comm				S1
EDU	1391	Resolve, Directing the Department of Education To Conduct an Analysis of Representation on Educational Boards	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
EDU	1393	An Act To Protect a Parent's and Guardian's Right to Educational Information Regarding a Juvenile Student	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	1412	An Act To Update and Improve the MaineEARNs Database and Reconvene the State Education and Employment Outcomes Task Force	Reported Out	OTP-AM		Enacted	PL	243	S1
EDU	1426	An Act To Provide for the Equitable Funding of Education Chosen by Maine Families	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	1444	An Act To Prohibit Cyberbullying of School Employees by Students	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	1449	An Act To Provide for Education Funding Reform for More Equitable State Support to Communities	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EDU	1451	An Act To Align the Expulsion Process with School Disciplinary Policies	Reported Out	OTP-AM		Enacted	PL	320	S1
EDU	1483	An Act Regarding Sexual Misconduct and Intimate Partner Violence Policies at Institutions of Higher Education	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
EDU	1502	An Act To Clarify Safety Issues in Schools with Respect to Health-related States of Emergency	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
EDU	1512	Resolve, To Study the Establishment of the Office of the Education Ombudsman	Reported Out	OTP-AM/ ONTP		Died On Adjournment			S1
EDU	1632	An Act To Update the Laws Regarding the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf	Carry Over Approved		Carried Over In Comm				S1

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Bills Referred to

Education and Cultural Affairs (EDU)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
EDU	1640	An Act To Enact the Campus Free Speech and Free Press Act	Reported Out	ONTP/OTP-AM	Accepted Majority (ONTP) Report			S1
EDU	1664	An Act To Integrate African American Studies and the History of Genocide into the Statewide System of Learning Results	Reported Out	OTP-AM/ONTP	Enacted	PL	247	S1
EDU	1672	An Act To Require That Private Schools That Enroll 60 Percent or More Publicly Funded Students Meet Certain Requirements	Reported Out	OTP-AM/ONTP	Enacted	PL	386	S1
EDU	1679	An Act To Address Student Hunger through Expanding Access to Free School Meals	Reported Out	OTP-AM/ONTP	Carried On Approps Table			S1
EDU	1684	Resolve, To Strengthen Maine's Workforce by Expanding English Language Acquisition and Workforce Training Programs	Reported Out	OTP-AM/ONTP	Finally Passed	RESLV	68	S1
EDU	1705	An Act To Support Maine Students Who Are Dependents of Current or Former Members of the Military	Reported Out	OTP-AM	Enacted	PL	248	S1
EDU	1716	An Act To Ensure Full Payment of the State's Salary Supplement Obligation to Teachers with National Board Certification	Reported Out	OTP-AM/ONTP	Carried On Approps Table			S1
EDU	1727	An Act Concerning Sexual Misconduct on College Campuses	Carry Over Approved		Carried Over In Comm			S1

## **JOINT STANDING COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

### **LD 44 An Act To Require the Department of Education To Report Annually on Summer Educational Programs**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 32 requires the Department of Education to submit an annual report to the Joint Standing Committee on Education and Cultural Affairs on summer educational programs. The report must include the number of school administrative units administering programs, the nature of the programs, the number of participants in the programs, any partnerships with community-based organizations to provide the programs and the sources of funding for the programs. The report must also include recommendations, and any suggested legislation, on improving summer educational programs and any additional funding needed for the success of summer educational programs.

### **LD 52 An Act Regarding Collective Bargaining Negotiations by Public Employers of Teachers**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 96 provides that educational policies related to preparation and planning time and transfer of teachers are permissive subjects of negotiation. Public Law 2021, chapter 96 also specifies the obligation of public employers of teachers regarding the meet and consult process as outlined in *Southern Aroostook Teachers Association v. Southern Aroostook Community School Committee*, MLRB No. 80-35, 80-40 (April 14, 1982), and provides that the bargaining agent may initiate the meet and consult process by notifying the public employer of teachers when an existing educational policy of the public employer of teachers is changed by practice or if the written notice required from the public employer of teachers is inadvertently omitted.

### **LD 55 An Act To Protect Minority Religious Groups by Eliminating the Prior Approval Requirement for a School Absence for a Recognized Religious Holiday**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 25 removes the requirement for prior approval for a school absence for a recognized religious holiday.

### **LD 68 An Act To Support Life and Career Readiness Education in Maine**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 190 updates the name of the Maine system of learning results content area of "career and education development" to "life and career readiness," and provides that, consistent with the life and career readiness standards of the Maine system of learning results

## **JOINT STANDING COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

pursuant to the Maine Revised Statutes, Title 20-A, section 6209 and Department of Education rule Chapter 132, each school administrative unit must offer relevant opportunities that may include interactive experiences and allow for direct exposure between students and a variety of career options to help students develop habits of efficacy, resourcefulness and adaptability as the students take steps to create and implement postsecondary school plans.

### **LD 104 An Act To Protect the Health of Student Athletes by Requiring the Department of Education To Report on the Incidence of Concussions**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 12 requires the Commissioner of Education, in consultation with the Maine Principals' Association or successor organization, to report annually to the Joint Standing Committee on Education and Cultural Affairs on any available data on the incidence of concussions sustained by student athletes in the State using existing or new data collection systems. The report must include any recommendations on best practices for the collection of concussion data.

### **LD 127 Resolve, To Establish a Pilot Program To Provide Grants for Professional Development in Computer Science Instruction**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 102 establishes a two-year pilot program to provide grants for professional development in computer science instruction. The funds must be used for high-quality, teacher-developed or teacher-led professional development for kindergarten to grade 12 computer science pedagogy and content, and the Department of Education must report to the Joint Standing Committee on Education and Cultural Affairs, no later than January 1, 2023, regarding the pilot program.

Resolve 2021, chapter 102 was finally passed as an emergency measure effective July 6, 2021.

### **LD 135 Resolve, Directing the Department of Education and the Department of Health and Human Services To Study a Centralized Billing Process for Developmental and School-based Services Covered by the MaineCare Program and Other Insurers and Report on Updates to the Child Find Process**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 109 directs the Department of Education, in collaboration with the Department of Health and Human Services, to study the development of a centralized billing process for developmental and school-based services covered by the MaineCare program and other

## **JOINT STANDING COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

insurers and report to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Health and Human Services no later than February 1, 2022.

Resolve 2021, chapter 109 also directs the Department of Education, in collaboration with the Department of Health and Human Services, to report to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Health and Human Services no later than February 1, 2022 on efforts to develop, improve and oversee the statewide child find plan.

The Joint Standing Committee on Education and Cultural Affairs may submit legislation to the Second Regular Session of the 130th Legislature related to the reports.

Resolve 2021, chapter 109 was finally passed as an emergency measure effective July 15, 2021.

### **LD 138 Resolve, Regarding Reading Proficiency Data Analysis**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 3 requires the Department of Education to conduct an analysis of reading assessment measures, locally established benchmarks for reading proficiency, reading achievement data available between spring of 2021 and fall of 2022 and reading instructional programs and resources being used by school administrative units. The analysis must focus on which measures, programs, resources, evidence-based practices and educator supports are yielding student growth. The department must submit two reports to the Joint Standing Committee on Education and Cultural Affairs no later than January 1, 2022 and December 1, 2022.

### **LD 247 Resolve, To Reestablish the Commission To Study College Affordability and College Completion**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 103 does the following.

1. It reestablishes the 2014 Commission To Study College Affordability and College Completion;
2. It directs the commission to:
  - A. Examine and update the Maine college affordability gap analysis conducted as part of the work of the 2014 commission;
  - B. Review average debt incurred by students graduating from community colleges and public universities in the State, the Maine Maritime Academy and private universities in the State with two-year and four-year undergraduate degrees;

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- C. Review average debt incurred by students who begin but do not complete courses of study at community colleges and public universities in the State, the Maine Maritime Academy and private universities in the State and who do not transfer elsewhere to complete a course of study;
  - D. Review average debt incurred by students completing courses of study from, or attending but not completing courses of study from, institutions offering credentials of value other than two-year or four-year undergraduate degrees, not including graduate degrees;
  - E. Examine the impact of student loan debt on borrowers;
  - F. Examine the capacity of high school counselors and academic advisors in high schools in the State to adequately advise students regarding their options for postsecondary education, including career and technical education, and financing of postsecondary education; and
  - G. Examine the potential impacts of no-cost community college education on the workforce of the State.
3. It requires the commission to submit a report containing its findings and recommendations, including any recommendations for legislation, to the Joint Standing Committee on Education and Cultural Affairs by January 2, 2022. The Joint Standing Committee on Education and Cultural Affairs may submit a bill related to this report to the Second Regular Session of the 130th Legislature.

Resolve 2021, chapter 103 was finally passed as an emergency measure effective July 6, 2021.

### **LD 255 Resolve, Directing the Department of Education To Develop a Plan for the Provision of Early Intervention Services**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 110 directs the Department of Education to:

1. Convene an advisory committee to advise the department on the development of a plan for the provision of early intervention services for children from birth to under three years of age through a quasi-independent government agency structure, the option of pursuing the federal Individuals with Disabilities Education Act Extended Part C Option under 34 Code of Federal Regulations, Section 303.211 and recommendations on the provision of services for children three years of age;
2. Develop a plan for the provision of early intervention services through a quasi-independent government agency structure, with the Department of Education providing oversight as the lead agency, and draft suggested legislation to implement the plan;
3. Conduct an analysis on the federal Extended Part C Option;

## **JOINT STANDING COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

4. Develop recommendations on the provision of services for children who are three years of age, including but not limited to whether children three years of age should receive services through the quasi-independent government agency structure, school administrative units or a hybrid system; and
5. Submit a report, no later than February 1, 2022, on the plan for early intervention services, including suggested legislation and a detailed analysis of any additional resources or statutory or regulatory changes necessary to implement the plan, the analysis of the federal Extended Part C Option and recommendations on the provision of services for children who are three years of age, to the Joint Standing Committee on Education and Cultural Affairs and the Joint Standing Committee on Health and Human Services.

The Joint Standing Committee on Education and Cultural Affairs may submit legislation to the Second Regular Session of the 130th Legislature related to the report.

Resolve 2021, chapter 110 was finally passed as an emergency measure effective July 15, 2021.

### **LD 261 Resolve, Directing the Advisory Committee on Truancy, Dropouts and Alternative Education To Study Truancy and Attendance in the State and Develop Recommendations To Improve Student Attendance**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 57 directs the advisory committee on truancy, dropouts and alternative education established in the Maine Revised Statutes, Title 20-A, section 5152 to conduct a study on truancy and attendance data in the State and submit a report based on the study, in conjunction with the advisory committee's annual report, no later than February 1, 2022, to the Joint Standing Committee on Education and Cultural Affairs. The report must include an in-depth analysis of the data on truancy and attendance, including an analysis of what is and is not working regarding student attendance and recommendations on how to improve attendance of all school-age children. The Joint Standing Committee on Education and Cultural Affairs is authorized to submit legislation relating to the report to the Second Regular Session of the 130th Legislature.

### **LD 277 An Act To Discontinue the Use of the SAT in Maine Schools**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 462 precludes the Department of Education from using the SAT as a method for assessing student performance. It requires the Department to develop an alternate method of assessing student performance to replace the use of the SAT and to report on the alternate method of assessing student performance to the Joint Standing Committee on Education and Cultural Affairs by February 1, 2022.



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### **LD 278 Resolve, Directing the Department of Education To Develop a Process for the Consideration and Implementation of Changes to Mandated Instruction or Training for Students**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 65 directs the Department of Education to develop a process and timeline for reviewing legislation that proposes to mandate instruction or training for students. No later than January 15, 2022, the Department of Education must report to the Joint Standing Committee on Education and Cultural Affairs on the process it develops and recommendations regarding review of mandated instruction or training proposals. The Joint Standing Committee on Education and Cultural Affairs may report out a bill to the Second Regular Session of the 130th Legislature related to the report.

### **LD 281 Resolve, Directing the Department of Education To Analyze Funding To Address Student Achievement Gaps**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 35 directs the Department of Education to analyze the current funding related to student achievement gaps related to race and income and report to the Joint Standing Committee on Education and Cultural Affairs, no later than January 15, 2022, on the analysis conducted, the effectiveness of current funding, any issues identified and any recommendations developed.

### **LD 313 Resolve, To Advance Career and Technical Education Opportunities in Maine**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 36 directs the Department of Education to convene a work group to explore innovative approaches to advancing career and technical education opportunities for middle and high school students by:

1. Conducting a statewide inventory of available career and technical education programs;
2. Identifying existing systemic barriers to expanding access to career and technical education programs;
3. Exploring options for career and technical education programs to be included in science, technology, engineering and mathematics, or STEM, endorsements;
4. Recommending changes to the career and technical education teacher certification process to address the shortage of career and technical education teachers by acknowledging skills demonstrated in a trade or profession;

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5. Proposing multiple college and career pathways for students to learn and demonstrate their knowledge in the career and technical education setting while creating programs that address the State's critical workforce shortage;
6. Considering new pathways within career and technical education programming;
7. Considering refinements to career and technical education certification; and
8. Using data provided by the Maine Education Policy Research Institute to study the career and technical education funding formula.

The Department of Education is required to submit an interim report on the work conducted by the work group to the Joint Standing Committee on Education and Cultural Affairs no later than December 15, 2021 and a final report no later than March 15, 2022. The Joint Standing Committee on Education and Cultural Affairs may submit legislation related to either report to the Second Regular Session of the 130th Legislature.

### **LD 325 An Act To Allow Students Who Experienced Significant Education Interruption as a Result of the COVID-19 Pandemic To Be Eligible for a Department of Education Diploma**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 61 provides that until September 1, 2023, a 4th-year student is eligible to apply for a Department of Education diploma if the student is unable to satisfy the requirements for a diploma from a school administrative unit because the student experienced a significant interruption to the student's education as a result of the COVID-19 pandemic and civil emergency during the student's secondary school education history.

Public Law 2021, chapter 61 was enacted as an emergency measure effective May 25, 2021.

### **LD 334 An Act To Help Maine Students Catch Up and Keep Up by Providing Remedial and Compensatory Assistance in Response to Education Disruption**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 372 does the following.

1. It requires the Maine Community College System to waive tuition and fees for any Maine high school graduate who graduated during the 2019-2020 or 2020-2021 school year and is eligible for a Federal Pell Grant. The waiver is limited to the difference between the full cost of tuition and fees and the amount of the grant and is limited to two academic years. The Maine Community College System may request additional federal stimulus funds or General Fund

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appropriations from the Legislature to offset this cost and the availability of the waiver is limited to the amount appropriated.

2. It directs the Department of Education to establish a grant program for school administrative units to fund school year and summer academic and enrichment programs for students who are scoring below proficient in English and mathematics based on local assessment and provides that the Department of Education must use federal stimulus funds, if available, and funds from the General Fund.
3. It provides that, for school administrative units with volunteer tutors for the summer of 2021 and the 2021-2022 school year, the Department of Education must use federal stimulus funds to fund an administrator for the tutoring program. Funds provided must be prioritized by the percentage of students at each school administrative unit eligible for federal free and reduced lunch programs.

### **LD 362 Resolve, To Require the Department of Education To Report on Family Income Data Collection**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 37 directs the Department of Education, no later than January 15, 2022, to submit a report to the Joint Standing Committee on Education and Cultural Affairs on strategies to use alternative databases and income measures to determine eligibility for public school nutrition programs. The Joint Standing Committee on Education and Cultural Affairs may submit legislation related to the report to the Second Regular Session of the 130th Legislature.

### **LD 386 Resolve, Directing the Department of Education To Establish the Process for Transitioning the Provision of Early Childhood Special Education Services for Children with Disabilities from 4 Years of Age to under 6 Years of Age from the Regional Child Development Services System to School Administrative Units**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 106 directs the Department of Education to establish a process, timeline and implementation plan for transitioning the provision of early childhood special education services for children with disabilities from four years of age to under six years of age from the regional Child Development Services System to school administrative units. It requires the department to establish an advisory committee to advise the department and requires the department to report to the Joint Standing Committee on Education and Cultural Affairs no later than February 1, 2022. The report must include any suggested legislation necessary to implement the plan, including but not limited to transition periods and effective dates for various elements of the plan. The report must also identify and address contingencies necessary to implement the suggested legislation and plan and address each of the components required in the report with specificity. Additionally, the report must include a recommendation on whether the appropriate

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provision of services for children three years of age is through a quasi-independent agency, school administrative units, or a hybrid system.

Resolve 2021, chapter 106 also provides that the advisory committee may report separately to the Joint Standing Committee on Education and Cultural Affairs regarding its role in the development of the process, timeline and implementation plan.

The joint standing committee is authorized to submit legislation related to the department's report to the Second Regular Session of the 130th Legislature.

### **LD 429 An Act To Protect the Health of Students and Educators by Requiring School Emergency Management Plans To Address Health and Safety**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 464 expands the scope of school board emergency management plans to address issues related to health and safety. It requires the engagement of school nurses, physicians and public health staff in developing the comprehensive health and safety emergency management plan. It requires that, at the request of a school board member or full-time school employee, a steering committee be formed composed of school employees, school board members, parents and others that regularly reviews and refines the comprehensive health and safety and emergency management plan. It requires that a majority of the school employees on the steering committee be chosen by the local representatives of the applicable bargaining unit if the school employees are covered by a collective bargaining agreement.

### **LD 440 An Act To Conserve the Frances Perkins Homestead National Historic Landmark**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 418 provides one-time funding of \$100,000 in fiscal year 2021-22 to the Frances Perkins Center to ensure the public can access the Frances Perkins Homestead.

### **LD 453 An Act To Establish a Permanent Appointment of a Member of the Wabanaki Tribes to the Board of Trustees of the University of Maine System**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 4 requires that at least one member of the Board of Trustees of the University of Maine System be a member of a federally recognized Indian nation, tribe or band in Maine. The nomination of that member must be based on the joint recommendation of the Aroostook Band of Micmacs, the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe at Motahkomikuk, the Passamaquoddy Tribe at Sipayik and the Penobscot Nation. If the tribal governments do not make a unanimous joint recommendation, the Governor is required to appoint

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a member of a federally recognized Indian nation, tribe or band in Maine and rotate the appointment among members of each federally recognized Indian nation, tribe or band in Maine.

### **LD 474 An Act Regarding School Discipline for Maine's Youngest Children**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 295 does the following.

1. It requires school superintendents to include, as part of the written notice provided to students and parents before expulsion hearings, a list of available free and low-cost legal services.
2. It requires the Department of Education to create the list of free and low-cost legal services and to update it annually.
3. It provides that a student code of conduct may not prescribe out-of-school suspension, expulsion or the withholding of recess, except as described below, as a consequence of a violation of the student code of conduct by any student enrolled in grade five or below except as provided under the federal Gun-Free Schools Act.
4. It provides that in limited circumstances, when there is no alternative time available, recess may be used for restorative interventions related to a student's behavior.
5. It allows for up to three days of out-of-school suspension for a student in grade five or below when there is an imminent danger of serious physical injury to the student or others and less restrictive interventions would be ineffective.

### **LD 515 An Act To Create New Models of Maine Manufacturing Employment and Education**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 144 requires the Science, Technology, Engineering and Mathematics Council to coordinate the development of higher education programs and public-private partnerships to enhance higher education and employment opportunities in the State in science, technology, engineering and mathematics. It directs the council to engage with the University of Maine System, the Maine Community College System, adult education programs, the Finance Authority of Maine, the Loring Development Authority of Maine and private sector stakeholders to develop proposals for a series of programs and initiatives to promote new models of manufacturing education and employment in the State. It adds language to allow the council, with approval of 2/3 of the council, to raise private funds as needed to complete its work. It provides additional flexibility in the placement of various programs from specific campuses to the University of Maine System and the Maine Community College System.

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### **LD 518 Resolve, Directing the Department of Education To Review and Assess State-mandated Instruction and Training for Students**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 58 requires the Department of Education to review and report to the Joint Standing Committee on Education and Cultural Affairs, no later than January 1, 2022, on all current state-mandated instruction and training for prekindergarten to grade 12 students. The report must include the impact of mandated instruction and training on the department's system of learning results and early learning development and standards. The Joint Standing Committee on Education and Cultural Affairs may submit legislation on the subject of the report to the Second Regular Session of the 130th Legislature.

### **LD 572 An Act To Assist Students in Preparing for Opportunities To Live and Work in Maine**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 75 directs the Department of Education, in collaboration with the Department of Economic and Community Development and the Department of Labor, to create resources that provide developmentally appropriate guidance and information to middle schools, junior high schools and secondary schools regarding statewide employment projections, career exploration and extended learning opportunities, internships, apprenticeship programs and career planning, and to report back to the Joint Standing Committee on Education and Cultural Affairs, the Joint Standing Committee on Labor and Housing and the Joint Standing Committee on Innovation, Development, Economic Advancement and Business, no later than January 1, 2022, on those resources and the statewide implementation of those resources.

### **LD 604 Resolve, Directing the Department of Education To Report on Charter School Funding Methods and Reporting Protocols**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 39 directs the Department of Education, in conjunction with the Maine Education Policy Research Institute, to report to the Joint Standing Committee on Education and Cultural Affairs no later than February 1, 2022, on funding methods and reporting protocols of public charter schools, including financing mechanisms and methods used across the country, how other states handle the reporting of public financing of charter schools and the methods for informing state legislatures, the public and other interested parties on how charter schools are funded within a particular state.

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### **LD 633 Resolve, Directing the Department of Education To Review Diversity, Equity and Inclusion Training and Other Professional Development for School Staff**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 94 requires the Department of Education to review training of school staff on issues related to diversity, equity and inclusion and to review statewide professional development requirements, requires the department to report on its findings to the Joint Standing Committee on Education and Cultural Affairs no later than January 18, 2022 and provides authority for the committee to report out related legislation in the Second Regular Session of the 130th Legislature.

### **LD 636 An Act To Encourage the Purchase of Local Foods for Public Schools**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 426 does the following:

1. It changes the name of the Local Produce Fund within the Department of Education to the Local Foods Fund and provides that the fund's maximum state match for the purchase of produce or minimally processed foods is \$5,000 per school administrative unit in fiscal year 2021-22 and subsequent years or \$5,500 per school administrative unit if the school administrative unit sends a food service employee to local foods training administered by the Department of Education;
2. It provides that the foods the fund may be used to help purchase may include value-added dairy and protein and that food may be purchased from local food processors and food service distributors;
3. It provides that reimbursement or partial reimbursement to school administrative units may be made only up to the amount appropriated to support the provisions of the Local Foods Fund and that funds appropriated for this purpose do not lapse but must be carried forward to the next fiscal year to be used for the same purpose; and
4. It transfers funding to support the use of local foods in schools to the newly created Local Foods Fund.

Public Law 2021, chapter 426 was enacted as an emergency measure effective July 8, 2021.

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### **LD 639 Resolve, Directing the Department of Education To Develop Training for School Counselors and Review Limitations on Autism Spectrum Disorder Course Work for Special Education Certification**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 89 directs the Department of Education to provide professional development at no cost to school counselors and other school employees, as appropriate, on family or intimate partner violence and to report to the Joint Standing Committee on Education and Cultural Affairs no later than January 15, 2022.

Resolve 2021, chapter 89 also directs the Department of Education to review the requirements for special education certification related to course limitations on autism spectrum disorders and to report to the Joint Standing Committee on Education and Cultural Affairs on that review, including any recommendations on special education certification as it relates to course work on autism spectrum disorders, no later than January 15, 2022.

### **LD 643 Resolve, Directing the Department of Education To Establish a Working Group To Determine Best Practices and Accountability Standards for School Boards To Manage the Performance of Superintendents**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 73 directs the Department of Education to establish a working group to improve the training of school boards in their role of hiring, evaluating and overseeing superintendents. The Commissioner of Education must invite the following members to participate in the working group:

1. A member from a statewide organization representing school board members;
2. A member from an organization with expertise in measurement and evaluation in service of strategic school systems and states;
3. A member from an organization with cross-sectoral specialization in organizational governance, specific, measurable, attainable, relevant and time-bound criteria goal setting and 360-degree performance evaluation systems;
4. A member with expertise in diversity, equity and inclusion in hiring and evaluation; and
5. Three members who are active school board members or community volunteers.

The commissioner is required to report back to the Joint Standing Committee on Education and Cultural Affairs no later than January 1, 2022. The Joint Standing Committee on Education and Cultural Affairs may report out a bill to the Second Regular Session of the 130th Legislature.



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### **LD 651 An Act To Stabilize Student Count in Maine's School Funding Formula**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 428 requires the Department of Education to use a three-year average for pupil counts, if that average is greater than the current two-year average, when a school administrative unit experiences a decrease of 10% or more of total school administrative unit student enrollment in the most recent year.

### **LD 655 Resolve, Directing the Department of Education To Survey School Administrative Units and Review the Feasibility of a 30-minute Lunch Period for Students**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 74 directs the Department of Education to conduct a survey of all school administrative units regarding the capacity of each school administrative unit to implement a minimum 30-minute lunch period for all students within each school building and requires the department to report its findings no later than December 1, 2021 to the Joint Standing Committee on Education and Cultural Affairs.

### **LD 705 Resolve, To Improve Air Quality and Ventilation in Maine's Public Schools**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 114 directs the Department of Education to amend its rules in Chapter 125: Basic Approval Standards: Public Schools and School Administrative Units, Chapter 60: New School Siting Approval and Chapter 61: State Board of Education Rules for Major Capital School Construction Projects to require standards governing air quality and ventilation for all schools, including schools with mechanical and nonmechanical ventilation systems. It requires these standards to apply to all public schools no earlier than July 1, 2022 and no later than July 1, 2026. It makes the rules adopted major substantive rules pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A and requires the department to present the provisionally adopted rules for final adoption to the Joint Standing Committee on Education and Cultural Affairs by January 4, 2022.

### **LD 772 An Act To Permit Naloxone Possession, Prescription, Administration and Distribution in Public and Private Schools**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 115 provides for the administration of naloxone hydrochloride in a noninjectable form to students, school staff and school visitors through collaborative practice agreements between physicians licensed in this State or school health advisors and public and

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private school nurses. If a collaborative practice agreement has not been adopted, the governing body of a school administrative unit or an approved private school may authorize a school nurse or other licensed health care professional whose scope of practice includes administration of naloxone to stock, possess and administer naloxone. Public Law 2021, chapter 115 also specifies that a school administrative unit or approved private school may enter into an arrangement with a manufacturer of naloxone hydrochloride or a 3rd-party supplier to obtain naloxone hydrochloride or a collaborative practice agreement may allow the purchase of naloxone hydrochloride from a pharmacy licensed in this State.

Public Law 2021, chapter 115 requires that by January 1, 2022, and as needed after that date, the Department of Education, in consultation with the Department of Health and Human Services, shall develop and make available to all schools guidelines for the management of opioid overdose during school or a school-sponsored activity or otherwise on school grounds.

### **LD 814 Resolve, Directing the Maine Community College System To Evaluate the Need To Expand Workforce Training Options in Waldo County**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 55 directs the Maine Community College System to evaluate the unmet need and capacity for expanding workforce training options in Waldo County with the goal of providing additional capacity for training in industries with identified employee shortages. The System is required to examine the following industries and trades: nursing or other medical trade; composite manufacturing; carpentry; electrical trades; milwright trades; and ventilation, air conditioning, refrigeration, plumbing and heating.

In the event that the System finds that the need for workforce training exists in any of these industries, the System is directed to assess the best way to increase training and capacity, using the following options: expanding access through Maine Quality Centers under the Maine Revised Statutes, Title 20-A, section 12727; long-distance learning options; and colocation or collaboration with other learning institutions.

The Maine Community College System is required to submit a report with suggested legislation by December 1, 2021 to the Joint Standing Committee on Education and Cultural Affairs. The report, including suggested legislation, must include but is not limited to: what unmet workforce training needs exist; what industries should be prioritized for expanded workforce training options; the best methods for expanding workforce training options; costs and facility needs for expanding workforce training programming; and a timeline for implementation of expanded workforce training options.

The Committee may submit legislation to the Second Regular Session of the 130th Legislature.

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### **LD 816 An Act To Improve Communication between School Board Members and School Employees and Members of the Public**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 281 provides that a school board must regularly communicate with school employees in the school board's school administrative unit and members of the public who reside within the boundaries of the school administrative unit.

### **LD 880 An Act To Protect School Employees from Workplace Bullying**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 471 requires a school board to implement a policy to address the negative effects of bullying and cyberbullying of school employees by administrators, school employees, parents, students or any other individuals associated with the public school. It describes the elements that must be included in the policy. If an affected school employee is covered by a collective bargaining agreement, the policy is subject to the dispute resolution process of the collective bargaining agreement.

### **LD 924 Resolve, To Establish a Task Force To Study the Coordination of Services and Expansion of Educational Programs and Vocational Opportunities for Young Adults with Intellectual or Developmental Disabilities or Acquired Brain Injury**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 116 establishes the Task Force To Study the Coordination of Services and Expansion of Educational Programs for Young Adults with Intellectual or Developmental Disabilities to identify barriers inhibiting young adults with intellectual disabilities, developmental disabilities, acquired brain injury and similar conditions, with a focus on those eligible for Department of Health and Human Services rule Chapter 101: MaineCare Benefits Manual, Chapter II, Sections 18, 20, 21 and 29 MaineCare home and community-based services waiver programs from being fully integrated into society and to recommend possible solutions.

The membership of the task force consists of Legislators who serve on the joint standing committees of the Legislature having jurisdiction over education and cultural affairs, health and human services matters and labor and housing matters, the Commissioner of Education, the Commissioner of Health and Human Services, the Commissioner of Labor, members of organizations or associations knowledgeable about services for young adults with disabilities after high school, parents or guardians or direct care providers of a young adult with a disability and young adults with disabilities who are eligible to receive services from the State.

The Commissioner of Education convenes the task force, which must hold a minimum of four meetings and focus on the degree to which transition planning services are effective in helping

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students identify educational and vocational opportunities and in preparing students to access these opportunities; the benefits, assessments, expansion and availability of continuing educational opportunities for young adults with intellectual disabilities, developmental disabilities, acquired brain injury and similar conditions; the vocational opportunities and work support services available to young adults with intellectual disabilities, developmental disabilities, acquired brain injury and similar conditions; and the degree to which case managers and individualized education program teams engage with and connect students and their families with adult services that provide vocational supports, including home and community-based services waivers available through the Department of Health and Human Services, Office of MaineCare Services and Office of Aging and Disability Services.

No later than one year after initial convening of the task force, the task force must submit a final report to the Joint Standing Committee on Education and Cultural Affairs, the Joint Standing Committee on Health and Human Services and the Joint Standing Committee on Labor and Housing.

### **LD 961 An Act To Provide Equity in Access to Applications for the National School Lunch Program and School Breakfast Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 212 requires the Department of Education to make the Internet-based application for free or reduced-price meals developed for the Department of Education to be made available on the department's publicly accessible website, available in an understandable and uniform format and, to the maximum extent practicable, in a language that parents and legal guardians can understand. It requires all public schools to continue to distribute the paper application. It also requires that data submitted through the Internet-based application not be visible to the department and to be transmitted directly to the applicable public school.

### **LD 1049 Resolve, To Promote the Education of Students Who Participate in Health Education Classes Regarding Common Cancer Symptoms, the Bone Marrow Registry and Organ Donation**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 41 directs the Department of Education to work with oncologists and other medical professionals to create online content for school administrative units to use at no cost to educate high school and elementary school students who participate in health education classes about common early symptoms of cancer, the bone marrow registry and organ donation and requires the Department of Education to put the online content on the department's publicly accessible website.

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### **LD 1050 An Act Regarding the Duties of School Boards Pursuant to the Laws Governing Attendance at Elementary and Secondary Schools**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 157 specifies that school boards must adopt policies to carry out the laws governing attendance at elementary and secondary schools, but provides that any rules that were adopted by school boards regarding attendance at elementary and secondary schools pursuant to the Maine Revised Statutes, Title 20-A, section 5003 prior to the effective date of this legislation are deemed to be policies under that section.

### **LD 1072 An Act Regarding Career and Technical Education, Adult Education and Memoranda of Understanding with Community Colleges and the University of Maine System**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 237 provides that a career and technical education center or region and an adult education program may enter into a memorandum of understanding with a community college of the Maine Community College System or a university of the University of Maine System. A memorandum of understanding entered into under this new provision must include how the career and technical education center or region or the adult education program will align the schedules with the community college or university and provide that students who successfully complete a course at the community college or university are awarded college credit. Public Law 2021, chapter 237 also provides that funding for career and technical education students and adult education students attending courses at a community college or university may be provided through the Department of Education under existing programs.

### **LD 1152 Resolve, To Require Maine Postsecondary Educational Institutions To Review the Level of Student Debt and Develop Plans To Limit Student Debt**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 79 requires postsecondary educational institutions in this State to review the level of student debt at their institutions and develop plans to:

1. Limit student debt to the maximum allowable federal direct subsidized and direct unsubsidized loans over a four-year period;
2. Eliminate the gap in funding that exists between the expected family contribution and the sum of the average financial aid award provided to a student by the postsecondary educational institution, with reference to the affordability gap analysis conducted for the Commission To Study College Affordability and College Completion established by Resolve 2013, chapter 10; and

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3. Meet the financial need of their students in their financial aid awards.

Postsecondary educational institutions are required to summarize in detail the results of their review, including best practices and recommendations for reform, and report the results of their review to the Joint Standing Committee on Education and Cultural Affairs no later than December 1, 2021. The Joint Standing Committee on Education and Cultural Affairs may report out legislation related to the reports to the Second Regular Session of the 130th Legislature.

### **LD 1172 An Act To Delay State-mandated Teacher and Principal Evaluation**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 180 temporarily waives, during the 2021-22 school year, the requirement that school administrative units evaluate the performance of teachers and principals. Teachers in the 2nd year of a probationary period are not included in the waiver created by this law.

### **LD 1188 An Act To Include Career and Technical Education Teachers in the Minimum \$40,000 Salary Initiative**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 441 adds career and technical education teachers to the list of educators subject to the minimum \$40,000 salary requirement. It also requires the Department of Education to report to the Joint Standing Committee on Education and Cultural Affairs on the status of the salary initiative. The report must include verification that all professions intended to be included in the initiative are in fact included. If the department identifies any areas of deficiency, its report to the committee must include a plan for remediation. The committee is authorized to report out legislation related to the department's report in the Second Regular Session of the 130th Legislature.

Public Law 2021, chapter 441 was enacted as an emergency measure effective July 9, 2021.

### **LD 1189 An Act To Amend the Teacher Certification Statutes**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 228 makes changes to the statutes governing teacher certification as follows.

1. It amends the definition of "educational specialist".
2. It creates a new emergency teacher certificate and reciprocal professional certificate.

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3. It revises the minimum State Board of Education rules for qualifications for a professional teacher certificate by removing the requirement that an applicant pass a qualifying examination and instead providing that an applicant may qualify by graduating from an educator preparation program or by meeting criteria established by the state board by passing a qualifying examination, meeting minimum grade point average requirements in required course work or demonstrating qualification through a portfolio review of academic or work experience.
4. It amends the rule requirements regarding a school psychologist certificate.

Public Law 2021, chapter 228 also directs the State Board of Education to amend its certification rules, which are major substantive rules, and provides that an applicant who is subject to a provision of law that provides that amendments to the rule do not apply to certain persons may choose to apply pursuant to the current rules or the amended rules.

Public Law 2021, chapter 228 was enacted as an emergency measure effective June 16, 2021.

### **LD 1198 An Act Authorizing an Increase to the Maximum Annual Fund Balance for Public School Districts**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 213 provides that a school board may carry forward unallocated balances in excess of 5% of the previous year's school budget, and disburse these funds in the next year or over a period not to exceed three years, without reduction of the state and local share of the total allocation for the purpose of computing state subsidy. For fiscal years 2021-22, 2022-23, 2023-24 and 2024-25, the carry-forward limit is established at 9% of the previous year's school budget without reduction of the state and local share of the total allocation for the purpose of computing state subsidy.

### **LD 1318 An Act To Increase High School Graduation Rates for Students Experiencing Education Disruption**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 445 amends the laws regarding students who experience education disruption and Department of Education diplomas as follows:

1. It amends the definition of "education disruption" to include migrant students who have been identified as such by the United States Department of Education's migrant education program and immigrant students who have not been attending one or more schools in any one or more states or territories for more than three full academic years in the aggregate;

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2. It amends the process for applying for a Department of Education diploma by requiring that the responsible school provide support for the completion and submission of an application for a Department of Education diploma for students who have experienced education disruption, provides that community providers may assist in the application process and specifies that a diploma may be issued to a student who completes the minimum requirements for a high school diploma and that, while the Commissioner of Education's review team may seek clarification on evidence submitted, the commissioner may not require additional information;
3. It amends the definition of "school work recognition plan" for students experiencing education disruption to specify that a school work recognition plan is developed and updated in collaboration among the responsible school, the student, the parent or guardian, previous schools, interim programs and other agencies. It also specifies that a school work recognition plan includes but is not limited to a summary of the student's achievement related to the appropriate learning results, a compilation of full and partial credits and other achievement recognitions earned, an identification of any gaps between the student's achievement and the achievement typical of the student's peers and a plan for maximizing the student's progress and closing identified gaps;
4. It amends the law regarding continuing educational progress during and after education disruption to provide uniform expectations for schools to support the academic progress of all students experiencing education disruption regardless of the type of education disruption, including developing or updating a school work recognition plan within 10 school days and making available instructional materials for students within five school days of a school becoming aware of a period of education disruption. It also specifies that for every student who experiences education disruption that leads to enrollment in a new responsible school, the new responsible school shall provide the student with an adult staff or mentor to facilitate the student's transition;
5. It requires a responsible school to assist a student experiencing education disruption in completing an application for the Department of Education diploma if the student will not be able to graduate by the end of the student's 4th year of secondary school; and
6. It creates credit accrual options for a student experiencing education disruption who changes schools after the student's 2nd year of high school, requiring schools to either award credit for a similar course taken elsewhere, waive a specific graduation requirement or provide an alternative means by which the student can earn the needed credit in time to graduate. It allows a student to receive a diploma from a previously attended school if the student can meet the graduation requirements of that school but cannot complete the new school's requirements.



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### **LD 1323 An Act To Maximize Service to Students by Adopting Conditional Allowances for Participation by Families of School Board Members in School Activities**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 242 provides that until July 1, 2024 a school board may, but is not required to, permit a school board member's spouse to serve as a stipend employee or a volunteer. A school board may adopt a written policy on nepotism that includes hiring practices for school-sanctioned stipend positions and to discourage favoritism and political patronage, consider the needs of the school system and provide that all qualified applicants or volunteers have a fair and equal opportunity to be selected on merit, with priority consideration given to the best interest of students without restrictions based solely on family association.

### **LD 1373 An Act To Keep All Maine Students Safe by Restricting the Use of Seclusion and Restraint in Schools**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 453 prohibits a covered entity, defined as an entity that owns, operates or controls a school or educational program that receives public funds from the department, including but not limited to public schools, public regional programs, public charter schools, private schools, private schools approved for tuition purposes, special purpose private schools, career and technical education programs, public prekindergarten programs, and providers of services pursuant to the federal Individuals with Disabilities Education Act, from subjecting a student to unlawful restraint or seclusion and provides when a covered entity is permitted to use physical restraint or seclusion.

Public Law 2021, chapter 453 also requires each covered entity to submit a report to the Department of Education annually on the use of physical restraint and seclusion and requires the Department of Education to provide technical assistance to covered entities and adopt or amend major substantive rules regarding restraint and seclusion.

### **LD 1412 An Act To Update and Improve the MaineEARNs Database and Reconvene the State Education and Employment Outcomes Task Force**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 243 requires the Department of Labor, in consultation with the Department of Education and the State Education and Employment Outcomes Task Force, to update the educational outcome database established pursuant to the Maine Revised Statutes, Title 20-A, section 12901, also known as the MaineEARNs database, no later than January 1, 2022 and biennially thereafter.

## **JOINT STANDING COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

Public Law 2021, chapter 243 also requires that appointments to the State Education and Employment Outcomes Task Force pursuant to Title 20-A, section 12901 be made no later than 30 days following the effective date of this legislation. The task force is directed to study the updating of, and improvements to, the MaineEARNNS database. The task force must report to the joint standing committees of the Legislature having jurisdiction over education and cultural affairs and labor and housing matters no later than November 1, 2022. The joint standing committee of the Legislature having jurisdiction over education and cultural affairs may report out a bill related to the report to the First Regular Session of the 131st Legislature.

### **LD 1451 An Act To Align the Expulsion Process with School Disciplinary Policies**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 320 aligns language across several provisions of law governing student discipline. It adds a reference to school board disciplinary policies in the language describing due process for expulsion, provides school boards with increased flexibility to allow superintendents and principals to consider alternatives to expulsion of a student and provides that these alternatives must be in writing. It adds a reference to restorative interventions to the language describing the requirement to develop an individualized response plan to avoid dangerous student behavior after a substantiated report of an incident of dangerous behavior.

### **LD 1664 An Act To Integrate African American Studies and the History of Genocide into the Statewide System of Learning Results**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 247 provides that, beginning July 1, 2023, African American studies, Maine African American studies and the history of genocide must be included in the content standards and performance indicators of the system of learning results conducted in accordance with the Maine Revised Statutes, Title 20-A, section 6209, subsection 4.

Public Law 2021, chapter 247 requires the department to convene a volunteer advisory committee to collect information and prepare materials for teaching African American studies and Maine African American studies and to develop and provide guidance, best practices and exemplar modules to local school administrative units to integrate African American studies and Maine African American studies into their curriculum. It also requires the department to develop a process to enable a local school administrative unit to conduct an internal audit of its curriculum to ensure an equitable representation of African American voices and an accurate historical account of African American history and culture and requires the department to submit a report on the progress of the implementation to the joint standing committee of the Legislature having jurisdiction over education matters no later than April 1, 2022.

## **JOINT STANDING COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

### **LD 1672 An Act To Require That Private Schools That Enroll 60 Percent or More Publicly Funded Students Meet Certain Requirements**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 386 amends the requirements that must be met by private schools receiving public funds for tuition purposes by adding that the schools must have a curriculum aligned with the system of learning results established in the Maine Revised Statutes, Title 20-A, section 6209 and meet health and safety requirements applicable to public schools. It also provides that if public funding supports more than 85% of a private school's students and the students in the municipality where the school is located do not have school choice, the school must enroll all students from that municipality, including those with disabilities, who must be served in accordance with applicable state and federal law.

### **LD 1684 Resolve, To Strengthen Maine's Workforce by Expanding English Language Acquisition and Workforce Training Programs**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 68 directs the Department of Education's office of adult education to establish a competitive grant process for adult education programs of school administrative units in communities experiencing an increase in immigrant populations or demand to reduce the waiting list for English language acquisition classes or to increase the levels, frequency or intensity of English language acquisition instruction offered as needed by the communities and to provide industry-specific English language acquisition combined with workforce training in the specific skill areas required for identified workforce needs of employers in this State. The office must consider grants to cover all areas of the State with an emphasis on areas with large immigrant populations, where there is a need for skilled workers that the training may provide or areas with growing industries.

The Department of Education must submit a report to the Joint Standing Committee on Education and Cultural Affairs, no later than November 1, 2022, that includes:

1. The number and amount of grants awarded;
2. The training and services provided by the grant recipients or progress toward establishing new programs to deliver the training and services;
3. Aggregate demographic information about immigrant participants in the training, participating employers, employment opportunities, employment placements and retention by employers of immigrant participants placed under this section; and
4. An evaluation of programs and services most effective in carrying out the purposes of this resolve.

## **JOINT STANDING COMMITTEE ON EDUCATION AND CULTURAL AFFAIRS**

The joint standing committee of the Legislature having jurisdiction over education matters may report out a bill to the 131st Legislature to continue the grant process or make it permanent.

### **LD 1705 An Act To Support Maine Students Who Are Dependents of Current or Former Members of the Military**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 248 establishes the Purple Star Schools Program administered by the Department of Education. It provides that:

1. A dependent of a member of the United States Armed Forces who has received official military orders to relocate to this State is eligible to apply to a virtual public charter school;
2. A military-connected student whose parent is transferred or is pending transfer to the State while on active military duty pursuant to an official military order is considered a resident of the school administrative unit in which the address identified by the parent is located; and
3. A spouse or dependent child of an active duty member of the United States Armed Forces who is assigned to duty out of the State immediately following assignment to duty in the State is eligible for in-state tuition and fees at the University of Maine System, the Maine Community College System or the Maine Maritime Academy as long as the spouse or dependent child is continuously enrolled in the postsecondary institution.

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 ENVIRONMENT  
AND NATURAL RESOURCES

December 2021

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\*Committee member for a portion of the session

# *Joint Standing Committee on Environment and Natural Resources*

## **SUBJECT INDEX**

### **Air Quality/Air Emissions**

#### **Enacted**

- |        |  |            |
|--------|--|------------|
| LD 163 | An Act To Revise Maine's Environmental Laws                        | PUBLIC 294 |
| LD 872 | An Act Concerning Motor Vehicle Emissions Control System Tampering | PUBLIC 119 |

#### **Not Enacted**

- |         |   |              |
|---------|---|--------------|
| LD 809  | An Act To Prohibit the Purging of Volatile Organic Compound Gases from Oil Tankers in the Waters of Maine | ONTP         |
| LD 1532 | An Act To Protect Maine's Air Quality by Strengthening Requirements for Air Emissions Licensing           | CARRIED OVER |

### **Beverage Containers**

#### **Not Enacted**

- |         |  |              |
|---------|--|--------------|
| LD 1467 | An Act To Promote a Circular Economy through Increased Post-consumer Recycled Plastic Content in Plastic Beverage Containers | CARRIED OVER |
|---------|--|--------------|

### **Chemicals Regulation**

#### **Enacted**

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|---------|--|------------|
| LD 1503 | An Act To Stop Perfluoroalkyl and Polyfluoroalkyl Substances Pollution                                     | PUBLIC 477 |
| LD 1505 | An Act To Restrict the Use of Perfluoroalkyl and Polyfluoroalkyl Substances in Firefighting Foam           | PUBLIC 449 |
| LD 1600 | An Act To Investigate Perfluoroalkyl and Polyfluoroalkyl Substance Contamination of Land and Groundwater   | PUBLIC 478 |
| LD 1662 | An Act Regarding Maine's Sales Prohibition on Upholstered Furniture Treated with Flame-retardant Chemicals | PUBLIC 221 |

**Not Enacted**

LD 960 An Act To Require Reporting of Perfluoroalkyl and Polyfluoroalkyl Substances, PFAS, in Products and of Discharges of Firefighting Foam Containing PFAS ONTP

**Climate Change/Greenhouse Gases**

**Enacted**

LD 226 An Act To Limit the Use of Hydrofluorocarbons To Fight Climate Change PUBLIC 192

LD 722 Resolve, To Study the Establishment of the Maine Climate Corps RESOLVE 25

LD 1572 Resolve, To Analyze the Impact of Sea Level Rise RESOLVE 67

**Not Enacted**

LD 87 An Act To Implement the State Climate Action Plan, Reduce Greenhouse Gas Emissions and Enhance Maine's Economy Leave to Withdraw Pursuant to Joint Rule 310

LD 502 An Act To Broaden the Definition of "Working Waterfront" with Respect to Land Use Planning Leave to Withdraw Pursuant to Joint Rule 310

LD 726 An Act To Combat Climate Change and Address Its Impact in Maine Leave to Withdraw Pursuant to Joint Rule 310

LD 735 An Act To Establish a Funding Mechanism To Protect Private Roads Endangered by Climate Action Impacts ONTP

LD 866 An Act Concerning Advanced Refrigeration Technology CARRIED OVER

LD 901 An Act To Assist Maine Residents Negatively Affected by Climate Change ONTP

LD 1367 An Act To Create a Grant Program To Promote Innovation in Municipal Carbon Reduction Initiatives ONTP

LD 1429	An Act To Implement the Most Time-sensitive Recommendations of the Maine Climate Council	CARRIED OVER
LD 1498	An Act To Prevent Increased Heating Fuel, Natural Gas, Gasoline and Diesel Fuel Pricing in Maine by Prohibiting Adoption of Rules Limiting Greenhouse Gas Emissions	Died Between Houses
LD 1545	An Act Regarding Greenhouse Gas Emissions and Reductions Associated with Significant Development Projects	ONTP
LD 1567	An Act To Equitably Fund Maine's Climate Change Mitigation Efforts	ONTP
LD 1616	An Act To Ensure That Municipalities and Multimunicipal Regions of Every Size and Capacity Have Guidance on Climate Adaptation and Resilience Strategies for Policy, Implementation and Investment Decision Support	CARRIED OVER

### *Coastal Areas*

**Enacted**

LD 593	An Act To Restore Eelgrass Mapping and Enhance Salt Marsh Vegetation Mapping in the State	PUBLIC 424
LD 946	Resolve, Regarding the Shore Damage Mitigation Project in Saco Bay	RESOLVE 85
LD 1572	Resolve, To Analyze the Impact of Sea Level Rise	RESOLVE 67

### *Dams*

**Enacted**

LD 909	An Act Regarding the Depth of Phillips Lake in the Town of Dedham	P & S 7
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**Not Enacted**

LD 1488	Resolve, To Study and Recommend Improvements to Maine's Dam Safety	CARRIED OVER
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## *Department of Environmental Protection*

### **Enacted**

- |         |   |            |
|---------|---|------------|
| LD 1415 | Resolve, To Direct the Department of Environmental Protection To Determine Staffing Needs To More Efficiently and Effectively Issue Decisions on New, Amendment and Minor Revision Applications | RESOLVE 62 |
| LD 1635 | An Act To Make Minor Changes and Corrections to Statutes Administered by the Department of Environmental Protection   | PUBLIC 186 |

### **Not Enacted**

- |        |   |                        |
|--------|---|------------------------|
| LD 436 | An Act Regarding the Authority of the Department of Environmental Protection Regarding Applications, Permits and Fines                        | ONTP                   |
| LD 988 | An Act To Increase Economic Development by Expanding the Special Fee Application Review Process of the Department of Environmental Protection | Majority (ONTP) Report |

## *Electronic Waste*

### **Not Enacted**

- |         |  |                        |
|---------|--|------------------------|
| LD 1208 | An Act To Amend the State's Electronic Waste Recycling Law | Majority (ONTP) Report |
|---------|--|------------------------|

## *Energy*

### **Enacted**

- |        |  |            |
|--------|--|------------|
| LD 940 | An Act To Establish Appliance Energy and Water Standards | PUBLIC 433 |
|--------|--|------------|

## *Environmental Regulation*

### **Not Enacted**

- |        |   |  |
|--------|---|--|
| LD 64  | RESOLUTION, Proposing an Amendment to the Constitution of Maine Regarding Environmental Rights                | Leave to Withdraw Pursuant to Joint Rule 310 |
| LD 489 | RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Right to a Healthy Environment | CARRIED OVER                                 |
| LD 890 | An Act To Protect Maine Consumers and Decrease Environmental Pollution  | ONTP   |

## *Hazardous Substances*

### **Enacted**

LD 780 An Act Regarding Uncontrolled Hazardous Substance Sites PUBLIC 117

## *Invasives*

### **Not Enacted**

LD 743 An Act To Amend the Laws Governing Invasive Aquatic Species ONTP

## *Licensing/Permitting*

### **Enacted**

LD 1415 Resolve, To Direct the Department of Environmental Protection To Determine Staffing Needs To More Efficiently and Effectively Issue Decisions on New, Amendment and Minor Revision Applications RESOLVE 62

### **Not Enacted**

LD 260 An Act To Clarify the Establishment, Collection and Use of Certain Fees for Nonwetland Habitat Mitigation Required by the Department of Environmental Protection for Project Permitting Leave to Withdraw Pursuant to Joint Rule 310

LD 436 An Act Regarding the Authority of the Department of Environmental Protection Regarding Applications, Permits and Fines ONTP

LD 678 An Act Regarding Timelines for Permitting by the Department of Environmental Protection ONTP

LD 988 An Act To Increase Economic Development by Expanding the Special Fee Application Review Process of the Department of Environmental Protection Majority (ONTP) Report

LD 1038 An Act To Facilitate a Timely Revision Process in the Site Location of Development Laws Majority (ONTP) Report

## *Littering*

### **Enacted**

LD 1023 An Act Regarding the Outdoor Release or Abandonment of Balloons PUBLIC 374

**Not Enacted**

LD 618 An Act Regarding the Outdoor Release or Abandonment of Balloons ONTP

**Metallic Mineral Mining**

**Not Enacted**

LD 1163 An Act To Reduce Pollution by Prohibiting Metallic Mineral Mining ONTP

**Oil/Fuel**

**Not Enacted**

LD 92 An Act To Amend the Waste Motor Oil Disposal Site Remediation Program Leave to Withdraw Pursuant to Joint Rule 310

LD 1006 An Act To Allow the Sale of Ethanol-free Gasoline Statewide Leave to Withdraw Pursuant to Joint Rule 310

LD 1498 An Act To Prevent Increased Heating Fuel, Natural Gas, Gasoline and Diesel Fuel Pricing in Maine by Prohibiting Adoption of Rules Limiting Greenhouse Gas Emissions Died Between Houses

LD 1567 An Act To Equitably Fund Maine's Climate Change Mitigation Efforts ONTP

**Product Stewardship**

**Enacted**

LD 8 An Act To Support Collection and Proper Disposal of Unwanted Drugs PUBLIC 94

LD 1541 An Act To Support and Improve Municipal Recycling Programs and Save Taxpayer Money PUBLIC 455

**Not Enacted**

LD 1471 An Act To Establish a Stewardship Program for Packaging Majority (ONTP) Report

## *Recycling/Waste*

### **Enacted**

LD 1631 An Act To Amend the Laws Banning Polystyrene Foam Regarding Packaging for Meat, Poultry, Fish, Seafood and Eggs PUBLIC 208

### **Not Enacted**

LD 39 An Act To Remove the Plastic Bag Ban Majority (ONTP) Report

LD 108 An Act To Improve Public Safety by Repealing the Single-use Plastic Carry-out Bag Ban Majority (ONTP) Report

LD 244 An Act To Repeal Maine's Single-use Plastic Bag Law Majority (ONTP) Report

LD 359 An Act To Promote Energy Production from Recyclable Plastics Majority (ONTP) Report

LD 602 An Act To Prevent Pollution from Single-use Plastic Straws, Splash Sticks and Beverage Lid Plugs Majority (ONTP) Report

LD 640 An Act To Ban Single-serving, Disposable Plastic Water Bottles ONTP

LD 911 An Act To Prohibit the Reception of Foreign Waste Plastic in Maine Ports Majority (ONTP) Report

LD 1467 An Act To Promote a Circular Economy through Increased Post-consumer Recycled Plastic Content in Plastic Beverage Containers CARRIED OVER

## *Shoreland Zoning*

### **Enacted**

LD 1161 An Act Concerning Marina-based Restaurants in the Shoreland Zone PUBLIC 336

### **Not Enacted**

LD 390 An Act Regarding the Mapping of Shoreland Zones ONTP

LD 502	An Act To Broaden the Definition of "Working Waterfront" with Respect to Land Use Planning	Leave to Withdraw Pursuant to Joint Rule 310
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### Site Law

#### **Enacted**

LD 69	An Act To Reduce Duplicative Permitting Review for Projects under the Site Location of Development Laws	PUBLIC 51
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LD 1028	An Act To Ease Business Expansion by Increasing the Number and Applicability of Permit Exemptions under the Site Location of Development Laws	PUBLIC 123
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#### **Not Enacted**

LD 1089	An Act To Increase Municipal Oversight in the Site Location of Development Laws	ONTP
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LD 1097	An Act Regarding the Definition of "Development of State or Regional Significance That May Substantially Affect the Environment"	ONTP
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LD 1545	An Act Regarding Greenhouse Gas Emissions and Reductions Associated with Significant Development Projects	ONTP
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### Solar Energy

#### **Enacted**

LD 802	An Act To Ensure Decommissioning of Solar Energy Developments	PUBLIC 151
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#### **Not Enacted**

LD 1595	An Act To Address Waste Associated with Solar Energy Equipment	Majority (ONTP) Report
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### St. Croix International Waterway

#### **Not Enacted**

LD 203	An Act To Increase Funding for the St. Croix International Waterway Commission	CARRIED OVER
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## *Waste Management*

### **Enacted**

LD 57     An Act To Reduce the Landfilling of Municipal Solid Waste     PUBLIC 230

### **Not Enacted**

LD 259     An Act To Improve Solid Waste Management     CARRIED OVER

LD 359     An Act To Promote Energy Production from Recyclable Plastics     Majority (ONTP)  
Report

LD 387     An Act To Reduce the Amount of Waste Going into Landfills     ONTP

LD 911     An Act To Prohibit the Reception of Foreign Waste Plastic in Maine  
Ports     Majority (ONTP)  
Report

LD 1540     An Act To Reduce Hunger and Use Food Scraps in Farming and  
Energy Production     ONTP

LD 1639     An Act To Protect the Health and Welfare of Maine Communities and  
Reduce Harmful Solid Waste     CARRIED OVER

## *Wastewater*

### **Enacted**

LD 771     An Act To Amend the Laws Governing Wastewater Treatment Plant  
Operator Certification     PUBLIC 173

## *Water Quality*

### **Enacted**

LD 67     An Act To Assist in the Restoration of Atlantic Salmon     PUBLIC 50

### **Not Enacted**

LD 676     An Act To Reclassify Part of the Androscoggin River to Class B     CARRIED OVER

**Waterbodies**

**Enacted**

LD 909 An Act Regarding the Depth of Phillips Lake in the Town of Dedham P & S 7

**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*

**Environment and Natural Resources (ENR)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ENR	8	An Act To Support Collection and Proper Disposal of Unwanted Drugs	Reported Out	OTP-AM/ ONTP	Enacted	PL	94	S1
ENR	39	An Act To Remove the Plastic Bag Ban	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
ENR	57	An Act To Reduce the Landfilling of Municipal Solid Waste	Reported Out	OTP-AM/ ONTP	Enacted	PL	230	S1
ENR	64	RESOLUTION, Proposing an Amendment to the Constitution of Maine Regarding Environmental Rights	Reported Out	LTW	Leave to Withdraw Pursuant to Joint Rule 310			R1
ENR	67	An Act To Assist in the Restoration of Atlantic Salmon	Reported Out	OTP	Enacted	PL	50	S1
ENR	69	An Act To Reduce Duplicative Permitting Review for Projects under the Site Location of Development Laws	Reported Out	OTP	Enacted	PL	51	S1
ENR	87	An Act To Implement the State Climate Action Plan, Reduce Greenhouse Gas Emissions and Enhance Maine's Economy	Reported Out	LTW	Leave to Withdraw Pursuant to Joint Rule 310			S1
ENR	92	An Act To Amend the Waste Motor Oil Disposal Site Remediation Program	Reported Out	LTW	Leave to Withdraw Pursuant to Joint Rule 310			R1
ENR	108	An Act To Improve Public Safety by Repealing the Single-use Plastic Carry-out Bag Ban	Reported Out	ONTP/ OTP	Accepted Majority (ONTP) Report			S1
ENR	163	An Act To Revise Maine's Environmental Laws	Reported Out	OTP-AM/ ONTP	Enacted	PL	294	S1
ENR	203	An Act To Increase Funding for the St. Croix International Waterway Commission	Reported Out	OTP-AM	Carried On Approps Table			S1
ENR	226	An Act To Limit the Use of Hydrofluorocarbons To Fight Climate Change	Reported Out	OTP-AM/ ONTP	Enacted	PL	192	S1
ENR	244	An Act To Repeal Maine's Single-use Plastic Bag Law	Reported Out	ONTP/ OTP	Accepted Majority (ONTP) Report			S1



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Bills Referred to

Environment and Natural Resources (ENR)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ENR	259	An Act To Improve Solid Waste Management	Carry Over Approved		Carried Over In Comm			S1
ENR	260	An Act To Clarify the Establishment, Collection and Use of Certain Fees for Nonwetland Habitat Mitigation Required by the Department of Environmental Protection for Project Permitting	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310		R1
ENR	359	An Act To Promote Energy Production from Recyclable Plastics	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report		S1
ENR	387	An Act To Reduce the Amount of Waste Going into Landfills	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
ENR	390	An Act Regarding the Mapping of Shoreland Zones	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1
ENR	436	An Act Regarding the Authority of the Department of Environmental Protection Regarding Applications, Permits and Fines	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1
ENR	489	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Right to a Healthy Environment	Reported Out	OTP-AM/ ONTP	Carried Over			S1
ENR	502	An Act To Broaden the Definition of "Working Waterfront" with Respect to Land Use Planning	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310		S1
ENR	593	An Act To Restore Eelgrass Mapping and Enhance Salt Marsh Vegetation Mapping in the State	Reported Out	OTP-AM		Enacted	PL 424	S1
ENR	602	An Act To Prevent Pollution from Single-use Plastic Straws, Splash Sticks and Beverage Lid Plugs	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report		S1
ENR	618	An Act Regarding the Outdoor Release or Abandonment of Balloons	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
ENR	640	An Act To Ban Single-serving, Disposable Plastic Water Bottles	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
ENR	676	An Act To Reclassify Part of the Androscoggin River to Class B	Carry Over Approved		Carried Over In Comm			S1

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 IB = Initiated Bill

Bills Referred to

Environment and Natural Resources (ENR)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ENR	678	An Act Regarding Timelines for Permitting by the Department of Environmental Protection	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	722	Resolve, To Study the Establishment of the Maine Climate Corps	Reported Out OTP-AM		Finally Passed	RESLV	25	S1
ENR	726	An Act To Combat Climate Change and Address Its Impact in Maine	Reported Out LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
ENR	735	An Act To Establish a Funding Mechanism To Protect Private Roads Endangered by Climate Action Impacts	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	743	An Act To Amend the Laws Governing Invasive Aquatic Species	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	771	An Act To Amend the Laws Governing Wastewater Treatment Plant Operator Certification	Reported Out OTP-AM		Enacted	PL	173	S1
ENR	780	An Act Regarding Uncontrolled Hazardous Substance Sites	Reported Out OTP-AM		Enacted	PL	117	S1
ENR	802	An Act To Ensure Decommissioning of Solar Energy Developments	Reported Out OTP-AM		Enacted	PL	151	S1
ENR	809	An Act To Prohibit the Purging of Volatile Organic Compound Gases from Oil Tankers in the Waters of Maine	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	866	An Act Concerning Advanced Refrigeration Technology	Carry Over Approved	Carried Over In Comm				S1
ENR	872	An Act Concerning Motor Vehicle Emissions Control System Tampering	Reported Out OTP-AM		Enacted	PL	119	S1
ENR	890	An Act To Protect Maine Consumers and Decrease Environmental Pollution	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	901	An Act To Assist Maine Residents Negatively Affected by Climate Change	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

PL = Public Law; P&SL = Private and Special Law;  
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Bills Referred to

Environment and Natural Resources (ENR)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ENR	909	An Act Regarding the Depth of Phillips Lake in the Town of Dedham	Reported Out OTP-AM		Emergency Enacted	P&SL	7	S1
ENR	911	An Act To Prohibit the Reception of Foreign Waste Plastic in Maine Ports	Reported Out OTP-AM		Accepted Majority (ONTP) Report			S1
ENR	940	An Act To Establish Appliance Energy and Water Standards	Reported Out OTP-AM/ ONTP		Enacted	PL	433	S1
ENR	946	Resolve, Regarding the Shore Damage Mitigation Project in Saco Bay	Reported Out OTP-AM		Finally Passed	RESLV	85	S1
ENR	960	An Act To Require Reporting of Perfluoroalkyl and Polyfluoroalkyl Substances, PFAS, in Products and of Discharges of Firefighting Foam Containing PFAS	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	988	An Act To Increase Economic Development by Expanding the Special Fee Application Review Process of the Department of Environmental Protection	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
ENR	1006	An Act To Allow the Sale of Ethanol-free Gasoline Statewide	Reported Out LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
ENR	1023	An Act Regarding the Outdoor Release or Abandonment of Balloons	Reported Out OTP-AM/ ONTP		Enacted	PL	374	S1
ENR	1028	An Act To Ease Business Expansion by Increasing the Number and Applicability of Permit Exemptions under the Site Location of Development Laws	Reported Out OTP-AM		Enacted	PL	123	S1
ENR	1038	An Act To Facilitate a Timely Revision Process in the Site Location of Development Laws	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
ENR	1089	An Act To Increase Municipal Oversight in the Site Location of Development Laws	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	1097	An Act Regarding the Definition of "Development of State or Regional Significance That May Substantially Affect the Environment"	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	1161	An Act Concerning Marina-based Restaurants in the Shoreland Zone	Reported Out OTP-AM/ ONTP		Enacted	PL	336	S1

Bills Referred to

Environment and Natural Resources (ENR)

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

Enacted Laws

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
ENR	1163	An Act To Reduce Pollution by Prohibiting Metallic Mineral Mining	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	1208	An Act To Amend the State's Electronic Waste Recycling Law	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
ENR	1367	An Act To Create a Grant Program To Promote Innovation in Municipal Carbon Reduction Initiatives	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
ENR	1415	Resolve, To Direct the Department of Environmental Protection To Determine Staffing Needs To More Efficiently and Effectively Issue Decisions on New, Amendment and Minor Revision Applications	Reported Out	OTP-AM		Finally Passed	RESLV	62	S1
ENR	1429	An Act To Implement the Most Time-sensitive Recommendations of the Maine Climate Council	Carry Over Approved		Carried Over In Comm				S1
ENR	1467	An Act To Promote a Circular Economy through Increased Post-consumer Recycled Plastic Content in Plastic Beverage Containers	Reported Out	OTP-AM	Carried On Approps Table				S1
ENR	1471	An Act To Establish a Stewardship Program for Packaging	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
ENR	1488	Resolve, To Study and Recommend Improvements to Maine's Dam Safety	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
ENR	1498	An Act To Prevent Increased Heating Fuel, Natural Gas, Gasoline and Diesel Fuel Pricing in Maine by Prohibiting Adoption of Rules Limiting Greenhouse Gas Emissions	Reported Out	ONTP/ OTP-AM		Died Between Houses			S1
ENR	1503	An Act To Stop Perfluoroalkyl and Polyfluoroalkyl Substances Pollution	Reported Out	OTP-AM		Emergency Enacted	PL	477	S1
ENR	1505	An Act To Restrict the Use of Perfluoroalkyl and Polyfluoroalkyl Substances in Firefighting Foam	Reported Out	OTP-AM		Enacted	PL	449	S1
ENR	1532	An Act To Protect Maine's Air Quality by Strengthening Requirements for Air Emissions Licensing	Carry Over Approved		Carried Over In Comm				S1
ENR	1540	An Act To Reduce Hunger and Use Food Scraps in Farming and Energy Production	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

Bills Referred to

Environment and Natural Resources (ENR)

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

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
ENR	1541	An Act To Support and Improve Municipal Recycling Programs and Save Taxpayer Money	Reported Out OTP-AM/ ONTP/ OTP-AM		Enacted	PL	455	51
ENR	1545	An Act Regarding Greenhouse Gas Emissions and Reductions Associated with Significant Development Projects	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			51
ENR	1567	An Act To Equitably Fund Maine's Climate Change Mitigation Efforts	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			51
ENR	1572	Resolve, To Analyze the Impact of Sea Level Rise	Reported Out OTP-AM/ ONTP		Finally Passed	RESLV	67	51
ENR	1595	An Act To Address Waste Associated with Solar Energy Equipment	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			51
ENR	1600	An Act To Investigate Perfluoroalkyl and Polyfluoroalkyl Substance Contamination of Land and Groundwater	Reported Out OTP-AM		Enacted	PL	478	51
ENR	1616	An Act To Ensure That Municipalities and Multimunicipal Regions of Every Size and Capacity Have Guidance on Climate Adaptation and Resilience Strategies for Policy, Implementation and Investment Decision Support	Carry Over Approved	Carried Over In Comm				51
ENR	1631	An Act To Amend the Laws Banning Polystyrene Foam Regarding Packaging for Meat, Poultry, Fish, Seafood and Eggs	Reported Out OTP-AM		Emergency Enacted	PL	208	51
ENR	1635	An Act To Make Minor Changes and Corrections to Statutes Administered by the Department of Environmental Protection	Reported Out OTP		Enacted	PL	186	51
ENR	1639	An Act To Protect the Health and Welfare of Maine Communities and Reduce Harmful Solid Waste	Carry Over Approved	Carried Over In Comm				51
ENR	1662	An Act Regarding Maine's Sales Prohibition on Upholstered Furniture Treated with Flame-retardant Chemicals	Reported Out OTP-AM		Enacted	PL	221	51

## **JOINT STANDING COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

### **LD 8 An Act To Support Collection and Proper Disposal of Unwanted Drugs**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 94 requires certain drug manufacturers to establish and operate a drug take-back stewardship program or programs in the State to collect and dispose of certain unwanted drugs. Such a program must be designed to provide free, convenient and ongoing collection opportunities to all persons seeking to dispose of such unwanted drugs, which must be geographically distributed in a way to ensure access in rural and underserved areas and which may include the use of mail-back envelopes, collection receptacles or other collection methods approved by the Department of Environmental Protection.

### **LD 57 An Act To Reduce the Landfilling of Municipal Solid Waste**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 230 repeals the existing \$2 per ton municipal solid waste surcharge statute in the laws governing solid waste management and amends the State's waste handling fee statute to impose a \$1 per ton disposal fee on all municipal solid waste disposed of at a commercial, municipal, state-owned or regional association landfill.

### **LD 67 An Act To Assist in the Restoration of Atlantic Salmon**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 50 eliminates restrictions for the total number of discharge licenses allowed to be issued for Class AA and Class A waters. It retains the requirement in current law that those discharges assist in the restoration of Atlantic salmon and will return the waters to a state that is closer to historically natural chemical quality. It also removes redundant language regarding the length of a discharge license issued for Class AA and Class A waters as current law already limits the term of a discharge license to five years.

### **LD 69 An Act To Reduce Duplicative Permitting Review for Projects under the Site Location of Development Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 51 increases from seven acres to 10 acres the upper acreage limit of a structure subject to municipal review and exempt from department review and permitting under the site location of development laws.

## **JOINT STANDING COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

### **LD 163 An Act Concerning the Regulation of Air Emissions at Petroleum Storage Facilities**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 294 amends the laws regulating air emissions to require the adoption by the Department of Environmental Protection by rule of certain requirements and prohibitions applicable to the licensure or operation of petroleum storage facilities with aboveground petroleum storage tanks and bulk gasoline terminals. It requires the department, on or before December 31, 2021, to initiate major substantive rulemaking to amend its rules regulating air emissions consistent with those amendments to the laws regulating air emissions.

### **LD 226 An Act To Limit the Use of Hydrofluorocarbons To Fight Climate Change**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 192 provides that, in accordance with rules to be adopted by the Department of Environmental Protection, a person may not sell, lease, rent, install or enter into commerce in the State a product or equipment that uses or will use certain specified substances that are hydrofluorocarbons with high global warming potential for certain specified air conditioning, refrigeration, foam or aerosol propellant end uses.

### **LD 593 An Act To Restore Eelgrass Mapping and Enhance Salt Marsh Vegetation Mapping in the State**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 424 directs the Department of Environmental Protection, in consultation with the Department of Marine Resources, to establish and administer a program to regularly produce and update maps regarding the distribution of eelgrass beds and salt marsh vegetation in the State. Data collected and maps produced under this program must be made available on the Department of Environmental Protection's publicly accessible website. The Department of Environmental Protection is directed to submit to the joint standing committee of the Legislature having jurisdiction over environmental and natural resources matters on or before March 1, 2023, and biennially thereafter, a report on the data collected and maps produced and updated under this program.

Public Law 2021, chapter 424 also establishes the Eelgrass and Salt Marsh Vegetation Mapping Fund to support the establishment and administration of the eelgrass and salt marsh vegetation mapping program and authorizes the fund to accept grants, bequests, gifts or contributions from any source, public or private.

## **JOINT STANDING COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

### **LD 722 Resolve, To Study the Establishment of the Maine Climate Corps**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 25 directs the Maine Commission for Community Service to study and identify short-term projects and tasks in state agencies that could be made into service projects for residents of the State. It also directs the commission to provide the basis for the establishment of a Maine Climate Corps as proposed in the Maine Climate Council's climate action plan, "Maine Won't Wait: A Four-year Plan for Climate Action," to study existing service programs to identify potential hosts for the Maine Climate Corps, along with identifying possible public and private partnerships and to include in its study how to best structure a Maine Climate Corps program to address shifting and expanding climate challenges that can be addressed by the Maine Climate Corps in the future and also to allow for long-term service projects. The commission is required to submit a report based on its findings to the Joint Standing Committee on Environment and Natural Resources by January 31, 2022.

### **LD 771 An Act To Amend the Laws Governing Wastewater Treatment Plant Operator Certification**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 173 modifies the laws governing the wastewater treatment plant operator certification program administered by the Department of Environmental Protection. It changes the procedure for revocation of a wastewater treatment plant operator certification, provides authority for suspension of a wastewater treatment plant operator certification, clarifies how the department may administer the program, updates outdated terminology and eliminates outdated provisions. It clarifies the department's existing authority with respect to licenses and its authority with respect to wastewater treatment plant operator certificates. It makes a violation of the chapter and rules governing sewage treatment operators a Class E crime, instead of a misdemeanor, consistent with the Maine Revised Statutes, Title 17-A, section 4.

### **LD 780 An Act Regarding Uncontrolled Hazardous Substance Sites**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 117 makes the following changes to the State's uncontrolled hazardous substance sites law.

1. It amends the definition of "hazardous substance" by including substances defined as hazardous substances or pollutants or contaminants under the federal Comprehensive Environmental Response, Compensation, and Liability Act of 1980.



## **JOINT STANDING COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

2. It provides a limited exemption from liability for publicly owned treatment works based on the contribution by the publicly owned treatment works of effluent or sewage sludge to an uncontrolled hazardous substance site.
3. It provides a limited exemption for public water systems based on the contribution by the public water system of water treatment residuals to an uncontrolled hazardous substance site.

Public Law 2021, chapter 117 also requires that, on or before January 15, 2023, the Department of Environmental Protection report to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters regarding the uncontrolled hazardous substance sites where the department has used its authority to require responsible parties to investigate or remove hazardous substances that are pollutants or contaminants and, for each site, provide information identifying the substance involved.

### **LD 802 An Act To Ensure Decommissioning of Solar Energy Developments**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 151 requires a person to obtain approval of a decommissioning plan from the Department of Environmental Protection or, in the case of a solar energy development located in the unorganized and deorganized areas, from the Maine Land Use Planning Commission before constructing or operating a solar energy development with ground-mounted solar panels occupying three or more acres.

### **LD 872 An Act Concerning Motor Vehicle Emissions Control System Tampering**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 119 prohibits a person from tampering with the emission control system of a motor vehicle and also prohibits the sale, lease or rental or transfer of title or right of possession of a motor vehicle by a dealer if a person has tampered with the vehicle's emission control system.

### **LD 909 An Act Regarding the Depth of Phillips Lake in the Town of Dedham**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 7 authorizes the Lucerne-in-Maine Village Corporation to adopt a water level ordinance pursuant to the Maine Revised Statutes, Title 30-A, chapter 187, subchapter 6 to regulate water level regimes and minimum flow requirements for Phillips Lake in the Town of Dedham. It also authorizes the Lucerne-in-Maine Village Corporation to enter into an interlocal agreement with the Town of Dedham to regulate water level regimes and minimum flow requirements for Phillips Lake.

## **JOINT STANDING COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

Private and Special Law 2021, chapter 7 was enacted as an emergency measure effective June 14, 2021.

### **LD 940 An Act To Establish Appliance Energy and Water Standards**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 433 provides that, beginning January 1, 2023, a person may not sell or offer for sale in the State certain appliances or products manufactured on or after January 1, 2023 that are prohibited from sale in major substantive rules adopted by the Department of Environmental Protection.

### **LD 946 Resolve, Regarding the Shore Damage Mitigation Project in Saco Bay**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 85 directs the Governor to take all actions the Governor considers necessary to assist and support the City of Saco in the City of Saco's role as the nonfederal sponsor with the United States Army Corps of Engineers for the shore damage mitigation project for the Saco River and Camp Ellis Beach, which may include directing any relevant state agencies to assist the City of Saco in its entering into a project partnership agreement with the United States Army Corps of Engineers for the construction of that project and directing any relevant state agencies to assist and support the City of Saco and other communities on Saco Bay in the construction of that project and in implementing other beach and beach habitat remediation projects in and around Saco Bay.

### **LD 1023 An Act Regarding the Outdoor Release or Abandonment of Balloons**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 374 makes the following changes to the State's litter control law.

1. It clarifies that waste materials resulting from the outdoor release or abandonment of a balloon constitute litter under that law.
2. It provides that it is a violation of that law for a person to intentionally release outdoors a balloon that is inflated or filled with a gas that is lighter than air, except for a balloon carrying scientific instrumentation, a balloon used for meteorological observation by a governmental or scientific organization or a hot air balloon that is recovered after launching.
3. It applies a civil penalty of not less than \$100 and not more than \$500 for the illegal intentional release of 16 to 24 balloons and a civil penalty of not less than \$500 for the illegal intentional release of more than 24 balloons.

## **JOINT STANDING COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

### **LD 1028 An Act To Ease Business Expansion by Increasing the Number and Applicability of Permit Exemptions under the Site Location of Development Laws**

#### **ENACTED LAW SUMMARY**

Under the site location of development laws, new construction at a licensed manufacturing facility and new construction at or modification of a campus of an educational institution is exempt from review under those laws if certain criteria are met.

Public Law 2021, chapter 123 amends those exemption criteria under those laws by increasing the allowable additional disturbed area not to be revegetated as a result of that new construction or modification from 30,000 square feet to 40,000 square feet ground area in any calendar year and from 60,000 square feet to 80,000 square feet ground area in total.

### **LD 1161 An Act Concerning Marina-based Restaurants in the Shoreland Zone**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 336 authorizes a municipality to adopt an ordinance that allows the expansion of an existing restaurant that is part of a marina that has been permitted in accordance with all applicable state and local requirements, notwithstanding provisions that require certain setback requirements and limit the expansion of structures within 25 feet of a water body or wetland. Such expansion may be permitted only if it is not located over a water body or wetland, is not located any closer to the water body or wetland than the existing restaurant and, except for the water and wetland setback requirements, meets all other state and local permit requirements and complies with all other applicable rules. Such expansion may be allowed if the restaurant and the marina of which the restaurant is a part have both been in existence as of January 1, 2021.

### **LD 1415 Resolve, To Direct the Department of Environmental Protection To Determine Staffing Needs To More Efficiently and Effectively Issue Decisions on New, Amendment and Minor Revision Applications**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 62 directs the Department of Environmental Protection to determine the staffing resources necessary to efficiently and effectively review new permit applications submitted under the Maine Revised Statutes, Title 38, section 420-D and Title 38, chapter 3, subchapter 1, articles 5-A and 6 and to issue decisions on amendment and minor revision applications submitted under those same laws within timetables that are no longer than those established by the Commissioner of Environmental Protection for new applications. It requires the department, by November 1, 2021, to submit a report to the Joint Standing Committee on Environment and Natural Resources on the outcome of the staffing resources determination and allows the committee to report out a bill to the 130th Legislature.

## **JOINT STANDING COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

### **LD 1503 An Act To Stop Perfluoroalkyl and Polyfluoroalkyl Substances Pollution**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 477 requires manufacturers of products with intentionally added perfluoroalkyl and polyfluoroalkyl substances, or PFAS, to report the presence of those substances in those products to the Department of Environmental Protection beginning in 2023. It also prohibits the sale of residential carpets or rugs, as well as the sale of fabric treatments, that contain intentionally added PFAS beginning in 2023. Additional product categories containing intentionally added PFAS may also be identified by the department and prohibited from sale. Effective in 2030, products containing intentionally added PFAS may not be sold unless the use of PFAS in a product is specifically designated by the department as a currently unavoidable use. The department is required, to the extent funds are available, to establish a PFAS source reduction program that provides information, education and grants to publicly owned treatment works and municipalities to reduce PFAS entering air, water or land.

Public Law 2021, chapter 477 was enacted as an emergency measure effective July 15, 2021.

### **LD 1505 An Act To Restrict the Use of Perfluoroalkyl and Polyfluoroalkyl Substances in Firefighting Foam**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 449 prohibits, beginning January 1, 2022, a person from discharging or causing to be discharged for testing or training purposes a firefighting or fire suppressing foam to which perfluoroalkyl and polyfluoroalkyl substances, or PFAS, have been intentionally added unless the foam is entirely collected for proper disposal. A person that discharges or causes to be discharged firefighting or fire-suppressing foam to which PFAS have been intentionally added into the coastal waters, estuary, tidal flat, beach or land adjoining the seacoast of the State or into or upon any lake, pond, river, stream, sewer, surface water drainage, groundwater or other waters of the State or any public or private water supply or onto land adjacent to, on or over such waters of the State must report the discharge to the Department of Environmental Protection as soon as practicable but no later than 24 hours after the discharge occurs.

Public Law 2021, chapter 449 also prohibits, beginning January 1, 2022, a person from manufacturing, selling, offering for sale, distributing for sale or distributing for use in the State a firefighting or fire-suppressing foam to which PFAS have been intentionally added, subject to specific enumerated exceptions. On or before January 1, 2022, a person that manufactures firefighting or fire-suppressing foam to which PFAS have been intentionally added and, prior to January 1, 2022, sold, offered for sale or distributed such foam for sale or use in the State shall provide written notification of this prohibition to any person in the State that received such foam from the manufacturer and shall issue a recall of all such prohibited foam.

Public Law 2021, chapter 449 also directs the Department of Environmental Protection, in

## **JOINT STANDING COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

collaboration with the Department of Defense, Veterans and Emergency Management, Maine Emergency Management Agency and interested parties, to develop a framework for the collection and safe storage of prohibited firefighting and fire-suppressing foam that have not been returned to the manufacturer of the foam pursuant to a recall until the foam can be safely disposed of. The Department of Environmental Protection is required to submit to the Joint Standing Committee on Environment and Natural Resources by March 1, 2022 a report that includes such framework and any recommended legislation and the committee is authorized to report out a bill.

### **LD 1541 An Act To Support and Improve Municipal Recycling Programs and Save Taxpayer Money**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 455 establishes a stewardship program in the State for packaging material, to be operated by a stewardship organization contracted by the Department of Environmental Protection following a competitive bidding process. Under the program, producers of products contained, protected, delivered, presented or distributed in or using packaging material pay into a fund based on the amount of packaging material associated with the products they sell, offer for sale or distribute for sale in or into the State. Producers can wholly or partially offset this payment obligation by implementing independent programs to recycle packaging of the same material type for which they have a payment obligation and can further reduce their payment obligation by reducing the amount of packaging associated with the products they sell, offer for sale or distribute for sale in or into the State or by meeting other program incentives. Producer payments received by the stewardship organization are used to reimburse eligible municipalities for certain recycling and waste management costs. To be eligible for such reimbursements, a municipality must share with the stewardship organization certain data regarding its recycling and waste management costs and must provide for the collection and recycling of packaging material generated in the municipality that is determined to be readily recyclable. In addition to the payment of municipal reimbursements, the stewardship organization is authorized to use producer payments to cover the operational costs for the program, to pay department fees and to make investments in education and infrastructure aimed at reducing packaging waste and improving recycling outcomes in the State.

### **LD 1572 Resolve, To Analyze the Impact of Sea Level Rise**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 67 requires the Department of Agriculture, Conservation and Forestry, the Department of Defense, Veterans and Emergency Management, Maine Emergency Management Agency, the Department of Environmental Protection, the Department of Inland Fisheries and Wildlife, the Department of Marine Resources, the Department of Transportation and the Office of the Attorney General to review the laws and rules they are charged with administering and, by January 1, 2022, submit recommendations to the Joint Standing Committee on Environment and Natural Resources necessary to incorporate consideration of 1.5 feet of relative sea level rise by

## **JOINT STANDING COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

2050 and 4 feet by 2100 into administration of those laws and rules and to implement the strategy designated as "Strategy F3" in the 2020 state climate action plan.

### **LD 1600 An Act To Investigate Perfluoroalkyl and Polyfluoroalkyl Substance Contamination of Land and Groundwater**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 478 establishes the Land Application Contaminant Monitoring Fund to be used by the Department of Environmental Protection to test and monitor soil and groundwater for perfluoroalkyl and polyfluoroalkyl substances, or PFAS, and other contaminants and for other related activities. The fund is funded by a \$10 per ton fee assessed annually beginning January 1, 2022 on the handling of septage or sludge. The department shall waive payment of the fee for any entity that would otherwise be assessed an annual fee of less than \$50 total.

Public Law 2021, chapter 478 also requires the department to develop and implement a program for the testing of soil and groundwater for PFAS contamination at locations where sludge or septage was applied prior to 2019, with program costs to be funded through the Land Application Contaminant Monitoring Fund. The department is authorized to determine testing prioritization criteria and is required to complete testing of half of such locations by December 31, 2024 and all such locations by December 31, 2025, excluding locations where the department is unable to obtain authorization to test. The department may not allow a person licensed to apply sludge or septage at a location from surrendering that license or permit unless the location has been tested under the program.

Public Law 2021, chapter 478 also requires the department to develop and implement a program to evaluate leachate collected and managed by solid waste landfills for PFAS contamination and, on or before January 15, 2024, to submit a report to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters regarding the program including a description of the testing results and any recommendations.

### **LD 1631 An Act To Amend the Laws Banning Polystyrene Foam Regarding Packaging for Meat, Poultry, Fish, Seafood and Eggs**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 208 amends State law prohibiting the processing, preparation, sale or provision of food or beverages by certain establishments in or on a polystyrene foam disposable food service container as follows.

1. It amends the definition of "disposable food service container" under that law to exclude service ware used to contain, transport or otherwise package raw, uncooked or butchered meat, poultry, fish, seafood or eggs. Effective July 1, 2025, the definition of "disposable food service

## **JOINT STANDING COMMITTEE ON ENVIRONMENT AND NATURAL RESOURCES**

container" under that law includes service ware used to contain, transport or otherwise package raw, uncooked or butchered meat, poultry, fish, seafood or eggs.

2. It clarifies the definition of "service ware" as defined in that law.
3. It repeals, effective July 1, 2025, the current exemption under the law for a covered establishment to sell at retail food or beverages in or on a polystyrene foam disposable food service container that the covered establishment purchases prepackaged at wholesale.

Public Law 2021, chapter 208 was enacted as an emergency measure effective June 15, 2021.

### **LD 1635 An Act To Make Minor Changes and Corrections to Statutes Administered by the Department of Environmental Protection**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 186 makes minor changes and corrections to certain laws administered by the Department of Environmental Protection relating to hazardous material response vehicles; underground oil storage tank installer and inspector certification; the Maine Environmental Protection Fund; waste management fees; the Natural Resources Protection Act; waste oil; recycled paper bags and reusable plastic bags; and beverage containers.

### **LD 1662 An Act Regarding Maine's Sales Prohibition on Upholstered Furniture Treated with Flame retardant Chemicals**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 221 amends State law restricting the sale of residential upholstered furniture treated with flame-retardant chemicals as follows.

1. It provides that the restrictions under that law do not apply to any electronic components and associated electronic component casings of upholstered furniture.
2. It includes a retailer indemnification provision entitling a retailer in the State to a full refund from the manufacturer of the upholstered furniture for any upholstered furniture delivered to the retailer by the manufacturer that is subsequently determined to contain flame-retardant chemicals such that it is prohibited from sale or distribution in the State under that law.

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 ENERGY,  
UTILITIES AND TECHNOLOGY**

December 2021

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# *Joint Standing Committee on Energy, Utilities and Technology*

## **SUBJECT INDEX**

### **Agency Matters - PUC/OPA/GEO/EMT**

#### **Enacted**

- |         |   |            |
|---------|---|------------|
| LD 385  | An Act To Resolve Conflicts in and Make Other Changes to the Laws Governing the Efficiency Maine Trust  | PUBLIC 209 |
| LD 487  | An Act Regarding Certain Employees of and To Provide for the Payment of Certain Filing Fees to the Public Advocate  | PUBLIC 195 |
| LD 1666 | Resolve, To Require the Public Utilities Commission To Issue a Request for Information on a Statewide, Multiple-use Online Energy Data Platform                     | RESOLVE 63 |
| LD 1682 | An Act To Require Consideration of Climate Impacts by the Public Utilities Commission and To Incorporate Equity Considerations in Decision Making by State Agencies | PUBLIC 279 |

### **Biomass**

#### **Enacted**

- |        |   |            |
|--------|---|------------|
| LD 597 | An Act To Establish the Thermal Energy Investment Program | PUBLIC 199 |
|--------|---|------------|

### **Broadband/ConnectME Authority/Maine Connectivity Authority**

#### **Enacted**

- |         |  |            |
|---------|--|------------|
| LD 1432 | An Act To Update the Municipal Gigabit Broadband Network Access Fund | PUBLIC 362 |
| LD 1484 | An Act To Establish the Maine Connectivity Authority                 | PUBLIC 364 |

#### **Not Enacted**

- |        |  |      |
|--------|--|------|
| LD 83  | An Act To Clarify the Meaning of "Unserved Area" within the State's Broadband Service Laws | ONTP |
| LD 720 | An Act To Provide Funds to Aroostook County for Broadband Development                      | ONTP |

LD 807	An Act To Ensure Equitable Access to Mobile Hotspots for Maine Students	ONTP
LD 848	An Act To Increase High-speed Internet In Rural Maine	ONTP
LD 933	An Act To Facilitate the Expansion of Broadband to Unserved Areas of the State	ONTP
LD 1107	An Act To Create Needed Broadband Infrastructure in Rural Maine through the Establishment of a Satellite-based Broadband Grant Program	CARRIED OVER
LD 1190	An Act To Support the Provision of Universal, Affordable Broadband Internet	ONTP
LD 1555	An Act To Fund Broadband Internet Infrastructure for Marginalized Groups in the State	CARRIED OVER
LD 1707	An Act To Increase Transparency on Cable and Internet and Other Communications Services Price Increases	ONTP

### *Cable Television*

**Not Enacted**

LD 920	An Act To Promote Oversight of and Competitive Parity among Video Service Providers	Veto Sustained
LD 1707	An Act To Increase Transparency on Cable and Internet and Other Communications Services Price Increases	ONTP

### *Dig Safe*

**Enacted**

LD 500	Resolve, Regarding Legislative Review of Portions of Chapter 895: Underground Facility Damage Prevention Requirements, a Major Substantive Rule of the Public Utilities Commission	RESOLVE 16
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## *Distributed Generation*

### **Enacted**

LD 936	An Act To Amend State Laws Relating to Net Energy Billing and the Procurement of Distributed Generation	PUBLIC 390
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### **Not Enacted**

LD 427	An Act Regarding Solar Project Licensing	ONTP
LD 583	An Act To Repeal the Changes Made by Public Law 2019, Chapter 478, "An Act To Promote Solar Energy Projects and Distributed Generation Resources in Maine"	Majority (ONTP) Report
LD 634	An Act To Cap the Value of Contracts for Renewable Resources and Distributed Generation Resources	CARRIED OVER
LD 1288	An Act Regarding Interconnectivity of Small Electric Distributed Generation Resources	ONTP
LD 1435	An Act Regarding the Solicitation of Contracts for Distributed Resources That Use Renewable Energy	Majority (ONTP) Report
LD 1596	An Act To Reduce the Nameplate Capacity of Distributed Generation Resource Projects to Qualify for Net Energy Billing and Decrease Tariff Rates for Customers Participating in Net Energy Billing Programs	ONTP

## *E911*

### **Enacted**

LD 1306	Resolve, To Facilitate the Inclusion of Crisis Response Services in Emergency Services Offered through the E-9-1-1 System	RESOLVE 29
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### **Not Enacted**

LD 1291	An Act To Reduce Fire Response Time by Eliminating Standardized Dispatch Protocols for Fire 9-1-1 Calls	Majority (ONTP) Report
LD 1314	An Act To Require Dispatch Units To Employ a Person with a Social Work Background	ONTP

## Electricity

### Enacted

LD 143	An Act Regarding the Arrearage Management Program	PUBLIC 101
LD 314	An Act To Continue the Green Power Electricity Offer	PUBLIC 40
LD 1053	An Act To Allow Microgrids That Are in the Public Interest	PUBLIC 236

### Not Enacted

LD 170	An Act Pertaining to Transmission Lines Not Needed for Reliability or Local Generation	CARRIED OVER
LD 318	An Act To Provide More Options to Maine Electric Service Customers and Support Maine's Climate Goals	CARRIED OVER
LD 520	An Act To Continue the Green Power Offer for Electricity	Leave to Withdraw Pursuant to Joint Rule 310
LD 682	An Act To Ensure the Viability of the Northern Maine Electric Transmission Grid	CARRIED OVER
LD 697	An Act To Enhance the Energy Security of Maine Residents	CARRIED OVER
LD 717	An Act To Allow the Efficiency Maine Trust To Own Electricity Facilities	ONTP
LD 744	An Act To Extend the Right-of-way Surrounding Power Lines for the Purpose of Tree Trimming	ONTP
LD 971	An Act To Require the Public Utilities Commission To Open an Inquiry Regarding Notification of the Sale of an Investor-owned Transmission and Distribution Utility	ONTP

LD 995	An Act To Improve Future Reorganizations of Transmission and Distribution Utilities	ONTP
LD 1079	Resolve, To Review the Effects of the Deregulation of Maine Utilities	CARRIED OVER
LD 1098	An Act To Support Rural Maine Residents through the Winter by Providing Rebates for Backup Power Generators	ONTP
LD 1116	Resolve, To Require Review of the Outcomes of Utility Restructuring and Electricity Generation Divestiture	ONTP
LD 1409	An Act Regarding High-impact Electric Transmission Lines	CARRIED OVER
LD 1511	An Act To Finance Distribution Investments at the Lowest Cost to Customers and To Encourage Utility Performance	CARRIED OVER
LD 1554	An Act To Provide Climate Change Transition Assistance for Maine's Energy-intensive Businesses	CARRIED OVER
LD 1587	An Act To Remove the Municipal Ordinance Exemption for the Development of Nonessential Transmission Lines	CARRIED OVER
LD 1634	An Act To Create the Maine Generation Authority	CARRIED OVER
LD 1708	An Act To Create the Pine Tree Power Company, a Nonprofit Utility, To Deliver Lower Rates, Reliability and Local Control for Maine Energy Independence	Veto Sustained

**Electricity Rates/Consumer Protection**

**Enacted**

LD 507	An Act To Improve Consumer Protections for Community Solar Projects	PUBLIC 107
LD 508	An Act To Improve Regulation of Door-to-door Marketing of Retail Energy Supply	PUBLIC 108

LD 1328 An Act To Protect Maine Electricity Customers from Threats of Disconnection in the Wintertime PUBLIC 347

LD 1431 An Act To Allow Certain Veterans' Organizations To Be Billed for Electricity Usage at the Same Rate as Residential Customers and To Require the Public Utilities Commission To Consider Rate Design Modifications PUBLIC 244

**Not Enacted**

LD 285 An Act To Protect Utility Customers from Investor Risk for Costs Incurred Due to a Disaster ONTP

LD 1191 Resolve, To Study the Feasibility of Time-of-use Rates ONTP

**Energy Efficiency**

**Enacted**

LD 340 An Act To Allow for the Establishment of Commercial Property Assessed Clean Energy Programs PUBLIC 142

LD 815 An Act To Support School Decarbonization PUBLIC 152

**Not Enacted**

LD 551 An Act To Accelerate Weatherization Efforts in the State CARRIED OVER

LD 667 An Act To Create Synergy between Maine Industry and Maine's Energy Goals in the Use of Certain Funds by the Efficiency Maine Trust Majority (ONTP) Report

LD 1264 An Act To Allow Owners and Renters To Use Future Electric Bill Payments To Finance Heat Pumps ONTP

LD 1554 An Act To Provide Climate Change Transition Assistance for Maine's Energy-intensive Businesses CARRIED OVER

## *Energy Planning*

### Not Enacted

- |         |  |              |
|---------|--|--------------|
| LD 82   | Resolve, To Provide for Participation of the State in the Planning and Negotiations for the Atlantic Loop Energy Project   | CARRIED OVER |
| LD 1556 | Resolve, To Create the Commission To Study and Recommend a Financing Model To Increase Capital Investment in Renewable Energy, Clean Energy Technology, Energy Efficiency Projects and Jobs in Maine | ONTP         |

## *Energy Policy*

### Enacted

- |        |  |            |
|--------|--|------------|
| LD 347 | An Act To Facilitate Maine's Climate Goals by Encouraging Use of Electric Vehicles | PUBLIC 402 |
| LD 528 | An Act To Advance Energy Storage in Maine  | PUBLIC 298 |

### Not Enacted

- |        |   |      |
|--------|---|------|
| LD 918 | An Act To Transition from a Fossil Fuel-based to an Electrical Energy Economy | ONTP |
|--------|---|------|

## *Miscellaneous*

### Enacted

- |         |  |            |
|---------|--|------------|
| LD 1008 | An Act To Require Joint Use Entities To Establish Permanent Liaisons with All County Emergency Management Agencies | PUBLIC 154 |
|---------|--|------------|

### Not Enacted

- |         |  |                     |
|---------|--|---------------------|
| LD 337  | An Act Regarding Energy, Utilities and Technology  | CARRIED OVER        |
| LD 754  | An Act To Promote Municipal Climate Action   | ONTP                |
| LD 840  | An Act To Prevent Power Line Electrocutions  | CARRIED OVER        |
| LD 1219 | Resolve, To Facilitate the Modernization and Streamlining of the Utility Pole Attachment Process | Died Between Houses |

LD 1579 An Act To Transition State and Local Motor Vehicle Fleets to 100 Percent Zero-emission Vehicles CARRIED OVER

### *Natural Gas*

**Not Enacted**

LD 989 An Act Regarding the Procurement of Renewable Natural Gas by Gas Utilities ONTP

### *Net Energy Billing*

**Enacted**

LD 936 An Act To Amend State Laws Relating to Net Energy Billing and the Procurement of Distributed Generation PUBLIC 390

LD 1025 An Act To Support Arrearage Management Programs through Unused Kilowatt-hour Credits Derived from Net Energy Billing Arrangements PUBLIC 370

**Not Enacted**

LD 249 An Act To Eliminate the Current Net Energy Billing Policy in Maine Majority (ONTP) Report

LD 709 Resolve, To Provide a Brief Moratorium on Certain New Net Energy Billing Arrangements and To Examine the Costs and Benefits of Net Energy Billing ONTP

LD 1332 An Act Regarding Net Energy Billing Limits ONTP

LD 1596 An Act To Reduce the Nameplate Capacity of Distributed Generation Resource Projects to Qualify for Net Energy Billing and Decrease Tariff Rates for Customers Participating in Net Energy Billing Programs ONTP

### *Renewable Resources*

**Enacted**

LD 597 An Act To Establish the Thermal Energy Investment Program PUBLIC 199

LD 1659 An Act To Create the Maine Clean Energy and Sustainability Accelerator PUBLIC 358



LD 1710 An Act To Require Prompt and Effective Use of the Renewable Energy Resources of Northern Maine PUBLIC 380

**Not Enacted**

LD 9 An Act To Promote Renewable Energy by Authorizing a Power-to-fuel Pilot Program ONTP

LD 634 An Act To Cap the Value of Contracts for Renewable Resources and Distributed Generation Resources CARRIED OVER

LD 900 An Act To Facilitate the Recycling of Clean Energy Equipment Accepted Majority (ONTP) Report

LD 1202 An Act To Establish a Wood-fired Combined Heat and Power Program CARRIED OVER

LD 1350 An Act To Expand Maine's Clean Energy Economy CARRIED OVER

LD 1435 An Act Regarding the Solicitation of Contracts for Distributed Resources That Use Renewable Energy Majority (ONTP) Report

**Solar Energy**

**Enacted**

LD 1100 An Act To Support the Continued Access to Solar Energy and Battery Storage by Maine Homes and Businesses PUBLIC 264

**Not Enacted**

LD 426 An Act Relating to Solar Energy Installation ONTP

LD 583 An Act To Repeal the Changes Made by Public Law 2019, Chapter 478, "An Act To Promote Solar Energy Projects and Distributed Generation Resources in Maine" Majority (ONTP) Report

**Telecommunications**

**Enacted**

LD 511 An Act Regarding Services Designed To Reduce the Number of So-called Robocalls and Automatically Dialed Telephone Calls PUBLIC 109

**Not Enacted**

LD 1130 An Act To Establish a Public Registry for Automated Telephone Calls and So-called Robocalls ONTP

LD 1707 An Act To Increase Transparency on Cable and Internet and Other Communications Services Price Increases ONTP

**Utilities - General**

**Enacted**

LD 251 An Act Regarding Public Utility Assessments, Fees and Penalties PUBLIC 318

**Not Enacted**

LD 695 An Act To Allow Municipal Utility Expansion under Certain Conditions ONTP

LD 1026 An Act To Update the Regulation of Public Utility Monopolies CARRIED OVER

**Water/Sewer/Sanitary - General**

**Enacted**

LD 256 An Act To Adjust Sewer and Wastewater Lien Fees PUBLIC 70

**Not Enacted**

LD 245 An Act Regarding Rural Water Districts CARRIED OVER

LD 757 An Act Concerning Large-scale Water Extraction Leave to Withdraw Pursuant to Joint Rule 310

**Water/Sewer/Sanitary Charters**

**Enacted**

LD 1542 An Act To Repeal and Replace the Kittery Water District Charter P & S 2

LD 1625 An Act To Increase the Number of Lincolnville Sewer District Trustees from 3 to 5 P & S 9

LD 1731 An Act To Create the Belgrade Water District

P & S 11

**Wind Energy**

**Enacted**

LD 336 An Act To Encourage Research To Support the Maine Offshore Wind Industry PUBLIC 327

LD 1619 An Act To Establish a Moratorium on Offshore Wind Power Projects in Maine's Territorial Waters PUBLIC 407

**Not Enacted**

LD 101 An Act To Prohibit Offshore Wind Energy Development

ONTP

**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*

**Energy, Utilities and Technology (EUT)**

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
EUT	9	An Act To Promote Renewable Energy by Authorizing a Power-to-fuel Pilot Program	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	82	Resolve, To Provide for Participation of the State in the Planning and Negotiations for the Atlantic Loop Energy Project	Carry Over Approved		Carried Over In Comm				S1
EUT	83	An Act To Clarify the Meaning of "Unserved Area" within the State's Broadband Service Laws	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	101	An Act To Prohibit Offshore Wind Energy Development	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	143	An Act Regarding the Arrearage Management Program	Reported Out	OTP-AM		<u>Enacted</u>	PL	101	S1
EUT	170	An Act Pertaining to Transmission Lines Not Needed for Reliability or Local Generation	Carry Over Approved		Carried Over In Comm				S1
EUT	245	An Act Regarding Rural Water Districts	Reported Out	OTP-AM	Carried On Approps Table				S1
EUT	249	An Act To Eliminate the Current Net Energy Billing Policy in Maine	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
EUT	251	An Act Regarding Public Utility Assessments, Fees and Penalties	Reported Out	OTP-AM		<u>Enacted</u>	PL	318	S1
EUT	256	An Act To Adjust Sewer and Wastewater Lien Fees	Reported Out	OTP-AM		<u>Enacted</u>	PL	70	S1
EUT	285	An Act To Protect Utility Customers from Investor Risk for Costs Incurred Due to a Disaster	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	314	An Act To Continue the Green Power Electricity Offer	Reported Out	OTP/ ONTP		<u>Enacted</u>	PL	40	R1

Bills Referred to

Energy, Utilities and Technology (EUT)

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

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
EUT	318	An Act To Provide More Options to Maine Electric Service Customers and Support Maine's Climate Goals	Carry Over Approved		Carried Over In Comm			S1
EUT	336	An Act To Encourage Research To Support the Maine Offshore Wind Industry	Reported Out	OTP-AM/ ONTP		Enacted	PL 327	S1
EUT	337	An Act Regarding Energy, Utilities and Technology	Carry Over Approved		Carried Over In Comm			S1
EUT	340	An Act To Allow for the Establishment of Commercial Property Assessed Clean Energy Programs	Reported Out	OTP-AM/ OTP-AM		Enacted	PL 142	S1
EUT	347	An Act To Facilitate Maine's Climate Goals by Encouraging Use of Electric Vehicles	Reported Out	OTP-AM/ ONTP		Enacted	PL 402	S1
EUT	385	An Act To Resolve Conflicts in and Make Other Changes to the Laws Governing the Efficiency Maine Trust	Reported Out	OTP-AM/ ONTP		Enacted	PL 209	S1
EUT	426	An Act Relating to Solar Energy Installation	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
EUT	427	An Act Regarding Solar Project Licensing	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
EUT	487	An Act Regarding Certain Employees of and To Provide for the Payment of Certain Filing Fees to the Public Advocate	Reported Out	OTP-AM/ OTP-AM/ ONTP		Enacted	PL 195	S1
EUT	500	Resolve, Regarding Legislative Review of Portions of Chapter 895: Underground Facility Damage Prevention Requirements, a Major Substantive Rule of the Public Utilities Commission	Reported Out	OTP-AM		Emergency Finally Passed	RESLV 16	S1
EUT	507	An Act To Improve Consumer Protections for Community Solar Projects	Reported Out	OTP-AM		Enacted	PL 107	S1
EUT	508	An Act To Improve Regulation of Door-to-door Marketing of Retail Energy Supply	Reported Out	OTP-AM		Enacted	PL 108	S1
EUT	511	An Act Regarding Services Designed To Reduce the Number of So-called Robocalls and Automatically Dialed Telephone Calls	Reported Out	OTP-AM		Enacted	PL 109	S1
EUT	520	An Act To Continue the Green Power Offer for Electricity	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310		R1

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*Bills Referred to*

**Energy, Utilities and Technology (EUT)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
EUT	528	An Act To Advance Energy Storage in Maine	Reported Out OTP-AM/ ONTP		Enacted	PL	298	S1
EUT	551	An Act To Accelerate Weatherization Efforts in the State	Reported Out OTP-AM/ ONTP	Carried On Approps Table				S1
EUT	583	An Act To Repeal the Changes Made by Public Law 2019, Chapter 478, "An Act To Promote Solar Energy Projects and Distributed Generation Resources in Maine"	Reported Out ONTP/ OTP		Accepted Majority (ONTP) Report			S1
EUT	597	An Act To Establish the Thermal Energy Investment Program	Reported Out OTP-AM		Enacted	PL	199	S1
EUT	634	An Act To Cap the Value of Contracts for Renewable Resources and Distributed Generation Resources	Carry Over Approved	Carried Over In Comm				S1
EUT	667	An Act To Create Synergy between Maine Industry and Maine's Energy Goals in the Use of Certain Funds by the Efficiency Maine Trust	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EUT	682	An Act To Ensure the Viability of the Northern Maine Electric Transmission Grid	Carry Over Approved	Carried Over In Comm				S1
EUT	695	An Act To Allow Municipal Utility Expansion under Certain Conditions	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	697	An Act To Enhance the Energy Security of Maine Residents	Carry Over Approved	Carried Over In Comm				S1
EUT	709	Resolve, To Provide a Brief Moratorium on Certain New Net Energy Billing Arrangements and To Examine the Costs and Benefits of Net Energy Billing	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	717	An Act To Allow the Efficiency Maine Trust To Own Electricity Facilities	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	720	An Act To Provide Funds to Aroostook County for Broadband Development	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	744	An Act To Extend the Right-of-way Surrounding Power Lines for the Purpose of Tree Trimming	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Bills Referred to

Energy, Utilities and Technology (EUT)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
EUT	754	An Act To Promote Municipal Climate Action	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			TS
EUT	757	An Act Concerning Large-scale Water Extraction	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			TS
EUT	807	An Act To Ensure Equitable Access to Mobile Hotspots for Maine Students	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			TS
EUT	815	An Act To Support School Decarbonization	Reported Out	OTP/ ONTP		Enacted	PL	152	TS
EUT	840	An Act To Prevent Power Line Electrocutions	Carry Over Approved		Carried Over In Comm				TS
EUT	848	An Act To Increase High-speed Internet in Rural Maine	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			TS
EUT	900	An Act To Facilitate the Recycling of Clean Energy Equipment	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			TS
EUT	918	An Act To Transition from a Fossil Fuel-based to an Electrical Energy Economy	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			TS
EUT	920	An Act To Promote Oversight of and Competitive Parity among Video Service Providers	Reported Out	OTP-AM/ ONTP		Veto Sustained			TS
EUT	933	An Act To Facilitate the Expansion of Broadband to Unserved Areas of the State	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			TS
EUT	936	An Act To Amend State Laws Relating to Net Energy Billing and the Procurement of Distributed Generation	Reported Out	OTP-AM/ ONTP		Enacted	PL	390	TS
EUT	971	An Act To Require the Public Utilities Commission To Open an Inquiry Regarding Notification of the Sale of an Investor-owned Transmission and Distribution Utility	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			TS
EUT	989	An Act Regarding the Procurement of Renewable Natural Gas by Gas Utilities	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			TS

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Bills Referred to

Energy, Utilities and Technology (EUT)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
EUT	995	An Act To Improve Future Reorganizations of Transmission and Distribution Utilities	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	1008	An Act To Require Joint Use Entities To Establish Permanent Liaisons with All County Emergency Management Agencies	Reported Out	OTP-AM/ OTP		Enacted	PL	154	S1
EUT	1025	An Act To Support Arrearage Management Programs through Unused Kilowatt-hour Credits Derived from Net Energy Billing Arrangements	Reported Out	OTP-AM/ ONTP		Enacted	PL	370	S1
EUT	1026	An Act To Update the Regulation of Public Utility Monopolies	Carry Over Approved		Carried Over In Comm				S1
EUT	1053	An Act To Allow Microgrids That Are in the Public Interest	Reported Out	OTP-AM/ ONTP		Enacted	PL	236	S1
EUT	1079	Resolve, To Review the Effects of the Deregulation of Maine Utilities	Carry Over Approved		Carried Over In Comm				S1
EUT	1098	An Act To Support Rural Maine Residents through the Winter by Providing Rebates for Backup Power Generators	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	1100	An Act To Support the Continued Access to Solar Energy and Battery Storage by Maine Homes and Businesses	Reported Out	OTP-AM/ ONTP		Enacted	PL	264	S1
EUT	1107	An Act To Create Needed Broadband Infrastructure in Rural Maine through the Establishment of a Satellite-based Broadband Grant Program	Carry Over Approved		Carried Over In Comm				S1
EUT	1116	Resolve, To Require Review of the Outcomes of Utility Restructuring and Electricity Generation Divestiture	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	1130	An Act To Establish a Public Registry for Automated Telephone Calls and So-called Robocalls	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	1190	An Act To Support the Provision of Universal, Affordable Broadband Internet	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	1191	Resolve, To Study the Feasibility of Time-of-use Rates	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	1202	An Act To Establish a Wood-fired Combined Heat and Power Program	Carry Over Approved		Carried Over In Comm				S1



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Bills Referred to

Energy, Utilities and Technology (EUT)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
EUT	1219	Resolve, To Facilitate the Modernization and Streamlining of the Utility Pole Attachment Process	Reported Out OTP-AM		Died Between Houses			S1
EUT	1264	An Act To Allow Owners and Renters To Use Future Electric Bill Payments To Finance Heat Pumps	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	1288	An Act Regarding Interconnectivity of Small Electric Distributed Generation Resources	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	1291	An Act To Reduce Fire Response Time by Eliminating Standardized Dispatch Protocols for Fire 9-1-1 Calls	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
EUT	1306	Resolve, To Facilitate the Inclusion of Crisis Response Services in Emergency Services Offered through the E-9-1-1 System	Reported Out OTP-AM		Finally Passed	RESLV	29	S1
EUT	1314	An Act To Require Dispatch Units To Employ a Person with a Social Work Background	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	1328	An Act To Protect Maine Electricity Customers from Threats of Disconnection in the Wintertime	Reported Out OTP-AM		Enacted	PL	347	S1
EUT	1332	An Act Regarding Net Energy Billing Limits	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
EUT	1350	An Act To Expand Maine's Clean Energy Economy	Carry Over Approved	Carried Over In Comm				S1
EUT	1409	An Act Regarding High-impact Electric Transmission Lines	Carry Over Approved	Carried Over In Comm				S1
EUT	1431	An Act To Allow Certain Veterans' Organizations To Be Billed for Electricity Usage at the Same Rate as Residential Customers and To Require the Public Utilities Commission To Consider Rate Design Modifications	Reported Out OTP-AM/ ONTP		Enacted	PL	244	S1
EUT	1432	An Act To Update the Municipal Gigabit Broadband Network Access Fund	Reported Out OTP-AM/ ONTP		Enacted	PL	362	S1
EUT	1435	An Act Regarding the Solicitation of Contracts for Distributed Resources That Use Renewable Energy	Reported Out ONTP/ OTP		Accepted Majority (ONTP) Report			S1
EUT	1484	An Act To Establish the Maine Connectivity Authority	Reported Out OTP-AM/ OTP-AM		Emergency Enacted	PL	364	S1

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 RESLV = Resolve; CON RES = Constitutional Resolution;  
 IB = Initiated Bill

*Bills Referred to*

**Energy, Utilities and Technology (EUT)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
EUT	1511	An Act To Finance Distribution Investments at the Lowest Cost to Customers and To Encourage Utility Performance	Carry Over Approved		Carried Over In Comm			TS	
EUT	1542	An Act To Repeal and Replace the Kittery Water District Charter	Reported Out	OTP-AM		<u>Emergency Enacted</u>	P&SL	2	TS
EUT	1554	An Act To Provide Climate Change Transition Assistance for Maine's Energy-intensive Businesses	Reported Out	OTP-AM/OTP-AM	Carried On Approps Table				TS
EUT	1555	An Act To Fund Broadband Internet Infrastructure for Marginalized Groups in the State	Reported Out	OTP-AM/ONTP	Carried On Approps Table				TS
EUT	1556	Resolve, To Create the Commission To Study and Recommend a Financing Model To Increase Capital Investment in Renewable Energy, Clean Energy Technology, Energy Efficiency Projects and Jobs in Maine	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			TS
EUT	1579	An Act To Transition State and Local Motor Vehicle Fleets to 100 Percent Zero-emission Vehicles	Carry Over Approved		Carried Over In Comm				TS
EUT	1587	An Act To Remove the Municipal Ordinance Exemption for the Development of Nonessential Transmission Lines	Carry Over Approved		Carried Over In Comm				TS
EUT	1596	An Act To Reduce the Nameplate Capacity of Distributed Generation Resource Projects to Qualify for Net Energy Billing and Decrease Tariff Rates for Customers Participating in Net Energy Billing Programs	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			TS
EUT	1619	An Act To Establish a Moratorium on Offshore Wind Power Projects in Maine's Territorial Waters	Reported Out	OTP-AM		<u>Emergency Enacted</u>	PL	407	TS
EUT	1625	An Act To Increase the Number of Lincolnville Sewer District Trustees from 3 to 5	Reported Out	OTP-AM		<u>Enacted</u>	P&SL	9	TS
EUT	1634	An Act To Create the Maine Generation Authority	Carry Over Approved		Carried Over In Comm				TS
EUT	1659	An Act To Create the Maine Clean Energy and Sustainability Accelerator	Reported Out	OTP-AM/ONTP		<u>Enacted</u>	PL	358	TS
EUT	1666	Resolve, To Require the Public Utilities Commission To Issue a Request for Information on a Statewide, Multiple-use Online Energy Data Platform	Reported Out	OTP-AM		<u>Finally Passed</u>	RESLV	63	TS
EUT	1682	An Act To Require Consideration of Climate Impacts by the Public Utilities Commission and To Incorporate Equity Considerations in Decision Making by State Agencies	Reported Out	OTP-AM/ONTP		<u>Enacted</u>	PL	279	TS

*Bills Referred to*

**Energy, Utilities and Technology (EUT)**

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

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess		
						Law	Ch			
EUT	1707	An Act To Increase Transparency on Cable and Internet and Other Communications Services Price Increases	Reported Out	ONTP					S1	
EUT	1708	An Act To Create the Pine Tree Power Company, a Nonprofit Utility, To Deliver Lower Rates, Reliability and Local Control for Maine Energy Independence	Reported Out	OTP-AM/ ONTP		Veto Sustained				S1
EUT	1710	An Act To Require Prompt and Effective Use of the Renewable Energy Resources of Northern Maine	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>380</u>		S1
EUT	1731	An Act To Create the Belgrade Water District	Reported Out	OTP-AM		<u>Emergency Enacted</u>	<u>P&amp;SL</u>	<u>11</u>		S1

## **JOINT STANDING COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

### **LD 143 An Act Regarding the Arrearage Management Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 101 extends the repeal date for the arrearage management program from September 30, 2022 to September 30, 2024. It includes a requirement that if an investor-owned transmission and distribution utility produces any materials, either written or electronic, regarding the arrearage management program offered by the utility, those materials must state in plainly worded language and in a type size that is no less than 12 points that Maine law requires the utility to offer an arrearage management program to its customers and that certain costs associated with the program are not paid for by the utility and are recoverable in rates. It requires the Public Utilities Commission as part of its Docket No. 2021-00061 to consider proven, global best practices to assist low-income ratepayers, including, but not limited to, the use of lower tier rates for customers based on income. It requires the commission to provide to the Joint Standing Committee on Energy, Utilities and Technology any information or decisions made in relation to Docket No. 2021-00061 by January 15, 2022. Lastly, it allows the committee to report out a bill based on the information provided by the commission.

### **LD 251 An Act Regarding Public Utility Assessments, Fees and Penalties**

#### **ENACTED LAW SUMMARY**

Public Law 2021 chapter 318 does the following.

1. It requires the Public Utilities Commission and the Public Advocate, respectively, in calculating assessments charged to public utilities to apportion the assessment within each category of public utility between investor-owned utilities and consumer-owned utilities based on an accounting of the portion of the commission's resources and the Public Advocate's resources, respectively, devoted to matters related to investor-owned utilities and the portion devoted to matters related to consumer-owned utilities. This provision has an effective date of August 1, 2022.
2. It requires the portion of the assessment applicable to investor-owned utilities and consumer-owned utilities within each category as determined by the Public Utilities Commission and the Public Advocate, respectively, to be allocated to each utility based on a three-year rolling average of revenue reported by the utility. This provision has an effective date of August 1, 2022.
3. It requires, by January 15, 2022, the Public Utilities Commission and the Public Advocate to submit to the joint standing committee of the Legislature having jurisdiction over utilities and energy matters initial calculations related to the assessments described under items 1 and 2, above, and allows the committee to report out a bill based on the information to the Second Regular Session of the 130<sup>th</sup> Legislature.

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4. It requires the commission, in its annual report to the joint standing committee of the Legislature having jurisdiction over utilities and energy matters, to report on any filing fees or penalties collected from public utilities in the previous year that have not been adjusted in the previous five years and to provide information regarding the dollar value of those filing fees or penalties identified adjusted for inflation based on the Consumer Price Index for each fee and penalty since the last adjustment. It allows the joint standing committee of the Legislature having jurisdiction over utilities and energy matters to report out a bill to adjust those identified fees or penalties for inflation.
5. It requires the commission and the Public Advocate to report annually, beginning in 2022, on the portion of resources devoted to matters related to investor-owned utilities and the portion of resources devoted to matters related to consumer-owned utilities and on commission and Public Advocate expenses, respectively, per dollar of intrastate gross operating revenue for investor-owned utilities and consumer-owned utilities.
6. It amends the law governing filing fees for reorganizations of utilities to authorize the commission to order a filing fee of up to 5/100 of one percent of the transaction value as determined by the commission and to require the commission to order payment of a filing fee equal to 5/100 of one percent of the transaction value if a reorganization would result in the transfer of ownership and control of a public utility or the parent company of a public utility. Under current law the commission may charge a filing fee of up to \$50,000 to an applicant seeking approval for a reorganization.
7. It adjusts several filing fees and penalties for inflation.

### **LD 256 An Act To Adjust Sewer and Wastewater Lien Fees**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 70 increases from \$13 to \$25 the flat fee paid by a delinquent sewer or wastewater ratepayer and provides that the \$25 fee be adjusted annually by the treasurer of the district for inflation based on the Consumer Price Index.

### **LD 314 An Act To Continue the Green Power Electricity Offer**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 40 reestablishes the green power provisions, which require the Public Utilities Commission to arrange for a green power offer that is composed of green power supply. The original green power offer provisions were repealed on April 1, 2021. The new green power provisions do not include a repeal provision.

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### **LD 336 An Act To Encourage Research To Support the Maine Offshore Wind Industry**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 327 directs the Public Utilities Commission to require the negotiation of a long-term contract for the design, permitting, construction and operation of the State's proposed floating offshore wind research array between the developer of the research array and an investor-owned transmission and distribution utility. It specifies that the commission must require the execution of a project labor agreement containing certain terms and conditions by any entity with which the commission directs an investor-owned transmission and distribution utility to enter into a long-term contract for capacity, energy or renewable energy credits.

This law includes a legislative finding that a long-term contract between an investor-owned transmission and distribution utility and New England Aqua Ventus, LLC for capacity, energy and renewable energy credits generated from a floating offshore wind research array is in the public interest and is in furtherance of existing State laws and policies. It requires the commission, if it would be in the public interest and in furtherance of existing State laws and policies, to order the negotiation of a long-term contract between a utility and New England Aqua Ventus, LLC within nine months of the effective date of the law. It places certain terms and conditions on any negotiations or long-term contracts the commission may order, including: the invitation of the Office of the Public Advocate and the Governor's Energy Office to participate in the negotiations; the retention by the commission, at the developer's expense, of expert consultants; the use of a project labor agreement with requirements; and specific requirements for any pricing structure adopted within a power purchase agreement.

The law requires the commission, in consultation with the Public Advocate and Governor's Energy Office, to submit a report, by February 1, 2022, to the Joint Standing Committee on Energy, Utilities and Technology regarding technology, location and other options for the creation of transmission infrastructure related to the deployment of offshore wind energy generation in the Gulf of Maine. It allows the committee to report out a bill based on the report.

### **LD 340 An Act To Allow for the Establishment of Commercial Property Assessed Clean Energy Programs**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 142 allows the Efficiency Maine Trust or a municipality to establish a commercial property assessed clean energy program to finance energy savings improvements on qualifying property.

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### **LD 347 An Act To Facilitate Maine's Climate Goals by Encouraging Use of Electric Vehicles**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 402 does the following.

1. It amends the Electric Vehicle Charging Infrastructure Fund established in the Maine Revised Statutes, Title 35-A, section 10125 to provide that expenditures from the fund must be consistent with the allowable uses of and any criteria or limitations placed upon the expenditure of those funds by the sources of those funds.
2. It amends eligibility criteria for electric vehicle rebates under the Electric Vehicle Fund established in Title 35-A, section 10126.
3. It directs the Public Utilities Commission to open an inquiry to review alternative rate structures to support electric vehicle charging stations for nonresidential applications, including, but not limited to, for light duty vehicles, medium duty vehicles, heavy duty vehicles and transit and other fleet vehicles. As part of that inquiry, the commission must require each transmission and distribution utility in the State to develop and submit by November 1, 2021 one or more proposed rate schedules to support the installation and sustainable operation of existing and new electric vehicle charging stations. It requires that, no earlier than April 1, 2022, the commission approve, approve with modifications or reject a rate schedule proposed by a transmission and distribution utility. On or before February 15, 2022, the commission is required to submit a report to the Joint Standing Committee on Energy, Utilities and Technology regarding its findings from that inquiry and any recommendations, including any proposed legislation, regarding the establishment of alternative rate structures to support electric vehicle charging stations for nonresidential applications. After reviewing the report, the joint standing committee may report out legislation related to the commission's report to the 130th Legislature.

### **LD 385 An Act To Resolve Conflicts in and Make Other Changes to the Laws Governing the Efficiency Maine Trust**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 209 reconciles a number of conflicts in the Efficiency Maine Trust Act created through the enactment of different legislation during the 129th Legislature.

It provides as goals for the Efficiency Maine Trust:

1. The weatherization by 2030 of 35,000 homes and businesses, with at least 10,000 of such projects completed in low-income households through the combined efforts of the trust and the Maine State Housing Authority;

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2. The promotion of the purchase of high-efficiency heat pump systems to achieve by 2030 the goal of at least 115,000 households in the State wholly heated by heat pumps and an additional 130,000 households in the State partially heated by heat pumps; and
3. The promotion of the purchase of battery electric vehicles and plug-in hybrid vehicles to achieve by 2030 the goal of at least 120,000 such vehicles registered in the State.

It broadens the existing authorization for the trust to establish training programs for installers of solar energy equipment to include energy equipment generally. It also authorizes the trust to offer training programs to code enforcement officers, inspectors or other professionals involved in designing, marketing, regulating or educating about energy equipment and to offer training programs to contractors or other professionals involved in designing, installing or constructing energy efficiency, weatherization or other building performance measures for homes and businesses.

### **LD 487 An Act Regarding Certain Employees of and To Provide for the Payment of Certain Filing Fees to the Public Advocate**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 195 changes the title of the Business Services Manager position to Senior Assistant to the Public Advocate to clarify that a person in the position may perform duties aside from business-related duties. It requires the payment of a filing fee to the Office of the Public Advocate by an applicant for approval of a reorganization by the Public Utilities Commission, not to exceed 3/100 of 1% of the total transaction value of the reorganization, to be expended by the Public Advocate in representing the interests of consumers in the reorganization proceeding or conducting public outreach to inform consumers about the proceeding. It requires that, in the case of a petition for approval by the Public Utilities Commission of the erection of a transmission line capable of operating at 69 kilovolts or more, the person filing the petition must pay to the Office of the Public Advocate a filing fee equal to 3/100 of 1% of the estimated cost to erect that transmission line, to be expended by the Public Advocate in representing the interests of consumers in the petition proceeding or conducting public outreach to inform consumers about the proceeding.

### **LD 500 Resolve, Regarding Legislative Review of Portions of Chapter 895: Underground Facility Damage Prevention Requirements, a Major Substantive Rule of the Public Utilities Commission**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 16 authorizes final adoption by the Public Utilities Commission of portions of Chapter 895: Underground Facility Damage Prevention Requirements, a provisionally adopted



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major substantive rule of the commission, only if the rule is amended prior to final adoption to clarify that a damage prevention incident may be reported by an excavator to the Public Utilities Commission via e-mail.

Resolve 2021, chapter 16 was finally passed as an emergency measure effective May 25, 2021.

### **LD 507 An Act To Improve Consumer Protections for Community Solar Projects**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 107 clarifies the enforcement of provisions governing project sponsors in order to protect a customer who participates in or is solicited to participate in community solar projects through a net energy billing arrangement based upon a shared financial interest in a distributed generation resource under the Maine Revised Statutes, Title 35-A, section 3209-A from fraud and other unfair and deceptive business practices. It specifies the provisions that are the responsibility of the Public Utilities Commission to enforce and requires that the commission report for any suspected violations of other specified provisions to the Attorney General. It also specifies that any violation of the provisions governing project sponsors is a violation of the Maine Unfair Trade Practices Act. It allows the commission to adopt consumer protection provisions in its net energy billing rules as routine technical rules on a one-time basis. Lastly, it provides allocations for additional positions at the commission in order to implement these protections.

### **LD 508 An Act To Improve Regulation of Door-to-door Marketing of Retail Energy Supply**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 108 establishes additional requirements for and places certain limitations and penalties on competitive electricity providers that use third-party sales agents. It defines “3rd-party sales agent” and “door-to-door sales.” It requires third-party sales agents to register with the Public Utilities Commission and to comply with federal and state laws and rules regarding door-to-door sales. The law prohibits a third-party sales agent, on behalf of a competitive electricity provider, from entering into an agreement to provide service to a residential consumer when that service is solicited using door-to-door sales practices without providing the residential consumer a standard disclosure form that meets requirements prescribed by the commission by rule. The bill prohibits a competitive electricity provider or a third-party sales agent from representing itself as an alternative to or affiliated in any way with a transmission and distribution utility. It allows the consumer to rescind the consumer's selection of a competitive electricity provider orally or in writing within five days of receipt of the first bill or invoice, but requires the consumer to pay that first bill or invoice in full.

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### **LD 511 An Act Regarding Services Designed to Reduce the Number of So-called Robocalls and Automatically Dialed Telephone Calls**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 109 clarifies that a telephone utility must inform each subscriber as to the nature and cost of any service offered that is designed to reduce the number of calls received by a subscriber that are made using an automated telephone calling device or an artificial or prerecorded voice and describe how the subscriber may elect to enroll in or take advantage of the service.

### **LD 528 An Act To Advance Energy Storage in Maine**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 298:

1. Establishes a state goal for energy storage system development of 300 megawatts of installed capacity by December 31, 2025, and 400 megawatts of installed capacity by December 31, 2030, and requires the Governor's Energy Office, every two years beginning in 2031, to set the state goal for energy storage system development and report that goal to the joint standing committee of the Legislature having jurisdiction over energy and utility matters;
2. Amends the laws governing the Efficiency Maine Trust to ensure that the trust's authority explicitly and affirmatively includes energy storage by adding direct references to energy storage in relevant sections of statute; directs the trust to explore and evaluate options to expand existing opportunities and develop new opportunities to support energy storage measures that cost-effectively reduce or shift demand or balance; directs the trust to explore alternative methods to demonstrate cost-effectiveness for energy storage projects or programs; requires, beginning January 1, 2022, the trust to conduct a pilot program to provide energy storage systems to critical care facilities and limits the pilot program to 15 megawatts of energy storage capacity; and requires the trust, in its annual report, to specify its activities undertaken under the energy storage pilot program;
3. Directs the Public Utilities Commission to investigate opportunities to modernize transmission and distribution utility rate designs through time-of-use or other time-differentiated rates; develop and implement a pilot program to test and evaluate time-of-use rates in conjunction with energy storage; and develop and implement a schedule for regular review and update of rate designs and ensure that the review includes consideration of time-differentiated rates;
4. Requires the Public Utilities Commission to evaluate the feasibility and possible benefits of a power-to-fuel pilot program that would result in the development of power-to-fuel projects utilizing renewable energy, to estimate ratepayer impacts of a pilot program, provide a comparison of how those ratepayer impacts compare to other types of energy storage

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technologies and to review what measures other states have taken to facilitate the development of energy storage and whether those measure were successful at promoting energy storage, minimizing ratepayer impacts and promoting a diversification of energy storage technologies. It requires the commission submit a report on its evaluation to the Joint Standing Committee on Energy, Utilities and Technology by February 1, 2022 and allows the committee to report out a bill based on the report; and

5. Requires the Governor's Energy Office to conduct an energy storage market assessment study and submit a report on that study by March 1, 2022.

### **LD 597 An Act To Establish the Thermal Energy Investment Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 199 establishes the Thermal Energy Investment Fund and creates the Thermal Energy Investment Program within the Efficiency Maine Trust. The law specifies that funds collected from alternative compliance payments made by competitive electricity providers to satisfy the portfolio requirements for thermal renewable energy credits must be used to fund the Thermal Energy Investment Fund. It requires the trust to use funds from the fund, if there are any, to provide incentives and low-interest or no-interest loans for new thermal energy-derived projects. It requires that the trust consult with the Finance Authority of Maine, when appropriate, in the development of any Thermal Energy Investment Program incentives and the distribution of money from the Thermal Energy Investment Fund. It prohibits the use of funds for incentives or loans for the refurbishment or maintenance of existing facilities.

### **LD 815 An Act To Support School Decarbonization**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 152 changes the school energy savings program, which was developed and administered by the Efficiency Maine Trust, to a school decarbonization program. It requires the trust to provide technical and financial support to help kindergarten to grade 12 schools become carbon neutral. It also repeals the school solar energy program administered by the trust.

### **LD 936 An Act To Amend State Laws Relating to Net Energy Billing and the Procurements of Distributed Generation**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 390 specifies the requirements that must be met for a distributed generation resource with a nameplate capacity of at least two megawatts and no more than five megawatts to be able to participate in net energy billing under the Maine Revised Statutes, Title

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35-A, sections 3209-A and 3209-B. It also specifies a goal for the development of commercially operational distributed generation resources of 750 total megawatts. It prohibits the Public Utilities Commission from procuring distributed generation under Title 35-A, chapter 34-C. It provides funding for an additional position at the commission.

The law also requires the Governor's Energy Office in coordination with the commission to convene a stakeholder group to consider various distributed generation project programs to be implemented between 2024 and 2028 and the need for improved grid planning. It defines, for the purposes of this stakeholder process, "distributed generation project" as a renewable energy project with a nameplate capacity of no more than five megawatts that has identified residential, commercial and institutional customers, including but not limited to, net energy billing arrangement projects. It specifies those stakeholders that must be included, requires both an interim report and final report and specifies what must be examined for each report. It allows the Joint Standing Committee on Energy, Utilities and Technology to report out a bill during the Second Regular Session of the 130th Legislature based on the interim report and the joint standing committee of the Legislature having jurisdiction over energy and utility matters to report out a bill to the First Regular Session of the 131st Legislature based on the final report.

### **LD 1008 An Act To Require Joint Use Entities To Establish Permanent Liaisons with All County Emergency Management Agencies**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 154 requires a joint use entity, which includes a public utility, voice service provider, dark fiber provider, wholesale or retail competitive local exchange carrier, cable television system, unlit fiber provider, telecommunications service provider or information service provider, to designate a permanent liaison with each county emergency management agency in the State in counties in which the joint use entity has facilities in order to assist in the coordination of efforts during a disaster or civil emergency.

It also provides that a joint use entity is responsible for ensuring that such a designated permanent liaison responds immediately to any contact or request for assistance during a disaster or civil emergency from the county emergency management agency to which the liaison is designated. It further provides that a county emergency management agency that receives a communication from a joint use entity designating a permanent liaison must communicate to that joint use entity the contact information for the employee or employees of the county emergency management agency responsible for coordinating the actions of the county emergency management agency during a disaster or civil emergency.

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### **LD 1025 An Act To Support Arrearage Management Programs through Unused Kilowatt-hour Credits Derived from Net Energy Billing Arrangements**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 370 requires the Public Utilities Commission to adopt routine technical rules requiring that, no earlier than April 1, 2022, each transmission and distribution utility with a net energy billing arrangement account for and, on or before January 1st of each year, apply all unused kilowatt-hour credits that were accumulated and expired in the prior calendar year for the benefit of participants in the utility's arrearage management program implemented pursuant to the Maine Revised Statutes, Title 35-A, section 3214, subsection 2-A.

### **LD 1053 An Act To Allow Microgrids That Are in the Public Interest**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 236 directs the Public Utilities Commission to approve a petition to construct and operate a new microgrid if the commission finds the proposal to be in the public interest and the new microgrid meets other specified requirements. It requires that any new distributed energy sources constructed after the effective date of this law for a new microgrid must be a renewable capacity resource or a renewable resource. It provides the commission with the ability to impose such terms, conditions or requirements as, in its judgment, it considers necessary in approving a new microgrid and also gives the commission oversight to ensure reliability and security of the electrical grid and consumer protections for new microgrid consumers. It specifies that a new microgrid does not become a public utility solely as a result of its furnishing electrical service to participating consumers. It also directs the commission to submit a report to the joint standing committee of the Legislature having jurisdiction over energy and utility matters by January 7, 2023.

The law requires that, beginning in 2025, the commission must submit information regarding microgrids in its annual report to the joint standing committee of the Legislature having jurisdiction over public utilities.

### **LD 1100 An Act To Support the Continued Access to Solar Energy and Battery Storage by Maine Homes and Businesses**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 264 requires the Public Utilities Commission to adopt rules related to the interconnection of renewable capacity resources using solar power to investor-owned transmission and distribution utilities in a manner that supports the goals in the Maine Revised Statutes, Title 35-A, section 3474. It also directs the commission to contract with an expert to

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evaluate near-term reforms to the State's interconnection standards, practices and procedures related to renewable capacity resources using solar power.

### **LD 1306 Resolve, To Facilitate the Inclusion of Crisis Response Services in Emergency Services Offered through the E-9-1-1 System**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 29 directs the Public Utilities Commission, Emergency Services Communications Bureau to research and review protocols and procedures necessary to ensure the delivery of crisis response services under the State's E-9-1-1 system and to submit a report on or before February 1, 2022 to the Joint Standing Committee on Energy, Utilities and Technology outlining necessary protocols and procedures and including any recommendations needed to implement those protocols and procedures. After reviewing the report, the joint standing committee may report out related legislation to the 130th Legislature. It also provides a one-time allocation for consulting services.

### **LD 1328 An Act To Protect Maine Electricity Customers from Threats of Disconnection in the Wintertime**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 347 prohibits the use by a transmission and distribution utility of a notice or communication to a residential customer in the winter months that threatens disconnection on a specified date or within a specified time period unless the utility already has permission for the disconnection from the consumer assistance and safety division within the Public Utilities Commission. It also requires that any notice that in any way mentions disconnection during the winter months also state prominently that disconnection cannot take place without the advance permission of the consumer assistance and safety division and that the customer will be notified and heard. It also specifies that the notice permitted to be sent to a residential customer from a transmission and distribution utility during the disconnection prohibition period is deemed a notice of disconnection for the purpose of establishing eligibility for certain emergency assistance programs. A violation of these requirements subjects the utility to a penalty of up to \$2,500 per violation payable to the affected customer, in addition to any other remedies to which the customer may be legally entitled.

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### **LD 1431 An Act To Allow Certain Veterans' Organizations To Be Billed for Electricity Usage at the Same Rate as Residential Customers and To Require the Public Utilities Commission To Consider Rate Design Modifications**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 244 requires a transmission and distribution utility to treat an eligible military veterans' organization as a residential customer if that organization requests to be billed as a residential customer, for the purpose of billing for electric power or service provided to a facility owned or rented by that organization if that organization is billed directly for electric power or service. It establishes a repeal date for this provision of September 1, 2025. It also requires the Public Utilities Commission in its grid modernization proceeding to consider rate design modifications, including adjustments to fixed charges and demand charges.

### **LD 1432 An Act To Update the Municipal Gigabit Broadband Network Access Fund**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 362 amends the Municipal Gigabit Broadband Network Access Fund as follows:

1. It limits grants under the fund to a municipality or group of municipalities;
2. It provides definitions of "gigabit fiber-optic network," "symmetrical high-speed Internet" and "open-access network" and requires the ConnectMaine Authority, beginning in 2025, to establish minimum upload and download speeds for a symmetrical high-speed Internet at least equal to the minimum upload and download speeds available to a majority of urban census blocks in the United States;
3. It removes the cap on the amount of each grant, but limits the amount of ConnectMaine funds that may be used to 50% of the total cost of a project;
4. It maintains the requirement that a municipality provide at least a 25% cash match but provides that the cash match may not consist of funds from a source other than the municipality; and
5. It removes specific reporting requirements for applicants, instead requiring them to meet application requirements established by the authority.

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### **LD 1484 An Act To Establish the Maine Connectivity Authority**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 364 enacts the Connectivity Infrastructure Act, which, among other things, sets forth state connectivity goals and establishes the Maine Connectivity Authority to further those goals through the development and financing of connectivity projects and through other activities.

This law also directs the Maine Connectivity Authority, in consultation with the ConnectMaine Authority, to review the provisions of the Maine Revised Statutes pertaining to each entity and develop recommendations for any necessary changes to those provisions to facilitate the oversight of the ConnectMaine Authority by the Maine Connectivity Authority and any other recommendations. The Maine Connectivity Authority is directed to submit such recommendations, including any proposed legislation, to the Joint Standing Committee on Energy, Utilities and Technology on or before January 15, 2022. After reviewing the recommendations, the joint standing committee may report out related legislation to the 130th Legislature.

Public Law 2021, chapter 364 was enacted as an emergency measure effective June 24, 2021.

### **LD 1542 An Act To Repeal and Replace the Kittery Water District Charter**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 2 repeals and replaces the Kittery Water District charter, changing the boundaries of the district and making it a standard water district pursuant to the Maine Revised Statutes, Title 35-A, chapter 64.

Private and Special Law 2021, chapter 2 was enacted as an emergency measure effective June 8, 2021.

### **LD 1619 An Act To Prohibit Offshore Wind Power Development in Territorial Waters and Submerged Lands of the State**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 407 prohibits the development of offshore wind power projects in the state-owned submerged lands or territorial waters and includes several exceptions to this prohibition. It specifies that the licensing, permitting or approval by a state agency or municipality or other political subdivision of the State of the siting, construction or operation of or the issuance of a lease or the grant of an easement or other real property interest for utility cables or transmission lines that are intended to support the generation of wind energy located seaward of territorial waters is prohibited unless, by March 1, 2023, the Governor's Energy Office has developed a



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strategic plan to inform the development of offshore wind power projects, has reviewed the ability of state laws and rules to protect Maine's coastal resources from the development of offshore wind energy generation located seaward of the territorial waters and, with input of the advisory board of the Offshore Wind Research Consortium established by this law, has identified the preliminary research questions the consortium seeks to answer regarding the development of offshore wind power projects. It requires the Governor's Energy Office to submit a report to the joint standing committee of the Legislature having jurisdiction over energy and utility matters notifying the committee of the completion of these requirements.

This law establishes the Offshore Wind Research Consortium, an initiative of the Governor's Energy Office, to coordinate, support and arrange for the conduct of research on offshore wind power projects in the Gulf of Maine. It requires the Governor's Energy Office, in consultation with independent scientific experts, to establish an advisory board to oversee the development and execution of a research strategy to better understand the local and regional impacts of floating offshore wind power projects in the Gulf of Maine. It specifies the minimum membership that is required on the board and the duties and authority of the board.

It establishes the Offshore Wind Research Consortium Fund as a nonlapsing fund to fund the consortium and the work of the advisory board. It specifies the fund is to be administered by the Governor's Energy Office and the Department of Marine Resources.

Lastly, this law requires the Department of Agriculture, Conservation and Forestry, the Public Utilities Commission and the Department of Environmental Protection each to submit by February 1, 2022 legislation necessary to align those provisions of law under their respective jurisdictions with the prohibition on offshore wind power projects.

Public Law 2021, chapter 407 was enacted as an emergency measure effective July 6, 2021.

### **LD 1625 An Act To Increase the Number of Lincolnville Sewer District Trustees from 3 to 5**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 9 increases the number of trustees of the Lincolnville Sewer District from three to five. Two of the new members are alternates who may vote only if a quorum has not yet been reached. It clarifies that two members of the board of trustees of the Lincolnville Sewer District constitutes a quorum.

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### **LD 1659 An Act To Create the Maine Clean Energy and Sustainability Accelerator**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 358 creates the Maine Clean Energy and Sustainability Accelerator to support the development of clean energy and sustainability projects and infrastructure through providing financing support, including loans, loan guarantees and other financial and risk mitigation products. The accelerator is administered by the Efficiency Maine Trust.

### **LD 1666 Resolve, To Require the Public Utilities Commission To Issue a Request for Information on a Statewide, Multi-use Online Energy Data Platform**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 63 requires the Public Utilities Commission to issue a request for information to evaluate the feasibility of the commission establishing and operating a statewide, multiple-use online energy data platform that will provide natural gas and electric utility customers with safe, secure access to information about their usage and will allow for the aggregation of and removal of personally identifiable information from community-level energy data. It requires the commission to submit a report, by January 31, 2022, to the Joint Standing Committee on Energy, Utilities and Technology that includes the results of the evaluation. Lastly, it allows the committee to report out a bill during the Second Regular Session of the 130th Legislature based on the report.

### **LD 1682 An Act To Require Consideration of Climate Impacts by the Public Utilities Commission and To Incorporate Equity Considerations in Decision Making by State Agencies**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 279 adds to the purposes of the Public Utilities Commission the reduction of greenhouse gas emissions. It requires the commission, in its execution of its duties, powers and regulatory functions to aid in the facilitation of the achievement of the greenhouse gas emissions reduction goals in the Maine Revised Statutes, Title 38, section 576-A while ensuring system reliability and resource adequacy.

It requires the Office of Policy Innovation and the Future, in consultation with other state agencies and offices, to develop methods to incorporate equity considerations in decision making at the Department of Environmental Protection, the Public Utilities Commission and other state agencies, and to develop definitions for “environmental justice,” “environmental justice populations,” “frontline communities” and any other terms determined to be necessary to capture equity considerations in decision making at the department, the commission and other state agencies. It requires the office to allow for input from the public and stakeholders. It requires the office to submit a report that includes any recommendations regarding definitions and equity

#### **ENACTED LAW SUMMARIES**

130<sup>TH</sup> FIRST REGULAR AND FIRST SPECIAL SESSIONS – 2021

## **JOINT STANDING COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

considerations, including any suggested legislation, to the Joint Standing Committee on Environment and Natural Resources and the Joint Standing Committee on Energy, Utilities and Technology by February 15, 2022. It allows each committee to report out a bill to the Second Regular Session of the 130th Legislature based on the report.

### **LD 1710 An Act To Require Prompt and Effective Use of the Renewable Energy Resources of Northern Maine**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 380 establishes the Northern Maine Renewable Energy Development Program, administered by the Public Utilities Commission, to remove obstacles to the use of and development of renewable energy resources in Aroostook County and any other area of the State in which the retail market is administered by the Northern Maine Independent System Administrator.

It requires the commission to issue a request for proposals for the development and construction of the 345-kilovolt double circuit generation connection line, or at the commission's discretion a transmission line or lines capable of connecting renewable resources located in northern Maine with the electric grid operated by ISO-New England. It also requires the commission to issue a request for proposals for the development and construction of renewable energy generation projects in northern Maine to be connected to and to transmit generated electricity using the transmission line or lines constructed as a result of the request for proposals for transmission required by this law.

It provides the commission with discretion in its administration of the programs and specifies that if at the close of the competitive bidding process the commission determines that no proposal meets the requirements or that approval of a contract or contracts is not in the public interest, the commission may reject all proposals and open a new competitive bidding process.

In implementing and administering the Northern Maine Renewable Energy Development Program, the commission is directed to make every effort to facilitate the construction and development of the line or lines including participating in any regional or federal proceeding relating to the line or lines and participating in proceedings involving the inclusion or integration of the line or lines and any associated upgrades by the ISO-New England system or the New England Power Pool into the ISO-New England system's transmission plan, bulk power system and pool transmission facilities.

**JOINT STANDING COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

**LD 1731 An Act To Create the Belgrade Water District**

**ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 11 establishes the Belgrade Water District, a standard water district pursuant to the Maine Revised Statutes, Title 35-A, chapter 64.

Private and Special Law 2021, chapter 11 was enacted as an emergency measure effective June 21, 2021.

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 HEALTH COVERAGE,  
INSURANCE AND FINANCIAL SERVICES**

December 2021

**MEMBERS:**

SEN. HEATHER B. SANBORN, CHAIR  
SEN. STACY BRENNER  
SEN. HAROLD "TREY" L. STEWART, III

REP. DENISE A. TEPLER, CHAIR  
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COLLEEN MCCARTHY REID, SR. LEGISLATIVE ANALYST  
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13 STATE HOUSE STATION  
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*Joint Standing Committee on Health Coverage, Insurance and Financial Services*

**SUBJECT INDEX**

**Banking and Credit Unions**

**Enacted**

- |         |   |            |
|---------|---|------------|
| LD 224  | An Act To Modify Requirements for Multiple-party Accounts, Limited Purpose Financial Institutions and Mergers     | PUBLIC 5   |
| LD 1320 | An Act To Allow Maine Shareholders of Banks and Members and Corporators of Credit Unions To Hold Virtual Meetings | PUBLIC 188 |

**Not Enacted**

- |        |   |      |
|--------|---|------|
| LD 300 | An Act Regarding Early Closures by Financial Institutions | ONTP |
|--------|---|------|

**Certificate of Need Process**

**Not Enacted**

- |         |   |                        |
|---------|---|------------------------|
| LD 927  | An Act To Increase the Availability of Health Care Services by Eliminating the Certificate of Need for All Health Care Services                       | Majority (ONTP) Report |
| LD 931  | An Act To Increase Hospital Bed Capacity by Eliminating the Certificate of Need for Outside Hospital Beds   | Majority (ONTP) Report |
| LD 932  | An Act To Increase Hospital Capacity by Eliminating the Certificate of Need for Hospital Beds   | Majority (ONTP) Report |
| LD 935  | An Act To Increase the Ability of Health Care Facilities To Respond to Health Needs by Eliminating the Certificate of Need for Health Care Facilities | Majority (ONTP) Report |
| LD 1004 | An Act To Ensure Access to Health Care Equipment by Eliminating the Certificate of Need for Major Medical Equipment                                   | Majority (ONTP) Report |

**Consumer Credit**

**Enacted**

- |        |   |            |
|--------|---|------------|
| LD 522 | An Act To Protect Consumers against Predatory Lending Practices | PUBLIC 297 |
|--------|---|------------|

LD 1466 An Act To Improve the Efficiency of Certain Consumer Credit Protection Laws PUBLIC 245

**Not Enacted**

LD 1119 An Act To Limit Credit Card Fees by Requiring Monthly Credit Card Billing ONTP

LD 1561 An Act To Amend the Maine Fair Debt Collection Practices Act Leave to Withdraw Pursuant to Joint Rule 310

**Foreclosure Process**

**Not Enacted**

LD 122 An Act To Protect Home Ownership Leave to Withdraw Pursuant to Joint Rule 310

**Health Information and Data**

**Enacted**

LD 41 Resolve, Regarding Legislative Review of Portions of Chapter 570: Uniform Reporting System for Prescription Drug Price Data Sets, a Major Substantive Rule of the Maine Health Data Organization RESOLVE 81

LD 120 An Act To Lower Health Care Costs through the Establishment of the Office of Affordable Health Care PUBLIC 459

LD 274 Resolve, Directing the Maine Health Data Organization To Determine the Best Methods and Definitions To Use in Collecting Data To Better Understand Racial and Ethnic Disparities in the Provision of Health Care in Maine RESOLVE 34

LD 541 An Act To Improve Health Care Data Analysis PUBLIC 423

**Not Enacted**

LD 749 An Act To Establish a Council on Health Systems Development ONTP

LD 951 An Act To Improve Transparency of Medical Billing ONTP

LD 1196	An Act Regarding Targets for Health Plan Investments in Primary Care and Behavioral Health	CARRIED OVER
LD 1353	An Act To Require the Public Posting of the Costs of Medical Procedures, Services, Medications and Equipment Delivered in Hospitals and the Reporting of Those Costs upon Request	ONTP
LD 1614	An Act To Mandate That Certain Health Care Providers Disclose an Estimate of Charges at Time of Service	ONTP

**Insurance, Health**

**Enacted**

LD 1	An Act To Establish the COVID-19 Patient Bill of Rights and To Amend the Governor's Emergency Powers	PUBLIC 28
LD 46	An Act To Further Protect Consumers from Surprise Medical Bills	PUBLIC 222
LD 254	An Act To Allow Certified Registered Nurse Anesthetists To Bill for Their Services	PUBLIC 39
LD 523	An Act Regarding Prior Authorizations for Prescription Drugs	PUBLIC 73
LD 600	An Act To Require Insurance Coverage for Certified Midwife Services	PUBLIC 79
LD 631	An Act To Provide Funding for Maine's Health Insurance Consumer Assistance Program	PUBLIC 206
LD 653	An Act To Provide Maine Residents Losing Employer-based Health Coverage with Information about Other Coverage	PUBLIC 80
LD 791	An Act Regarding Telehealth Regulations	PUBLIC 291
LD 945	An Act Regarding Notice by Health Insurance Carriers of Policy Changes	PUBLIC 311

***Health Coverage, Insurance and Financial Services***



LD 1045	An Act To Support Universal Health Care	PUBLIC 391
LD 1115	An Act To Improve Access to HIV Prevention Medications	PUBLIC 265
LD 1150	An Act To Phase Out Insurance Rating Based on Smoking History	PUBLIC 344
LD 1258	An Act To Implement the Recommendations of the Stakeholder Group Convened by the Emergency Medical Services' Board Related to Reimbursement Rates for Ambulance Services by Health Insurance Carriers and To Improve Participation of Ambulance Service Providers in Carrier Networks	PUBLIC 241
LD 1268	An Act To Provide Greater Access to Treatment for Serious Mental Illness by Restricting Prescription Drug Utilization Management by an Insurance Carrier	PUBLIC 345
LD 1317	An Act To Regulate Insurance Carrier Practice or Facility-wide Prepayment Review	PUBLIC 272
LD 1725	An Act To Clarify the Deferral of the Pooled Market and Link Small Employer Clear Choice to Pooling in the Made for Maine Health Coverage Act	PUBLIC 361

**Not Enacted**

LD 56	An Act To Prohibit Insurers and Third-party Payors from Adjusting Their Fee Schedules for In-network Providers Unless the Adjustments Apply to All Specialties	ONTP
LD 167	An Act To Limit Late Medical Billing to 6 Months	ONTP
LD 323	An Act Regarding Insurance Coverage for Telehealth Services	ONTP
LD 333	An Act Regarding Telehealth	ONTP

LD 352	An Act To Maintain the Integrity of the Individual and Small Group Health Insurance Markets	Majority (ONTP) Report
LD 365	An Act To Protect Consumers from Surprise Medical Bills	ONTP
LD 367	An Act To Require Timely Billing for Health Care Services	ONTP
LD 424	An Act To Restore Short-term Health Insurance	Majority (ONTP) Report
LD 441	An Act To Expand Adult Dental Health Insurance Coverage	CARRIED OVER
LD 443	An Act To Ensure Choices in Health Insurance Markets	Majority (ONTP) Report
LD 530	An Act To Consolidate Patient Bills by Directing Health Insurers To Collect Copayments and Deductibles	ONTP
LD 556	An Act Regarding Copayment and Coinsurance Issues for Chiropractors	ONTP
LD 599	An Act To Require Coverage for Certain Ultrasound Exams	ONTP
LD 617	An Act Concerning Prior Authorizations for Prescription Drugs	ONTP
LD 649	An Act To Expand and Promote Telehealth Services	ONTP
LD 665	An Act To Promote Better Dental Care for Cancer Survivors	CARRIED OVER

LD 713	An Act To Allow the Purchase of Health Insurance across State Lines	ONTP
LD 738	An Act To Provide High-quality Health Care for All Maine Residents	ONTP
LD 750	An Act To Increase Transparency of and Lower Health Care Costs	Majority (ONTP) Report
LD 751	An Act To Allow Employers To Shop for Competitive Health Plan Options	Majority (ONTP) Report
LD 849	An Act To Make Permanent the Telehealth Reimbursement Options Passed by Emergency Measures	ONTP
LD 922	An Act To Help Cancer Patients with Fertility Preservation	ONTP
LD 1003	An Act To Improve Outcomes for Persons with Limb Loss	CARRIED OVER
LD 1007	An Act To Increase Availability of Health Care through Telehealth	ONTP
LD 1151	An Act To Lower Out-of-pocket Prescription Medicine Costs by Requiring Health Insurers To Offer Plans with No Deductibles	ONTP
LD 1194	An Act To Reduce Health Care Worker Shortages	ONTP
LD 1281	An Act To Prohibit Discriminatory Practices in Certain Health Insurance Policies	ONTP
LD 1331	An Act To Make Individual and Small Group Health Insurance More Affordable in Certain High-premium Counties	CARRIED OVER

LD 1357	An Act To Require Private Insurance Coverage for Postpartum Care	CARRIED OVER
LD 1361	An Act To Amend Telehealth Laws Regarding Out-of-state Telehealth Provisions	ONTP
LD 1390	An Act To Maximize Health Care Coverage for the Uninsured through Easy Enrollment in the MaineCare Program or in a Qualified Health Plan in the Marketplace	CARRIED OVER
LD 1463	An Act To Make Health Care Coverage More Affordable for Working Families and Small Businesses	CARRIED OVER
LD 1481	An Act To Clarify Surprise Billing Restrictions	ONTP
LD 1531	An Act To Provide Affordable Behavioral Health Services to Individuals under 26 Years of Age	ONTP
LD 1539	An Act To Provide Access to Fertility Care	CARRIED OVER
LD 1628	An Act To Exempt Nonprofit Agricultural Membership Organizations from Insurance Requirements	CARRIED OVER
LD 1706	An Act To Require Appropriate Coverage of and Cost-sharing for Generic Drugs and Biosimilars	CARRIED OVER

### *Insurance, Motor Vehicle*

**Enacted**

LD 368	An Act To Amend the Laws Governing Proof of Financial Responsibility with Respect to Motor Vehicles	PUBLIC 254
LD 1011	An Act To Include Excluded Individuals on Insurance Cards	PUBLIC 200
LD 1176	An Act To Improve Fairness in Auto Insurance Claims	PUBLIC 283

### *Health Coverage, Insurance and Financial Services*

LD 1420 An Act To Conform State Law to the Peer-to-Peer Car Sharing Program Model Act PUBLIC 352

**Not Enacted**

LD 540 An Act To Promote Safety and Protect Consumers Using Peer-to-peer Car Sharing Programs ONTP

LD 1063 An Act To Allow a Qualifying Religious Organization To Self-insure for Automobile Insurance Accepted Majority (ONTP) Report

**Insurance, Regulation and Practices**

**Enacted**

LD 6 An Act To Revise Certain Financial Regulatory Provisions of the Maine Insurance Code PUBLIC 16

LD 51 An Act To Enact the Maine Insurance Data Security Act PUBLIC 24

LD 1141 An Act To Amend the Service Contracts Act To Include the Replacement of Motor Vehicle Keys and Key Fobs and Damage to a Motor Vehicle That Results in Lease-end or Other Charges for Excessive Wear and Use PUBLIC 128

LD 1494 An Act To Create Limited Lines Self-storage Insurance PUBLIC 218

LD 1563 An Act Regarding Travel Insurance in the Maine Insurance Code PUBLIC 354

**Not Enacted**

LD 160 An Act To Allow Insurance Producers To Refer to Third Parties for Credit Card and Debit Card Payments ONTP

LD 482 An Act Regarding Pet Insurance CARRIED OVER

LD 694 An Act Concerning Business Interruption Insurance ONTP

LD 794	An Act To Maintain Maine's System of Therapeutic Foster Care for Children through the Creation of a Nonprofit Risk Indemnification Trust	CARRIED OVER
LD 984	An Act To Allow Procurement of Surplus Lines Insurance for Commercial Forestry and Construction Equipment	ONTP
LD 1085	An Act Relating to the Use of Genetic Information for Insurance Purposes	Majority (ONTP) Report
LD 1347	An Act To Clarify That Commercial Service Contracts Are Excluded from the Service Contracts Act	ONTP
LD 1661	An Act To Protect the Insurable Interest of Homeowners in Multifamily Residences	ONTP

**Miscellaneous**

**Enacted**

LD 800	An Act To Amend Credit and Debit Card Surcharges Imposed by Governmental Entities	PUBLIC 150
LD 1622	An Act To Promote Individual Retirement Savings through a Public-Private Partnership	PUBLIC 356

**Not Enacted**

LD 1266	An Act To Improve the Value of Dental Insurance	CARRIED OVER
LD 1341	An Act To Protect Medicare Beneficiaries from Surprise Medical Billing	ONTP
LD 1349	An Act To Increase Transparency in Dental Billing	ONTP
LD 1544	An Act Regarding Credit and Debit Card Merchant Fees	ONTP
LD 1627	An Act To Enhance Behavioral Health Services To Better Protect Maine Residents	ONTP

**Occupational and Professional Regulation, Health Professions**

**Enacted**

LD 4	An Act To Amend the Maine Pharmacy Act	PUBLIC 289
LD 5	An Act Concerning the Reporting of Health Care Information or Records to the Emergency Medical Services' Board	PUBLIC 15
LD 25	An Act To Modify the Qualifications for Resident Dentist Licensure	PUBLIC 88
LD 26	An Act To Allow a Dentist To Administer Botulinum Toxin and Dermal Fillers	PUBLIC 134
LD 31	An Act To Adopt the Occupational Therapy Licensure Compact	PUBLIC 324
LD 60	An Act To Clarify the Minimum Amount of Emergency Refills of Insulin	PUBLIC 20
LD 76	An Act To Amend the Dental Practice Act To Define "Supervision" and Authorize Teledentistry	PUBLIC 223
LD 299	An Act To Address Licensure of Behavioral Health Practice in the State	PUBLIC 233
LD 504	Resolve, Regarding Certification for Certain Mental Health Rehabilitation Technicians	RESOLVE 69
LD 603	An Act Regarding the Practice of Pharmacy	PUBLIC 146
LD 615	An Act To Remove the Advanced Cardiac Life Support Certification Requirement for Dental Therapists	PUBLIC 44
LD 790	An Act Clarifying Patient Consent for Certain Medical Examinations	PUBLIC 92

LD 863	An Act To Have Maine Join the Interstate Psychology Interjurisdictional Compact	PUBLIC 331
LD 998	An Act To Amend the Continuing Education Requirement for Pharmacists	PUBLIC 84
LD 1115	An Act To Improve Access to HIV Prevention Medications	PUBLIC 265
LD 1293	An Act To Improve Access to Certain Injectable Medications Approved by the Federal Food and Drug Administration	PUBLIC 271
LD 1629	An Act Regarding the Qualifications for Licensure as a Physician or Surgeon	PUBLIC 229
LD 1646	An Act To Amend the Occupational Therapy Licensing Statutes	PUBLIC 278
LD 1660	An Act To Modify Dental Licensure Requirements To Consider Credentialed Individuals from Other Jurisdictions	PUBLIC 163

**Not Enacted**

LD 295	An Act To Repeal Restrictions That Prohibit Certain Advanced Practice Registered Nurses from Providing Essential Health Care Services	ONTP
LD 752	An Act To Increase Patients' Access to Quality Doctors	Leave to Withdraw Pursuant to Joint Rule 310
LD 1000	An Act To Change Licensure Requirements for Foreign-trained Dentists	Leave to Withdraw Pursuant to Joint Rule 310
LD 1120	An Act To Allow Dentists To Receive Continuing Education Credits for Uncompensated Volunteer Work	ONTP
LD 1457	An Act To Improve Access to Dental Hygiene by Authorizing Dental Hygienists To Perform Dental Hygiene Diagnosis	ONTP



LD 1576	Resolve, To Establish and Fund a Medical Professionals Health Program from Health Care Provider License Fees	Leave to Withdraw Pursuant to Joint Rule 310
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**Prescription Drugs**

**Enacted**

LD 172	Resolve, Directing the Maine Board of Pharmacy To Evaluate Existing Accommodations Available to Persons Who Are Visually Impaired To Access Prescription Information	RESOLVE 9
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LD 523	An Act Regarding Prior Authorizations for Prescription Drugs	PUBLIC 73
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LD 673	An Act To Create the Insulin Safety Net Program	PUBLIC 303
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LD 686	An Act To Increase Prescription Drug Pricing Transparency	PUBLIC 305
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LD 1450	An Act To Provide Fairness in Communications from Pharmacy Benefits Managers	PUBLIC 371
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**Not Enacted**

LD 178	An Act To Reduce Waste of Prescription Medications	ONTP
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LD 617	An Act Concerning Prior Authorizations for Prescription Drugs	ONTP
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LD 675	An Act To Protect Maine Consumers from Unsupported Price Increases on Prescription Medicines	Veto Sustained
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LD 1117	An Act To Prevent Excessive Prices for Prescription Drugs	Veto Sustained
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LD 1584	An Act To Make Donated Medicines Available to Maine Patients at an Affordable Cost	CARRIED OVER
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LD 1636 An Act To Reduce Prescription Drug Costs by Using International Pricing CARRIED OVER

**State Employees, Office of Employee Health and Benefits**

**Enacted**

LD 1036 An Act To Allow a State Employee To Use a Federal Military Health Insurance Program and Reenroll upon Retirement in the State's Group Health Plan PUBLIC 341

LD 1311 An Act Regarding the State Employee Health Commission PUBLIC 312

**Not Enacted**

LD 1648 An Act To Ensure Reasonable Access to Laboratory Testing and Imaging Services for State Employee Health Care Plan Participants ONTP

**Student Loans**

**Enacted**

LD 1645 An Act To Establish Protections for Private Student Loan Borrowers and a Registry of Lenders PUBLIC 357

**Telehealth, Regulation and Practices**

**Enacted**

LD 791 An Act Regarding Telehealth Regulations PUBLIC 291

**Not Enacted**

LD 323 An Act Regarding Insurance Coverage for Telehealth Services ONTP

LD 333 An Act Regarding Telehealth ONTP

LD 649 An Act To Expand and Promote Telehealth Services ONTP

LD 849 An Act To Make Permanent the Telehealth Reimbursement Options Passed by Emergency Measures ONTP

LD 1007	An Act To Increase Availability of Health Care through Telehealth	ONTP
LD 1194	An Act To Reduce Health Care Worker Shortages	ONTP
LD 1361	An Act To Amend Telehealth Laws Regarding Out-of-state Telehealth Provisions	ONTP
LD 1681	An Act Regarding Telehealth Services for Certain Licensees of the Office of Professional and Occupational Regulation and Certain Licensees Affiliated with the Department of Professional and Financial Regulation	ONTP

**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*

**Health Coverage, Insurance and Financial Services (HCIFS)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HCIFS	1	An Act To Establish the COVID-19 Patient Bill of Rights and To Amend the Governor's Emergency Powers	Reported Out	OTP-AM/ OTP-AM	Emergency Enacted	PL	28	R1
HCIFS	4	An Act To Amend the Maine Pharmacy Act	Reported Out	OTP-AM	Emergency Enacted	PL	289	S1
HCIFS	5	An Act Concerning the Reporting of Health Care Information or Records to the Emergency Medical Services' Board	Reported Out	OTP-AM	Emergency Enacted	PL	15	R1
HCIFS	6	An Act To Revise Certain Financial Regulatory Provisions of the Maine Insurance Code	Reported Out	OTP-AM	Emergency Enacted	PL	16	R1
HCIFS	25	An Act To Modify the Qualifications for Resident Dentist Licensure	Reported Out	OTP	Emergency Enacted	PL	88	S1
HCIFS	26	An Act To Allow a Dentist To Administer Botulinum Toxin and Dermal Fillers	Reported Out	OTP-AM	Emergency Enacted	PL	134	S1
HCIFS	31	An Act To Adopt the Occupational Therapy Licensure Compact	Reported Out	OTP-AM	Enacted	PL	324	S1
HCIFS	41	Resolve, Regarding Legislative Review of Portions of Chapter 570: Uniform Reporting System for Prescription Drug Price Data Sets, a Major Substantive Rule of the Maine Health Data Organization	Reported Out	OTP/ OTP-AM	Finally Passed	RESLV	81	S1
HCIFS	46	An Act To Further Protect Consumers from Surprise Medical Bills	Reported Out	OTP-AM	Emergency Enacted	PL	222	S1
HCIFS	51	An Act To Enact the Maine Insurance Data Security Act	Reported Out	OTP	Enacted	PL	24	R1
HCIFS	56	An Act To Prohibit Insurers and Third-party Payors from Adjusting Their Fee Schedules for In-network Providers Unless the Adjustments Apply to All Specialties	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	60	An Act To Clarify the Minimum Amount of Emergency Refills of Insulin	Reported Out	OTP-AM	Emergency Enacted	PL	20	R1
HCIFS	76	An Act To Amend the Dental Practice Act To Define "Supervision" and Authorize Teledentistry	Reported Out	OTP-AM	Emergency Enacted	PL	223	S1
HCIFS	120	An Act To Lower Health Care Costs through the Establishment of the Office of Affordable Health Care	Reported Out	OTP-AM/ ONTP	Enacted	PL	459	S1

DIGEST OF BILLS

130TH FIRST REGULAR AND FIRST SPECIAL SESSION - 2021

Bills Referred to

Health Coverage, Insurance and Financial Services (HCIFS)

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HCIFS	122	An Act To Protect Home Ownership	Reported Out LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
HCIFS	160	An Act To Allow Insurance Producers To Refer to Third Parties for Credit Card and Debit Card Payments	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HCIFS	167	An Act To Limit Late Medical Billing to 6 Months	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	172	Resolve, Directing the Maine Board of Pharmacy To Evaluate Existing Accommodations Available to Persons Who Are Visually Impaired To Access Prescription Information	Reported Out OTP-AM		Finally Passed	RESLV	9	R1
HCIFS	178	An Act To Reduce Waste of Prescription Medications	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HCIFS	224	An Act To Modify Requirements for Multiple-party Accounts, Limited Purpose Financial Institutions and Mergers	Reported Out OTP-AM		Emergency Enacted	PL	5	R1
HCIFS	254	An Act To Allow Certified Registered Nurse Anesthetists To Bill for Their Services	Reported Out OTP-AM		Enacted	PL	39	R1
HCIFS	274	Resolve, Directing the Maine Health Data Organization To Determine the Best Methods and Definitions To Use in Collecting Data To Better Understand Racial and Ethnic Disparities in the Provision of Health Care in Maine	Reported Out OTP-AM		Finally Passed	RESLV	34	S1
HCIFS	295	An Act To Repeal Restrictions That Prohibit Certain Advanced Practice Registered Nurses from Providing Essential Health Care Services	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	299	An Act To Address Licensure of Behavioral Health Practice in the State	Reported Out OTP-AM		Enacted	PL	233	S1
HCIFS	300	An Act Regarding Early Closures by Financial Institutions	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HCIFS	323	An Act Regarding Insurance Coverage for Telehealth Services	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

Bills Referred to

Health Coverage, Insurance and Financial Services (HCIFS)

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HCIFS	333	An Act Regarding Telehealth	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	352	An Act To Maintain the Integrity of the Individual and Small Group Health Insurance Markets	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
HCIFS	365	An Act To Protect Consumers from Surprise Medical Bills	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	367	An Act To Require Timely Billing for Health Care Services	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	368	An Act To Amend the Laws Governing Proof of Financial Responsibility with Respect to Motor Vehicles	Reported Out	OTP-AM		Enacted	PL	254	S1
HCIFS	424	An Act To Restore Short-term Health Insurance	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
HCIFS	441	An Act To Expand Adult Dental Health Insurance Coverage	Carry Over Approved		Carried Over In Comm				S1
HCIFS	443	An Act To Ensure Choices in Health Insurance Markets	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
HCIFS	482	An Act Regarding Pet Insurance	Carry Over Approved		Carried Over In Comm				S1
HCIFS	504	Resolve, Regarding Certification for Certain Mental Health Rehabilitation Technicians	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	69	S1
HCIFS	522	An Act To Protect Consumers against Predatory Lending Practices	Reported Out	OTP-AM		Enacted	PL	297	S1
HCIFS	523	An Act Regarding Prior Authorizations for Prescription Drugs	Reported Out	OTP-AM		Enacted	PL	73	S1
HCIFS	530	An Act To Consolidate Patient Bills by Directing Health Insurers To Collect Copayments and Deductibles	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	540	An Act To Promote Safety and Protect Consumers Using Peer-to-peer Car Sharing Programs	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Health Coverage, Insurance and Financial Services (HCIFS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
HCIFS	541	An Act To Improve Health Care Data Analysis	Reported Out	OTP-AM		Enacted	PL	423	S1
HCIFS	556	An Act Regarding Copayment and Coinsurance Issues for Chiropractors	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	599	An Act To Require Coverage for Certain Ultrasound Exams	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	600	An Act To Require Insurance Coverage for Certified Midwife Services	Reported Out	OTP-AM		Enacted	PL	79	S1
HCIFS	603	An Act Regarding the Practice of Pharmacy	Reported Out	OTP/ ONTP		Enacted	PL	146	S1
HCIFS	615	An Act To Remove the Advanced Cardiac Life Support Certification Requirement for Dental Therapists	Reported Out	OTP		Emergency Enacted	PL	44	S1
HCIFS	617	An Act Concerning Prior Authorizations for Prescription Drugs	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	631	An Act To Provide Funding for Maine's Health Insurance Consumer Assistance Program	Reported Out	OTP-AM/ OTP-AM		Enacted	PL	206	S1
HCIFS	649	An Act To Expand and Promote Telehealth Services	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	653	An Act To Provide Maine Residents Losing Employer-based Health Coverage with Information about Other Coverage	Reported Out	OTP		Enacted	PL	80	S1
HCIFS	665	An Act To Promote Better Dental Care for Cancer Survivors	Carry Over Approved		Carried Over In Comm				S1
HCIFS	673	An Act To Create the Insulin Safety Net Program	Reported Out	OTP-AM/ OTP-AM		Enacted	PL	303	S1
HCIFS	675	An Act To Protect Maine Consumers from Unsupported Price Increases on Prescription Medicines	Reported Out	OTP-AM/ ONTP		Veto Sustained			S1
HCIFS	686	An Act To Increase Prescription Drug Pricing Transparency	Reported Out	OTP-AM/ ONTP		Enacted	PL	305	S1

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Bills Referred to

Health Coverage, Insurance and Financial Services (HCIFS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HCIFS	694	An Act Concerning Business Interruption Insurance	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	713	An Act To Allow the Purchase of Health Insurance across State Lines	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	738	An Act To Provide High-quality Health Care for All Maine Residents	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	749	An Act To Establish a Council on Health Systems Development	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	750	An Act To Increase Transparency of and Lower Health Care Costs	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HCIFS	751	An Act To Allow Employers To Shop for Competitive Health Plan Options	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HCIFS	752	An Act To Increase Patients' Access to Quality Doctors	Reported Out LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
HCIFS	790	An Act Clarifying Patient Consent for Certain Medical Examinations	Reported Out OTP-AM		<u>Emergency Enacted</u>	PL	92	S1
HCIFS	791	An Act Regarding Telehealth Regulations	Reported Out OTP-AM/ OTP-AM		<u>Emergency Enacted</u>	PL	291	S1
HCIFS	794	An Act To Maintain Maine's System of Therapeutic Foster Care for Children through the Creation of a Nonprofit Risk Indemnification Trust	Carry Over Approved	Carried Over In Comm				S1
HCIFS	800	An Act To Amend Credit and Debit Card Surcharges Imposed by Governmental Entities	Reported Out OTP-AM		<u>Enacted</u>	PL	150	S1
HCIFS	849	An Act To Make Permanent the Telehealth Reimbursement Options Passed by Emergency Measures	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	863	An Act To Have Maine Join the Interstate Psychology Interjurisdictional Compact	Reported Out OTP-AM		<u>Enacted</u>	PL	331	S1



Bills Referred to

Health Coverage, Insurance and Financial Services (HCIFS)

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HCIFS	922	An Act To Help Cancer Patients with Fertility Preservation	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	927	An Act To Increase the Availability of Health Care Services by Eliminating the Certificate of Need for All Health Care Services	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HCIFS	931	An Act To Increase Hospital Bed Capacity by Eliminating the Certificate of Need for Outside Hospital Beds	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HCIFS	932	An Act To Increase Hospital Capacity by Eliminating the Certificate of Need for Hospital Beds	Reported Out ONTP/ OTP		Accepted Majority (ONTP) Report			S1
HCIFS	935	An Act To Increase the Ability of Health Care Facilities To Respond to Health Needs by Eliminating the Certificate of Need for Health Care Facilities	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HCIFS	945	An Act Regarding Notice by Health Insurance Carriers of Policy Changes	Reported Out OTP-AM		<u>Enacted</u>	PL	311	S1
HCIFS	951	An Act To Improve Transparency of Medical Billing	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	984	An Act To Allow Procurement of Surplus Lines Insurance for Commercial Forestry and Construction Equipment	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	998	An Act To Amend the Continuing Education Requirement for Pharmacists	Reported Out OTP		<u>Enacted</u>	PL	84	S1
HCIFS	1000	An Act To Change Licensure Requirements for Foreign-trained Dentists	Reported Out LTW		Leave to Withdraw Pursuant to Joint Rule 310			R1
HCIFS	1003	An Act To Improve Outcomes for Persons with Limb Loss	Carry Over Approved	Carried Over In Comm				S1
HCIFS	1004	An Act To Ensure Access to Health Care Equipment by Eliminating the Certificate of Need for Major Medical Equipment	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HCIFS	1007	An Act To Increase Availability of Health Care through Telehealth	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1011	An Act To Include Excluded Individuals on Insurance Cards	Reported Out OTP-AM		<u>Enacted</u>	PL	200	S1

Bills Referred to

Health Coverage, Insurance and Financial Services (HCIFS)

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
HCIFS	1036	An Act To Allow a State Employee To Use a Federal Military Health Insurance Program and Reenroll upon Retirement in the State's Group Health Plan	Reported Out	OTP-AM		Enacted	PL	341	S1
HCIFS	1045	An Act To Support Universal Health Care	Reported Out	OTP-AM/ ONTP		Enacted	PL	391	S1
HCIFS	1063	An Act To Allow a Qualifying Religious Organization To Self-insure for Automobile Insurance	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
HCIFS	1085	An Act Relating to the Use of Genetic Information for Insurance Purposes	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HCIFS	1115	An Act To Improve Access to HIV Prevention Medications	Reported Out	OTP-AM/ OTP-AM		Enacted	PL	265	S1
HCIFS	1117	An Act To Prevent Excessive Prices for Prescription Drugs	Reported Out	OTP-AM/ OTP-AM/ ONTP		Veto Sustained			S1
HCIFS	1119	An Act To Limit Credit Card Fees by Requiring Monthly Credit Card Billing	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1120	An Act To Allow Dentists To Receive Continuing Education Credits for Uncompensated Volunteer Work	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1141	An Act To Amend the Service Contracts Act To Include the Replacement of Motor Vehicle Keys and Key Fobs and Damage to a Motor Vehicle That Results in Lease-end or Other Charges for Excessive Wear and Use	Reported Out	OTP-AM		Enacted	PL	128	S1
HCIFS	1150	An Act To Phase Out Insurance Rating Based on Smoking History	Reported Out	OTP-AM/ ONTP		Enacted	PL	344	S1
HCIFS	1151	An Act To Lower Out-of-pocket Prescription Medicine Costs by Requiring Health Insurers To Offer Plans with No Deductibles	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1176	An Act To Improve Fairness in Auto Insurance Claims	Reported Out	OTP-AM/ ONTP		Enacted	PL	283	S1
HCIFS	1194	An Act To Reduce Health Care Worker Shortages	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Bills Referred to

Health Coverage, Insurance and Financial Services (HCIFS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HCIFS	1196	An Act Regarding Targets for Health Plan Investments in Primary Care and Behavioral Health	Carry Over Approved		Carried Over In Comm			S1
HCIFS	1258	An Act To Implement the Recommendations of the Stakeholder Group Convened by the Emergency Medical Services' Board Related to Reimbursement Rates for Ambulance Services by Health Insurance Carriers and To Improve Participation of Ambulance Service Providers in Carrier Networks	Reported Out	OTP-AM		Enacted	PL 241	S1
HCIFS	1266	An Act To Improve the Value of Dental Insurance	Carry Over Approved		Carried Over In Comm			S1
HCIFS	1268	An Act To Provide Greater Access to Treatment for Serious Mental Illness by Restricting Prescription Drug Utilization Management by an Insurance Carrier	Reported Out	OTP-AM/ ONTP		Enacted	PL 345	S1
HCIFS	1281	An Act To Prohibit Discriminatory Practices in Certain Health Insurance Policies	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
HCIFS	1293	An Act To Improve Access to Certain Injectable Medications Approved by the Federal Food and Drug Administration	Reported Out	OTP-AM		Enacted	PL 271	S1
HCIFS	1311	An Act Regarding the State Employee Health Commission	Reported Out	OTP-AM		Enacted	PL 312	S1
HCIFS	1317	An Act To Regulate Insurance Carrier Practice or Facility-wide Prepayment Review	Reported Out	OTP-AM		Enacted	PL 272	S1
HCIFS	1320	An Act To Allow Maine Shareholders of Banks and Members and Corporators of Credit Unions To Hold Virtual Meetings	Reported Out	OTP-AM		Emergency Enacted	PL 188	S1
HCIFS	1331	An Act To Make Individual and Small Group Health Insurance More Affordable in Certain High-premium Counties	Carry Over Approved		Carried Over In Comm			S1
HCIFS	1341	An Act To Protect Medicare Beneficiaries from Surprise Medical Billing	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
HCIFS	1347	An Act To Clarify That Commercial Service Contracts Are Excluded from the Service Contracts Act	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
HCIFS	1349	An Act To Increase Transparency in Dental Billing	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1

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**Health Coverage, Insurance and Financial Services (HCIFS)**

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HCIFS	1353	An Act To Require the Public Posting of the Costs of Medical Procedures, Services, Medications and Equipment Delivered in Hospitals and the Reporting of Those Costs upon Request	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1357	An Act To Require Private Insurance Coverage for Postpartum Care	Carry Over Approved		Carried Over In Comm				S1
HCIFS	1361	An Act To Amend Telehealth Laws Regarding Out-of-state Telehealth Provisions	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1390	An Act To Maximize Health Care Coverage for the Uninsured through Easy Enrollment in the MaineCare Program or in a Qualified Health Plan in the Marketplace	Reported Out	OTP-AM	Carried On Approps Table				S1
HCIFS	1420	An Act To Conform State Law to the Peer-to-Peer Car Sharing Program Model Act	Reported Out	OTP-AM/OTP-AM		Enacted	PL	352	S1
HCIFS	1450	An Act To Provide Fairness in Communications from Pharmacy Benefits Managers	Reported Out	OTP-AM		Enacted	PL	371	S1
HCIFS	1457	An Act To Improve Access to Dental Hygiene by Authorizing Dental Hygienists To Perform Dental Hygiene Diagnosis	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1463	An Act To Make Health Care Coverage More Affordable for Working Families and Small Businesses	Carry Over Approved		Carried Over In Comm				S1
HCIFS	1466	An Act To Improve the Efficiency of Certain Consumer Credit Protection Laws	Reported Out	OTP-AM		Enacted	PL	245	S1
HCIFS	1481	An Act To Clarify Surprise Billing Restrictions	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1494	An Act To Create Limited Lines Self-storage Insurance	Reported Out	OTP-AM		Enacted	PL	218	S1
HCIFS	1531	An Act To Provide Affordable Behavioral Health Services to Individuals under 26 Years of Age	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1539	An Act To Provide Access to Fertility Care	Carry Over Approved		Carried Over In Comm				S1

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Health Coverage, Insurance and Financial Services (HCIFS)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HCIFS	1544	An Act Regarding Credit and Debit Card Merchant Fees	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1561	An Act To Amend the Maine Fair Debt Collection Practices Act	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
HCIFS	1563	An Act Regarding Travel Insurance in the Maine Insurance Code	Reported Out	OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>354</u>	S1
HCIFS	1576	Resolve, To Establish and Fund a Medical Professionals Health Program from Health Care Provider License Fees	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
HCIFS	1584	An Act To Make Donated Medicines Available to Maine Patients at an Affordable Cost	Reported Out	OTP-AM	Carried On Approps Table				S1
HCIFS	1614	An Act To Mandate That Certain Health Care Providers Disclose an Estimate of Charges at Time of Service	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1622	An Act To Promote Individual Retirement Savings through a Public-Private Partnership	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>356</u>	S1
HCIFS	1627	An Act To Enhance Behavioral Health Services To Better Protect Maine Residents	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1628	An Act To Exempt Nonprofit Agricultural Membership Organizations from Insurance Requirements	Carry Over Approved		Carried Over In Comm				S1
HCIFS	1629	An Act Regarding the Qualifications for Licensure as a Physician or Surgeon	Reported Out	OTP-AM		<u>Emergency Enacted</u>	<u>PL</u>	<u>229</u>	S1
HCIFS	1636	An Act To Reduce Prescription Drug Costs by Using International Pricing	Carry Over Approved		Carried Over In Comm				S1
HCIFS	1645	An Act To Establish Protections for Private Student Loan Borrowers and a Registry of Lenders	Reported Out	OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>357</u>	S1
HCIFS	1646	An Act To Amend the Occupational Therapy Licensing Statutes	Reported Out	OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>278</u>	S1

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HCIFS	1648	An Act To Ensure Reasonable Access to Laboratory Testing and Imaging Services for State Employee Health Care Plan Participants	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1660	An Act To Modify Dental Licensure Requirements To Consider Credentialed Individuals from Other Jurisdictions	Reported Out	OTP		<u>Emergency Enacted</u>	PL	163	S1
HCIFS	1661	An Act To Protect the Insurable Interest of Homeowners in Multifamily Residences	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1681	An Act Regarding Telehealth Services for Certain Licensees of the Office of Professional and Occupational Regulation and Certain Licensees Affiliated with the Department of Professional and Financial Regulation	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HCIFS	1706	An Act To Require Appropriate Coverage of and Cost-sharing for Generic Drugs and Biosimilars	Carry Over Approved		Carried Over In Comm				S1
HCIFS	1725	An Act To Clarify the Deferral of the Pooled Market and Link Small Employer Clear Choice to Pooling in the Made for Maine Health Coverage Act	Reported Out	OTP/ OTP-AM		<u>Enacted</u>	PL	361	S1

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**LD 1 An Act To Establish the COVID-19 Patient Bill of Rights and To Amend the Governor's Emergency Powers**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 28 does the following.

Part A requires health insurance carriers to provide coverage for COVID-19 screening, testing and immunization services and prohibits a carrier from imposing any cost-sharing requirements on consumers for those services. Part A makes it clear that out-of-network providers may not balance bill for those services. Part A also requires providers to provide prior notice to all patients of any payment or upfront charge and the amount of that payment or charge that will be due from the patient for COVID-19 screening and testing.

Part B authorizes a pharmacist to administer and order COVID-19 vaccines licensed by the United States Food and Drug Administration that are recommended by the United States Centers for Disease Control and Prevention Advisory Committee on Immunization Practices for administration. Part B also requires that health insurance carriers cover a prescription drug prescribed and dispensed to a patient in a quantity sufficient for an extended period of time, not to exceed a 180-day supply, during a state of emergency declared by the Governor, except for certain contraceptive supplies or opioid medications.

Part C requires that the Governor, in dealing with a declared state of emergency, ensure that medical privacy requirements are followed and that health care services and surgeries are not considered nonessential services.

Part D allows delegation of authority by an on-site clinician to certain persons for the administration of COVID-19 vaccines at point-of-dispensing vaccine sites.

Public Law 2021, chapter 28 was enacted as an emergency measure effective March 25, 2021.

**LD 4 An Act To Amend the Maine Pharmacy Act**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 289 makes the following changes to the Maine Pharmacy Act.

1. It clarifies the responsibility of the pharmacist in charge of a pharmacy.
2. It repeals the character reference requirement for licensure.
3. It repeals outdated language related to licensure by endorsement and replaces it with language authorizing the Maine Board of Pharmacy to adopt rules to grant licensure by endorsement, consistent with similar authority granted to other professional licensing boards.

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4. It updates the timeline for certain reporting requirements.
5. It eliminates the requirement for submission of a vaccine administration treatment protocol to and approval by the Maine Board of Pharmacy and requires pharmacies to maintain a protocol on the premises and make it available to the board upon request.
6. It clarifies the definition of compounding under the Maine Pharmacy Act to include the compounding of drugs for distribution to licensed veterinarians for limited office use on behalf of their animal patients. The law directs the Maine Board of Pharmacy to adopt rules to establish the terms and conditions for the compounding and distributing of animal drugs for nonpatient-specific use in veterinary offices and prohibits compounding for veterinarian office use until rules are adopted. The law requires that the Maine Board of Pharmacy consult with the State Board of Veterinary Medicine.

Public Law 2021, chapter 289 was enacted as an emergency measure effective June 21, 2021.

**LD 5 An Act Concerning the Reporting of Health Care Information or Records to the  
Emergency Medical Services' Board**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 15 allows the Department of Public Safety, Maine Emergency Medical Services, Emergency Medical Services' Board to request and collect health care information or records, including information or records that identify a patient. The law also requires hospitals and physicians, upon request by the board for the purpose of monitoring and improving the provision of emergency medical services and health outcomes, to provide health care information or records concerning individuals who have received emergency medical treatment, except for information or records that include HIV or AIDS status or test results; that relate to referral, treatment or services for a behavioral or mental health disorder or substance use disorder; or that relate to abortion, miscarriage, domestic violence or sexual assault. The law designates as confidential any health care information or records reported to the Emergency Medical Services' Board.

The law also requires the board to adopt rules related to quality initiatives adopted by the board, the authorization and revocation of authorization for a state-designated statewide health information exchange to provide health care information and records to the board and the tracking of health care information and records provided by the exchange to the board.

Public Law 2021, chapter 15 was enacted as an emergency measure effective March 17, 2021.



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**LD 6 An Act To Revise Certain Financial Regulatory Provisions of the Maine Insurance Code**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 16 updates several provisions of the Maine Insurance Code by incorporating recent amendments to model laws adopted by the National Association of Insurance Commissioners, or NAIC, and by making related technical changes.

The law corrects a conflict in the law governing examination of insurers by the Superintendent of Insurance and eliminates obsolete transition language.

The law clarifies that adjudicatory proceedings conducted under the Maine Revised Statutes, Title 24-A, section 222 to review changes of control of domestic insurers are governed by the same procedural requirements as other Department of Professional and Financial Regulation, Bureau of Insurance adjudicatory proceedings and that multistate proceedings conducted under Maine law are considered public proceedings to the same extent as single-state proceedings subject only to the exceptions expressly enumerated in Title 24-A, section 222, subsection 7-A, paragraph D.

The law clarifies that when an insurer or insurance group is required to conduct an own risk and solvency assessment, the assessment must be conducted in compliance with the NAIC Own Risk and Solvency Assessment (ORSA) Guidance Manual, as well as include the summary report as required under current law.

The law corrects a conflict between Title 24-A, section 731-B, subsections 1 and 3, clarifying that subsection 1 is not the exclusive mechanism by which credit for reinsurance may be granted, and clarifies that section 731-B, subsection 3 allows other forms of security to the extent authorized by the Superintendent of Insurance by rule.

The law provides that documents that a certified reinsurer is required to file are not public records if they are confidential under the laws of the reinsurer's domiciliary jurisdiction.

The law brings Maine into compliance with the bilateral agreements entered into by the United States with the European Union and the United Kingdom by enacting the 2019 amendments to the NAIC Credit for Reinsurance Model Law, which provide a mechanism for large, financially strong non-United States reinsurers to qualify for eligibility by reciprocity to assume reinsurance from domestic insurers without posting security.

The law corrects a NAIC drafting error from 2000 that inadvertently transposed the content of the definitions of "repurchase transaction" and "reverse repurchase transaction."

The law corrects an inconsistency between Title 24-A, section 4215, subsection 1, which requires health maintenance organizations, or HMOs, to be examined by the Superintendent of Insurance at least every three years, and Title 24-A, section 221, which applies to HMOs pursuant to Title 24-A, section 4222-B, subsection 5 and which permits the examination period to be extended to five years. It also authorizes the superintendent to accept the domiciliary chief regulatory official's

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examination in satisfaction of Maine's requirement when a company is domiciled outside Maine. The purpose of these amendments is to allow Maine to participate in coordinated examinations with synchronized schedules for HMOs that are members of insurance groups.

The law amends the reciprocity provisions of Maine's receivership laws by recognizing as reciprocal states those states with laws determined by the Superintendent of Insurance to be adequate or substantially similar to the NAIC's model insolvency laws, and brings Maine into conformity with the NAIC's guidelines for interstate recognition of stays and injunctions in receivership.

Public Law 2021, chapter 16 was enacted as an emergency measure effective March 17, 2021.

**LD 25 An Act To Modify the Qualifications for Resident Dentist Licensure**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 88 authorizes the Board of Dental Practice to consider the educational equivalent of a doctoral degree in dentistry in determining the educational qualifications of an applicant for a resident dentist license who graduated from a dental program that was not accredited by the American Dental Association Commission on Dental Accreditation. The law also requires an applicant for a resident dentist license to pass only a jurisprudence examination and adds to the requirements governing the provision of dental services by a dental resident a requirement that they be provided in a board-approved setting.

Public Law 2021, chapter 88 was enacted as an emergency measure effective June 8, 2021.

**LD 26 An Act To Allow a Dentist To Administer Botulinum Toxin and Dermal Fillers**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 134 authorizes within a dentist's scope of practice the use of botulinum toxins or dermal fillers when supported by a patient's diagnosed dental condition or as a part of a patient's dental treatment plan. It also adds additional grounds the Board of Dental Practice may consider when taking disciplinary action against a dentist to include administering botulinum toxins or dermal fillers to a patient for a nondental condition or treatment. The law states that these changes are not intended to restrict the existing practice of oral surgeons.

The law also places into statute the limitations on a dentist's administering botulinum toxins or dermal fillers that were in former Board of Dental Practice rule Chapter: Complaints/Investigations/Unprofessional Conduct, which was repealed and replaced on April 5, 2020.

Public Law 2021, chapter 134 was enacted as an emergency measure effective June 10, 2021.

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**LD 31 An Act To Adopt the Occupational Therapy Licensure Compact**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 324 enacts the Occupational Therapy Licensure Compact, an interstate compact designed to facilitate the practice of occupational therapy across state boundaries to improve access to occupational therapy services where the patient is located at the time of the encounter.

**LD 41 Resolve, Regarding Legislative Review of Portions of Chapter 570: Uniform Reporting System for Prescription Drug Price Data Sets, a Major Substantive Rule of the Maine Health Data Organization**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 81 authorizes final adoption of portions of Chapter 570: Uniform Reporting System for Prescription Drug Price Data Sets, a major substantive rule of the Maine Health Data Organization.

**LD 46 An Act To Further Protect Consumers from Surprise Medical Bills**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 222 provides that information on provider charges as reported by the Maine Health Data Organization or, if Maine Health Data Organization claims data is insufficient or otherwise inapplicable, another independent medical claims database specified by the Superintendent of Insurance must be used to determine the amount a carrier must reimburse an out-of-network provider under certain circumstances. It removes the requirement that a benchmarking database be maintained by a nonprofit organization that is not affiliated with and does not receive funding from a carrier. It bases the amount a carrier must reimburse an out-of-network provider or enrollee on the rate paid for a health care service in the geographic area where the service is provided rather than on the rate paid for a health care service in an enrollee's geographic area.

Public Law 2021, chapter 222 also eliminates the provision of law requiring a health insurance carrier to reimburse an out-of-network provider for the provider's charge if the difference between the provider's charge and carrier's median network rate is less than \$750 with respect to surprise medical bills or bills for covered emergency services rendered by an out-of-network provider. Instead, Public Law 2021, chapter 222 prohibits an out-of-network provider from initiating the dispute resolution process for a health care service for a period of 90 days following a determination by an independent dispute resolution entity of a fee for that same health care service.

Public Law 2021, chapter 222 was enacted as an emergency measure effective June 16, 2021.

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**LD 51 An Act To Enact the Maine Insurance Data Security Act**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 24 enacts the Maine Insurance Data Security Act as a new chapter of the Maine Insurance Code effective January 1, 2022. The law establishes standards for information security programs based on ongoing risk assessment for protecting consumers' personal information and requires that licensees comply no later than January 1, 2022, except that, if a licensee contracts with a 3rd-party service provider, the licensee must require that provider to implement appropriate administrative, technical and physical safeguards to protect and secure the information systems and nonpublic information that are accessible to or held by the 3rd-party service provider no later than January 1, 2023.

The law also establishes requirements for the investigation of and notification to the Superintendent of Insurance regarding cybersecurity events.

**LD 60 An Act To Clarify the Minimum Amount of Emergency Refills of Insulin**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 20 requires a pharmacist to dispense emergency refills of insulin in at least a 30-day supply unless the intended recipient requests a lesser quantity upon consultation with the pharmacist. The law also requires the pharmacist to notify the practitioner that provided the previous prescription and to instruct the recipient to seek follow-up care from the practitioner as soon as possible.

Public Law 2021, chapter 20 was enacted as an emergency measure effective March 17, 2021.

**LD 76 An Act To Amend the Dental Practice Act To Define "Supervision" and Authorize Teledentistry**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 223 implements the following recommendations for statutory changes from the Board of Dental Practice that were included in the report required by Public Law 2019, chapter 388.

1. It makes changes to the definitions of "direct supervision" and "general supervision" and makes corresponding changes to the activities that may be performed under direct or general supervision by a person licensed by the Board of Dental Practice.
2. It makes changes to provisions governing the delegation authority of dentists to unlicensed persons and to persons licensed by the Board of Dental Practice.

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3. It adds a definition of "teledentistry" and clarifies that teledentistry services may be delivered through interactive video or audio means. It also authorizes oral health care services and procedures to be provided through teledentistry in accordance with rules adopted by the Board of Dental Practice.

Public Law 2021, chapter 223 was enacted as an emergency measure effective June 16, 2021.

**LD 120 An Act To Lower Health Care Costs through the Establishment of the Office of Affordable Health Care**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 459 establishes the Office of Affordable Health Care as an independent executive agency and requires that the office provide oversight and staffing to the Maine Prescription Drug Affordability Board.

The office is charged with analyzing data from the Maine Health Data Organization and the Maine Quality Forum and making recommendations to the joint standing committee of the Legislature having jurisdiction over health coverage matters on methods to improve the cost-efficient provision of high-quality health care to the residents of this State. The office is required to hold an annual public hearing on cost trends no later than October 1st annually at which the public may comment on health care cost trends. The office is required to submit an annual report.

The law creates the Advisory Council on Affordable Health Care to provide advice to the office on matters affecting health care costs in the State. The advisory council consists of 11 appointed members, including members representing various health care interests and members with expertise in health care delivery, health care management, health care finance and administration and health economics and research. The Commissioner of Administrative and Financial Services and the Commissioner of Health and Human Services are ex officio members of the advisory council.

**LD 172 Resolve, Directing the Maine Board of Pharmacy To Evaluate Existing Accommodations Available to Persons Who Are Visually Impaired To Access Prescription Information**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 9 directs the Maine Board of Pharmacy to evaluate the extent to which pharmacies are providing accommodations to persons who are visually impaired that meet the best practices for accessible prescription drug labeling and to submit a report with suggested legislation by January 15, 2022 to the Joint Standing Committee on Health Coverage, Insurance and Financial Services, which may submit legislation to the Second Regular Session of the 130th Legislature.

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**LD 224 An Act To Modify Requirements for Multiple-party Accounts, Limited Purpose Financial Institutions and Mergers**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 5 requires new nondepository trust companies, merchant banks and uninsured banks organized under the laws of this State to locate their principal offices in this State. It addresses inconsistent language found in the requirement for a signature card or other document establishing a multiple-party account. It also authorizes mutual holding companies organized under the laws of this State to acquire by merger a federal mutual financial institution or other state mutual financial institution under certain conditions.

Public Law 2021, chapter 5 was enacted as an emergency measure effective March 17, 2021.

**LD 254 An Act To Allow Certified Registered Nurse Anesthetists To Bill for Their Services**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 39 requires health insurance carriers to provide coverage for services provided by certified registered nurse anesthetists if those services are within a certified registered nurse anesthetist's scope of practice and are covered services under a health plan. The law applies to policies, contracts and certificates executed, issued or renewed on or after January 1, 2022.

**LD 274 Resolve, Directing the Maine Health Data Organization To Determine the Best Methods and Definitions To Use in Collecting Data To Better Understand Racial and Ethnic Disparities in the Provision of Health Care in Maine**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 34 directs the Maine Health Data Organization to determine the best methods and definitions to use in collecting data to assist in analyzing the origins of racial and ethnic disparities in health care in the State and to submit a report with suggested legislation by October 1, 2021 to the Joint Standing Committee on Health Coverage, Insurance and Financial Services, which may submit legislation to the Second Regular Session of the 130th Legislature.

**LD 299 An Act To Address Licensure of Behavioral Health Practice in the State**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 233 clarifies that a person may not engage in the practice of professional counseling or profess to the public to be a, or assume or use the title or designation of, clinical

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professional counselor, professional counselor, marriage and family therapist, licensed pastoral counselor, registered counselor or conditional license holder without holding a valid license or registration in this State.

The law also makes it an unfair trade practice for persons to represent themselves to the public as social workers, psychologists or counseling professionals without a valid license to practice.

Public Law 2021, chapter 233 has an effective date of July 1, 2022.

**LD 368 An Act To Amend the Laws Governing Proof of Financial Responsibility with Respect to Motor Vehicles**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 254 changes the laws governing proof of financial responsibility with respect to motor vehicles. The law limits the authority of a corporation to demonstrate financial ability to comply with the requirements to a corporation that is a transmission and distribution utility.

The law also clarifies the process used for a person to provide proof of financial responsibility by the deposit of money or securities with the Treasurer of State in lieu of obtaining motor vehicle insurance. The law requires the Secretary of State to issue a certificate of compliance with the financial responsibility laws for up to one year after approval and receipt of the deposit by the Treasurer and evidence that there are no unsatisfied judgments against the depositor and requires renewal of that certificate annually. The law requires the Treasurer of State to hold the money or securities for a period of not less than six years following the cancellation of a deposit as proof of financial responsibility or for such other period of time required to satisfy the statute of limitations in effect at the time of cancellation for filing claims for causes of action arising from a motor vehicle accident.

**LD 504 Resolve, Regarding Certification for Certain Mental Health Rehabilitation Technicians**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 69 implements a recommendation from the Working Group on Mental Health. The resolve directs the Department of Health and Human Services to amend, no later than October 1, 2021, its guidelines for the mental health rehabilitation technician/community certification, also known as an MHRT/C certification, in order to allow an individual who has completed a four-year postsecondary educational degree program or obtained a graduate degree in a mental health-related field to receive the MHRT/C certification notwithstanding any other guidelines for certification.

Resolve 2021, chapter 69 was finally passed as an emergency measure effective June 17, 2021.

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**LD 522 An Act To Protect Consumers against Predatory Lending Practices**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 297 prohibits certain actions in the making of consumer loans to protect consumers from fraudulent practices and other violations of the Maine Consumer Credit Code. The law provides that the debtor is not obligated to pay a loan if the creditor has violated any provision and further prohibits a creditor from furnishing any information concerning the debt to a consumer reporting agency or referring the debt to a debt collector.

The law also requires the Department of Professional and Financial Regulation, Bureau of Consumer Credit Protection to conduct a study of the use by Maine residents of short-term, small dollar loans and submit the report to the Joint Standing Committee on Health Coverage, Insurance and Financial Services by December 1, 2021.

**LD 523 An Act Regarding Prior Authorizations for Prescription Drugs**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 73 requires that carriers make prescription drug standards readily available to enrollees, participating providers, pharmacists and other providers along with prior authorization standards. The law directs carriers to make available to providers in real time at the point of prescribing electronic benefit tools that are capable of integrating with the electronic prescribing system or electronic medical record system used by the provider according to the following implementation schedule:

1. No later than January 1, 2022, a carrier must make available one or more electronic benefit tools that are capable of integrating with at least one electronic prescribing system or electronic medical record system; and
2. No later than January 1, 2023, a carrier must make available an electronic benefit tool that is capable of integrating with the particular electronic prescribing system or electronic medical record system used by a provider.

The law also requires the Department of Professional and Financial Regulation, Bureau of Insurance to monitor compliance by carriers with the requirements of law related to electronic transmission of prior authorization requests for prescription drugs and to submit a report to the joint standing committee of the Legislature having jurisdiction over health coverage and insurance matters on the status of that compliance by June 1, 2023.



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**LD 541 An Act To Improve Health Care Data Analysis**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 423 reduces the frequency with which updates of price information must be posted on the Maine Health Data Organization's website from twice annually to once annually and also repeals the provisions requiring annual reports related to the 15 most common outpatient procedures and the services and procedures most often provided by physicians in a private office setting.

The law directs the Department of Health and Human Services to report cancer-incidence registry data and vital statistics data to the Maine Health Data Organization. The law authorizes the Maine Health Data Organization and Department of Health and Human Services to jointly adopt rules related to the reporting to the organization of data from the statewide cancer-incidence registry and data related to vital statistics. The data may be released to the public only in accordance with the Maine Health Data Organization's rule governing release of data to the public.

The law establishes the Maine Health Data Organization Health Information Advisory Committee to make recommendations to the organization regarding public reporting of health care trends developed from data reported to the organization.

The law also directs the Maine Health Data Organization to develop and maintain a multipayer provider database and service locator tool in conjunction with the Department of Health and Human Services.

**LD 600 An Act To Require Insurance Coverage for Certified Midwife Services**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 79 requires individual and group health insurance policies and contracts to provide coverage for services performed by a certified midwife when those services are within the lawful scope of practice of the certified midwife.

The law applies to individual and group health insurance policies and contracts issued or renewed on or after January 1, 2022.

**LD 603 An Act Regarding the Practice of Pharmacy**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 146 amends the definitions of the terms "pharmacist" and "practice of pharmacy" in the Maine Pharmacy Act to clarify that a "pharmacist" is a provider of health care services and the "practice of pharmacy" is the provision of specified health care services. It also requires the Department of Professional and Financial Regulation, Maine Board of Pharmacy to

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establish the specifications for administering medications, drugs, devices and other materials within the practice of pharmacy.

**LD 615 An Act To Remove the Advanced Cardiac Life Support Certification Requirement for Dental Therapists**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 44 repeals the requirement that a dental hygienist who applies for dental therapist authority provide verification of a current advanced cardiac life support certification.

Public Law 2021, chapter 44 was enacted as an emergency measure effective May 5, 2021.

**LD 631 An Act To Provide Funding for Maine's Health Insurance Consumer Assistance Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 206 clarifies that the State is responsible for funding the Health Insurance Consumer Assistance Program.

The law also provides continued funding of \$200,000 for the Health Insurance Consumer Assistance Program in fiscal years 2021-22 and 2022-23 through a transfer of available Other Special Revenue Funds balances from the Department of Professional and Financial Regulation to the Department of the Attorney General.

**LD 653 An Act To Provide Maine Residents Losing Employer-based Health Coverage with Information about Other Coverage**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 80 requires insurers, when terminating group health coverage, to provide information to policyholders, including employers, that can be shared with group members about their eligibility for any special enrollment period to purchase an individual health plan pursuant to the federal Affordable Care and Patient Protection Act and about the availability of public health coverage options like MaineCare. The law also adds minimum requirements as to the content of the form provided to policy holders.

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**LD 673 An Act To Create the Insulin Safety Net Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 303 establishes the Insulin Safety Net Program, which is modeled after a similar program in Minnesota. The law requires the Maine Board of Pharmacy to oversee the program. The law requires that, by March 1, 2022, manufacturers of insulin establish procedures to make insulin available to pharmacies for dispensing to eligible individuals who are in urgent need of insulin or who need access to an affordable insulin supply. Manufacturers whose aggregate total of insulin sold, delivered or distributed in this State exceed 500,000 units of insulin in a year must register with the State and pay a registration fee of \$75,000 to support the administration of the program. The law requires annual reporting to the Legislature beginning February 15, 2023 on the number of Maine residents accessing insulin through the program and the cost to manufacturer and includes a provision to repeal the program on January 1, 2027.

**LD 686 An Act To Increase Prescription Drug Pricing Transparency**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 305 amends the law governing prescription drug pricing for purchasers. It changes a requirement that a manufacturer notify the Maine Health Data Organization when the manufacturer has taken certain actions regarding high prescription drug pricing to a requirement that the organization produce and post on its publicly accessible website a list of prescription drugs for which manufacturers have taken those actions. It requires the organization to produce and post on its publicly accessible website a list of drug product families for which it intends to request pricing component data from manufacturers, wholesale drug distributors and pharmacy benefits managers and to notify the manufacturers, wholesale drug distributors and pharmacy benefits managers before requesting pricing component data. The law also amends related public reporting and confidentiality requirements.

**LD 790 An Act Clarifying Patient Consent for Certain Medical Examinations**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 92 clarifies that written informed consent is not required for pelvic, rectal or prostate examinations performed on a conscious patient; in such cases the informed consent must be obtained orally.

Public Law 2021, chapter 92 was enacted as an emergency measure effective June 8, 2021.

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**LD 791 An Act Regarding Telehealth Regulations**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 291 makes necessary changes to the definitions of "telehealth" and "telemonitoring" in the Maine Revised Statutes, Title 22 and Title 24-A for consistency.

With regard to patients receiving MaineCare coverage, it allows patients to provide verbal, electronic or written consent to telehealth and telemonitoring services.

With regard to health insurance carriers, the law removes restrictions related to the technology used to provide services through telehealth and makes clear that a health insurance carrier must provide coverage for a health care service through telehealth as long as the provider is acting within the scope of practice of the provider's license and in accordance with any rules adopted by the board that issued the provider's license related to standards of practice for the delivery of a health care service through telehealth. The law prohibits a carrier from placing any restriction on the prescribing of medication through telehealth by a provider whose scope of practice includes prescribing medication that is more restrictive than any requirement in state and federal law for prescribing medication through in-person consultation. The law also clarifies that the availability of health care services through telehealth may not be considered for the purposes of demonstrating network adequacy.

With regard to health care providers licensed under the Department of Professional and Financial Regulation, the law authorizes those providers to provide telehealth services as long as the licensee acts within the scope of practice of the licensee's license, in accordance with any requirements and restrictions imposed by law and in accordance with standards of practice. The law defines "telehealth services" and authorizes licensing entities to adopt rules to establish standards of practice and restrictions for telehealth services.

Public Law 2021, chapter 291 was enacted as an emergency measure effective June 21, 2021.

**LD 800 An Act To Amend Credit and Debit Card Surcharges Imposed by Governmental Entities**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 150 amends the administrative procedures and services laws pertaining to state finances to explicitly allow a state department or agency to impose a surcharge, including a service fee, for payments made by credit card or debit card for taxes, fines, charges, utility fees, regulatory fees, registration fees, license or permit fees or the provision of a specific service or good provided by that state department or agency. It also amends the Maine Consumer Credit Code – Truth-in-Lending to allow a governmental entity to impose a surcharge for payments made by credit card or debit card for registration fees and goods and includes under the definition of "governmental entity" a state department or agency and a plantation.

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The law requires that a state department or agency must disclose a surcharge prior to payment and that a surcharge may not exceed the costs associated with providing the credit card or debit card service.

**LD 863 An Act To Have Maine Join the Interstate Psychology Interjurisdictional Compact**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 331 enacts the Psychology Interjurisdictional Compact, an interstate compact designed to facilitate the practice of telepsychology and the temporary in-person, face-to-face practice of psychology across state boundaries.

**LD 945 An Act Regarding Notice by Health Insurance Carriers of Policy Changes**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 311 provides that, if a health insurance carrier provides notice of a material change to a provider agreement or manual, policy or procedure document in an electronic communication, the subject line of the electronic communication must indicate that notice of the amendment is included in the communication and the notice of the amendment must be provided as an attachment.

The law makes the changes applicable to a material change to a provider agreement or manual, policy or procedure document made on or after January 1, 2022.

**LD 998 An Act To Amend the Continuing Education Requirement for Pharmacists**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 84 amends the law governing continuing pharmacy education by providing that only pharmacists authorized to administer drugs and immunizations are required to complete at least 2 hours in board-approved courses on drug administration.

**LD 1011 An Act To Include Excluded Individuals on Insurance Cards**

**ENACTED LAW SUMMARY**

Beginning January 1, 2022, Public Law 2021, chapter 200 requires that a person excluded from coverage under an insurance policy used as evidence of insurance or financial responsibility under the motor vehicle laws must be explicitly excluded from the policy endorsement. The law does not apply to policies provided to commercial entities.

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**LD 1036 An Act To Allow a State Employee To Use a Federal Military Health Insurance Program and Reenroll upon Retirement in the State's Group Health Plan**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 341 authorizes a person participating in the State's group health plan who becomes eligible for coverage through the federal military health insurance program to decline coverage under the state's group health plan and reenroll in the plan at a later date. The law clarifies that the person remains eligible for coverage under the State's group health plan as a retiree and applies similar conditions for reenrollment that currently apply to certain retirees eligible to reenroll in coverage.

**LD 1045 An Act To Support Universal Health Care**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 391 establishes the Maine Health Care Plan to provide for all medically necessary health care services for all residents of this State and establishes the Maine Health Care Board to oversee planning and implementation of the plan. The law provides that the effective date of the legislation is contingent on the enactment of federal law authorizing a state to obtain a waiver to establish a state-based universal health care plan and to receive federal financing for that plan. The law requires that members of the board be appointed by the Governor within 60 days of the effective date.

The plan must be designed by the Maine Health Care Board in accordance with any requirements of federal law and may not be implemented until the State obtains a waiver for a state-based universal health care plan and receives federal financing to support the implementation of such a plan and until legislation is enacted to establish requirements for benefits under the plan; eligibility for the plan; provider participation and payments; and financing for the plan. Upon federal approval of a waiver or, if required by federal law or regulation, prior to submission of a waiver application, the law requires the board to make recommendations for legislation and directs the joint standing committee of the Legislature having jurisdiction over health coverage matters to report out legislation based on the board's recommendations to any regular or special session of the Legislature.

**LD 1115 An Act To Improve Access to HIV Prevention Medications**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 265 makes the following changes to improve access to HIV prevention drugs.

The law requires that any drug formulary used in the MaineCare program must ensure that HIV prevention drugs are available to members covered by MaineCare.

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The law requires health insurance carriers to provide coverage for an enrollee for HIV prevention drugs that have been determined to be medically necessary by a health care provider. Health insurance carriers are not required to cover all of the drugs approved by the federal Food and Drug Administration for HIV prevention as long as the carrier covers at least one approved drug for each method of administration with no out-of-pocket cost to the enrollee. Carriers are also required to provide coverage with no out-of-pocket cost for laboratory testing related to the ongoing monitoring of an enrollee taking an HIV prevention drug.

The law prohibits a carrier from imposing prior authorization or step therapy requirements on any HIV prevention drug, except that, if the federal Food and Drug Administration has approved one or more methods of administering HIV prevention drugs, a carrier is not required to cover all of the approved drugs without step therapy or prior authorization requirements as long as the carrier covers at least one approved drug for each method of administration without prior authorization or step therapy requirements. If step therapy or prior authorization requirements are met with regard to a particular HIV prevention drug, the carrier is required to cover that drug with no out-of-pocket cost to the enrollee. The requirements with regard to health insurance carriers apply to health plans issued or renewed on or after January 1, 2022.

The law also authorizes a pharmacist to prescribe, dispense and administer HIV prevention drugs pursuant to a standing order or collaborative practice agreement or when there is no prescription drug order from a health care provider, subject to rules and protocols adopted by the board.

**LD 1141 An Act To Amend the Service Contracts Act To Include the Replacement of Motor Vehicle Keys and Key Fobs and Damage to a Motor Vehicle That Results in Lease-end or Other Charges for Excessive Wear and Use**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 128 amends the laws governing service contracts to include the replacement of motor vehicle keys and key fobs and damage to a motor vehicle that results in lease-end or other charges for excessive wear and use under a motor vehicle lease.

**LD 1150 An Act To Phase Out Insurance Rating Based on Smoking History**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 344 reduces the maximum rating differential due to tobacco use that may be used by carriers to determine individual and small group health insurance premiums to 1.25 to 1 for plan year 2023 and prohibits rating due to tobacco use in plan year 2024 and thereafter. Under current law, the maximum rate differential due to tobacco use is 1.5 to 1.

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**LD 1176 An Act To Improve Fairness in Auto Insurance Claims**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 283 provides that if an insurer uses the value of a comparable motor vehicle to assess the value of a damaged motor vehicle, the insurer must use the value of a comparable motor vehicle in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island or New York if one is available and the insurer may expand the search to other states only after determining that comparable motor vehicles in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island or New York are not available.

**LD 1258 An Act To Implement the Recommendations of the Stakeholder Group Convened by the Emergency Medical Services' Board Related to Reimbursement Rates for Ambulance Services by Health Insurance Carriers and To Improve Participation of Ambulance Service Providers in Carrier Networks**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 241 implements recommendations related to reimbursement rates and contracting for ambulance services made by a stakeholder group convened by the Emergency Medical Services' Board.

Public Law 2021, chapter 241 requires insurance carriers to reimburse ambulance service providers rendering covered emergency services based on a certain percentage of Medicare reimbursement rates. The law states that ambulance service providers participating in an insurance carrier's network will be reimbursed at the ambulance service provider's rate or 200% of the Medicare rate for that service, whichever is less. For out-of-network providers, the reimbursement rate is 180% of the Medicare rate. The law also permits carriers to add an adjustment to increase reimbursement for providers in rural areas. The laws governing these ambulance service provider reimbursement rates requirements are repealed December 31, 2023.

The law also requires insurance carriers to offer a standard contract to ambulance service providers with certain minimum requirements related to the length of the contract, the ability to terminate the contract and the time period in which ambulance service providers may submit claims for payment.

The law further directs the Emergency Medical Services' Board to adopt rules and protocols to evaluate the need for any new ambulance service in this State before granting a license and repeals the requirement in five years to allow for further evaluation before making the process permanent. The law also directs the Emergency Medical Services' Board to establish by rule a program for collecting and reporting cost and performance metrics related to emergency services, including ambulance services.

Finally, the law requires the Emergency Medical Services' Board to convene a stakeholder group to review issues related to financial health and costs of ambulance service providers and the

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delivery of services by ambulance service providers in this State. The stakeholder group is required to report to the joint standing committee of the Legislature having jurisdiction over health coverage, insurance and financial services matters no later than February 1, 2023.

**LD 1268 An Act To Provide Greater Access to Treatment for Serious Mental Illness by Restricting Prescription Drug Utilization Management by an Insurance Carrier**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 345 requires a health insurance carrier to approve a prior authorization request for medication on the carrier's formulary prescribed to assess or treat an enrollee's serious mental illness. The law also requires a carrier to provide an exception to step therapy protocols for prescription drugs selected by the enrollee's health care provider intended to assess or treat the enrollee's serious mental illness.

The requirements of Public Law 2021, chapter 345 apply to health insurance policies issued or renewed on or after January 1, 2022.

**LD 1293 An Act To Improve Access to Certain Injectable Medications Approved by the Federal Food and Drug Administration**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 271 permits pharmacists licensed within the State to administer to adults injections of drugs approved by the United States Food and Drug Administration upon the order of a licensed practitioner or as part of a collaborative practice agreement.

**LD 1311 An Act Regarding the State Employee Health Commission**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 312 changes the name of the Department of Administrative and Financial Services, Division of State Employee Health Insurance to the Office of Employee Health and Wellness and changes the name of the office head from the Executive Director of Health Insurance to the Executive Director of Employee Health and Wellness.

The law also specifies that the duties of the State Employee Health Commission include providing counsel to the Executive Director of Employee Health and Wellness and the Director of the Bureau of Human Resources on dental insurance and the state living resources program.

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**LD 1317 An Act To Regulate Insurance Carrier Practice or Facility-wide Prepayment Review**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 272 establishes requirements for carriers performing practice or facility-wide prepayment review of claims for payment made by providers for covered health care services. The requirements apply to any claim of a provider that has been subjected to practice or facility-wide prepayment review that has not yet been resolved as of the effective date of the law and any claim submitted by a provider on or after the effective date of the law.

**LD 1320 Act To Allow Maine Shareholders of Banks and Members and Corporators of Credit Unions To Hold Virtual Meetings**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 188 allows corporators, members and holders of a proxy of a corporator or member of a mutual bank or holding company and shareholders and holders of a proxy of a shareholder of an investor-owned bank to hold meetings remotely and to participate in meetings by means of remote communication. The law also authorizes credit unions to hold meetings remotely and to authorize members to participate in annual and special meetings by means of remote communication.

Public Law 2021, chapter 188 was enacted as an emergency measure effective June 14, 2021.

**LD 1420 An Act To Conform State Law to the Peer-to-Peer Car Sharing Program Model Act**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 352 makes the following changes to the current Peer-to-peer Car Sharing Insurance Act to align with the model legislation adopted by the National Council of Insurance Legislators.

1. The law clarifies that “peer-to-peer car sharing” is not the business of renting motor vehicles.
2. The law requires that the car program sharing agreement must disclose the location agreed upon by the shared vehicle owner and shared vehicle driver for return of the shared vehicle.
3. The law repeals and replaces the insurance requirements for peer-to-peer car sharing. The law requires that the car sharing program assume the liability of a shared vehicle owner for bodily injury property damage to 3rd parties or uninsured or underinsured motorists or personal protection losses during the car sharing period in an amount that is not less than the minimum amount required by law for financial responsibility of owners or operators of motor vehicles.

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The liability coverage requirements do not apply when a shared vehicle owner makes an intentional or fraudulent material misrepresentation or omission to a car sharing program or when a shared vehicle owner acting in concert with a shared vehicle driver fails to return a shared vehicle pursuant to the terms of a car sharing program agreement.

4. The law requires car sharing programs to comply with specific disclosures to shared vehicle owners and shared vehicle drivers related to insurance coverage and to contact information in case of emergency.
5. Before a vehicle is made available for car sharing, the law requires car sharing programs to verify that a shared vehicle does not have any safety recalls on the vehicle for which repairs have not been made and prohibits a shared vehicle owner from making a vehicle available until the safety recall repair is made.
6. The law establishes record keeping requirements for car sharing programs, including records pertaining to the use of shared vehicles and to shared vehicle drivers.
7. The law provides that the car sharing program has sole responsibility for any equipment out, in or on the shared vehicle to monitor or facilitate the car sharing transaction and that the car sharing program shall indemnify and hold harmless the vehicle owner for any damage to or theft of such equipment during a car sharing period not caused by the vehicle owner.

**LD 1450 An Act To Provide Fairness in Communications from Pharmacy Benefits Managers**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 371 prohibits a pharmacy benefits manager or representative of a pharmacy benefits manager from causing or knowingly permitting the use of any advertisement, promotion, solicitation, representation, proposal or offer that is untrue, deceptive or misleading.

**LD 1466 An Act To Improve the Efficiency of Certain Consumer Credit Protection Laws**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 245 makes changes to the consumer credit protection laws.

Part A does the following.

1. It clarifies the jurisdiction of the Department of Professional and Financial Regulation, Bureau of Consumer Credit Protection to regulate transactions entered into by mail, telephone or electronic mail or using a creditor's website when the consumer is located in Maine.

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2. It establishes that an automobile seller is regularly engaged in credit sales if the seller sells more than 15 cars per year on credit. Currently, a dealer can sell up to 25 cars a year on credit without complying with any disclosure, rate cap or repossession standards.
3. It defines a supervised lender to include a company that purchases and collects on supervised loans, regardless of whether the company maintains an office in this State. Current law already holds in-state companies to this standard.
4. It authorizes the Superintendent of Consumer Credit Protection to adjust fees to support the costs of compliance and staff attorney positions with revenues derived from nonbank mortgage companies. It also allows the superintendent to reduce fees by regulation.
5. It specifically provides that the Superintendent of Consumer Credit Protection or the Superintendent of Financial Institutions has the authority, after notice to the licensee and opportunity to be heard, to suspend, revoke or deny renewal of a payroll processor's license.
6. It confirms the ability of the Bureau of Consumer Credit Protection to regulate transmission of virtual currencies, such as Bitcoin. It clarifies that digital representations of value as part of merchant rewards programs that may not be exchanged for legal tender or tokens issued for use solely within online games or game platforms are not subject to regulation as virtual currencies.
7. It establishes the Superintendent of Consumer Credit Protection's authority over debt collectors consistent with authority granted the administrator with respect to other license types.
8. It adds routine enforcement authority with respect to debt collectors that is consistent with authority currently applied with respect to consumer lenders and creditors.
9. It adds to the laws governing debt collectors an assurance of discontinuance as an enforcement option consistent with current law applicable to consumer lenders and creditors.

Part B does the following.

1. It permits the use of a nationwide multistate licensing system to process licenses and registrations with respect to general creditors, debt collectors, money transmitters and other entities regulated by the Bureau of Consumer Credit Protection. It also authorizes the use of that system by large, national companies that already use the system for their licenses in other states.
2. It amends a notification date provision in the law to permit the Bureau of Consumer Credit Protection to use the nationwide mortgage licensing system for different business types.

Part C repeals language that requires annual reports to the joint standing committee of the Legislature having jurisdiction over insurance and financial services matters relating to the business of "legal funding practices."

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Part D does the following.

1. It amends application and renewal fee provisions for entities licensed and regulated by the Bureau of Consumer Credit Protection to allow the bureau to use rulemaking to adjust fees.
2. It allows the bureau to use the nationwide mortgage licensing system and registry to license or register regulated entities.
3. It authorizes the Superintendent of Consumer Credit Protection to permit affiliated companies to be under a single debt collector license.

Part E makes it a violation of the Maine Fair Debt Collection Practices Act to collect or attempt to collect a debt from medical expenses against an individual eligible for free or charity care.

Part F provides that a debt collector may not initiate collection actions on any debt in small claims court and adds specific requirements relating to collection actions for credit card debt and student loan debt.

Part G authorizes courts to refer cases to the Court Alternative Dispute Resolution Service for mediation and assess fees for such mediation.

**LD 1494 An Act To Create Limited Lines Self-storage Insurance**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 218 creates self-storage insurance as a limited line insurance that provides coverage against loss or damage to the personal property of a self-storage customer that occurs while the property is inside a self-storage space or in transit to or from a self-storage facility. The law permits certain self-storage providers and their employees to sell or offer self-storage insurance to customers who rent or lease self-storage space. The law describes the application process for a self-storage insurance limited lines license and requires that self-storage providers obtain a limited lines license or receive training from a licensed insurer before selling or offering self-storage insurance to a customer. The law requires that certain disclosures be made to customers when selling or offering self-storage insurance, describes the duration and fees associated with a limited lines license and authorizes the Superintendent of Insurance to assess penalties for violations of the provisions related to self-storage insurance.

**LD 1563 An Act Regarding Travel Insurance in the Maine Insurance Code**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 354 amends the laws governing the sale of travel insurance in the State.

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The law adds language requiring the provision of certain notices to the superintendent from any business entity acting as a supervising travel producer without being specifically licensed. The law provides that travel insurance must be classified and filed under an inland marine line of insurance subject to certain exceptions.

The law also amends the license requirements for selling travel insurance, establishes sales practices for travel insurers and authorizes the adoption of rules relating to the sale of travel insurance. The law also establishes requirements for travel protection plans and requirements for travel administrators for travel insurance.

Finally, the law assesses a premium tax on travel insurance premiums and establishes reporting requirements for travel insurers.

**LD 1622 An Act To Promote Individual Retirement Savings through a Public-Private Partnership**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 356 establishes the Maine Retirement Savings Board to establish and administer the Maine Retirement Savings Program. The law places the program under the oversight of the board and the Office of the Treasurer of State. The law requires the board to develop a voluntary program to offer individual defined contribution retirement accounts for persons employed in the State who do not have access to a qualified retirement plan through their employers or who are self-employed.

**LD 1629 An Act Regarding the Qualifications for Licensure as a Physician or Surgeon**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 229 specifies that the Board of Licensure in Medicine may accept in fulfillment of the requirements for licensure postgraduate training of an applicant that occurs following graduation from a dental school accredited by the American Dental Association Commission on Dental Accreditation or its successor organization, but before graduation from a medical school accredited by the Liaison Committee on Medical Education or its successor organization.

Public Law 2021, chapter 229 was enacted as an emergency measure effective June 16, 2021.

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**LD 1645 An Act To Establish Protections for Private Student Loan Borrowers and a Registry of Lenders**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 357 directs that private lenders of postsecondary education financing to students for expenses related to postsecondary education, regardless of whether the education is provided by businesses authorized to do business in or accredited by the State, register with the Superintendent of Consumer Credit Protection within the Department of Professional and Financial Regulation and that the superintendent must publish a registry of the private lenders on a publicly accessible website. It requires that a person may not engage in the business of securing, making or extending a private education loan or holding a private education loan without a license as a supervised lender. The law provides an exemption from the requirements for State-chartered banks and credit unions and the Finance Authority of Maine. It clarifies that a person is subject to the requirements as a private education lender notwithstanding the fact that the person purports to act as an agent or in another capacity for an entity that is exempt if certain conditions are met.

The law affords cosigners of private student financing the same rights and protections afforded the primary student borrowers of private student financing. The law provides for fines, suspension from operating in the State, criminal liability for and private rights of action against lenders of private student financing that violate the provisions.

The law contains provisions for private education lenders to provide information and disclosures to borrowers and cosigners of private education loans, provisions to allow a cosigner to be released from obligations under a private education loan, provisions to require the discharge of the loan or release of a cosigner if the borrower or cosigner dies or suffers a total and permanent disability, provisions regarding alternative repayment options, prohibitions on accelerating loan payments under most conditions and requirements for the collection of delinquent private education loans.

**LD 1646 An Act To Amend the Occupational Therapy Licensing Statutes**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 278 amends the laws governing occupational therapy by expanding the description of occupational therapy services to align with the model definition recommended by the American Occupational Therapy Association.

The law also directs the Department of Professional and Financial Regulation, Board of Occupational Therapy Practice to adopt rules for continuing education as a condition of renewal of a license.

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**LD 1660 An Act To Modify Dental Licensure Requirements To Consider Credentialed  
Individuals from Other Jurisdictions**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 163 authorizes the Board of Dental Practice on a case-by-case basis to grant licensure to otherwise qualified applicants for dentist licenses, limited dentist licenses and dental hygienist licenses who did not obtain either a doctoral degree in dentistry or a dental hygiene degree from a program accredited by the American Dental Association Commission on Dental Accreditation by authorizing the board to consider educational equivalency in determining the educational qualifications. It also authorizes the Board of Dental Practice on a case-by-case basis to grant licensure to otherwise qualified applicants for dentist faculty licenses, limited dentist licenses, expanded function dental assistant licenses, faculty dental hygiene licenses, faculty denturist licenses and licenses under the Dental Practice Act endorsement provision who are licensed in good standing in a United States territory, a foreign nation or a foreign administrative division that issues licenses in the dental professions.

Public Law 2021, chapter 163 was enacted as an emergency measure effective June 11, 2021.

**LD 1725 An Act To Clarify the Deferral of the Pooled Market and Link Small Employer  
Clear Choice to Pooling in the Made for Maine Health Coverage Act**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 361 changes the effective date of individual and small group health plans that must be offered in the State through a pooled market from January 1, 2022 to January 1, 2023. The law requires the Superintendent of Insurance to develop clear choice designs for all individual health plans offered in the State with effective dates on or after January 1, 2022 and for all pooled market health plans. The law clarifies that health insurance carriers may offer up to three health plan designs that modify one or more cost-sharing parameters of a clear choice design.

The law modifies the permissible use of excess funds derived from assessments against insurers under the Maine Revised Statutes, Title 24-A, section 3957 and delays the implementation of the requirement that the Maine Guaranteed Access Reinsurance Association reinsure certain insurers offering small group health plans in the State to calendar year 2023.



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 HEALTH AND  
HUMAN SERVICES**

December 2021

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# *Joint Standing Committee on Health and Human Services*

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| LD 958  | Resolve, Directing the Department of Health and Human Services To Conduct a Review of Rules Governing In-home Personal Care Assistance Services  | RESOLVE 117 |
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| LD 250 | An Act To Assist Nursing Homes in the Management of Facility Beds  | CARRIED OVER |
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LD 1586	An Act To Strengthen Statewide Mental Health Peer Support, Crisis Intervention Mobile Response and Crisis Residential Services	CARRIED OVER

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**Enacted**

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LD 962 An Act To Appropriate Funds To Eliminate Waiting Lists for Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions ONTP

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LD 98 An Act To Clarify Maine's Statutes Related to the Licensing of Child Care Providers PUBLIC 35

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**Enacted**

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- LD 496 An Act To Increase Timely Access to Mental Health Services by Increasing MaineCare Reimbursement Rates CARRIED OVER
- LD 1173 Resolve, To Develop a Plan To Treat in Maine Those Children with Behavioral Health Needs Currently Treated Outside the State ONTP

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- LD 497 Resolve, To Direct the Department of Health and Human Services To Report on Child Abuse Prevention Efforts To Implement the Family First Prevention Services Act RESOLVE 24
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- LD 396 An Act To Require the Department of Health and Human Services To Provide Assistance with Applications for Basic Necessities To Prevent Children Being Removed from Parental Custody ONTP
- LD 503 Resolve, To Help Children in Therapeutic Foster Care Move toward Adoption ONTP
- LD 632 An Act To Facilitate the Conversion of Children's Private Nonmedical Institutions to Qualified Residential Treatment Programs as Required by Federal Law CARRIED OVER
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LD 716	An Act To Enhance and Improve the Maine Developmental Services Oversight and Advisory Board and To Establish the Aging and Disability Mortality Review Panel	CARRIED OVER
LD 962	An Act To Appropriate Funds To Eliminate Waiting Lists for Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions	ONTP
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LD 1360	An Act To Provide Services to Maine's Most Vulnerable Citizens by Eliminating the Waiting Lists for Certain MaineCare Services	CARRIED OVER
LD 1574	An Act To Ensure Support for Adults with Intellectual Disabilities or Autism with High Behavioral Need	CARRIED OVER

### *Disposition of Human Remains*

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| LD 1223 | An Act To Allow Crematories Using Chemical Dissolution Processes in Facilities Other Than Cemeteries | ONTP |
| LD 1535 | An Act To Allow Green Death Care Practices by Alkaline Hydrolysis and Natural Organic Reduction      | ONTP |

### *Fund for a Healthy Maine*

#### **Not Enacted**

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| LD 1693 | An Act To Advance Health Equity, Improve the Well-being of All Maine People and Create a Health Trust | CARRIED OVER |

### *Health Care*

#### **Enacted**

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#### **Not Enacted**

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| LD 372  | An Act To Provide Maine Children Access to Affordable Health Care   | CARRIED OVER |
| LD 718  | An Act To Improve the Health of Maine Residents by Closing Coverage Gaps in the MaineCare Program and the Children's Health Insurance Program | CARRIED OVER |
| LD 979  | An Act To Expand Maine's School-based Health Centers  | CARRIED OVER |
| LD 1608 | An Act To Expand the MaineCare Program To Cover All Citizens of the State   | CARRIED OVER |

LD 1717 An Act To Ensure Home Care and Hospice Providers Are Included in  
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### *Health Care Workforce*

#### **Enacted**

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#### **Not Enacted**

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LD 629 Resolve, To Establish the Task Force To Study the Process for  
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LD 1157 An Act To Ensure MaineCare Reimbursement Rates for Home and  
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LD 1267 Resolve, To Provide Medicaid Rate Increases for Professionals  
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LD 1302 Resolve, To Change the Educational Requirements of Certain  
Behavioral Health Professionals ONTP

LD 1385	An Act To Provide for Timely Placement with Respect to Violent Patients in Hospital Emergency Rooms	ONTP
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LD 1573	An Act To Implement the Recommendations of the Commission To Study Long-term Care Workforce Issues	CARRIED OVER

### *Health Information and Data*

**Enacted**

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**Not Enacted**

LD 601	An Act Regarding Indices of Vital Records	Majority (ONTP) Report
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### *Hospice and Palliative Care*

**Enacted**

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**Not Enacted**

LD 1717	An Act To Ensure Home Care and Hospice Providers Are Included in Maine's Emergency Response Plans	ONTP
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**Not Enacted**

LD 629	Resolve, To Establish the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers	CARRIED OVER
LD 1001	An Act To Ensure Parents' Access to Their Minor and Adult Children with Special Needs	Died Between Houses

LD 1325 An Act To Provide Relief from Audit Requirements for Certain Health Care Facilities during a State of Emergency ONTP

LD 1385 An Act To Provide for Timely Placement with Respect to Violent Patients in Hospital Emergency Rooms ONTP

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#### **Enacted**

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#### **Not Enacted**

LD 867 An Act To Prohibit Mandatory COVID-19 Vaccinations for 5 Years To Allow for Safety Testing and Investigations into Reproductive Harm CARRIED OVER

LD 1077 Resolve, To Promote Equity in COVID-19 Immunizations ONTP

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#### **Enacted**

LD 206 Resolve, Regarding Legislative Review of Chapter 234: Lead Testing in School Drinking Water Rule, a Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention RESOLVE 44

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#### **Enacted**

LD 578 Resolve, Regarding Legislative Review of Portions of Chapter 113: Regulations Governing the Licensing and Functioning of Assisted Housing Programs: Infection Prevention and Control, a Major Substantive Rule of the Department of Health and Human Services, Division of Licensing and Certification RESOLVE 13

LD 1069 An Act To Provide Program Solvency, Clarity, Consistency and Flexibility in Routine Public Health Licensing Activities PUBLIC 125

LD 1344 An Act To Clarify the Authority of the Department of Health and Human Services during a Public Health Emergency PUBLIC 349

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| LD 1241 | An Act To Establish More Transparency, Due Process, Education and Understanding between the Department of Health and Human Services and Certain Maine Businesses | Majority (ONTP) Report |

**Maternal/Infant**

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| LD 1113 | Resolve, To Direct the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations To Study and Propose Solutions to Disparities in Access to Prenatal Care in the State | RESOLVE 71 |

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**Enacted**

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| LD 265 | An Act To Provide Women Access to Affordable Postpartum Care  | PUBLIC 461  |
| LD 376 | Resolve, To Increase Certain Chiropractic Reimbursement Rates under the MaineCare Program             | RESOLVE 111 |
| LD 590 | An Act To Require MaineCare Coverage for Ostomy Equipment   | PUBLIC 467  |
| LD 595 | Resolve, To Ensure That Access to Oral and Facial Ambulatory Surgical Centers in Maine Remains Viable | RESOLVE 112 |
| LD 854 | An Act To Ensure Continued Health-related Services for Children To Access Education                   | PUBLIC 227  |

LD 1064	An Act To Advance Palliative Care Utilization in the State	PUBLIC 438
LD 1469	Resolve, To Provide Add-on Payments for Ambulance Services Reimbursed by the MaineCare Program and To Increase Reimbursement Rates for Physical Therapy under the MaineCare Program	RESOLVE 118
LD 1470	Resolve, Regarding Reimbursement for Providing Inpatient Care to Individuals with Acute Mental Health Care Needs	RESOLVE 119

**Not Enacted**

LD 17	Resolve, To Provide Rural Nonmedical Transportation Services to the Elderly and Adults with Disabilities Receiving Home and Community Benefits under the MaineCare Program	CARRIED OVER
LD 48	Resolve, To Require the Department of Health and Human Services To Request a Waiver Relating to Support Services and To Provide Funds To Prevent Homelessness	ONTP
LD 62	An Act To Promote Cost-effectiveness in the MaineCare Program and Improve the Oral Health of Maine Adults and Children	ONTP
LD 72	An Act To Improve Dental Health for Maine Children and Adults with Low Incomes	ONTP
LD 74	Resolve, To Ensure Appropriate Personal Needs Allowances for Persons Residing in Long-term Care Facilities	CARRIED OVER
LD 85	An Act Concerning MaineCare Coverage for Donor Breast Milk	CARRIED OVER
LD 166	An Act To Allow Participants in the Qualified Medicare Beneficiary Program To Qualify for MaineCare Transportation Services	ONTP
LD 250	An Act To Assist Nursing Homes in the Management of Facility Beds	CARRIED OVER
LD 283	Resolve, To Address Inequities for Certain Direct Care Workers	ONTP

LD 360	Resolve, To Reduce Barriers to Recovery from Addiction by Expanding Eligibility for Targeted Case Management Services	ONTP
LD 415	Resolve, Directing the Department of Health and Human Services To Increase MaineCare Reimbursement Rates for Targeted Case Management Services and To Expand Eligibility for Targeted Case Management Services for Adults with Substance Use Disorder	CARRIED OVER
LD 432	Resolve, To Improve Behavioral Health Care for Children	CARRIED OVER
LD 496	An Act To Increase Timely Access to Mental Health Services by Increasing MaineCare Reimbursement Rates	CARRIED OVER
LD 582	An Act To Support the Fidelity and Sustainability of Assertive Community Treatment	CARRIED OVER
LD 592	An Act To Ensure Access to Outpatient Mental Health Services by Increasing Reimbursement for Outpatient Therapists	ONTP
LD 614	Resolve, To Extend Funding to Maine Veterans' Homes during the COVID-19 Pandemic	CARRIED OVER
LD 652	An Act To Include an Emergency Reimbursement Rate Review Process in Rate Setting by the Department of Health and Human Services	ONTP
LD 674	An Act To Support Early Intervention and Treatment of Psychotic Disorders	CARRIED OVER
LD 684	Resolve, To Amend MaineCare Reimbursement Provisions Governing Supplemental Payments to Nursing Facilities with High MaineCare Use	CARRIED OVER
LD 718	An Act To Improve the Health of Maine Residents by Closing Coverage Gaps in the MaineCare Program and the Children's Health Insurance Program	CARRIED OVER
LD 739	An Act Regarding Credible Allegations of Fraud by MaineCare Providers	ONTP



LD 873	Resolve, To Waive Reductions to Nursing Facility Reimbursement Resulting from Payroll Protection Program Loans and Grants	ONTP
LD 878	Resolve, To Increase MaineCare Reimbursement Rates for Services Provided by Direct Care Workers	ONTP
LD 949	Resolve, To Restore the MaineCare Nursing Facility COVID-19 Temporary Rate Increase	CARRIED OVER
LD 996	An Act To Improve Dental Health Access for Maine Children and Adults with Low Incomes	CARRIED OVER
LD 1112	Resolve, To Classify Employee Health Insurance as a Fixed Cost for MaineCare Reimbursement in Nursing Homes	CARRIED OVER
LD 1135	An Act Regarding Substance Use Disorder Treatment Services and Increasing Reimbursement Rates for Those Services	CARRIED OVER
LD 1157	An Act To Ensure MaineCare Reimbursement Rates for Home and Community-based Services for Persons with Intellectual Disabilities or Autism Are Adjusted in Accordance with Increases in State and Municipal Minimum Wage	ONTP
LD 1173	Resolve, To Develop a Plan To Treat in Maine Those Children with Behavioral Health Needs Currently Treated Outside the State	ONTP
LD 1197	Resolve, To Require Continued MaineCare Reimbursement to Nursing Facilities for Bed Hold Days during Hospitalizations and Therapeutic Leaves of Absence	CARRIED OVER
LD 1204	An Act To Address the Shortage of Direct Care Workers for Children with Disabilities in Maine	CARRIED OVER
LD 1267	Resolve, To Provide Medicaid Rate Increases for Professionals Working with Individuals with Intellectual or Developmental Disabilities	ONTP
LD 1386	Resolve, To Improve Access to Bariatric Care	CARRIED OVER

LD 1427	An Act To Encourage Family Care of Aging Adults	Majority (ONTP) Report
LD 1501	An Act To Protect Oral Health for Children in Maine	CARRIED OVER
LD 1528	Resolve, Directing the Department of Health and Human Services To Adjust Reimbursement Rates for Certain Home-based Services	CARRIED OVER
LD 1543	An Act To Improve and Modernize Home-based Care	CARRIED OVER
LD 1553	An Act To Amend the Law Governing MaineCare Coverage of Chiropractic Treatment	CARRIED OVER
LD 1573	An Act To Implement the Recommendations of the Commission To Study Long-term Care Workforce Issues	CARRIED OVER
LD 1608	An Act To Expand the MaineCare Program To Cover All Citizens of the State	CARRIED OVER
LD 1701	An Act To Establish a Managed Care Program for MaineCare Services	CARRIED OVER

**Miscellaneous**

**Enacted**

LD 783	An Act Regarding the Membership of the Sexual Assault Forensic Examiner Advisory Board	PUBLIC 118
LD 822	An Act To Affirm That Food Seeds Are a Necessity in Maine	PUBLIC 175

**Not Enacted**

LD 1582	An Act To Enact the Maine Psilocybin Services Act	CARRIED OVER
LD 1601	Resolve, To Establish an Advisory Panel To Study the Implications of Genome-editing Technology for the Citizens of the State	Died On Adjournment

**Oral Health/Dental Care**

**Enacted**

LD 595    Resolve, To Ensure That Access to Oral and Facial Ambulatory                     RESOLVE 112  
Surgical Centers in Maine Remains Viable

**Not Enacted**

LD 62        An Act To Promote Cost-effectiveness in the MaineCare Program and    ONTP  
Improve the Oral Health of Maine Adults and Children

LD 72        An Act To Improve Dental Health for Maine Children and Adults            ONTP  
with Low Incomes

LD 996       An Act To Improve Dental Health Access for Maine Children and            CARRIED OVER  
Adults with Low Incomes

LD 1501     An Act To Protect Oral Health for Children in Maine                        CARRIED OVER

**Poverty and Homelessness**

**Enacted**

LD 81        An Act To Ensure the Safety of Children Experiencing Homelessness    PUBLIC 98  
by Extending Shelter Placement Periods and Amending Licensing  
Requirements for Emergency Shelters

LD 475       Resolve, To Create the Frequent Users System Engagement                    RESOLVE 23  
Collaborative

**Not Enacted**

LD 48        Resolve, To Require the Department of Health and Human Services      ONTP  
To Request a Waiver Relating to Support Services and To Provide  
Funds To Prevent Homelessness

LD 843       An Act To Create a Pathway to Housing Stability for Homeless                ONTP  
Young People and Those at Risk of Entering and Those Exiting  
Corrections Systems

LD 1076     An Act To Support the Operations of Youth Shelters in Maine                CARRIED OVER

LD 1301 An Act To Support Transitional Housing for Persons Experiencing Abuse, Dangerous Living Conditions, Economic Insecurity Due to Divorce or Separation, Chronic Homelessness, Substance Use Disorder or Mental Disorders ONTP

**Prescription Drugs**

**Enacted**

LD 330 An Act To Improve the Process of Disposal of Hospice Medications Used in the Home PUBLIC 193

**Not Enacted**

LD 1729 Resolve, To Assess the Feasibility of the Production of Insulin in Maine CARRIED OVER

**Prescription Monitoring Program**

**Enacted**

LD 799 An Act To Amend the Procedures for Veterinarians in the Controlled Substances Prescription Monitoring Program PUBLIC 83

LD 1333 An Act Concerning the Controlled Substances Prescription Monitoring Program and the Dispensing of Naloxone Hydrochloride by Emergency Medical Services Providers PUBLIC 161

**Public Assistance**

**Enacted**

LD 78 An Act To Protect Children from Extreme Poverty by Preserving Children's Access to Temporary Assistance for Needy Families Benefits PUBLIC 97

LD 727 Resolve, To Eliminate the Asset Test for the Supplemental Nutrition Assistance Program RESOLVE 115

LD 792 An Act To Make Technical Changes to the Eligibility Provisions of the Higher Opportunity for Pathways to Employment Program PUBLIC 149

LD 822 An Act To Affirm That Food Seeds Are a Necessity in Maine PUBLIC 175

LD 964 An Act To Expand Access to Certified Substance Use Disorder Recovery Residence Services PUBLIC 472

LD 1305 Resolve, To Increase Collaboration between the Maine State Housing Authority and the Department of Health and Human Services RESOLVE 87

LD 1603 An Act To Implement the Recommendations of the Committee To Study the Feasibility of Creating Basic Income Security PUBLIC 405

**Not Enacted**

LD 287 An Act To Require Electronic Benefits Transfer Cards To Be Printed with the Beneficiary's Photograph Majority (ONTP) Report

LD 302 An Act To Eliminate the Working Cars for Working Families Program ONTP

LD 357 An Act To Repeal the Working Cars for Working Families Program ONTP

LD 910 An Act To Amend the General Assistance Laws Governing Reimbursement CARRIED OVER

LD 1695 An Act To Improve Housing Security by Improving Access to General Assistance ONTP

**Public Health**

**Enacted**

LD 129 Resolve, To Protect Consumers of Public Drinking Water by Establishing Maximum Contaminant Levels for Certain Substances and Contaminants RESOLVE 82

LD 819 An Act To Reduce Lung Cancer Rates in Maine by Creating a Voluntary Radon Testing and Mitigation Program for Landlords, Homeowners and Home Builders PUBLIC 470

LD 1392 An Act Directing the Maine Center for Disease Control and Prevention To Release Annually Public Health Data Regarding Certain Fatalities and Hospitalizations PUBLIC 369

LD 1548 Resolve, To Alleviate the Disproportionate Impact of COVID-19 and Public Health Outcomes RESOLVE 91

LD 1653	Resolve, Regarding Legislative Review of Chapter 124: Emergency Medical Services Personnel Reporting Rule, a Late-filed Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention	RESOLVE 51
<b>Not Enacted</b>		
LD 164	An Act To Establish Maximum Contaminant Levels under the State's Drinking Water Rules for Certain Perfluoroalkyl and Polyfluoroalkyl Substances	ONTP
LD 888	An Act To Ensure Ongoing Services for Victims of Sexual Assault and Domestic Violence	ONTP
LD 1324	Resolve, Directing the Department of Health and Human Services To Conduct an Assessment of Human Trafficking in the State	CARRIED OVER
LD 1388	An Act To Require Testing of Public Drinking Water Supplies for Toxic Perfluoroalkyl and Polyfluoroalkyl Substances and To Establish Maximum Contaminant Levels	ONTP
LD 1437	An Act To Reduce Poisoning from Radon, Arsenic and Other Air or Water Pollutants by Expanding Education, Testing and Mitigation Regarding Those Pollutants	ONTP
LD 1570	An Act To Protect Drinking Water for Maine Residents	CARRIED OVER

### *Substance Use Disorder*

**Enacted**

LD 488	Resolve, To Expand Recovery Community Organizations throughout Maine	RESOLVE 46
LD 964	An Act To Expand Access to Certified Substance Use Disorder Recovery Residence Services	PUBLIC 472
LD 1333	An Act Concerning the Controlled Substances Prescription Monitoring Program and the Dispensing of Naloxone Hydrochloride by Emergency Medical Services Providers	PUBLIC 161
LD 1718	An Act To Establish the Accidental Drug Overdose Death Review Panel	PUBLIC 292

**Not Enacted**

LD 360	Resolve, To Reduce Barriers to Recovery from Addiction by Expanding Eligibility for Targeted Case Management Services	ONTP
LD 415	Resolve, Directing the Department of Health and Human Services To Increase MaineCare Reimbursement Rates for Targeted Case Management Services and To Expand Eligibility for Targeted Case Management Services for Adults with Substance Use Disorder	CARRIED OVER
LD 510	Resolve, To Reduce Stigma Regarding Substance Use Disorder by Requiring the Use of Respectful Language in the MaineCare Benefits Manual and Other Department of Health and Human Services Publications	ONTP
LD 789	An Act To Expand Administration of Lifesaving Opioid Medication	ONTP
LD 1059	An Act To Provide Substance Use Disorder Treatment to Adolescents	CARRIED OVER
LD 1135	An Act Regarding Substance Use Disorder Treatment Services and Increasing Reimbursement Rates for Those Services	CARRIED OVER
LD 1177	An Act To Increase Access to Intranasal Naloxone Hydrochloride for Syringe Services Programs	ONTP
LD 1428	An Act To Increase the Availability of Nasal Naloxone in Community Settings	CARRIED OVER
LD 1487	Resolve, Directing the Department of Health and Human Services To Seek a Waiver for Additional Medication-assisted Treatment for Certain Persons with Substance Use Disorder up to 30 Days Prior to Their Release from Incarceration	ONTP
LD 1722	An Act To Ensure Access to All Paths to Recovery for Persons Affected by Opioids Using Money Obtained through Litigation against Opioid Manufacturers	CARRIED OVER

**Telemedicine**

**Not Enacted**

LD 1543 An Act To Improve and Modernize Home-based Care CARRIED OVER

**Tobacco Sale and Use**

**Enacted**

LD 269 An Act To Prohibit Smoking in Bus Shelters PUBLIC 57

**Not Enacted**

LD 624 An Act To Amend the Laws Governing Tobacco Specialty Stores Majority (ONTP) Report

LD 1282 An Act To Prevent Underage Tobacco and Nicotine Access and Use ONTP

LD 1550 An Act To End the Sale of Flavored Tobacco Products CARRIED OVER

**Waitlists**

**Not Enacted**

LD 499 An Act To Eliminate the Waiting Lists for Older and Disabled Residents Who Are Eligible To Receive Home-based Care ONTP

LD 962 An Act To Appropriate Funds To Eliminate Waiting Lists for Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions ONTP

LD 1360 An Act To Provide Services to Maine's Most Vulnerable Citizens by Eliminating the Waiting Lists for Certain MaineCare Services CARRIED OVER



**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*

**Health and Human Services (HHS)**

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HHS	17	Resolve, To Provide Rural Nonmedical Transportation Services to the Elderly and Adults with Disabilities Receiving Home and Community Benefits under the MaineCare Program	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
HHS	24	An Act Regarding Certificates of Birth, Marriage and Death	Reported Out	OTP-AM		Enacted	PL	49	S1
HHS	38	An Act To Clarify the Timing of an Appeal of a Finding Regarding Involuntary Mental Health Treatment at a Designated Nonstate Mental Health Institution	Reported Out	OTP-AM		Enacted	PL	165	S1
HHS	47	An Act To Fund the State's Free Health Clinics	Reported Out	OTP-AM/ ONTP		Enacted	PL	458	S1
HHS	48	Resolve, To Require the Department of Health and Human Services To Request a Waiver Relating to Support Services and To Provide Funds To Prevent Homelessness	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	62	An Act To Promote Cost-effectiveness in the MaineCare Program and Improve the Oral Health of Maine Adults and Children	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	72	An Act To Improve Dental Health for Maine Children and Adults with Low Incomes	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	74	Resolve, To Ensure Appropriate Personal Needs Allowances for Persons Residing in Long-term Care Facilities	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	78	An Act To Protect Children from Extreme Poverty by Preserving Children's Access to Temporary Assistance for Needy Families Benefits	Reported Out	OTP-AM		Enacted	PL	97	S1
HHS	81	An Act To Ensure the Safety of Children Experiencing Homelessness by Extending Shelter Placement Periods and Amending Licensing Requirements for Emergency Shelters	Reported Out	OTP-AM		Enacted	PL	98	S1
HHS	85	An Act Concerning MaineCare Coverage for Donor Breast Milk	Reported Out	OTP-AM	Carried On Approps Table				S1

DIGEST OF BILLS

130TH FIRST REGULAR AND FIRST SPECIAL SESSION - 2021

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
HHS	93	An Act To Improve Maine's Quality Rating System for Child Care Services	Reported Out	OTP-AM		<u>Enacted</u>	PL	<u>138</u>	S1
HHS	98	An Act To Clarify Maine's Statutes Related to the Licensing of Child Care Providers	Reported Out	OTP		<u>Enacted</u>	PL	<u>35</u>	R1
HHS	118	An Act To Address Maine's Shortage of Behavioral Health Services for Minors	Reported Out	OTP-AM		<u>Enacted</u>	PL	<u>191</u>	S1
HHS	121	An Act To Require a Background Check for High-risk Health Care Providers under the MaineCare Program	Reported Out	OTP-AM		<u>Enacted</u>	PL	<u>400</u>	S1
HHS	129	Resolve, To Protect Consumers of Public Drinking Water by Establishing Maximum Contaminant Levels for Certain Substances and Contaminants	Reported Out	OTP-AM		<u>Emergency Finally Passed</u>	RESLV	<u>82</u>	S1
HHS	164	An Act To Establish Maximum Contaminant Levels under the State's Drinking Water Rules for Certain Perfluoroalkyl and Polyfluoroalkyl Substances	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	166	An Act To Allow Participants in the Qualified Medicare Beneficiary Program To Qualify for MaineCare Transportation Services	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	196	Resolve, To Ensure Access to Community Mental Health Services	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	197	Resolve, To Ensure That Community Mental Health Service Providers Can Access Pandemic Stimulus Funds	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	206	Resolve, Regarding Legislative Review of Chapter 234: Lead Testing in School Drinking Water Rule, a Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention	Reported Out	OTP-AM/ OTP-AM		<u>Finally Passed</u>	RESLV	<u>44</u>	S1
HHS	250	An Act To Assist Nursing Homes in the Management of Facility Beds	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	265	An Act To Provide Women Access to Affordable Postpartum Care	Reported Out	OTP-AM		<u>Enacted</u>	PL	<u>461</u>	S1
HHS	269	An Act To Prohibit Smoking in Bus Shelters	Reported Out	OTP		<u>Enacted</u>	PL	<u>57</u>	S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
HHS	283	Resolve, To Address Inequities for Certain Direct Care Workers	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	287	An Act To Require Electronic Benefits Transfer Cards To Be Printed with the Beneficiary's Photograph	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	296	Resolve, To Create the Family Caregiver Grant Pilot Program	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	297	An Act To Define the Term "Behavioral Health"	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			R1
HHS	302	An Act To Eliminate the Working Cars for Working Families Program	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	330	An Act To Improve the Process of Disposal of Hospice Medications Used in the Home	Reported Out	OTP-AM		Enacted	PL	193	S1
HHS	335	An Act To Clarify Requirements for Criminal History Record Checks Pursuant to the Federal Family First Prevention Services Act	Reported Out	OTP		Emergency Enacted	PL	42	S1
HHS	343	An Act To Set Aside Funds from Federal Block Grants for Certain Communities	Carry Over Approved		Carried Over In Comm				S1
HHS	357	An Act To Repeal the Working Cars for Working Families Program	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	360	Resolve, To Reduce Barriers to Recovery from Addiction by Expanding Eligibility for Targeted Case Management Services	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	372	An Act To Provide Maine Children Access to Affordable Health Care	Carry Over Approved		Carried Over In Comm				S1
HHS	376	Resolve, To Increase Certain Chiropractic Reimbursement Rates under the MaineCare Program	Reported Out	OTP-AM		Finally Passed	RESLV	111	S1
HHS	393	An Act To Amend the Laws Regarding Health and Human Services	Carry Over Approved		Carried Over In Comm				S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HHS	396	An Act To Require the Department of Health and Human Services To Provide Assistance with Applications for Basic Necessities To Prevent Children Being Removed from Parental Custody	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	415	Resolve, Directing the Department of Health and Human Services To Increase MaineCare Reimbursement Rates for Targeted Case Management Services and To Expand Eligibility for Targeted Case Management Services for Adults with Substance Use Disorder	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	423	An Act To Improve Access to Bariatric Care in Nursing Homes	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	432	Resolve, To Improve Behavioral Health Care for Children	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	450	Resolve, To Increase Public Awareness Regarding Bone Marrow Donation	Reported Out	OTP-AM		Finally Passed	RESLV	17	S1
HHS	475	Resolve, To Create the Frequent Users System Engagement Collaborative	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	23	S1
HHS	485	An Act To Continue Funding for Home-delivered Meals for Homebound Seniors and To Address Growing Demand	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	488	Resolve, To Expand Recovery Community Organizations throughout Maine	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	46	S1
HHS	496	An Act To Increase Timely Access to Mental Health Services by Increasing MaineCare Reimbursement Rates	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	497	Resolve, To Direct the Department of Health and Human Services To Report on Child Abuse Prevention Efforts To Implement the Family First Prevention Services Act	Reported Out	OTP-AM		Finally Passed	RESLV	24	S1
HHS	499	An Act To Eliminate the Waiting Lists for Older and Disabled Residents Who Are Eligible To Receive Home-based Care	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	503	Resolve, To Help Children in Therapeutic Foster Care Move toward Adoption	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HHS	510	Resolve, To Reduce Stigma Regarding Substance Use Disorder by Requiring the Use of Respectful Language in the MaineCare Benefits Manual and Other Department of Health and Human Services Publications	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	512	An Act To Increase the Number of Intensive Case Managers	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	529	Resolve, To Direct the Department of Health and Human Services To Review the Needs of Persons with Low-incidence Health Conditions	Reported Out	OTP-AM		Finally Passed	RESLV	22	S1
HHS	533	An Act To Expand the Statewide Voluntary Early Childhood Consultation Program	Carry Over Approved		Carried Over In Comm				S1
HHS	559	An Act To Improve the Rights and Basic Protections of Persons with Acquired Brain Injuries	Reported Out	OTP-AM		Emergency Enacted	PL	284	S1
HHS	577	Resolve, Regarding Legislative Review of Chapter 6: Crisis Prevention and Intervention Services, a Major Substantive Rule of the Department of Health and Human Services, Office of Aging and Disability Services	Reported Out	OTP		Emergency Finally Passed	RESLV	12	S1
HHS	578	Resolve, Regarding Legislative Review of Portions of Chapter 113: Regulations Governing the Licensing and Functioning of Assisted Housing Programs: Infection Prevention and Control, a Major Substantive Rule of the Department of Health and Human Services, Division of Licensing and Certification	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	13	S1
HHS	582	An Act To Support the Fidelity and Sustainability of Assertive Community Treatment	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	590	An Act To Require MaineCare Coverage for Ostomy Equipment	Reported Out	OTP-AM		Enacted	PL	467	S1
HHS	592	An Act To Ensure Access to Outpatient Mental Health Services by Increasing Reimbursement for Outpatient Therapists	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	595	Resolve, To Ensure That Access to Oral and Facial Ambulatory Surgical Centers in Maine Remains Viable	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	112	S1
HHS	601	An Act Regarding Indices of Vital Records	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
HHS	606	An Act Regarding the Child Protection System	Reported Out	OTP-AM		Enacted	PL	110	S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HHS	614	Resolve, To Extend Funding to Maine Veterans' Homes during the COVID-19 Pandemic	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	624	An Act To Amend the Laws Governing Tobacco Specialty Stores	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	629	Resolve, To Establish the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers	Reported Out OTP-AM	Carried Over				S1
HHS	632	An Act To Facilitate the Conversion of Children's Private Nonmedical Institutions to Qualified Residential Treatment Programs as Required by Federal Law	Carry Over Approved	Carried Over In Comm				S1
HHS	637	Resolve, Regarding Legislative Review of Portions of Chapter 21: Rules for the Provision of Room and Board Payments for Residential Programs Serving Children, a Major Substantive Rule of the Department of Health and Human Services, Office of Child and Family Services	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	652	An Act To Include an Emergency Reimbursement Rate Review Process in Rate Setting by the Department of Health and Human Services	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	674	An Act To Support Early Intervention and Treatment of Psychotic Disorders	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	684	Resolve, To Amend MaineCare Reimbursement Provisions Governing Supplemental Payments to Nursing Facilities with High MaineCare Use	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	698	An Act To Provide Stable Funding and Support for Child Care Providers	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	699	An Act To Create a Kinship Care Navigator Program within the Department of Health and Human Services	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
HHS	716	An Act To Enhance and Improve the Maine Developmental Services Oversight and Advisory Board and To Establish the Aging and Disability Mortality Review Panel	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	718	An Act To Improve the Health of Maine Residents by Closing Coverage Gaps in the MaineCare Program and the Children's Health Insurance Program	Carry Over Approved	Carried Over In Comm				S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HHS	727	Resolve, To Eliminate the Asset Test for the Supplemental Nutrition Assistance Program	Reported Out	OTP-AM/ ONTP	Finally Passed	RESLV	115	S1
HHS	739	An Act Regarding Credible Allegations of Fraud by MaineCare Providers	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	745	Resolve, Directing the Maine Vaccine Board To Review and Make Recommendations Regarding Expanding the Universal Childhood Immunization Program To Include Adults	Reported Out	OTP-AM	Finally Passed	RESLV	90	S1
HHS	760	An Act To Clarify the Disclosure of Records under the Child and Family Services and Child Protection Act	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	762	An Act To Clarify the Response to Truancy under the Child and Family Services and Child Protection Act	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	783	An Act Regarding the Membership of the Sexual Assault Forensic Examiner Advisory Board	Reported Out	OTP	Enacted	PL	118	S1
HHS	784	An Act To Amend the Law Governing Approval Authority over and Oversight of Certified Nursing Assistant Educational Programs	Reported Out	OTP	Enacted	PL	81	S1
HHS	789	An Act To Expand Administration of Lifesaving Opioid Medication	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	792	An Act To Make Technical Changes to the Eligibility Provisions of the Higher Opportunity for Pathways to Employment Program	Reported Out	OTP-AM	Enacted	PL	149	S1
HHS	799	An Act To Amend the Procedures for Veterinarians in the Controlled Substances Prescription Monitoring Program	Reported Out	OTP	Enacted	PL	83	S1
HHS	819	An Act To Reduce Lung Cancer Rates in Maine by Creating a Voluntary Radon Testing and Mitigation Program for Landlords, Homeowners and Home Builders	Reported Out	OTP-AM	Enacted	PL	470	S1
HHS	822	An Act To Affirm That Food Seeds Are a Necessity in Maine	Reported Out	OTP-AM	Enacted	PL	175	S1
HHS	837	An Act To Amend the Child and Family Services and Child Protection Act	Reported Out	OTP-AM	Enacted	PL	176	S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HHS	843	An Act To Create a Pathway to Housing Stability for Homeless Young People and Those at Risk of Entering and Those Exiting Corrections Systems	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	854	An Act To Ensure Continued Health-related Services for Children To Access Education	Reported Out OTP-AM		<u>Emergency Enacted</u>	PL	227	S1
HHS	867	An Act To Prohibit Mandatory COVID-19 Vaccinations for 5 Years To Allow for Safety Testing and Investigations into Reproductive Harm	Carry Over Approved	Carried Over In Comm				S1
HHS	869	Resolve, Directing the Department of Health and Human Services To Review the Progressive Treatment Program and Processes by Which a Person May Be Involuntarily Admitted to a Psychiatric Hospital or Receive Court-ordered Community Treatment	Reported Out OTP-AM		<u>Emergency Finally Passed</u>	RESLV	60	S1
HHS	873	Resolve, To Waive Reductions to Nursing Facility Reimbursement Resulting from Payroll Protection Program Loans and Grants	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	878	Resolve, To Increase MaineCare Reimbursement Rates for Services Provided by Direct Care Workers	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	888	An Act To Ensure Ongoing Services for Victims of Sexual Assault and Domestic Violence	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	910	An Act To Amend the General Assistance Laws Governing Reimbursement	Reported Out OTP-AM/ ONTP	Carried On Approps Table				S1
HHS	934	An Act To Create a Family and Juvenile Mediation Program within the Department of Health and Human Services	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	949	Resolve, To Restore the MaineCare Nursing Facility COVID-19 Temporary Rate Increase	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	958	Resolve, Directing the Department of Health and Human Services To Conduct a Review of Rules Governing In-home Personal Care Assistance Services	Reported Out OTP-AM		<u>Finally Passed</u>	RESLV	117	S1



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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HHS	962	An Act To Appropriate Funds To Eliminate Waiting Lists for Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	964	An Act To Expand Access to Certified Substance Use Disorder Recovery Residence Services	Reported Out	OTP-AM		Enacted	PL	472	S1
HHS	968	Resolve, To Expand Mental Health Crisis Intervention Mobile Response Services	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	972	An Act To Establish the Rare Disease Advisory Council	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	979	An Act To Expand Maine's School-based Health Centers	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	996	An Act To Improve Dental Health Access for Maine Children and Adults with Low Incomes	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1001	An Act To Ensure Parents' Access to Their Minor and Adult Children with Special Needs	Reported Out	ONTP/ OTP-AM		Died Between Houses			S1
HHS	1009	Resolve, To Create the Working Group To Design Jail Resource Navigator Services for Maine County Jails	Reported Out	OTP-AM		Finally Passed	RESLV	100	S1
HHS	1059	An Act To Provide Substance Use Disorder Treatment to Adolescents	Carry Over Approved		Carried Over In Comm				S1
HHS	1064	An Act To Advance Palliative Care Utilization in the State	Reported Out	OTP-AM		Enacted	PL	438	S1
HHS	1069	An Act To Provide Program Solvency, Clarity, Consistency and Flexibility in Routine Public Health Licensing Activities	Reported Out	OTP-AM		Enacted	PL	125	S1
HHS	1074	An Act To Permit the Conduct of Open Air Cremation at Designated Scattering Sites	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1076	An Act To Support the Operations of Youth Shelters in Maine	Reported Out	OTP-AM	Carried On Approps Table				S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
HHS	1077	Resolve, To Promote Equity in COVID-19 Immunizations	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1080	Resolve, Directing the Department of Health and Human Services To Update the Rights of Recipients of Mental Health Services	Carry Over Approved		Carried Over In Comm				S1
HHS	1090	Resolve, To Equitably Fund Legal Fees for Progressive Treatment Programs	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1091	An Act To Improve the Long-term Outcomes for Youth Transitioning from State Care by Raising the Upper Age Limit for Voluntary Support Eligibility	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1112	Resolve, To Classify Employee Health Insurance as a Fixed Cost for MaineCare Reimbursement in Nursing Homes	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1113	Resolve, To Direct the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations To Study and Propose Solutions to Disparities in Access to Prenatal Care in the State	Reported Out	OTP-AM/ OTP-AM		Finally Passed	RESLV	71	S1
HHS	1135	An Act Regarding Substance Use Disorder Treatment Services and Increasing Reimbursement Rates for Those Services	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1139	An Act To Authorize and Regulate Visitation of Essential Caregivers at Long-term Care Facilities	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	1147	Resolve, To Enhance Access to Medication Management for Individuals with Serious and Persistent Mental Illness	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1148	Resolve, To Increase Broadband Access in Private Nonmedical Institutions	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1157	An Act To Ensure MaineCare Reimbursement Rates for Home and Community-based Services for Persons with Intellectual Disabilities or Autism Are Adjusted in Accordance with Increases in State and Municipal Minimum Wage	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
HHS	1173	Resolve, To Develop a Plan To Treat in Maine Those Children with Behavioral Health Needs Currently Treated Outside the State	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1177	An Act To Increase Access to Intranasal Naloxone Hydrochloride for Syringe Services Programs	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1197	Resolve, To Require Continued MaineCare Reimbursement to Nursing Facilities for Bed Hold Days during Hospitalizations and Therapeutic Leaves of Absence	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	1204	An Act To Address the Shortage of Direct Care Workers for Children with Disabilities in Maine	Reported Out OTP-AM	Carried On Approps Table				S1
HHS	1223	An Act To Allow Crematories Using Chemical Dissolution Processes in Facilities Other Than Cemeteries	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1234	An Act To Allow Lemonade Stands and Other Food and Nonalcoholic Beverage Sales by Minors	Reported Out ONTP/ OTP		Accepted Majority (ONTP) Report			S1
HHS	1241	An Act To Establish More Transparency, Due Process, Education and Understanding between the Department of Health and Human Services and Certain Maine Businesses	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	1252	An Act To Improve Family Day Care Providers by Increasing the Number of Children Allowed To Be Cared For without Obtaining Certification	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	1262	Resolve, Directing the Department of Health and Human Services To Develop a Comprehensive Statewide Strategic Plan To Serve Maine People with Behavioral Health Needs throughout Their Lifespans	Reported Out OTP-AM		Finally Passed	RESLV	80	S1
HHS	1263	An Act To Create a Separate Department of Child and Family Services	Reported Out ONTP/ OTP-AM		Died Between Houses			S1
HHS	1267	Resolve, To Provide Medicaid Rate Increases for Professionals Working with Individuals with Intellectual or Developmental Disabilities	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1282	An Act To Prevent Underage Tobacco and Nicotine Access and Use	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HHS	1301	An Act To Support Transitional Housing for Persons Experiencing Abuse, Dangerous Living Conditions, Economic Insecurity Due to Divorce or Separation, Chronic Homelessness, Substance Use Disorder or Mental Disorders	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1302	Resolve, To Change the Educational Requirements of Certain Behavioral Health Professionals	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1305	Resolve, To Increase Collaboration between the Maine State Housing Authority and the Department of Health and Human Services	Reported Out	OTP-AM		Finally Passed	RESLV	87	S1
HHS	1324	Resolve, Directing the Department of Health and Human Services To Conduct an Assessment of Human Trafficking in the State	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1325	An Act To Provide Relief from Audit Requirements for Certain Health Care Facilities during a State of Emergency	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1333	An Act Concerning the Controlled Substances Prescription Monitoring Program and the Dispensing of Naloxone Hydrochloride by Emergency Medical Services Providers	Reported Out	OTP-AM		Emergency Enacted	PL	161	S1
HHS	1344	An Act To Clarify the Authority of the Department of Health and Human Services during a Public Health Emergency	Reported Out	OTP-AM/ ONTP		Enacted	PL	349	S1
HHS	1360	An Act To Provide Services to Maine's Most Vulnerable Citizens by Eliminating the Waiting Lists for Certain MaineCare Services	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1385	An Act To Provide for Timely Placement with Respect to Violent Patients in Hospital Emergency Rooms	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1386	Resolve, To Improve Access to Bariatric Care	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1388	An Act To Require Testing of Public Drinking Water Supplies for Toxic Perfluoroalkyl and Polyfluoroalkyl Substances and To Establish Maximum Contaminant Levels	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HHS	1392	An Act Directing the Maine Center for Disease Control and Prevention To Release Annually Public Health Data Regarding Certain Fatalities and Hospitalizations	Reported Out	OTP-AM/ ONTP		Enacted	PL	369	S1
HHS	1424	Resolve, To Change the Educational Requirements of Behavioral Health Professionals Providing Services for Children	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1427	An Act To Encourage Family Care of Aging Adults	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
HHS	1428	An Act To Increase the Availability of Nasal Naloxone in Community Settings	Carry Over Approved		Carried Over In Comm				S1
HHS	1437	An Act To Reduce Poisoning from Radon, Arsenic and Other Air or Water Pollutants by Expanding Education, Testing and Mitigation Regarding Those Pollutants	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1460	An Act To Revise the Department of Health and Human Services Rehabilitation and Reunification Process	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1469	Resolve, To Provide Add-on Payments for Ambulance Services Reimbursed by the MaineCare Program and To Increase Reimbursement Rates for Physical Therapy under the MaineCare Program	Reported Out	OTP-AM		Finally Passed	RESLV	118	S1
HHS	1470	Resolve, Regarding Reimbursement for Providing Inpatient Care to Individuals with Acute Mental Health Care Needs	Reported Out	OTP-AM		Finally Passed	RESLV	119	S1
HHS	1477	Resolve, Directing the Department of Health and Human Services To Collaborate with the Long-term Care Ombudsman Program To Convene a Stakeholder Group To Make Recommendations for In-home Rehabilitation Services	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1487	Resolve, Directing the Department of Health and Human Services To Seek a Waiver for Additional Medication-assisted Treatment for Certain Persons with Substance Use Disorder up to 30 Days Prior to Their Release from Incarceration	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1490	An Act To Improve Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions	Reported Out	OTP-AM/ ONTP		Enacted	PL	321	S1
HHS	1501	An Act To Protect Oral Health for Children in Maine	Reported Out	OTP-AM	Carried On Approps Table				S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action	Carried over?	Final Diposition	Enacted Laws		Sess
						Law	Ch	
HHS	1523	An Act To Establish the Trust for a Healthy Maine	Carry Over Approved		Carried Over In Comm			S1
HHS	1528	Resolve, Directing the Department of Health and Human Services To Adjust Reimbursement Rates for Certain Home-based Services	Reported Out	OTP-AM	Carried On Approps Table			S1
HHS	1535	An Act To Allow Green Death Care Practices by Alkaline Hydrolysis and Natural Organic Reduction	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1543	An Act To Improve and Modernize Home-based Care	Reported Out	OTP-AM	Carried On Approps Table			S1
HHS	1547	An Act To Promote Intergovernmental Coordination Regarding Age-friendly State Initiatives	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1548	Resolve, To Alleviate the Disproportionate Impact of COVID-19 and Public Health Outcomes	Reported Out	OTP-AM/ ONTP	Finally Passed	RESLV	91	S1
HHS	1550	An Act To End the Sale of Flavored Tobacco Products	Reported Out	OTP-AM/ OTP-AM/ ONTP	Carried Over			S1
HHS	1553	An Act To Amend the Law Governing MaineCare Coverage of Chiropractic Treatment	Reported Out	OTP-AM	Carried On Approps Table			S1
HHS	1557	An Act To Ensure the Provision of Housing Coordinator Services to Older Adults and Persons with Disabilities	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
HHS	1570	An Act To Protect Drinking Water for Maine Residents	Reported Out	OTP-AM	Carried On Approps Table			S1
HHS	1573	An Act To Implement the Recommendations of the Commission To Study Long-term Care Workforce Issues	Reported Out	OTP-AM	Carried On Approps Table			S1
HHS	1574	An Act To Ensure Support for Adults with Intellectual Disabilities or Autism with High Behavioral Need	Carry Over Approved		Carried Over In Comm			S1
HHS	1582	An Act To Enact the Maine Psilocybin Services Act	Carry Over Approved		Carried Over In Comm			S1

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Bills Referred to

Health and Human Services (HHS)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
HHS	1586	An Act To Strengthen Statewide Mental Health Peer Support, Crisis Intervention Mobile Response and Crisis Residential Services	Reported Out	OTP-AM	Carried On Approps Table				S1
HHS	1601	Resolve, To Establish an Advisory Panel To Study the Implications of Genome-editing Technology for the Citizens of the State	Reported Out	OTP-AM/ ONTP		Died On Adjournment			S1
HHS	1603	An Act To Implement the Recommendations of the Committee To Study the Feasibility of Creating Basic Income Security	Reported Out	OTP-AM		Enacted	PL	405	S1
HHS	1608	An Act To Expand the MaineCare Program To Cover All Citizens of the State	Carry Over Approved		Carried Over In Comm				S1
HHS	1624	Resolve, To Create a Stakeholder Group To Identify the Needs of Long-term Care Family Caregivers	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	50	S1
HHS	1649	An Act To Make the Shared Living Program Accessible for Persons with Intellectual Disabilities or Autism	Reported Out	OTP-AM		Enacted	PL	187	S1
HHS	1653	Resolve, Regarding Legislative Review of Chapter 124: Emergency Medical Services Personnel Reporting Rule, a Late-filed Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention	Reported Out	OTP		Emergency Finally Passed	RESLV	51	S1
HHS	1657	An Act To Protect the Health, Safety and Comfort of Elderly Residents and Residents with Disabilities by Ensuring Backup Access to Electrical Power in Certain Facilities during Power Outages	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1693	An Act To Advance Health Equity, Improve the Well-being of All Maine People and Create a Health Trust	Carry Over Approved		Carried Over In Comm				S1
HHS	1695	An Act To Improve Housing Security by Improving Access to General Assistance	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1701	An Act To Establish a Managed Care Program for MaineCare Services	Carry Over Approved		Carried Over In Comm				S1
HHS	1712	An Act To Support Children's Healthy Development and School Success	Reported Out	OTP-AM/ ONTP		Enacted	PL	457	S1
HHS	1717	An Act To Ensure Home Care and Hospice Providers Are Included in Maine's Emergency Response Plans	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
HHS	1718	An Act To Establish the Accidental Drug Overdose Death Review Panel	Reported Out	OTP		Emergency Enacted	PL	292	S1

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**Health and Human Services (HHS)**

Comm	LD	Title	Comm Action		Carried over?	Final Diposition	Enacted Laws		Sess
							Law	Ch	
HHS	1722	An Act To Ensure Access to All Paths to Recovery for Persons Affected by Opioids Using Money Obtained through Litigation against Opioid Manufacturers	Carry Over Approved		Carried Over In Comm				S1
HHS	1729	Resolve, To Assess the Feasibility of the Production of Insulin in Maine	Carry Over Approved		Carried Over In Comm				S1



## JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

### **LD 24 An Act Regarding Certificates of Birth, Marriage and Death**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 49 makes the following changes to the laws regulating certificates of birth, marriage and death.

1. It clarifies that the signatures on a marriage license of the parties to the intended marriage may be obtained at the issuance of the license or at the time the marriage is solemnized.
2. It requires that when a death or marriage occurs in an unincorporated place, it must be recorded or registered in the electronic registration system.
3. It clarifies that a birth certificate may be amended by the replacement of a genetic parent.
4. It corrects a conflict created by Public Law 2019, chapters 82 and 340, which affected the same provision of law, by incorporating the changes made by both laws.
5. It also makes technical changes to align the law with the Maine Parentage Act and makes other technical changes.

### **LD 38 An Act To Clarify the Timing of an Appeal of a Finding Regarding Involuntary Mental Health Treatment at a Designated Nonstate Mental Health Institution**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 165 amends the process governing a request for review by the Commissioner of Health and Human Services or the commissioner's designee of an order of a clinical review panel regarding involuntary mental health treatment at a designated nonstate mental health institution.

### **LD 47 An Act To Fund the State's Free Health Clinics**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 458 appropriates one-time funding of \$40,000 of General Fund in Fiscal Year 2021-2022 and \$50,000 of General Fund in Fiscal Year 2022-2023 for the State's free health clinics. It requires the Department of Health and Human Services to provide this funding to the State's free health clinics through a grant process and that, as a condition of receiving grant funding, a free health clinic must, no later than December 15, 2021 report to the department information about how the grant funding would be used by the clinic. It also requires the Commissioner of Health and Human Services to report to the Joint Standing Committee on Health and Human Services no later than January 15, 2022 with information on which clinics were

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## JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

awarded funds, how much each clinic received and how the grant funding was used by the clinics. The committee is authorized to submit legislation relating to the report to the Second Regular Session of the 130th Legislature.

### **LD 78 An Act To Protect Children from Extreme Poverty by Preserving Children's Access to Temporary Assistance for Needy Families Benefits**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 97 amends eligibility for the Temporary Assistance for Needy Families program. Current law requires the Department of Health and Human Services to terminate assistance under the Temporary Assistance for Needy Families program to the entire family, including children, if the children's parent fails to comply with the requirements of the family contract for a period of 90 days or for any subsequent failure. Public Law 2021, chapter 97 amends that provision to terminate benefits for the noncomplying parent but continues to provide assistance to the children and complying parents. The law also requires the department to submit an interim and a final report to the Joint Standing Committee on Health and Human Services on the implementation of the removal of the full family unit sanction.

### **LD 81 An Act To Ensure the Safety of Children Experiencing Homelessness by Extending Shelter Placement Periods and Amending Licensing Requirements for Emergency Shelters**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 98 amends the laws governing facilities for children. It amends the definition of "emergency children's shelter" to extend placement from 30 consecutive days or less to 90 consecutive days or less, and it amends the definition of "shelter for homeless children" to extend the limit on overnight lodging and supervision from 30 consecutive overnights to 90 consecutive overnights.

The law also directs the Department of Health and Human Services to amend its rule Chapter 9: Rules for the Licensing of Emergency Shelters for Children to make it consistent with the notification requirements for facilities licensed under rule Chapter 8: Rules for the Licensure of Shelters for Homeless Children and specifically to allow the admission of a child into care for up to three hours without first notifying the child's guardian. It also directs the department to amend its rule Chapter 9: Rules for the Licensing of Emergency Shelters for Children to require a facility to allow the admission of a child into care for up to 48 hours without the permission of the child's guardian.

## **JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES**

### **LD 93 An Act To Improve Maine's Quality Rating System for Child Care Services**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 138 removes language that required a four-step quality rating system for child care providers and instead allows the Department of Health and Human Services discretion in setting the appropriate number of steps, with a minimum of three steps required.

### **LD 98 An Act To Clarify Maine's Statutes Related to the Licensing of Child Care Providers**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 35 makes various changes to the laws governing the licensure of child care providers by the Department of Health and Human Services in order to ensure consistency between provider types. Specifically, the law:

1. Provides clarity on the department's ability to levy civil penalties against those who violate statutes or licensing rules governing child care facilities;
2. Allows the department to regulate the quality of the program of child care that is provided by providers classified as family child care providers;
3. Allows the department to regulate the administration of medication by providers classified as family child care providers; and
4. Replaces all references to the certification of family child care providers with references to licensure.

### **LD 118 An Act To Address Maine's Shortage of Behavioral Health Services for Minors**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 191 requires the Department of Health and Human Services to work with hospitals to develop a consistent and reliable system of data definitions and data collection to identify the number of children with behavioral needs who remain in hospital emergency rooms after they no longer need medical hospital level of care. It changes the requirements for annual reports on the children's mental health program that are submitted to the Legislature and includes data on the number of children served by crisis providers and the number of children who waited for the appropriate level of behavioral health treatment in a hospital emergency room for the preceding year. The annual report that is due on January 1, 2022, is required to include progress on developing standardized data. The requirement for monthly reports on the status of children's crisis services is removed.

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### **LD 121 An Act To Require a Background Check for High-risk Health Care Providers under the MaineCare Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 400 requires MaineCare provider applicants who are high-risk providers or who are in high-risk provider categories to undergo criminal history background checks from the Maine Criminal Justice Information System and the Federal Bureau of Investigation as well as a fingerprint background check. “High-risk” in this context is determined in routine technical rules and the rules are to be adopted in consultation with the State Bureau of Identification. Providers are defined in federal regulations and the risk is for fraud, waste and abuse. The information is confidential and may only be used by the Department of Health and Human Services for official use.

### **LD 129 Resolve, To Protect Consumers of Public Drinking Water by Establishing Maximum Contaminant Levels for Certain Substances and Contaminants**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 82 requires certain actions to be taken in order to protect consumers of public drinking water in Maine from potential health impacts associated with perfluoroalkyl and polyfluoroalkyl substances known as PFAS. The resolve requires community water systems and schools and child care facilities regulated as nontransient, noncommunity water systems to conduct monitoring for perfluoroalkyl and polyfluoroalkyl substances. If the monitoring results detect the presence of perfluorooctanoic acid, perfluorooctane sulfonic acid, perfluorohexane sulfonic acid, perfluorononanoic acid, perfluoroheptanoic acid or perfluorodecanoic acid at a level in excess of an interim standard of 20 nanograms per liter, the water system is required to conduct additional monitoring. The resolve also directs the Department of Health and Human Services to undertake routine technical rulemaking to establish an enforceable maximum contaminant level for the five PFAS by June 1, 2024, which can include adoption of a federal maximum contaminant level if one is available and at least as restrictive as the interim standard. It requires the Department of Health and Human Services to report to the joint standing committee of the Legislature having jurisdiction over health and human services matters upon the adoption of final rules regulating perfluoroalkyl and polyfluoroalkyl substances and annually beginning January 1, 2022 until the rules are finally adopted. It also authorizes the committee to report out legislation related to each report.

Resolve 2021, chapter 82 was finally passed as an emergency measure effective June 21, 2021.

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### **LD 206 Resolve, Regarding Legislative Review of Chapter 234: Lead Testing in School Drinking Water Rule, a Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 44 authorizes, subject to the incorporation of specified amendments, final adoption of Chapter 234: Lead Testing in School Drinking Water Rule, a provisionally adopted major substantive rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention that was submitted to the Legislature for review. The resolve directs the department to amend its rules to decrease the lead level from 15 parts per billion to four parts per billion, remove the maximum number of hours a water sample may have been motionless prior to the collection of samples, provide that excessive flushing of pipes may not take place immediately prior to the minimum eight-hour nonusage period in order to ensure that the sample represents a period of normal use and reduce the number of days that schools have to provide public notice.

### **LD 265 An Act To Provide Women Access to Affordable Postpartum Care**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 461 extends the period of time following delivery of a baby that a woman may be eligible for services under MaineCare. Specifically, it provides that MaineCare coverage must be extended beyond the current requirement of 60 days postpartum to a woman whose family's income is equal to or below 200% of the nonfarm income official poverty line and a woman who is a noncitizen legally admitted to the United States as follows:

1. From January 1, 2022 until June 30, 2022, a qualified woman is covered up to six months following delivery;
2. From July 1, 2022 until June 30, 2023, a qualified woman is covered up to nine months following delivery; and
3. From July 1, 2023 until December 31, 2026, a qualified woman is covered up to 12 months following delivery.

The law directs the Department of Health and Human Services to submit a waiver or state plan amendment request no later than January 1, 2022 to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services to implement the provisions of this legislation that extend MaineCare. The department is required to take all reasonable and necessary steps to seek approval of the waiver or state plan amendment. The law also requires the department to report annually to the joint standing committee of the Legislature having jurisdiction over health and human services matters, beginning February 1, 2023 and until February 1, 2026, about the extension of postpartum coverage to 12 months and authorizes the committee to report out legislation related to each report.

#### ENACTED LAW SUMMARIES

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### **LD 269 An Act To Prohibit Smoking in Bus Shelters**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 57 clarifies that bus shelters are considered enclosed public spaces where smoking is prohibited.

### **LD 330 An Act To Improve the Process of Disposal of Hospice Medications Used in the Home**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 193 requires the Department of Health and Human Services to establish minimum criteria for the written policy for medication disposal that is required for use by hospice providers who provide services in the home. The written policy must include guidance that a care plan may include controlled substances, safe use and storage of controlled substances, documentation that the family is expected to dispose of any medications after the death of the client, information on safe disposal, return envelopes or other appropriate disposal kits and advance notice that the hospice provider will be contacting the family after death with a reminder that the family is expected to dispose of medications. The hospice provider must retain signed documentation that the written policy was provided and discussed. The hospice provider is required to send a letter within 30 days of the death of the patient reminding the family of the disposal policy.

### **LD 335 An Act To Clarify Requirements for Criminal History Record Checks Pursuant to the Federal Family First Prevention Services Act**

#### **ENACTED LAW SUMMARY**

The federal Family First Prevention Services Act requires fingerprint-based background checks of staff of any “child-care institution, including a group home, residential treatment center, shelter or other congregate care setting.” Public Law 2021, chapter 42 requires the background check requirements in Maine law to also apply to emergency children’s shelters, shelters for homeless children and any group home that provides care for children to conform to the federal law.

Public Law 2021, chapter 42 was enacted as an emergency measure effective May 5, 2021.

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### **LD 376 Resolve, To Increase Certain Chiropractic Reimbursement Rates under the MaineCare Program**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 111 requires the Department of Health and Human Services, by January 1, 2022, to amend its rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 15 to increase reimbursement rates for chiropractic services for manipulative treatments under procedure codes 98940, 98941 and 98942 to no less than 70% of the federal Medicare reimbursement rate for these services as long as the rate is no lower than the rate reimbursed as of January 1, 2021. If the department conducts a rate study of chiropractic services for manipulative treatments, the department may adopt new rates.

### **LD 450 Resolve, To Increase Public Awareness Regarding Bone Marrow Donation**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 17 directs the Department of Health and Human Services to post to its publicly accessible website informational and educational materials, including a downloadable pamphlet, regarding bone marrow donation through the national marrow donor program to increase awareness of bone marrow donation.

### **LD 475 Resolve, To Create the Frequent Users System Engagement Collaborative**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 23 establishes the Frequent Users System Engagement Collaborative in order to develop a plan to provide stable housing and community services to 200 persons who are homeless or at risk of homelessness who are the most frequent consumers of high-cost services, such as psychiatric hospitals, emergency shelters, emergency rooms, police, jails and prisons. The collaborative must submit a report to the Joint Standing Committee on Health and Human Services no later than January 1, 2022, on its plan and recommendations. The committee is authorized to report out legislation to the Second Regular Session of the 130th Legislature related to the report.

Resolve 2021, chapter 23 was finally passed as an emergency measure effective June 8, 2021.

### **LD 488 Resolve, To Expand Recovery Community Organizations throughout Maine**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 46 requires the Department of Health and Human Services to give preference in awarding contracts for recovery community centers to counties that do not have a

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state-funded recovery community center or other recovery community center until every county has a center. It requires the department to give periodic updates to the Joint Standing Committee on Health and Human Services.

Resolve 2021, chapter 46 was finally passed as an emergency measure effective June 11, 2021.

### **LD 497 Resolve, To Direct the Department of Health and Human Services To Report on Child Abuse Prevention Efforts To Implement the Family First Prevention Services Act**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 24 directs the Department of Health and Human Services, no later than January 15, 2022, to report on its child abuse prevention work undertaken as part of implementing the federal Family First Prevention Services Act.

### **LD 529 Resolve, To Direct the Department of Health and Human Services To Review the Needs of Persons with Low-incidence Health Conditions**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 22 directs the Department of Health and Human Services to conduct a review of the needs of persons with low-incidence health conditions and develop a plan to address the unmet needs of those persons. It directs the department to submit its report to the Joint Standing Committee on Health and Human Services no later than January 15, 2022 and authorizes the committee to report out legislation relating to the report to the Second Regular Session of the 130th Legislature.

### **LD 559 An Act To Improve the Rights and Basic Protections of Persons with Acquired Brain Injuries**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 284 adds references to persons with acquired brain injuries to laws providing rights and basic protections to persons with intellectual disabilities or autism, including laws governing grievance procedures. It directs the Commissioner of Health and Human Services to convene a task force to develop and recommend rules and procedures regarding the rights and basic protections of persons with acquired brain injuries. It also requires the commissioner to report the findings and recommendations of the task force to the Joint Standing Committee on Health and Human Services by January 2, 2022. It authorizes the committee to report out legislation to the Second Regular Session of the 130th Legislature related to the report submitted by the task force established in this legislation. It also directs the Department of Health and Human



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Services to adopt routine technical rules relating to the rights and protections of persons with acquired brain injuries no later than July 1, 2022.

Public Law 2021, chapter 284 was enacted as an emergency measure effective June 20, 2021.

### **LD 577 Resolve, Regarding Legislative Review of Chapter 6: Crisis Prevention and Intervention Services, a Major Substantive Rule of the Department of Health and Human Services, Office of Aging and Disability Services**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 12 provides for legislative review of Chapter 6: Crisis Prevention and Intervention Services, a major substantive rule of the Department of Health and Human Services, Office of Aging and Disability Services. The rule requires the department to maintain sufficient capacity to offer statewide in-home and out-of-home crisis prevention and intervention services for adults with intellectual disabilities, acquired brain injury, and autism spectrum disorders. The rule specifies requirements for service locations, transportation, 24/7 dedicated crisis telephone intake service, crisis management, placements, emergency transitional housing, post-crisis services, training, and data collection and reporting.

Resolve 2021, chapter 12 was finally passed as an emergency measure effective May 5, 2021.

### **LD 578 Resolve, Regarding Legislative Review of Portions of Chapter 113: Regulations Governing the Licensing and Functioning of Assisted Housing Programs: Infection Prevention and Control, a Major Substantive Rule of the Department of Health and Human Services, Division of Licensing and Certification**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 13 provides for legislative review of portions of Chapter 113: Regulations Governing the Licensing and Functioning of Assisted Housing Programs: Infection Prevention and Control, a major substantive rule of the Department of Health and Human Services, Division of Licensing and Certification. The rule requires all facilities to establish, implement and maintain an Infection Prevention and Control Plan (IPCP) to control the transmission of infectious diseases among residents, staff, visitors and others providing services.

Resolve 2021, chapter 13 was finally passed as an emergency measure effective May 5, 2021.

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### **LD 590 An Act To Require MaineCare Coverage for Ostomy Equipment**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 467 requires the Department of Health and Human Services to amend its rules in Chapter 101: MaineCare Benefits Manual, Chapter II, Section 60 to reimburse ostomy equipment and supplies at no less than 85% of the federal Medicare reimbursement rate as long as the rate is no lower than the rate reimbursed by the department as of January 1, 2021. It also provides reimbursement for ostomy equipment and supplies when prescribed or recommended by an authorized health care practitioner, not just a physician.

### **LD 595 Resolve, To Ensure That Access to Oral and Facial Ambulatory Surgical Centers in Maine Remains Viable**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 112 directs the Department of Health and Human Services to amend its reimbursement rate under the MaineCare program for dental code 41899 to \$1,250 for freestanding ambulatory surgical centers performing procedures on the dentoalveolar structure.

Resolve 2021, chapter 112 was finally passed as an emergency measure effective July 15, 2021.

### **LD 606 An Act Regarding the Child Protection System**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 110 provides that the Department of Health and Human Services may cooperate and coordinate with service providers throughout the period of time the department is involved with a family and child. It requires the department to establish and maintain a policy that requires caseworkers to receive information throughout the period of time the department is involved with a family and child directly from the providers in order to coordinate resources and inform the risk and safety assessment of the child. It requires the Department of Health and Human Services, Office of Child and Family Services to report to the Joint Standing Committee on Health and Human Services by March 1, 2022 on the policy and authorizes the committee to report out legislation related to the Child and Family Services and Child Protection Act to the Second Regular Session of the 130th Legislature.

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### **LD 727 Resolve, To Eliminate the Asset Test for the Supplemental Nutrition Assistance Program**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 115 requires the Department of Health and Human Services, by January 1, 2022, to amend its rules to remove asset tests for applicants to and recipients of assistance under the food supplement program, also known as the Supplemental Nutrition Assistance Program.

### **LD 745 Resolve, Directing the Maine Vaccine Board To Review and Make Recommendations Regarding Expanding the Universal Childhood Immunization Program To Include Adults**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 90 directs the Maine Vaccine Board to convene a stakeholder group to review and make recommendations regarding expanding the Universal Childhood Immunization Program to include adults. It also requires a report to the Joint Standing Committee on Health and Human Services no later than December 1, 2021 and authorizes the committee to report out legislation related to the report.

### **LD 783 An Act Regarding the Membership of the Sexual Assault Forensic Examiner Advisory Board**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 118 adds to the membership of the Sexual Assault Forensic Examiner Advisory Board an additional sexual assault nurse examiner and one representative of law enforcement. It also clarifies that one member is a representative from a sexual assault support center and changes the member representing the State Board of Nursing to a member representing a school of nursing.

### **LD 784 An Act To Amend the Law Governing Approval Authority over and Oversight of Certified Nursing Assistant Educational Programs**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 81 simplifies requirements for approval of educational programs for certified nursing assistants that are carried out by health care facilities by removing the requirement that health care facilities seeking approval must demonstrate that an educational institution cannot also provide such a program within 30 days of the application. Programs carried out by health care facilities must still be approved by the Department of Health and Human Services consistent

#### **ENACTED LAW SUMMARIES**

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with the curriculum approved by State Board of Nursing and must still fulfill all standards established by the department and by the board.

### **LD 792 An Act To Make Technical Changes to the Eligibility Provisions of the Higher Opportunity for Pathways to Employment Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 149 provides that a participant's or applicant's participation in the Higher Opportunity for Pathways to Employment Program must be approved if that participant's or applicant's field or occupation is identified as providing opportunity for employment in a high-wage, in-demand job or a job with an annual job opening rate of at least 10% as determined by the Center for Workforce Research and Information within the Department of Labor. It also provides that, if the applicant's or participant's education plan does not provide such an opportunity, the plan must be approved by the Commissioner of Health and Human Services or the commissioner's designee if it results in a postsecondary certificate, degree or similar credential universally recognized and accepted by a trade or industry or a similarly accepted degree or credential that will likely substantially improve the participant's earnings and benefits.

### **LD 799 An Act To Amend the Procedures for Veterinarians in the Controlled Substances Prescription Monitoring Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 83 delays until July 1, 2025 the implementation of the requirement that a veterinarian whose scope of practice includes prescribing a benzodiazepine or an opioid medication prescribe all benzodiazepine or opioid medication electronically.

### **LD 819 An Act To Reduce Lung Cancer Rates in Maine by Creating a Voluntary Radon Testing and Mitigation Program for Landlords, Homeowners and Home Builders**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 470 establishes the Maine Gold Standard for Radon Testing and Mitigation Initiative within the Department of Health and Human Services to reward, recognize, promote and assist, with a gold standard designation, landlords, homeowners and home builders who participate in radon testing and mitigation activities.

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### **LD 822 An Act To Affirm That Food Seeds Are a Necessity in Maine**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 175 adds seeds to the definitions of "necessities" in the law in Title 10 prohibiting profiteering during supply disruptions.

### **LD 837 An Act To Amend the Child and Family Services and Child Protection Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 176 combines the provisions in LD 837 with those in two other Department of Health and Human Services bills regarding the child protection system, LDs 760 and 762. The law:

1. Amends the definition of "abuse or neglect" and enacts a definition for "child sex trafficking" within the Child and Family Services and Child Protection Act to ensure the State is in compliance with the federal Child Abuse Prevention and Treatment Act, as amended by Public Law 115-271;
2. Amends definitions in the Child and Family Services and Child Protection Act to update cross-references and to ensure the Department of Health and Human Services has the authority to intervene in situations involving truancy under the Maine Revised Statutes, Title 20-A when truancy is the result of neglect by a person responsible for the child; and
3. Provides clarifying language in the Child and Family Services and Child Protection Act regarding what may be considered a child protective record for purposes of disclosure. This change allows the Department of Health and Human Services to determine that documents in child protective records that were not originated by the department are not child protective records for the purposes of disclosure.

### **LD 854 An Act To Ensure Continued Health-related Services for Children To Access Education**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 227 provides reimbursement under MaineCare for health-related services provided to children from birth to five years of age that are necessary to access education. The law requires the Department of Health and Human Services to adopt a new rule that is consistent with federal law to implement the reimbursement of health-related services. The initial rule is major substantive and any subsequent rules are routine technical. The major substantive rule must be provisionally adopted and submitted to the Legislature for review no later than

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January 13, 2023. It requires stakeholder groups to be convened as necessary and prior to rule-making activity.

Public Law 2021, chapter 227 was enacted as an emergency measure effective June 16, 2021.

### **LD 869 Resolve, Directing the Department of Health and Human Services To Review the Progressive Treatment Program and Processes by Which a Person May Be Involuntarily Admitted to a Psychiatric Hospital or Receive Court-ordered Community Treatment**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 60 directs the Commissioner of Health and Human Services to convene a stakeholder group of interested parties to review the progressive treatment program under the Maine Revised Statutes, Title 34-B, section 3873-A and to review for efficiency and effectiveness the processes by which a person may be involuntarily admitted to a psychiatric hospital or receive court-ordered community treatment pursuant to Title 34-B, chapter 3, subchapter 4, article 3. The commissioner is directed to submit a report with recommendations to the Joint Standing Committee on Health and Human Services no later than December 1, 2021. The committee may report out legislation to the Second Regular Session of the 130th Legislature related to the recommendations of the report.

Resolve 2021, chapter 60 was finally passed as an emergency measure effective June 15, 2021.

### **LD 958 Resolve, Directing the Department of Health and Human Services To Conduct a Review of Rules Governing In-home Personal Care Assistance Services**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 117 requires the Department of Health and Human Services to review its statutory and regulatory authority over home care agencies that provide direct care services in the home to assist individuals with the activities of daily living and instrumental activities of daily living. The review must examine whether the department has sufficient oversight and enforcement authority over agencies, employees and independent contractors and caregivers to ensure the appropriate quality and safety of individuals receiving home care services. The department is directed to include providers, consumers, direct care workers, the long-term care ombudsman and other interested parties in the review process. The department shall submit a report, no later than January 15, 2022, to the Joint Standing Committee on Health and Human Services with recommendations. The committee is authorized to report out legislation related to the report. The resolve includes an appropriation to increase an existing contract to ensure successful research, coordination, facilitation and report writing.

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### **LD 964 An Act To Expand Access to Certified Substance Use Disorder Recovery Residence Services**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 472 requires recovery residences to be certified according to the standards set by a nationally recognized organization that supports persons recovering from substance use disorder, as of July 1, 2022, in order to receive contracts from the Department of Health and Human Services, to receive housing vouchers provided through the Maine State Housing Authority or to receive municipal general assistance housing assistance from a person living in a recovery residence. A person residing in a recovery residence that is not certified may receive housing assistance in the general assistance program for one 30-day period and the overseer of the municipality is required to inform the person that the law requires certification of the recovery residence for housing assistance in the general assistance program. It includes an appropriation that increases a current contract to allow for the certification of the recovery residences.

Public Law 2021, chapter 472 also requires the Department of Health and Human Services to change its rules to establish appropriate maximum housing assistance levels for eligible persons residing in recovery residences that take into account the additional costs of providing recovery residences compared to other shared housing arrangements as well as the fair market rents established by the United States Department of Housing and Urban Development that are used to establish maximum housing assistance levels under the general assistance program.

### **LD 1009 Resolve, To Create the Working Group To Design Jail Resource Navigator Services for Maine County Jails**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 100 establishes the Working Group To Design Jail Resource Navigator Services for Maine County Jails to make recommendations about a design for county jail resource navigator services that will support all county jails in Maine with needed resources and services, including but not limited to health care, mental health care and substance use disorder treatment for persons who are incarcerated. The working group must also research federal, state or other funding to sustain these programs within an independent statewide nonprofit organization. The working group must, no later than January 15, 2023, submit a report to the Joint Standing Committee on Criminal Justice and Public Safety. That committee is authorized to report out legislation related to the report to the First Regular Session of the 131st Legislature.

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### **LD 1064 An Act To Advance Palliative Care Utilization in the State**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 438 directs the Department of Health and Human Services to provide reimbursement under the MaineCare program for palliative care for the entire interdisciplinary team as appropriate to the plan of care, regardless of setting, including hospitals, nursing homes, outpatient clinics and home care providers. The department shall use national standards in developing a MaineCare methodology for reimbursement and must consider the Clinical Practice Guidelines for Quality Palliative Care developed by the National Coalition for Hospice and Palliative Care. The department shall periodically convene a stakeholder group to advise the department on educational materials and outreach so that providers of palliative care understand the reimbursement system and rules. The department shall submit any necessary state plan amendments to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services.

### **LD 1069 An Act To Provide Program Solvency, Clarity, Consistency and Flexibility in Routine Public Health Licensing Activities**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 125 makes the following changes to the laws governing the licensing activities of the Department of Health and Human Services.

1. It corrects a conflict regarding municipal fees in the Maine Revised Statutes, Title 22, sections 2494 and 2499.
2. It makes changes to require a complete application to operate any eating establishment, lodging place, recreational camp, youth camp, campground, public pool or public spa, to remove the 90-day conditional license period and replace it with a conditional license period of up to one year and to limit issuance of a conditional license to only one per applicant.
3. It updates the laws governing eating establishments, lodging places, recreational camps, youth camps, campgrounds, public pools and public spas to detain or embargo food found to be adulterated or misbranded.
4. It repeals the law establishing the Maine Wild Mushroom Harvesting Certification Program.
5. It clarifies the chapter headnote of Title 22, chapter 562, including public pools, public spas, lodging places and sporting camps, and adds or clarifies definitions for “youth camp,” “indirect compensation,” “recreational camp,” “sporting camp,” “lodging place” and “permanent residence” under that chapter.



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6. It updates the laws regulating electrologists and tattoo artists, persons licensed to practice micropigmentation and persons licensed to practice body piercing to require payment of all license fees, including late fees and additional inspection fees, allow issuance of conditional licenses, provide penalties for violations and add provisions regarding right of entry and inspection frequency consistent with other license types. It also updates and clarifies the definition of “micropigmentation.”

### **LD 1113 Resolve, To Direct the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations To Study and Propose Solutions to Disparities in Access to Prenatal Care in the State**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 71 directs the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations to study disparities in access to prenatal care in the State. It authorizes the commission to submit legislation that serves to create equity in access to prenatal care in the State to the Second Regular Session of the 130th Legislature and allows the members of the commission to be reimbursed for their expenses incurred in this work. It requires the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations to submit a report, no later than January 15, 2022, to the Joint Standing Committee on Health and Human Services. It authorizes the committee to report out legislation to the Second Regular Session of the 130th Legislature related to the report.

### **LD 1262 Resolve, Directing the Department of Health and Human Services To Develop a Comprehensive Statewide Strategic Plan To Serve Maine People with Behavioral Health Needs throughout Their Lifespans**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 80 requires the Department of Health and Human Services and a variety of other interested parties and stakeholders to develop a vision and comprehensive statewide strategic plan to serve people in the State with behavioral health needs throughout their lifespans. The plan must be submitted, no later than December 7, 2022, to the Joint Standing Committee on Health and Human Services. The committee is authorized to report out legislation based upon the plan to the First Regular Session of the 131st Legislature.

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### **LD 1305 Resolve, To Increase Collaboration between the Maine State Housing Authority and the Department of Health and Human Services**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 87 directs the Department of Health and Human Services and the Maine State Housing Authority to collaborate to maximize access to housing assistance for recipients of services from the department and maximize access to assistance programs administered by the department for recipients of housing assistance from the authority or its grantees.

### **LD 1333 An Act Concerning the Controlled Substances Prescription Monitoring Program and the Dispensing of Naloxone Hydrochloride by Emergency Medical Services Providers**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 161 accomplishes the following:

1. It authorizes emergency medical services persons, ambulance services and nontransporting emergency medical services to dispense naloxone hydrochloride to an individual who is at risk of experiencing an opioid-related drug overdose or to the individual's immediate family, a friend of the individual or another person in a position to assist the individual; and
2. It authorizes the chief medical officer, medical director or other administrative prescriber employed by a federally qualified health center or group practice to access prescription monitoring information pursuant to the Controlled Substances Prescription Monitoring Program when the access relates to the prescriptions written by the prescribers employed at the center or practice.

Public Law 2021, chapter 161 was enacted as an emergency measure effective June 11, 2021.

### **LD 1344 An Act To Clarify the Authority of the Department of Health and Human Services during a Public Health Emergency**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 349 allows the Department of Health and Human Services to impose administrative fines and license suspensions for violations of department rules regarding disease control and public health emergencies. The department is also authorized to close a business or entity when that business or entity directly and repeatedly violates public health control measures during an extreme public health emergency.

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### **LD 1392 An Act Directing the Maine Center for Disease Control and Prevention To Release Annually Public Health Data Regarding Certain Fatalities and Hospitalizations**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 369 requires the Director of the Maine Center for Disease Control and Prevention within the Department of Health and Human Services to annually report on public health data concerning firearm fatalities separated by homicides, including the number of domestic violence homicides, suicides and unintentional discharges, further separated by the ages of the victims of each category, and hospitalizations that occurred as a result of a firearm that did not result in death and to make the report publicly available. It directs the Commissioner of Public Safety, the Office of Chief Medical Examiner, the Office of the Attorney General and the Maine Health Data Organization to assist the director with the required data collection. It also adds unintentional and intentional firearm discharges as a type of category of data contained in uniform crime reports required by the Department of Public Safety, State Bureau of Identification.

### **LD 1469 Resolve, To Provide Add-on Payments for Ambulance Services Reimbursed by the MaineCare Program and To Increase Reimbursement Rates for Physical Therapy under the MaineCare Program**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 118 requires the Department of Health and Human Services to amend rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 5 no later than October 1, 2021 to provide add-on payments for ambulance services that are based on the same geographic urban, rural and super rural zip codes that are used for Medicare ambulance reimbursement. It also requires the department to convene a work group to consider the feasibility and cost of implementing cost-based reimbursement for ambulance services provided under the MaineCare program.

Resolve 2021, chapter 118 also adjusts the reimbursement rates for physical therapy services under Department of Health and Human Services rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 85 to 57% of the federal Medicare reimbursement rate no later than October 1, 2021 as long as the rate is no lower than the rate in effect on January 1, 2021.

### **LD 1470 Resolve, Regarding Reimbursement for Providing Inpatient Care to Individuals with Acute Mental Health Care Needs**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 119 requires the Department of Health and Human Services to amend its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 45.03 to provide reimbursement for patients discharged from Southern Maine Health Care's psychiatric inpatient

ENACTED LAW SUMMARIES

130<sup>TH</sup> FIRST REGULAR AND FIRST SPECIAL SESSIONS – 2021

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## JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

unit in the amount of \$10,166 per distinct discharge; the amended rule must be submitted to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services in time for the increased rate of reimbursement to apply from October 1, 2021.

The resolve directs the Department of Health and Human Services to seek and apply for federal funds and funds from any other sources to pay the costs of providing psychiatric services to uninsured patients. It also directs the department to submit a report to the Joint Standing Committee on Health and Human Services regarding the progress the department has made in developing a reimbursement rate to provide inpatient psychiatric care under its rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 45.03. The committee is authorized to report out legislation related to the report to the Second Regular Session of the 130th Legislature.

### **LD 1490 An Act To Improve Home and Community-based Services for Adults with Intellectual Disabilities, Autism, Brain Injury and Other Related Conditions**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 321 makes the following changes to the Department of Health and Human Services' system of care for adults with intellectual disabilities, autism, brain injury and other related conditions.

1. It renames "system of care" the "system of services and support."
2. It requires the department to post quarterly reports on the department's publicly accessible website, for each home and community-based services waiver from the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services in which the State participates, data on how many persons were served, how many persons were on the waiting list for services, by prioritization category when applicable, and one or more indicators of the length of time that persons are on the waiting list.
3. It requires the commissioner to include in the development of the department's biennial plan for services to persons with intellectual disabilities and autism, the participation of persons with intellectual disabilities, autism, brain injury and other related conditions. Participation must reflect a diversity of ethnicity, race and gender.
4. It authorizes the Joint Standing Committee on Health and Human Services to introduce a bill in each session of the Legislature rather than biennially.

## JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

### **LD 1548 Resolve, To Alleviate the Disproportionate Impact of COVID-19 and Public Health Outcomes**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 91 directs the Department of Health and Human Services to collaborate with the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations to determine the appropriate levels of funding needed by historically disadvantaged communities, including the federally recognized Indian tribes, nations and bands in the State, in order to build community-based infrastructure and achieve health equity and to determine the levels of federal funding allocated to the State in any federal law that provided stimulus funds due to the ongoing pandemic related to COVID-19 that are available to support historically disadvantaged communities. It requires the department to submit a report to the Joint Standing Committee on Health and Human Services no later than January 15, 2022 describing the findings of the department and the commission. The committee may submit legislation related to the report to the Second Regular Session of the 130th Legislature.

### **LD 1603 An Act To Implement the Recommendations of the Committee To Study the Feasibility of Creating Basic Income Security**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 405 reestablishes the Committee to Study the Feasibility of Creating Basic Income Security to continue the work of the previous study committee. The legislation directs the study committee to examine and make recommendations about the feasibility and economic impact and poverty reduction effect of providing basic income security through a direct cash payment system and other programs designed to help individuals and families become more economically secure. The legislation authorizes the committee to seek funding contributions to fully fund the costs of the study including the hiring of an outside consultant to conduct a feasibility study or to provide the committee with additional staffing needs, if funding permits. It allows the committee to use the balances from the study authorized in Resolve 2019, chapter 82.

### **LD 1624 Resolve, To Create a Stakeholder Group To Identify the Needs of Long-term Care Family Caregivers**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 50 requires the long-term care ombudsman program to establish a stakeholder group to consider and make recommendations for the implementation of an assessment measure for the needs of family caregivers providing long-term care services to family members, to establish a plan to improve referrals to services and to submit a report to the Joint Standing Committee on Health and Human Services no later than January 2, 2022. The committee is

## JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

authorized to report out legislation to the Second Regular Session of the 130th Legislature related to the report.

Resolve 2021, chapter 50 was finally passed as an emergency measure effective June 11, 2021.

### **LD 1649 An Act To Make the Shared Living Program Accessible for Persons with Intellectual Disabilities or Autism**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 187 broadens the use of the contingency fund under the Maine Revised Statutes, Title 34-B, section 5437 to include any adult with intellectual disabilities or autism who qualifies for services under Title 34-B, chapter 5. Previously, expenditures from the contingency fund were limited to persons living in particular settings.

### **LD 1653 Resolve, Regarding Legislative Review of Chapter 124: Emergency Medical Services Personnel Reporting Rule, a Late-filed Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 51 authorizes the adoption of Chapter 124: Emergency Medical Services Personnel Reporting Rule, a major substantive rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention that was filed outside the legislative rule acceptance period.

Resolve 2021, chapter 51 was finally passed as an emergency measure effective June 11, 2021.

### **LD 1712 An Act To Support Children's Healthy Development and School Success**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 457 accomplishes the following.

1. It establishes the Help Maine Grow System in the Department of Health and Human Services. The system is a comprehensive, statewide, coordinated system of early identification, referral and follow-up for children from prenatal care up to eight years of age and their families. The system ensures access to early periodic screening, diagnosis and treatment services and related services to promote healthy development and develop a coordinated system of screening, referral and services. The law establishes the position of coordinator of the system to work collaboratively across offices within the department, the Children's Cabinet, the Department of Education and other applicable departments. The department must submit annual reports to

## JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

the joint standing committees of the Legislature having jurisdiction over health and human services and education matters.

2. It establishes the First 4 ME Early Care and Education Program under the Department of Health and Human Services to provide comprehensive, high-quality early child care and education services for at-risk children under six years of age who have not entered kindergarten and the children's parents by funding projects that integrate comprehensive resources and services with traditional child care center and family child care settings. The projects are sponsored by coalitions of stakeholders, providers and other community members within the communities that the projects serve. Each project is led and coordinated by a community contractor who staffs the project's operations and contracts with community providers to provide health care, education or parenting services, which may include services provided in a licensed child care center or by a licensed family child care provider, in a home visit or by an individual providing services to a family member within the individual's or family member's residence. The community contractor employs or contracts with community coaches who train and provide support to community providers. The department is directed to seek and apply for available federal funds or funds from any other sources to pay the costs of projects under the program and, to the maximum extent possible, use state funds received for the projects to maximize receipt of federal funds to be used for the projects. This legislation directs the department to request proposals for up to five pilot projects to implement the program and to report to the Legislature on the progress of the pilot projects toward the objectives, goals and intended outcomes of the projects in 2025.

### **LD 1718 An Act To Establish the Accidental Drug Overdose Death Review Panel**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 292 establishes the Accidental Drug Overdose Death Review Panel, within the Office of the Attorney General, to review a subset of deaths caused by accidental drug overdoses and to recommend to state, county and local agencies methods of preventing deaths as the result of accidental drug overdoses including modification or enactment of laws, rules, policies and procedures.

Public Law 2021, chapter 292 was enacted as an emergency measure effective June 21, 2021.

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 INLAND  
FISHERIES AND WILDLIFE**

December 2021

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# *Joint Standing Committee on Inland Fisheries and Wildlife*

## **SUBJECT INDEX**

### *All-terrain Vehicles, Snowmobiles and Watercraft*

#### **Enacted**

LD 114	An Act To Address Airboat Operation in the State	PUBLIC 166
LD 280	An Act To Increase Funding for Snowmobile Trails and Capital Equipment Grants	PUBLIC 104
LD 349	Resolve, Directing an Examination of Issues Related to Operation of Watercraft on Waters of the State	RESOLVE 45
LD 1244	An Act To Extend Electronic Proof of Registration to All-terrain Vehicles, Snowmobiles and Watercraft	PUBLIC 130
LD 1439	An Act To Clarify All-terrain Vehicle Registration Requirements and Establish Regular Maintenance of Designated State-approved All-terrain Vehicle Trails	PUBLIC 215

#### **Not Enacted**

LD 89	An Act To Regulate Airboats	ONTP
LD 184	An Act To Minimize the Propagation of Invasive Aquatic Plants	ONTP
LD 394	An Act To Protect Maine's Loons and Other Wildlife in the Issuance of a Permit To Hold a Regatta, Race or Boat or Water-ski Exhibition	CARRIED OVER
LD 626	An Act To Clarify Temporary Mooring Privileges for Moorings on Inland Waters	CARRIED OVER
LD 944	An Act To Simplify Dual Registration of Snowmobiles and All-terrain Vehicles	ONTP

LD 1153 An Act To Restrict Combustion Engines on Webber Pond in Bremen ONTP

LD 1663 An Act To Improve Boating Safety on Maine Waters CARRIED OVER

### **Bear Hunting**

#### **Enacted**

LD 142 An Act To Give the Commissioner of Inland Fisheries and Wildlife Rule-making Authority To Establish a Bear Season Framework and Bag Limits PUBLIC 100

LD 770 Resolve, To Direct the Department of Inland Fisheries and Wildlife To Examine Issues Related to Hunting Dogs and Civil Trespass RESOLVE 77

#### **Not Enacted**

LD 10 An Act To Allow Resident Hunters To Harvest 2 Bears per Bear Hunting Season ONTP

### **Complimentary and Reduced Fee Licenses**

#### **Not Enacted**

LD 212 An Act To Support Senior Hunting by Allowing Lifetime Licensed Hunters over 65 Years of Age To Automatically Receive an Antlerless Deer Permit ONTP

LD 356 An Act To Increase Opportunities for Seniors and Persons with Disabilities To Participate in Moose Hunting ONTP

LD 1048 An Act To Promote Hunting by Persons with Disabilities Majority (ONTP) Report

### **Coyote Hunting**

#### **Not Enacted**

LD 1265 An Act To Control the Means of Hunting Coyotes ONTP

### **Deer Hunting**

#### **Enacted**

LD 404 An Act To Preserve Deer Habitat PUBLIC 409

**Not Enacted**

LD 116	An Act To Allow the Commissioner of Inland Fisheries and Wildlife To Authorize the Hunting of Antlerless Deer without a Permit in Certain Areas	CARRIED OVER
LD 212	An Act To Support Senior Hunting by Allowing Lifetime Licensed Hunters over 65 Years of Age To Automatically Receive an Antlerless Deer Permit	ONTP
LD 257	An Act To Expand the Hunting Season for Deer	ONTP
LD 294	An Act To Simplify the Any-deer Permit Distribution System by Including the Ability To Purchase Additional Permits	ONTP
LD 445	An Act To Allow Deer Baiting by Hunters	Majority (ONTP) Report

**Department of Inland Fisheries and Wildlife**

**Enacted**

LD 199	An Act To Amend Certain Fish and Wildlife Laws and Related Provisions	PUBLIC 54
LD 223	An Act To Clarify Maine's Fish and Wildlife Licensing and Registration Laws	PUBLIC 411
LD 361	An Act To Establish a Permanent Appointment of a Member of the Wabanaki Tribes to the Inland Fisheries and Wildlife Advisory Council	PUBLIC 72
LD 547	An Act Regarding Nuisance Beavers	PUBLIC 60
LD 770	Resolve, To Direct the Department of Inland Fisheries and Wildlife To Examine Issues Related to Hunting Dogs and Civil Trespass	RESOLVE 77
LD 1031	An Act To Create an Administrative Review Process for Hunting Violations	PUBLIC 124

LD 1033	Resolve, To Direct the Department of Inland Fisheries and Wildlife To Examine Sunday Hunting	RESOLVE 107
LD 1213	Resolve, Regarding Electronic Tagging of Big Game Animals	RESOLVE 49
LD 1376	An Act To Clarify and Enhance Maine's Fish and Wildlife Laws	PUBLIC 184

**Not Enacted**

LD 389	An Act To Amend the Laws Regarding Inland Fisheries and Wildlife	Leave to Withdraw Pursuant to Joint Rule 310
LD 692	An Act To Establish the Operation Game Thief Fund and Allow an Applicant for a State Hunting or Fishing License To Make a Donation To Prevent Illegal Hunting and Fishing	ONTP
LD 1015	An Act To Ban Hunting with Ammunition That Contains Lead	ONTP

**Dogs and Dog Training**

**Enacted**

LD 770	Resolve, To Direct the Department of Inland Fisheries and Wildlife To Examine Issues Related to Hunting Dogs and Civil Trespass	RESOLVE 77
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**Endangered and Threatened Species**

**Enacted**

LD 88	An Act To Amend Maine's Wildlife Laws Regarding Species of Special Concern	PUBLIC 65
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**Not Enacted**

LD 883	An Act To Protect Endangered Species Whose Life Cycles Include Maine Land or Waters	Majority (ONTP) Report
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**Guides and Guiding**

**Enacted**

LD 309	An Act Relating to Hunters Required To Hire Guides	PUBLIC 87
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LD 1474 An Act To Promote Outdoor Recreational Opportunities for Maine Students PUBLIC 162

**Not Enacted**

LD 1081 An Act Regarding the Special Guides Permit Drawings ONTP

**Hunting**

**Enacted**

LD 223 An Act To Clarify Maine's Fish and Wildlife Licensing and Registration Laws PUBLIC 411

LD 309 An Act Relating to Hunters Required To Hire Guides PUBLIC 87

LD 569 An Act To Prohibit Hunting with a Bow on Land of Another Person within 100 Yards of a Building or Residence on That Land without Permission PUBLIC 74

LD 635 An Act Relating to Hunting with a Noise Suppression Device PUBLIC 112

LD 1031 An Act To Create an Administrative Review Process for Hunting Violations PUBLIC 124

LD 1213 Resolve, Regarding Electronic Tagging of Big Game Animals RESOLVE 49

LD 1376 An Act To Clarify and Enhance Maine's Fish and Wildlife Laws PUBLIC 184

**Not Enacted**

LD 666 An Act To Lower the Youth Hunting Age Majority (ONTP) Report

LD 692 An Act To Establish the Operation Game Thief Fund and Allow an Applicant for a State Hunting or Fishing License To Make a Donation To Prevent Illegal Hunting and Fishing ONTP

LD 1015	An Act To Ban Hunting with Ammunition That Contains Lead	ONTP
LD 1048	An Act To Promote Hunting by Persons with Disabilities	Majority (ONTP) Report
LD 1054	An Act To Allow Hunting on Sundays with Written Consent on Private Property	ONTP
LD 1212	An Act To Allow Sunday Hunting North of U.S. Route 2 from the New Hampshire Border to Bangor, North of Route 9 from Bangor to the Canadian Border and within That Portion of the White Mountain National Forest inside the State	Majority (ONTP) Report

### *Invasive Aquatic Species*

**Not Enacted**

LD 184	An Act To Minimize the Propagation of Invasive Aquatic Plants	ONTP
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### *Landowner Relations*

**Enacted**

LD 114	An Act To Address Airboat Operation in the State	PUBLIC 166
LD 547	An Act Regarding Nuisance Beavers	PUBLIC 60
LD 569	An Act To Prohibit Hunting with a Bow on Land of Another Person within 100 Yards of a Building or Residence on That Land without Permission	PUBLIC 74
LD 770	Resolve, To Direct the Department of Inland Fisheries and Wildlife To Examine Issues Related to Hunting Dogs and Civil Trespass	RESOLVE 77

**Not Enacted**

LD 89	An Act To Regulate Airboats	ONTP
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## *Licenses and Permits*

### **Enacted**

LD 199	An Act To Amend Certain Fish and Wildlife Laws and Related Provisions	PUBLIC 54
LD 223	An Act To Clarify Maine's Fish and Wildlife Licensing and Registration Laws	PUBLIC 411
LD 635	An Act Relating to Hunting with a Noise Suppression Device	PUBLIC 112

### **Not Enacted**

LD 10	An Act To Allow Resident Hunters To Harvest 2 Bears per Bear Hunting Season	ONTP
LD 212	An Act To Support Senior Hunting by Allowing Lifetime Licensed Hunters over 65 Years of Age To Automatically Receive an Antlerless Deer Permit	ONTP
LD 1081	An Act Regarding the Special Guides Permit Drawings	ONTP

## *Maine Outdoor Heritage Fund*

### **Enacted**

LD 1012	An Act To Provide Funding for the Maine Outdoor Heritage Fund Program	PUBLIC 435
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## *Maine Tribes*

### **Enacted**

LD 361	An Act To Establish a Permanent Appointment of a Member of the Wabanaki Tribes to the Inland Fisheries and Wildlife Advisory Council	PUBLIC 72
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## *Moose Hunting*

### **Not Enacted**

LD 356	An Act To Increase Opportunities for Seniors and Persons with Disabilities To Participate in Moose Hunting	ONTP
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LD 433	An Act To Allow Winners of Moose Permits To Sell Subpermittee Selections	ONTP
LD 544	An Act To Eliminate Moose Permits for Hunting Lodges	ONTP

### *Sunday Hunting*

**Enacted**

LD 1033	Resolve, To Direct the Department of Inland Fisheries and Wildlife To Examine Sunday Hunting	RESOLVE 107
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**Not Enacted**

LD 1054	An Act To Allow Hunting on Sundays with Written Consent on Private Property	ONTP
LD 1212	An Act To Allow Sunday Hunting North of U.S. Route 2 from the New Hampshire Border to Bangor, North of Route 9 from Bangor to the Canadian Border and within That Portion of the White Mountain National Forest inside the State	Majority (ONTP) Report

### *Trapping*

**Enacted**

LD 547	An Act Regarding Nuisance Beavers	PUBLIC 60
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### *Wild Turkey Hunting*

**Enacted**

LD 943	An Act To Improve Turkey Tagging	PUBLIC 121
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### *Wildlife Management*

**Enacted**

LD 361	An Act To Establish a Permanent Appointment of a Member of the Wabanaki Tribes to the Inland Fisheries and Wildlife Advisory Council	PUBLIC 72
LD 404	An Act To Preserve Deer Habitat	PUBLIC 409



LD 943 An Act To Improve Turkey Tagging

PUBLIC 121

LD 1213 Resolve, Regarding Electronic Tagging of Big Game Animals

RESOLVE 49

*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*

**Inland Fisheries and Wildlife (IFW)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
IFW	10	An Act To Allow Resident Hunters To Harvest 2 Bears per Bear Hunting Season	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
IFW	88	An Act To Amend Maine's Wildlife Laws Regarding Species of Special Concern	Reported Out OTP-AM		Enacted	PL	65	S1
IFW	89	An Act To Regulate Airboats	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IFW	114	An Act To Address Airboat Operation in the State	Reported Out OTP-AM		Enacted	PL	166	S1
IFW	116	An Act To Allow the Commissioner of Inland Fisheries and Wildlife To Authorize the Hunting of Antlerless Deer without a Permit in Certain Areas	Carry Over Approved	Carried Over In Comm				S1
IFW	142	An Act To Give the Commissioner of Inland Fisheries and Wildlife Rule-making Authority To Establish a Bear Season Framework and Bag Limits	Reported Out OTP-AM		Enacted	PL	100	S1
IFW	184	An Act To Minimize the Propagation of Invasive Aquatic Plants	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
IFW	199	An Act To Amend Certain Fish and Wildlife Laws and Related Provisions	Reported Out OTP		Enacted	PL	54	S1
IFW	212	An Act To Support Senior Hunting by Allowing Lifetime Licensed Hunters over 65 Years of Age To Automatically Receive an Antlerless Deer Permit	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
IFW	223	An Act To Clarify Maine's Fish and Wildlife Licensing and Registration Laws	Reported Out OTP-AM		Enacted	PL	411	S1
IFW	257	An Act To Expand the Hunting Season for Deer	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IFW	280	An Act To Increase Funding for Snowmobile Trails and Capital Equipment Grants	Reported Out OTP-AM		Enacted	PL	104	S1

Bills Referred to

Inland Fisheries and Wildlife (IFW)

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

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
IFW	294	An Act To Simplify the Any-deer Permit Distribution System by Including the Ability To Purchase Additional Permits	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			RI
IFW	309	An Act Relating to Hunters Required To Hire Guides	Reported Out	OTP-AM		Enacted	PL	87	SI
IFW	349	Resolve, Directing an Examination of Issues Related to Operation of Watercraft on Waters of the State	Reported Out	OTP-AM		Finally Passed	RESLV	45	SI
IFW	356	An Act To Increase Opportunities for Seniors and Persons with Disabilities To Participate in Moose Hunting	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
IFW	361	An Act To Establish a Permanent Appointment of a Member of the Wabanaki Tribes to the Inland Fisheries and Wildlife Advisory Council	Reported Out	OTP-AM		Enacted	PL	72	SI
IFW	389	An Act To Amend the Laws Regarding Inland Fisheries and Wildlife	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			SI
IFW	394	An Act To Protect Maine's Loons and Other Wildlife in the Issuance of a Permit To Hold a Regatta, Race or Boat or Water-ski Exhibition	Carry Over Approved		Carried Over In Comm				SI
IFW	404	An Act To Preserve Deer Habitat	Reported Out	OTP-AM		Emergency Enacted	PL	409	SI
IFW	433	An Act To Allow Winners of Moose Permits To Sell Subpermittee Selections	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
IFW	445	An Act To Allow Deer Baiting by Hunters	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			SI
IFW	544	An Act To Eliminate Moose Permits for Hunting Lodges	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
IFW	547	An Act Regarding Nuisance Beavers	Reported Out	OTP-AM		Emergency Enacted	PL	60	SI
IFW	569	An Act To Prohibit Hunting with a Bow on Land of Another Person within 100 Yards of a Building or Residence on That Land without Permission	Reported Out	OTP-AM		Enacted	PL	74	SI
IFW	626	An Act To Clarify Temporary Mooring Privileges for Moorings on Inland Waters	Carry Over Approved		Carried Over In Comm				SI

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

Bills Referred to

Inland Fisheries and Wildlife (IFW)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
IFW	635	An Act Relating to Hunting with a Noise Suppression Device	Reported Out OTP-AM		Enacted	PL	112	S1
IFW	666	An Act To Lower the Youth Hunting Age	Reported Out ONTP/OTP		Accepted Majority (ONTP) Report			S1
IFW	692	An Act To Establish the Operation Game Thief Fund and Allow an Applicant for a State Hunting or Fishing License To Make a Donation To Prevent Illegal Hunting and Fishing	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IFW	770	Resolve, To Direct the Department of Inland Fisheries and Wildlife To Examine Issues Related to Hunting Dogs and Civil Trespass	Reported Out OTP-AM		Finally Passed	RESLV	77	S1
IFW	883	An Act To Protect Endangered Species Whose Life Cycles Include Maine Land or Waters	Reported Out ONTP/OTP-AM		Accepted Majority (ONTP) Report			S1
IFW	943	An Act To Improve Turkey Tagging	Reported Out OTP-AM		Enacted	PL	121	S1
IFW	944	An Act To Simplify Dual Registration of Snowmobiles and All-terrain Vehicles	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IFW	1012	An Act To Provide Funding for the Maine Outdoor Heritage Fund Program	Reported Out OTP-AM/ONTP		Enacted	PL	435	S1
IFW	1015	An Act To Ban Hunting with Ammunition That Contains Lead	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IFW	1031	An Act To Create an Administrative Review Process for Hunting Violations	Reported Out OTP-AM		Enacted	PL	124	S1
IFW	1033	Resolve, To Direct the Department of Inland Fisheries and Wildlife To Examine Sunday Hunting	Reported Out OTP-AM/ONTP		Finally Passed	RESLV	107	S1
IFW	1048	An Act To Promote Hunting by Persons with Disabilities	Reported Out ONTP/OTP-AM		Accepted Majority (ONTP) Report			S1
IFW	1054	An Act To Allow Hunting on Sundays with Written Consent on Private Property	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IFW	1081	An Act Regarding the Special Guides Permit Drawings	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

Bills Referred to

Inland Fisheries and Wildlife (IFW)

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

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
IFW	1153	An Act To Restrict Combustion Engines on Webber Pond in Bremen	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IFW	1212	An Act To Allow Sunday Hunting North of U.S. Route 2 from the New Hampshire Border to Bangor, North of Route 9 from Bangor to the Canadian Border and within That Portion of the White Mountain National Forest inside the State	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
IFW	1213	Resolve, Regarding Electronic Tagging of Big Game Animals	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	49	S1
IFW	1244	An Act To Extend Electronic Proof of Registration to All-terrain Vehicles, Snowmobiles and Watercraft	Reported Out	OTP		Enacted	PL	130	S1
IFW	1265	An Act To Control the Means of Hunting Coyotes	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IFW	1376	An Act To Clarify and Enhance Maine's Fish and Wildlife Laws	Reported Out	OTP-AM		Enacted	PL	184	S1
IFW	1439	An Act To Clarify All-terrain Vehicle Registration Requirements and Establish Regular Maintenance of Designated State-approved All-terrain Vehicle Trails	Reported Out	OTP-AM		Enacted	PL	215	S1
IFW	1474	An Act To Promote Outdoor Recreational Opportunities for Maine Students	Reported Out	OTP-AM		Emergency Enacted	PL	162	S1
IFW	1663	An Act To Improve Boating Safety on Maine Waters	Carry Over Approved		Carried Over In Comm				S1

## **JOINT STANDING COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

### **LD 88 An Act To Amend Maine's Wildlife Laws Regarding Species of Special Concern**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 65 directs the Commissioner of Inland Fisheries and Wildlife to adopt routine technical rules establishing criteria for determining when a species of fish or wildlife that is not an endangered species or a threatened species is of special concern. The rules may include different criteria for categories of species of special concern, including a category for species that are rare. The rules must list the species that meet the criteria established in rule. The commissioner is directed to use the list in administering the law governing possession of wildlife in captivity under the Maine Revised Statutes, Title 12, section 12152 and may also use the list in administering any other laws or programs or when providing advisory recommendations to other entities or agencies on fish and wildlife matters in accordance with applicable laws or rules.

Public Law 2021, chapter 65 also clarifies that prior to recommending an addition, deletion or other change to the endangered and threatened species listed in law, the commissioner must hold at least one public hearing on that proposed recommendation.

### **LD 114 An Act To Address Airboat Operation in the State**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 166 does the following.

1. It repeals current law requiring the Department of Inland Fisheries and Wildlife to establish noise level limits for airboats by rule and replaces it with a provision establishing temporary airboat noise limits. It establishes a noise limit of 90 decibels as measured in a stationary sound level test as prescribed by SAE standards J2005. Between the hours of 7 p.m. to 7 a.m. the operational noise limit is 75 decibels as measured by the shoreline test, except to the extent necessary to achieve headway speed when leaving a boat launch or to get off a mudflat. After 7 a.m. and before 7 p.m. the operational noise limit is 90 decibels as measured by the shoreline test, except to the extent necessary to achieve headway speed when leaving a boat launch or to get off a mudflat. These noise limits sunset on September 30, 2022.
2. It directs the Department of Marine Resources and the Department of Inland Fisheries and Wildlife to convene and work with a stakeholder group to examine and determine airboat mechanical systems and adjustments that will result in the lowest practically achievable airboat decibel levels and to examine and determine available federal or other funding to assist airboat owners in addressing any identified deficiencies in their airboat mechanical systems.
  - A. The stakeholder group may also examine other issues related to airboats such as establishing and restoring shellfish harvester access to coastal tidal areas, airboat

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operational techniques to allow for lower decibel levels, and appropriate training and equipment for State and municipal law enforcement officers.

- B. The departments, within existing resources, are directed to arrange for input from experts in airboat noise and collect local sound data related to airboat use on inland and coastal waters using SAE J1970, SAE J34 and SAE J2005 testing procedures.
- C. By January 15, 2022, the departments are required to report to the Joint Standing Committee on Marine Resources and the Joint Standing Committee on Inland Fisheries and Wildlife the findings and recommendations on airboat noise. After receiving the report, the Joint Standing Committee on Inland Fisheries and Wildlife may report out a bill relating to airboats to the 130th Legislature.

### **LD 142 An Act To Give the Commissioner of Inland Fisheries and Wildlife Rule-making Authority To Establish a Bear Season Framework and Bag Limits**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 100 does the following.

1. It requires the Commissioner of Inland Fisheries and Wildlife to establish by rule an open season on hunting bear beginning no earlier than the 2nd Monday preceding September 1st and ending no later than November 30th annually.
2. It clarifies that the commissioner may adopt rules to set the dates when dogs may be used to hunt black bear during any portion of the open bear hunting season.
3. It provides that a person may not set bear bait earlier than 30 days before the first Monday preceding September 1st.
4. It reduces the fee for a resident bear permit from \$27 to \$10.
5. It requires the commissioner to adopt rules governing the number of bears that may be hunted and trapped in a season, which may not be more than one by trapping or two in total.
6. It establishes a daily bag limit of one bear by hunting.
7. It provides that, beginning January 1, 2022, to obtain a bear trapping permit, a person must either have successfully completed a bear trapping education course or have previously held a valid Maine bear trapping permit in any year prior to 2022.
8. It provides that a resident may hunt bear without a valid permit during the open firearm season on deer.

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9. It allows a person who holds a license authorizing hunting big game to obtain a bear trapping permit.
10. It provides that a bear hunting permit is required for each bear when the bag limit on bear is more than one.

Public Law 2021, chapter 100 takes effect January 1, 2022.

### **LD 199 An Act To Amend Certain Fish and Wildlife Laws and Related Provisions**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 54 does the following.

1. It defines "upland game species." It provides for the Commissioner of Inland Fisheries and Wildlife to set a daily bag limit and possession limit for upland game species and makes violating these limits a Class E crime for which a fine of not less than \$200 plus \$50 for each animal taken in violation may be adjudged.
2. It allows the department to enforce the law prohibiting the abuse of another person's property against persons who abuse another person's property but who may not be involved in an activity such as hunting, fishing or trapping, as in current law. It allows a person found to have violated that law to be ordered to pay restitution to the landowner for damages.
3. It provides for the revocation of a hunting license of a person convicted of night hunting and found to have been in the possession of a thermal imaging device at the time of the offense.
4. It provides for the revocation of any license, permit or registration issued by the department, not just hunting and fishing licenses, of a person who is convicted of destroying, tearing down, defacing or otherwise damaging a property posting sign.
5. It prohibits domestic violence offenders and certain nonviolent juvenile offenders from obtaining or possessing any license or permit issued by the department that authorizes a person to hunt with a firearm.
6. It allows a person who has lawfully killed or trapped and registered a bear to sell, without a hide dealer's license, the fat not attached to the meat of that animal.
7. It clarifies that a person may not take or possess reptiles or amphibians from the wild for export, sale or commercial purposes.



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8. It specifies that a person may not keep bear, deer, moose or wild turkey without registering the animal for more than 18 hours after the animal was harvested.
9. It requires all the edible meat of a bear, deer or moose to be presented for registration along with evidence of the animal's sex. It also allows those animals to be dismembered for ease of transportation and allows the hunter to leave parts that are not of use away from public view.
10. It requires a hide dealer to keep a true and complete record of those buying and selling bear fat.
11. It allows a special hide dealer's license holder to commercially sell or barter the heads and untanned hides of bear that are butchered in the license holder's place of business.
12. It makes a special hide dealer's license valid for a full year, commencing January 1st, rather than a partial year, commencing August 1st.
13. It amends the definition of "owner," for the purpose of registration of a snowmobile, watercraft or ATV, to include a person having equitable interest in the snowmobile, watercraft or ATV, which entitles the person to possession of the vehicle.

### **LD 223 An Act To Clarify Maine's Fish and Wildlife Licensing and Registration Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 411 requires payment of a \$50 reinstatement fee to reinstate a suspended or revoked license, permit or registration under the inland fisheries and wildlife laws resulting from a finding of civil contempt. It also increases the reinstatement fee for a license, permit or registration suspension for failure to pay child support from \$25 to \$50. The word "permit" is added to this section in order to be consistent with other places in statute. The \$50 reinstatement fee for all types of suspensions and revocations is deposited into the Landowner Relations Fund.

Public Law 2021, chapter 411 allows a nonresident junior trapper to purchase a trapping license at the resident junior rate and clarifies that a nonresident trapper of any age who is not a citizen of the United States may trap only beaver.

Public Law 2021, chapter 411 includes language in regard to the form and display of snowmobile registration numbers and stickers that is consistent with all-terrain vehicle registration requirements. It also provides that a snowmobile registered after May 1st and prior to July 1st has a registration that is valid for the upcoming winter and expires June 30th of the following year. Similar language changes are made to the law regarding all-terrain vehicle registration fees in order to be consistent with snowmobile registration requirements. It also changes a date from June 31st, which does not exist, to June 30th.

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### **LD 280 An Act To Increase Funding for Snowmobile Trails and Capital Equipment Grants**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 104 changes the resident and nonresident registration fees for snowmobiles and uses the increased fees to help fund the Snowmobile Trail Fund, the fund responsible for capital equipment grants and the Snowmobile Enforcement Fund.

The fee for resident snowmobile registrations is increased by \$10.

The fee for nonresident snowmobile registrations is increased from \$49 to \$74 for a three-day registration, from \$75 to \$99 for a 10-day registration and from \$99 to \$119 for a seasonal registration.

Ten dollars from resident registration fees, a \$5 increase, and \$15 from nonresident registration fees, a \$10 increase, must be transferred to the fund used for capital equipment grants.

The portion of the resident registration fee allocated to the Snowmobile Trail Fund is increased by \$5 from \$12 to \$17. The portion of the nonresident registration fees allocated to the Snowmobile Trail Fund is increased by \$10, from \$6 to \$16 for each three-day and 10-day registration and from \$11 to \$21 for each seasonal registration.

Public Law 2021, chapter 104 also requires \$5 from the three-day and 10-day nonresident registration fees be transferred to the Snowmobile Enforcement Fund established in the Department of Inland Fisheries and Wildlife, Bureau of Warden Service.

### **LD 309 An Act Relating to Hunters Required To Hire Guides**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 87 reenacts the substance of a provision of law that was enacted in 2009 and later repealed. The law requires a nonresident who is not a citizen of the United States and is a resident of the Canadian province of New Brunswick or Quebec to be accompanied by a licensed guide when hunting in Maine. It provides an exception for such a person who owns or leases land in the State, is current on property taxes assessed for that land and keeps that land open for hunting by the public. If these conditions are met, the person and the person's family members may be authorized to hunt without a guide.

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### **LD 349 Resolve, Directing an Examination of Issues Related to Operation of Watercraft on Waters of the State**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 45 directs the Department of Inland Fisheries and Wildlife to examine issues related to the operation of watercraft, including personal watercraft, on the waters of the State, including methods of educating the public about current laws governing the operation of watercraft. The department is also directed to monitor whether the Town of Sweden votes to support banning personal watercraft on Keyes Pond. The department must report the department's findings and recommendations to the Joint Standing Committee on Inland Fisheries and Wildlife. The committee is authorized to report out a bill to the 130th Legislature related to the subject matter of the report, including relating to the operation of personal watercraft on Keyes Pond.

### **LD 361 An Act To Establish a Permanent Appointment of a Member of the Wabanaki Tribes to the Inland Fisheries and Wildlife Advisory Council**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 72 adds an 11th member to the Inland Fisheries and Wildlife Advisory Council. This member must be a member of a federally recognized Indian nation, tribe or band in the State. The Governor appoints this member based on the joint recommendation of the tribal governments of the Aroostook Band of Micmacs, the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe at Motahkomikuk, the Passamaquoddy Tribe at Sipayik and the Penobscot Nation. If these tribal governments do not make a unanimous joint recommendation, the Governor appoints a member of a federally recognized Indian nation, tribe or band in the State and rotates the appointment among members of each federally recognized Indian nation, tribe or band in the State.

### **LD 404 An Act To Preserve Deer Habitat**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 409 does the following.

1. It establishes preferential consideration under the Land for Maine's Future program for projects that conserve deer wintering areas identified by the Department of Inland Fisheries and Wildlife and that satisfy other land management requirements.
2. It allows proceeds from the Land for Maine's Future Fund to be used for the development of a management plan for a deer wintering area on lands acquired for that purpose using the Land for Maine's Future Fund, as long as the cost of the plan as well as any minor capital investments in the stewardship and management of that land does not exceed 5% of the appraised value of

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the property. A management plan may also apply to adjoining deer wintering areas in the same ownership or under the same management.

3. It directs the Commissioner of Inland Fisheries and Wildlife to identify areas that are important to the conservation of deer in northern, eastern and western Maine, and authorizes the department to acquire these lands, which must be designated as wildlife management areas, and directs the department to ensure that appropriate deed restrictions are placed on the land acquired and to develop appropriate purchase and sale agreements to ensure that deer wintering areas on land to be acquired is preserved as deer wintering areas prior to purchase. Beginning January 15, 2023 and annually thereafter, the department is required to report to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters on the acquisition and management of deer wintering areas.
4. It allows the Maine Deer Management Fund to be used to acquire deer habitat.
5. It authorizes the Department of Inland Fisheries and Wildlife to prohibit or limit the feeding of deer, bear, moose or wild turkey as part of a plan to promote the use of deer wintering areas by deer.

Public Law 2021, chapter 409 was enacted as an emergency measure effective July 8, 2021.

### **LD 547 An Act Regarding Nuisance Beavers**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 60 provides that the Commissioner of Inland Fisheries and Wildlife may at any time authorize a landowner, a person on behalf of the landowner or an agent of the Department of Inland Fisheries and Wildlife to take or kill nuisance beaver.

Public Law 2021, chapter 60 was enacted as an emergency measure effective May 25, 2021.

### **LD 569 An Act To Prohibit Hunting with a Bow on Land of Another Person within 100 Yards of a Building or Residence on That Land without Permission**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 74 prohibits the discharge of an arrow from a bow and arrow when on land of another person and within 100 yards of a building or residential dwelling on that land without the permission of the owner of that building or residential dwelling or, in the owner's absence, of an adult occupant of that building or dwelling authorized to act on behalf of the owner. It also prohibits a person from causing an arrow from a bow and arrow to pass across the land of another person and within 100 yards of a building or residential dwelling on that land without the

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permission of the owner of that building or residential dwelling or, in the owner's absence, of an adult occupant of that building or dwelling authorized to act on behalf of the owner.

### **LD 635 An Act Relating to Hunting with a Noise Suppression Device**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 112 does the following.

1. It repeals the law prohibiting the use of a noise suppression device when hunting without a noise suppression device permit.
2. It repeals the law relating to the use of noise suppression devices, including the permit requirement as well as the current enhanced penalties and mandatory license revocations that apply to committing hunting crimes while using a noise suppression device.
3. It creates a new provision providing for the suspension of a person's hunting license for at least three years if that person is convicted of any of the violations listed in the Maine Revised Statutes, Title 12, section 10902, subsection 6 and found to have been in possession of a firearm with a noise suppression device. The violations listed in Title 12, section 10902, subsection 6 are violations for which a mandatory license revocation of at least one year currently applies.

### **LD 770 Resolve, To Direct the Department of Inland Fisheries and Wildlife To Examine Issues Related to Hunting Dogs and Civil Trespass**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 77 does the following.

1. It directs the Department of Inland Fisheries and Wildlife to establish a stakeholder group to examine issues related to hunting dogs and civil trespass. The department must ensure that the stakeholder group is as broadly representative of interested parties and groups as possible and invite participation from at least the following: representatives of affected landowners and persons who use dogs in hunting and others with interest in or expertise on the subject matter of the examination. The department may include or involve the Landowners and Sportsmen Relations Advisory Board in the work of the stakeholder group.
2. It directs the department to report the findings and recommendations resulting from the examination to the Joint Standing Committee on Inland Fisheries and Wildlife by January 3, 2022. The committee may report out a bill related to the subject matter of the report to the 130th Legislature.

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### **LD 943 An Act To Improve Turkey Tagging**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 121 does the following.

1. It exempts turkeys taken during the fall open season on hunting wild turkey from tagging and registration requirements.
2. It requires the Department of Inland Fisheries and Wildlife to determine the direct costs of and timeline required for implementing an electronic tagging system for wild turkey. The department is required to report its findings and recommendations to the Joint Standing Committee on Inland Fisheries and Wildlife by January 3, 2022 and the committee is authorized to report out a bill related to turkey tagging to the 130th Legislature.

### **LD 1012 An Act To Provide Funding for the Maine Outdoor Heritage Fund Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 435 provides \$75,000 from the unappropriated surplus of the General Fund in each year of the biennium to support the Maine Outdoor Heritage Fund program. Under the program, grants are made to various project categories, including for endangered and threatened species conservation. Wildlife rehabilitators may receive grants under this category.

### **LD 1031 An Act To Create an Administrative Review Process for Hunting Violations**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 124 establishes a procedure for the Commissioner of Inland Fisheries and Wildlife to take administrative action regarding civil trespass while hunting without first requiring a criminal conviction or civil adjudication. This administrative action may be initiated when the Game Warden Colonel determines, after consultation with the district attorney, that a person the Game Warden Colonel has probable cause to suspect has violated the Maine Revised Statutes, Title 12, section 10657, the law prohibiting trespassing while hunting, will not be charged with that violation by the district attorney. The administrative proceedings include notice and an opportunity to be heard and allows the commissioner to impose administrative penalties including revocation of a license to hunt for up to three years. If the person is found to have committed civil trespass while hunting and does not hold a hunting license, the commissioner may refuse to issue a hunting license to that person for up to five years. The decision of the commissioner may be appealed to Superior Court.

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### **LD 1033 Resolve, To Direct the Department of Inland Fisheries and Wildlife To Examine Sunday Hunting**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 107 does the following.

1. It directs the Department of Inland Fisheries and Wildlife to establish a stakeholder group to examine issues related to allowing Sunday hunting.
2. It directs the department to ensure that the stakeholder group is as broadly representative of interested parties and groups as possible and invite participation from at least the following: representatives of farmers, small landowners and large landowners; supporters and opponents of Sunday hunting opportunities; hunters and nonhunters; guides; persons or entities from diverse geographic regions of the State; and others with interest or expertise in the subject matter of the examination.
3. It requires the department to hire a facilitator to assist the stakeholder group in its work and provides funding for the facilitator.
4. It directs the department, in consultation with the stakeholder group, to develop and complete a survey relating to the subject matter of the examination, if the department receives adequate outside funding to fund the survey. It allows the department to seek and accept outside funding to fund the survey.
5. It directs the department to report the findings and recommendations of the stakeholder group to the Joint Standing Committee on Inland Fisheries and Wildlife by January 3, 2022. The committee is authorized to report out a bill related to Sunday hunting to the 130th Legislature.

### **LD 1213 Resolve, Regarding Electronic Tagging of Big Game Animals**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 49 does the following.

1. It directs the Department of Inland Fisheries and Wildlife to examine electronic tagging of big game animals and to report the department's findings and recommendations, including suggested legislation, to the Joint Standing Committee on Inland Fisheries and Wildlife by

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January 3, 2022. The committee is authorized to report out a bill related to big game tagging to the Second Regular Session of the 130th Legislature.

2. It directs the department to take actions necessary to increase the number of big game animal registration stations to meet registration needs. The department is authorized to allow wild game processing facilities, hunting outfitters and other appropriate hunting-related businesses to apply to be selected as registration agents and to waive requirements established in the department's rules for registration stations to operate for a minimum number of days per week or a minimum number of hours per day or to satisfy restrictions related to location.

### **LD 1244 An Act To Extend Electronic Proof of Registration to All-terrain Vehicles, Snowmobiles and Watercraft**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 130 allows a person to present or have available for inspection an electronic form of a registration certificate, online registration receipt or certificate of number for a snowmobile, watercraft or all-terrain vehicle.

### **LD 1376 An Act To Clarify and Enhance Maine's Fish and Wildlife Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 184 does the following.

1. It makes technical cross-reference corrections.
2. It corrects a conflict created by Public Law 2017, chapters 427 and 458, which affected the same provision of law. It provides that no more than 8% of moose hunting permits may be issued to nonresidents and no more than 2% may be issued to hunting outfitters.
3. It removes an obsolete provision in the moose permit law related to hunting in road safety management areas.
4. It eliminates the requirement that moose hunters complete a questionnaire.
5. It provides that a person who has lawfully killed and registered a wild turkey may sell the plumage, wing bones, beard and lower legs of that animal.
6. It provides that a person may not sell any live wildlife unless authorized to do so.



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7. It removes an obsolete provision relating to nonresident junior fishing licenses, which are no longer issued.
8. It provides that a person licensed to deal in live smelts or baitfish may not receive, possess for resale, sell or offer to sell gift baitfish or gift smelts.
9. It adds the towns of Detroit and Burnham to the description of the Plymouth Bog Wildlife Management Area.
10. It adds the Pleasant Bay Wildlife Management Area in Washington County to the list of wildlife management areas.
11. It makes terminology related to the requirements for taillights for snowmobiles and ATVs consistent: at least one taillight capable of displaying a red light visible at a distance of at least 100 feet.
12. It removes cross references in the laws prohibiting operating a snowmobile or ATV within 200 feet of dwellings, nursing homes, convalescent homes and churches. The laws create exceptions when operating on public ways in accordance with several other provisions that are cross referenced; two of those cross references are to provisions that relate to failing to stop before entering a public way and failing to yield the right-of-way to vehicles while operating on public or private ways. This law removes these two cross references. The law also clarifies the cross reference to the provisions relating to operating on controlled access highways. The underlying prohibitions and exceptions, however, remain otherwise unaffected.
13. It makes non-substantive changes to the provision governing the registration of an ATV by a member of the Armed Forces of the United States who is permanently stationed in this State, making it more consistent with a similar provision for the registration of a snowmobile. It provides that registration fees for the registration of such an ATV must be allocated as if the person registering the ATV was a resident of the municipality where the member is stationed.
14. It removes an incorrect cross-reference to the Maine Revised Statutes, Title 29-A, section 2083 in the laws governing wearing helmets while on an all-terrain vehicle.
15. It allows the Inland Fisheries and Wildlife Advisory Council to conduct public meetings using telephonic, video, electronic or other means of remote participation if certain requirements are met.

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### **LD 1439 An Act To Clarify All-terrain Vehicle Registration Requirements and Establish Regular Maintenance of Designated State-approved All-terrain Vehicle Trails**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 215 does the following.

1. Increases all-terrain vehicle, or ATV, registration fees. Beginning May 1, 2022, it increases the registration fees for ATVs by \$25 for each type of registration. It provides that all of the increase of each fee collected must be deposited in the ATV Recreational Management Fund and must be used to maintain designated state-approved ATV trails. It requires the Department of Agriculture Conservation and Forestry and the Department of Inland Fisheries and Wildlife to review ATV registration fees and the maintenance needs for ATV trails in 2022 and 2023 and every two years thereafter and to report their findings to the Inland Fisheries and Wildlife Committee. The committee is authorized to report out legislation on the subject matter after receiving a report. It provides that the Bureau of Parks and Lands must use the registration fees deposited into the ATV Recreational Management Fund to oversee construction and maintenance of designated state-approved all-terrain vehicle trails. It requires the Bureau of Parks and Lands to use the ATV Recreational Management Fund to ensure that maintenance of designated state-approved ATV trails occurs annually and requires the bureau to adopt and use best practices of motorized trail construction during construction and maintenance of designated state-approved ATV trails. The bureau is directed to adopt rules that establish a procedure to prioritize the bureau's maintenance of designated state-approved ATV trails. It adds to the purposes for which the ATV Recreational Management Fund may be used, ensuring that designated state-approved ATV trails are inspected annually.
2. It establishes an antique ATV registration. An “antique ATV” is an ATV over 25 years old substantially maintained in its original or restored condition. The registration fee for an antique ATV is \$45, which is deposited in the General Fund.
3. It allows unregistered ATVs to be used on land the operator owns or leases, regardless of where the operator is domiciled.
4. It creates a new category called an “oversized ATV” and provides for limited registration of these ATVs. An “oversized ATV” is an ATV wider than 65 inches or that weighs more than 2,000 pounds according to the manufacturer’s specifications. Registration of an oversized ATV is allowed only for residents who registered that oversized ATV prior to January 1, 2022. An oversized ATV that is registered by its current owner may be transferred to a new owner who may also register that ATV. Unregistered oversized ATVs are allowed to be operated only on land the operator owns or leases, which is the same as any other unregistered ATV. Registration agents are required to provide information about oversized ATVs to a person requesting to register one: the agent must provide a form developed by the Department of Inland Fisheries and Wildlife providing the necessary information. Dealers are also required

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to provide information about oversized ATVs to any person purchasing one. Dealers must provide a form developed by the Department of Inland Fisheries and Wildlife providing the necessary information and the form must include a place for the purchaser to acknowledge receipt of the form so that the dealer has a record of compliance.

5. It requires the Department of Inland Fisheries and Wildlife to develop and make available an education component for ATV owners and ATV registration agents regarding the operation and registration of oversized ATVs, including guidance regarding which ATVs are considered oversized ATVs, under which conditions oversized ATVs may be registered and where oversized ATVs may be operated.
6. It clarifies landowner and lessee rights to limit use of ATVs on designated state-approved ATV trails on their land, including limiting the type, size and weight of ATVs permitted. It also provides that operators of ATVs, including oversized ATVs, on designated state-approved all-terrain vehicle trails must adhere to limitations imposed by landowners, lessees and the State.

### **LD 1474 An Act To Promote Outdoor Recreational Opportunities for Maine Students**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 162 creates an outdoor educational trip leader permit program. A person who obtains an outdoor educational trip leader permit may lead an educational or recreational outdoor trip conducted by an educational institution that includes nonmotorized boating or camping at a primitive camping area but does not include fishing, hunting, trapping or the use of snowmobiles, motorboats or all-terrain vehicles.

Public Law 2021, chapter 162 directs the Commissioner of Inland Fisheries and Wildlife to adopt rules to implement the new program, including establishing an advisory committee to advise the commissioner on the program. A person who is not a licensed guide who conducts an outdoor educational trip without an educational trip leader permit is subject to a civil penalty. However, schools currently conducting such trips as part of their programming have until October 1, 2022 to comply with the new permit process.

Public Law 2021, chapter 162 was enacted as an emergency measure effective June 11, 2021.

**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 INNOVATION,  
DEVELOPMENT, ECONOMIC ADVANCEMENT AND  
BUSINESS**

December 2021

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Advancement and Business*

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LD 239	An Act To Improve the Transparency of Real Estate Appraisals	ONTP
LD 804	An Act To Require Notice for Orthopedic Medical Device Recalls	Majority (ONTP) Report
LD 862	An Act To Protect Consumer Property by Requiring Liability Insurance for Snowplow Vehicles and Vehicles Used in Landscaping or Gardening	ONTP
LD 1217	An Act To Require the Acceptance of Cash for In-person Retail Transactions	Majority (ONTP) Report
LD 1615	An Act To Implement Strategies Relating to Blockchain, Cryptocurrency and Other Financial Technology	ONTP

### *Consumer Protections*

**Not Enacted**

LD 110	An Act To Clarify Prepayment Requirements in Home Construction Contracts	CARRIED OVER
LD 235	An Act To Require Furniture Sellers To Accept Cancellations before Delivery	ONTP
LD 239	An Act To Improve the Transparency of Real Estate Appraisals	ONTP
LD 804	An Act To Require Notice for Orthopedic Medical Device Recalls	Majority (ONTP) Report
LD 862	An Act To Protect Consumer Property by Requiring Liability Insurance for Snowplow Vehicles and Vehicles Used in Landscaping or Gardening	ONTP
LD 913	An Act To Enact the Maine Data Collection Protection Act	CARRIED OVER

LD 1583	An Act To Enhance Private Property Protections Using Modern Technology	Majority (ONTP) Report
LD 1615	An Act To Implement Strategies Relating to Blockchain, Cryptocurrency and Other Financial Technology	ONTP
LD 1655	An Act To Create a Data Broker Registry and Improve Consumer Protections	ONTP
LD 1720	An Act To Protect the Privacy of Personal Information of Maine Residents	ONTP

### *Economic Development - Initiatives*

#### **Enacted**

LD 7	An Act To Expand the Membership of the Board of Directors of the Maine International Trade Center	PUBLIC 46
LD 492	An Act To Create a Regional Grant Program To Help Rural Businesses Find Qualified Staff	PUBLIC 420
LD 857	An Act To Create a Municipal Grant Program To Promote Sustainable Economic Development	PUBLIC 319

#### **Not Enacted**

LD 892	An Act To Implement the Recommendations of the Governor's Economic Recovery Committee	CARRIED OVER
LD 919	An Act To Advance Maine's Economic Growth by Investing in Innovative, Next-generation Technology and Research	CARRIED OVER
LD 1309	An Act To Address Systemic Racism and Improve Economic Prosperity	ONTP
LD 1421	Resolve, Directing the Department of Economic and Community Development To Update Its Current Priorities under the Northern Border Regional Commission's Allowable Grant Requests To Include Support of Population Growth Strategies around the State in Concert with the State's 10-year Economic Development Strategy	ONTP

LD 1493	Resolve, Directing the Department of Economic and Community Development To Create and Administer a Fund To Provide Seasonal and Tourism Industry Recovery Grants	CARRIED OVER
LD 1566	Resolve, Directing the Maine Arts Commission To Create a Program for Public Art Recovery Grants	CARRIED OVER
LD 1641	Resolve, Directing the Department of Economic and Community Development To Create a Program and Fund To Provide Grants To Movie and Stage Theaters and Music Venues	CARRIED OVER
LD 1650	An Act To Create the Small Business Capital Savings Account Program	Died Between Houses
LD 1652	An Act To Build a Child Care System by Recruiting and Retaining Maine's Early Childhood Educators Workforce	CARRIED OVER
LD 1694	An Act To Create the Maine Redevelopment Land Bank Authority	CARRIED OVER

### **Economic Development - Planning**

**Not Enacted**

LD 105	An Act To Adopt the Department of Economic and Community Development's 10-year Economic Development Strategy for Maine	ONTP
LD 1497	An Act To Expand Youth-led Perspectives in Economic and Workforce Development through the Maine Development Foundation's Realize Maine Network	CARRIED OVER

### **Economic Development - Research**

**Enacted**

LD 7	An Act To Expand the Membership of the Board of Directors of the Maine International Trade Center	PUBLIC 46
LD 768	Resolve, Directing the Department of Economic and Community Development and a Representative from the Office of the Governor To Study the Softwood Pulp Industry	RESOLVE 47
LD 1517	An Act To Establish the Maine Workforce, Research, Development and Student Achievement Institute	PUBLIC 450



**Not Enacted**

LD 105	An Act To Adopt the Department of Economic and Community Development's 10-year Economic Development Strategy for Maine	ONTP
LD 1005	Resolve, Establishing the Commission To Study Strategies To Assist Working-class Families in Building Wealth and Achieving Upward Mobility	CARRIED OVER
LD 1476	Resolve, Directing the Department of Economic and Community Development To Create and Share Measures of Progress	CARRIED OVER

**Educational Grants, Loans and Debt Repayment**

**Enacted**

LD 19	An Act To Amend the Maine Education Savings Program	PUBLIC 17
LD 1327	An Act To Create the Maine Health Care Provider Loan Repayment Program	PUBLIC 346
LD 1533	An Act To Amend the Foreign Credentialing and Skills Recognition Revolving Loan Program	PUBLIC 133
LD 1709	Resolve, Directing the Maine State Housing Authority To Examine and Develop a Program Promoting Home Ownership by Reducing Education Debt	RESOLVE 64

**Not Enacted**

LD 119	An Act To Increase Faculty in Nursing Education Programs by Amending the Nursing Education Loan Repayment Program	CARRIED OVER
LD 134	An Act To Increase the Minimum Grant Award under the Maine State Grant Program	Leave to Withdraw Pursuant to Joint Rule 310
LD 273	An Act To Sustain the Doctors for Maine's Future Scholarship Program	CARRIED OVER
LD 292	An Act To Increase the Minimum Grant Amount under the Maine State Grant Program	CARRIED OVER

LD 531	An Act To Help More Students Attain a College Credential by Strengthening the Maine State Grant Program	ONTP
LD 812	An Act To Provide Student Loan Debt Relief	CARRIED OVER
LD 1297	An Act To Provide Educational Opportunities for Family Members of Deceased Veterans, First Responders and Health Care Workers	ONTP

**Miscellaneous**

**Not Enacted**

LD 891	An Act To Eliminate or Forgive Fines and Penalties on Persons and Businesses Due to the COVID-19 Pandemic	Majority (ONTP) Report
LD 1087	An Act To Save Maine Businesses	ONTP
LD 1275	Resolve, To Prevent Economic Hardship as a Result of COVID-19 Restrictions	Majority (ONTP) Report

**Occupational and Professional Regulation**

**Enacted**

LD 11	An Act To Clarify the Laws Regarding Reciprocity for Licensure of Professional Engineers	PUBLIC 47
LD 18	An Act To Clarify the American Sign Language Interpreters Licensing Laws	PUBLIC 48
LD 149	An Act To Facilitate Licensure for Credentialed Individuals from Other Jurisdictions	PUBLIC 167
LD 171	An Act To Enable Out-of-state Certified Public Accountancy Firms To Provide Services in Maine on the Basis of Substantial Equivalency	PUBLIC 68
LD 195	Resolve, Directing the Department of Professional and Financial Regulation To Develop a Draft Registration Program for General Contractors for Home Improvement and Construction	RESOLVE 76

LD 374 An Act To Allow Veterans, Active Duty Service Members and Their Spouses To Apply for Temporary Occupational Licenses PUBLIC 106

LD 1214 An Act To Require Vehicle Safety within the Funeral Industry PUBLIC 268

LD 1533 An Act To Amend the Foreign Credentialing and Skills Recognition Revolving Loan Program PUBLIC 133

**Not Enacted**

LD 126 An Act To Allow a Journeyman Electrician To Supervise Three Helper Electricians Majority (ONTP) Report

LD 210 An Act To Require Crane Operators To Be Licensed Majority (ONTP) Report

LD 459 An Act To Change the Licensing Authority for Tattoo Artists ONTP

LD 612 An Act To Recognize Occupational Licenses and Certifications from Other States To Attract New Residents and Businesses to Maine Majority (ONTP) Report

LD 942 An Act To Waive Professional and Occupational Licensing Fees for Calendar Year 2020 Majority (ONTP) Report

LD 992 An Act To Prevent the Denial or Revocation of a Professional or Business License for a Violation Not Related to That Profession or Business ONTP

LD 1131 An Act To Allow Reciprocity for Licensed Workers from Out of State Majority (ONTP) Report

LD 1168 An Act To License Operators of Personnel Hoists CARRIED OVER

LD 1232 An Act To Clarify Services Provided by Barbers and Master Barbers ONTP

LD An Act To Require Licensing for Certain Mechanical Trades CARRIED OVER  
1691

### *Pine Tree Development Zones*

#### **Not Enacted**

LD 730 An Act To Protect Economic Competitiveness in Maine by Extending CARRIED OVER  
the End Date for Pine Tree Development Zone Benefits

### *Recreation and Tourism*

#### **Enacted**

LD 246 Resolve, To Direct Funds to the Tourism Marketing Promotion Fund RESOLVE 2

#### **Not Enacted**

LD Resolve, Directing the Department of Economic and Community CARRIED OVER  
1493 Development To Create and Administer a Fund To Provide Seasonal  
and Tourism Industry Recovery Grants

### *Tax Credits*

#### **Not Enacted**

LD 730 An Act To Protect Economic Competitiveness in Maine by Extending CARRIED OVER  
the End Date for Pine Tree Development Zone Benefits

LD An Act To Create the Small Business Capital Savings Account Died Between  
1650 Program Houses

### *Tax Increment Financing*

#### **Enacted**

LD 22 An Act To Authorize Early Payment of Anticipated Funds to the PUBLIC 18  
Loring Job Increment Financing Fund

### *Workforce Development*

#### **Enacted**

LD 492 An Act To Create a Regional Grant Program To Help Rural PUBLIC 420  
Businesses Find Qualified Staff

LD An Act To Create the Maine Health Care Provider Loan Repayment PUBLIC 346  
1327 Program

LD 1533 An Act To Amend the Foreign Credentialing and Skills Recognition Revolving Loan Program PUBLIC 133

**Not Enacted**

LD 119 An Act To Increase Faculty in Nursing Education Programs by Amending the Nursing Education Loan Repayment Program CARRIED OVER

LD 273 An Act To Sustain the Doctors for Maine's Future Scholarship Program CARRIED OVER

LD 1304 An Act To Create the Career and Technical Education Workforce Fund Leave to Withdraw Pursuant to Joint Rule 310

LD 1421 Resolve, Directing the Department of Economic and Community Development To Update Its Current Priorities under the Northern Border Regional Commission's Allowable Grant Requests To Include Support of Population Growth Strategies around the State in Concert with the State's 10-year Economic Development Strategy ONTP

LD 1652 An Act To Build a Child Care System by Recruiting and Retaining Maine's Early Childhood Educators Workforce CARRIED OVER

**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*

**Innovation, Development, Economic Advancement and Business (IDEA)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
IDEA	7	An Act To Expand the Membership of the Board of Directors of the Maine International Trade Center	Reported Out	OTP-AM		Enacted	PL	46	S1
IDEA	11	An Act To Clarify the Laws Regarding Reciprocity for Licensure of Professional Engineers	Reported Out	OTP-AM		Enacted	PL	47	S1
IDEA	18	An Act To Clarify the American Sign Language Interpreters Licensing Laws	Reported Out	OTP-AM		Enacted	PL	48	S1
IDEA	19	An Act To Amend the Maine Education Savings Program	Reported Out	OTP		Emergency Enacted	PL	17	R1
IDEA	20	An Act To Provide for the 2021 and 2022 Allocations of the State Ceiling on Private Activity Bonds	Reported Out	OTP-AM/ ONTP		Emergency Enacted	P&SL	1	R1
IDEA	22	An Act To Authorize Early Payment of Anticipated Funds to the Loring Job Increment Financing Fund	Reported Out	OTP-AM		Emergency Enacted	PL	18	R1
IDEA	105	An Act To Adopt the Department of Economic and Community Development's 10-year Economic Development Strategy for Maine	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IDEA	110	An Act To Clarify Prepayment Requirements in Home Construction Contracts	Reported Out	OTP-AM/ OTP-AM/ ONTP	Carried On Approps Table				S1
IDEA	119	An Act To Increase Faculty in Nursing Education Programs by Amending the Nursing Education Loan Repayment Program	Reported Out	OTP-AM	Carried On Approps Table				S1
IDEA	126	An Act To Allow a Journeyman Electrician To Supervise Three Helper Electricians	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
IDEA	134	An Act To Increase the Minimum Grant Award under the Maine State Grant Program	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
IDEA	149	An Act To Facilitate Licensure for Credentialed Individuals from Other Jurisdictions	Reported Out	OTP-AM/ OTP-AM		Enacted	PL	167	S1
IDEA	171	An Act To Enable Out-of-state Certified Public Accountancy Firms To Provide Services in Maine on the Basis of Substantial Equivalency	Reported Out	OTP-AM		Enacted	PL	68	S1

DIGEST OF BILLS

130TH FIRST REGULAR AND FIRST SPECIAL SESSION - 2021

Bills Referred to

Innovation, Development, Economic Advancement and Business (IDEA)

PL = Public Law; P&SL = Private and Special Law;  
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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
IDEA	195	Resolve, Directing the Department of Professional and Financial Regulation To Develop a Draft Registration Program for General Contractors for Home Improvement and Construction	Reported Out OTP-AM/ ONTP		Finally Passed	RESLV	76	S1
IDEA	210	An Act To Require Crane Operators To Be Licensed	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
IDEA	235	An Act To Require Furniture Sellers To Accept Cancellations before Delivery	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
IDEA	239	An Act To Improve the Transparency of Real Estate Appraisals	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
IDEA	246	Resolve, To Direct Funds to the Tourism Marketing Promotion Fund	Reported Out OTP-AM		Emergency Finally Passed	RESLV	2	R1
IDEA	273	An Act To Sustain the Doctors for Maine's Future Scholarship Program	Reported Out OTP-AM	Carried On Approps Table				S1
IDEA	292	An Act To Increase the Minimum Grant Amount under the Maine State Grant Program	Reported Out OTP-AM	Carried On Approps Table				S1
IDEA	374	An Act To Allow Veterans, Active Duty Service Members and Their Spouses To Apply for Temporary Occupational Licenses	Reported Out OTP-AM		Enacted	PL	106	S1
IDEA	459	An Act To Change the Licensing Authority for Tattoo Artists	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
IDEA	492	An Act To Create a Regional Grant Program To Help Rural Businesses Find Qualified Staff	Reported Out OTP-AM		Enacted	PL	420	S1
IDEA	531	An Act To Help More Students Attain a College Credential by Strengthening the Maine State Grant Program	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
IDEA	612	An Act To Recognize Occupational Licenses and Certifications from Other States To Attract New Residents and Businesses to Maine	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
IDEA	730	An Act To Protect Economic Competitiveness in Maine by Extending the End Date for Pine Tree Development Zone Benefits	Reported Out OTP-AM	Carried On Approps Table				S1

Bills Referred to

Innovation, Development, Economic Advancement and Business (IDEA)

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RESLV = Resolve; CON RES = Constitutional Resolution;  
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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
IDEA	768	Resolve, Directing the Department of Economic and Community Development and a Representative from the Office of the Governor To Study the Softwood Pulp Industry	Reported Out	OTP-AM	Finally Passed	RESLV	47	S1
IDEA	804	An Act To Require Notice for Orthopedic Medical Device Recalls	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
IDEA	812	An Act To Provide Student Loan Debt Relief	Carry Over Approved		Carried Over In Comm			S1
IDEA	857	An Act To Create a Municipal Grant Program To Promote Sustainable Economic Development	Reported Out	OTP-AM	Enacted	PL	319	S1
IDEA	862	An Act To Protect Consumer Property by Requiring Liability Insurance for Snowplow Vehicles and Vehicles Used in Landscaping or Gardening	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
IDEA	885	An Act To Promote Bulk Retail Purchasing	Reported Out	OTP-AM	Enacted	PL	177	S1
IDEA	891	An Act To Eliminate or Forgive Fines and Penalties on Persons and Businesses Due to the COVID-19 Pandemic	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
IDEA	892	An Act To Implement the Recommendations of the Governor's Economic Recovery Committee	Carry Over Approved		Carried Over In Comm			S1
IDEA	913	An Act To Enact the Maine Data Collection Protection Act	Carry Over Approved		Carried Over In Comm			S1
IDEA	919	An Act To Advance Maine's Economic Growth by Investing in Innovative, Next-generation Technology and Research	Carry Over Approved		Carried Over In Comm			S1
IDEA	942	An Act To Waive Professional and Occupational Licensing Fees for Calendar Year 2020	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
IDEA	992	An Act To Prevent the Denial or Revocation of a Professional or Business License for a Violation Not Related to That Profession or Business	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
IDEA	1005	Resolve, Establishing the Commission To Study Strategies To Assist Working-class Families in Building Wealth and Achieving Upward Mobility	Reported Out	OTP-AM/ ONTP	Carried Over			S1
IDEA	1087	An Act To Save Maine Businesses	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
IDEA	1131	An Act To Allow Reciprocity for Licensed Workers from Out of State	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1



Bills Referred to

Innovation, Development, Economic Advancement and Business (IDEA)

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Enacted Laws

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
IDEA	1168	An Act To License Operators of Personnel Hoists	Carry Over Approved		Carried Over In Comm				S1
IDEA	1214	An Act To Require Vehicle Safety within the Funeral Industry	Reported Out	OTP-AM		Enacted	PL	268	S1
IDEA	1217	An Act To Require the Acceptance of Cash for In-person Retail Transactions	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
IDEA	1232	An Act To Clarify Services Provided by Barbers and Master Barbers	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IDEA	1275	Resolve, To Prevent Economic Hardship as a Result of COVID-19 Restrictions	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
IDEA	1287	An Act To Allow Unlicensed Persons To Sell Caskets To Bury Human Remains	Reported Out	OTP-AM		Enacted	PL	183	S1
IDEA	1297	An Act To Provide Educational Opportunities for Family Members of Deceased Veterans, First Responders and Health Care Workers	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IDEA	1304	An Act To Create the Career and Technical Education Workforce Fund	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
IDEA	1309	An Act To Address Systemic Racism and Improve Economic Prosperity	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IDEA	1327	An Act To Create the Maine Health Care Provider Loan Repayment Program	Reported Out	OTP-AM/ ONTP		Enacted	PL	346	S1
IDEA	1421	Resolve, Directing the Department of Economic and Community Development To Update Its Current Priorities under the Northern Border Regional Commission's Allowable Grant Requests To Include Support of Population Growth Strategies around the State in Concert with the State's 10-year Economic Development Strategy	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IDEA	1476	Resolve, Directing the Department of Economic and Community Development To Create and Share Measures of Progress	Reported Out	OTP-AM	Carried On Approps Table				S1

PL = Public Law; P&SL = Private and Special Law;  
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Bills Referred to

Innovation, Development, Economic Advancement and Business (IDEA)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
IDEA	1493	Resolve, Directing the Department of Economic and Community Development To Create and Administer a Fund To Provide Seasonal and Tourism Industry Recovery Grants	Reported Out	OTP-AM	Carried On Approps Table				S1
IDEA	1497	An Act To Expand Youth-led Perspectives in Economic and Workforce Development through the Maine Development Foundation's Realize Maine Network	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
IDEA	1517	An Act To Establish the Maine Workforce, Research, Development and Student Achievement Institute	Reported Out	OTP-AM		Enacted	PL	450	S1
IDEA	1533	An Act To Amend the Foreign Credentialing and Skills Recognition Revolving Loan Program	Reported Out	OTP		Enacted	PL	133	S1
IDEA	1551	An Act To Ban the Sale of Cosmetics That Have Been Tested on Animals	Reported Out	OTP		Enacted	PL	160	S1
IDEA	1566	Resolve, Directing the Maine Arts Commission To Create a Program for Public Art Recovery Grants	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
IDEA	1583	An Act To Enhance Private Property Protections Using Modern Technology	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
IDEA	1615	An Act To Implement Strategies Relating to Blockchain, Cryptocurrency and Other Financial Technology	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IDEA	1641	Resolve, Directing the Department of Economic and Community Development To Create a Program and Fund To Provide Grants To Movie and Stage Theaters and Music Venues	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
IDEA	1650	An Act To Create the Small Business Capital Savings Account Program	Reported Out	OTP-AM/ ONTP		Died Between Houses			S1
IDEA	1652	An Act To Build a Child Care System by Recruiting and Retaining Maine's Early Childhood Educators Workforce	Reported Out	OTP-AM/ ONTP	Carried Over				S1
IDEA	1655	An Act To Create a Data Broker Registry and Improve Consumer Protections	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
IDEA	1691	An Act To Require Licensing for Certain Mechanical Trades	Carry Over Approved		Carried Over In Comm				S1
IDEA	1694	An Act To Create the Maine Redevelopment Land Bank Authority	Carry Over Approved		Carried Over In Comm				S1

*Bills Referred to*

**Innovation, Development, Economic Advancement and Business (IDEA)**

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

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
IDEA	1709	Resolve, Directing the Maine State Housing Authority To Examine and Develop a Program Promoting Home Ownership by Reducing Education Debt	Reported Out OTP-AM		Finally Passed	RESLV	64	S1
IDEA	1720	An Act To Protect the Privacy of Personal Information of Maine Residents	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

**LD 7 An Act To Expand the Membership of the Board of Directors of the Maine  
International Trade Center**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 46 does the following:

1. It increases the number of elected directors on the Board of Directors of the Maine International Trade Center from seven to 11;
2. It removes the requirement that one of the five appointed directors be the International Trade Director at the Department of Economic and Community Development; and
3. It requires that the president of the Maine International Trade Center serve as an ex officio voting member of the board of directors.

**LD 11 An Act To Clarify the Laws Regarding Reciprocity for Licensure of Professional  
Engineers**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 47 clarifies that an applicant for licensure by endorsement or comity who provides proof that the applicant has been a licensed professional engineer, in good standing, in another state, territory or possession of the United States, the District of Columbia or any foreign country for a minimum of eight years and whose license qualification are, in the opinion of the State Board of Licensure for Professional Engineers, substantially equivalent to the requirements in the laws governing the licensure of engineers and who has never been subject to disciplinary action as a professional engineer may be licensed as a professional engineer. It allows the board to waive additional qualifications.

**LD 18 An Act To Clarify the American Sign Language Interpreters Licensing Laws**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 48 makes the following changes to the law governing the licensure of American Sign Language Interpreters.

1. It removes specific language related to the requirements of licensure from the definition of “conditional license,” since the definition already contains a reference to the section of statute that outlines those requirements.
2. It gives the Director of the Office of Professional and Occupational Regulation within the Department of Professional and Financial Regulation rule-making authority related to a

ENACTED LAW SUMMARIES

130<sup>TH</sup> FIRST REGULAR AND FIRST SPECIAL SESSIONS – 2021

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**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

qualifying score on an American Sign Language proficiency interview. It also provides that a score of 3+ or higher is a qualifying score until the director is able to complete the rule-making process.

3. It removes the specific names of two separate knowledge exams that are no longer being used and replaces that language with reference to the knowledge exam administered by the Registry of Interpreters for the Deaf, Inc.

**LD 19 An Act To Amend the Maine Education Savings Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 17 conforms elements of the Maine Education Savings Program to recent changes to federal law affecting so-called Section 529 plans. These changes include the following:

1. Allowing use of up to \$10,000 per beneficiary each year at a K-12 school; and
2. Allowing from a 529 to an ABLE account for the same beneficiary or family member.

The law also makes certain other needed updates to the program and makes permissive rather than mandatory the investment of program fund dollars by the Finance Authority of Maine in state-based financial institutions.

Public Law 2021, chapter 17 was enacted as an emergency measure effective March 17, 2021.

**LD 20 An Act To Provide for the 2021 and 2022 Allocations of the State Ceiling on Private Activity Bonds**

Private and Special Law 2021, chapter 1 establishes the allocations of the state ceiling on issuance of tax-exempt private activity bonds for calendar years 2021 and 2022 among the state-level issuers of tax-exempt bonds. It readjusts the allocations of the state ceiling on issuance of tax-exempt private activity bonds for calendar year 2021 by increasing the Finance Authority of Maine's commercial allocation and reducing the unallocated state ceiling for the same period by the same amount.

Private and Special Law 2021, chapter 1 was enacted as an emergency measure effective March 17, 2021.

**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

**LD 22 An Act To Authorize Early Payment of Anticipated Funds to the Loring Job  
Increment Financing Fund**

Public Law 2021, chapter 18 requires the State Tax Assessor, at the direction of the Governor or upon the recommendation of the Commissioner of Economic and Community Development and the approval of the Commissioner of Administrative and Financial Services, to deposit into the contingent account and pay to the Loring Job Increment Financing Fund an amount not to exceed the anticipated payment amount to the fund or the amount paid the previous year, whichever is greater. It provides that any difference between the amount advanced and the amount finally determined to be due, in the event of an underpayment, must be added to the final payment, due by July 31, 2021 or, in the event of an overpayment, must be deducted from the final payment due by July 31, 2022. It repeals the temporary provision, on August 1, 2022.

Public Law 2021, chapter 18 was enacted as an emergency measure effective March 17, 2021.

**LD 149 An Act To Facilitate Licensure for Credentialed Individuals from Other  
Jurisdictions**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 167 implements some of the recommendations of Resolve 2019, chapter 79, which directed the Commissioner of Professional and Financial Regulation to form a working group to assess barriers to professional licensure for skilled individuals with foreign credentials and licensees of other states who apply for Maine licensure.

The law allows the Director of the Office of Professional and Occupational Regulation within the Department of Professional and Financial Regulation to exercise discretionary authority, after consultation with licensing entities, to:

1. Review and determine on a case-by-case basis examination and licensing eligibility for applications for licensure submitted by individuals who identify themselves as veterans with military service, experience or training;
2. Waive examination fees and license fees for applicants for licensure who identify themselves as veterans with military service, experience or training;
3. Waive documentation requirements for licensure submitted by applicants educated in or with relevant experience or licensure in other jurisdictions, including other states, United States territories, foreign nations and foreign administrative divisions, as long as the waiver does not reduce the requisite standards of proficiency for the licensed profession or occupation; and
4. Waive examination fees and license fees for applicants for licensure educated in or with relevant experience or licensure in other jurisdictions, including other states, United States territories, foreign nations and foreign administrative divisions.

ENACTED LAW SUMMARIES

130<sup>TH</sup> FIRST REGULAR AND FIRST SPECIAL SESSIONS – 2021

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**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

Public Law 2021, chapter 167 also allows the office, or a licensing board or commission within the office, to grant provisional licenses to applicants educated in or with relevant experience or licensure in other jurisdictions, including other states, United States territories, foreign nations and foreign administrative divisions and grants the director rule-making authority to implement these discretionary authorities.

The law also authorizes the director to adopt rules to define the term “jurisdiction” for licensing purposes to mean a state, a United States territory, a foreign nation or a foreign administrative division that issues a license or credential. The law further authorizes the director to accept funds from the Federal Government from any political subdivision of the State or from any individual, foundation or corporation, to expend those funds for purposes consistent with the purposes of the Maine Revised Statutes, Title 10, section 8003 and to provide grants to nongovernmental entities for purposes consistent with that statute.

Finally, it also develops a process for licensure by endorsement for United States license holders who meet certain criteria.

**LD 171 An Act To Enable Out-of-state Certified Public Accountancy Firms To Provide  
Services in Maine on the Basis of Substantial Equivalency**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 68 establishes parity in license mobility between certified public accountancy firms and individual certified public accountants by enabling out-of-state certified public accountancy firms to provide services in Maine on the basis of substantial equivalency in the same manner as individual certified public accountants. A certified public accountancy firm providing services in Maine on the basis of substantial equivalency need not provide notice or register with the Board of Accountancy but must follow the requirements of Maine law and the board’s rules. The law also exempts an out-of-state certified public accountancy firm from being required to hold a Maine license if the firm meets the firm ownership and peer review provisions outlined in Maine Revised Statutes, Title 32, section 12252 and performs services through an individual with practice privileges under section 12232. It also adds a cross-reference to the newly added provisions in the section related to unlawful acts in the practice of public accountancy and the section related to substantial equivalency for individual certified public accountants, or CPAs. Finally, the law removes a list of services provided by individual CPAs under the substantial equivalency section and instead refers to the list of services under the definition of “attest service.”

**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

**LD 195 Resolve, Directing the Department of Professional and Financial Regulation To  
Develop a Draft Registration Program for General Contractors for Home Improvement  
and Construction**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 76 directs the Department of Professional and Financial Regulation to develop a draft registration program for general contractors for home improvement and construction. The department is required to submit the draft registration program and any proposed legislation to the Joint Standing Committee on Innovation, Development, Economic Advancement and Business by December 1, 2021.

**LD 246 Resolve, To Direct Funds to the Tourism Marketing Promotion Fund**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 2 directs the State Controller to transfer, after the deduction of all allocations, financial commitments and other designated funds and any other transfer authorized by statute, any remaining balance in the Department of Economic and Community Development, Office of Tourism account, Other Special Revenue Funds, to the Tourism Marketing Promotion Fund.

Resolve 2021, chapter 2 was finally passed as an emergency measure effective March 17, 2021.

**LD 374 An Act To Allow Veterans, Active Duty Service Members and Their Spouses to  
Apply for Temporary Occupational Licenses**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 106 clarifies the eligibility for temporary professional licenses for qualified returning military veterans, spouses of qualified returning military veterans, domestic partners of qualified returning military veterans, active duty service members, spouses of active duty service members and domestic partners of active duty service members. It requires that a license held in another jurisdiction be in good standing in order to qualify the individual for temporary licensure in this State. It makes a distinction between the process for temporary licensure when the profession is regulated directly by the Department of Professional and Financial Regulation and the process when the profession is regulated by a board that is affiliated with the department. It also describes the application process for temporary licensure and allows for the granting of a limited extension to temporary licensure. Finally, it also adds definitions of “good standing,” “recently separated veterans” and “qualified person.”



**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

**LD 492 An Act To Create a Regional Grant Program To Help Rural Businesses Find  
Qualified Staff**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 420 creates a grant program and related fund for the purpose of supporting groups working on local economic development initiatives in rural regions of the State that will assist rural businesses in those regions in locating, recruiting and retaining qualified staff to meet workforce needs. The law defines “rural regions of the State” to mean the counties of Aroostook, Piscataquis, Somerset and Washington. It also requires that all funds awarded be matched by the group that receives the grant. It appropriates funds of \$200,000 in fiscal year 2021-22 and fiscal year 2022-23, and requires the Department of Economic and Community Development to report by January 15th of each year to the joint standing committee of the Legislature having jurisdiction over economic development matters on the program, including the number of grants given and the results achieved.

**LD 768 Resolve, Directing the Department of Economic and Community Development and  
a Representative from the Office of the Governor To Study the Softwood Pulp Industry**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 47 directs the Department of Economic and Community Development and a representative of the Office of the Governor to study the softwood pulp industry. The department shall submit a report, including recommendations for supporting the forest products industry and employment in that sector in this State, to the Joint Standing Committee on Innovation, Development, Economic Advancement and Business by February 1, 2022.

**LD 857 An Act To Create a Municipal Grant Program To Promote Sustainable Economic  
Development**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 319 establishes a fund to provide competitive grants funding for cities and towns for projects that further the goals of sustainable economic development as outlined by the Maine Economic Growth Council, in the council’s annual “Measures of Growth” report or by the “Maine Economic Development Strategy 2020-2029.” It provides initial funding from the Federal Government through stimulus or relief funds received by the State in 2021 to counter the effects of the COVID-19 pandemic that are eligible for the purposes of the Municipal Grant Fund.

**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

**LD 885 An Act To Promote Bulk Retail Purchasing**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 177 requires the Department of Agriculture, Conservation and Forestry to ensure that its rules and guidelines neither preclude business owners from allowing nor require business owners to allow consumers to supply their own containers for the bulk purchase of shelf-stable food and nonfood items and to provide technical assistance and education regarding best practices. The law requires the department to report on its progress by February 1, 2022 to the Joint Standing Committee on Innovation, Development, Economic Advancement and Business

**LD 1214 An Act To Require Vehicle Safety within the Funeral Industry**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 268 requires the State Board of Funeral Service to adopt major substantive rules governing the safety of drivers of vehicles owned, leased or otherwise used by a practitioner of funeral service or a funeral establishment for the transport of human remains. It directs the board to work with stakeholders when developing the rules and to submit a report to the Joint Standing Committee on Innovation, Development, Economic Advancement and Business on the progress of stakeholders' work no later than December 1, 2021 and to submit a provisionally adopted rule to the Legislature no later than January 1, 2023.

**LD 1287 An Act To Allow Unlicensed Persons To Sell Caskets To Bury Human Remains**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 183 removes from the definition of "practice of funeral service" the practice of selling funeral supplies to the public, the practice of making financial arrangements for the sale of such supplies and the manufacture or sale of caskets or alternative containers.

**LD 1327 An Act To Create the Maine Health Care Provider Loan Repayment Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 346 creates a new loan repayment program, administered by the Finance Authority of Maine, for health care providers who agree to live and work in the State for a minimum of three years. Under the program, the authority will pay up to \$30,000 per year and the lesser of \$90,000 in aggregate and 50% of the recipient's outstanding loan balance. The law also establishes a fund for the program, sets parameters for the administration of the program and establishes an advisory committee to guide the work of the Finance Authority of Maine in administering the program.

**ENACTED LAW SUMMARIES**

**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

**LD 1517 An Act To Establish the Maine Workforce, Research, Development and Student Achievement Institute**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 450 establishes the Maine Workforce, Research, Development and Student Achievement Institute and a related steering committee to advise the Legislature on matters related to workforce training, research and development, student debt and economic advancement in the State. The law directs the institute to align its work with the priorities established by the State's economic development strategy developed by the Department of Economic and Community Development. The law describes the 13 required steering committee members and establishes that each member, other than ex officio members, serves a two-year term and that the steering committee meets at least four times per year. The Institute is repealed on September 1, 2024. Finally, the law appropriates \$100,000 for the Legislature to contract with the University of Maine System to establish and maintain the institute for its duration.

**LD 1533 An Act To Amend the Foreign Credentialing and Skills Recognition Revolving Loan Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 133 amends the Foreign Credentialing and Skills Recognition Revolving Loan Program to reflect changes in federal regulations, including:

1. Adding as a loan-eligible expense the costs of the filing fee for an immigrant's initial work permit application;
2. Defining "initial work permit";
3. Ensuring that a change in federal regulations will not require a future amendment of the statute governing eligibility under the program; and
4. In the statute governing eligibility under the program, changing a specific time frame while waiting for asylum to an unspecified time period while waiting on an application for asylum or other immigrant benefit or relief.

**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

**LD 1551 An Act To Ban the Sale of Cosmetics That Have Been Tested on Animals**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 160 prohibits manufacturers from selling or offering to sell a cosmetic in the State if the cosmetic was developed or manufactured using cosmetic animal testing.

**LD 1709 Resolve, Directing the Maine State Housing Authority To Examine and Develop a Program Promoting Home Ownership by Reducing Education Debt**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 64 directs the Maine State Housing Authority, in consultation with the Finance Authority of Maine, to examine and develop a program for promoting home ownership by reducing borrowers' education debt. The Maine State Housing Authority is directed to submit a report to the Joint Standing Committee on Innovation, Development, Economic Advancement and Business by December 1, 2021, and the committee is authorized to report out a bill based on that report to the Second Regular Session of the 130th Legislature.

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 JUDICIARY**

December 2021

**MEMBERS:**

SEN. ANNE M. CARNEY, CHAIR  
SEN. HEATHER B. SANBORN  
SEN. LISA M. KEIM

REP. THOM HARNETT, CHAIR  
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**STAFF:**

MARGARET REINSCH, SR. LEGISLATIVE ANALYST  
SAM SENFT, LEGISLATIVE ANALYST  
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\*Committee member for a portion of the session

## *Joint Standing Committee on Judiciary*

### SUBJECT INDEX

#### *Abortion Issues*

##### **Not Enacted**

LD 748	An Act To Remove Coverage under the MaineCare Program for Abortions Not Covered by Medicaid	Majority (ONTP) Report
LD 811	An Act To Protect the Reproductive Rights and Freedoms of Maine People	CARRIED OVER
LD 825	An Act To Ensure Equality in Women's Health Care Access in Maine by Requiring Facilities Providing Abortions To Inform Patients of Options and Alternatives	Majority (ONTP) Report
LD 851	An Act To Ensure Women Are Informed of Abortion Pill Reversal	Majority (ONTP) Report
LD 915	An Act To Conform State Funding to the Federal Hyde Amendment Limiting Funding for Some Abortion Services	Majority (ONTP) Report
LD 1225	An Act To Provide Dignity for Fetal Remains by Requiring Their Interment or Cremation	Majority (ONTP) Report
LD 1229	An Act To Require Certain Medical Providers To Administer Ultrasounds and Provide Information to Certain Pregnant Patients	Majority (ONTP) Report

#### *Asset Seizure and Forfeiture*

##### **Enacted**

LD 1521	An Act To Strengthen Protections against Civil Asset Forfeiture	PUBLIC 454
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##### **Not Enacted**

LD 1368	An Act To Require Due Process in Asset Seizure	Majority (ONTP) Report
LD 1499	An Act To Improve Accountability in Asset Seizure and Forfeiture Reporting	Majority (ONTP) Report

### *Attorney General & District Attorneys*

#### **Enacted**

LD 1236 An Act Authorizing the Attorney General To Enter into Contingent Fee Agreements PUBLIC 392

#### **Not Enacted**

LD 272 An Act To Establish Separate Prosecutorial Districts in Downeast Maine CARRIED OVER

LD 850 An Act Regarding the Employment Status of Assistant District Attorneys Leave to Withdraw Pursuant to Joint Rule 310

LD 1270 An Act To Establish Resentencing Units in the Attorney General's Office and All Maine Prosecutorial Districts Died Between Houses

LD 1273 An Act To Establish a Conviction Integrity Unit in Maine CARRIED OVER

### *Business & Nonprofit Organizations*

#### **Enacted**

LD 683 An Act To Allow Maine Nonprofit Corporations To Hold Meetings Electronically PUBLIC 304

LD 1200 An Act To Bring Gender Parity to Corporate Boards PUBLIC 385

LD 1606 An Act To Expand Tenant Representation on Boards of Directors of Nonprofit Housing Corporations PUBLIC 317

#### **Not Enacted**

LD 887 An Act To Require Uniform Adherence to Internal Revenue Service Guidelines by Maine Nonprofit Organizations Majority (ONTP) Report

### *Child Abuse and Child Protection*

#### **Enacted**

LD 560 An Act To Amend the Safe Haven Laws PUBLIC 466

LD 765	An Act To Provide for Judicial Review in Compliance with the Federal Family First Prevention Services Act	PUBLIC 210
LD 766	An Act To Ensure the Safety of Certain State Employees by Allowing Disclosure of Certain Confidential Information in Limited Circumstances	PUBLIC 148
LD 778	An Act To Enable Electronic Reporting of Suspected Child Abuse and Neglect for Certain Mandated Reporters	PUBLIC 116

### *Civil Procedure*

**Enacted**

LD 737	An Act To Increase the Value of Property Exempt from Attachment and Execution	PUBLIC 382
LD 855	An Act Regarding the Issuance of a Birth Certificate Following a Gender Marker Change	PUBLIC 309

**Not Enacted**

LD 767	An Act To Allow the Participation of Marine Patrol Officers in Proceedings for Administrative Suspension of a License or Certificate	ONTP
LD 853	An Act To Increase the Fees Paid to Sheriffs and Their Deputies for Service of Civil Process Documents	CARRIED OVER
LD 902	An Act To Enact the Uniform Registration of Canadian Money Judgments Act	ONTP
LD 903	An Act To Enact the Uniform Foreign-country Money Judgments Recognition Act	CARRIED OVER
LD 905	An Act To Enact the Uniform Voidable Transactions Act	Leave to Withdraw Pursuant to Joint Rule 310
LD 1160	An Act To Reduce the Burden on Courts and Promote the Resolution of Civil Cases	Veto Sustained



## Courts

### **Enacted**

LD 1096	An Act To Clarify the Rule-making Authority of the Supreme Judicial Court Concerning Electronic Records and Filing	PUBLIC 343
LD 1612	An Act To Facilitate Children's Testimony in Certain Sex Crime Cases	PUBLIC 395
LD 1692	An Act To Improve Judicial Branch Facilities in Hancock County	PUBLIC 451

### **Not Enacted**

LD 233	An Act To Provide Electronic Access to Confidential Juror Information	CARRIED OVER
LD 237	An Act To Allow Veterans To Opt Out of Jury Duty	ONTP
LD 411	An Act To Ensure Fair Judicial Outcomes	INDEF PP

## Criminal Law and Procedure

### **Enacted**

LD 132	An Act To Implement the Attorney General's Recommendations on Data Collection in Order To Eliminate Profiling in Maine	PUBLIC 460
LD 448	An Act Regarding Recording of Witness Interviews	PUBLIC 381
LD 776	An Act To Amend the Length of Time and Circumstances for Which a Sheriff May Furlough Individuals Incarcerated in a County Jail	PUBLIC 211
LD 788	An Act To Align the Preconviction and Post-conviction Discretionary Deductions for Time Served	PUBLIC 330
LD 834	An Act To Ensure the Appropriate Allocation of Victim Restitution	PUBLIC 307

## *Judiciary*

LD 841	An Act Regarding Deferred Disposition	PUBLIC 308
LD 858	An Act To Limit Reincarceration for Persons on Probation	PUBLIC 403
LD 957	An Act To Authorize Expanded Deferred Disposition Requirements	PUBLIC 338
LD 1226	Resolve, Directing the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations To Examine Restorative Justice	RESOLVE 101
LD 1480	An Act Regarding the Review of Law Enforcement Use of Deadly Force	PUBLIC 353
LD 1521	An Act To Strengthen Protections against Civil Asset Forfeiture	PUBLIC 454
LD 1617	An Act To Amend the Victim Services Laws To Define "Restorative Justice"	PUBLIC 355
LD 1703	An Act To Amend the Bail Code	PUBLIC 397

**Not Enacted**

LD 54	An Act To Amend the Laws Governing Post-conviction Review in Order To Facilitate the Fair Hearing of All Newly Discovered Evidence	CARRIED OVER
LD 478	An Act To Establish a Fund To Compensate Unjustly Incarcerated Persons	CARRIED OVER
LD 679	An Act To Establish a Statewide Electronic Warrant System	CARRIED OVER
LD 793	An Act To Include as a Factor in Sentencing the Selection of a Victim Based on the Victim's Employment as a Law Enforcement Officer	ONTP

LD 842	Resolve, To Create the Commission To Examine Reestablishing Parole	HELD BY GOVERNOR
LD 844	An Act To Examine and Amend the Conditions of Release and Probation	CARRIED OVER
LD 917	An Act Regarding Electronic Monitoring of Pretrial and Post-conviction Defendants	ONTP
LD 1134	An Act To Amend the Maine Bail Code Regarding Certain Conditions of Release	Veto Sustained
LD 1303	Resolve, To Require the Revisor of Statutes To Compile a List of Mandatory Minimum Sentences Contained in the Maine Revised Statutes	CARRIED OVER
LD 1368	An Act To Require Due Process in Asset Seizure	Majority (ONTP) Report
LD 1499	An Act To Improve Accountability in Asset Seizure and Forfeiture Reporting	Majority (ONTP) Report
LD 1630	Resolve, To Establish the Proportional Fines Commission	Died On Adjournment
LD 1728	An Act To Provide Assistance to Law Enforcement Officers To Allow Them To Protect the Residents of the State	CARRIED OVER

**Criminal Law and Procedure: Human Trafficking**

**Enacted**

LD 813	An Act To Create the Crime of Aggravated Sex Trafficking of a Person 14 Years of Age or Younger	PUBLIC 469
LD 1455	An Act To Support Survivors of Sex Trafficking and Exploitation	PUBLIC 315

**Not Enacted**

LD 545	An Act To Combat the Sexual Exploitation of Minors in Maine	CARRIED OVER
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LD 1719 An Act To Prevent Human Trafficking and Child Exploitation ONTP

**Criminal Records and Juvenile Records**

**Enacted**

LD 563 Resolve, To Create the Criminal Records Review Committee RESOLVE 121

LD 1676 An Act To Limit Access to Juvenile Case Records and Protect the Confidentiality of Juvenile History Record Information PUBLIC 365

**Not Enacted**

LD 216 An Act To Seal Marijuana Criminal Convictions and Civil Adjudications ONTP

LD 1055 Resolve, To Automatically Seal the Criminal History Records Relating to Any Crimes Decriminalized in the 130th Legislature ONTP

LD 1210 An Act To Remove Barriers to Employment by Sealing the Records of Persons Convicted of Certain Nonviolent Crimes ONTP

LD 1310 An Act Regarding Criminal Records CARRIED OVER

LD 1459 An Act Regarding a Post-judgment Motion by a Person Seeking To Satisfy the Prerequisites for Obtaining Special Restrictions on the Dissemination and Use of Criminal History Record Information for Certain Criminal Convictions ONTP

LD 1465 An Act To Remove Barriers to Occupational Licensing Due to Criminal Records ONTP

LD 1602 An Act Regarding Criminal Records ONTP

**Family Law**

**Enacted**

LD 222 An Act To Update the Maine Parentage Act PUBLIC 141

*Judiciary*

LD 535	An Act To Provide for the Well-being of Companion Animals upon the Dissolution of Marriages	PUBLIC 285
LD 562	An Act To Enhance Tribal-State Collaboration in the Enforcement of Child Support	PUBLIC 300
LD 642	An Act To Ensure That Children Receive Behavioral Health Services	PUBLIC 302
LD 947	An Act To Address the Long-term Impact of Economic Abuse by a Spouse	PUBLIC 122
LD 1030	An Act Regarding Courts' Authority To Protect Children When a Parent Has Been Awarded Sole Parental Rights and Responsibilities	PUBLIC 340
LD 1102	Resolve, Directing the Family Law Advisory Commission To Review Preliminary Injunctions in Judicial Separation and Divorce Actions	RESOLVE 78
LD 1577	Resolve, To Convene a Working Group To Study Possible Solutions for Families Facing Emergency Child Custody Situations	RESOLVE 99

**Not Enacted**

LD 622	An Act To Prohibit Marriage of Any Person under 18 Years of Age	Died Between Houses
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**Foreclosure**

**Enacted**

LD 1066	An Act To Clarify the Definition of "Mortgage Servicer" in the Laws Governing Mortgage Foreclosures	PUBLIC 203
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**Freedom of Access/Confidentiality/Privacy**

**Enacted**

LD 1221	An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Public Records Exceptions	PUBLIC 182
LD 1345	An Act To Implement the Recommendations of the Right To Know Advisory Committee	PUBLIC 313

***Judiciary***

LD 1346 An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Fees Charged for Responding to Public Records Requests PUBLIC 375

**Not Enacted**

LD 1581 An Act To Require Telecommunications Companies To Divulge Location Information to Law Enforcement When Necessary To Respond to a 9-1-1 Call or Locate a Person in Danger CARRIED OVER

**Freedom of Access/Confidentiality/Privacy - Privacy**

**Enacted**

LD 864 An Act To Protect Teachers' Privacy While Delivering Remote Instruction PUBLIC 383

**Not Enacted**

LD 331 An Act To Protect Student Privacy Majority (ONTP) Report

LD 402 An Act To Protect an Individual's Personal Data Majority (ONTP) Report

LD 725 An Act To Improve Transparency in State Code and License Violations by Making Public the Names of Complainants ONTP

LD 1438 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Declare the Natural, Inherent and Unalienable Right of Enjoying Personal Privacy ONTP

LD 1529 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Create a Right to Privacy CARRIED OVER

**Freedom of Access/Remote Participation**

**Enacted**

LD 32 An Act Regarding Remote Participation in Public Proceedings PUBLIC 290

LD 1224 An Act To Authorize Remote Participation in Maine State Cultural Affairs Council Meetings PUBLIC 269

**Not Enacted**

LD 668 An Act To Ensure Public Accountability While Implementing a Practical Approach to Remote Participation ONTP

LD 746 An Act Regarding Remote Participation in Municipal Meetings ONTP

LD 1578 An Act To Permit Remote Access for Public Proceedings ONTP

**Human Rights/Civil Rights/Free Speech**

**Enacted**

LD 855 An Act Regarding the Issuance of a Birth Certificate Following a Gender Marker Change PUBLIC 309

LD 1294 An Act To Prevent Discrimination against Domestic Violence Victims PUBLIC 476

LD 1336 An Act To Discontinue the Use of the Terms "Handicap," "Handicapped" and "Hearing Impaired" in State Laws, Rules and Official Documents PUBLIC 348

LD 1591 Resolve, Directing the Department of Agriculture, Conservation and Forestry To Identify Places with Offensive Names and Methods of Changing Those Names RESOLVE 98

LD 1688 An Act To Improve Consistency in Terminology and within the Maine Human Rights Act PUBLIC 366

**Not Enacted**

LD 598 An Act To Prohibit Discrimination in Employment and School Based on Hair Texture or Hairstyle CARRIED OVER

LD 741 An Act To Establish a Bill of Rights for Maine Residents 65 Years of Age and Older ONTP

LD 879 An Act Clarifying the Acceptance of Public Funding by Community Benefit Organizations Majority (ONTP) Report

LD 908 An Act To Protect Maine Residents and Organizations from Unreasonable and Illegal Surveillance, Monitoring or Tracking ONTP

***Judiciary***

LD 923	An Act To Enact the Stop Guilt by Accusation Act	Majority (ONTP) Report
LD 982	An Act To Protect against Discrimination by Public Entities	CARRIED OVER
LD 1180	An Act To Prohibit Discrimination in Housing Based on a Person's Participation in a Rental Assistance Program	Died Between Houses
LD 1374	An Act To Extend the Time Period for Filing a Complaint under the Maine Human Rights Act for Discrimination Based on an Alleged Sexual Act, Sexual Contact or Sexual Touching	ONTP
LD 1378	An Act To Facilitate Compliance with Federal Immigration Law by State and Local Government Entities	Died Between Houses
LD 1609	An Act To Stop Social Media Censorship	Majority (ONTP) Report

**Human Rights/Civil Rights/Free Speech - Gender/Orientation/Identity**

**Not Enacted**

LD 344	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Explicitly Prohibit Discrimination Based on the Sex of an Individual	CARRIED OVER
LD 926	An Act To Ban Biological Males from Participating in Women's Sports	Died On Adjournment
LD 1238	An Act To Protect Women's Single-sex Shelters	Majority (ONTP) Report
LD 1401	An Act To Prohibit Biological Males from Participating in School Athletic Programs and Activities Designated for Females at Schools That Receive Federal Funding	ONTP
LD 1538	An Act To Protect the Rights of People Who Are LGBTQ in Maine	Leave to Withdraw Pursuant to Joint Rule 310



### *Indigent Legal Services*

#### **Enacted**

- |         |  |            |
|---------|--|------------|
| LD 1685 | An Act To Protect the Constitutional Rights of Indigent Defendants | PUBLIC 480 |
| LD 1687 | An Act To Improve the Provision of Indigent Legal Services         | PUBLIC 481 |

#### **Not Enacted**

- |         |  |              |
|---------|--|--------------|
| LD 348  | An Act To Give Oversight Powers to the Maine Commission on Indigent Legal Services                   | ONTP         |
| LD 398  | An Act To Implement Recommendations of the Sixth Amendment Center Concerning Indigent Legal Services | ONTP         |
| LD 1686 | An Act To Implement a Geographically Limited Public Defender Office                                  | CARRIED OVER |

### *Involuntary Commitment and Treatment*

#### **Enacted**

- |        |   |            |
|--------|---|------------|
| LD 747 | An Act Regarding Civil Mental Health Evaluations of Former Criminal Defendants  | PUBLIC 306 |
| LD 785 | An Act To Change the Standard for Taking a Person into Protective Custody   | PUBLIC 377 |
| LD 868 | An Act To Provide Consistency Regarding Persons Authorized To Conduct Examinations for Emergency Involuntary Commitment and Post-admission Examinations | PUBLIC 389 |

#### **Not Enacted**

- |        |   |              |
|--------|---|--------------|
| LD 861 | Resolve, Directing the Department of Health and Human Services to Contract for Assessments for Involuntary Hospitalizations | CARRIED OVER |
|--------|---|--------------|

### *Juvenile Code*

#### **Enacted**

- |       |  |           |
|-------|--|-----------|
| LD 27 | An Act To Provide an Immediate Opportunity To Appeal for a Juvenile Bound Over into Criminal Court | PUBLIC 23 |
|-------|--|-----------|

LD 320	An Act To Provide the Right to Counsel for Juveniles and Improve Due Process for Juveniles	PUBLIC 326
LD 1676	An Act To Limit Access to Juvenile Case Records and Protect the Confidentiality of Juvenile History Record Information	PUBLIC 365

### *Landlord and Tenant Issues*

#### **Enacted**

LD 1380	An Act To Increase Protections for Option Contracts for the Purchase of Real Property or Rent-to-own Real Property	PUBLIC 350
LD 1508	An Act To Prevent Homelessness by Establishing an Eviction Mediation Program	PUBLIC 316

#### **Not Enacted**

LD 681	Resolve, To Establish a Task Force To Study Safe and Stable Housing in Lodging Facilities	Died On Adjournment
LD 795	An Act To Address Rental Housing Policies	ONTP
LD 1143	An Act To Protect Tenants from Unnecessary Evictions	Majority (ONTP) Report
LD 1255	An Act To Prohibit Evictions until 90 Days after the End of the Governor's Declaration of Emergency	Report B (ONTP)
LD 1296	An Act To Guarantee Housing Rights during a State of Civil Emergency	Majority (ONTP) Report

### *Legal Services*

#### **Enacted**

LD 483	An Act To Clarify Funding for Civil Legal Services	PUBLIC 329
LD 1144	An Act To Amend the Law Regarding Advance Health Care Directives	PUBLIC 452

#### *Judiciary*

LD 1399	An Act To Continue Temporary Modification of Certain In-person Notarization and Acknowledgement Requirements and Developing Permanent Implementation of Remote and Online Notarization	PUBLIC 337
<b>Not Enacted</b>		
LD 810	An Act To Allow Remote Notarization of Documents in Limited Circumstances While Preventing Exploitation	ONTP
LD 904	An Act Concerning the Revised Uniform Law on Notarial Acts	ONTP
LD 1326	An Act To Provide Funding for the Maine Civil Legal Services Fund	CARRIED OVER

### *Medical Rights*

**Not Enacted**

LD 124	An Act To Clarify the Law Concerning the Priority of Appointment of Personal Representatives under the Maine Uniform Probate Code	ONTP
LD 1292	An Act Regarding the Parental Right To Direct the Health Care of Children	Majority (ONTP) Report
LD 1510	An Act Concerning Informed Consent of Minors' Authority to Release Health Care Information	Majority (ONTP) Report

### *Probate Code and Probate Court*

**Enacted**

LD 145	An Act To Amend the Maine Uniform Probate Code	PUBLIC 4
LD 209	An Act Concerning Name Changes for Minors	PUBLIC 14
LD 345	An Act Updating Certain Probate Filing and Certification Fees To Reflect Current Costs	PUBLIC 250
LD 366	An Act Regarding Emergency Guardianship	PUBLIC 463

### *Judiciary*

LD 719 Resolve, To Establish the Commission To Create a Plan To Incorporate the Probate Courts into the Judicial Branch RESOLVE 104

**Not Enacted**

LD 124 An Act To Clarify the Law Concerning the Priority of Appointment of Personal Representatives under the Maine Uniform Probate Code ONTP

LD 310 An Act To Establish Equitable Education Requirements for Judges ONTP

LD 480 An Act To Establish a Presumption of Entitlement to Counsel for a Person Who Is the Subject of an Adult Guardianship, Conservatorship or Other Protective Arrangement Proceeding CARRIED OVER

**Protection from Abuse and Protection from Harassment**

**Enacted**

LD 803 An Act Regarding Violation of a Protective Order PUBLIC 432

LD 1294 An Act To Prevent Discrimination against Domestic Violence Victims PUBLIC 476

**Not Enacted**

LD 291 An Act Regarding Continuances for Protection from Abuse Hearings ONTP

LD 579 Resolve, To Conduct an Independent Examination of the Protection Order System To Determine whether There Is Systemic Misuse by Applicants ONTP

LD 1068 An Act To Restrict Access to Weapons Pursuant to Court Order in Cases of Harassment CARRIED OVER

LD 1696 An Act To Clarify and Recodify Maine's Protection from Abuse Statutes CARRIED OVER

**Real Property, Property Rights and Eminent Domain**

**Enacted**

LD 192 An Act To Define the Responsibilities of Residential Property Owners for the Maintenance and Repair of Private Roads PUBLIC 13

**Not Enacted**

LD 355 An Act To Require Pest Disclosure in All Real Estate Transactions ONTP

LD 660 An Act Regarding Protection from Power Outages for Tenants 65 Years of Age and Older in Subsidized Housing ONTP

**Statutes****Enacted**

LD 1730 An Act To Correct Inconsistencies, Conflicts and Errors in the Laws of Maine PUBLIC 293

**Torts and Immunity****Enacted**

LD 952 An Act To Limit Liability Regarding Donations of Menstrual Products PUBLIC 178

LD 1254 An Act Shielding Fire Departments That Install Smoke and Carbon Monoxide Detectors from Liability PUBLIC 214

**Not Enacted**

LD 214 An Act To Eliminate Qualified Immunity for Police Officers Majority (ONTP) Report

LD 461 An Act To Allow the Reduction of a MaineCare Lien CARRIED OVER

LD 986 An Act To Provide Campground Owners Limited Civil Liability from the Inherent Risks of Camping Died Between Houses

LD 1403 An Act To Protect Maine Businesses, Nonprofits, Educational Institutions and Municipalities during the COVID-19 Pandemic Majority (ONTP) Report

LD 1416 An Act To Limit Qualified Immunity of Law Enforcement Officers in Maine Civil Rights Act Claims Died Between Houses

LD 1419 An Act To Support Health Care Providers during State Public Health Emergencies Majority (ONTP) Report

***Judiciary***

### *Torts and Immunity - Statutes of Limitation*

#### **Enacted**

LD 363	An Act Regarding the Statute of Limitations for Injuries or Harm Resulting from Perfluoroalkyl and Polyfluoroalkyl Substances	PUBLIC 328
LD 589	An Act To Provide Access to Justice for Victims of Child Sexual Abuse	PUBLIC 301
LD 690	An Act To Ensure That Victims of Assault, Battery and False Imprisonment, Including Victims of Domestic Violence, Have Parity under Tort Law	PUBLIC 207

#### **Not Enacted**

LD 627	An Act Relating to the Statute of Limitations for Injuries or Harm Resulting from Perfluoroalkyl and Polyfluoroalkyl Substances	ONTP
LD 688	An Act To Promote Justice for Victims of Childhood Sexual Abuse	ONTP

### *Tribal-State Relations*

#### **Enacted**

LD 159	An Act To Eliminate Time Limits for Placing Land in Trust Status under the Maine Indian Claims Settlement	PUBLIC 139
LD 562	An Act To Enhance Tribal-State Collaboration in the Enforcement of Child Support	PUBLIC 300

#### **Not Enacted**

LD 71	An Act To Provide State Recognition for the Kineo Band of Maliseet Indians	Majority (ONTP) Report
LD 585	An Act To Restore to the Penobscot Nation and Passamaquoddy Tribe the Authority To Exercise Jurisdiction under the Federal Tribal Law and Order Act of 2010	CARRIED OVER
LD 906	An Act To Provide Passamaquoddy Tribal Members Access to Clean Drinking Water	CARRIED OVER
LD 1218	Resolve, To Require the Attorney General To Provide an Update on Maine's Implementation of the Federal Law Called "Savanna's Act"	CARRIED OVER

LD 1568	An Act To Implement the Recommendations of the Task Force on Changes to the Maine Indian Claims Settlement Implementing Act	CARRIED OVER
LD 1626	An Act Implementing the Recommendations of the Task Force on Changes to the Maine Indian Claims Settlement Implementing Act	CARRIED OVER
LD 1665	An Act To Amend AN ACT to Implement the Maine Indian Claims Settlement Concerning Land Acquisition and Criminal Jurisdiction	CARRIED OVER

**Trust Code**

**Enacted**

LD 422	An Act To Enact the Maine Uniform Trust Decanting Act	PUBLIC 235
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**Unclaimed Property**

**Enacted**

LD 420	An Act To Amend the Maine Revised Unclaimed Property Act	PUBLIC 41
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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  
 Judiciary (JUD)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
JUD	27	An Act To Provide an Immediate Opportunity To Appeal for a Juvenile Bound Over into Criminal Court	Reported Out	OTP-AM		Enacted	PL	23	R1
JUD	32	An Act Regarding Remote Participation in Public Proceedings	Reported Out	OTP-AM		Emergency Enacted	PL	290	S1
JUD	54	An Act To Amend the Laws Governing Post-conviction Review in Order To Facilitate the Fair Hearing of All Newly Discovered Evidence	Reported Out	OTP-AM/ OTP-AM/ ONTP	Carried On Approps Table				S1
JUD	71	An Act To Provide State Recognition for the Kineo Band of Maliseet Indians	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			R1
JUD	124	An Act To Clarify the Law Concerning the Priority of Appointment of Personal Representatives under the Maine Uniform Probate Code	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
JUD	132	An Act To Implement the Attorney General's Recommendations on Data Collection in Order To Eliminate Profiling in Maine	Reported Out	OTP-AM/ ONTP		Enacted	PL	460	S1
JUD	145	An Act To Amend the Maine Uniform Probate Code	Reported Out	OTP-AM		Emergency Enacted	PL	4	R1
JUD	159	An Act To Eliminate Time Limits for Placing Land in Trust Status under the Maine Indian Claims Settlement	Reported Out	OTP-AM/ OTP-AM		Enacted	PL	139	S1
JUD	192	An Act To Define the Responsibilities of Residential Property Owners for the Maintenance and Repair of Private Roads	Reported Out	OTP		Enacted	PL	13	R1
JUD	209	An Act Concerning Name Changes for Minors	Reported Out	OTP		Enacted	PL	14	R1
JUD	214	An Act To Eliminate Qualified Immunity for Police Officers	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	216	An Act To Seal Marijuana Criminal Convictions and Civil Adjudications	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	222	An Act To Update the Maine Parentage Act	Reported Out	OTP-AM/ ONTP		Enacted	PL	141	S1



Bills Referred to  
Judiciary (JUD)

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
JUD	233	An Act To Provide Electronic Access to Confidential Juror Information	Carry Over Approved		Carried Over In Comm			S1	
JUD	237	An Act To Allow Veterans To Opt Out of Jury Duty	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1	
JUD	272	An Act To Establish Separate Prosecutorial Districts in Downeast Maine	Reported Out	OTP-AM	Carried On Approps Table			S1	
JUD	291	An Act Regarding Continuances for Protection from Abuse Hearings	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1	
JUD	310	An Act To Establish Equitable Education Requirements for Judges	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1	
JUD	320	An Act To Provide the Right to Counsel for Juveniles and Improve Due Process for Juveniles	Reported Out	OTP-AM		Enacted	PL	326	S1
JUD	331	An Act To Protect Student Privacy	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	344	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Explicitly Prohibit Discrimination Based on the Sex of an Individual	Carry Over Approved		Carried Over In Comm				S1
JUD	345	An Act Updating Certain Probate Filing and Certification Fees To Reflect Current Costs	Reported Out	OTP		Enacted	PL	250	S1
JUD	348	An Act To Give Oversight Powers to the Maine Commission on Indigent Legal Services	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	355	An Act To Require Pest Disclosure in All Real Estate Transactions	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	363	An Act Regarding the Statute of Limitations for Injuries or Harm Resulting from Perfluoroalkyl and Polyfluoroalkyl Substances	Reported Out	OTP-AM		Enacted	PL	328	S1
JUD	366	An Act Regarding Emergency Guardianship	Reported Out	OTP-AM/ ONTP		Enacted	PL	463	S1

Bills Referred to  
Judiciary (JUD)

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
JUD	398	An Act To Implement Recommendations of the Sixth Amendment Center Concerning Indigent Legal Services	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	402	An Act To Protect an Individual's Personal Data	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	411	An Act To Ensure Fair Judicial Outcomes	Reported Out REF TO HHS		Indefinitely Postponed			S1
JUD	420	An Act To Amend the Maine Revised Unclaimed Property Act	Reported Out OTP		<u>Enacted</u>	<u>PL</u>	<u>41</u>	R1
JUD	422	An Act To Enact the Maine Uniform Trust Decanting Act	Reported Out OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>235</u>	S1
JUD	448	An Act Regarding Recording of Witness Interviews	Reported Out OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>381</u>	S1
JUD	461	An Act To Allow the Reduction of a MaineCare Lien	Reported Out OTP-AM/ ONTP	Carried On Approps Table				S1
JUD	478	An Act To Establish a Fund To Compensate Unjustly Incarcerated Persons	Reported Out OTP-AM/ OTP-AM	Carried On Approps Table				S1
JUD	480	An Act To Establish a Presumption of Entitlement to Counsel for a Person Who Is the Subject of an Adult Guardianship, Conservatorship or Other Protective Arrangement Proceeding	Carry Over Approved	Carried Over In Comm				S1
JUD	483	An Act To Clarify Funding for Civil Legal Services	Reported Out OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>329</u>	S1
JUD	535	An Act To Provide for the Well-being of Companion Animals upon the Dissolution of Marriages	Reported Out OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>285</u>	S1
JUD	545	An Act To Combat the Sexual Exploitation of Minors in Maine	Reported Out OTP-AM/ ONTP	Carried On Approps Table				S1
JUD	560	An Act To Amend the Safe Haven Laws	Reported Out OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>466</u>	S1
JUD	562	An Act To Enhance Tribal-State Collaboration in the Enforcement of Child Support	Reported Out OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>300</u>	S1

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
JUD	563	Resolve, To Create the Criminal Records Review Committee	Reported Out OTP-AM/ ONTP		Finally Passed	RESLV	121	S1
JUD	579	Resolve, To Conduct an Independent Examination of the Protection Order System To Determine whether There Is Systemic Misuse by Applicants	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	585	An Act To Restore to the Penobscot Nation and Passamaquoddy Tribe the Authority To Exercise Jurisdiction under the Federal Tribal Law and Order Act of 2010	Carry Over Approved	Carried Over In Comm				S1
JUD	589	An Act To Provide Access to Justice for Victims of Child Sexual Abuse	Reported Out OTP-AM/ ONTP		Enacted	PL	301	S1
JUD	598	An Act To Prohibit Discrimination in Employment and School Based on Hair Texture or Hairstyle	Carry Over Approved	Carried Over In Comm				S1
JUD	622	An Act To Prohibit Marriage of Any Person under 18 Years of Age	Reported Out OTP/ ONTP/ OTP-AM		Died Between Houses			S1
JUD	627	An Act Relating to the Statute of Limitations for Injuries or Harm Resulting from Perfluoroalkyl and Polyfluoroalkyl Substances	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	642	An Act To Ensure That Children Receive Behavioral Health Services	Reported Out OTP-AM/ ONTP		Enacted	PL	302	S1
JUD	660	An Act Regarding Protection from Power Outages for Tenants 65 Years of Age and Older in Subsidized Housing	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	668	An Act To Ensure Public Accountability While Implementing a Practical Approach to Remote Participation	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	679	An Act To Establish a Statewide Electronic Warrant System	Reported Out OTP-AM	Carried On Approps Table				S1
JUD	681	Resolve, To Establish a Task Force To Study Safe and Stable Housing in Lodging Facilities	Reported Out OTP-AM		Died On Adjournment			S1
JUD	683	An Act To Allow Maine Nonprofit Corporations To Hold Meetings Electronically	Reported Out OTP-AM/ OTP-AM		Enacted	PL	304	S1

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
JUD	688	An Act To Promote Justice for Victims of Childhood Sexual Abuse	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	690	An Act To Ensure That Victims of Assault, Battery and False Imprisonment, Including Victims of Domestic Violence, Have Parity under Tort Law	Reported Out OTP-AM		<u>Emergency Enacted</u>	<u>PL</u>	<u>207</u>	S1
JUD	719	Resolve, To Establish the Commission To Create a Plan To Incorporate the Probate Courts into the Judicial Branch	Reported Out OTP-AM/ ONTP		<u>Finally Passed</u>	<u>RESLV</u>	<u>104</u>	S1
JUD	725	An Act To Improve Transparency in State Code and License Violations by Making Public the Names of Complainants	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	737	An Act To Increase the Value of Property Exempt from Attachment and Execution	Reported Out OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>382</u>	S1
JUD	741	An Act To Establish a Bill of Rights for Maine Residents 65 Years of Age and Older	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	746	An Act Regarding Remote Participation in Municipal Meetings	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	747	An Act Regarding Civil Mental Health Evaluations of Former Criminal Defendants	Reported Out OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>306</u>	S1
JUD	748	An Act To Remove Coverage under the MaineCare Program for Abortions Not Covered by Medicaid	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	765	An Act To Provide for Judicial Review in Compliance with the Federal Family First Prevention Services Act	Reported Out OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>210</u>	S1
JUD	766	An Act To Ensure the Safety of Certain State Employees by Allowing Disclosure of Certain Confidential Information in Limited Circumstances	Reported Out OTP/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>148</u>	S1
JUD	767	An Act To Allow the Participation of Marine Patrol Officers in Proceedings for Administrative Suspension of a License or Certificate	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	776	An Act To Amend the Length of Time and Circumstances for Which a Sheriff May Furlough Individuals Incarcerated in a County Jail	Reported Out OTP		<u>Enacted</u>	<u>PL</u>	<u>211</u>	S1
JUD	778	An Act To Enable Electronic Reporting of Suspected Child Abuse and Neglect for Certain Mandated Reporters	Reported Out OTP		<u>Enacted</u>	<u>PL</u>	<u>116</u>	S1

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Judiciary (JUD)**

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
JUD	785	An Act To Change the Standard for Taking a Person into Protective Custody	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	PL	377	S1
JUD	788	An Act To Align the Preconviction and Post-conviction Discretionary Deductions for Time Served	Reported Out	OTP-AM		<u>Enacted</u>	PL	330	S1
JUD	793	An Act To Include as a Factor in Sentencing the Selection of a Victim Based on the Victim's Employment as a Law Enforcement Officer	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	795	An Act To Address Rental Housing Policies	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	803	An Act Regarding Violation of a Protective Order	Reported Out	OTP-AM		<u>Enacted</u>	PL	432	S1
JUD	810	An Act To Allow Remote Notarization of Documents in Limited Circumstances While Preventing Exploitation	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	811	An Act To Protect the Reproductive Rights and Freedoms of Maine People	Carry Over Approved		Carried Over In Comm				S1
JUD	813	An Act To Create the Crime of Aggravated Sex Trafficking of a Person 14 Years of Age or Younger	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	PL	469	S1
JUD	825	An Act To Ensure Equality in Women's Health Care Access in Maine by Requiring Facilities Providing Abortions To Inform Patients of Options and Alternatives	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	834	An Act To Ensure the Appropriate Allocation of Victim Restitution	Reported Out	OTP-AM		<u>Enacted</u>	PL	307	S1
JUD	841	An Act Regarding Deferred Disposition	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	PL	308	S1
JUD	842	Resolve, To Create the Commission To Examine Reestablishing Parole	Reported Out	OTP-AM/ OTP-AM/ ONTP					S1
JUD	844	An Act To Examine and Amend the Conditions of Release and Probation	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
JUD	850	An Act Regarding the Employment Status of Assistant District Attorneys	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
JUD	851	An Act To Ensure Women Are Informed of Abortion Pill Reversal	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	853	An Act To Increase the Fees Paid to Sheriffs and Their Deputies for Service of Civil Process Documents	Reported Out	OTP-AM	Carried On Approps Table				S1
JUD	855	An Act Regarding the Issuance of a Birth Certificate Following a Gender Marker Change	Reported Out	OTP/ ONTP/ OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>309</u>	S1
JUD	858	An Act To Limit Reincarceration for Persons on Probation	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>403</u>	S1
JUD	861	Resolve, Directing the Department of Health and Human Services to Contract for Assessments for Involuntary Hospitalizations	Carry Over Approved		Carried Over In Comm				S1
JUD	864	An Act To Protect Teachers' Privacy While Delivering Remote Instruction	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>383</u>	S1
JUD	868	An Act To Provide Consistency Regarding Persons Authorized To Conduct Examinations for Emergency Involuntary Commitment and Post-admission Examinations	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>389</u>	S1
JUD	879	An Act Clarifying the Acceptance of Public Funding by Community Benefit Organizations	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	887	An Act To Require Uniform Adherence to Internal Revenue Service Guidelines by Maine Nonprofit Organizations	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	902	An Act To Enact the Uniform Registration of Canadian Money Judgments Act	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	903	An Act To Enact the Uniform Foreign-country Money Judgments Recognition Act	Carry Over Approved		Carried Over In Comm				S1
JUD	904	An Act Concerning the Revised Uniform Law on Notarial Acts	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

Bills Referred to  
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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
JUD	905	An Act To Enact the Uniform Voidable Transactions Act	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
JUD	906	An Act To Provide Passamaquoddy Tribal Members Access to Clean Drinking Water	Carry Over Approved		Carried Over In Comm				S1
JUD	908	An Act To Protect Maine Residents and Organizations from Unreasonable and Illegal Surveillance, Monitoring or Tracking	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	915	An Act To Conform State Funding to the Federal Hyde Amendment Limiting Funding for Some Abortion Services	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	917	An Act Regarding Electronic Monitoring of Pretrial and Post-conviction Defendants	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	923	An Act To Enact the Stop Guilt by Accusation Act	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
JUD	926	An Act To Ban Biological Males from Participating in Women's Sports	Reported Out	ONTP/ OTP-AM/ OTP-AM		Died On Adjournment			S1
JUD	947	An Act To Address the Long-term Impact of Economic Abuse by a Spouse	Reported Out	OTP		<u>Enacted</u>	<u>PL</u>	<u>122</u>	S1
JUD	952	An Act To Limit Liability Regarding Donations of Menstrual Products	Reported Out	OTP		<u>Enacted</u>	<u>PL</u>	<u>178</u>	S1
JUD	957	An Act To Authorize Expanded Deferred Disposition Requirements	Reported Out	OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>338</u>	S1
JUD	982	An Act To Protect against Discrimination by Public Entities	Carry Over Approved		Carried Over In Comm				S1
JUD	986	An Act To Provide Campground Owners Limited Civil Liability from the Inherent Risks of Camping	Reported Out	ONTP/ OTP-AM		Died Between Houses			S1
JUD	1030	An Act Regarding Courts' Authority To Protect Children When a Parent Has Been Awarded Sole Parental Rights and Responsibilities	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>340</u>	S1
JUD	1055	Resolve, To Automatically Seal the Criminal History Records Relating to Any Crimes Decriminalized in the 130th Legislature	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Enacted Laws

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
JUD	1066	An Act To Clarify the Definition of "Mortgage Servicer" in the Laws Governing Mortgage Foreclosures	Reported Out OTP-AM		Enacted	PL	203	S1
JUD	1068	An Act To Restrict Access to Weapons Pursuant to Court Order in Cases of Harassment	Carry Over Approved	Carried Over In Comm				S1
JUD	1096	An Act To Clarify the Rule-making Authority of the Supreme Judicial Court Concerning Electronic Records and Filing	Reported Out OTP/ OTP-AM		Enacted	PL	343	S1
JUD	1102	Resolve, Directing the Family Law Advisory Commission To Review Preliminary Injunctions in Judicial Separation and Divorce Actions	Reported Out OTP-AM		Finally Passed	RESLV	78	S1
JUD	1134	An Act To Amend the Maine Bail Code Regarding Certain Conditions of Release	Reported Out OTP-AM/ ONTP		Veto Sustained			S1
JUD	1143	An Act To Protect Tenants from Unnecessary Evictions	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	1144	An Act To Amend the Law Regarding Advance Health Care Directives	Reported Out OTP-AM/ ONTP/ OTP-AM		Enacted	PL	452	S1
JUD	1160	An Act To Reduce the Burden on Courts and Promote the Resolution of Civil Cases	Reported Out OTP-AM/ ONTP/ OTP-AM		Veto Sustained			S1
JUD	1180	An Act To Prohibit Discrimination in Housing Based on a Person's Participation in a Rental Assistance Program	Reported Out OTP-AM/ ONTP		Died Between Houses			S1
JUD	1200	An Act To Bring Gender Parity to Corporate Boards	Reported Out OTP-AM/ ONTP		Enacted	PL	385	S1
JUD	1210	An Act To Remove Barriers to Employment by Sealing the Records of Persons Convicted of Certain Nonviolent Crimes	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	1218	Resolve, To Require the Attorney General To Provide an Update on Maine's Implementation of the Federal Law Called "Savanna's Act"	Carry Over Approved	Carried Over In Comm				S1
JUD	1221	An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Public Records Exceptions	Reported Out OTP		Enacted	PL	182	S1
JUD	1224	An Act To Authorize Remote Participation in Maine State Cultural Affairs Council Meetings	Reported Out OTP		Enacted	PL	269	S1
JUD	1225	An Act To Provide Dignity for Fetal Remains by Requiring Their Interment or Cremation	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1



*Bills Referred to  
Judiciary (JUD)*

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Comm	ID	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
JUD	1226	Resolve, Directing the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations To Examine Restorative Justice	Reported Out	OTP-AM/ ONTP	Finally Passed	RESLV	101	S1
JUD	1229	An Act To Require Certain Medical Providers To Administer Ultrasounds and Provide Information to Certain Pregnant Patients	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
JUD	1236	An Act Authorizing the Attorney General To Enter into Contingent Fee Agreements	Reported Out	OTP-AM/ ONTP	Enacted	PL	392	S1
JUD	1238	An Act To Protect Women's Single-sex Shelters	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
JUD	1254	An Act Shielding Fire Departments That Install Smoke and Carbon Monoxide Detectors from Liability	Reported Out	OTP-AM	Enacted	PL	214	S1
JUD	1255	An Act To Prohibit Evictions until 90 Days after the End of the Governor's Declaration of Emergency	Reported Out	OTP/ ONTP	Accepted Report B (ONTP)			S1
JUD	1270	An Act To Establish Resentencing Units in the Attorney General's Office and All Maine Prosecutorial Districts	Reported Out	OTP-AM/ ONTP	Died Between Houses			S1
JUD	1273	An Act To Establish a Conviction Integrity Unit in Maine	Reported Out	OTP-AM/ ONTP	Carried On Approps Table			S1
JUD	1292	An Act Regarding the Parental Right To Direct the Health Care of Children	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
JUD	1294	An Act To Prevent Discrimination against Domestic Violence Victims	Reported Out	OTP-AM/ ONTP	Enacted	PL	476	S1
JUD	1296	An Act To Guarantee Housing Rights during a State of Civil Emergency	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
JUD	1303	Resolve, To Require the Revisor of Statutes To Compile a List of Mandatory Minimum Sentences Contained in the Maine Revised Statutes	Reported Out	OTP-AM/ ONTP	Carried On Approps Table			S1
JUD	1310	An Act Regarding Criminal Records	Carry Over Approved		Carried Over In Comm			S1
JUD	1326	An Act To Provide Funding for the Maine Civil Legal Services Fund	Reported Out	OTP-AM/ ONTP	Carried On Approps Table			S1
JUD	1336	An Act To Discontinue the Use of the Terms "Handicap," "Handicapped" and "Hearing Impaired" in State Laws, Rules and Official Documents	Reported Out	OTP-AM	Enacted	PL	348	S1

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**Enacted Laws**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
JUD	1345	An Act To Implement the Recommendations of the Right To Know Advisory Committee	Reported Out	OTP-AM		Enacted	PL	313	S1
JUD	1346	An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Fees Charged for Responding to Public Records Requests	Reported Out	OTP/ ONTP		Enacted	PL	375	S1
JUD	1368	An Act To Require Due Process in Asset Seizure	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	1374	An Act To Extend the Time Period for Filing a Complaint under the Maine Human Rights Act for Discrimination Based on an Alleged Sexual Act, Sexual Contact or Sexual Touching	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	1378	An Act To Facilitate Compliance with Federal Immigration Law by State and Local Government Entities	Reported Out	REF/ ONTP		Died Between Houses			S1
JUD	1380	An Act To Increase Protections for Option Contracts for the Purchase of Real Property or Rent-to-own Real Property	Reported Out	OTP/ ONTP		Enacted	PL	350	S1
JUD	1399	An Act To Continue Temporary Modification of Certain In-person Notarization and Acknowledgement Requirements and Developing Permanent Implementation of Remote and Online Notarization	Reported Out	OTP-AM/ ONTP		Emergency Enacted	PL	337	S1
JUD	1401	An Act To Prohibit Biological Males from Participating in School Athletic Programs and Activities Designated for Females at Schools That Receive Federal Funding	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	1403	An Act To Protect Maine Businesses, Nonprofits, Educational Institutions and Municipalities during the COVID-19 Pandemic	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
JUD	1416	An Act To Limit Qualified Immunity of Law Enforcement Officers in Maine Civil Rights Act Claims	Reported Out	OTP-AM/ ONTP		Died Between Houses			S1
JUD	1419	An Act To Support Health Care Providers during State Public Health Emergencies	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	1438	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Declare the Natural, Inherent and Unalienable Right of Enjoying Personal Privacy	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	1455	An Act To Support Survivors of Sex Trafficking and Exploitation	Reported Out	OTP-AM/ ONTP		Enacted	PL	315	S1

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**Enacted Laws**

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
JUD	1459	An Act Regarding a Post-judgment Motion by a Person Seeking To Satisfy the Prerequisites for Obtaining Special Restrictions on the Dissemination and Use of Criminal History Record Information for Certain Criminal Convictions	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	1465	An Act To Remove Barriers to Occupational Licensing Due to Criminal Records	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	1480	An Act Regarding the Review of Law Enforcement Use of Deadly Force	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	PL	353	S1
JUD	1499	An Act To Improve Accountability in Asset Seizure and Forfeiture Reporting	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
JUD	1508	An Act To Prevent Homelessness by Establishing an Eviction Mediation Program	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	PL	316	S1
JUD	1510	An Act Concerning Informed Consent of Minors' Authority to Release Health Care Information	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
JUD	1521	An Act To Strengthen Protections against Civil Asset Forfeiture	Reported Out	ONTP/ OTP-AM		<u>Enacted</u>	PL	454	S1
JUD	1529	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Create a Right to Privacy	Carry Over Approved		Carried Over In Comm				S1
JUD	1538	An Act To Protect the Rights of People Who Are LGBTQ in Maine	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
JUD	1568	An Act To Implement the Recommendations of the Task Force on Changes to the Maine Indian Claims Settlement Implementing Act	Carry Over Approved		Carried Over In Comm				S1
JUD	1577	Resolve, To Convene a Working Group To Study Possible Solutions for Families Facing Emergency Child Custody Situations	Reported Out	OTP-AM/ ONTP		<u>Finally Passed</u>	RESLV	99	S1
JUD	1578	An Act To Permit Remote Access for Public Proceedings	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	1581	An Act To Require Telecommunications Companies To Divulge Location Information to Law Enforcement When Necessary To Respond to a 9-1-1 Call or Locate a Person in Danger	Carry Over Approved		Carried Over In Comm				S1

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
JUD	1591	Resolve, Directing the Department of Agriculture, Conservation and Forestry To Identify Places with Offensive Names and Methods of Changing Those Names	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	98	S1
JUD	1602	An Act Regarding Criminal Records	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	1606	An Act To Expand Tenant Representation on Boards of Directors of Nonprofit Housing Corporations	Reported Out	OTP-AM/ ONTP		Enacted	PL	317	S1
JUD	1609	An Act To Stop Social Media Censorship	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
JUD	1612	An Act To Facilitate Children's Testimony in Certain Sex Crime Cases	Reported Out	OTP-AM/ ONTP/ OTP-AM		Enacted	PL	395	S1
JUD	1617	An Act To Amend the Victim Services Laws To Define "Restorative Justice"	Reported Out	OTP-AM/ ONTP		Enacted	PL	355	S1
JUD	1626	An Act Implementing the Recommendations of the Task Force on Changes to the Maine Indian Claims Settlement Implementing Act	Carry Over Approved		Carried Over In Comm				S1
JUD	1630	Resolve, To Establish the Proportional Fines Commission	Reported Out	OTP-AM/ ONTP		Died On Adjournment			S1
JUD	1665	An Act To Amend AN ACT to Implement the Maine Indian Claims Settlement Concerning Land Acquisition and Criminal Jurisdiction	Carry Over Approved		Carried Over In Comm				S1
JUD	1676	An Act To Limit Access to Juvenile Case Records and Protect the Confidentiality of Juvenile History Record Information	Reported Out	OTP-AM/ ONTP		Enacted	PL	365	S1
JUD	1685	An Act To Protect the Constitutional Rights of Indigent Defendants	Reported Out	OTP-AM/ OTP-AM		Enacted	PL	480	S1
JUD	1686	An Act To Implement a Geographically Limited Public Defender Office	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
JUD	1687	An Act To Improve the Provision of Indigent Legal Services	Reported Out	OTP-AM/ OTP-AM		Emergency Enacted	PL	481	S1
JUD	1688	An Act To Improve Consistency in Terminology and within the Maine Human Rights Act	Reported Out	OTP-AM/ ONTP		Enacted	PL	366	S1
JUD	1692	An Act To Improve Judicial Branch Facilities in Hancock County	Reported Out	OTP-AM/ ONTP		Enacted	PL	451	S1

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
JUD	1696	An Act To Clarify and Recodify Maine's Protection from Abuse Statutes	Carry Over Approved		Carried Over In Comm				S1
JUD	1703	An Act To Amend the Bail Code	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	PL	397	S1
JUD	1719	An Act To Prevent Human Trafficking and Child Exploitation	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
JUD	1728	An Act To Provide Assistance to Law Enforcement Officers To Allow Them To Protect the Residents of the State	Carry Over Approved		Carried Over In Comm				S1
JUD	1730	An Act To Correct Inconsistencies, Conflicts and Errors in the Laws of Maine	Reported Out	OTP-AM		<u>Emergency Enacted</u>	PL	293	S1

## JOINT STANDING COMMITTEE ON JUDICIARY

### **LD 27 An Act To Provide an Immediate Opportunity To Appeal for a Juvenile Bound Over into Criminal Court**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 23 provides that a juvenile may appeal the Juvenile Court's bind-over decision to try the juvenile as an adult either immediately after the bind-over decision or following a judgment of conviction as an adult.

### **LD 32 An Act Regarding Remote Participation in Public Proceedings**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 290 provides authorization for any public body subject to the Freedom of Access Act to conduct public proceedings by remote methods if the public body adopts a policy that meets certain requirements. "Remote methods" means telephonic or video technology allowing simultaneous reception of information and may include other means when such means are necessary to provide reasonable accommodation to a person with a disability. Public proceedings may not be conducted by text-only means, including but not limited to e-mail, text messages and chat functions.

The policy governing remote participation must be adopted by the public body only after notice and hearing. The policy establishes the conditions upon which members of the body and the public may participate in a public proceeding of that body by remote methods.

The policy must provide that members of the body are expected to be physically present for public proceedings except when being physically present is not practicable. The policy must provide members of the public a meaningful opportunity to attend by remote methods when members of the body participate by remote methods, and reasonable accommodations may be provided when necessary to provide access to individuals with disabilities. If the body allows or is required to provide an opportunity for public input during the proceeding, an effective means of communication between the members of the body and the public must be provided.

Notice of the proceeding must be provided as required in the Freedom of Access Act. When the public may attend by remote methods, the notice must include the means by which members of the public may access the proceeding using remote methods. The notice must also identify a location for members of the public to attend in person. The body may not determine that public attendance at a proceeding will be limited solely to remote methods except when an emergency or urgent issue exists that requires the public body to meet by remote methods.

A member of the body who participates in a public proceeding by remote methods is present for purposes of a quorum and voting.

## JOINT STANDING COMMITTEE ON JUDICIARY

All votes taken during a public proceeding using remote methods must be taken by roll call vote that can be seen and heard if using video technology, and heard if using only audio technology, by the other members of the public body and the public.

The public body must make all documents and other materials considered by the public body available, electronically or otherwise, to the public who attend by remote methods to the same extent customarily available to members of the public who attend the proceedings of the public body in person, as long as additional costs are not incurred by the public body.

Town meetings and regional school unit budget meetings may not be conducted using remote methods.

These provisions do not apply to the Legislature or to any public bodies whose proceedings are specifically addressed by statute.

Public Law 2021, chapter 290 was enacted as an emergency measure effective June 21, 2021.

### **LD 132 An Act To Implement the Attorney General's Recommendations on Data Collection in Order To Eliminate Profiling in Maine**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 460 requires all law enforcement agencies, beginning July 1, 2023, to collect information about each person stopped for a traffic infraction. The information must include the characteristics of race, color, ethnicity, gender and age of those persons. The identification of such characteristics must be based on the observation and perception of the law enforcement officer responsible for reporting the stop. The person stopped may not be required to provide the information. The information must also include whether a warning or citation was issued, an arrest was made or a search was conducted as a result of the stop. Each law enforcement agency must report the information to the Attorney General, who is required to report the information, along with analysis and any recommendations, to the joint standing committees of the Legislature having jurisdiction over judiciary matters and criminal justice and public safety matters beginning January 15, 2024 and annually thereafter. The report must be made available to the public.

The Attorney General is directed to adopt rules governing the recording, retention and reporting of the information. In adopting the rules, the Attorney General must consult with the Commissioner of Public Safety and other interested parties, including law enforcement agencies and community, professional, research, civil liberties and civil rights organizations and persons with lived experience of being profiled. The Attorney General must ensure that the parties consulted represent the racial and ethnic diversity of the State.

## JOINT STANDING COMMITTEE ON JUDICIARY

### **LD 145 An Act To Amend the Maine Uniform Probate Code**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 4 contains recommendations of the Probate and Trust Law Advisory Commission pursuant to the Maine Revised Statutes, Title 18-C, section 1-803, subsection 2.

1. Chapter 4 amends Title 18-C, section 3-108 to resolve an ambiguity as to whether the provision applies to decedents who died prior to the effective date of Title 18-C, making it clear that section 3-108, subsection 1, paragraph D applies regardless of the date of the decedent's death.
2. Chapter 4 amends section 5-308, subsection 4, section 5-409, subsection 4 and section 5-511, subsection 4 to delay the effective date of the confidentiality of records provisions governing guardianships of adults, conservatorships and other protective proceedings. The Supreme Judicial Court has not yet had an opportunity to consider rules governing confidentiality of records filed with the Probate Courts. Chapter 4 delays the effective date of sections 5-308, 5-409 and 5-511 to January 1, 2023 to provide additional time for the Supreme Judicial Court, in conjunction with the commission and the Advisory Committee on Probate Rules, to complete its review and approval of rules governing confidentiality of records in the Probate Courts. These changes are made retroactive to January 1, 2021.
3. Chapter 4 amends section 5-423, subsection 2, paragraph E to remove the mandatory credit report for the individual subject to conservatorship from the conservator's annual report and accounting and makes the credit report a requirement only if ordered by the court.
4. Chapter 4 amends section 5-431, subsection 8 to clarify that the subsection applies to both the termination and modification of a conservatorship.
5. Chapter 4 amends section 8-301, subsection 2, paragraph A-1 to add a reference to the wrongful death provisions of section 2-807 of Title 18-C to avoid ambiguity as to whether the intestacy provisions of former Title 18-A or the intestacy provisions of Title 18-C govern the distribution of a recovery of a wrongful death claim, making it clear that the date of death of the decedent will control which provisions apply.

Public Law 2021, chapter 4 was enacted as an emergency measure effective March 17, 2021.

### **LD 159 An Act To Eliminate Time Limits for Placing Land in Trust Status under the Maine Indian Claims Settlement**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 139 removes all previously established time limits for both the Passamaquoddy Tribe and the Penobscot Nation to add to their respective trust lands under the terms of the Maine Indian Claims Settlement Implementing Act.



## JOINT STANDING COMMITTEE ON JUDICIARY

### **LD 192 An Act To Define the Responsibilities of Residential Property Owners for the Maintenance and Repair of Private Roads**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 13 addresses the responsibility for the repair and maintenance of private roads that benefit residential properties. It is limited in application to residential properties only. Unless there is an agreement, deed restriction, covenant or declaration or road association that specifies the cost to be paid by each owner of a benefited property, the cost is shared equally by the benefited properties. Each residential property is subject to cost sharing, not each residential property owner; each residential property is assessed one share of the collective costs of repairs and maintenance regardless of whether there are multiple owners of record for that property. An owner who fails to comply may be forced to comply through an action brought by other owners on the private road.

The provisions do not apply to a private road constructed or used primarily for commercial or forest management purposes or to a property owner who issues a ground lease to a third party who maintains a residence on the subject property.

### **LD 209 An Act Concerning Name Changes for Minors**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 14 contains recommendations of the Family Law Advisory Commission. It clarifies and consolidates in a single section of Maine law the process and standards for changing the names of adults and minors. Chapter 14 provides that a parent or guardian of a minor may file a name change petition for the minor in the Probate Court in the county in which the minor lives, unless the District Court has exclusive jurisdiction regarding the minor pursuant to the Maine Revised Statutes, Title 4, section 152, subsection 5-A, in which case the petition must be filed in District Court. It also permits a parent or guardian to request to change the minor's name as part of a proceeding concerning parentage or other parental rights with respect to the minor in the District Court. A separate petition is not required in these cases.

Chapter 14 requires the parent or guardian who requests a name change for the minor in District Court to provide notice pursuant to the applicable rules of procedure to any other parent, any guardian, any guardian ad litem and any person or agency with legal custody of the minor and to the minor if the minor is 14 years of age or older. The court must provide an opportunity for those entitled to notice to be heard and may change the name of the minor if the court finds that the change is in the best interest of the minor. A parent or guardian does not have to publish notice of a minor's name change unless the court orders that notice publication is required because of the specific circumstances of the case. It authorizes the court to limit notice of the name change if the parent who has sole parental rights and responsibilities shows by a preponderance of the evidence

## JOINT STANDING COMMITTEE ON JUDICIARY

that either the minor is a victim of abuse or the minor or petitioner is currently in reasonable fear of the minor's or petitioner's safety.

Chapter 14 provides factors a court must consider to assess whether a request or petition for a name change is in the best interest of the minor.

### **LD 222 An Act To Update the Maine Parentage Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 141 amends the Maine Parentage Act to update the acknowledgment of paternity provision to broaden the process to be an acknowledgment of parentage and allows intended parents participating in assisted reproduction, as well as presumed parents, to sign the acknowledgment of parentage.

### **LD 320 An Act To Provide the Right to Counsel for Juveniles and Improve Due Process for Juveniles**

#### **ENACTED LAW SUMMARY**

The overarching goal of Public Law 2021, chapter 326 is to ensure that fewer children are in the juvenile justice system and that, if and when they do become involved in the system, there is a presumption against incarceration and a requirement for the regular review of any commitment imposed, in order to minimize the harm that incarceration can cause children.

Chapter 326 provides that, beginning October 1, 2021, a juvenile who has not attained 12 years of age may not be committed to a secure detention facility, which includes the Long Creek Youth Development Center. It also provides that a juvenile who has not attained 12 years of age may not be detained in a secure detention facility for more than seven days except upon agreement of the parties.

Chapter 326 clarifies that a juvenile who has not attained 21 years of age must be represented by counsel when the court is conducting a review under the Maine Revised Statutes, Title 15, section 3315 or Title 15, section 3317. It prevents courts from imposing dispositions against juveniles that involve commitment without exhausting all other less restrictive alternatives. Chapter 326 also mandates regular opportunities for judicial review of a juvenile's commitment in addition to providing an appellate avenue for relief from unfavorable reviews.

Chapter 326 amends the statute governing a juvenile's right to counsel to specify that the right to counsel attaches at the juvenile's initial appearance and continues until the court no longer has jurisdiction over the juvenile, including all post-dispositional hearings and during the time of commitment. It also requires counsel appointed by the court to continue to represent the juvenile

## JOINT STANDING COMMITTEE ON JUDICIARY

throughout all proceedings concerning the juvenile, unless relieved by the court. The Juvenile Court must assign counsel to a juvenile when a detention order is reviewed.

Chapter 326 adds two considerations that must be accorded weight against ordering placement in a secure facility: whether the juvenile was under 14 years of age at the time of the crime and whether the adjudication is for a juvenile crime that would be a Class D or E crime if it were an adult crime and was not reduced from a crime that was charged as Class A, B or C.

Chapter 326 allows courts to require the Department of Corrections, the Department of Health and Human Services, or both, to demonstrate the reasonableness of the current treatment or placement provided or offered if an appropriate treatment or an appropriate less restrictive alternative placement is not being provided. It also allows such judicial reviews for individuals who are 18 to 20 years of age.

Chapter 326 allows a juvenile to request a hearing under Title 15, section 3317, but only once every 180 days absent extraordinary circumstances and clarifies that a juvenile who has not attained 21 years of age must be represented by counsel when the court is conducting a review.

### **LD 345 An Act Updating Certain Probate Filing and Certification Fees To Reflect Current Costs**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 250 updates certain probate filing and certification fees to reflect current costs.

### **LD 363 An Act Regarding the Statute of Limitations for Injuries or Harm Resulting from Perfluoroalkyl and Polyfluoroalkyl Substances**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 328 provides that an action arising out of any harm or injury caused by a perfluoroalkyl or polyfluoroalkyl substance must be commenced within six years after the plaintiff discovers or should have discovered such harm or injury. It clarifies that the cause of action for harm or injury caused by a perfluoroalkyl or polyfluoroalkyl substance accrues when the plaintiff discovers or reasonably should have discovered the harm or injury. It provides an application provision to make clear that the accrual based on discovery applies retroactively. Chapter 328 does not alter the notice period or limitation period applicable to claims against a government entity.

## JOINT STANDING COMMITTEE ON JUDICIARY

### **LD 366 An Act Regarding Emergency Guardianship**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 463 provides that the delay of discharge of a patient in a hospital until the appointment of a guardian constitutes substantial harm, thereby meeting one of the criteria for the appointment of an emergency guardian.

### **LD 420 An Act To Amend the Maine Revised Unclaimed Property Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 41 amends the Maine Revised Unclaimed Property Act in the following ways.

1. It provides that fee restrictions do not apply to any stored-value obligation that enables the holder to transfer the underlying funds to multiple unaffiliated merchants at the merchants' point-of-sale terminals or online or at an automated teller machine.
2. It provides that an automatic reinvestment of dividends or interest or an automatic withdrawal of disclosed fees is not an indication of an apparent owner's interest in property for purposes of determining when property is presumed abandoned.

### **LD 422 An Act To Enact the Maine Uniform Trust Decanting Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 235 enacts the Maine Uniform Trust Decanting Act, or MUTDA, as recommended by the Probate and Trust Law Advisory Commission. It is based on the Uniform Trust Decanting Act approved by the National Conference of Commissioners on Uniform State Laws in 2015. "Decanting" is the term used to describe the distribution of assets from one trust into a second trust. Decanting can be a useful strategy for changing the outdated terms of an otherwise irrevocable trust, but can also be abused to defeat the settlor's intent. The MUTDA permits decanting for appropriate purposes while preventing abuse and preserving the intent of the settlor.

Public Law 2021, chapter 235 was enacted with an effective date of October 1, 2021; however, since it was not enacted as an emergency measure, it takes effect October 18, 2021.

## JOINT STANDING COMMITTEE ON JUDICIARY

### **LD 448 An Act Regarding Recording of Witness Interviews**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 381 directs the Maine Criminal Justice Academy Board of Trustees to adopt minimum policy standards regarding the recording and preservation of witness interviews conducted by law enforcement officers in murder investigations and Class A, Class B and Class C crime investigations. Law enforcement agencies are required to adopt policies containing at least the minimum policy standards. The policy may not require the recording of all witness interviews, but must factor in the feasibility of recording individual interviews, taking into account the circumstances of the witness, the time and place of the interview and the crime as well as the capability of the law enforcement agency to record the interview.

### **LD 483 An Act To Clarify Funding for Civil Legal Services**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 329 clarifies three aspects of the law pertaining to the Maine Civil Legal Services Fund and the collection of fees and surcharges by the Judicial Department.

Chapter 329 clarifies that the Maine Civil Legal Services Fund surcharge on debt collection actions is payable at the commencement of debt collection actions, whether or not they are classified as small claims cases, and that the surcharge is imposed with respect to money judgment disclosure actions.

Chapter 329 clarifies that the Maine Civil Legal Services Fund surcharge is not included as a recoverable cost under the Maine Revised Statutes, Title 14, section 1502-B.

Chapter 329 clarifies that the Judicial Department may refer cases to the Court Alternative Dispute Resolution Service for mediation and collect fees as appropriate.

### **LD 535 An Act To Provide for the Well-being of Companion Animals upon the Dissolution of Marriages**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 285 provides that in a proceeding for legal separation or divorce, in the disposition of property a court must consider the well-being of a companion animal and all relevant factors and specifies a number of factors that the court must consider. It provides that the court is required to award ownership to only one of the parties.

## JOINT STANDING COMMITTEE ON JUDICIARY

### **LD 560 An Act To Amend the Safe Haven Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 466 bill amends the safe haven laws regarding abandoned children by including a safe haven baby box to the list of safe havens that a person may deliver a newborn child to under the Child and Family Services and Child Protection Act and to serve as an affirmative defense to the criminal offense of abandonment of a child. A safe haven baby box is a device or container that can safely accept delivery of a newborn child that is located in a hospital, law enforcement facility or fire department facility that is staffed 24 hours a day by a medical services provider.

Chapter 466 directs the Department of Health and Human Services to adopt rules governing the design, installation and use of safe haven baby boxes to ensure necessary safety specifications are met, including but not limited to an alarm that alerts both the facility where the safe haven baby box is located and a public safety answering point when a baby has been placed inside.

### **LD 562 An Act To Enhance Tribal-State Collaboration in the Enforcement of Child Support**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 300 enacts procedures authorizing the Penobscot Nation to enforce child support obligations against obligors over which the Penobscot Nation Tribal Court has jurisdiction with regard to the issuance or renewal of licenses by licensing boards and registrations of watercraft, snowmobiles and all-terrain vehicles by the Department of Inland Fisheries and Wildlife. It also directs the Department of Health and Human Services to enter into one or more cooperative agreements with the Penobscot Nation governing the expedient and efficient administration and availability of child support enforcement remedies with regard to the setoff of lottery winnings and workers' compensation lump-sum settlements and any other child support enforcement remedy available in the Maine Revised Statutes, Title 19-A.

### **LD 563 Resolve, To Create the Criminal Records Review Committee**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 121 establishes the Criminal Records Review Committee to review options for expunging and sealing criminal records. The review committee is directed to submit a report to the Joint Standing Committee on Judiciary by December 3, 2021 with findings and recommendations.

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### **LD 589 An Act To Provide Access to Justice for Victims of Child Sexual Abuse**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 301 allows civil actions based upon sexual acts toward minors regardless of the date of the sexual act and revives actions that may previously have been barred by a statute of limitations in force prior to the effective date of Public Law 1999, chapter 639.

### **LD 642 An Act To Ensure That Children Receive Behavioral Health Services**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 302 ensures the time-sensitive provision of behavioral health services to minors by licensed psychologists practicing clinical psychology, social workers and clinical professional counselors. It authorizes specified providers to provide services with the consent of one of the minor's parents or the minor's guardian. The provisions do not prohibit the provider from informing another parent or guardian of the minor of the services.

### **LD 683 An Act To Allow Maine Nonprofit Corporations To Hold Meetings Electronically**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 304 allows the board of directors of a nonprofit corporation to adopt guidelines and procedures for entirely or partially remote meetings or to allow members to participate remotely.

Current law allows members of nonprofit corporations to vote by electronic transmission; chapter 304 expands that to include voting by means of remote communication. Chapter 304 also clarifies that remote votes must be counted for quorum purposes.

### **LD 690 An Act To Ensure That Victims of Assault, Battery and False Imprisonment, Including Victims of Domestic Violence, Have Parity under Tort Law**

#### **ENACTED LAW SUMMARY**

The statute of limitations under current tort law for most civil suits is six years from when the cause of action accrues except that for assault and battery and false imprisonment it is two years, effectively depriving victims of domestic violence, among others, the same opportunity that most other victims of torts have to seek redress for their damages. Public Law 2021, chapter 207 removes the actions of assault and battery and false imprisonment from provisions setting a two-year limitation period, making the actions subject to the general six-year limitation period that applies to most other torts.

#### ENACTED LAW SUMMARIES

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Public law 2021, chapter 207 was enacted as an emergency measure effective June 15, 2021.

### **LD 719 Resolve, To Establish the Commission To Create a Plan To Incorporate the Probate Courts into the Judicial Branch**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 104 establishes the Commission To Create a Plan To Incorporate the Probate Courts into the Judicial Branch including Legislators and interested parties to create a plan describing how a probate system with full-time judges can be created and funded. The Joint Standing Committee on Judiciary has authority to report out a bill regarding the plan to the Second Regular Session of the 130th Legislature.

### **LD 737 An Act To Increase the Value of Property Exempt from Attachment and Execution**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 382 makes changes to the provisions governing the property of a debtor that is exempt from attachment and execution by adjusting values for some of the exemptions. It provides for an adjustment of the exemptions every three years and directs the Supreme Judicial Court to publish the adjustment for an effective date of April 1st for the following year.

### **LD 747 An Act Regarding Civil Mental Health Evaluations of Former Criminal Defendants**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 306 addresses circumstances in which a defendant has been determined to be incompetent to stand trial and there does not exist a substantial probability that the defendant will be competent in the foreseeable future. In such cases, the court must dismiss the charges and the next step is determined by whether the defendant is subject to an undischarged term of imprisonment. If the defendant is not subject to an undischarged term of imprisonment, regardless of the charges that were dismissed, the court may notify the appropriate authorities who may institute civil commitment proceedings. If the defendant is subject to an undischarged term of imprisonment, the court must order the defendant into execution of that sentence and the correctional facility to which the defendant is transported must execute the court's order.



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### **LD 765 An Act To Provide for Judicial Review in Compliance with the Federal Family First Prevention Services Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 210 adds definitions to the Child and Family Services and Child Protection Act and creates a statutory requirement for a court hearing within 60 days of a child's placement in a qualified residential treatment program as required to claim federal reimbursement for the cost, with respect to a child in state custody, of placement in a residential care facility under the federal Family First Prevention Services Act. Additionally, it ensures that regular reviews of a child's continued placement in a qualified residential treatment program are conducted by the court. The Supreme Judicial Court is authorized to adopt rules of pleading, practice and procedure with respect to the required court hearings and proceedings.

### **LD 766 An Act To Ensure the Safety of Certain State Employees by Allowing Disclosure of Certain Confidential Information in Limited Circumstances**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 148 allows the Department of Health and Human Services, with court authorization, to release confidential information maintained in its child protective records to an administrator of a social media service to report, investigate or remove a threat or serious intimidation attempt directed at department staff, an employee of the Attorney General's office, a guardian ad litem or a court officer. It defines the term "social media service" and prohibits a social media service from redisclosing the confidential information provided by the department.

### **LD 776 An Act To Amend the Length of Time and Circumstances for Which a Sheriff May Furlough Individuals Incarcerated in a County Jail**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 211 extends from three to seven days the length of time that a sheriff may furlough a person who is incarcerated in a county jail. It adds to the purposes for which furlough may be granted participation in a program operated by a jail that conditions release on regular daily reporting to the jail of the prisoner's location and activities.

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### **LD 778 An Act To Enable Electronic Reporting of Suspected Child Abuse and Neglect for Certain Mandated Reporters**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 116 amends outdated language regarding electronic submission of reports of suspected abuse or neglect to the Department of Health and Human Services by removing the language regarding secure e-mail and fax transmissions. Instead, electronic reports are submitted through a portal provided by the department linked to the department's comprehensive child welfare information system. Chapter 116 also expands the types of mandated reporters who may report electronically to include school personnel.

### **LD 785 An Act To Change the Standard for Taking a Person into Protective Custody**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 377 revises the standard for a law enforcement officer to take a person into protective custody. Current law is based on the law enforcement officer's having probable cause to believe that a person may be mentally ill and, because of that condition, presents a threat of imminent and substantial physical harm to that person or to another person. Chapter 377 changes that standard to the law enforcement officer's having probable cause to believe the person is mentally ill and, due to that condition, the person poses a likelihood of serious harm as defined in the Maine Revised Statutes, Title 34-B, section 3801, subsection 4-A, paragraph A, B or C.

### **LD 788 An Act To Align the Preconviction and Post-conviction Discretionary Deductions for Time Served**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 330 increases the discretionary deduction for time served for a person who serves time while awaiting trial, during trial, post-trial while awaiting sentencing or post-sentencing prior to the date on which the sentence commenced either to await transportation to the place of imprisonment specified or pursuant to court order and not in execution of any other sentence or imprisonment. It makes the discretionary deduction for time served the same for preconviction and post-conviction time served. The new deduction applies to an individual who commits a crime on or after October 1, 2021. In addition, information must be given to a victim about the amount of deductions that the defendant will receive for time served at the time of the sentencing.

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### **LD 803 An Act Regarding Violation of a Protective Order**

#### **ENACTED LAW SUMMARY**

Under current law a person who violates a protective order issued by a Maine court through conduct that is reckless and that creates a substantial risk of death or serious bodily injury to the person named in the protective order or who assaults that person commits a Class C crime. Public Law 2021, chapter 432 extends the prohibited conduct to a violation of an order that is similar to a protective order and that is issued by a court of the United States or of another state, territory, commonwealth or tribe. It also adds a cross-reference to the 3rd exception to violation of a protection from abuse order being a Class D crime.

### **LD 813 An Act To Create the Crime of Aggravated Sex Trafficking of a Person 14 Years of Age or Younger**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 469 creates the Class A crime of aggravated sex trafficking of a person 14 years of age or younger.

### **LD 834 An Act To Ensure the Appropriate Allocation of Victim Restitution**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 307 prohibits a deceased victim's restitution from being paid to an offender if the offender is an heir, beneficiary or recipient of funds from the victim's estate. If an offender is an heir, beneficiary or recipient of a victim's estate, the restitution must be distributed to any other heir, beneficiary or recipient of the estate as if the distribution of the estate did not include the offender. If a victim's estate has only the offender as an heir, beneficiary or recipient, the restitution must be paid to the Victims' Compensation Fund or the Victims' Property Compensation Fund, determined by whether the restitution is for underlying injury or property damage.

### **LD 841 An Act Regarding Deferred Disposition**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 308 applies the availability of deferred disposition to Class B drug offenses.

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### **LD 855 An Act Regarding the Issuance of a Birth Certificate Following a Gender Marker Change**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 309 amends the laws regulating the amendment of vital statistics records and the issuance of new certificates of birth to allow application for gender marker change.

### **LD 858 An Act To Limit Reincarceration for Persons on Probation**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 403 limits arrests for probation violations based on drug and alcohol use and authorizes probation officers to impose additional conditions in lieu of probation revocation. A probation officer may arrest a person for a violation of a condition requiring the person to refrain from drug use and excessive use of alcohol and may commence probation revocation proceedings if that officer has probable cause to believe that the person has committed a violation of the condition and that probation officer determines there is a significant risk to the safety of others or the person that cannot be managed through a noncustodial response.

### **LD 864 An Act To Protect Teachers' Privacy While Delivering Remote Instruction**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 383 prohibits the distribution or retransmission of all or a part of a recorded session of remote instruction without the express written consent of the public or private school.

### **LD 868 An Act To Provide Consistency Regarding Persons Authorized To Conduct Examinations for Emergency Involuntary Commitment and Post-admission Examinations**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 389 changes the provision of law governing post-admission examination and post-admission discharge from a psychiatric hospital by replacing the term "physician or licensed clinical psychologist" with the term "medical practitioner," which is a defined term and describes who is authorized to evaluate a person for admission to a psychiatric hospital.

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### **LD 947 An Act To Address the Long-term Impact of Economic Abuse by a Spouse**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 122 adds economic abuse by a spouse as a factor the court can consider when ordering spousal support and dividing marital property.

### **LD 952 An Act To Limit Liability Regarding Donations of Menstrual Products**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 178 provides immunity from civil and criminal liability arising from an injury or death for good faith donors, including hospitals and other health care facilities, of menstrual products that are donated to bona fide charitable and nonprofit organizations. It also provides the same immunity to the charitable and nonprofit organizations that distribute those donations.

### **LD 957 An Act To Authorize Expanded Deferred Disposition Requirements**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 338 authorizes a court to include in the deferred disposition requirements that the person participate for a specified number of days in a program run by a county sheriff that may involve overnight housing, community service work and education. It authorizes the participation in public works projects by those subject to a deferred disposition.

### **LD 1030 An Act Regarding Courts' Authority To Protect Children When a Parent Has Been Awarded Sole Parental Rights and Responsibilities**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 340 was proposed by the Family Law Advisory Commission pursuant to the Maine Revised Statutes, Title 19-A, section 354, subsection 2. Chapter 340 expands courts' authority to protect children when a parent has been awarded sole parental rights and responsibilities in two ways. First, it amends the Maine Uniform Probate Code to ensure the court has authority to appoint a guardian for a minor upon the death of the parent who was awarded exclusive parental rights and responsibilities. Second, it provides a process to allow, in very limited situations, one parent to file a petition to terminate another parent's parental rights and responsibilities outside of an adoption proceeding.

The Maine Uniform Probate Code currently allows a court to appoint a guardian for a minor when the court finds the appointment is in the best interest of the minor and the court finds by clear and

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convincing evidence that the parents are unwilling or unable to exercise their parental rights and responsibilities. The law provides two examples of situations in which the parents are unable or unwilling to exercise their parental rights and responsibilities. Chapter 340 adds a third example: when the parent to whom a court has awarded exclusive parental rights and responsibilities dies and the court finds by clear and convincing evidence that there is neither a substantial change in circumstances between the time of the order and the parent's death nor other facts that would render a finding based on the order to be inequitable or unjust.

In current law, Title 19-A, section 1658 allows a petition to terminate the parental rights and responsibilities of a parent who committed sexual assault and the sexual assault resulted in the conception of a child. Chapter 340 allows a petition to be filed to terminate the parental rights and responsibilities of a parent in another context: when a final court order awarded exclusive parental rights and responsibilities to another parent and that order has been in effect at least 12 months and the petition alleges that termination of the parent's rights and responsibilities is necessary to protect the child from serious harm or the threat of serious harm. The order must have awarded exclusive parental rights and responsibilities with respect to all aspects of the child's welfare, with the possible exception of the right and responsibility for support, without reserving for the parent any rights to make decisions, to have access to records or to have contact with the child. Chapter 340 clarifies the procedure for the termination of parental rights and responsibilities once a petition is filed. If the petition alleges that termination of parental rights and responsibilities is necessary to protect the child from serious harm or threat of serious harm and an order awarding exclusive parental rights and responsibilities has been in effect at least 12 months, the court shall appoint a guardian ad litem. A parent may consent to an order terminating the parent's rights and responsibilities after a judge has fully explained the effects of a termination order and if such consent is written and voluntarily and knowingly executed in court. Even if a parent consents to the termination of that parent's rights and responsibilities, the court must nevertheless still make the required findings. For a petition that is based on an exclusive order of parental rights and responsibilities and that alleges that termination is necessary to protect the child from serious harm or the threat of serious harm, the petitioner must prove by clear and convincing evidence the allegations as well as that termination is in the best interest of the child.

Chapter 340 provides that, except as provided in Title 19-A, section 1658 and the adoption laws in Title 18-C, a court may not terminate the parental rights and responsibilities of a parent on a petition filed by another parent or the parent or guardian of a child's parent who is a minor.

Chapter 340 amends the child protection laws to make consistent who may file a petition to terminate the parental rights to a child. The requirements apply when a parent or the parent or guardian of a minor parent is petitioning to terminate another parent's parental rights and responsibilities, but if the petitioner is also petitioning to adopt the child, the requirements of the adoption laws in Title 18-C, Article 9 apply.

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### **LD 1066 An Act To Clarify the Definition of "Mortgage Servicer" in the Laws Governing Mortgage Foreclosures**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 203 amends the law governing a mortgage servicer's duty to act in good faith by repealing the current definition of "mortgage servicer" and replacing it with the current definition of "servicer." It also clarifies that a mortgage deed is included in the definition of "obligation." A mortgage deed is considered an obligation even if the debt secured by the mortgage deed has been discharged in bankruptcy. It clarifies that the definition of "servicing" can include engaging in one or more of the actions listed. It clarifies that the actions covered by the definition of "servicing" include any action that relates to the enforcement of the rights of the loan owner that arise under the obligation.

### **LD 1096 An Act To Clarify the Rule-making Authority of the Supreme Judicial Court Concerning Electronic Records and Filing**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 343 clarifies the rule-making authority of the Supreme Judicial Court regarding rules concerning processes and procedures related to the filing of electronic records. It adds a provision that nullifies laws that conflict with duly adopted rules.

### **LD 1102 Resolve, Directing the Family Law Advisory Commission To Review Preliminary Injunctions in Judicial Separation and Divorce Actions**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 78 directs the Family Law Advisory Commission to review the elements of preliminary injunctions in judicial separation and divorce actions both in this State's statutes and in the statutes of other states. The commission shall submit a report to the Joint Standing Committee on Judiciary no later than December 15, 2021, and the committee may report out legislation related to the report to the Second Regular Session of the 130th Legislature.

### **LD 1144 An Act To Amend the Law Regarding Advance Health Care Directives**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 452 establishes a special audiovisual protocol for signing advance health care directives in a hospital or residential health care setting. It may be used by staff, employees or agents of the hospital or residential health care facility to help a patient who is medically isolated in a room or ward to prevent the spread of infectious disease to complete the patient's advance

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health care directives. In addition to allowing a patient to direct an individual outside the patient's room to sign an advance health care directive for the patient, it allows the patient to communicate signing directions to an individual by means of two-way audiovisual technology. It also allows other individuals who contemporaneously view the signing through audiovisual means to sign the document as witnesses. It includes an opportunity for the patient or the patient's agent to review a copy of the advance health care directive prior to its execution and after it has been signed. It allows the patient or the patient's agent to revoke the advance health care directive if a substantive difference is discovered upon review. It provides immunity for good faith acts or omissions by staff, employees or agents of the hospital or residential care facilities for their use of the remote signing process. It does not apply to any other documents or settings or when advance health care directives are notarized.

### **LD 1200 An Act To Bring Gender Parity to Corporate Boards**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 385 requires the board of directors of a publicly held corporation subject to the Maine Business Corporations Act to include at least one female director by June 1, 2023. The number of female directors required is based on the number of directors on the board. The Secretary of State is required to annually report the names of domestic publicly held corporations and whether each corporation has the required number of female directors on its board. Chapter 385 revises the required elements of the annual report that each domestic corporation must file with the Secretary of State to include whether the corporation is publicly held and, if the corporation is publicly held, the number of female members on the board of directors and whether the corporation met the minimum requirements.

### **LD 1221 An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Public Records Exceptions**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 182 implements statutory changes recommended by the Right To Know Advisory Committee after reviewing certain existing public records exceptions in the Maine Revised Statutes, Titles 8 to 12.

Chapter 182 amends a provision relating to books, records or correspondence produced in response to a summons in an antitrust investigation. It makes the language consistent with how other exceptions refer to documents that are not subject to disclosure and clarifies that the confidentiality of the records is not tethered to an affirmative option of the person providing the records. It further clarifies that books, records or correspondence produced in response to a summons may be disclosed by the Attorney General with the consent of the producing party and in court pleadings or other papers filed in court.



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Chapter 182 amends a provision relating to water well information collected by the Department of Agriculture, Conservation and Forestry, Division of Geology, Natural Areas and Coastal Resources, Maine Geological Survey. It removes the exception designating as confidential information collected by the Maine Geological Survey at the request of well drilling companies to whom the information pertains if the division has determined it contains proprietary information.

### **LD 1224 An Act To Authorize Remote Participation in Maine State Cultural Affairs Council Meetings**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 269 allows the Maine State Cultural Affairs Council to conduct a public proceeding using telephonic, video, electronic or other means of remote participation when two or more members are physically present at the location of the public proceeding identified in the notice for the meeting and the total number of members participating in the meeting, both physically present and participating remotely, constitutes a quorum.

### **LD 1226 Resolve, Directing the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations To Examine Restorative Justice**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 101 directs the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations to conduct a review of proposed and passed national restorative justice legislation and make recommendations in the areas of education, juvenile justice, adult diversion and correctional settings for advancing restorative justice legislation in this State. The commission is authorized to submit legislation based on its recommendations to the Second Regular Session of the 130th Legislature and must provide a copy of its recommendations to the Joint Standing Committee on Judiciary.

### **LD 1236 An Act Authorizing the Attorney General To Enter into Contingent Fee Agreements**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 392 provides that the Attorney General may employ private counsel on a contingent fee basis and may deduct from funds recovered by private counsel on behalf of the State such amounts as the Attorney General determines are due and owed under the terms of a contingent fee agreement and remit such amounts to private counsel.

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### **LD 1254 An Act Shielding Fire Departments That Install Smoke and Carbon Monoxide Detectors from Liability**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 214 provides immunity from liability to a fire department in the residential installation or delivery of a smoke or carbon monoxide detector or batteries for a smoke or carbon monoxide detector if the installation or delivery is performed in the fire department's official capacity and is authorized by the municipal officers.

### **LD 1294 An Act To Prevent Discrimination against Domestic Violence Victims**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 476 amends the Maine Human Rights Act to provide protections against discrimination in employment and housing against a person who has sought and received an order of protection under the Maine Revised Statutes, Title 19-A, chapter 101, but only if the order of protection was issued after the opportunity for a hearing. All remedies currently available under the Maine Human Rights Act, including a private right of action and attorney's fees, are available for these persons.

### **LD 1336 An Act To Discontinue the Use of the Terms "Handicap," "Handicapped" and "Hearing Impaired" in State Laws, Rules and Official Documents**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 348 amends the Maine Revised Statutes to remove the terms "handicap," "handicapped" and "hearing impaired" where they are used to describe a person or set of persons in the Maine Revised Statutes and directs all branches of State Government to discontinue the use of the terms. It directs the Department of Labor to monitor the progress of updating terminology in official documents across State Government. Chapter 348 requires the commissioner's office of each department of State Government to report to the Joint Standing Committee on Judiciary by December 1, 2021 regarding progress on the update and to provide a reasonable time frame for completion of the update.

### **LD 1345 An Act To Implement the Recommendations of the Right To Know Advisory Committee**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 313 implements recommendations of the Right To Know Advisory Committee.

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Chapter 313 caps the fee to cover the cost of copying a public record at no more than 10¢ per page for a standard 8 1/2 inches by 11 inches black and white copy and clarifies that a per-page copy fee may not be charged for records provided electronically.

Chapter 313 adds a member to the Right To Know Advisory Committee who has legal or professional experience in the field of data and personal privacy, to be appointed by the Governor.

Chapter 313 makes the following changes to the requirements for training under the Freedom of Access Act.

1. It clarifies that an official must complete training within 120 days of assuming the duties of the position.
2. It expands the list of municipal officials required to complete training to include code enforcement officers, town managers and administrators and planning board members and clarifies that deputies of municipal clerks, treasurers, managers or administrators, assessors and code enforcement officers must also complete the training.
3. It clarifies that school superintendents, assistant superintendents and school board members are required to complete training.

Chapter 313 includes a Mandate Preamble.

### **LD 1346 An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Fees Charged for Responding to Public Records Requests**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 375 implements recommendations of the Right To Know Advisory Committee by making the following changes to the laws concerning the fees that an agency or official may charge to cover the costs of responding to public records requests.

1. It extends the time period for which an agency or official may not charge a fee for searching for, retrieving and compiling a requested public record from the first hour of staff time per request to the first two hours of staff time per request.
2. It increases the fee that may be charged after the first two hours of staff time per request for searching for, retrieving and compiling a requested public record from not more than \$15 per hour to not more than \$25 per hour.
3. It specifies that an agency may retain any fee or cost charged.

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### **LD 1380 An Act To Increase Protections for Option Contracts for the Purchase of Real Property or Rent-to-own Real Property**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 350 makes the following changes to the laws governing residential real property contracts.

1. It provides for mediation upon the request of either party in a foreclosure proceeding regarding a contract for the sale of real property, including a bond for a deed, in the case of owner-occupied residential real property of no more than four units that is the primary residence of the owner-occupant.
2. It specifies information that must be included in an option contract for the purchase of real property or rent-to-own real property including basic terms of the contract and certification that the real property meets the warranty of habitability under state law subject to the provision in the law that authorizes a waiver for a stated reduction in payment or other specified fair consideration.
3. It specifies the conditions under which an option contract for the purchase of real property or rent-to-own real property may be terminated.
4. It provides that a violation of the provisions governing an option contract for the purchase of real property or rent-to-own real property is a violation of the Maine Unfair Trade Practices Act.
5. It specifies prohibited acts with respect to land installment contracts.

### **LD 1399 An Act To Continue Temporary Modification of Certain In-person Notarization and Acknowledgement Requirements and Developing Permanent Implementation of Remote and Online Notarization**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 337 continues the provisions of Executive Order 37 fiscal year 19/20 as amended by Executive Order 37-A fiscal year 19/20 providing for remote notarization through the end of 2022. It requires the Secretary of State, using existing budgeted resources or available grants or other funding sources, to provide guidance to implement the executive orders and this Act. It requires the Secretary of State to conduct a study to develop proposed legislation to permanently implement remote and online notarization. It directs the Secretary of State to report recommendations by February 1, 2022 to the Joint Standing Committee on Judiciary, and it authorizes the committee to submit legislation related to the report.

Public law 2021, chapter 337 was enacted as an emergency measure effective June 23, 2021.

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### **LD 1455 An Act To Support Survivors of Sex Trafficking and Exploitation**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 315 amends the law on the crime of prostitution by changing from an affirmative defense to a defense that a person engaged in prostitution because the person was compelled to do so and adding a new defense that a person engaged in prostitution to prevent bodily injury, serious economic hardship or another threat to the person or another person.

### **LD 1480 An Act Regarding the Review of Law Enforcement Use of Deadly Force**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 353 requires the Attorney General to complete an investigation of and submit the findings regarding the use of deadly force by a law enforcement officer to the Attorney General's Deadly Force Review Panel within 180 days of receiving notice of the use of deadly force. The Attorney General is required to provide notice to the panel if the investigation and findings are not complete within 180 days and provide a summary of the investigation up to the date of the notice, identify the reason for the delay and provide an anticipated conclusion date for the investigation and findings, which may not exceed 270 days from receiving notice of the use of deadly force. It amends the Intelligence and Investigative Record Information Act to make it clear that the Act does not preclude the public dissemination of that portion of a video in the custody of the Attorney General depicting the use of deadly force by law enforcement when the public interest in the evaluation of the use of deadly force by law enforcement and the review and investigation of those incidents by the Attorney General outweighs the harms contemplated in the Maine Revised Statutes, Title 16, section 804. It requires the Attorney General to issue a decision and requires a written notice detailing the basis for any denial, a time frame for release of all or part of the video and the process to appeal the decision pursuant to Title 1, section 409.

### **LD 1508 An Act To Prevent Homelessness by Establishing an Eviction Mediation Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 316 requires that the landlord attach a one-page to two-page form developed by the Judicial Branch providing specified information to the tenant when the landlord serves the eviction summons and complaint on the tenant.

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### **LD 1521 An Act To Strengthen Protections against Civil Asset Forfeiture**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 454 does the following:

1. It eliminates the statutory language describing civil forfeiture;
2. It requires that, for property to be forfeited under criminal forfeiture laws, the owner of the property subject to forfeiture be convicted of a crime in which the property was involved, with certain limited exceptions;
3. It repeals language describing the procedure for perfecting title to abandoned vehicles;
4. It prohibits a law enforcement agency or other entity from entering into an agreement to transfer or refer the property seized to a federal agency;
5. It requires that the Department of Public Safety post records describing forfeited property on a publicly accessible website; and
6. It adds language describing the right to a prompt post-seizure hearing for a defendant or any person with an interest in the property.

### **LD 1577 Resolve, To Convene a Working Group To Study Possible Solutions for Families Facing Emergency Child Custody Situations**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 99 directs the Maine Commission on Domestic and Sexual Abuse to convene a working group to study the possible solutions to emergency child custody situations and enforcement of existing orders. It directs the commission to submit a report by December 15, 2022, including any recommended legislation, to the joint standing committee of the Legislature having jurisdiction over judiciary matters, which is authorized to report out legislation to the First Regular Session of the 131st Legislature.

### **LD 1591 Resolve, Directing the Department of Agriculture, Conservation and Forestry To Identify Places with Offensive Names and Methods of Changing Those Names**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 98 directs the Department of Agriculture, Conservation and Forestry to work jointly with the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations to do the following:

#### ENACTED LAW SUMMARIES

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1. Review the Maine Revised Statutes, Title 1, section 1101 to determine and suggest any additional words to be included in the current definition of offensive name;
2. Establish a uniform process for renaming geographic features and other places that have offensive names; and
3. Explore the most effective methods of identifying the individuals, entities and institutions in the State that profited or benefited in any manner from the global economy of enslavement.

The resolve provides that it is the intent of the Legislature that the department and commission carry out its responsibilities within their existing resources. It allows the department and commission to solicit, accept and expend funds to cover any expenses that are in excess of existing resources. The resolve requires the department to submit a report to the Joint Standing Committee on Judiciary by December 1, 2021. The joint standing committee is authorized to submit a bill related to the report to the Second Regular Session of the 130th Legislature.

### **LD 1606 An Act To Expand Tenant Representation on Boards of Directors of Nonprofit Housing Corporations**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 317 requires a nonprofit corporation that provides dwelling units in a multi-unit residential building to include a current tenant on its board of directors. The requirement for a director who is a tenant applies to any nonprofit corporation that has an ownership interest in any multifamily rental housing. If the corporation is unable to find a tenant to serve as a director, it must advertise the position to current tenants on an annual basis. The corporation must post in a public location in each building in which the corporation has an interest the name and contact information of the tenant director. Chapter 317 does not apply to a nonprofit corporation that only provides emergency shelter or short-term transitional housing.

### **LD 1612 An Act To Facilitate Children's Testimony in Certain Sex Crime Cases**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 395 allows the court, upon motion by the State, to allow a child 14 years of age or younger to provide direct testimony in certain sex crime cases outside the presence of the defendant from a children's advocacy center through the use of audiovisual electronic means. It clarifies that the defendant's attorney must be provided an opportunity in real time to cross-examine the child after the child's direct testimony. It requires that the defendant be able to observe the child's testimony while it is happening and be able to communicate with the defendant's attorney during the testimony.

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### **LD 1617 An Act To Amend the Victim Services Laws To Define "Restorative Justice"**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 355 borrows from the definition of "restorative justice program" in the Maine Juvenile Code to define "restorative justice" as used by the Office of Victim Services within the Department of Corrections. The Office of Victim Services is currently responsible for assisting victims with obtaining victim compensation, restitution and other benefits of restorative justice.

### **LD 1676 An Act To Limit Access to Juvenile Case Records and Protect the Confidentiality of Juvenile History Record Information**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 365 defines "confidential juvenile history record information" and "public juvenile history record information" and creates statutory authority governing the dissemination of juvenile history record information by a Maine criminal justice agency to create consistency between which juvenile case records may be open to public inspection at the courts and information that may be shared publicly by a criminal justice agency. It provides a definition of "administration of juvenile justice" for all of the Maine Juvenile Code and amends several provisions to make consistent the use of the term "administration of juvenile justice" and deletes the term "administration of juvenile criminal justice."

Chapter 365 modifies the Maine Juvenile Code to limit access to juvenile case records maintained by Juvenile Courts and reorganizes existing provisions based on whether they allow disclosure of a juvenile's identity, allow inspection of juvenile case records, allow dissemination of juvenile case records or allow the general public access to Juvenile Court proceedings. It provides that a victim or an agent of the victim may inspect the juvenile petition and order of adjudication regardless of whether the general public may do so.

Chapter 365 allows automatic public inspection of a juvenile petition only if the petition alleges murder, felony murder or manslaughter and the juvenile has attained 13 years of age at the time of the offense. A juvenile petition that alleges a Class A crime by a juvenile who has attained 13 years of age at the time of the offense, is open to public inspection unless the court orders the petition confidential. A juvenile petition alleging that a juvenile under 13 years of age committed murder or a Class A crime and a petition alleging a juvenile of any age committed a Class B or Class C crime are confidential unless the Juvenile Court authorizes public inspection.

Chapter 365 provides that competency orders may be inspected by the victim of the juvenile crime in all cases. The public may inspect competency orders only when the proceeding to which the order relates is publicly accessible.



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Chapter 365 provides that only orders of adjudication for juvenile crimes that would constitute murder or Class A, B or C crimes if the juvenile were an adult are open to public inspection and dissemination by a court or criminal justice agency.

Chapter 365 clarifies that the general public may not be excluded from any Juvenile Court proceeding when a juvenile petition is open to public inspection pursuant to statute or court order. A victim or an agent of the victim may be present at all court proceedings regardless of whether the proceedings are open to the general public.

Chapter 365 provides for the automatic sealing of juvenile case records for crimes that, if the juvenile were an adult, would constitute Class D crimes, other than operating under the influence, or Class E crimes upon the completion of the disposition ordered by the Juvenile Court. The sealing procedure remains unchanged for Class A, Class B and Class C crimes and murder.

Chapter 365 makes all juvenile case records and all Juvenile Court proceedings confidential when Juvenile Court proceedings are suspended due to an assertion by the juvenile, the State or the court that the juvenile may not be competent to proceed in the Juvenile Court. Juvenile case records and Juvenile Court proceedings remain confidential unless the Juvenile Court proceedings resume after the juvenile is found competent.

Chapter 365 creates a new civil cause of action for a person about whom confidential records or information has been disclosed in knowing or intentional violation of the Maine Revised Statutes, Title 15, section 3010, subsection 6 or section 3308-A, subsection 4. A person who brings and prevails in such a civil action is entitled to injunctive relief, reimbursement of court costs and reasonable attorney's fees, an award of actual damages of up to \$5,000 and award of punitive damages. It also creates a new civil violation for which any person who intentionally or knowingly disseminates confidential juvenile history may be fined up to \$1,000.

Public Law 2021, chapter 365 includes an effective date of January 1, 2022.

### **LD 1685 An Act To Protect the Constitutional Rights of Indigent Defendants**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 480 prohibits prosecutors from communicating with an unrepresented defendant unless the defendant has been informed of the defendant's right to appointed counsel, the court has provided the required statement of rights as specified in Maine Rules of Criminal Procedure, Rule 5(b) and the defendant has executed a written waiver of the right to counsel in each prosecution. A defendant's waiver of the right to counsel must be knowing, voluntary and intelligent. The Sixth Amendment Center recommended this requirement based on *Faretta v. California*, 422 US 806 (1975).

Chapter 480 provides that a prosecutor may communicate with a defendant who is not represented by an attorney and who has not executed a written waiver of the right to counsel if the

## JOINT STANDING COMMITTEE ON JUDICIARY

communication is to offer the defendant an opportunity to participate in an established precharge diversion program, the successful completion of which results in the prosecutor not prosecuting the charge or charges against the defendant.

### **LD 1687 An Act To Improve the Provision of Indigent Legal Services**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 481 authorizes the Maine Commission on Indigent Legal Services to directly employ attorneys to provide legal services to indigent clients. It also requires the commission to establish an audit system and allow the recoupment of payments when appropriate and directs the executive director to carry out the audits and seek recoupment. Chapter 481 also grants the commission subpoena power, enforceable in the Superior Court, to conduct the audits and authorizes the executive director to exercise the subpoena power on behalf of the commission.

Public law 2021, chapter 481 was enacted as an emergency measure effective July 15, 2021.

### **LD 1688 An Act To Improve Consistency in Terminology and within the Maine Human Rights Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 366 addresses inconsistencies in the protections provided in different areas of jurisdiction under the Maine Human Rights Act. Chapter 366 provides more inclusive protection by:

1. Including adult family members dependent for care in the definition of "familial status";
2. Including familial status as a protected class in employment;
3. Including age as a protected class in public accommodations; and
4. Clarifying the scope of the Maine Human Rights Act application in education.

Chapter 366 also clarifies that the sexual orientation provisions in the Maine Human Rights Act extend to gender identity, and updates statutory sections to be consistent with changes in law that were enacted in the First Regular Session of the 129th Legislature concerning gender identity.

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### **LD 1692 An Act To Improve Judicial Branch Facilities in Hancock County**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 451 authorizes the Maine Governmental Facilities Authority to use previously authorized securities to acquire and improve property relating to the judicial branch in Hancock County.

### **LD 1703 An Act To Amend the Bail Code**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 397 provides that a defendant who is otherwise eligible to be released on personal recognizance or upon the execution of an unsecured appearance bond, whether or not accompanied by one or more conditions of bail, must be released if the defendant cannot afford to pay the bail commissioner fee. It clarifies that the bail commissioner fee is not a financial condition of release for the purposes of the prohibition on financial conditions of release for certain Class E crimes.

Chapter 397 removes from the list of potential conditions of release for preconviction bail the requirement to submit to a random search for possession or use of alcohol or use of illegal drugs when use or possession is prohibited by a condition of release, unless the defendant is a participant in a specialty court docket or as agreed to by the parties as a part of a deferred disposition. It also eliminates the condition that requires the defendant to report on a regular basis to the defendant's attorney.

Chapter 397 prohibits a judicial officer from imposing a financial condition of release on a defendant whose most serious crime charged is a Class E crime. However, the prohibition on financial conditions of release does not apply when the Class E crime is any of the following:

1. A violation of the Maine Criminal Code, chapter 11, which covers sexual assault crimes;
2. A crime committed against a family or household member or a dating partner;
3. A violation of a condition of release when the underlying crime for which the defendant has been released on bail is a violation of the Maine Criminal Code, chapter 11 or a crime against a family or household member or a dating partner;
4. A violation of a condition of release that is premised on an allegation of new criminal conduct;
5. When a defendant fails to appear in court on a Class E crime; or
6. When agreed to by the defendant and the State. The parties may not agree to a bail amount under this provision that is more than \$5.

## **JOINT STANDING COMMITTEE ON JUDICIARY**

Chapter 397 revises the list of factors a judicial officer considers when setting preconviction bail; although the judicial officer is still required to consider the defendant's past conduct, chapter 397 eliminates the consideration of any history of substance use disorder. It also adds three new factors to be considered by the judicial officer:

1. Whether the defendant is the person primarily responsible for the care of another person;
2. Whether the defendant has a specific health care need, including a mental health care need, that is being met or would be better met outside of custody; and
3. Whether being placed or remaining in custody would prevent the defendant from maintaining employment.

Chapter 397 also requires a judicial officer to state the reason for the amount of any financial condition the judicial officer imposes.

### **LD 1730 An Act To Correct Inconsistencies, Conflicts and Errors in the Laws of Maine**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 293 corrects inconsistencies, conflicts and errors in Maine's laws.

Public Law 2021, chapter 293 was enacted as an emergency measure effective June 21, 2021.

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  
LABOR AND HOUSING

December 2021

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\*Committee chair for a portion of the session

# *Joint Standing Committee on Labor and Housing*

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LD 151 An Act To Protect Farm Workers by Allowing Them To Organize for the Purpose of Collective Bargaining HELD BY GOVERNOR

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LD 1339	An Act To Clarify That Municipal Firefighters, Volunteer First Responders and Substitute Teachers Are Excluded from Maine Earned Paid Leave	Majority (ONTP) Report
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LD 1339	An Act To Clarify That Municipal Firefighters, Volunteer First Responders and Substitute Teachers Are Excluded from Maine Earned Paid Leave	Majority (ONTP) Report
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LD 1711	An Act To Enhance Enforcement of Employment Laws	Veto Sustained
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Transportation for Workers RESOLVE 92

**Not Enacted**

LD 831 An Act To Aid Workforce Development CARRIED OVER

LD 832 An Act To Promote Immigrant Workforce Development and Community Integration ONTP

**Workforce Investment**

**Not Enacted**

LD 898 An Act To Provide Incentives to Unemployed Workers To Become Part of the Caregiver Workforce CARRIED OVER

**Workforce Investment and Development**

**Not Enacted**

LD 460 An Act To Amend Certain Employment Laws To Help Front-line and Other Workers CARRIED OVER

LD 786 An Act To Direct the Department of Labor To Work with the Department of Education and Colleges and Universities and Career and Technical Education Centers To Develop a Preapprenticeship Program and Career Ladder for the Direct Care Workforce Majority (ONTP) Report

LD 886 Resolve, To Encourage Employment in the Direct Care Workforce CARRIED OVER

LD 1231 An Act Concerning Climate and Community Investment Projects Died On Adjournment

**Working Conditions**

**Enacted**

LD 469 An Act To Ensure Safety across Maine's Construction Industry PUBLIC 465

**Not Enacted**

LD 358 An Act To Protect Workers from Unsafe Working Conditions with Regard to Indoor Temperatures Majority (ONTP) Report

LD 1436 An Act To Protect Certain Essential Workers from Infectious Disease ONTP

LD 1461 An Act Relating to Heat Illness Prevention ONTP

**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*

**Labor and Housing (LBHS)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
LBHS	29	An Act To Conform the Maine Apprenticeship Program to the Federal Equal Employment Opportunity Act of 1972	Reported Out	OTP-AM/OTP		Enacted	PL	95	S1
LBHS	37	An Act To Amend the Laws Concerning the Retired County and Municipal Law Enforcement Officers and Municipal Firefighters Health Insurance Program	Reported Out	OTP-AM		Emergency Enacted	PL	19	R1
LBHS	61	An Act To Include Grandparents under Maine's Family Medical Leave Laws	Reported Out	OTP/ONTP		Enacted	PL	189	S1
LBHS	97	An Act To Ensure the Right To Work without Payment of Dues or Fees to a Labor Union	Reported Out	ONTP/OTP-AM		Accepted Majority (ONTP) Report			S1
LBHS	99	An Act To Require the State To Divest Itself of Assets Invested in the Fossil Fuel Industry	Reported Out	OTP-AM/ONTP/OTP-AM		Enacted	PL	231	S1
LBHS	111	An Act To Allow Career Educators To Retire without Penalty	Reported Out	OTP-AM/ONTP	Carried On Approps Table				S1
LBHS	117	An Act To Preserve the Health Care of University of Maine System Retirees	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	137	An Act Regarding Absence from Work for Emergency Response	Reported Out	OTP-AM		Enacted	PL	67	S1
LBHS	151	An Act To Protect Farm Workers by Allowing Them To Organize for the Purpose of Collective Bargaining	Reported Out	OTP-AM/ONTP					S1
LBHS	177	An Act To Improve Labor Laws for Workers in Maine	Carry Over Approved		Carried Over in Comm				S1
LBHS	182	An Act To Expand the Definition of "Essential Worker" To Include Retail and Food Service Workers	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	189	An Act To Permit All Public Employers To Implement Payroll Deductions for Disability and Life Insurance Policies	Reported Out	OTP/ONTP		Enacted	PL	102	S1

*Bills Referred to*  
**Labor and Housing (LBHS)**

PL = Public Law; P&SL = Private and Special Law;  
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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
LBHS	190	An Act To Amend the Laws Governing Retirement Benefit Reductions for Corrections Officers Currently Included in the 1998 Special Plan	Reported Out	OTP-AM/ ONTP		Enacted	PL	401	S1
LBHS	211	An Act To Support Emergency Shelter Access for Persons Experiencing Homelessness	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	213	An Act To Require Coverage for Female Firefighters Facing Reproductive System Cancer	Reported Out	OTP-AM/ ONTP		Enacted	PL	325	S1
LBHS	225	An Act Regarding the Treatment of Vacation Time upon the Cessation of Employment	Carry Over Approved		Carried Over In Comm				S1
LBHS	248	An Act Regarding the Board of Occupational Safety and Health	Reported Out	OTP/ ONTP		Enacted	PL	103	S1
LBHS	275	An Act To Amend the Retirement Laws Pertaining to Certain Educational Technicians	Reported Out	OTP-AM		Emergency Enacted	PL	6	R1
LBHS	305	An Act To Include Certain Employees in the Bureau of Forestry's Forest Protection Unit in the Laws Concerning Cancer Suffered by Firefighters	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	317	An Act To Create Equality in Retirement for Forest Rangers with That of Employees of State Conservation Law Enforcement Agencies	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	319	An Act To Promote Socially Responsible Investing by the Maine Public Employees Retirement System by Prohibiting Investment in For-profit Prisons	Reported Out	OTP-AM/ ONTP		Enacted	PL	234	S1
LBHS	341	Resolve, Directing the Maine Public Employees Retirement System To Study and Report on How Statewide Retirement Systems Affected by the Windfall Elimination Provision and Government Pension Offset Can Cooperate on Solutions	Reported Out	OTP-AM		Finally Passed	RESLV	84	S1
LBHS	358	An Act To Protect Workers from Unsafe Working Conditions with Regard to Indoor Temperatures	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
LBHS	397	An Act To Recalculate Retirement Benefits for Certain State Employees Adversely Affected by Merit Pay Freezes	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	399	An Act To Clarify Retirement Benefits under the Maine Public Employees Retirement System	Voted	Ant. Div. Rep.		Died On Adjournment			S1

*Bills Referred to*  
**Labor and Housing (LBHS)**

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
LBHS	425	Resolve, Directing the Department of Labor To Establish a State Unemployment Program for Self-employed Workers and Independent Contractors	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	447	An Act To Require Equivalent Paid Parental Leave for All Parents Employed by Companies Offering Paid Parental Leave	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	449	An Act To Strengthen the Ability of Public Employers and Teachers' Unions To Negotiate	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	455	An Act To Give the State the Sole Authority To Establish a Minimum Wage and Hazard Pay with Certain Exceptions	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
LBHS	460	An Act To Amend Certain Employment Laws To Help Front-line and Other Workers	Carry Over Approved		Carried Over In Comm				S1
LBHS	463	An Act To Better House Maine Residents	Carry Over Approved		Carried Over In Comm				S1
LBHS	464	An Act To Change Certain Labor Laws	Carry Over Approved		Carried Over In Comm				S1
LBHS	467	An Act To Support E-9-1-1 Dispatchers and Corrections Officers Diagnosed with Post-traumatic Stress Disorder	Reported Out	OTP-AM/ ONTP		Enacted	PL	419	S1
LBHS	468	An Act To Amend the Laws Governing Labor and Housing	Carry Over Approved		Carried Over In Comm				S1
LBHS	469	An Act To Ensure Safety across Maine's Construction Industry	Reported Out	OTP-AM/ ONTP		Enacted	PL	465	S1
LBHS	473	An Act To Create the Maine Rental Assistance and Guarantee Program	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	494	An Act To Change the Compensation Structure of the Maine Labor Relations Board and the State Board of Arbitration and Conciliation	Reported Out	OTP-AM		Enacted	PL	421	S1
LBHS	509	An Act To Protect Teachers from a Decrease in Retirement Benefits Arising from the COVID-19 Pandemic	Reported Out	OTP-AM		Emergency Enacted	PL	225	S1
LBHS	543	An Act To Provide That the Minimum Wage Increases by the Cost of Living Every 3 Years	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
LBHS	548	An Act Regarding Penalties for Early Retirement for Certain Members of the Maine Public Employees Retirement System	Carry Over Approved		Carried Over In Comm				S1

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Comm	ID	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
LBHS	553	An Act To End At-will Employment	Reported Out	OTP-AM/ ONTP/ OTP-AM		Died Between Houses			S1
LBHS	555	An Act To Expand the Rights of Public Sector Employees	Carry Over Approved		Carried Over In Comm				S1
LBHS	567	An Act To Amend the Penalty for Early Retirement for Certain Members of the Maine Public Employees Retirement System	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	575	An Act To Establish a Conditional Presumption of Compensability for Certain Employees in Cases of Impairment from Hypertension or Heart Disease	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	581	Resolve, To Expedite Processing of Applications for Certification under the Federal Work Opportunity Tax Credit	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	594	Resolve, Directing the Department of Labor To Submit to the United States Secretary of Labor a Plan for a Self-employment Assistance Program	Reported Out	OTP		Finally Passed	RESLV	20	S1
LBHS	607	An Act To Restore Overtime Protections for Maine Workers	Carry Over Approved		Carried Over In Comm				S1
LBHS	609	Resolve, To Establish a Commission To Increase Housing Opportunities in Maine by Studying Zoning and Land Use Restrictions	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	59	S1
LBHS	610	An Act To Amend the Laws Governing Employer Recovery of Overcompensation Paid to an Employee	Reported Out	OTP-AM/ ONTP		Enacted	PL	425	S1
LBHS	616	An Act To Increase Accountability for Wage Violations	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	620	Resolve, To Develop a Plan for Teachers To Collect Social Security	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	72	S1
LBHS	648	An Act To Improve the Lives of Maine Workers by Supporting Apprenticeships That Lead to Good-paying Jobs	Reported Out	OTP-AM/ ONTP		Enacted	PL	147	S1
LBHS	654	An Act To Create a 24-hour Shelter Capital Project Funding Program	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1

Bills Referred to

Labor and Housing (LBHS)

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Enacted Laws

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
LBHS	677	An Act To Improve Public Sector Labor Relations by Amending the Laws Governing Arbitration under Certain Public Employees Labor Relations Laws	Reported Out	OTP-AM/ ONTP		Veto Sustained			S1
LBHS	703	An Act To Increase the Amount to Which a State Employee or Teacher Retiree's Cost-of-living Adjustment Is Applied from \$20,000 to the Retiree's Actual Retirement Benefit	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	711	An Act To Allow Certain Employees To Return to Participation in the Maine Public Employees Retirement System	Reported Out	OTP-AM		Emergency Enacted	PL	90	S1
LBHS	734	An Act To Set a Minimum Wage for School Support Staff	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	773	An Act To Assist Public School Students and Families Who Are Homeless	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	774	An Act To Promote Minimum Wage Consistency	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
LBHS	775	An Act To Include within the Definitions of "Public Employee" and "Judicial Employee" Those Who Have Been Employed for Less Than 6 Months	Carry Over Approved		Carried Over In Comm				S1
LBHS	786	An Act To Direct the Department of Labor To Work with the Department of Education and Colleges and Universities and Career and Technical Education Centers To Develop a Preapprenticeship Program and Career Ladder for the Direct Care Workforce	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
LBHS	787	An Act To Comprehensively Address Homelessness and Affordable Housing in Maine	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	824	An Act To Extend the Protections Provided to State Employees upon the Expiration of Labor Contracts to Other Public Sector Employees	Reported Out	OTP-AM/ ONTP		Enacted	PL	282	S1
LBHS	831	An Act To Aid Workforce Development	Carry Over Approved		Carried Over In Comm				S1
LBHS	832	An Act To Promote Immigrant Workforce Development and Community Integration	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	838	An Act To Exempt Substitutes, Coaches and Temporary Employees in the Education System from Paid Sick Leave Requirements	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1



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**Enacted Laws**

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
LBHS	839	An Act To Address Unemployment Issues Facing School Employees	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	865	An Act Regarding the University of Maine System Hiring Practices	Reported Out	OTP-AM/ ONTP		Accepted Minority (ONTP) Report			S1
LBHS	886	Resolve, To Encourage Employment in the Direct Care Workforce	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	898	An Act To Provide incentives to Unemployed Workers To Become Part of the Caregiver Workforce	Carry Over Approved		Carried Over In Comm				S1
LBHS	907	An Act Concerning State Pension Funds and Climate Change	Carry Over Approved		Carried Over In Comm				S1
LBHS	912	An Act To Extend Family Medical Leave to Hourly School Employees	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	938	An Act To Ensure Maine Workers' Right To Request a Schedule Change at Their Places of Employment	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
LBHS	956	An Act To Amend the Eligibility Criteria for Creditable Service in the Armed Forces of the United States under the State Retirement System	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	959	An Act To Protect Small Businesses by Ensuring That a Prevailing Wage Is Paid on Public Works Construction Projects	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	965	An Act Concerning Nondisclosure Agreements in Employment	Reported Out	OTP-AM/ ONTP	Carried Over				S1
LBHS	993	An Act To Retroactively Grant Sick Leave Days to Public School Employees Affected by COVID-19	Reported Out	OTP-AM/ ONTP		Enacted	PL	378	S1
LBHS	997	An Act To Support Maine's Corrections Officers and E-9-1-1 Dispatchers	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	1002	An Act Regarding the Availability of Health Insurance Coverage for Dependents of Certain State Employees	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

Bills Referred to

Labor and Housing (LBHS)

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
LBHS	1020	An Act To Promote the Integrity of the Unemployment Insurance Program	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			1S
LBHS	1022	An Act To Make Agricultural Workers and Other Workers Employees under the Wage and Hour Laws	Reported Out	OTP-AM/ ONTP		Accepted Minority (ONTP) Report			1S
LBHS	1024	Resolve, Directing the Workers' Compensation Board To Study the Impact of Workers' Compensation Laws on Certain Public Sector Employees	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			1S
LBHS	1032	An Act To Promote the Sustainability of the State's Unemployment Insurance System by Linking the Duration of Benefits to the State's Average Unemployment Rate	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			1S
LBHS	1041	An Act To Include Certain Mental Health Workers under the 1998 Special Plan for Retirement	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				1S
LBHS	1047	An Act To Create an Alternate Minimum Wage Applicable to Student Employees Who Are under 20 Years of Age and to Employees Who Are under 18 Years of Age	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			1S
LBHS	1101	An Act To Expand the 1998 Special Retirement Plan To Include Civilian Employees Who Work for the Department of Public Safety Crime Lab and Computer Crimes Unit	Reported Out	OTP-AM		Enacted	PL	474	1S
LBHS	1103	An Act To Allow a 5-year Open Enrollment in the Participating Local District Retirement Program for Certain Law Enforcement Officers, Firefighters and Other Municipal Employees	Reported Out	OTP-AM/ ONTP		Enacted	PL	286	1S
LBHS	1105	Resolve, Directing the Maine Public Employees Retirement System To Convene a Working Group To Investigate Public Pension Options	Reported Out	OTP/ ONTP		Finally Passed	RESLV	66	1S
LBHS	1106	An Act To Prohibit an Employer from Charging an Employee for Direct Deposit for Wages	Reported Out	OTP/ ONTP		Enacted	PL	158	1S
LBHS	1167	An Act Relating to Fair Chance in Employment	Reported Out	OTP-AM/ ONTP		Enacted	PL	404	1S
LBHS	1201	Resolve, Directing the Maine State Housing Authority To Engage Stakeholders in an Examination of Fair Chance Housing Policy Options	Reported Out	OTP/ ONTP		Finally Passed	RESLV	75	1S
LBHS	1231	An Act Concerning Climate and Community Investment Projects	Reported Out	OTP-AM/ ONTP		Died On Adjournment			1S

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Comm	ID	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
LBHS	1233	An Act To Determine How Many Employees of Large Companies in Maine Receive Public Benefits	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	1239	An Act Establishing Employers' Right To File a Complaint To Enforce Payment of Workers' Compensation Premiums	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	1240	Resolve, To Review Barriers to Regional Solutions for Housing Choices	Carry Over Approved		Carried Over In Comm				S1
LBHS	1246	Resolve, To Study Best Practices and Different Area Needs for Development of Affordable Homes and Expanding Home Ownership in Maine Communities	Reported Out	OTP-AM/ ONTP	Carried Over				S1
LBHS	1260	An Act To Promote the Sustainability of Unemployment Insurance by Linking the Duration of Benefits to the State's Average Unemployment Rate	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
LBHS	1269	An Act To Preserve Fair Housing in Maine	Reported Out	OTP-AM/ ONTP		Enacted	PL	270	S1
LBHS	1279	An Act To Increase the Minimum Wage	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
LBHS	1312	An Act To Remove Barriers to Accessory Dwelling Units and Allow Accessory Dwelling Units where Single-family Houses Are Allowed	Reported Out	OTP-AM	Carried On Approps Table				S1
LBHS	1322	Resolve, Directing the Maine State Housing Authority To Allow Rental Housing Owners To Apply for Emergency Rental Relief Assistance	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	1338	An Act To Prohibit Employers from Retaliating against the Use of Earned Paid Leave	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	1339	An Act To Clarify That Municipal Firefighters, Volunteer First Responders and Substitute Teachers Are Excluded from Maine Earned Paid Leave	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
LBHS	1397	Resolve, Directing the Maine State Housing Authority To Assist the City of Lewiston with its Rental Registration Program	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	88	S1
LBHS	1402	An Act To Remove a Requirement Regarding Payment of Union Fees	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
LBHS	1430	An Act Regarding the Waiting Period for Compensation for Incapacity To Work under the Maine Workers' Compensation Act of 1992	Reported Out	OTP-AM/ ONTP	Carried On Approps Table			S1
LBHS	1436	An Act To Protect Certain Essential Workers from Infectious Disease	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
LBHS	1453	An Act To Protect Small Employers by Prohibiting Municipalities from Adopting Ordinances Regarding Employee Work Benefits Other Than Ordinances Regarding Minimum Wage Rates	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report		S1
LBHS	1461	An Act Relating to Heat Illness Prevention	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
LBHS	1464	An Act To Improve Accessibility of Affordable Housing Data	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
LBHS	1489	An Act To Update the Classification of Service Employees	Reported Out	OTP-AM/ ONTP		Enacted	PL 288	S1
LBHS	1509	An Act To Provide That Maine's School Bus Drivers Are Eligible for Unemployment Insurance	Reported Out	OTP-AM	Carried On Approps Table			S1
LBHS	1519	An Act To Increase Workplace Transparency with Regard to Arbitration Agreements, the Rights of Employees and Legal Remedies	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1
LBHS	1530	An Act To Allow People To Live in Tiny Homes as a Primary or Accessory Dwelling	Reported Out	OTP-AM/ ONTP		Enacted	PL 219	S1
LBHS	1546	An Act Directing the Maine State Housing Authority To Report on Emergency Rental Assistance Programs	Reported Out	OTP-AM/ ONTP		Enacted	PL 322	S1
LBHS	1559	Resolve, To Create the Commission To Develop a Paid Family and Medical Leave Benefits Program	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV 122	S1
LBHS	1564	An Act To Amend the Laws Governing Unemployment Compensation	Reported Out	OTP-AM/ OTP-AM/ OTP-AM		Enacted	PL 456	S1

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Enacted Laws

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
LBHS	1571	An Act To Strengthen the Unemployment Insurance System To Better Serve Maine Workers	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	1580	An Act To Provide Protections for Mobile Home Park Residents	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
LBHS	1590	An Act To Define Commercial and Noncommercial Purveyors of Accommodations for Short-term Rental	Reported Out	OTP/ ONTP		Accepted Minority (ONTP) Report			S1
LBHS	1613	Resolve, Directing the Department of Economic and Community Development, the Department of Labor and the Department of Transportation To Develop Partnerships with Businesses, Unions and Educational Programs and Institutions To Provide Training and Transportation for Workers	Reported Out	OTP/ ONTP		Finally Passed	RESLV	92	S1
LBHS	1633	An Act To Require Responsible Contracting Practices for Public Construction Projects	Reported Out	OTP-AM/ ONTP		Died Between Houses			S1
LBHS	1644	An Act To Improve the Disability Retirement Program of the Maine Public Employees Retirement System	Reported Out	OTP-AM/ ONTP		Enacted	PL	277	S1
LBHS	1656	An Act To Promote Energy-efficient Affordable Housing	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
LBHS	1673	An Act To Create a Comprehensive Permit Process for the Construction of Affordable Housing	Carry Over Approved		Carried Over In Comm				S1
LBHS	1711	An Act To Enhance Enforcement of Employment Laws	Reported Out	OTP-AM/ ONTP		Veto Sustained			S1
LBHS	1724	An Act To Create a Logging Dispute Resolution Board and To Require Proof of Ownership Documents To Be Available within 14 Days of Request	Carry Over Approved		Carried Over In Comm				S1

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

### **LD 29 An Act To Conform the Maine Apprenticeship Program to the Federal Equal Employment Opportunity Act of 1972**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 95 amends the information relating to a request for demographic data that an apprenticeship agreement under the Maine Apprenticeship Program must contain. It brings the program into compliance with federal Equal Employment Opportunity Act of 1972 standards. It requires that the statement regarding equal opportunity required in an apprenticeship agreement specify that an apprentice may not be discriminated against because of gender identity. It also specifies that an apprentice may not be discriminated against because of age.

### **LD 37 An Act To Amend the Laws Concerning the Retired County and Municipal Law Enforcement Officers and Municipal Firefighters Health Insurance Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 19 amends language contained in Public Law 2019, chapter 446 governing contributions under the open enrollment provisions of the Retired County and Municipal Law Enforcement Officers and Municipal Firefighters Health Insurance Program by removing the condition that required a person hired on or after October 1, 2019 to enroll no later than five years after hire, conditioned on the enrollment and eligibility requirements of the applicable health plan.

Public Law 2021, chapter 19 also changes the percentage of gross wages for contributions and the time period during which contributions of gross percentages must be made. It removes the requirement of 60 months of contributions by enrollees. It also changes the State's payment of certain premium subsidies from payment to the plan to payment directly to enrollees. The amendments to the open enrollment provisions are retroactive to September 19, 2019, and the Department of Administrative and Financial Services, Bureau of Human Resources, Office of Employee Health and Benefits is required to ensure correct contribution amounts for those who enrolled between September 19, 2019 and the effective date of this legislation.

Public Law 2021, chapter 19 was enacted as an emergency measure effective March 17, 2021.

### **LD 61 An Act To Include Grandparents under Maine's Family Medical Leave Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 189 allows a grandparent to request employee family medical leave in order to care for a grandchild who has a serious health condition.

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

### **LD 99 An Act To Require the State To Divest Itself of Assets Invested in the Fossil Fuel Industry**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 231 requires the State to divest itself of assets invested in the fossil fuel industry in accordance with sound investment criteria and consistent with fiduciary obligations. It requires the Maine Public Employees Retirement System to post quarterly on its website information detailing all its holdings in the public market and private equity investments. It also requires the Maine Public Employees Retirement System, beginning January 1, 2022 and annually thereafter, to issue a report reviewing its environmental, social and governance investment policy. The Treasurer of State and the Board of Trustees of the Maine Public Employees Retirement System shall report annually to the joint standing committee of the Legislature having jurisdiction over retirement matters by January 1, 2023, 2024 and 2025 regarding the progress of divestment.

### **LD 137 An Act Regarding Absence from Work for Emergency Response**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 67 makes changes to the laws governing an employee who is a firefighter or emergency medical services person.

Current law requires that, in order to avoid being subject to discharge or discipline for failure to report for work or being absent when responding to an emergency, an employee who is also a firefighter or emergency medical services person must have presented to the employer within 30 days of employment a copy of a fire department or emergency medical services provider policy that specifies the circumstances under which the employee is needed to respond to an emergency and that affirms that the employee will be released as soon as practicable.

Public Law 2021, chapter 67 removes the requirement that the employee present the copy within 30 days of employment and instead requires that the employee present the copy within 30 days of notifying the employer of the employee's status as a firefighter or emergency medical services person.

Public Law 2021, chapter 67 also corrects a technical error in current law.

### **LD 189 An Act To Permit All Public Employers To Implement Payroll Deductions for Disability and Life Insurance Policies**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 102 authorizes a public employer to deduct payroll deductions designated in writing by a public employee for disability insurance and life insurance offered in

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

conjunction with the employee's membership in an employee organization recognized by the employer or designated by a collective bargaining agreement.

### **LD 190 An Act To Amend the Laws Governing Retirement Benefit Reductions for Corrections Officers Currently Included in the 1998 Special Plan**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 401 requires that service retirement benefits for employees of the Department of Corrections included in the 1998 Special Plan as of October 18, 2021 who receive a direct care stipend pursuant to a collective bargaining agreement and who were employed prior to January 1, 2000 be computed on the same basis as benefits for other members under the plan are computed; creditable service is included regardless of when that service was earned.

### **LD 213 An Act To Require Coverage for Female Firefighters Facing Reproductive System Cancer**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 325 adds gynecologic cancer to the definition of "cancer" so that there is also a rebuttable presumption under Maine Workers' Compensation Act of 1992 for a firefighter who contracts gynecologic cancer. Under the current law, there is a rebuttable presumption that a firefighter who has contracted kidney cancer, non-Hodgkin's lymphoma, colon cancer, leukemia, brain cancer, bladder cancer, multiple myeloma, prostate cancer, testicular cancer or breast cancer has contracted the cancer as a result of that firefighter's employment.

### **LD 248 An Act Regarding the Board of Occupational Safety and Health**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 103 allows the Board of Occupational Safety and Health the authority to adopt emergency rules.

### **LD 275 An Act To Amend the Retirement Laws Pertaining to Certain Educational Technicians**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 6 provides an exception to mandatory membership in the State Employee and Teacher Retirement Program for employees filling certain educational technician positions who do not introduce new learning plans and supervise small groups of students in community-based programs and are therefore not required by statute to be certified.



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Public Law 2021, chapter 6 was enacted as an emergency measure effective March 17, 2021.

### **LD 319 An Act To Promote Socially Responsible Investing by the Maine Public Employees Retirement System by Prohibiting Investment in For-profit Prisons**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 234 prohibits the Treasurer of State and the Board of Trustees of the Maine Public Employees Retirement System from investing assets in any corporation or company that owns or operates prisons for profit. It also requires the Treasurer of State and the Board of Trustees of the Maine Public Employees Retirement System to divest any such holdings consistent with sound investment criteria and fiduciary obligations.

Public Law 2021, chapter 234 also directs the Board of Trustees of the Maine Public Employees Retirement System to review its environmental, social and governance policy and make necessary changes to conform to the prohibition and to report to the Joint Standing Committee on Labor and Housing by January 1, 2022.

### **LD 341 Resolve, Directing the Maine Public Employees Retirement System To Study and Report on How Statewide Retirement Systems Affected by the Windfall Elimination Provision and Government Pension Offset Can Cooperate on Solutions**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 84 directs the Maine Public Employees Retirement System to study existing and potential further cooperation with other statewide retirement systems affected by the windfall elimination provision and the government pension offset instead of an interstate compact. The resolve requires the Maine Public Employees Retirement System to submit a report to the Joint Standing Committee on Labor and Housing no later than January 1, 2022 and authorizes the committee to report out a bill based on the report.

### **LD 467 An Act To Support E-9-1-1 Dispatchers and Corrections Officers Diagnosed with Post-traumatic Stress Disorder**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 419 adds corrections officers and E-9-1-1 dispatchers to the list of employees for whom there is a rebuttable presumption under the laws governing workers' compensation that when the employee is diagnosed by a licensed psychiatrist or psychologist as having post-traumatic stress disorder resulting from work stress that was extraordinary and unusual, the post-traumatic stress disorder is presumed to have arisen out of and in the course of the worker's employment.

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### **LD 469 An Act To Ensure Safety across Maine's Construction Industry**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 465 requires a contractor or subcontractor with a public works contract with the State of \$50,000 or more to certify all craft workers who will be on the construction site have taken a safety training program that uses a curriculum approved by the United States Department of Labor, Occupational Safety and Health Administration and that is at least 10 hours in duration.

It also requires a contractor or subcontractor to complete and submit monthly to the public authority that let the contract a signed statement of compliance that each craft worker has completed 10 hours of a safety program. The contractor or subcontractor is required to display at the job site an affidavit showing compliance. It also specifies that a contractor or subcontractor who willfully and knowingly violates the Maine Revised Statutes, Title 26, section 1317 is subject to a forfeiture of not less than \$250.

It allows the Department of Labor to adopt rules to implement this law.

### **LD 494 An Act To Change the Compensation Structure of the Maine Labor Relations Board and the State Board of Arbitration and Conciliation**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 421 adjusts the compensation structure for members of the State Board of Arbitration and Conciliation and the Maine Labor Relations Board. For the State Board of Arbitration and Conciliation, the law changes the per diem compensation for members of the board to provide that, when meeting to deliberate or vote with respect to a matter before the board, members receive \$150 a day per meeting for their services for the time actually employed in the discharge of their official duties and, for all other purposes, members receive \$300 a day for their services for the time actually employed in the discharge of their official duties. For the Maine Labor Relations Board, the law provides the board's executive director the discretion to provide the members' per diem compensation and related costs from the board's General Fund appropriation, rather than requiring the parties to a case to share the costs.

### **LD 509 An Act To Protect Teachers from a Decrease in Retirement Benefits Arising from the COVID-19 Pandemic**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 225 allows a teacher nearing retirement who experiences a reduction in income from the elimination of an extracurricular or cocurricular position due to circumstances

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

related to COVID-19, to purchase service credit in the state retirement system for the income lost from the extracurricular or cocurricular position. The opportunity to purchase service credit is limited to teachers who are in their last three years of service and who previously earned income from an extracurricular or cocurricular position that is eliminated or otherwise unavailable during the period from January 1, 2020 to July 1, 2021. The law also clarifies that the lost income is included in the teacher's calculation of average final compensation.

Public Law 2021, chapter 225 was enacted as an emergency measure effective June 16, 2021.

### **LD 594 Resolve, Directing the Department of Labor To Submit to the United States Secretary of Labor a Plan for a Self-employment Assistance Program**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 20 directs the Department of Labor to submit to the United States Secretary of Labor and the Joint Standing Committee on Labor and Housing a plan to reinstate the self-employment assistance program pursuant to Public Law 1993, chapter 710 and the Maine Revised Statutes, Title 26, section 1197. The Joint Standing Committee on Labor and Housing is authorized to submit a bill regarding the program to the Second Regular Session of the 130th Legislature.

### **LD 609 Resolve, To Establish a Commission To Increase Housing Opportunities in Maine by Studying Zoning and Land Use Restrictions**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 59 establishes the Commission To Increase Housing Opportunities in Maine by Studying Zoning and Land Use Restrictions, which is a 15-member commission directed to review data on housing shortages in the State for low-income and middle-income households, state laws that affect the local regulation of housing and efforts in other states and municipalities to address housing shortages; to consider measures that would encourage increased housing options in the State; and to review and consider the historical role of race and racism in zoning policies and the best measures to ensure that state and municipal zoning laws do not serve as barriers to racial equality. The commission must, no later than November 3, 2021, submit a report, including suggested legislation, for presentation to the Joint Standing Committee on Labor and Housing.

Resolve 2021, chapter 59 was finally passed as an emergency measure effective June 15, 2021.

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### **LD 610 An Act To Amend the Laws Governing Employer Recovery of Overcompensation Paid to an Employee**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 425 amends the definition of "overcompensation" by an employer to exclude compensation in the form of paid leave. It provides a definition of "employer." It changes the maximum amount an employer may withhold from an employee's pay to recover overcompensation from 10% to 5%. It prohibits an employer from recovering more than the amount of overcompensation paid to an employee in the three years preceding the discovery of the overcompensation. It also specifies that the section of law regarding overcompensation by employers that includes these provisions does not limit or affect an employee's general civil remedies against an employer.

### **LD 620 Resolve, To Develop a Plan for Teachers To Collect Social Security**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 72 directs the Maine Public Employees Retirement System to examine options and make recommendations for a plan to allow teachers in the State to contribute, accumulate credit and collect benefits under the United States Social Security Act in addition to collecting benefits under the Maine Public Employees Retirement System. It requires the Maine Public Employees Retirement System to submit a report on its findings and recommendations, together with any proposed implementing legislation, to the Joint Standing Committee on Labor and Housing by December 1, 2021 and authorizes the committee to submit a bill to the Second Regular Session of the 130th Legislature after reviewing the report.

### **LD 648 An Act To Improve the Lives of Maine Workers by Supporting Apprenticeships That Lead to Good-paying Jobs**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 147 specifies that at least 75% of program funding for apprenticeship programs must be used for reimbursement of direct training costs for apprenticeship programs in which the apprentice starting wage is at least 1.25 times the rate of the minimum wage and the ending wage, upon completion of the apprenticeship agreement, is at least 1.5 times the rate of the minimum wage.

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### **LD 711 An Act To Allow Certain Employees To Return to Participation in the Maine Public Employees Retirement System**

#### **ENACTED LAW SUMMARY**

Current law provides that a member of the Participating Local District Retirement Program on the date on which an employer offers an alternative retirement program may make a one-time irrevocable election to remain under that program or to join the alternative retirement plan offered by the employer. Public Law 2021, chapter 90 provides that such an election is not irrevocable and that an employee of a participating local district may elect to rejoin the Participating Local District Retirement Program if the employee is covered by a plan provided by the employer with an employee contribution rate that is not lower than the employee contribution rate for the applicable plan under the Participating Local District Retirement Program and the employee's membership otherwise complies with the United States Internal Revenue Code as applicable to governmental qualified defined benefit plans.

Public Law 2021, chapter 90 was enacted as an emergency measure effective June 8, 2021.

### **LD 824 An Act To Extend the Protections Provided to State Employees upon the Expiration of Labor Contracts to Other Public Sector Employees**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 282 provides the same protections to municipal, judicial and public higher education employees that are provided to state employees upon the expiration of labor contracts by requiring that, during an interim between the expiration of a public employee collective bargaining agreement and before the effective date of any subsequent collective bargaining agreement, those employees covered by the expired collective bargaining agreement remain eligible for and must receive merit or step increases in accordance with the terms and conditions set forth in the expired collective bargaining agreement.

### **LD 993 An Act To Retroactively Grant Sick Leave Days to Public School Employees Affected by COVID-19**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 378 grants public school employees up to 15 days of sick leave if the employee used sick leave for reasons related to COVID-19. The legislation applies to any sick leave used by an employee from January 1, 2021 until the employee has been granted a maximum of 15 days of sick time for the purposes described in this act.

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### **LD 1101 An Act To Expand the 1998 Special Retirement Plan To Include Civilian Employees Who Work for the Department of Public Safety Crime Lab and Computer Crimes Unit**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 474 allows civilian employees in the employment of the Department of Public Safety, Maine State Police Crime Laboratory or computer crimes unit on October 1, 2021, whose job responsibilities include the handling, examination or analysis of digital or physical evidence, to elect to participate in the 1998 Special Plan of the Maine Public Employees Retirement System. Under that plan, a person may retire at 55 years of age with 10 years of creditable service or may retire before 55 years of age with 25 years of creditable service and at a reduced benefit.

### **LD 1103 An Act To Allow a 5-year Open Enrollment in the Participating Local District Retirement Program for Certain Law Enforcement Officers, Firefighters and Other Municipal Employees**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 286 allows employees in a participating local district to enroll in the Participating Local District Retirement Program up to and including that employee's 5th-year employment anniversary through an annual open enrollment. It also provides a one-time election for participating local district employees whose five-year work anniversary has passed to join the Participating Local District Retirement Program. The law also clarifies that member contributions for an employee that joins the Participating Local District Retirement Program under the law's provisions may not be made with pretax dollars.

### **LD 1105 Resolve, Directing the Maine Public Employees Retirement System To Convene a Working Group To Investigate Public Pension Options**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 66 directs the Maine Public Employees Retirement System to convene a working group of representatives of public employers, including the State and school administrative units, and public employees, including the Maine Service Employees Association and the Maine Education Association, to work together to develop new designs for public employee pensions that are based on social security and have comparable benefits to the current defined benefit plan. The working group must submit to the Legislature no later than December 1, 2021, a report containing options for public pensions developed by the working group and proposed plans and timelines for implementation.

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### **LD 1106 An Act To Prohibit an Employer from Charging an Employee for Direct Deposit for Wages**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 158 prohibits an employer from charging a fee for the payment of wages to an employee by means of direct deposit of funds.

### **LD 1167 An Act Relating to Fair Chance in Employment**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 404 prohibits an employer from requesting criminal history record information on an initial employee application form or stating on an initial employee application form or advertisement or specifying prior to determining a person is otherwise qualified for the position that a person with a criminal history may not apply or will not be considered for a position.

Public Law 2021, chapter 404 provides exceptions to those prohibitions, including instances in which federal or state law or regulation or rule mandates for a position that a criminal conviction disqualifies an applicant, or imposes an obligation on an employer not to hire an applicant who has been convicted of a certain type of offense.

Public Law 2021, chapter 404 provides that if an employer inquires about a prospective employee's criminal history record information during an interview or once the employee has been determined otherwise qualified, the employer must afford the prospective employee an opportunity to explain the information and the circumstances regarding any conviction, including post-conviction rehabilitation.

An employer who violates this prohibition is subject to a penalty of not less than \$100 nor more than \$500 for each violation, to be enforced by the Department of Labor.

### **LD 1201 Resolve, Directing the Maine State Housing Authority To Engage Stakeholders in an Examination of Fair Chance Housing Policy Options**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 75 directs the Maine State Housing Authority in collaboration with stakeholders to examine fair chance housing policies considered or adopted in other jurisdictions to evaluate options for the State to adopt that would address housing issues and expand housing opportunities for formerly incarcerated individuals without placing an excessive burden on housing providers. It requires the authority to submit a report by February 15, 2022 to the Joint Standing Committee on Labor and Housing that includes findings and recommendations and includes a summary of any meetings that occur regarding the examination, a list of participants in the examination, suggestions to increase the awareness among housing providers of the challenges

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faced by formerly incarcerated individuals in finding housing and any other relevant information. It allows the authority to include suggested legislation in its report. Lastly, it allows the Joint Standing Committee on Labor and Housing to report out legislation to the Second Regular Session of the 130th Legislature based on the report.

### **LD 1269 An Act To Preserve Fair Housing in Maine**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 270 requires the Maine State Housing Authority, to the extent consistent with federal law, use its funding or any state or local funding in a manner to affirmatively further fair housing in the State. It requires the Maine State Housing Authority in its report to the Joint Standing Committee on Labor and Housing to include data reported by municipal housing authorities to the United States Department of Housing and Urban Development on affirmatively furthering fair housing. The report must also contain a recommendation from the Maine State Housing Authority on a method by which municipal authorities may annually submit data and reports to the joint standing committee of the Legislature having jurisdiction over housing matters.

### **LD 1397 Resolve, Directing the Maine State Housing Authority To Assist the City of Lewiston with its Rental Registration Program**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 88 requires the Maine State Housing Authority to assist the City of Lewiston in its rental registration program as a pilot project to serve as a model for developing a similar program for all housing authorities in the State. The Maine State Housing Authority must submit a report to the Joint Standing Committee on Labor and Housing by January 15, 2022. The joint standing committee may report out a bill to the Second Regular Session of the 130th Legislature.

### **LD 1489 An Act To Update the Classification of Service Employees**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 288 gradually increases the amount of tips an employee must receive to be considered a service employee from \$30 per month to \$175 per month beginning January 1, 2023 and provides that this amount, beginning on January 1, 2024, must be increased by the same percentage of the increase, if any, in the cost of living.



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### **LD 1530 An Act To Allow People To Live in Tiny Homes as a Primary or Accessory Dwelling**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 219 requires municipalities to permit tiny homes to be placed or erected on individual lots where single-family dwellings are allowed or as an accessory structure, subject to all applicable land use requirements as single-family dwellings or as an accessory structure.

### **LD 1546 An Act Directing the Maine State Housing Authority To Report on Emergency Rental Assistance Programs**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 322 requires the Maine State Housing Authority to provide to the joint standing committee of the Legislature having jurisdiction over housing matters copies of any reports required to be submitted to the United States Department of the Treasury or the Governor regarding the administration of the emergency rental assistance programs recently enacted by Congress.

If no such reports are required, the Maine State Housing Authority is required to annually report to the joint standing committee of the Legislature having jurisdiction over housing matters regarding rental assistance distributed by the authority.

### **LD 1559 Resolve, To Create the Commission To Develop a Paid Family and Medical Leave Benefits Program**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 122 establishes the Commission To Develop a Paid Family and Medical Leave Benefits Program.

It requires the State Controller to transfer \$200,000 from the available balance in the Adult Use Marijuana Regulatory Coordination Fund Other Special Revenue Services Funds account within the Department of Administrative and Financial Services to the Legislature, Study Commissions – Funding Other Special Revenue Funds account.

### **LD 1564 An Act To Amend the Laws Governing Unemployment Compensation**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 456 makes the following changes to the laws governing unemployment compensation.

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

1. It increases the amount of wages a person may receive and still be considered partially unemployed. It also specifies that the amount of wages a person may receive and still be considered partially unemployed is indexed to the increase in the cost of living, if any, beginning the first Sunday of June 2022 and annually thereafter.
2. It provides the Commissioner of Labor or the commissioner's designee discretion to deduct the amount of unemployment benefits erroneously paid to a person from any future benefits payable to that person. Current law vests this discretion in the Unemployment Insurance Commission. It also provides that unemployment benefits erroneously paid may not be recovered from a person who, in the judgment of the commissioner or the commissioner's designee, is without fault and when, in the judgment of the commissioner or the commissioner's designee, such recovery would defeat the purpose of benefits or would be against equity and good conscience. Current law vests this judgment in the commission.
3. It specifies that a benefit overpayment accrues interest at the rate of 1.0% per month or per fraction of a month from the first of the month following the date the determination establishing the benefit overpayment becomes final until payment plus accrued interest is received by the Department of Labor, Bureau of Unemployment Compensation.
4. It transfers rule-making authority pertaining to unemployment insurance from the Unemployment Insurance Commission to the Commissioner of Labor.
5. It requires the bureau, whenever a legislative proposal containing an unemployment compensation benefit change is proposed, to consider the estimated effect of the proposed change on the State's unemployment insurance reciprocity rate.
6. It provides that an individual's earnings disregard in effect on the first Sunday of June 2022 and each first Sunday of June thereafter must increase by the increase, if any, in the cost of living.
7. It increases the allowance for dependents and the cap on the allowance for dependents. It also specifies that only one individual is entitled to a dependency allowance for the same dependent with respect to any week.
8. It provides eligibility for unemployment compensation for a person who leaves employment due to the unexpected loss of child or elder care under certain circumstances.
9. It provides that evidence presented at a fact-finding interview by interested parties who personally participate in the interview by telephone or email or other electronic means is permitted for a determination of eligibility for unemployment compensation.
10. It specifies additional conditions that trigger an extended benefit period.

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11. It increases the total extended benefit amount in a high unemployment period.
12. It establishes a peer workforce navigator pilot program.
13. It requires the Commissioner of Labor to convene an unemployment insurance working group to examine the unemployment insurance program pursuant to the Maine Revised Statutes, Title 26, chapter 13. The commissioner must submit a report of the working group's recommendations and any suggested legislation to the Joint Standing Committee on Labor and Housing no later than January 15, 2022. The Joint Standing Committee on Labor and Housing may submit a bill in response to this report to the Second Regular Session of the 130th Legislature.
14. It requires the Department of Labor, Bureau of Unemployment Compensation to complete an analysis of the State's unemployment insurance reciprocity rate and to report to the Joint Standing Committee on Labor and Housing no later than February 1, 2022. The Joint Standing Committee on Labor and Housing may submit a bill in response to this report to the Second Regular Session of the 130th Legislature.

### **LD 1613 Resolve, Directing the Department of Economic and Community Development, the Department of Labor and the Department of Transportation To Develop Partnerships with Businesses, Unions and Educational Programs and Institutions To Provide Training and Transportation for Workers**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 92 directs the Department of Economic and Community Development, the Department of Labor and the Department of Transportation to collaborate to develop partnerships with businesses, unions and educational programs and institutions to provide a hub for workers to get transportation to training programs, apprenticeships and jobs and receive information about open positions and training opportunities.

### **LD 1644 An Act To Improve the Disability Retirement Program of the Maine Public Employees Retirement System**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 277 amends the laws relating to disability retirement under the Maine Public Employees Retirement System and makes other changes relating to the structure of the Maine Public Employees Retirement System.

The law does the following.

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1. It repeals the laws providing for a medical board and permits the executive director to contract with a medical review service provider.
2. It provides that the system's hearing officers are not employees of the Board of Trustees of the Maine Public Employees Retirement System but independent contractors that serve as neutral and independent decision makers.
3. It modifies the definition of "disabled".
4. It provides that an adverse decision by a hearing officer that is appealed to the court must be given de novo review.
5. It restructures the disability retirement application process so that the executive director may grant benefits based on medical records and the member's health care provider's views, may obtain opinions and recommendations from the medical review service provider and may not deny an application for disability retirement benefits without first obtaining an independent medical examination unless waived by the member.
6. It provides that, when reviewing medical evidence before making a determination of disability, the board, executive director and hearing officers must primarily consider medical opinions in the record and whether the opinions are supported by sound medical evidence and are consistent with other medical evidence in the record.
7. It provides that attorney's fees up to a maximum of \$12,000 must be paid by the Maine Public Employees Retirement System for a member who appeals the denial of disability benefits and who subsequently is awarded those benefits.
8. It requires the retirement system to report no later than January 31, 2023 to the joint standing committee of the Legislature having jurisdiction over retirement matters on the experience of the retirement system and its members under the changes made by the law. The joint standing committee may report out a bill to the 131st Legislature on matters related to the report.
9. It requires formation of a stakeholder group to report no later than January 3, 2023 to the joint standing committee of the Legislature having jurisdiction over retirement matters on implementing mandatory long-term disability insurance coverage. The joint standing committee may report out a bill to the 131st Legislature on matters related to the report.

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  
MARINE RESOURCES

December 2021

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# *Joint Standing Committee on Marine Resources*

## **SUBJECT INDEX**

### *Aquaculture*

#### **Enacted**

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| LD 106 | An Act To Amend Maine's Aquaculture Leasing and Licensing Statutes | PUBLIC 52  |
| LD 263 | An Act To Make Technical Changes to Maine's Marine Resources Laws  | PUBLIC 168 |

#### **Not Enacted**

- |         |  |      |
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| LD 1146 | An Act To Protect Maine's Ocean Waters and Support Regulatory Oversight and the Long-term Health of the Aquaculture Industry | ONTP |
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### *Commercial Fisheries Management*

#### **Enacted**

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| LD 332 | An Act To Reevaluate the Frenchboro Area Dragging Exclusion Zone | PUBLIC 249 |
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### *Commercial License*

#### **Enacted**

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| LD 77   | An Act To Authorize the Department of Marine Resources To Charge an Application Fee for Entering a Lottery for a Scallop License | PUBLIC 27  |
| LD 1182 | An Act To Allow Commercial Lobster License Holders To Possess a Marine Harvesting Demonstration License                          | PUBLIC 129 |

### *Fisheries Management*

#### **Enacted**

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| LD 454 | An Act To Ensure Equity in the Shellfish Depuration Compensation Process for Municipalities by Increasing the Rate of Reimbursement Paid to Municipalities | PUBLIC 59 |
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### *Harbor Master*

**Enacted**

LD 152 An Act To Address Training Requirements for Harbor Masters PUBLIC 53

### *Intertidal Activities*

**Not Enacted**

LD 1211 Resolve, To Create the Study Group To Research Balancing  
Development and Conservation in Maine's Coastal Waters and  
Submerged Lands ONTP

### *Lobsters and Crabs*

**Enacted**

LD 338 An Act To Amend the Law Governing the Maine Lobster Marketing  
Collaborative PUBLIC 58

LD 1182 An Act To Allow Commercial Lobster License Holders To Possess a  
Marine Harvesting Demonstration License PUBLIC 129

### *Marine Environment*

**Enacted**

LD 342 An Act To Establish a Permanent Appointment of a Member of a  
Federally Recognized Indian Nation, Tribe or Band in the State to the  
Marine Resources Advisory Council PUBLIC 71

**Not Enacted**

LD 391 An Act To Amend the Laws Regarding Marine Resources CARRIED OVER

LD 1211 Resolve, To Create the Study Group To Research Balancing  
Development and Conservation in Maine's Coastal Waters and  
Submerged Lands ONTP

### *Marketing*

**Enacted**

LD 338 An Act To Amend the Law Governing the Maine Lobster Marketing  
Collaborative PUBLIC 58

### *Safety*

#### **Not Enacted**

LD 364	An Act To Ensure the Safety of Maine's Scallop Fleet	Leave to Withdraw Pursuant to Joint Rule 310
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### *Scallops*

#### **Enacted**

LD 77	An Act To Authorize the Department of Marine Resources To Charge an Application Fee for Entering a Lottery for a Scallop License	PUBLIC 27
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LD 332	An Act To Reevaluate the Frenchboro Area Dragging Exclusion Zone	PUBLIC 249
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#### **Not Enacted**

LD 364	An Act To Ensure the Safety of Maine's Scallop Fleet	Leave to Withdraw Pursuant to Joint Rule 310
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### *Shellfish*

#### **Enacted**

LD 454	An Act To Ensure Equity in the Shellfish Depuration Compensation Process for Municipalities by Increasing the Rate of Reimbursement Paid to Municipalities	PUBLIC 59
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### *Tribal Fishing*

#### **Enacted**

LD 342	An Act To Establish a Permanent Appointment of a Member of a Federally Recognized Indian Nation, Tribe or Band in the State to the Marine Resources Advisory Council	PUBLIC 71
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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*

**Marine Resources (MAR)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
MAR	77	An Act To Authorize the Department of Marine Resources To Charge an Application Fee for Entering a Lottery for a Scallop License	Reported Out	OTP-AM		Enacted	PL	27	R1
MAR	106	An Act To Amend Maine's Aquaculture Leasing and Licensing Statutes	Reported Out	OTP-AM		Enacted	PL	52	S1
MAR	152	An Act To Address Training Requirements for Harbor Masters	Reported Out	OTP-AM		Enacted	PL	53	S1
MAR	263	An Act To Make Technical Changes to Maine's Marine Resources Laws	Reported Out	OTP-AM		Enacted	PL	168	S1
MAR	332	An Act To Reevaluate the Frenchboro Area Dragging Exclusion Zone	Reported Out	OTP-AM		Enacted	PL	249	S1
MAR	338	An Act To Amend the Law Governing the Maine Lobster Marketing Collaborative	Reported Out	OTP-AM		Enacted	PL	58	S1
MAR	342	An Act To Establish a Permanent Appointment of a Member of a Federally Recognized Indian Nation, Tribe or Band in the State to the Marine Resources Advisory Council	Reported Out	OTP-AM		Enacted	PL	71	S1
MAR	364	An Act To Ensure the Safety of Maine's Scallop Fleet	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			R1
MAR	391	An Act To Amend the Laws Regarding Marine Resources	Carry Over Approved		Carried Over In Comm				S1
MAR	454	An Act To Ensure Equity in the Shellfish Depuration Compensation Process for Municipalities by Increasing the Rate of Reimbursement Paid to Municipalities	Reported Out	OTP-AM		Enacted	PL	59	S1
MAR	1146	An Act To Protect Maine's Ocean Waters and Support Regulatory Oversight and the Long-term Health of the Aquaculture Industry	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
MAR	1182	An Act To Allow Commercial Lobster License Holders To Possess a Marine Harvesting Demonstration License	Reported Out	OTP-AM		Enacted	PL	129	S1

*Bills Referred to*  
**Marine Resources (MAR)**

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

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
MAR	1211	Resolve, To Create the Study Group To Research Balancing Development and Conservation in Maine's Coastal Waters and Submerged Lands	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			1S1

## JOINT STANDING COMMITTEE ON MARINE RESOURCES

### LD 77

#### **An Act To Authorize the Department of Marine Resources To Charge an Application Fee for Entering a Lottery for a Scallop License**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 27 authorizes the Commissioner of Marine Resources to charge an application fee of up to \$50 to enter a lottery for a scallop license. All application fees collected must be deposited in the Scallop Research Fund established in the Maine Revised Statutes, Title 12, section 6729-A.

### LD 106 An Act To Amend Maine's Aquaculture Leasing and Licensing Statutes

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 52 amends the aquaculture leasing and licensing statutes to:

1. Authorize the Commissioner of Marine Resources to require an applicant for a lease issued under the Maine Revised Statutes, Title 12, section 6072 or 6072-A to reimburse the Department of Marine Resources for costs incurred in providing general notice of and public hearing on the lease application;
2. Provide that the Department of Environmental Protection only receives notices of an aquaculture lease application that involves a discharge into the waters of the State;
3. Move the responsibility for notifying riparian landowners of an application for a lease expansion from the applicant to the Department of Marine Resources;
4. Move the responsibility for providing public notice of an application for a lease expansion from the department to the applicant;
5. Clarify notice requirements when a standard lease is proposed for renewal;
6. Expand the reasons under which the Commissioner of Marine Resources may initiate lease revocation proceedings to include operating in a manner substantially injurious to public health or violating minimum lease maintenance standards that have been adopted by rule pursuant to the Maine Revised Statutes, Title 12, section 6072, subsection 13, paragraph A;
7. Reduce the number of days in advance of which an individual must apply for the renewal of a lease from 90 days prior to the expiration to 30 days prior to the expiration;
8. Require the fee for a lease transfer be paid upon application for the transfer instead of at the execution of the lease transfer;
9. Require the commissioner to establish a fee for making changes to a lease;

#### ENACTED LAW SUMMARIES

130<sup>TH</sup> FIRST REGULAR AND FIRST SPECIAL SESSIONS – 2021

## JOINT STANDING COMMITTEE ON MARINE RESOURCES

10. Raise the fee for a limited-purpose aquaculture license from \$50 to \$100 for a resident and from \$300 to \$400 for a nonresident, effective January 1, 2022;
11. Specify that a person may not apply for an expansion of a lease until the person has held that lease for a minimum of two years from the date the lease was originally executed;
12. Establish the Commissioner's rule-making authority to:
  - A. Set fees for services provided by the department to lease holders for testing or studies requested to ensure their products are safe for human consumption. The fees collected must be deposited in the Shellfish Fund established in Title 12, Maine Revised Statutes, section 6651;
  - B. Adopt and amend rules to implement the issuance, renewal and amendment of marine organism aquaculture licenses; and
  - C. Adopt rules to limit the period of the year during which an applicant may submit an application for a limited-purpose aquaculture license;
13. Remove the commissioner's rule-making authority regarding changes to limited-purpose leases;
14. Broaden the language allowing changes to leases, including to allow modifications in operations as a result of changes in species and gear authorizations;
15. Effective January 1, 2024, require the holder of a limited-purpose aquaculture license to directly supervise any unlicensed individuals participating in the licensed activities;
16. Permit the commissioner to grant an exception to the direct supervision requirement to a limited-purpose aquaculture license holder that also has an ownership interest in an entity, including as a shareholder of a corporation, that also holds an aquaculture lease; and
17. Allow a license holder of a limited-purpose aquaculture license to designate one unlicensed individual as a primary assistant who may conduct the licensed activities without the direct supervision of the license holder.

### **LD 152 An Act To Address Training Requirements for Harbor Masters**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 53 requires newly appointed or reappointed harbor masters or deputy harbor masters who have not held the position within the last five years to complete the basic harbor master training course. It requires harbor masters and deputy harbor masters to complete eight hours of continuing education every three years. It permits, but does not require,

## **JOINT STANDING COMMITTEE ON MARINE RESOURCES**

municipalities to pay for required training. It requires a statewide harbor masters association to offer both in-person and remote training options.

### **LD 263 An Act To Make Technical Changes to Maine's Marine Resources Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 168:

1. Changes the expiration date of shellfish sanitation certificates from May 31st to March 31st;
2. Clarifies that an aquaculture license is not needed for holders of aquaculture leases or limited-purpose aquaculture licenses who are using the lease or license only for personal use or for research purposes;
3. Clarifies that a lobster trap tag issued by the Department of Marine Resources must be securely attached to the frame of the trap and provides that the specific penalty for violation of a rule adopted by the department may be specified in that rule;
4. Adds into statute a penalty for lobster traps not tagged in accordance with rules adopted by the Department of Marine Resources;
5. Permits the Commissioner of Marine Resources to adopt rules to add or delete authorization for the holder of an aquaculture lease held only for scientific research purposes; and
6. Expands the exemption from requirements to hold a separate license to remove, possess or transport scallops to all scallops and not just when the final product form is the adductor muscle only.

### **LD 332 An Act To Reevaluate the Frenchboro Area Dragging Exclusion Zone**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 249 directs the Commissioner of Marine Resources to evaluate the size and boundaries of the Frenchboro area dragging exclusion zone established in Title 12, Maine Revised Statutes, section 6954-A, to determine whether the area boundaries should be modified. If the commissioner determines that modification is required to better achieve the purposes of the zone, the commission may modify the boundaries through rulemaking. The Commissioner is required to report the findings of the evaluation of the Frenchboro area dragging exclusion zone to the Joint Standing Committee on Marine Resources by February 1, 2022.

## JOINT STANDING COMMITTEE ON MARINE RESOURCES

### **LD 338 An Act To Amend the Law Governing the Maine Lobster Marketing Collaborative**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 58 extends the provision repealing the laws governing the Maine Lobster Marketing Collaborative to October 1, 2026. It makes the collaborative's license surcharges ongoing at current amounts and repeals provisions setting forth the surcharges for prior years.

### **LD 342 An Act To Establish a Permanent Appointment of a Member of a Federally Recognized Indian Nation, Tribe or Band in the State to the Marine Resources Advisory Council**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 71 adds a member to the Marine Resources Advisory Council who is a member of a federally recognized Indian nation, tribe or band in the State. The Governor selects the member based on the joint recommendation of the tribal governments, or if a unanimous joint recommendation is not made, the Governor shall appoint a member and rotate the appointment among members of each federally recognized Indian nation, tribe or band in the State.

### **LD 454 An Act To Ensure Equity in the Shellfish Depuration Compensation Process for Municipalities by Increasing the Rate of Reimbursement Paid to Municipalities**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 59 increases the rate of reimbursement paid a shellfish depuration certificate holder to a municipality from 50 cents to one dollar for each bushel of soft-shelled clams taken in the municipality under the certificate.

### **LD 1182 An Act To Allow Commercial Lobster License Holders To Possess a Marine Harvesting Demonstration License**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 129 allows holders of commercial lobster and crab fishing licenses to also hold a marine harvesting demonstration license. The marine harvesting demonstration license holder who also holds a Class I, Class II or Class III lobster and crab fishing license may not exceed the trap limit of the commercial license and is required to use a buoy that is different in color and pattern from the buoy the individual uses for commercial harvesting. The Commissioner of Marine Resources is permitted to suspend the lobster and crab fishing license of a person who violates the provisions of this law.

**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  
STATE AND LOCAL GOVERNMENT**

December 2021

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# *Joint Standing Committee on State and Local Government*

## **SUBJECT INDEX**

### **Boards and Commissions**

#### **Enacted**

LD 158	An Act To Eliminate Inactive Boards and Commissions	PUBLIC 36
LD 377	An Act To Allow Public Members of the Maine-Canadian Legislative Advisory Commission To Receive Reimbursement for Travel Expenses	PUBLIC 9
LD 1010	An Act To Establish the Maine Service Fellows Program	PUBLIC 155
LD 1034	An Act To Provide Funding To Support the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations	PUBLIC 436

#### **Not Enacted**

LD 379	An Act To Establish the Maine State Cemetery Commission	CARRIED OVER
LD 446	Resolve, Establishing the Commission To Research and Recommend Solutions for Regional and Municipal Planning	Died On Adjournment
LD 584	Resolve, To Establish the Commission To Study the Reduction of Unfunded and Outdated Municipal Mandates	Died On Adjournment
LD 817	Resolve, To Establish the COVID-19 Review Commission	Died Between Houses
LD 1073	Resolve, Establishing the Commission To Research Effective Strategies and Efficiencies of Legislatures	CARRIED OVER
LD 1670	Resolve, To Establish the Commission To Study and Recommend Solutions for Modernizing the Maine Legislature	ONTP



### Capitol Area/Capitol Complex

#### **Enacted**

LD 1123	An Act To Authorize a Monument to the Victims of and First Responders to COVID-19	PUBLIC 475
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#### **Not Enacted**

LD 1671	Resolve, To Require the Department of Administrative and Financial Services and the Department of Public Safety To Develop Short-term and Long-term Plans for Security Screenings in the Burton M. Cross Building and the State House	CARRIED OVER
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### Cemeteries

#### **Not Enacted**

LD 379	An Act To Establish the Maine State Cemetery Commission	CARRIED OVER
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### Constitutional Amendment

#### **Not Enacted**

LD 153	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Change the Number of Legislators Required To Approve a Constitutional Amendment	Majority (ONTP) Report
LD 442	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Create the Office of Lieutenant Governor	ONTP
LD 874	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require the Popular Election of Maine Constitutional Officers	Died Between Houses
LD 985	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require Legislative Approval of Any State of Emergency Lasting Longer Than 60 Days	Majority (ONTP) Report
LD 1018	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Allow the Citizens of the State To Elect the Secretary of State, Treasurer of State and Attorney General	Majority (ONTP) Report
LD 1056	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Attorney General	Majority (ONTP) Report

LD 1057	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Secretary of State	Majority (ONTP) Report
LD 1058	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Treasurer of State	Majority (ONTP) Report
LD 1187	RESOLUTION, Proposing an Amendment to the Constitution of Maine Amending the Pardon Powers of the Governor	CARRIED OVER
LD 1669	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Limit the Action the Legislature May Take on Initiatives Approved by Voters for a Period of 3 Years	Majority (ONTP) Report

### **County Government - Budget**

**Enacted**

LD 243	An Act To Amend the Composition of the Piscataquis County Budget Committee	PUBLIC 55
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**Not Enacted**

LD 434	An Act To Clarify the Bonding Authority of Counties for Capital Maintenance Projects	Majority (ONTP) Report
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### **County Government - General**

**Enacted**

LD 621	An Act To Increase the Number of Franklin County Commissioners	P & S 8
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LD 1065	An Act To Clarify the Qualifications and Oversight of Sheriffs	PUBLIC 202
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**Not Enacted**

LD 375	An Act To Create Greater Accountability in the Office of County Sheriff	Majority (ONTP) Report
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LD 876	An Act To Promote Efficiency in County and Municipal Government	ONTP
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LD 1300	An Act To Require County Governments To Coordinate with Municipalities To Create Plans To Address Homelessness	CARRIED OVER
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**Geographic Identifiers**

**Enacted**

LD 193	Resolve, To Name a Mountain in Oxford County	RESOLVE 15
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**Local Government - General**

**Enacted**

LD 1274	An Act Regarding 2021 Municipal Elections and Town Meetings	PUBLIC 333
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LD 1536	An Act Regarding Municipal Public Hearings on Citizen-initiated Municipal Referenda	PUBLIC 185
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**Not Enacted**

LD 462	An Act To Reexamine the Relationship among County, Municipal and State Governments	ONTP
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LD 584	Resolve, To Establish the Commission To Study the Reduction of Unfunded and Outdated Municipal Mandates	Died On Adjournment
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LD 755	An Act Regarding Monhegan Plantation	ONTP
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LD 805	An Act To Allow Municipalities To Prohibit Firearms at Voting Places	Majority (ONTP) Report
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LD 859	An Act To Allow Municipalities To Use Ranked-choice Voting in Municipal Elections	CARRIED OVER
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LD 876	An Act To Promote Efficiency in County and Municipal Government	ONTP
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LD 1051	An Act To Promote Civic Engagement and Voter Participation for Young People by Lowering the Voting Age for Municipal Elections to 16 Years of Age	Majority (ONTP) Report
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LD 1088	An Act To Allow Nonresidents Who Own Property To Speak at Town Meetings on Local Issues	Majority (ONTP) Report
LD 1300	An Act To Require County Governments To Coordinate with Municipalities To Create Plans To Address Homelessness	CARRIED OVER
LD 1340	An Act To Ensure Municipal Compliance with Federal Immigration Laws	Died On Adjournment
LD 1387	An Act To Remove the Provision of Law Allowing a Legislator Who Resigns from Service as a Town Assessor To Continue To Serve Concurrently as a Selectman and as a Legislator	ONTP
LD 1658	An Act To Increase Campaign Finance Transparency and Accountability in Municipal Elections	CARRIED OVER

### **Local Government - Land Use and Access**

**Not Enacted**

LD 1365	An Act To Prohibit Municipalities from Prohibiting Short-term Rentals	Majority (ONTP) Report
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### **Local Government - Planning and Regulation**

**Not Enacted**

LD 383	An Act Concerning Small Wireless Facilities in Maine	CARRIED OVER
LD 1365	An Act To Prohibit Municipalities from Prohibiting Short-term Rentals	Majority (ONTP) Report

### **Local Government - Roads**

**Enacted**

LD 596	An Act To Improve the Law Regarding Abandoned Roads	PUBLIC 145
LD 1723	An Act Regarding Winter Maintenance on Private Roads in the Town of Windham	P & S 10

**Not Enacted**

LD 806	An Act To Clarify That Municipal Officers May Accept a Proposed, Unaccepted Way for Pedestrian, Bicycle and Other Nonmotorized Use	ONTP
LD 1513	An Act To Require the Maintenance of a Discontinued Public Road That Provides the Sole Access to One or More Residences	CARRIED OVER

**Miscellaneous**

**Enacted**

LD 91	An Act To Update the Maine Uniform Accounting and Auditing Practices Act for Community Agencies	PUBLIC 10
LD 564	Resolve, Directing the State Librarian and the State Archivist To Study Which State Agency Reports and Publications Do Not Need To Be Printed	RESOLVE 19
LD 826	Resolve, Directing the University of Maine System To Study the Potential Effects of the State Adopting Atlantic Standard Time	RESOLVE 86
LD 1215	Resolve, To Require the State Auditor To Report on Corrective Actions Regarding the Administration of Federal Grants	RESOLVE 42
LD 1520	An Act To Terminate the Augusta Downtown Parking District	P & S 5
LD 1522	An Act To Update and Eliminate References in Statute to Selectmen and Overseers of the Poor	PUBLIC 275

**Not Enacted**

LD 462	An Act To Reexamine the Relationship among County, Municipal and State Governments	ONTP
LD 646	An Act To Improve the Administration of Elections by Ensuring an Adequate Number of Poll Workers	ONTP
LD 835	An Act To Allow Citizens To Petition Government Agencies To Repeal or Modify Occupational Regulations	Majority (ONTP) Report

LD 859	An Act To Allow Municipalities To Use Ranked-choice Voting in Municipal Elections	CARRIED OVER
LD 889	An Act Concerning Proportional Representation	ONTP
LD 895	An Act To Make Necessary Changes to State Law	CARRIED OVER
LD 1051	An Act To Promote Civic Engagement and Voter Participation for Young People by Lowering the Voting Age for Municipal Elections to 16 Years of Age	Majority (ONTP) Report
LD 1199	An Act To Require Education and Training Regarding Media Literacy for Legislators and Legislative Staff	ONTP
LD 1228	An Act To Promote Transparency in Nonconsensual Towing and Roadside Assistance	Enactment Failed
LD 1340	An Act To Ensure Municipal Compliance with Federal Immigration Laws	Died On Adjournment
LD 1515	An Act To Create a People's Revisor	ONTP
LD 1610	An Act To Promote Equity in Policy Making by Enhancing the State's Ability To Collect, Analyze and Apply Data	CARRIED OVER

### **Public Employment**

**Enacted**

LD 1042	An Act To Protect State Workers from Exposure to Harmful Substances	PUBLIC 262
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### **Public Purchasing and Contracting**

**Enacted**

LD 875	An Act To Protect Taxpayers in the Privatization of Services and To Establish the State Procurement Review Committee	PUBLIC 332
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**Not Enacted**

### ***State and Local Government***

LD 729	An Act To Provide Transparency Regarding State Contracts during a State of Emergency	Died Between Houses
LD 1411	An Act To Establish the Maine Buy American and Build Maine Act	Veto Sustained

### **Rulemaking**

**Enacted**

LD 472	Resolve, Regarding Legislative Review of Chapter 104: Certain Payments Not Immediate, a Major Substantive Rule of the Treasurer of State	RESOLVE 11
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### **State Government - Agencies**

**Enacted**

LD 564	Resolve, Directing the State Librarian and the State Archivist To Study Which State Agency Reports and Publications Do Not Need To Be Printed	RESOLVE 19
LD 875	An Act To Protect Taxpayers in the Privatization of Services and To Establish the State Procurement Review Committee	PUBLIC 332

**Not Enacted**

LD 315	Resolve, To Require State Departments To Report on Rule Changes within State Government since the Beginning of the COVID-19 Pandemic	Minority (ONTP) Report
LD 446	Resolve, Establishing the Commission To Research and Recommend Solutions for Regional and Municipal Planning	Died On Adjournment

### **State Government - Constitutional Officers**

**Not Enacted**

LD 442	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Create the Office of Lieutenant Governor	ONTP
LD 733	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require Constitutional Officers To Be Elected by Statewide Election	Majority (ONTP) Report
LD 874	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require the Popular Election of Maine Constitutional Officers	Died Between Houses

LD 1017	An Act To Let the Citizens of the State Choose Their State Auditor	Report A (ONTP)
LD 1018	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Allow the Citizens of the State To Elect the Secretary of State, Treasurer of State and Attorney General	Majority (ONTP) Report
LD 1056	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Attorney General	Majority (ONTP) Report
LD 1057	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Secretary of State	Majority (ONTP) Report
LD 1058	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Treasurer of State	Majority (ONTP) Report

**State Government - Governor**

**Not Enacted**

LD 131	An Act To Amend the Governor's Emergency Powers	Majority (ONTP) Report
LD 608	An Act Regarding the Governor's Emergency Powers	Majority (ONTP) Report
LD 721	An Act To Increase Transparency in Certain Expenditures of the Governor	Majority (ONTP) Report
LD 955	An Act To Narrowly Tailor Emergency Powers of the Governor and Other Public Officials	Majority (ONTP) Report
LD 980	An Act To Establish Balance in the Governor's Emergency Powers	Report A (ONTP)
LD 1137	An Act To Limit the Governor's Emergency Powers by Requiring a Two-thirds Vote of the Legislature To Continue an Emergency after 90 Days	Majority (ONTP) Report
LD 1187	RESOLUTION, Proposing an Amendment to the Constitution of Maine Amending the Pardon Powers of the Governor	CARRIED OVER



LD 1237	An Act To Allow the Governor To Declare a Limited State of Emergency for Federal Aid Purposes	Majority (ONTP) Report
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### **State Government - Legislature**

#### **Enacted**

LD 2	An Act To Require the Inclusion of Racial Impact Statements in the Legislative Process	PUBLIC 21
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#### **Not Enacted**

LD 14	An Act To Require a Two-thirds Vote To Extend a State of Emergency	Majority (ONTP) Report
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LD 113	An Act To Strengthen the Coequal Branches of Maine Government by Ensuring the Legislature Has Access to Necessary Information	Majority (ONTP) Report
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LD 153	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Change the Number of Legislators Required To Approve a Constitutional Amendment	Majority (ONTP) Report
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LD 321	An Act To Limit State Legislators to a Lifetime Total of 16 Years of Legislative Service	Majority (ONTP) Report
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LD 408	An Act To Amend the Laws Regulating the Operation of the Legislature	CARRIED OVER
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LD 753	An Act To Increase Transparency in the Legislature by Removing Certain Freedom of Access Act Exemptions	Majority (ONTP) Report
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LD 974	An Act To Ensure the Continuance of a Citizen Legislature by Tying Future Pay to the State Minimum Wage	ONTP
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LD 985	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require Legislative Approval of Any State of Emergency Lasting Longer Than 60 Days	Majority (ONTP) Report
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LD 1073	Resolve, Establishing the Commission To Research Effective Strategies and Efficiencies of Legislatures	CARRIED OVER
LD 1108	An Act To Promote Legislative Oversight of Federal COVID-19 Relief Funds	Leave to Withdraw Pursuant to Joint Rule 310
LD 1199	An Act To Require Education and Training Regarding Media Literacy for Legislators and Legislative Staff	ONTP
LD 1256	An Act Requiring Climate Impact Notes on Proposed Legislation and Agency Rules	Majority (ONTP) Report
LD 1366	An Act To Require a Majority Vote of the Legislature for Maine To Join Any Multistate Compact	Majority (ONTP) Report
LD 1387	An Act To Remove the Provision of Law Allowing a Legislator Who Resigns from Service as a Town Assessor To Continue To Serve Concurrently as a Selectman and as a Legislator	ONTP
LD 1394	An Act To Prohibit Legislators from Legislating While Intoxicated	ONTP
LD 1472	An Act To Require Legislative Approval for the State's Participation in Compacts, Programs and Agreements Regarding Transportation and Climate Change	Majority (ONTP) Report
LD 1515	An Act To Create a People's Revisor	ONTP
LD 1669	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Limit the Action the Legislature May Take on Initiatives Approved by Voters for a Period of 3 Years	Majority (ONTP) Report
LD 1670	Resolve, To Establish the Commission To Study and Recommend Solutions for Modernizing the Maine Legislature	ONTP
LD 1680	An Act To Amend Legislative Expenses Reimbursement and Allowances	CARRIED OVER

## *State Holidays, Designations, Symbols*

### **Enacted**

LD 183	An Act To Establish Juneteenth as a Paid State Holiday	PUBLIC 140
LD 193	Resolve, To Name a Mountain in Oxford County	RESOLVE 15
LD 232	An Act To Recognize "My Sweet Maine" as Maine's Song of the 21st Century	PUBLIC 38
LD 1123	An Act To Authorize a Monument to the Victims of and First Responders to COVID-19	PUBLIC 475
LD 1441	An Act To Create a James Weldon Johnson Annual Observance Day and an Observance Task Force	PUBLIC 287

### **Not Enacted**

LD 100	An Act To Establish the General Election Date in United States Presidential Election Years as a State Holiday	Majority (ONTP) Report
LD 115	An Act To Restore the Former State of Maine Flag	Majority (ONTP) Report
LD 286	An Act To Make Election Day a State Holiday	Died Between Houses

## *State of Emergency*

### **Not Enacted**

LD 14	An Act To Require a Two-thirds Vote To Extend a State of Emergency	Majority (ONTP) Report
LD 131	An Act To Amend the Governor's Emergency Powers	Majority (ONTP) Report
LD 628	An Act To Protect Businesses and Civic and Religious Organizations from Actions Taken Pursuant to an Emergency Proclamation	Majority (ONTP) Report

LD 729	An Act To Provide Transparency Regarding State Contracts during a State of Emergency	Died Between Houses
LD 955	An Act To Narrowly Tailor Emergency Powers of the Governor and Other Public Officials	Majority (ONTP) Report
LD 980	An Act To Establish Balance in the Governor's Emergency Powers	Report A (ONTP)
LD 985	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require Legislative Approval of Any State of Emergency Lasting Longer Than 60 Days	Majority (ONTP) Report
LD 1019	An Act To Promote Transparent Emergency Management	Majority (ONTP) Report
LD 1039	An Act To Safeguard the People's Voice in a State of Emergency	Majority (ONTP) Report
LD 1137	An Act To Limit the Governor's Emergency Powers by Requiring a Two-thirds Vote of the Legislature To Continue an Emergency after 90 Days	Majority (ONTP) Report
LD 1142	An Act To Prohibit the Unequal Restriction of Essential Businesses during a State of Civil Emergency	Majority (ONTP) Report
LD 1220	An Act To Require a Two-thirds Vote of the Legislature Every 2 Weeks To Maintain a State of Emergency Declared by the Governor	Report A (ONTP)
LD 1237	An Act To Allow the Governor To Declare a Limited State of Emergency for Federal Aid Purposes	Majority (ONTP) Report

**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*

**State and Local Government (SLG)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
SLG	2	An Act To Require the Inclusion of Racial Impact Statements in the Legislative Process	Reported Out OTP-AM/ OTP-AM		Enacted	PL	21	R1
SLG	14	An Act To Require a Two-thirds Vote To Extend a State of Emergency	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	91	An Act To Update the Maine Uniform Accounting and Auditing Practices Act for Community Agencies	Reported Out OTP		Enacted	PL	10	R1
SLG	100	An Act To Establish the General Election Date in United States Presidential Election Years as a State Holiday	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			R1
SLG	113	An Act To Strengthen the Coequal Branches of Maine Government by Ensuring the Legislature Has Access to Necessary Information	Reported Out ONTP/ OTP		Accepted Majority (ONTP) Report			S1
SLG	115	An Act To Restore the Former State of Maine Flag	Reported Out ONTP/ OTP		Accepted Majority (ONTP) Report			R1
SLG	131	An Act To Amend the Governor's Emergency Powers	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	153	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Change the Number of Legislators Required To Approve a Constitutional Amendment	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			R1
SLG	158	An Act To Eliminate Inactive Boards and Commissions	Reported Out OTP-AM		Enacted	PL	36	R1
SLG	183	An Act To Establish Juneteenth as a Paid State Holiday	Reported Out OTP/ OTP-AM		Enacted	PL	140	S1
SLG	193	Resolve, To Name a Mountain in Oxford County	Reported Out OTP		Finally Passed	RESLV	15	S1
SLG	232	An Act To Recognize "My Sweet Maine" as Maine's Song of the 21st Century	Reported Out OTP/ ONTP		Enacted	PL	38	R1
SLG	243	An Act To Amend the Composition of the Piscataquis County Budget Committee	Reported Out OTP-AM		Enacted	PL	55	S1
SLG	286	An Act To Make Election Day a State Holiday	Reported Out ONTP/ OTP-AM		Died Between Houses			S1

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Bills Referred to

State and Local Government (SLG)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
SLG	315	Resolve, To Require State Departments To Report on Rule Changes within State Government since the Beginning of the COVID-19 Pandemic	Reported Out	OTP-AM/ ONTP	Accepted Minority (ONTP) Report			S1
SLG	321	An Act To Limit State Legislators to a Lifetime Total of 16 Years of Legislative Service	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
SLG	375	An Act To Create Greater Accountability in the Office of County Sheriff	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
SLG	377	An Act To Allow Public Members of the Maine-Canadian Legislative Advisory Commission To Receive Reimbursement for Travel Expenses	Reported Out	OTP	Emergency Enacted	PL	9	R1
SLG	379	An Act To Establish the Maine State Cemetery Commission	Carry Over Approved		Carried Over In Comm			S1
SLG	383	An Act Concerning Small Wireless Facilities in Maine	Carry Over Approved		Carried Over In Comm			S1
SLG	408	An Act To Amend the Laws Regulating the Operation of the Legislature	Carry Over Approved		Carried Over In Comm			S1
SLG	434	An Act To Clarify the Bonding Authority of Counties for Capital Maintenance Projects	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
SLG	442	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Create the Office of Lieutenant Governor	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
SLG	446	Resolve, Establishing the Commission To Research and Recommend Solutions for Regional and Municipal Planning	Reported Out	OTP-AM/ ONTP	Died On Adjournment			S1
SLG	462	An Act To Reexamine the Relationship among County, Municipal and State Governments	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
SLG	472	Resolve, Regarding Legislative Review of Chapter 104: Certain Payments Not Immediate, a Major Substantive Rule of the Treasurer of State	Reported Out	OTP	Emergency Finally Passed	RESLV	11	S1
SLG	564	Resolve, Directing the State Librarian and the State Archivist To Study Which State Agency Reports and Publications Do Not Need To Be Printed	Reported Out	OTP-AM	Finally Passed	RESLV	19	S1
SLG	584	Resolve, To Establish the Commission To Study the Reduction of Unfunded and Outdated Municipal Mandates	Reported Out	OTP-AM/ ONTP	Died On Adjournment			S1
SLG	596	An Act To Improve the Law Regarding Abandoned Roads	Reported Out	OTP	Enacted	PL	145	S1
SLG	608	An Act Regarding the Governor's Emergency Powers	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1

Bills Referred to

State and Local Government (SLG)

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
SLG	621	An Act To Increase the Number of Franklin County Commissioners	Reported Out OTP-AM/ ONTP		<u>Enacted</u>	P&SL	8	SL
SLG	628	An Act To Protect Businesses and Civic and Religious Organizations from Actions Taken Pursuant to an Emergency Proclamation	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			SL
SLG	646	An Act To Improve the Administration of Elections by Ensuring an Adequate Number of Poll Workers	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SL
SLG	721	An Act To Increase Transparency in Certain Expenditures of the Governor	Reported Out ONTP/ OTP		Accepted Majority (ONTP) Report			SL
SLG	729	An Act To Provide Transparency Regarding State Contracts during a State of Emergency	Reported Out ONTP/ OTP		Died Between Houses			SL
SLG	733	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require Constitutional Officers To Be Elected by Statewide Election	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			SL
SLG	753	An Act To Increase Transparency in the Legislature by Removing Certain Freedom of Access Act Exemptions	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			SL
SLG	755	An Act Regarding Monhegan Plantation	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SL
SLG	805	An Act To Allow Municipalities To Prohibit Firearms at Voting Places	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			SL
SLG	806	An Act To Clarify That Municipal Officers May Accept a Proposed, Unaccepted Way for Pedestrian, Bicycle and Other Nonmotorized Use	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SL
SLG	817	Resolve, To Establish the COVID-19 Review Commission	Reported Out ONTP/ OTP-AM		Died Between Houses			SL
SLG	826	Resolve, Directing the University of Maine System To Study the Potential Effects of the State Adopting Atlantic Standard Time	Reported Out OTP-AM/ ONTP		<u>Finally Passed</u>	RESLV	86	SL
SLG	835	An Act To Allow Citizens To Petition Government Agencies To Repeal or Modify Occupational Regulations	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			SL
SLG	859	An Act To Allow Municipalities To Use Ranked-choice Voting in Municipal Elections	Carry Over Approved	Carried Over In Comm				SL
SLG	874	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require the Popular Election of Maine Constitutional Officers	Reported Out OTP-AM/ ONTP		Died Between Houses			SL

Bills Referred to

State and Local Government (SLG)

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 IB = Initiated Bill

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
SLG	875	An Act To Protect Taxpayers in the Privatization of Services and To Establish the State Procurement Review Committee	Reported Out	OTP-AM/ ONTP		Enacted	PL	332	S1
SLG	876	An Act To Promote Efficiency in County and Municipal Government	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
SLG	889	An Act Concerning Proportional Representation	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
SLG	895	An Act To Make Necessary Changes to State Law	Voted	OTP-AM	Carried Over In Comm				S1
SLG	955	An Act To Narrowly Tailor Emergency Powers of the Governor and Other Public Officials	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	974	An Act To Ensure the Continuance of a Citizen Legislature by Tying Future Pay to the State Minimum Wage	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
SLG	980	An Act To Establish Balance in the Governor's Emergency Powers	Reported Out	ONTP/ OTP-AM/ OTP-AM		Accepted Report A (ONTP)			S1
SLG	985	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Require Legislative Approval of Any State of Emergency Lasting Longer Than 60 Days	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1010	An Act To Establish the Maine Service Fellows Program	Reported Out	OTP-AM/ ONTP		Enacted	PL	155	S1
SLG	1017	An Act To Let the Citizens of the State Choose Their State Auditor	Reported Out	ONTP/ OTP-AM/ OTP-AM		Accepted Report A (ONTP)			S1
SLG	1018	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Allow the Citizens of the State To Elect the Secretary of State, Treasurer of State and Attorney General	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1019	An Act To Promote Transparent Emergency Management	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1034	An Act To Provide Funding To Support the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations	Reported Out	OTP-AM/ ONTP		Enacted	PL	436	S1



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Bills Referred to

State and Local Government (SLG)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
SLG	1039	An Act To Safeguard the People's Voice in a State of Emergency	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1042	An Act To Protect State Workers from Exposure to Harmful Substances	Reported Out	OTP/ OTP- AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>262</u>	S1
SLG	1051	An Act To Promote Civic Engagement and Voter Participation for Young People by Lowering the Voting Age for Municipal Elections to 16 Years of Age	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1056	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Attorney General	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1057	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Secretary of State	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1058	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Provide for the Popular Election of the Treasurer of State	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1065	An Act To Clarify the Qualifications and Oversight of Sheriffs	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>202</u>	S1
SLG	1073	Resolve, Establishing the Commission To Research Effective Strategies and Efficiencies of Legislatures	Reported Out	OTP-AM	Carried Over				S1
SLG	1088	An Act To Allow Nonresidents Who Own Property To Speak at Town Meetings on Local Issues	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1108	An Act To Promote Legislative Oversight of Federal COVID-19 Relief Funds	Reported Out	LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
SLG	1123	An Act To Authorize a Monument to the Victims of and First Responders to COVID-19	Reported Out	OTP-AM/ ONTP		<u>Enacted</u>	<u>PL</u>	<u>475</u>	S1
SLG	1137	An Act To Limit the Governor's Emergency Powers by Requiring a Two-thirds Vote of the Legislature To Continue an Emergency after 90 Days	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1142	An Act To Prohibit the Unequal Restriction of Essential Businesses during a State of Civil Emergency	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1187	RESOLUTION, Proposing an Amendment to the Constitution of Maine Amending the Pardon Powers of the Governor	Carry Over Approved		Carried Over In Comm				S1
SLG	1199	An Act To Require Education and Training Regarding Media Literacy for Legislators and Legislative Staff	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Bills Referred to

State and Local Government (SLG)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
SLG	1215	Resolve, To Require the State Auditor To Report on Corrective Actions Regarding the Administration of Federal Grants	Reported Out OTP-AM		Finally Passed	RESLV	42	S1
SLG	1220	An Act To Require a Two-thirds Vote of the Legislature Every 2 Weeks To Maintain a State of Emergency Declared by the Governor	Reported Out ONTP/ OTP-AM/OTP		Accepted Report A (ONTP)			S1
SLG	1228	An Act To Promote Transparency in Nonconsensual Towing and Roadside Assistance	Reported Out OTP-AM/ ONTP		Enactment Failed			S1
SLG	1237	An Act To Allow the Governor To Declare a Limited State of Emergency for Federal Aid Purposes	Reported Out ONTP/ OTP		Accepted Majority (ONTP) Report			S1
SLG	1256	An Act Requiring Climate Impact Notes on Proposed Legislation and Agency Rules	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1274	An Act Regarding 2021 Municipal Elections and Town Meetings	Reported Out OTP-AM/ ONTP		Emergency Enacted	PL	333	S1
SLG	1300	An Act To Require County Governments To Coordinate with Municipalities To Create Plans To Address Homelessness	Reported Out OTP-AM/ ONTP	Carried On Approps Table				S1
SLG	1340	An Act To Ensure Municipal Compliance with Federal Immigration Laws	Reported Out ONTP/ OTP-AM		Died On Adjournment			S1
SLG	1365	An Act To Prohibit Municipalities from Prohibiting Short-term Rentals	Reported Out ONTP/ OTP		Accepted Majority (ONTP) Report			S1
SLG	1366	An Act To Require a Majority Vote of the Legislature for Maine To Join Any Multistate Compact	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1387	An Act To Remove the Provision of Law Allowing a Legislator Who Resigns from Service as a Town Assessor To Continue To Serve Concurrently as a Selectman and as a Legislator	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
SLG	1394	An Act To Prohibit Legislators from Legislating While Intoxicated	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
SLG	1411	An Act To Establish the Maine Buy American and Build Maine Act	Reported Out OTP-AM/ ONTP		Veto Sustained			S1
SLG	1441	An Act To Create a James Weldon Johnson Annual Observance Day and an Observance Task Force	Reported Out OTP-AM/ ONTP		Enacted	PL	287	S1

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Bills Referred to

State and Local Government (SLG)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
SLG	1472	An Act To Require Legislative Approval for the State's Participation in Compacts, Programs and Agreements Regarding Transportation and Climate Change	Reported Out	ONTP/OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1513	An Act To Require the Maintenance of a Discontinued Public Road That Provides the Sole Access to One or More Residences	Carry Over Approved		Carried Over In Comm				S1
SLG	1515	An Act To Create a People's Revisor	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
SLG	1520	An Act To Terminate the Augusta Downtown Parking District	Reported Out	OTP		Enacted	P&SL	5	S1
SLG	1522	An Act To Update and Eliminate References in Statute to Selectmen and Overseers of the Poor	Reported Out	OTP-AM/ONTP		Enacted	PL	275	S1
SLG	1536	An Act Regarding Municipal Public Hearings on Citizen-initiated Municipal Referenda	Reported Out	OTP-AM		Enacted	PL	185	S1
SLG	1610	An Act To Promote Equity in Policy Making by Enhancing the State's Ability To Collect, Analyze and Apply Data	Carry Over Approved		Carried Over In Comm				S1
SLG	1658	An Act To Increase Campaign Finance Transparency and Accountability in Municipal Elections	Carry Over Approved		Carried Over In Comm				S1
SLG	1669	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Limit the Action the Legislature May Take on Initiatives Approved by Voters for a Period of 3 Years	Reported Out	ONTP/OTP-AM		Accepted Majority (ONTP) Report			S1
SLG	1670	Resolve, To Establish the Commission To Study and Recommend Solutions for Modernizing the Maine Legislature	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
SLG	1671	Resolve, To Require the Department of Administrative and Financial Services and the Department of Public Safety To Develop Short-term and Long-term Plans for Security Screenings in the Burton M. Cross Building and the State House	Reported Out	OTP-AM/ONTP	Carried On Approps Table				S1
SLG	1680	An Act To Amend Legislative Expenses Reimbursement and Allowances	Reported Out	OTP-AM	Carried On Approps Table				S1
SLG	1723	An Act Regarding Winter Maintenance on Private Roads in the Town of Windham	Reported Out	OTP-AM		Emergency Enacted	P&SL	10	S1

## **JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT**

### **LD 2 An Act To Require the Inclusion of Racial Impact Statements in the Legislative Process**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 21 requires a state agency or the designee of a commissioner or director of a state agency to provide, upon the request of a committee of the Legislature, data, analysis and other information in its possession that is necessary for the Legislature to prepare a racial impact statement. A racial impact statement is an assessment of the potential impact that legislation could have on historically disadvantaged racial populations.

Public Law 2021, chapter 21 also requires the Legislative Council to conduct a study to determine the best method to establish and implement a system for using racial impact statements in the legislative process. The study must be completed and a report with findings produced by November 1, 2021. Based on the reported findings of the study, the Legislative Council is required to implement, by December 1, 2021, a pilot project for the limited use of racial impact statements in the Second Regular Session of the 130th Legislature. Any joint standing committee that participates in the pilot project is required to report to the Legislative Council on its use of racial impact statements no later than 30 days following adjournment of the Second Regular Session. The Legislative Council is required to make a recommendation to the Legislative Council of the 131st Legislature, no later than December 5, 2022, on whether to expand or eliminate the use of racial impact statements.

### **LD 91 An Act To Update the Maine Uniform Accounting and Auditing Practices Act for Community Agencies**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 10 amends the Maine Uniform Accounting and Auditing Practices Act for Community Agencies. It replaces an outdated reference to the federal Office of Management and Budget Circular A-133 by referring to uniform guidance under 2 Code of Federal Regulations, Part 200. It updates the dollar thresholds for the annual financial reporting requirements to conform with that guidance. It also repeals provisions establishing the Advisory Committee to the Commissioner and requiring the commissioner to submit annual reports to the joint standing committee of the Legislature having jurisdiction over state and local government matters on the implementation of the law.

### **LD 158 An Act To Eliminate Inactive Boards and Commissions**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 36 eliminates those boards and commissions that did not file annual reports with the Secretary of State in either 2018 or 2019 or that filed a report that indicated inactivity for 2018 and 2019 and for which testimony was not received requesting the board or commission not be eliminated. The boards and commissions eliminated are:

## JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT

1. Maine Biomedical Research Board;
2. Maine Drug Enforcement Agency Advisory Board;
3. Maine-New Hampshire Interstate Bridge Authority;
4. Pollution Prevention and Small Business Assistance Advisory Panel;
5. Prison Industries Advisory Council; and
6. Regulatory Fairness Board.

### **LD 183 An Act To Establish Juneteenth as a Paid State Holiday**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 140 establishes June 19<sup>th</sup> of each year as a state holiday, Juneteenth Independence Day.

### **LD 193 Resolve, To Name a Mountain in Oxford County**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 15 names a certain mountain located at the south end of Twitchell Pond in the Town of Greenwood, lying opposite Rowe's Ledge and north of Sheepskin Bog and unofficially known as Jason's Mountain or Oak Hill, as Jason's Mountain.

### **LD 232 An Act To Recognize "My Sweet Maine" as Maine's Song of the 21st Century**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 38 establishes the song "My Sweet Maine," written by Terry Swett, as Maine's official song of the 21st century.

### **LD 243 An Act To Amend the Composition of the Piscataquis County Budget Committee**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 55 requires the county commissioners of Piscataquis County to appoint one member to the Piscataquis County Budget Committee who is a resident of an unorganized territory located in the county and permits the county commissioners to appoint one other resident

## JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT

of an unorganized territory located in the county to the budget committee. This law requires the appointment of members to the Budget Committee be done in a manner established by the county commissioners.

### **LD 377 An Act To Allow Public Members of the Maine-Canadian Legislative Advisory Commission To Receive Reimbursement for Travel Expenses**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 9 allows the expenses of members of the Maine-Canadian Legislative Advisory Commission to be reimbursed.

Public Law 2021, chapter 9 was enacted as an emergency measure effective March 17, 2021.

### **LD 472 Resolve, Regarding Legislative Review of Chapter 104: Certain Payments Not Immediate, a Major Substantive Rule of the Treasurer of State**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 11 authorizes for final adoption of Chapter 104: Certain Payments Not Immediate, a provisionally adopted major substantive rule of the Treasurer of State.

Resolve 2021, chapter 11 was finally passed as an emergency measure effective May 5, 2021.

### **LD 564 Resolve, Directing the State Librarian and the State Archivist To Study Which State Agency Reports and Publications Do Not Need To Be Printed**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 19 directs the State Librarian and the State Archivist to study the potential cost savings from eliminating the requirement that state agencies or departments provide printed copies of certain reports and other publications. The State Librarian and the State Archivist shall provide the Joint Standing Committee on State and Local Government with a report and suggested legislation by December 1, 2021. The committee is authorized to report out legislation to the Second Regular Session of the 130th Legislature.

### **LD 596 An Act To Improve the Law Regarding Abandoned Roads**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 145 repeals the Maine Revised Statutes, Title 23, section 3028 and enacts a new section. Section 3028 created a presumption of abandonment of a town way not kept

## **JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT**

passable for the use of motor vehicles at the expense of the municipality or county for a period of 30 or more consecutive years. The new section, section 3028-A, replaces the presumption with a process for a municipality to follow should it choose to declare a town way abandoned.

The process includes notice to abutting property owners, property owners for whom the town way is the only means of access and adjacent municipalities and counties. It provides for a public hearing process and an appeals process. The law limits a public easement retained in a town way discontinued by abandonment to rights of access by foot or motor vehicle, which are the limits of public easements laid out by a municipality through its eminent domain powers in the Maine Revised Statutes, Title 23, section 3022.

### **LD 621 An Act To Increase the Number of Franklin County Commissioners**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 8 requires the legislative apportionment commission to develop two apportionment plans for Franklin County, one plan dividing Franklin County into three commissioner districts and one plan dividing the county into five commissioner districts. In the election held in November 2021, the Franklin County Commissioners are required to submit a referendum question to the voters asking whether they favor dividing Franklin County into five districts. If the referendum question passes with a majority vote, the apportionment commission is required to submit an apportionment plan dividing Franklin County into three districts until 2024 and five districts thereafter. The terms of office of the commissioners under the three-district plan expire in 2024 and the terms of office of the commissioners under the five-district plan are staggered. If the referendum question does not pass, the apportionment commission is required to submit an apportionment plan dividing Franklin County into three districts with the terms of office of the commissioners based on current law.

### **LD 826 Resolve, Directing the University of Maine System To Study the Potential Effects of the State Adopting Atlantic Standard Time**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 86 directs the University of Maine System to study and analyze, within available resources, the potential effects on the State's economy of the State adopting permanent Atlantic Standard Time and determine if that adoption will serve the convenience of commerce as required by the United States Department of Transportation. A report must be submitted to the Joint Standing Committee on State and Local Government by February 15, 2022. The Joint Standing Committee may submit legislation to the Second Regular Session of the 130th Legislature.

Funding for the study must be through private donations to the University of Maine System. If sufficient resources are not available, the University of Maine System is not obligated to undertake work under this Resolve.

## JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT

### **LD 875 An Act To Protect Taxpayers in the Privatization of Services and To Establish the State Procurement Review Committee**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 332 sets out requirements that must be met when a state agency seeks to enter into a contract to privatize services being provided by state agency employees. The requirements include:

1. Prior to issuing a request for proposals, an agency must determine the minimum wage rate it pays the employees providing the services, the percentage of health insurance plan coverage provided by the State for those employees and their dependents and the cost to the agency to provide the services;
2. The agency employees, through an employee organization, may submit a bid to provide the services;
3. An employee organization representing employees who will be displaced or terminated if the services are privatized may offer an amendment to the collective bargaining agreement that will lower the agency's cost to provide the services;
4. All bids and subsequent privatization contracts must pay the established minimum wage rate, provide comparable health insurance coverage and pay at least the same percentage for health insurance plan coverage as paid by the agency to employees providing the services and their dependents prior to the privatization;
5. The bid and successful contractor must offer employment to any agency employee displaced or terminated because of the privatization of services who meets the contractor's nondiscriminatory hiring criteria;
6. A privatization contract may not be executed if the total cost of the contract, including transition costs to move services from the agency to the contractor, is more than the agency's estimation of its cost to provide the services;
7. All calculations, documents and other relevant materials must be submitted to the Attorney General and the Attorney General may choose to review the materials and may request additional information during any such review;
8. An employee organization may request the Commissioner of Administrative and Financial Services review the written statement prepared by the agency seeking to privatize services. The Commissioner is required to provide a response to such a request within 15 business days, and the Commissioner's decision is considered final agency action for purposes of judicial review; and



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9. The Attorney General may intervene at any stage of the privatization process and has the authority to bring an action to prevent or enjoin privatization in appropriate cases.

Public Law 2021, chapter 332 also establishes the State Procurement Review Committee to oversee requests for proposals, contracts and grants and renewals, extensions, amendments and other alterations to existing contracts and grants valued over \$1,000,000. The Office of the Attorney General must be consulted when the value equals or exceeds \$3,000,000.

### **LD 1010 An Act To Establish the Maine Service Fellows Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 155 establishes the Maine Service Fellows Program under the Maine Commission for Community Service. The commission is directed to design and implement the program in a manner that will increase the opportunities for citizens to devote a year of service to Maine communities; attract to and retain in Maine motivated adults who have completed a college degree within the prior five years to apply their skills and abilities to projects for the benefit of Maine citizens; provide rural and underserved Maine communities a resource to address critical health and human, public safety, education and environmental needs; and strengthen civic engagement of both the program participants and community residents through solutions based, in whole or in part in volunteer service. The commission is also required to establish an advisory committee to guide the launch of the program and to submit a report to the Joint Standing Committee of the Legislature having jurisdiction over state and local government matters no later than January 30, 2024.

### **LD 1034 An Act To Provide Funding To Support the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations and To Establish Staffing For The Commission**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 436 provides legislative per diem compensation and expense reimbursement to the members of the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations. It establishes the position of executive director of the commission and authorizes the director to hire appropriate staff to support the work of the commission. It allocates funds to support the newly created positions and to support the work of the commission.

### **LD 1042 An Act To Protect State Workers from Exposure to Harmful Substances**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 262 requires the Department of Administrative and Financial Services, Bureau of General Services to inventory all state-owned buildings where state employees perform job duties to determine the presence of asbestos, lead, black mold and other substances that may

## **JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT**

be harmful to human health. It requires property owners of buildings leased to the State to conduct a similar inventory and report the results to the bureau. The law requires the bureau to establish and maintain a database containing the results of the inventories and make the database readily accessible electronically to employee collective bargaining agents, employees working in state office buildings with asbestos, lead, black mold or other substances that may be harmful to human health, individuals who perform maintenance, repair or custodial services, firefighters, the Department of Labor, the Department of Health and Human Services, Maine Center for Disease Control and Prevention and members of the joint standing committee of the Legislature having jurisdiction over state and local government matters. It requires the database to be consulted before maintenance of or repair to a state-owned building by a state employee and the provision of protective gear to the employee if appropriate. The department may adopt rules to implement these requirements and is required to submit a biennial report to the joint standing committee regarding the conditions of the buildings.

### **LD 1065 An Act To Clarify the Qualifications and Oversight of Sheriffs**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 202 clarifies that a candidate for county sheriff must either be currently certified as a law enforcement officer and in compliance with the training requirement in the Maine Revised Statutes, Title 25, section 2804-C or be a previously certified law enforcement officer who agrees to meet the requirements of Title 25, section 2804-C within one year of taking office. It requires all county sheriffs to continually meet the in-service law enforcement training standards under Title 25, section 2804-E and any other statutory requirements of preservice, basic or in-service law enforcement training required for certification or continued certification as a law enforcement officer. It provides that a full-time law enforcement officer employed by a municipal police department or state agency, before July 1, 1990 is deemed to have met the minimum qualifications for county sheriff candidates.

### **LD 1123 An Act To Authorize a Monument to the Victims of and First Responders to COVID-19**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 475 permits the State House and Capitol Park Commission to arrange for a monument honoring the victims of and first responders to the COVID-19 pandemic to be placed on the exterior grounds of the State House. It requires the commission to report to the joint standing committee of the Legislature having jurisdiction over state and local government matters on the status of the commission's work by January 31, 2022, including the commission's efforts in soliciting artistic designs for the monument. It authorizes the committee to report out a bill to the Second Regular Session of the 130th Legislature on the subject matter of the report.

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### **LD 1215 Resolve, To Require the State Auditor To Report on Corrective Actions Regarding the Administration of Federal Grants**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 42 requires the State Auditor to issue a report on the compliance of state agencies with findings and corrective actions issued by the State Auditor as part of an audit of the agencies regarding the administration of federal grants. The report must contain all the outstanding corrective actions that have not been taken and are listed on the prior audit status of single audit reports of all agencies for the immediate five complete fiscal years prior to the effective date of this resolve and any recommendations as to further corrective action or audit needed. The report shall be submitted, by December 2, 2022 to each joint standing committee of the Legislature having jurisdiction over the same policy and substantive matters as a state agency included in the report. Each committee may report out a bill based on the report to the First Regular Session of the 131st Legislature.

### **LD 1274 An Act Regarding 2021 Municipal Elections and Town Meetings**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 333, which is retroactive to January 15, 2021 and is repealed on the earlier of June 30, 2022 and the end of the state of emergency declared by the Governor due to the outbreak of COVID-19, does the following.

1. It deems approved a municipal budget that was approved or deemed approved in the prior year if an annual budget meeting is delayed beyond the date an annual budget is customarily submitted to a legislative body of a municipality for approval due to public health concerns arising from COVID-19.
2. It permits municipal assessors to commit property taxes on the basis of a municipal budget deemed approved.
3. It permits a municipal treasurer to disburse money on the authority of a warrant drawn for that purpose seen and signed individually by a majority of the municipal officers outside of a public meeting, notwithstanding the Maine Revised Statutes, Title 30-A, section 5603, subsection 2, paragraph A or any other law or municipal charter provision or ordinance to the contrary, for the duration of the state of emergency declared by the Governor due to the outbreak of COVID-19 and for 30 days following its termination.
4. It permits municipal officers during the calendar year 2021 to postpone the date of a scheduled secret ballot election for which nomination papers have already been issued or filed by posting notice in a conspicuous public location at least two days prior to the date of the election. The notice must be signed by a majority of the municipal officers and must either state a specific date and time during which the polls will be open to complete the election or state that the date of a rescheduled election will be determined by the municipal officers.

## JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT

5. It provides that any secret ballot election rescheduled under this law must be noticed by a warrant calling the election that is approved and posted pursuant to the Maine Revised Statutes, Title 30-A, section 2523 at least seven days prior to the date of the rescheduled election.
6. It permits municipalities to use ballots that were printed for a postponed secret ballot election despite the inclusion of the original election date.
7. It requires municipalities to use ballots that were printed for an originally scheduled secret ballot election if absentee ballots have been issued and returned.
8. It requires a municipal clerk to safeguard and secure any absentee ballots already returned until the date of a rescheduled secret ballot election and process them as required by the Maine Revised Statutes, Title 21-A.
9. It permits a municipal clerk to issue and accept absentee ballots and applications and to allow voting in the presence of the clerk pursuant to the Maine Revised Statutes, Title 21-A during the period between the originally scheduled secret ballot election and the rescheduled secret ballot election.
10. It applies the rescheduling, ballot and absentee ballot provisions of this law to municipal secret ballot referendum elections.
11. It permits a hearing required by the Maine Revised Statutes, Title 30-A, section 2528, subsection 5 or municipal charter before a referendum vote to be held via remote means.
12. It suspends the Maine Revised Statutes, Title 30-A, section 2528, subsection 1 to allow the municipal officers of any municipality that has not voted to accept secret ballot voting to do so during the state of emergency and allows elected officials in those municipalities to remain in office until an election is called pursuant to Title 30-A, section 2525.
13. It permits a municipal officer to file with the clerk an order establishing the wording of any referendum question by the 30th day before a referendum election, notwithstanding the Maine Revised Statute, Title 30-A, section 2528, subsections 4 and 5.
14. It suspends during the state of emergency the requirement under the Maine Revised Statutes, Title 30-A, section 5721-A, subsection 7, paragraph A for a written ballot to exceed or increase the property tax levy at an open town hall meeting and permits the use of either a show of hands or a voice vote.

Public Law 2021, chapter 333 was enacted as an emergency measure effective June 23, 2021.

## JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT

### **LD 1441 An Act To Create a James Weldon Johnson Annual Observance Day and an Observance Task Force**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 287 establishes June 17th as James Weldon Johnson Day in honor of writer and civil rights activist James Weldon Johnson and requires the Governor to issue an annual proclamation. The law directs the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations to establish a James Weldon Johnson observance task force to develop ideas for continuing James Weldon Johnson's work to end systemic racism and to explore opportunities for memorializing the life of James Weldon Johnson. The Commission is required to submit a report to the Joint Standing Committee of the Legislature having jurisdiction over state and local government matters on the status of the task force by January 5, 2022.

### **LD 1520 An Act To Terminate the Augusta Downtown Parking District**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 5 repeals the Augusta Downtown Parking District created by Private and Special Law 1947, chapter 124.

### **LD 1522 An Act To Update and Eliminate References in Statute to Selectmen and Overseers of the Poor**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 275 amends several sections of the Maine Revised Statutes to replace the phrases: "board of selectmen" with "select board"; "overseer of the poor" with "board of overseers"; and in most instances, "selectmen" with "member of the select board."

### **LD 1536 An Act Regarding Municipal Public Hearings on Citizen-initiated Municipal Referenda**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 185 clarifies that the public hearing required to be held by municipal officers on an article initiated by written petition must solicit and allow for a discussion on the merits of the article.

## JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT

### LD 1723 An Act Regarding Winter Maintenance on Private Roads in the Town of Windham

#### ENACTED LAW SUMMARY

Private and Special Law 2021, chapter 10 permits the Town of Windham to:

1. Continue providing winter maintenance to certain private ways in the town for public health and safety reasons;
2. Create a roster and map of the private ways on which the town provides winter maintenance;
3. Develop basic maintenance standards for the private ways on which the town provides winter maintenance;
4. Suspend or cease to perform winter maintenance on private ways under certain conditions;
5. Enact an ordinance to provide for winter maintenance of certain private ways in the town or to otherwise effectuate the provisions of this law; and
6. Submit a report to the Joint Standing Committee on State and Local Government detailing the town's progress toward conforming the use of public funds for winter maintenance on private ways with constitutional and statutory requirements, including assessments from the town's police chief and fire-rescue chief on the connection between winter maintenance on certain private ways and public health and safety and an assessment of whether winter maintenance of its designated private ways has an environmental impact on the surrounding water bodies.

Private and Public Law, chapter 10 prevents a road association or property owners benefited by a private way receiving winter maintenance from the town from asserting a claim that the private way has become a town way by any method or mechanism other than dedication and acceptance pursuant to the Maine Revised Statutes, Title 23, section 3025.

Private and Special Law, chapter 10 is repealed on June 30, 2022.

Private and Special Law 2021, chapter 10 was enacted as an emergency measure effective June 17, 2021.

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  
TAXATION

December 2021

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*Joint Standing Committee on Taxation*

**SUBJECT INDEX**

*Administration of Tax Laws*

**Enacted**

LD 141	An Act To Make Technical Changes to the Tax Laws	PUBLIC 253
LD 1216	An Act To Amend the State Tax Laws	PUBLIC 181

**Not Enacted**

LD 1067	An Act To Institute a State Tax Amnesty Program To Increase General Revenue Collections	CARRIED OVER
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*Estate Tax*

**Not Enacted**

LD 1524	An Act To Amend the Maine Exclusion Amount in the Estate Tax	Minority (ONTP) Report
LD 1704	An Act To Change the Exclusion Amount under the Estate Tax and Provide Additional Funding for the Housing Opportunities for Maine Fund	CARRIED OVER

*Fuel Tax*

**Not Enacted**

LD 1382	An Act To Invest in Maine's Roads and Bridges	Majority (ONTP) Report
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*Income Tax - General*

**Not Enacted**

LD 428	An Act To Prevent Tax Haven Abuse	CARRIED OVER
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## *Income Tax - Reform*

### Not Enacted

LD 495	An Act To Improve Income Tax Progressivity by Establishing New Top Individual Income Tax Rates	ONTP
LD 498	An Act To Reauthorize a 3 Percent Tax on Income over \$200,000 To Lift All Maine Workers out of Poverty	Minority (ONTP) Report
LD 501	An Act To Amend Maine's Corporate Income Tax by Increasing the Top Rate from 8.93 Percent to 12.4 Percent	ONTP
LD 532	An Act To Lower Income Taxes for Middle-income Families in Maine	ONTP
LD 570	An Act To Provide for Fairness in the Taxation of Extraordinary and Unearned Income by Establishing a 3 Percent Surcharge on Net Capital Gains and Dividends Income over \$250,000 for Taxpayers Filing Single or Married Separate Returns and over \$500,000 for Taxpayers Filing Joint Returns	ONTP
LD 1136	An Act To Promote Fairness in Income Tax Rates by Making Them More Progressive	ONTP
LD 1289	An Act To Cut Property Taxes for Maine Residential Homeowners	CARRIED OVER
LD 1369	An Act To Provide Stimulus for Economic Recovery by Enacting a 5 Percent Flat Income Tax	Majority (ONTP) Report
LD 1443	An Act Regarding Higher Income Tax Levels	ONTP
LD 1500	An Act To Bring Equity to Maine's Tax Law by Adjusting Certain Individual Income Tax Rates	ONTP
LD 1677	An Act To Support Frontline Workers by Adding a Temporary Tax Bracket Affecting High Earners	ONTP

## *Income Tax Conformity*

### **Not Enacted**

- |        |   |      |
|--------|---|------|
| LD 147 | An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes and Amend Income Tax Modifications and the Maine Capital Investment Tax Credit | ONTP |
| LD 288 | An Act To Conform the Maine Income Tax Law with Federal Law To Exempt Paycheck Protection Program Loans from Being Considered Taxable Income  | ONTP |

## *Income Tax Credits, Exemptions, Deductions and Incentives*

### **Enacted**

- |         |  |            |
|---------|--|------------|
| LD 188  | An Act Regarding the Transportation of Products in the Forest Products Industry  | PUBLIC 280 |
| LD 229  | An Act To Increase Investment Caps in the Maine Seed Capital Tax Credit Program  | PUBLIC 412 |
| LD 846  | Resolve, Directing the Department of the Secretary of State To Develop Website Information Related to Promoting Benefit Corporations | RESOLVE 48 |
| LD 978  | An Act To Create an Access to Justice Income Tax Credit  | PUBLIC 473 |
| LD 1046 | An Act To Create an Income Tax Return Checkoff for Hunger Prevention   | PUBLIC 437 |
| LD 1651 | An Act To Support Working Families through Outreach and Education about Tax Credits for Persons of Low Income                        | PUBLIC 479 |
| LD 1713 | An Act To Revitalize Maine's Paper Industry through the Establishment of an Income Tax Credit for Paper Manufacturing                | PUBLIC 482 |

### **Not Enacted**

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|-------|--|--------------|
| LD 23 | An Act To Reinstate and Increase the Income Tax Deduction for Contributions to Education Savings Plans | CARRIED OVER |
|-------|--|--------------|

LD 136	An Act To Increase the Maximum Pension Deduction for State Income Tax	Died Between Houses
LD 168	An Act To Provide a Tax Break for Businesses That Employ People with Disabilities	Majority (ONTP) Report
LD 201	An Act To Reduce Greenhouse Gas Emissions and Promote Weatherization in the Buildings Sector by Extending the Sunset Date for the Historic Property Rehabilitation Tax Credit	CARRIED OVER
LD 217	An Act To Make Contributions Made To Pay Off School Meal Debt Tax-deductible	ONTP
LD 241	An Act To Support the Trades through a Tax Credit for Apprenticeship Programs	CARRIED OVER
LD 262	An Act To Combat Hunger by Creating an Income Tax Credit of up to \$5,000 Annually for Businesses Engaged in Food Production for Donations to Tax-exempt Organizations	CARRIED OVER
LD 308	An Act To Promote Research and Development in the State by Increasing and Marketing the Research Expense Tax Credit	CARRIED OVER
LD 731	An Act To Establish a Program To Assist Regional Firefighter Training Programs, To Provide Tax Credits to Businesses That Employ Volunteer Firefighters and Emergency Medical Services Persons and To Provide Benefits to Volunteer Firefighters and Emergency Medical Services Persons	CARRIED OVER
LD 798	An Act To Improve the Educational Opportunity Tax Credit	CARRIED OVER
LD 950	An Act To Improve Maine's Economic Development Incentives	ONTP
LD 973	An Act Regarding the Educational Opportunity Tax Credit	ONTP
LD 977	An Act Regarding the Maine Educational Opportunity Tax Credit	ONTP

*Taxation*

LD 1118	An Act To Promote Reliable Rural High-speed Internet	ONTP
LD 1145	An Act To Eliminate the State Income Tax on Maine Public Employees Retirement System Pensions	ONTP
LD 1156	An Act To Reduce Errors in Employment Tax Increment Financing Benefits	CARRIED OVER
LD 1184	An Act To Exempt from Taxation Certain Out-of-state Pensions	Majority (ONTP) Report
LD 1227	An Act To Provide Equity in the State Income Tax Deduction for Certain Public Employees Retirement System Pensions	CARRIED OVER
LD 1243	An Act To Exempt from Taxation Out-of-state Pensions	ONTP
LD 1251	An Act To Encourage Charitable Giving	Majority (ONTP) Report
LD 1334	An Act To Promote Economic Development through Increased Film Incentives	CARRIED OVER
LD 1406	An Act To Encourage Relocation to Rural Maine	CARRIED OVER
LD 1410	An Act To Incentivize the Development of the Labor Force in the Green Jobs Sector through Assistance in Repaying Student Loan Debt	ONTP
LD 1413	An Act To Provide Equity in the State Income Tax Deduction for Certain Public Employees Retirement System Pensions	CARRIED OVER
LD 1458	An Act To Expand Incentives To Live and Work in Maine through a Partial Tax Credit for Certain Student Loans	ONTP

*Taxation*

LD 1598	An Act To Eliminate Taxpayer Subsidies for Discriminatory Employers	ONTP
LD 1667	An Act To Create a Tax Credit for Maine Workers Who Have Earned Certificates from Accredited Institutions	ONTP
LD 1678	An Act To Support Child Care Providers and School Readiness through Tax Credits	CARRIED OVER

### *Motor Vehicle Excise Tax*

**Enacted**

LD 1193	An Act To Exempt Certain Disabled Veterans from the Motor Vehicle Excise Tax	PUBLIC 240
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**Not Enacted**

LD 94	An Act To Allow Municipalities To Exempt Volunteer Firefighters from Paying Excise Tax on Their Vehicles Used To Respond to Fire Calls	ONTP
LD 724	An Act To Base the Vehicle and Mobile Home Excise Tax on Actual Value	ONTP
LD 970	An Act To Base the Motor Vehicle Excise Tax on Actual Sale Price	ONTP
LD 1203	An Act To Amend the Application of the Excise Tax on Noncommercial Watercraft Temporarily in the State	ONTP
LD 1355	An Act To Amend the Motor Vehicle Excise Tax Exemption for Veterans Who Are Disabled	ONTP

### *Municipal Revenue Sharing*

**Not Enacted**

LD 328	An Act To Fully Fund and Restore State-Municipal Revenue Sharing	CARRIED OVER
LD 403	An Act To Assist Service Center Communities by Adjusting State-Municipal Revenue Sharing	ONTP

LD 409	An Act To Provide Funding To Restore Fully State-Municipal Revenue Sharing	ONTP
LD 1257	An Act To Encourage Inclusionary Zoning in Municipalities by Increasing Revenue Sharing	ONTP

**Other Taxes**

**Enacted**

LD 871	An Act To Clarify Certain Provisions Regarding the Marijuana Excise Tax	PUBLIC 323
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**Not Enacted**

LD 418	An Act To Create a Graduated Real Estate Transfer Tax	Veto Sustained
LD 527	An Act To Exempt MaineCare Appendix C Private Nonmedical Institutions from the Service Provider Tax	CARRIED OVER
LD 740	An Act To Provide Municipalities a Percentage of the Revenue Generated from the Taxes Imposed on the Sale of Recreational Marijuana in Those Municipalities	ONTP
LD 830	An Act To Restructure the Taxation of Adult Use Marijuana	CARRIED OVER
LD 1062	An Act To Phase Out the Insurance Premium Tax on Annuities	CARRIED OVER
LD 1185	An Act To Distribute Tax Revenue To Offset Costs Incurred by Adult Use Marijuana Host Municipalities	ONTP
LD 1195	An Act To Increase Funding to Qualifying Municipalities by Sharing Adult Use Marijuana Sales and Excise Tax Revenue	
LD 1337	An Act To Increase Affordable Housing and Reduce Property Taxes through an Impact Fee on Vacant Residences	CARRIED OVER
LD 1423	An Act To Prevent and Reduce Tobacco Use by Ensuring Adequate Funding for Tobacco Use Prevention and Cessation Programs and by	CARRIED OVER

*Taxation*

Raising the Tax on Tobacco Products and To Provide Funding To Reduce Disparities in Health Outcomes Based on Certain Factors

LD 1514	Resolve, Establishing the Commission To Study the Impact of Various Types of Taxes on Various Populations in the State	Died On Adjournment
LD 1569	Resolve, Establishing the Commission To Study the Role of Water as a Resource in the State of Maine	CARRIED OVER

**Property Tax - Current Use**

**Enacted**

LD 188	An Act Regarding the Transportation of Products in the Forest Products Industry	PUBLIC 280
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**Not Enacted**

LD 1283	An Act To Amend the Maine Tree Growth Tax Law To Encourage Public Access	ONTP
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**Property Tax - Exemptions**

**Enacted**

LD 179	Resolve, To Require a Review of Property Tax Assessment of Energy Efficiency Improvements	RESOLVE 93
LD 191	An Act To Permit Municipalities To Provide Assistance to Veterans in Paying Property Taxes	PUBLIC 69
LD 198	An Act To Improve Maine's Tax Laws by Providing a Property Tax Exemption for Central Labor Councils	PUBLIC 410

**Not Enacted**

LD 290	An Act To Stabilize Property Taxes for Individuals 65 Years of Age or Older Who Own a Homestead for at Least 10 Years	CARRIED OVER
LD 351	An Act Regarding Municipal Valuation and State-owned Property	Majority (ONTP) Report
LD 470	An Act To Allow a Veteran Who Was a Member of the Military Reserves or Served in the National Guard To Qualify for the Veterans' Property Tax Exemption	Leave to Withdraw Pursuant to Joint Rule 310

*Taxation*

LD 576	An Act To Increase Property Tax Relief for Veterans	CARRIED OVER
LD 647	An Act To Expand Eligibility for the Veterans' Property Tax Exemption	CARRIED OVER
LD 659	An Act To Ease the Property Tax Burden by Authorizing Municipalities To Require Payments in Lieu of Taxes from Certain Exempt Organizations	ONTP
LD 708	An Act To Increase the Homestead Exemption to \$50,000	Majority (ONTP) Report
LD 1071	An Act To Reduce Property Taxes for Maine Residents	CARRIED OVER
LD 1166	An Act To Increase the Property Tax Exemption for Veterans by 50 Percent	ONTP
LD 1181	An Act To Reduce Property Taxes on the Primary Residence of Veterans Who Are 100 Percent Disabled Due to Service-connected Disabilities	ONTP
LD 1222	An Act To Reduce Property Taxes of Seniors in an Amount Equal to the Cost of Education	ONTP
LD 1289	An Act To Cut Property Taxes for Maine Residential Homeowners	CARRIED OVER
LD 1448	An Act To Increase the Homestead Property Tax Exemption	CARRIED OVER
LD 1482	An Act To Improve Access to Property Tax Exemptions for New Homeowners	CARRIED OVER
LD 1516	An Act To Amend the Property Tax Exemption for Persons Who Are Legally Blind	ONTP

*Taxation*



LD 1598 An Act To Eliminate Taxpayer Subsidies for Discriminatory Employers ONTP

**Property Tax - General**

**Enacted**

LD 897 An Act To Allow Municipalities To Set Below-market Interest Rates for Senior Citizen Property Tax Deferral Programs PUBLIC 120

LD 1132 An Act To Encourage the Renovation of Available Housing Stock PUBLIC 127

**Property Tax - Valuation**

**Not Enacted**

LD 534 An Act To Allow Tax Abatements for Catastrophic Loss ONTP

LD 1129 An Act Relating to the Valuation of Retail Sales Facilities CARRIED OVER

LD 1247 An Act To Place a Moratorium on Property Revaluations for Tax Purposes during a State of Emergency ONTP

**Property Tax Relief Programs**

**Not Enacted**

LD 731 An Act To Establish a Program To Assist Regional Firefighter Training Programs, To Provide Tax Credits to Businesses That Employ Volunteer Firefighters and Emergency Medical Services Persons and To Provide Benefits to Volunteer Firefighters and Emergency Medical Services Persons CARRIED OVER

LD 1174 An Act To Allow Municipalities To Send Separate Tax Bills for Municipal, County and School Taxes ONTP

LD 1638 An Act To Help Seniors and Certain Persons with Disabilities Remain in Their Homes by Providing for the Deferral of Property Taxes CARRIED OVER

**Sales and Use Tax**

**Enacted**

LD 1468 An Act To Support All-terrain Vehicle Trail Improvement PUBLIC 446

**Not Enacted**

LD 80 An Act To Provide Critical Communications for Family Farms, Businesses and Residences by Strategic Public Investment in High-speed Internet and Broadband Infrastructure CARRIED OVER

LD 140 An Act To Assist Certain Businesses in the State That Sell Prepared Food or Alcohol Majority (ONTP) Report

LD 740 An Act To Provide Municipalities a Percentage of the Revenue Generated from the Taxes Imposed on the Sale of Recreational Marijuana in Those Municipalities ONTP

LD 1162 An Act To Dedicate a Percentage of the Sales and Use Tax on Motor Vehicles and Motor Vehicle Parts to the Highway Fund ONTP

LD 1342 An Act To Authorize a Local Option Sales Tax on Lodging and Other Goods and Provide Funding for Tax Abatement and Rental Relief Minority (ONTP) Report

LD 1418 An Act To Allow a Local Option Sales Tax on Meals and Lodging ONTP

**Sales Tax Exemptions, Exclusions or Refunds**

**Enacted**

LD 86 An Act To Make Sales to Area Agencies on Aging Tax-exempt PUBLIC 399

LD 401 An Act To Provide a Sales and Use Tax Exemption for Certain Nonprofit Cemeteries PUBLIC 416

LD 435 An Act To Provide a Sales and Use Tax Exemption for Certain Educational Collaboratives PUBLIC 417

LD 1140 An Act To Establish a Sales Tax Exemption for the Purchase of Firearm Safety Devices PUBLIC 440

**Not Enacted**

LD 506 An Act To Reduce the Tax Burden on Low-income Electricity Customers CARRIED OVER

LD 538 An Act To Exempt Trailers Sold to Out-of-state Entities from Sales and Use Tax CARRIED OVER

LD 611 An Act To Exempt Long-term Lodging from the 9 Percent Sales Tax on Lodging Majority (ONTP) Report

LD 1261 An Act To Improve Camping Opportunities in Maine by Exempting Certain Campground Rental Fees from the Sales and Use Tax Majority (ONTP) Report

LD 1277 An Act To Remove Sales and Use Taxation on Monetary Metals Majority (ONTP) Report

LD 1335 An Act To Provide for Exemption from the Sales Tax for Menstrual Products CARRIED OVER

LD 1362 An Act To Excuse Certain Marketplace Sellers and Facilitators for Failing To Collect and Remit Sales and Use Taxes on Ammunition Sales Majority (ONTP) Report

LD 1371 An Act To Exempt Gold and Silver Transactions from State Sales and Use Tax Majority (ONTP) Report

LD 1381 An Act To Establish a Sales Tax Holiday To Help Maine Businesses Affected by the COVID-19 Pandemic Majority (ONTP) Report

LD 1395 An Act To Suspend Meals and Lodging Taxes until 12 Months after the COVID-19 Civil Emergency ONTP

LD 1462 An Act To Serve the Public Interest, Promote Journalism and Save Jobs by Restoring the Sales and Use Tax Exemption for Publications CARRIED OVER

LD 1525	An Act To Exempt from Sales Tax Plastic Bags Required by a Municipal Solid Waste Management Program	ONTP
LD 1689	An Act To Ensure Equity in the Clean Energy Economy by Providing a Limited Tax Exemption for Certain Clean Energy Infrastructure Projects	CARRIED OVER
LD 1732	An Act To Amend the Sales Tax Exemption for Nonprofit Housing Development Organizations	CARRIED OVER

### *Tax Increment Financing*

**Enacted**

LD 953	An Act To Improve Affordable Housing Options and Services To Address Homelessness	PUBLIC 261
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**Not Enacted**

LD 412	An Act To Authorize the Use of Tax Increment Financing Funds for Constructing or Renovating Municipal Offices and Other Buildings	Majority (ONTP) Report
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### *Tax Reform - Restructuring*

**Not Enacted**

LD 276	An Act To Improve and Update Maine's Tax Laws	CARRIED OVER
LD 392	An Act To Amend the Tax Laws	CARRIED OVER
LD 484	An Act To Change Maine's Tax Laws	CARRIED OVER
LD 966	Resolve, Establishing the Commission To Study Fair, Equitable and Competitive Tax Policy for Maine's Working Families and Small Businesses To Enable the Implementation of the State's 10-year Economic Development Strategy	CARRIED OVER

### *Unorganized Territory*

**Enacted**

LD 146	Resolve, Authorizing the State Tax Assessor To Convey the Interest of the State in Certain Real Estate in the Unorganized Territory	RESOLVE 8
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#### *Taxation*



**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  
 Taxation (TAX)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
TAX	23	An Act To Reinstate and increase the Income Tax Deduction for Contributions to Education Savings Plans	Reported Out	OTP-AM/ ONTP	Carried On Approps Table			\$1
TAX	80	An Act To Provide Critical Communications for Family Farms, Businesses and Residences by Strategic Public Investment in High-speed Internet and Broadband Infrastructure	Carry Over Approved		Carried Over In Comm			\$1
TAX	86	An Act To Make Sales to Area Agencies on Aging Tax-exempt	Reported Out	OTP-AM		Enacted	PL 399	\$1
TAX	94	An Act To Allow Municipalities To Exempt Volunteer Firefighters from Paying Excise Tax on Their Vehicles Used To Respond to Fire Calls	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		\$1
TAX	136	An Act To Increase the Maximum Pension Deduction for State Income Tax	Reported Out	ONTP/ OTP-AM		Died Between Houses		\$1
TAX	140	An Act To Assist Certain Businesses in the State That Sell Prepared Food or Alcohol	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report		\$1
TAX	141	An Act To Make Technical Changes to the Tax Laws	Reported Out	OTP-AM		Enacted	PL 253	\$1
TAX	146	Resolve, Authorizing the State Tax Assessor To Convey the Interest of the State in Certain Real Estate in the Unorganized Territory	Reported Out	OTP-AM		Finally Passed	RESLV 8	R1
TAX	147	An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes and Amend Income Tax Modifications and the Maine Capital Investment Tax Credit	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		\$1
TAX	168	An Act To Provide a Tax Break for Businesses That Employ People with Disabilities	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report		\$1
TAX	179	Resolve, To Require a Review of Property Tax Assessment of Energy Efficiency Improvements	Reported Out	OTP-AM		Finally Passed	RESLV 93	\$1
TAX	188	An Act Regarding the Transportation of Products in the Forest Products Industry	Reported Out	OTP-AM/ ONTP		Enacted	PL 280	\$1
TAX	191	An Act To Permit Municipalities To Provide Assistance to Veterans in Paying Property Taxes	Reported Out	OTP-AM		Enacted	PL 69	\$1

DIGEST OF BILLS

130TH FIRST REGULAR AND FIRST SPECIAL SESSION - 2021

*Bills Referred to*  
**Taxation (TAX)**

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
TAX	198	An Act To Improve Maine's Tax Laws by Providing a Property Tax Exemption for Central Labor Councils	Reported Out	OTP-AM/ ONTP		Enacted	PL	410	SI
TAX	201	An Act To Reduce Greenhouse Gas Emissions and Promote Weatherization in the Buildings Sector by Extending the Sunset Date for the Historic Property Rehabilitation Tax Credit	Reported Out	OTP-AM	Carried On Approps Table				SI
TAX	217	An Act To Make Contributions Made To Pay Off School Meal Debt Tax-deductible	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
TAX	229	An Act To Increase Investment Caps in the Maine Seed Capital Tax Credit Program	Reported Out	OTP-AM		Enacted	PL	412	SI
TAX	241	An Act To Support the Trades through a Tax Credit for Apprenticeship Programs	Reported Out	OTP-AM	Carried On Approps Table				SI
TAX	262	An Act To Combat Hunger by Creating an Income Tax Credit of up to \$5,000 Annually for Businesses Engaged in Food Production for Donations to Tax-exempt Organizations	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				SI
TAX	276	An Act To Improve and Update Maine's Tax Laws	Carry Over Approved		Carried Over In Comm				SI
TAX	288	An Act To Conform the Maine Income Tax Law with Federal Law To Exempt Paycheck Protection Program Loans from Being Considered Taxable Income	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
TAX	290	An Act To Stabilize Property Taxes for Individuals 65 Years of Age or Older Who Own a Homestead for at Least 10 Years	Reported Out	ONTP/ OTP-AM	Carried On Approps Table				SI
TAX	308	An Act To Promote Research and Development in the State by Increasing and Marketing the Research Expense Tax Credit	Carry Over Approved		Carried Over In Comm				SI
TAX	328	An Act To Fully Fund and Restore State-Municipal Revenue Sharing	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				SI
TAX	351	An Act Regarding Municipal Valuation and State-owned Property	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			SI
TAX	392	An Act To Amend the Tax Laws	Carry Over Approved		Carried Over In Comm				SI

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**Taxation (TAX)**

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
TAX	401	An Act To Provide a Sales and Use Tax Exemption for Certain Nonprofit Cemeteries	Reported Out OTP-AM		Enacted	PL	416	SI
TAX	403	An Act To Assist Service Center Communities by Adjusting State-Municipal Revenue Sharing	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
TAX	409	An Act To Provide Funding To Restore Fully State-Municipal Revenue Sharing	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
TAX	412	An Act To Authorize the Use of Tax Increment Financing Funds for Constructing or Renovating Municipal Offices and Other Buildings	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			SI
TAX	418	An Act To Create a Graduated Real Estate Transfer Tax	Reported Out ONTP/ OTP-AM		Veto Sustained			SI
TAX	428	An Act To Prevent Tax Haven Abuse	Carry Over Approved	Carried Over In Comm				SI
TAX	435	An Act To Provide a Sales and Use Tax Exemption for Certain Educational Collaboratives	Reported Out OTP-AM		Enacted	PL	417	SI
TAX	470	An Act To Allow a Veteran Who Was a Member of the Military Reserves or Served in the National Guard To Qualify for the Veterans' Property Tax Exemption	Reported Out LTW		Leave to Withdraw Pursuant to Joint Rule 310			RI
TAX	484	An Act To Change Maine's Tax Laws	Carry Over Approved	Carried Over In Comm				SI
TAX	495	An Act To Improve Income Tax Progressivity by Establishing New Top Individual Income Tax Rates	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
TAX	498	An Act To Reauthorize a 3 Percent Tax on Income over \$200,000 To Lift All Maine Workers out of Poverty	Reported Out OTP-AM/ ONTP		Accepted Minority (ONTP) Report			SI
TAX	501	An Act To Amend Maine's Corporate Income Tax by Increasing the Top Rate from 8.93 Percent to 12.4 Percent	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
TAX	506	An Act To Reduce the Tax Burden on Low-income Electricity Customers	Reported Out OTP-AM	Carried On Approps Table				SI



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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
TAX	527	An Act To Exempt MaineCare Appendix C Private Nonmedical Institutions from the Service Provider Tax	Reported Out	OTP-AM	Carried On Approps Table				S1
TAX	532	An Act To Lower Income Taxes for Middle-income Families in Maine	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	534	An Act To Allow Tax Abatements for Catastrophic Loss	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	538	An Act To Exempt Trailers Sold to Out-of-state Entities from Sales and Use Tax	Reported Out	OTP-AM	Carried On Approps Table				S1
TAX	570	An Act To Provide for Fairness in the Taxation of Extraordinary and Unearned Income by Establishing a 3 Percent Surcharge on Net Capital Gains and Dividends Income over \$250,000 for Taxpayers Filing Single or Married Separate Returns and over \$500,000 for Taxpayers Filing Joint Returns	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	576	An Act To Increase Property Tax Relief for Veterans	Reported Out	OTP-AM	Carried On Approps Table				S1
TAX	611	An Act To Exempt Long-term Lodging from the 9 Percent Sales Tax on Lodging	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
TAX	647	An Act To Expand Eligibility for the Veterans' Property Tax Exemption	Reported Out	OTP-AM	Carried On Approps Table				S1
TAX	659	An Act To Ease the Property Tax Burden by Authorizing Municipalities To Require Payments in Lieu of Taxes from Certain Exempt Organizations	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	708	An Act To Increase the Homestead Exemption to \$50,000	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
TAX	724	An Act To Base the Vehicle and Mobile Home Excise Tax on Actual Value	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
TAX	731	An Act To Establish a Program To Assist Regional Firefighter Training Programs, To Provide Tax Credits to Businesses That Employ Volunteer Firefighters and Emergency Medical Services Persons and To Provide Benefits to Volunteer Firefighters and Emergency Medical Services Persons	Reported Out	OTP-AM	Carried On Approps Table				S1
TAX	740	An Act To Provide Municipalities a Percentage of the Revenue Generated from the Taxes Imposed on the Sale of Recreational Marijuana in Those Municipalities	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	798	An Act To Improve the Educational Opportunity Tax Credit	Carry Over Approved		Carried Over In Comm				S1
TAX	830	An Act To Restructure the Taxation of Adult Use Marijuana	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
TAX	846	Resolve, Directing the Department of the Secretary of State To Develop Website Information Related to Promoting Benefit Corporations	Reported Out	OTP-AM		<u>Finally Passed</u>	<u>RESLV</u>	<u>48</u>	S1
TAX	871	An Act To Clarify Certain Provisions Regarding the Marijuana Excise Tax	Reported Out	OTP		<u>Emergency Enacted</u>	<u>PL</u>	<u>323</u>	S1
TAX	897	An Act To Allow Municipalities To Set Below-market Interest Rates for Senior Citizen Property Tax Deferral Programs	Reported Out	OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>120</u>	S1
TAX	950	An Act To Improve Maine's Economic Development Incentives	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	953	An Act To Improve Affordable Housing Options and Services To Address Homelessness	Reported Out	OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>261</u>	S1
TAX	966	Resolve, Establishing the Commission To Study Fair, Equitable and Competitive Tax Policy for Maine's Working Families and Small Businesses To Enable the Implementation of the State's 10-year Economic Development Strategy	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
TAX	970	An Act To Base the Motor Vehicle Excise Tax on Actual Sale Price	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	973	An Act Regarding the Educational Opportunity Tax Credit	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
TAX	977	An Act Regarding the Maine Educational Opportunity Tax Credit	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
TAX	978	An Act To Create an Access to Justice Income Tax Credit	Reported Out OTP-AM		<u>Enacted</u>	PL	473	SI
TAX	1046	An Act To Create an Income Tax Return Checkoff for Hunger Prevention	Reported Out OTP-AM		<u>Enacted</u>	PL	437	SI
TAX	1062	An Act To Phase Out the Insurance Premium Tax on Annuities	Reported Out OTP-AM/ ONTP	Carried On Approps Table				SI
TAX	1067	An Act To Institute a State Tax Amnesty Program To Increase General Revenue Collections	Carry Over Approved	Carried Over In Comm				SI
TAX	1071	An Act To Reduce Property Taxes for Maine Residents	Reported Out OTP-AM/ OTP-AM	Carried On Approps Table				SI
TAX	1118	An Act To Promote Reliable Rural High-speed Internet	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
TAX	1129	An Act Relating to the Valuation of Retail Sales Facilities	Carry Over Approved	Carried Over In Comm				SI
TAX	1132	An Act To Encourage the Renovation of Available Housing Stock	Reported Out OTP-AM		<u>Enacted</u>	PL	127	SI
TAX	1136	An Act To Promote Fairness in Income Tax Rates by Making Them More Progressive	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
TAX	1140	An Act To Establish a Sales Tax Exemption for the Purchase of Firearm Safety Devices	Reported Out OTP-AM		<u>Enacted</u>	PL	440	SI
TAX	1145	An Act To Eliminate the State Income Tax on Maine Public Employees Retirement System Pensions	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
TAX	1156	An Act To Reduce Errors in Employment Tax Increment Financing Benefits	Carry Over Approved	Carried Over In Comm				SI

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
TAX	1162	An Act To Dedicate a Percentage of the Sales and Use Tax on Motor Vehicles and Motor Vehicle Parts to the Highway Fund	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1166	An Act To Increase the Property Tax Exemption for Veterans by 50 Percent	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1174	An Act To Allow Municipalities To Send Separate Tax Bills for Municipal, County and School Taxes	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1181	An Act To Reduce Property Taxes on the Primary Residence of Veterans Who Are 100 Percent Disabled Due to Service-connected Disabilities	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1184	An Act To Exempt from Taxation Certain Out-of-state Pensions	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
TAX	1185	An Act To Distribute Tax Revenue To Offset Costs Incurred by Adult Use Marijuana Host Municipalities	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1193	An Act To Exempt Certain Disabled Veterans from the Motor Vehicle Excise Tax	Reported Out	OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>240</u>	S1
TAX	1195	An Act To Increase Funding to Qualifying Municipalities by Sharing Adult Use Marijuana Sales and Excise Tax Revenue	Carry Over Approved		Carried Over In Comm				S1
TAX	1203	An Act To Amend the Application of the Excise Tax on Noncommercial Watercraft Temporarily in the State	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1209	An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2021-22	Reported Out	OTP-AM		<u>Emergency Enacted</u>	<u>PL</u>	<u>93</u>	S1
TAX	1216	An Act To Amend the State Tax Laws	Reported Out	OTP-AM		<u>Enacted</u>	<u>PL</u>	<u>181</u>	S1
TAX	1222	An Act To Reduce Property Taxes of Seniors in an Amount Equal to the Cost of Education	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1227	An Act To Provide Equity in the State Income Tax Deduction for Certain Public Employees Retirement System Pensions	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1

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**Taxation (TAX)**

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
TAX	1243	An Act To Exempt from Taxation Out-of-state Pensions	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1247	An Act To Place a Moratorium on Property Revaluations for Tax Purposes during a State of Emergency	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1251	An Act To Encourage Charitable Giving	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
TAX	1257	An Act To Encourage Inclusionary Zoning in Municipalities by Increasing Revenue Sharing	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1261	An Act To Improve Camping Opportunities in Maine by Exempting Certain Campground Rental Fees from the Sales and Use Tax	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
TAX	1277	An Act To Remove Sales and Use Taxation on Monetary Metals	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
TAX	1283	An Act To Amend the Maine Tree Growth Tax Law To Encourage Public Access	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1289	An Act To Cut Property Taxes for Maine Residential Homeowners	Carry Over Approved		Carried Over In Comm				S1
TAX	1334	An Act To Promote Economic Development through Increased Film Incentives	Carry Over Approved		Carried Over In Comm				S1
TAX	1335	An Act To Provide for Exemption from the Sales Tax for Menstrual Products	Reported Out	OTP-AM	Carried On Approps Table				S1
TAX	1337	An Act To Increase Affordable Housing and Reduce Property Taxes through an Impact Fee on Vacant Residences	Carry Over Approved		Carried Over In Comm				S1
TAX	1342	An Act To Authorize a Local Option Sales Tax on Lodging and Other Goods and Provide Funding for Tax Abatement and Rental Relief	Reported Out	OTP-AM/ ONTP		Accepted Minority (ONTP) Report			S1
TAX	1355	An Act To Amend the Motor Vehicle Excise Tax Exemption for Veterans Who Are Disabled	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1362	An Act To Excuse Certain Marketplace Sellers and Facilitators for Failing To Collect and Remit Sales and Use Taxes on Ammunition Sales	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
TAX	1369	An Act To Provide Stimulus for Economic Recovery by Enacting a 5 Percent Flat Income Tax	Reported Out	ONTP/OTP-AM		Accepted Majority (ONTP) Report			S1
TAX	1371	An Act To Exempt Gold and Silver Transactions from State Sales and Use Tax	Reported Out	ONTP/OTP-AM		Accepted Majority (ONTP) Report			S1
TAX	1381	An Act To Establish a Sales Tax Holiday To Help Maine Businesses Affected by the COVID-19 Pandemic	Reported Out	ONTP/OTP-AM		Accepted Majority (ONTP) Report			S1
TAX	1382	An Act To Invest in Maine's Roads and Bridges	Reported Out	ONTP/OTP-AM		Accepted Majority (ONTP) Report			S1
TAX	1395	An Act To Suspend Meals and Lodging Taxes until 12 Months after the COVID-19 Civil Emergency	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1406	An Act To Encourage Relocation to Rural Maine	Carry Over Approved		Carried Over In Comm				S1
TAX	1410	An Act To Incentivize the Development of the Labor Force in the Green Jobs Sector through Assistance in Repaying Student Loan Debt	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1413	An Act To Provide Equity in the State Income Tax Deduction for Certain Public Employees Retirement System Pensions	Reported Out	ONTP/OTP-AM	Carried On Approps Table				S1
TAX	1418	An Act To Allow a Local Option Sales Tax on Meals and Lodging	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1423	An Act To Prevent and Reduce Tobacco Use by Ensuring Adequate Funding for Tobacco Use Prevention and Cessation Programs and by Raising the Tax on Tobacco Products and To Provide Funding To Reduce Disparities in Health Outcomes Based on Certain Factors	Carry Over Approved		Carried Over In Comm				S1
TAX	1443	An Act Regarding Higher Income Tax Levels	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1448	An Act To Increase the Homestead Property Tax Exemption	Reported Out	OTP-AM/ONTP	Carried On Approps Table				S1

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**Enacted Laws**

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
			Reported	Out			Law	Ch	
TAX	1458	An Act To Expand Incentives To Live and Work in Maine through a Partial Tax Credit for Certain Student Loans	Reported	Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1462	An Act To Serve the Public Interest, Promote Journalism and Save Jobs by Restoring the Sales and Use Tax Exemption for Publications	Reported	Out	ONTP/ OTP-AM	Carried On Approps Table			S1
TAX	1468	An Act To Support All-terrain Vehicle Trail Improvement	Reported	Out	OTP-AM	Enacted	PL	446	S1
TAX	1482	An Act To Improve Access to Property Tax Exemptions for New Homeowners	Reported	Out	OTP-AM	Carried On Approps Table			S1
TAX	1500	An Act To Bring Equity to Maine's Tax Law by Adjusting Certain Individual Income Tax Rates	Reported	Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1514	Resolve, Establishing the Commission To Study the Impact of Various Types of Taxes on Various Populations in the State	Reported	Out	OTP-AM/ ONTP	Died On Adjournment			S1
TAX	1516	An Act To Amend the Property Tax Exemption for Persons Who Are Legally Blind	Reported	Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1524	An Act To Amend the Maine Exclusion Amount in the Estate Tax	Reported	Out	OTP-AM/ ONTP	Accepted Minority (ONTP) Report			S1
TAX	1525	An Act To Exempt from Sales Tax Plastic Bags Required by a Municipal Solid Waste Management Program	Reported	Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1569	Resolve, Establishing the Commission To Study the Role of Water as a Resource in the State of Maine	Reported	Out	OTP-AM/ ONTP	Carried On Approps Table			S1
TAX	1598	An Act To Eliminate Taxpayer Subsidies for Discriminatory Employers	Reported	Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1638	An Act To Help Seniors and Certain Persons with Disabilities Remain in Their Homes by Providing for the Deferral of Property Taxes	Reported	Out	OTP-AM	Carried On Approps Table			S1

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
TAX	1651	An Act To Support Working Families through Outreach and Education about Tax Credits for Persons of Low Income	Reported Out OTP-AM		Enacted	PL	479	S1
TAX	1667	An Act To Create a Tax Credit for Maine Workers Who Have Earned Certificates from Accredited Institutions	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1677	An Act To Support Frontline Workers by Adding a Temporary Tax Bracket Affecting High Earners	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TAX	1678	An Act To Support Child Care Providers and School Readiness through Tax Credits	Carry Over Approved	Carried Over In Comm				S1
TAX	1689	An Act To Ensure Equity in the Clean Energy Economy by Providing a Limited Tax Exemption for Certain Clean Energy Infrastructure Projects	Carry Over Approved	Carried Over In Comm				S1
TAX	1704	An Act To Change the Exclusion Amount under the Estate Tax and Provide Additional Funding for the Housing Opportunities for Maine Fund	Carry Over Approved	Carried Over In Comm				S1
TAX	1713	An Act To Revitalize Maine's Paper Industry through the Establishment of an Income Tax Credit for Paper Manufacturing	Reported Out OTP-AM		Enacted	PL	482	S1
TAX	1732	An Act To Amend the Sales Tax Exemption for Nonprofit Housing Development Organizations	Carry Over Approved	Carried Over In Comm				S1



## JOINT STANDING COMMITTEE ON TAXATION

### **LD 86 An Act To Make Area Agencies on Aging Tax-exempt**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 399 provides a sales and use tax exemption for sales to area agencies on aging designated by the Department of Health and Human Services and to public and nonprofit agencies operating under grants from the Department of Health and Human Services in order to secure and maintain maximum independence and dignity in a home environment for older people capable of self-care with supportive services.

### **LD 141 An Act To Make Technical Changes to the Tax Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 253 makes technical changes to the tax laws.

Part A makes the following changes to the income tax laws, it:

1. Authorizes the Department of Administrative and Financial Services, Maine Revenue Services to disclose information to the Finance Authority of Maine necessary for the administration of the seed capital investment tax credit in the Maine Revised Statutes, Title 36, section 5216-B. The authority is responsible for certifying investments that are eligible for the credit;
2. Amends Title 36, section 5164, subsection 2, a provision of the Maine fiduciary income tax law, to incorporate gender-neutral terms, delete a duplicate word and make other technical textual changes;
3. Repeals the additional tax on lump-sum retirement plan distributions, which does not apply to tax years beginning after 2012;
4. Repeals the additional tax on early distributions from qualified retirement plans, which does not apply to tax years beginning after 2012;
5. Clarifies that, for both the tax imposed on insurance companies pursuant to Title 36, chapter 357 and on persons pursuant to Title 36, Part 8, for purposes of the employer credit for family and medical leave, "employees based in the State" means employees that perform more than 50% of employee-related activities for the employer at a location in Maine. This change reflects administrative practice since implementation of the credit;
6. Clarifies that a nonresident estate or trust that does not have Maine taxable income or a Maine income tax liability must nonetheless file a Maine income tax return if the estate or trust has distributable net income derived from or connected with sources in Maine and gross income of \$10,000 or more. This change reflects long-standing administrative practice; and
7. Amends Title 36, sections 5221 and 5228 to incorporate gender-neutral terms.

## JOINT STANDING COMMITTEE ON TAXATION

Part B makes the following changes to the sales tax and hospital tax laws, it:

1. Amends the diabetic supplies exemption to require use by the purchaser;
2. Includes in Title 36 the effective date of three sales tax exemptions enacted in the First Regular Session of the 129th Legislature that did not take effect until after the adjournment of the Second Regular Session of the 129th Legislature and repeals conflicting public law provisions;
3. Clarifies the exemption for nonprofit worldwide charitable organizations; and
4. Removes the Mayo Regional Hospital in Dover-Foxcroft from the hospital tax definition of "municipally funded hospital."

Part C makes the following changes to the property tax laws, it:

1. Clarifies that the local assessor qualifying examination and individual examination results are confidential and thus not producible under a Freedom of Access Act request;
2. Clarifies that enhanced business equipment tax exemption reimbursement only applies to tax increment financing exempt business equipment when the reimbursement is used to fund a tax increment financing development program; and
3. Makes taxpayer identification numbers included on the commercial forestry excise tax return confidential and not public records for purposes of the Freedom on Access Act.

Part D makes the following changes to administration of the tax laws, it:

1. Updates Title 36, section 173, concerning collection by warrant, to clarify the intent and make technical changes; and
2. Repeals a provision that required the joint standing committee of the Legislature having jurisdiction over taxation matters to report out a bill permanently eliminating corporate tax expenditures totaling \$6,000,000 per biennium by February 6, 2016.

### **LD 146 Resolve, Authorizing the State Tax Assessor To Convey the Interest of the State in Certain Real Estate in the Unorganized Territory**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 8 authorizes the State Tax Assessor to convey the interest of the State in several parcels of real estate in the Unorganized Territory that were acquired by the State through foreclosure due to nonpayment of property taxes.

## JOINT STANDING COMMITTEE ON TAXATION

### **LD 179 Resolve, To Require a Review of Property Tax Assessment of Energy Efficiency Improvements**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 93 requires the Department of Administrative and Financial Services, Maine Revenue Services to convene a stakeholder group to review the assessment for property tax purposes of energy efficiency improvements, including heat pumps, for the purpose of identifying the most appropriate ways to assess such property for property tax purposes.

### **LD 188 An Act Regarding the Transportation of Products in the Forest Products Industry**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 280 creates a civil violation for a motor carrier to transport, or a landowner of 50,000 acres or more of forest land that hires or contracts with a motor carrier to transport, forest products that are harvested from the landowner's land from a location in the State to another location in the State unless the motor carrier is operated by a resident of the United States. The Director of the Bureau of Forestry within the Department of Agriculture, Conservation and Forestry is required, within existing resources, to enforce this requirement and to notify the State Tax Assessor and municipal property tax assessors of violations.

### **LD 191 An Act To Permit Municipalities To Provide Assistance to Veterans in Paying Property Taxes**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 69 authorizes municipalities to adopt a program that provides benefits to veterans and their eligible family members who own or rent a homestead in the municipality. The benefit for owners is based on the impact of property tax equalization on the amount received as a property tax exemption compared to the amount that would have applied if no equalization was applied. The benefit for renters is \$100.

### **LD 198 An Act To Improve Maine's Tax Laws by Providing a Property Tax Exemption for Central Labor Councils**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 410 provides a property tax exemption for real estate and personal property owned and occupied or used solely for their own purposes by central labor councils.

## JOINT STANDING COMMITTEE ON TAXATION

### **LD 229 An Act To Increase Investment Caps in the Maine Seed Capital Tax Credit Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 412 provides that for investments approved for the seed capital tax credit by the Finance Authority of Maine prior to April 1, 30 2020, the limits on investments eligible for the credit are the limits that applied in 2020.

### **LD 401 An Act To Provide a Sales and Use Tax Exemption for Certain Nonprofit Cemeteries**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 416 creates a sales and use tax exemption for cemetery companies exempt from federal income tax under the United States Internal Revenue Code of 1986.

### **LD 435 An Act To Provide a Sales and Use Tax Exemption for Certain Educational Collaboratives**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 417 creates a sales and use tax exemption for incorporated nonprofit collaboratives whose members are regional school units and that are organized to assist those units with professional development opportunities and services.

### **LD 846 Resolve, Directing the Department of the Secretary of State To Develop Website Information Related to Promoting Benefit Corporations**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 48 directs the Department of the Secretary of State to develop a webpage on its publicly accessible website that provides easily accessible information about the purposes of benefit corporations and the method of forming such a corporation. The resolve also requires the Department of Economic and Community Development, Office of Business Development to provide a link on its publicly accessible website to information about benefit corporations on the website of the Department of the Secretary of State, to require organizations with which the department collaborates in business development to provide information about benefit corporations on their websites and to provide information about benefit corporations to organizations that the department supports that assist the department's mission related to economic prosperity.

## JOINT STANDING COMMITTEE ON TAXATION

### **LD 871 An Act To Clarify Certain Provisions Regarding the Marijuana Excise Tax**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 323 was submitted by the Department of Administrative and Financial Services to improve administration of the marijuana excise tax law. The law makes the following changes to the marijuana excise tax law.

1. It adds definitions of "wet marijuana flower" and "wet marijuana trim."
2. It removes the "per pound or fraction thereof" calculation of excise taxes for mature marijuana plants and, beginning July 1, 2021, provides an excise tax of \$35 per mature marijuana plant.
3. It requires a cultivation facility licensee to calculate the taxable weight by reducing the total weight of wet marijuana flower or wet marijuana trim by 75%, to account for the water in the flower or trim, before applying the excise tax.

Public Law 2021, chapter 323 was enacted as an emergency measure effective June 22, 2021.

### **LD 897 An Act To Allow Municipalities To Set Below-market Interest Rates for Senior Citizen Property Tax Deferral Programs**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 120 changes the municipal property tax deferral program for senior citizens to permit a municipality adopting a deferral program to adopt an interest rate on deferred property taxes that is less than the rate established in statute.

### **LD 953 An Act To Improve Affordable Housing Options and Services To Address Homelessness**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 261 permits tax increment financing to be used by a municipality to cover costs associated with the development of affordable housing in and outside development districts, for the use in supporting housing services for persons who are homeless, for the purpose of providing an incentive for development within the municipality.

## JOINT STANDING COMMITTEE ON TAXATION

### **LD 978 An Act To Create an Access to Justice Income Tax Credit**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 473 provides an income tax credit for five years for attorneys who practice law in the State and agree to practice for at least five years in an underserved area of the State as determined by the Supreme Judicial Court, to accept court appointments to represent clients in underserved areas, to perform pro bono legal services in underserved areas and to be certified by the Supreme Judicial Court. Eligibility for the credit is open from 2022 through 2027. The court may certify up to five eligible attorneys each year. The joint standing committee of the Legislature having jurisdiction over taxation matters is directed to review the effectiveness of the credit and may submit legislation to extend or revise it.

### **LD 1046 An Act To Create an Income Tax Return Checkoff for Hunger Prevention**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 437 creates an income tax check-off provision on Maine individual income tax forms for taxpayers who wish to contribute to support the emergency food assistance program administered by the Department of Agriculture, Conservation and Forestry. It also establishes the Emergency Food Assistance Program Fund, to which revenue collected from the income tax checkoff is credited.

### **LD 1132 An Act To Encourage the Renovation of Available Housing Stock**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 127 establishes an expedited process for a municipality to acquire clear title to abandoned property subject to a tax lien. The law also requires municipal officials to notify the Maine State Housing Authority of determinations of abandonment for use by the authority in determining opportunities for redevelopment, programs supporting first-time home buyers and similar programs and data analysis.

### **LD 1140 An Act To Establish a Sales Tax Exemption for the Purchase of Firearm Safety Devices**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 440 establishes a sales and use tax exemption for a safe, lockbox, trigger lock or barrel lock that is specifically designed for securing firearms.

## JOINT STANDING COMMITTEE ON TAXATION

### **LD 1193 An Act To Exempt Certain Disabled Veterans from the Motor Vehicle Excise Tax**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 240 provides a motor vehicle excise tax exemption for veterans who are disabled by injury or disease incurred or aggravated during active military service in the line of duty and are receiving any form of pension or compensation from the United States Government for total, service-connected disability.

### **LD 1209 An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2021-22**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 93 establishes municipal cost components for state and county services provided to the unorganized territory that would normally be paid for by a municipality. The municipal cost components constitute the property tax for the unorganized territory.

Public Law 2021, chapter 93 was enacted as an emergency measure effective June 8, 2021.

### **LD 1216 An Act To Amend the State Tax Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 181 was submitted by the Department of Administrative and Financial Services to make minor substantive changes to the tax laws.

Part A makes changes to the insurance premiums and income tax law. Part A:

1. Changes the due dates for community colleges, colleges and universities, Department of Education and Department of Administrative and Financial Services, Bureau of Revenue Services, Office of Tax Policy to submit reports on the implementation of the educational opportunity tax credit from February 1, 2021, for the colleges, and March 1, 2021, for the Department of Education and Office of Tax Policy, to February 1, 2022;
2. Repeals the requirement that remaining funds in the Medical Use of Marijuana Fund be used to fund the cost of the tax deductions provided pursuant to the Maine Revised Statutes, Title 36, section 5122, subsection 2, paragraph PP and Title 36, section 5200-A, subsection 2, paragraph BB and the cost of the position in the Department of Administrative and Financial Services, Bureau of Revenue Services that administers the tax deductions;
3. Delays the deadline for the review of the income tax credit for educational opportunity by the joint standing committee of the Legislature having jurisdiction over taxation matters from June 1, 2021 to June 1, 2022;

## JOINT STANDING COMMITTEE ON TAXATION

4. Expands the so-called Maine insurance premiums retaliatory tax to include insurance companies incorporated in the District of Columbia or a possession of the United States;
5. Clarifies that the Maine reporting and tax payment requirements related to federal partnership adjustments under the new federal centralized partnership audit rules include negative federal adjustments arising from Internal Revenue Service partnership audits and administrative adjustment requests filed with the Internal Revenue Service. It also amends the requirements to allow a refund directly to the partnership in lieu of a refund to the affected partners to the extent that negative adjustments exceed positive adjustments;
6. Provides an individual taxpayer with a subtraction modification for income tax purposes for amounts related to the depreciation of business property previously added back to federal taxable income by a corporation of which the taxpayer is a shareholder and by which, absent an S corporation election, the corporation could have reduced its federal taxable income for the taxable year pursuant to the Maine Revised Statutes, Title 36, section 5200-A, subsection 2, paragraph FF;
7. Clarifies that the Maine reporting and tax payment requirements related to federal partnership adjustments under the new federal partnership audit rules also apply to a partnership that has filed an administrative adjustment request with the federal Internal Revenue Service;
8. Establishes a penalty for persons who fail to provide returns of information to the State Tax Assessor or who willfully furnish to the assessor a false or fraudulent return of information. Generally, returns of information consist of Forms W-2, Forms 1099 and other similar forms containing tax information necessary for filing Maine tax returns. Similar to the penalty imposed for failure to provide information statements, or for willfully providing a false or fraudulent statement to payees, the penalty is \$50 for each failure to provide a return of information to the State Tax Assessor. The penalty applies to returns of information required to be filed on or after January 31, 2022; and
9. Makes the following changes to the renewable chemicals tax credits:
  - A. Adds taxpayer information reporting and 3rd-party testing and verification credit requirements, to be specified by rules of the State Tax Assessor;
  - B. Clarifies that the renewable chemicals may not be sold as food, feed or fuel and that they must be produced in Maine;
  - C. Modifies the February 1, 2024 report on the renewable chemicals tax credit issued by the Department of Economic and Community Development to remove required reporting on the number of indirect jobs created and to include reporting on the newly reinstated credit for biofuel commercial production and commercial use under Title 36, section 5219-X; and
  - D. Clarifies several definitions in the renewable chemicals income tax credit.



## JOINT STANDING COMMITTEE ON TAXATION

Part B makes changes to the sales tax law, applicable to sales occurring on or after January 1, 2022. Part B:

1. Clarifies that the Title 36, Part 3 definition of "in this State" includes sales of tangible personal property and taxable services sourced in this State pursuant to Title 36, section 1819;
2. Clarifies the exclusion from the definition of "retail sale" for the purposes of the sales and use tax laws of pickup trucks and vans with a gross vehicle weight of less than 26,000 pounds when purchased by a person primarily engaged in the business of renting automobiles;
3. Repeals the presumptive sales and use tax registrations requirements for affiliate-based and certain agent-based connections with the State;
4. Corrects a conflict created when two different public laws enacted the same section of law and:
  - A. Clarifies that the remote seller and marketplace registration requirements apply based on sales in this State and not the location from which they are delivered;
  - B. Repeals the remote seller and marketplace facilitator sales and use tax registration requirement for persons or marketplace facilitators, respectively, with at least 200 separate sales transactions in the State; and
  - C. Clarifies the agent, representative, salesperson, solicitor or distributor registration requirements by removing the redundant term "storage"; and
5. Expands the sales and use tax sourcing provision to apply to all sales and not just retail sales.

Part C makes changes to the property tax law. Part C:

1. Lowers the declared ratio accuracy threshold from within 20% to within 10% of the state valuation ratio last determined to align with the accuracy requirement provided for state reimbursement for the homestead exemption; and
2. Updates and aligns the audit authority for exemptions that are reimbursed by the State to municipalities, allowing for the audit of all reimbursable exemptions.

Part D makes the following updates to respond to certain COVID-19 impacts. Part D:

1. Aligns the Title 36 definitions of "disaster period" with the Title 10, section 9902 definition;
2. Relaxes the primary use requirement of the sales tax exemption for machinery and equipment by determining the equipment's primary use based only on the days in use; and
3. For tax years beginning in 2021, allows taxpayers to use the sourcing law of another jurisdiction when calculating the credit for income tax paid to other jurisdictions in certain COVID-19 pandemic-related teleworking circumstances.

## JOINT STANDING COMMITTEE ON TAXATION

Part E clarifies and simplifies the corporate income tax law by establishing clearly defined, objective nexus thresholds as a practical structure for the current general "economic nexus" standard. These so-called factor presence thresholds clarify the minimum thresholds that, when exceeded by a corporation, subject that corporation to the Maine corporate income tax. In addition, the new thresholds create a safe harbor for corporations with little activity within the State that nonetheless have nexus under current law due to a small, but greater than de minimis, physical presence in the State. The new thresholds are \$250,000 of property, \$250,000 in payroll or \$500,000 in sales in Maine, or 25% of total property, payroll or sales in Maine, as determined under Title 36, chapter 821. The thresholds apply to tax years beginning on or after January 1, 2022.

### **LD 1468 An Act To Support All-terrain Vehicle Trail Improvement**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 446 provides that 90% of the sales tax on the rental of all-terrain vehicles must be transferred to the ATV Recreational Management Fund administered by the Department of Agriculture, Conservation and Forestry and 10% of the revenue must be transferred to the Multimodal Transportation Fund administered by the Department of Transportation.

### **LD 1651 An Act To Support Working Families through Outreach and Education about Tax Credits for Persons of Low Income**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 479 provides eligibility for the earned income tax credit to individuals who are immigrants who file federal income tax returns using a federally assigned individual taxpayer identification number. Chapter 479 also provides ongoing funds of \$36,500 per year beginning in fiscal year 2021-22 to the New Ventures Maine program within the University of Maine System for a statewide collaboration of nonprofit and for-profit partners to provide free volunteer tax assistance, including the filing of state tax returns; outreach to low-income individuals and families about federal and state tax credits; financial education, connections to financial services and other resources; education for providers and volunteers; and statewide data collection. The law also requires the New Ventures Maine program to submit an annual report describing its activities in the previous calendar year in providing tax assistance to low-income individuals and families.

## JOINT STANDING COMMITTEE ON TAXATION

### **LD 1713 An Act To Revitalize Maine's Paper Industry through the Establishment of an Income Tax Credit for Paper Manufacturing**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 482 provides a refundable income tax credit for tax years beginning on or after January 1, 2024 for a paper manufacturer that:

1. Makes qualifying investments from January 1, 2021 to December 31, 2025 of at least \$15,000,000 to acquire, modernize or improve the machinery used for the production of paper products at paper manufacturing facilities in this State;
2. Employs at least 400 qualified employees at a paper manufacturing facility in this State, at least 75% of whom earn at least 115% of the most recent annual per capita personal income in the county in which the qualified employee is employed;
3. Has not received for prior investments a federal new markets tax credit or a state new markets capital investments tax credit;
4. Does not receive a Maine new markets capital investment credit, Pine Tree Development Zone benefits for the same investment or benefits under the Maine Employment Tax Increment Financing Program; and
5. Is headquartered or will be headquartered in this State.

The refundable credit is equal to 4% of the qualified investment per year for 10 years, subject to certain limitations, such as a cap of \$40,000,000 on the total investment eligible for the credit for all taxpayers and a limit of \$1,600,000 on the aggregate credits claimed each year.

Public Law 2021, chapter 482 was subsequently amended through the enactment of Public Law 2021, chapter 485 (LD 17370).

**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  
TRANSPORTATION**

December 2021

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# *Joint Standing Committee on Transportation*

## **SUBJECT INDEX**

### **Bridges**

#### **Enacted**

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| LD 154  | Resolve, To Name Bridge 2267 in the Town of Embden and the Town of Solon the Jotham and Emma Stevens Bridge | RESOLVE 4  |
| LD 571  | Resolve, To Name a Bridge in the Town of Veazie the Hayward Carl Spencer Memorial Bridge                    | RESOLVE 5  |
| LD 1027 | An Act To Amend the Laws Governing Local Bridges  | PUBLIC 201 |

#### **Not Enacted**

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|-------|---|------|
| LD 45 | Resolve, Directing the Department of Transportation To Improve a Bridge over the West Branch of the Mattawamkeag River in Moro Plantation and Associated Culverts | ONTP |
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### **Highway Fund**

#### **Enacted**

- |        |  |            |
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| LD 161 | An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2021, June 30, 2022 and June 30, 2023 | PUBLIC 224 |
| LD 162 | An Act To Make Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2021                                       | PUBLIC 2   |

### **Inspection**

#### **Not Enacted**

- |        |  |              |
|--------|--|--------------|
| LD 284 | Resolve, To Study Maine's Motor Vehicle Inspection Program | CARRIED OVER |
| LD 354 | An Act To Require Motor Vehicle Inspections Every 2 Years  | ONTP         |

LD 431	An Act To Repeal the Requirement That Certain Motor Vehicles Be Inspected	ONTP
LD 490	An Act To Eliminate Certain Motor Vehicle Inspections in the State	ONTP
LD 565	An Act To Study the Fee Structure for Motor Vehicle Inspections as It Relates to the Viability of Inspection Stations	ONTP
LD 712	An Act To Eliminate the Requirement for an Inspection for a Noncommercial Vehicle Less Than 20 Years Old	ONTP

### *Insurance*

**Not Enacted**

LD 836	An Act To Enhance Compliance with Motor Vehicle Insurance Requirements	ONTP
LD 1271	An Act To Improve Access to Automobile Insurance and Employment by Clarifying Driving Records	ONTP

### *Marine Transportation*

**Enacted**

LD 73	An Act To Authorize Municipalities To Allow Harbor Masters and Deputy Harbor Masters To Use Red or Combination Red and White Auxiliary Lights When Responding to Watercraft Emergencies	PUBLIC 26
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**Not Enacted**

LD 43	An Act To Require the Department of Transportation To Provide Ferry Service to Frenchboro	ONTP
LD 234	An Act To Amend the Law Concerning the Annual Number of Ferry Service Trips to Matinicus Isle	ONTP

### *Miscellaneous*

**Enacted**

LD 537	An Act To Dedicate Sections of Maine's State Highway System to Fallen State Troopers	PUBLIC 198
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LD 1109 An Act To Align Equipment Requirements for Electric Bicycles with National Manufacturing Standards PUBLIC 86

**Not Enacted**

LD 1110 An Act To Clarify the Authority To Manage Electric Bicycle Access to Off-road Trails Majority (ONTP) Report

LD 1230 An Act To Enhance Traffic Safety with Regard to the Operation of Bicycles on Public Ways ONTP

**Public Safety**

**Enacted**

LD 662 An Act To Allow the Use of an Additional Light on the Roof of Vehicles of Active Members of a Municipal or Volunteer Fire Department PUBLIC 113

LD 821 An Act To Improve the Investigation and Prosecution of Cases That Involve Vulnerable Road Users PUBLIC 379

**Not Enacted**

LD 236 An Act To Amend the Definition of "Reportable Accident" ONTP

**Public Transportation**

**Not Enacted**

LD 458 An Act To Support Public Transportation Infrastructure in York and Cumberland Counties ONTP

**Railroads**

**Enacted**

LD 672 Resolve, To Direct the Department of Transportation To Use a Rail Corridor Use Advisory Council in Reviewing the Mountain Division Line for Potential Nonrail Uses RESOLVE 52

LD 991 Resolve, Directing the Department of Transportation To Conduct an Economic Evaluation Study for Commuter and Passenger Train Service between Portland and the Lewiston and Auburn Area RESOLVE 56

**Not Enacted**

LD 1456 An Act To Invest in Passenger Rail Expansion ONTP

*Transportation*

LD 1534 An Act To Preserve and Protect the State's Rail Corridors ONTP

LD 1562 An Act To Strengthen the Northern New England Passenger Rail Authority ONTP

**Registration Plates**

**Enacted**

LD 130 An Act To Create Appropriate Standards for the Secretary of State To Follow When Approving the Assignments of Vanity Registration Plates PUBLIC 232

LD 266 An Act To Create the Maine Lighthouse Trust Registration Plate PUBLIC 56

LD 312 An Act To Extend the Maine Bicentennial Commission and the Use of Maine Bicentennial Registration Plates through 2021 PUBLIC 89

LD 1618 Resolve, To Place a Temporary Moratorium on the Approval of Any New Motor Vehicle Registration Plates and Initiate a Registration Plate Working Group RESOLVE 108

**Not Enacted**

LD 79 An Act To Establish a Honeybee Special Registration Plate ONTP

LD 200 An Act To Allow the Secretary of State To Refuse To Issue or To Recall a Vanity Registration Plate with Vulgar, Obscene, Contemptuous or Profane Language ONTP

LD 258 An Act To Expand Eligibility for Special Emergency Medical Services Registration Plates to Ambulance Operators ONTP

LD 289 An Act To Authorize the Secretary of State To Reject Certain Vanity License Plate Requests ONTP

LD 990 An Act Regarding Veterans License Plates ONTP



LD 1124 An Act To Change the Threshold for Creating a Specialty License Plate from 2,000 Prepaid Orders to 1,000 Prepaid Orders and To Extend by One Year the Time Allowed for Gathering Signatures ONTP

LD 1183 An Act To Establish a License Plate in Support of Multiple Sclerosis Programs ONTP

### Roads

#### **Enacted**

LD 1425 Resolve, To Dedicate a Portion of Route 6 from Lee to Springfield in Honor of Sgt. Blair Emery RESOLVE 30

#### **Not Enacted**

LD 410 An Act To Provide Funding for the Reconstruction of Route 161 from Fort Kent to Caribou CARRIED OVER

LD 925 Resolve, Directing the Department of Transportation To Develop a Plan To Redevelop Exit 5 of Interstate 295 in Portland ONTP

### Secretary of State

#### **Enacted**

LD 644 An Act Regarding Motor Vehicle Registration Violations PUBLIC 427

LD 645 Resolve, To Create an Electronic Titling Work Group RESOLVE 40

LD 1104 An Act To Increase the Time for Which a Temporary Motor Vehicle Registration Plate Is Valid PUBLIC 126

LD 1433 An Act To Amend the Motor Vehicle Laws PUBLIC 216

#### **Not Enacted**

LD 796 An Act To Restrict Sales of Catalytic Converters Removed from Motor Vehicles CARRIED OVER

LD 899 An Act To Protect Privacy and Security at the Bureau of Motor Vehicles CARRIED OVER

### Transportation

LD 1359	An Act To Change Driver's License Requirements Regarding Sleep Apnea	ONTP
LD 1398	An Act To Change Driver's License Requirements for Obstructive Sleep Apnea	ONTP

### Signs

**Not Enacted**

LD 186	An Act To Allow Signs in a Public Right-of-way To Be Removed by the Landowner	Majority (ONTP) Report
LD 395	An Act To Remove the Authorization for Temporary Signs To Be Placed in the Public Right-of-way	Majority (ONTP) Report
LD 1356	An Act Regarding the Placement of Temporary Signs	Majority (ONTP) Report

### Traffic Regulations

**Enacted**

LD 1122	An Act To Promote Public Safety by Allowing Lighted Signs on Certain Vehicles	PUBLIC 368
LD 1400	An Act To Protect Towing Operators Providing Emergency Assistance by Allowing the Use of a Flashing Green Light	PUBLIC 205

**Not Enacted**

LD 228	An Act To Allow Travel in a Center Lane of a Restricted Highway	ONTP
LD 230	An Act To Allow Low-beam Headlights on Motorcycles To Flash during Daytime Hours	ONTP
LD 689	An Act To Allow Trucks To Use the Leftmost Lane of a Three-lane Interstate Highway To Safely Accommodate Entering and Exiting Vehicles	ONTP
LD 1321	An Act To Provide Protection for Tractors When Using Public Ways	ONTP

### Transportation

LD 1623	An Act To Require That Motor Vehicles Be Clear of Snow and Ice When Operated on Public Ways	Majority (ONTP) Report
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### Trails

#### **Enacted**

LD 267	Resolve, Directing the Department of Transportation To Erect and Maintain Markers To Commemorate and Recognize the Lafayette Trail	RESOLVE 105
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#### **Not Enacted**

LD 1396	Resolve, To Ensure Proper Funding for Recreational Trails and Transportation Alternatives	Leave to Withdraw Pursuant to Joint Rule 310
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### Transportation Department

#### **Enacted**

LD 40	Resolve, Regarding Legislative Review of Portions of Chapter 305: Rules and Regulations Pertaining to Traffic Movement Permits, a Major Substantive Rule of the Department of Transportation	RESOLVE 1
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LD 128	An Act To Authorize the Commissioner of Transportation To Enter into Agreements with the United States Department of Transportation	PUBLIC 66
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LD 227	Resolve, To Conduct a Transit Propensity Study for Communities between Portland and Bangor	RESOLVE 53
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LD 669	An Act To Ensure Public Ways Are Compliant with the Federal Americans with Disabilities Act of 1990	PUBLIC 334
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LD 1133	An Act To Amend the Transportation Laws	PUBLIC 239
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LD 1370	Resolve, Directing the Department of Transportation To Develop and Adopt an Active Transportation Plan	RESOLVE 61
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#### **Not Enacted**

LD 252	An Act To Expand Training Opportunities for Department of Transportation Workers	ONTP
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LD 311	An Act To Require Third-party Certification for Persons Undertaking Corrosion Prevention and Mitigation Projects for Public Water Supply and Wastewater Infrastructure and Bridges	INDEF PP
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#### Transportation

LD 382	An Act Regarding the Department of Transportation and Electric Vehicle Charging Stations	ONTP
LD 388	An Act To Amend the Laws Governing Transportation	ONTP
LD 704	An Act To Amend the Laws Governing Culvert Replacement	ONTP

**Turnpike Authority**

**Enacted**

LD 123	An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2022	P & S 3
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**Not Enacted**

LD 1372	An Act To Collect Data To Assess the Need and Plan for Noise Abatement by the Maine Turnpike Authority	ONTP
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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*

**Transportation (TRA)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
TRA	40	Resolve, Regarding Legislative Review of Portions of Chapter 305: Rules and Regulations Pertaining to Traffic Movement Permits, a Major Substantive Rule of the Department of Transportation	Reported Out OTP		Emergency Finally Passed	RESLV	1	R1
TRA	43	An Act To Require the Department of Transportation To Provide Ferry Service to Frenchboro	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
TRA	45	Resolve, Directing the Department of Transportation To Improve a Bridge over the West Branch of the Mattawamkeag River in Moro Plantation and Associated Culverts	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
TRA	73	An Act To Authorize Municipalities To Allow Harbor Masters and Deputy Harbor Masters To Use Red or Combination Red and White Auxiliary Lights When Responding to Watercraft Emergencies	Reported Out OTP-AM		Enacted	PL	26	R1
TRA	79	An Act To Establish a Honeybee Special Registration Plate	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
TRA	123	An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2022	Reported Out OTP-AM		Enacted	P&SL	3	S1
TRA	128	An Act To Authorize the Commissioner of Transportation To Enter into Agreements with the United States Department of Transportation	Reported Out OTP		Enacted	PL	66	S1
TRA	130	An Act To Create Appropriate Standards for the Secretary of State To Follow When Approving the Assignments of Vanity Registration Plates	Reported Out OTP-AM/ OTP-AM		Enacted	PL	232	S1
TRA	154	Resolve, To Name Bridge 2267 in the Town of Embden and the Town of Solon the Jotham and Emma Stevens Bridge	Reported Out OTP		Finally Passed	RESLV	4	R1
TRA	161	An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2021, June 30, 2022 and June 30, 2023	Reported Out OTP-AM		Emergency Enacted	PL	224	S1

Bills Referred to  
Transportation (TRA)

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

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
TRA	162	An Act To Make Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2021	Reported Out	OTP-AM		Emergency Enacted	PL	2	R1
TRA	186	An Act To Allow Signs in a Public Right-of-way To Be Removed by the Landowner	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
TRA	200	An Act To Allow the Secretary of State To Refuse To Issue or To Recall a Vanity Registration Plate with Vulgar, Obscene, Contemptuous or Profane Language	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	227	Resolve, To Conduct a Transit Propensity Study for Communities between Portland and Bangor	Reported Out	OTP-AM		Finally Passed	RESLV	53	S1
TRA	228	An Act To Allow Travel in a Center Lane of a Restricted Highway	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
TRA	230	An Act To Allow Low-beam Headlights on Motorcycles To Flash during Daytime Hours	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
TRA	234	An Act To Amend the Law Concerning the Annual Number of Ferry Service Trips to Matinicus Isle	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
TRA	236	An Act To Amend the Definition of "Reportable Accident"	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
TRA	252	An Act To Expand Training Opportunities for Department of Transportation Workers	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	258	An Act To Expand Eligibility for Special Emergency Medical Services Registration Plates to Ambulance Operators	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	266	An Act To Create the Maine Lighthouse Trust Registration Plate	Reported Out	OTP-AM/ ONTP		Enacted	PL	56	S1
TRA	267	Resolve, Directing the Department of Transportation To Erect and Maintain Markers To Commemorate and Recognize the Lafayette Trail	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	105	S1

*Bills Referred to*  
**Transportation (TRA)**

PL = Public Law; P&SL = Private and Special Law;  
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 IB = Initiated Bill

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
TRA	284	Resolve, To Study Maine's Motor Vehicle Inspection Program	Reported Out	OTP-AM	Carried Over			S1	
TRA	289	An Act To Authorize the Secretary of State To Reject Certain Vanity License Plate Requests	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1	
TRA	311	An Act To Require Third-party Certification for Persons Undertaking Corrosion Prevention and Mitigation Projects for Public Water Supply and Wastewater Infrastructure and Bridges	Reported Out	OTP-AM/ ONTP		Indefinitely Postponed		S1	
TRA	312	An Act To Extend the Maine Bicentennial Commission and the Use of Maine Bicentennial Registration Plates through 2021	Reported Out	OTP-AM/ ONTP		<u>Emergency Enacted</u>	PL	89	S1
TRA	354	An Act To Require Motor Vehicle Inspections Every 2 Years	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1	
TRA	382	An Act Regarding the Department of Transportation and Electric Vehicle Charging Stations	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1	
TRA	388	An Act To Amend the Laws Governing Transportation	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1	
TRA	395	An Act To Remove the Authorization for Temporary Signs To Be Placed in the Public Right-of-way	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report		S1	
TRA	410	An Act To Provide Funding for the Reconstruction of Route 161 from Fort Kent to Caribou	Carry Over Approved		Carried Over In Comm			S1	
TRA	431	An Act To Repeal the Requirement That Certain Motor Vehicles Be Inspected	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1	
TRA	458	An Act To Support Public Transportation Infrastructure in York and Cumberland Counties	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		S1	
TRA	490	An Act To Eliminate Certain Motor Vehicle Inspections in the State	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310		R1	
TRA	537	An Act To Dedicate Sections of Maine's State Highway System to Fallen State Troopers	Reported Out	OTP-AM		<u>Enacted</u>	PL	198	S1

*Bills Referred to*  
**Transportation (TRA)**

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
TRA	565	An Act To Study the Fee Structure for Motor Vehicle Inspections as It Relates to the Viability of Inspection Stations	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
TRA	571	Resolve, To Name a Bridge in the Town of Veazie the Hayward Carl Spencer Memorial Bridge	Reported Out	OTP		Finally Passed	RESLV	5	R1
TRA	644	An Act Regarding Motor Vehicle Registration Violations	Reported Out	ONTP/ OTP-AM		Enacted	PL	427	S1
TRA	645	Resolve, To Create an Electronic Titling Work Group	Reported Out	OTP-AM/ ONTP		Finally Passed	RESLV	40	S1
TRA	662	An Act To Allow the Use of an Additional Light on the Roof of Vehicles of Active Members of a Municipal or Volunteer Fire Department	Reported Out	OTP-AM		Enacted	PL	113	S1
TRA	669	An Act To Ensure Public Ways Are Compliant with the Federal Americans with Disabilities Act of 1990	Reported Out	OTP-AM/ ONTP		Enacted	PL	334	S1
TRA	672	Resolve, To Direct the Department of Transportation To Use a Rail Corridor Use Advisory Council in Reviewing the Mountain Division Line for Potential Nonrail Uses	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	52	S1
TRA	689	An Act To Allow Trucks To Use the Leftmost Lane of a Three-lane Interstate Highway To Safely Accommodate Entering and Exiting Vehicles	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	704	An Act To Amend the Laws Governing Culvert Replacement	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	712	An Act To Eliminate the Requirement for an Inspection for a Noncommercial Vehicle Less Than 20 Years Old	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
TRA	796	An Act To Restrict Sales of Catalytic Converters Removed from Motor Vehicles	Carry Over Approved		Carried Over In Comm				S1
TRA	821	An Act To Improve the Investigation and Prosecution of Cases That Involve Vulnerable Road Users	Reported Out	ONTP/ OTP-AM		Enacted	PL	379	S1
TRA	836	An Act To Enhance Compliance with Motor Vehicle Insurance Requirements	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	899	An Act To Protect Privacy and Security at the Bureau of Motor Vehicles	Carry Over Approved		Carried Over In Comm				S1



*Bills Referred to*  
**Transportation (TRA)**

PL = Public Law; P&SL = Private and Special Law;  
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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
TRA	925	Resolve, Directing the Department of Transportation To Develop a Plan To Redevelop Exit 5 of Interstate 295 in Portland	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	990	An Act Regarding Veterans License Plates	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	991	Resolve, Directing the Department of Transportation To Conduct an Economic Evaluation Study for Commuter and Passenger Train Service between Portland and the Lewiston and Auburn Area	Reported Out	OTP-AM/ ONTP	Finally Passed	RESLV	56	S1
TRA	1027	An Act To Amend the Laws Governing Local Bridges	Reported Out	OTP-AM	Enacted	PL	201	S1
TRA	1104	An Act To Increase the Time for Which a Temporary Motor Vehicle Registration Plate Is Valid	Reported Out	OTP	Enacted	PL	126	S1
TRA	1109	An Act To Align Equipment Requirements for Electric Bicycles with National Manufacturing Standards	Reported Out	OTP	Enacted	PL	86	S1
TRA	1110	An Act To Clarify the Authority To Manage Electric Bicycle Access to Off-road Trails	Reported Out	ONTP/ OTP	Accepted Majority (ONTP) Report			S1
TRA	1122	An Act To Promote Public Safety by Allowing Lighted Signs on Certain Vehicles	Reported Out	OTP-AM	Enacted	PL	368	S1
TRA	1124	An Act To Change the Threshold for Creating a Specialty License Plate from 2,000 Prepaid Orders to 1,000 Prepaid Orders and To Extend by One Year the Time Allowed for Gathering Signatures	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	1133	An Act To Amend the Transportation Laws	Reported Out	OTP-AM/ OTP-AM	Enacted	PL	239	S1
TRA	1183	An Act To Establish a License Plate in Support of Multiple Sclerosis Programs	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	1230	An Act To Enhance Traffic Safety with Regard to the Operation of Bicycles on Public Ways	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	1271	An Act To Improve Access to Automobile Insurance and Employment by Clarifying Driving Records	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1

*Bills Referred to*  
**Transportation (TRA)**

PL = Public Law; P&SL = Private and Special Law;  
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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
TRA	1321	An Act To Provide Protection for Tractors When Using Public Ways	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	1356	An Act Regarding the Placement of Temporary Signs	Reported Out ONTP/ OTP		Accepted Majority (ONTP) Report			S1
TRA	1359	An Act To Change Driver's License Requirements Regarding Sleep Apnea	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	1370	Resolve, Directing the Department of Transportation To Develop and Adopt an Active Transportation Plan	Reported Out OTP-AM/ ONTP		<u>Finally Passed</u>	RESLV	61	S1
TRA	1372	An Act To Collect Data To Assess the Need and Plan for Noise Abatement by the Maine Turnpike Authority	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	1396	Resolve, To Ensure Proper Funding for Recreational Trails and Transportation Alternatives	Reported Out LTW		Leave to Withdraw Pursuant to Joint Rule 310			S1
TRA	1398	An Act To Change Driver's License Requirements for Obstructive Sleep Apnea	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	1400	An Act To Protect Towing Operators Providing Emergency Assistance by Allowing the Use of a Flashing Green Light	Reported Out OTP-AM		<u>Enacted</u>	PL	205	S1
TRA	1425	Resolve, To Dedicate a Portion of Route 6 from Lee to Springfield in Honor of Sgt. Blair Emery	Reported Out OTP		<u>Finally Passed</u>	RESLV	30	S1
TRA	1433	An Act To Amend the Motor Vehicle Laws	Reported Out OTP-AM		<u>Enacted</u>	PL	216	S1
TRA	1456	An Act To Invest in Passenger Rail Expansion	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	1534	An Act To Preserve and Protect the State's Rail Corridors	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
TRA	1562	An Act To Strengthen the Northern New England Passenger Rail Authority	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

*Bills Referred to*  
**Transportation (TRA)**

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 IB = Initiated Bill

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
TRA	1618	Resolve, To Place a Temporary Moratorium on the Approval of Any New Motor Vehicle Registration Plates and Initiate a Registration Plate Working Group	Reported Out OTP-AM		Emergency Finally Passed	RESLV	108	51
TRA	1623	An Act To Require That Motor Vehicles Be Clear of Snow and Ice When Operated on Public Ways	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			51

## JOINT STANDING COMMITTEE ON TRANSPORTATION

### **LD 40 Resolve, Regarding Legislative Review of Portions of Chapter 305: Rules and Regulations Pertaining to Traffic Movement Permits, a Major Substantive Rule of the Department of Transportation**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 1 authorizes final adoption of portions of Chapter 305: Rules and Regulations Pertaining to Traffic Movement Permits, a major substantive rule of the Department of Transportation.

Resolve 2021, chapter 1 was finally passed as an emergency measure effective March 17, 2021.

### **LD 73 An Act To Authorize Municipalities To Allow Harbor Masters and Deputy Harbor Masters To Use Red or Combination Red and White Auxiliary Lights When Responding to Watercraft Emergencies**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 26 allows a municipality to authorize a harbor master or deputy harbor master to use one red or combination red and white flashing auxiliary light when responding to a watercraft emergency. The law provides that the municipality may revoke the authorization to use the lights at any time.

### **LD 123 An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2022**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 3 makes allocations from gross revenues of the Maine Turnpike Authority for the payment of the authority's operating expenses for the calendar year ending December 31, 2022 in accordance with the requirements of the Maine Revised Statutes, Title 23, section 1961, subsection 6.

### **LD 128 An Act To Authorize the Commissioner of Transportation To Enter into Agreements with the United States Department of Transportation**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 66 allows the Commissioner of Transportation to enter into agreements and cooperate with the United States Department of Transportation as provided in 23 United States Code, Sections 325 to 327 and as authorized under the federal Moving Ahead for Progress in the 21st Century Act, the federal Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users and the federal National Environmental Policy Act of 1969. It allows the

## JOINT STANDING COMMITTEE ON TRANSPORTATION

commissioner to adopt rules to implement an agreement, carry out duties under an agreement and make expenditures in connection with an agreement. Consistent with 23 United States Code, Sections 326 and 327, it provides for a partial waiver of immunity from civil suit in federal court regarding the compliance, discharge or enforcement of a responsibility assumed by the Department of Transportation upon the department's entering an agreement.

### **LD 130 An Act To Create Appropriate Standards for the Secretary of State To Follow When Approving the Assignments of Vanity Registration Plates**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 232 limits the vanity registration plates the Secretary of State may refuse to issue or may recall to plates that:

1. Falsely suggest an association with a public institution or government;
2. Are duplicative;
3. Encourage violence or contain language that may result in an act of violence or other unlawful activity because of the content of the language;
4. Are profane or obscene;
5. Make derogatory references;
6. Connote genitalia or relate to sexual acts; or
7. Form a slang term, abbreviation, phonetic spelling or mirror image of a word or term within any of the other categories.

Public Law 2021, chapter 232 also creates an appeals process for a person for whom the Secretary of State has refused to issue or recalled a vanity registration plate.

### **LD 154 Resolve, To Name Bridge 2267 in the Town of Embden and the Town of Solon the Jotham and Emma Stevens Bridge**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 4 directs the Department of Transportation to designate Bridge 2267 in the Town of Embden and the Town of Solon the Jotham and Emma Stevens Bridge.

## JOINT STANDING COMMITTEE ON TRANSPORTATION

### **LD 161 An Act Making Unified Appropriations and Allocations for the Expenditures of State Government, Highway Fund and Other Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2021, June 30, 2022 and June 30, 2023**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 224 does the following.

Part A makes allocations of funds for the fiscal years ending June 30, 2022 and June 30, 2023.

Part B provides funding for approved reclassifications and range changes.

Part C increases the attrition rate for the 2022-23 biennium from 1.6% to 5% for judicial branch and executive branch departments and agencies.

Part D allows TransCap Trust Fund nonbond funds to be used for capital projects with an anticipated useful life of five years or more.

Part E allows the Maine Municipal Bond Bank to issue up to \$50,000,000 of GARVEE bonds for highway and bridge needs.

Part F requires the State Controller to transfer \$6,752,206 in fiscal year 2021-22 and \$6,831,841 in fiscal year 2022-23 from the unallocated surplus of the Highway Fund to the TransCap Trust Fund.

Part G requires the State Controller to transfer amounts exceeding \$100,000 from the unallocated balance in the Highway Fund at the close of fiscal years 2021-22 and 2022-23 after all commitments to the Highway and Bridge Capital, Highway Light Capital and Maintenance and Operations programs within the Department of Transportation for capital and all other needs.

Part H authorizes the Commissioner of Transportation to transfer Highway Fund Personal Services balances available at the end of fiscal years 2021-22 and 2022-23 to the Department of Transportation, Highway and Bridge Capital, Highway Light Capital and Maintenance and Operations programs for capital or all other needs.

Public Law 2021, chapter 224 was enacted as an emergency measure effective June 16, 2021.

## JOINT STANDING COMMITTEE ON TRANSPORTATION

### **LD 162 An Act To Make Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2021**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 2 does the following.

Part A makes supplemental allocations from the highway fund.

Part B transfers \$21,712,948 of the available balance in the Local Road Assistance Program, Highway Fund account in the Department of Transportation to the Highway Fund unallocated surplus by June 30, 2021 to fund a Highway Fund shortfall in fiscal year 2020-21.

Part C transfers \$70,109 of the available balance in the Bond Interest-Highway Highway Fund account in the Department of Transportation to the Highway Fund unallocated surplus by June 30, 2021 to fund a Highway Fund shortfall in fiscal year 2020-21.

Part D transfers \$2,904,635 by June 30, 2021 from the Department of the Secretary of State, Administration - Motor Vehicles program, Highway Fund account to the unallocated surplus of the Highway Fund.

Public Law 2021, chapter 2 was enacted as an emergency measure effective March 17, 2021.

### **LD 227 Resolve, To Conduct a Transit Propensity Study for Communities between Portland and Bangor**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 53 does the following.

1. It directs the Department of Transportation to conduct a transit propensity study, if sufficient funding is received, to assess the demand and viability for new or enhanced transit service, including passenger rail, between the communities of Portland and Bangor.
2. It requires the department to submit a report based on its study to the joint standing committee of the Legislature having jurisdiction over transportation matters by January 1, 2023.
3. It allows the joint standing committee to submit a bill to the First Regular Session of the 131st Legislature based on the findings provided in the department's report.
4. It provides that no funds may be collected by or transferred to the department for the purpose of conducting the study unless the department receives commitments for no less than 25% of

## JOINT STANDING COMMITTEE ON TRANSPORTATION

the overall costs of the study from municipalities for which new or enhanced transit will be assessed as part of the study.

5. It provides that, if the municipalities have not fulfilled their commitment to provide 25% of the overall costs of the study by the dates agreed upon with the department, the department is authorized to discontinue the study and any remaining municipal funds must be returned to the relevant municipalities and any remaining department funds must be returned to the accounts from which they were received.
6. It provides appropriations and allocations for the costs of the transit propensity study.

### **LD 266 An Act To Create the Maine Lighthouse Trust Registration Plate**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 56 creates the Maine Lighthouse Trust special registration plate to support lighthouse restoration and preservation efforts.

### **LD 267 Resolve, Directing the Department of Transportation To Erect and Maintain Markers To Commemorate and Recognize the Lafayette Trail**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 105 designates each portion of the Lafayette Trail for the purposes of the placement of suitable signs and markers by the Department of Transportation and requires that the costs of erecting the signs and markers be fully funded by an outside organization.

### **LD 312 An Act To Extend the Maine Bicentennial Commission and the Use of Maine Bicentennial Registration Plates through 2021**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 89 removes the requirement that an expiration date be displayed on the State of Maine Bicentennial commemorative plates, extends the expiration date of the State of Maine Bicentennial commemorative plates bearing an expiration date of December 31, 2020 to December 31, 2021 and extends the Maine Bicentennial Commission to December 31, 2021.

Public Law 2021, chapter 89 was enacted as an emergency measure effective June 8, 2021.



## JOINT STANDING COMMITTEE ON TRANSPORTATION

### **LD 537 An Act To Dedicate Sections of Maine's State Highway System to Fallen State Troopers**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 198 creates the Fallen State Trooper Dedication Program requiring the Department of Transportation, in collaboration with the Department of Public Safety, to designate and place appropriate signs on one mile of the state highway system for each state police officer who has died in the performance of that officer's duty.

### **LD 571 Resolve, To Name a Bridge in the Town of Veazie the Hayward Carl Spencer Memorial Bridge**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 5 directs the Department of Transportation to designate Bridge 3684 on Main Street in the Town of Veazie the Hayward Carl Spencer Memorial Bridge.

### **LD 644 An Act Regarding Motor Vehicle Registration Violations**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 427 provides the following penalties for a violation of failure to register a vehicle:

1. A fine of not more than \$50 may be adjudged for a first offense if the vehicle was registered and the registration has been expired more than 30 days but less than 150 days;
2. A fine of not more than \$100 may be adjudged for a first offense if the vehicle was registered and the registration has been expired for 150 days or more and for which a fine of not more than \$500 may be adjudged for each subsequent offense; and
3. A Class E crime if the vehicle has never been registered by the current owner of the vehicle.

Public Law 2021, chapter 427 also provides that a person served with a Violation Summons and Complaint charging a violation of failure to register a vehicle may have the complaint dismissed if that person shows satisfactory evidence of registration that was in effect at the time of the alleged violation or that the person subsequently registered the vehicle prior to the date required for filing an answer to the complaint.

Public Law 2021, chapter 427 also provides the following penalties for a violation of failure to change out-of-state registrations:

## JOINT STANDING COMMITTEE ON TRANSPORTATION

1. A fine of not more than \$50 for a first offense if more than 30 days but less than 150 days has elapsed since establishing residency; or
2. A fine of not more than \$500 may be adjudged for each subsequent offense.

Public Law 2021, chapter 427 also provides that these changes take effect July 1, 2022.

### **LD 645 Resolve, To Create an Electronic Titling Work Group**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 40 directs the Department of the Secretary of State, Bureau of Motor Vehicles to convene a work group to study electronic titling and make annual reports to the joint standing committee of the Legislature having jurisdiction over transportation matters through the 132nd Legislature, at the end of which time the work group dissolves.

### **LD 662 An Act To Allow the Use of an Additional Light on the Roof of Vehicles of Active Members of a Municipal or Volunteer Fire Department**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 113 allows municipal officers or a municipal official designated by the municipal officers, with the approval of the fire chief, to authorize an active member of a municipal or volunteer fire department to use one red light bar no more than eight inches in length on the roof of the vehicle so that the light is visible to approaching traffic from the front and the rear of the vehicle.

### **LD 669 An Act To Ensure Public Ways Are Compliant with the Federal Americans with Disabilities Act of 1990**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 334 makes an alteration or relocation required to comply with the Americans with Disabilities Act of 1990 of an aboveground facility within the portion of a public way that is part of a construction or reconstruction project the financial responsibility of the facility owner.

## JOINT STANDING COMMITTEE ON TRANSPORTATION

### **LD 672 Resolve, To Direct the Department of Transportation To Use a Rail Corridor Use Advisory Council in Reviewing the Mountain Division Line for Potential Nonrail Uses**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 52 directs the Department of Transportation to review the Mountain Division Line rail corridor for potential nonrail uses through a rail corridor use advisory council.

Resolve 2021, chapter 52 was enacted as an emergency measure effective June 14, 2021.

### **LD 821 An Act To Improve the Investigation and Prosecution of Cases That Involve Vulnerable Road Users**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 379 requires a law enforcement officer who investigates a reportable accident involving a vulnerable user or an incident resulting in bodily injury or death to a vulnerable user and who has probable cause to believe that a traffic infraction, civil violation or criminal violation is connected to that accident or incident to inform a district attorney about the investigation within five days and submit a final accident report as soon as is practicable and no later than 60 days after the accident or incident. It also specifies that evidence submitted by a law enforcement officer later than 60 days after an accident or incident described in the law may be used in the prosecution of a criminal violation or civil violation. Under the traffic laws, a vulnerable user is a person on a public way who is more vulnerable to injury than a person in a motor vehicle.

### **LD 991 Resolve, Directing the Department of Transportation To Conduct an Economic Evaluation Study for Commuter and Passenger Train Service between Portland and the Lewiston and Auburn Area**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 56 does the following.

1. It requires the Department of Transportation to conduct an economic evaluation study for commuter and passenger train service between Portland and the Lewiston and Auburn area.
2. It requires the study to include an economic evaluation of commuter and passenger rail service that builds upon data and potential next steps included in the Lewiston-Auburn Passenger Rail Service Plan published May 2019.
3. It requires the department to conduct a high-level alternatives analysis for two corridors to support selection of a preferred alignment and for comparison to other transportation connections between Portland and the Lewiston and Auburn area. This work will provide input

## JOINT STANDING COMMITTEE ON TRANSPORTATION

into developing a purpose and need statement, which is required under federal funding programs.

4. It requires the department to submit a report of its findings and recommendations to the joint standing committee of the Legislature having jurisdiction over transportation matters by March 1, 2022.
5. It allocates \$180,000 from the Multimodal Transportation Fund to fund the cost of the study.
6. It provides that no funds may be collected by or transferred to the department for the study unless the department receives commitments for no less than 10% of the overall costs of the study by an agreed-upon date from municipalities that would benefit from the extension of passenger rail from Portland to the Lewiston and Auburn area.

### **LD 1027 An Act To Amend the Laws Governing Local Bridges**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 201 requires the Department of Transportation to notify a municipality when a bridge for which a municipality has maintenance responsibility requires a posting or closure and requires the municipality to carry out the posting or closure; current law provides a municipality sole responsibility to determine whether such a bridge must be posted or closed. Public Law 2021, chapter 201 provides that in order for the department to accept certain responsibilities for an improved bridge or for a new bridge, the department must approve the design of the improvements or construction before the improvements are made or the bridge is constructed. The design of the improvements or construction must meet standards set by the department and be sealed by a professional engineer. The department must inspect the bridge after it is improved or constructed.

### **LD 1104 An Act To Increase the Time for Which a Temporary Motor Vehicle Registration Plate Is Valid**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 126 increases from 14 days to 30 days the number of days a person may operate a motor vehicle or trailer with a temporary registration plate without payment of a regular registration plate fee.

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### **LD 1109 An Act To Align Equipment Requirements for Electric Bicycles with National Manufacturing Standards**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 86 restricts the speedometer requirement for electric bicycles to Class 3 electric bicycles to align the requirement with national manufacturing standards.

### **LD 1122 An Act To Promote Public Safety by Allowing Lighted Signs on Certain Vehicles**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 368 authorizes the display of illuminated signs on delivery vehicles that transport customers or property as long as the only information on the sign is the name and telephone number of the company providing the delivery. It amends the law to clarify that an illuminated sign with the same information may be affixed to the roof of a vehicle for the conveyance of passengers. It also specifies that an illuminated sign on a delivery vehicle may be illuminated only when making a delivery, as determined by the Department of Public Safety by rule and adds certain requirements regarding messages on the illuminated sign and fastening the sign to the delivery vehicle.

### **LD 1133 An Act To Amend the Transportation Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 239 makes the following changes to the transportation laws.

1. It revises the priority classifications and goals for the State's public highways.
2. It authorizes the Commissioner of Transportation to convene a rail corridor use advisory council to advise and make recommendations each time one or more governmental entities that represent communities along a state-owned rail corridor request that the Department of Transportation review a nonrail recreational use or nonrecreational transportation use of that rail corridor. It also prohibits the department from dismantling or making changes to state-owned railroad track for a nonrail use without going through the advisory council process and obtaining legislative approval.
3. It defines "roundabouts" and includes them in the laws governing the use of traffic circles and rotaries.

## JOINT STANDING COMMITTEE ON TRANSPORTATION

### **LD 1370 Resolve, Directing the Department of Transportation To Develop and Adopt an Active Transportation Plan**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 61 directs the Department of Transportation to develop an active transportation plan, use that plan to evaluate reasonable potential uses of state-owned rail corridors and submit a report containing that plan to the joint standing committee of the Legislature having jurisdiction over transportation matters no later than January 18, 2023.

### **LD 1400 An Act To Protect Towing Operators Providing Emergency Assistance by Allowing the Use of a Flashing Green Light**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 205 makes the following changes to the law governing the use of auxiliary lighting on vehicles.

1. It allows for a wrecker to use a flashing green light only when pulled over, assisting motorists and loading vehicles.
2. It prohibits use of a flashing green light while the wrecker is moving.

### **LD 1425 Resolve, To Dedicate a Portion of Route 6 from Lee to Springfield in Honor of Sgt. Blair Emery**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 30 directs the Department of Transportation to designate a portion of Route 6 in Penobscot County the Sgt. Blair Emery Road.

### **LD 1433 An Act To Amend the Motor Vehicle Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 216 amends the motor vehicle laws in the following ways.

1. It adds a provision for the continued use by government entities of off-road vehicles.
2. It allows for rulemaking for municipal agents similar to other rule-making authority.
3. It repeals the authority of the Secretary of State to issue placards for deaf, hard-of-hearing and late-deafened persons.

## JOINT STANDING COMMITTEE ON TRANSPORTATION

4. It changes the definition of "recycler." It clarifies that recycling of vehicles includes the actions of acquiring and selling vehicles or parts and it changes the record-keeping requirements of recyclers.
5. It amends the law governing licenses issued to auction locations.
6. It requires lienholders to register for a unique identifier to enable the bureau to maintain accurate records on lienholders.
7. It amends statute to comply with the National Highway Traffic Safety Administration's final rule regarding odometer disclosures under 49 Code of Federal Regulation 580.17, the Federal Truth in Mileage Act. Beginning January 1, 2021, vehicles with model year 2011 must have the odometer captured. Vehicles model year 2010 and earlier remain exempt under the new rule.
8. It amends dealer license fees; amends the law regarding the number of plates issued to dealers; requires dealers to comply with the Maine Revised Statutes, Title 10, chapter 217 as a condition of their license; and clarifies which dealers may use service vehicle plates.
9. It amends the law regarding mobile crushers to provide a penalty for violations.
10. It tightens the requirements for special restricted licenses by requiring applicants who are 15 years of age to hold a permit for 6 months before applying for a special restricted license.
11. It allows the course completion certificate issued by motorcycle rider education schools to act as a 60-day temporary permit.
12. It clarifies that the completion certificate for driver education instructors acts as a 60-day temporary learner's permit.
13. It adds requirements regarding background checks for motorcycle instructor licenses.
14. It clarifies the definition of a Class A driver education school.
15. It provides flexibility in what the Secretary of State may consider when approving a driver improvement program.
16. It amends the law regarding when a person is eligible to install an ignition interlock device during the term of the person's suspension and when that person can remove the device without penalty.

## **JOINT STANDING COMMITTEE ON TRANSPORTATION**

### **LD 1618 Resolve, To Place a Temporary Moratorium on the Approval of Any New Motor Vehicle Registration Plates and Initiate a Registration Plate Working Group**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 108 halts for a period of two years the approval of any new registration plates by the Department of the Secretary of State, Bureau of Motor Vehicles. It directs the Bureau of Motor Vehicles to convene a working group to study the proliferation of registration plates and resulting challenges and concerns. It requires the department to submit a report containing the findings and recommendations of the working group to the to the Joint Standing Committee on Transportation and authorizes the Joint Standing Committee on Transportation to introduce legislation for presentation to the Second Regular Session of the 130th Legislature based on the recommendations in the report

Resolve 2021, chapter 108 was enacted as an emergency measure effective July 14, 2021.



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 VETERANS  
AND LEGAL AFFAIRS

December 2021

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*Joint Standing Committee on Veterans and Legal Affairs*

**SUBJECT INDEX**

**Adult Use Marijuana**

**Enacted**

- LD 605 An Act To Amend the Marijuana Legalization Act PUBLIC 226
- LD 1434 An Act Regarding Controlled Entry Areas within Retail Marijuana Stores PUBLIC 314

**Not Enacted**

- LD 301 An Act Regarding Adult Use Marijuana ONTP
- LD 525 An Act To Allow Medical and Adult Use Marijuana Stores To Share a Common Space ONTP
- LD 613 An Act To Amend the Adult Use Marijuana Program Rules and Make Other Technical Changes ONTP
- LD 1029 An Act To Amend the Marijuana Legalization Act and the Laws Governing the Taxation of Marijuana ONTP
- LD 1249 An Act Regarding the Testing and Safety of Marijuana and Marijuana Products ONTP
- LD 1452 An Act To Amend the Law Regarding the Advertising and Marketing of Adult Use Marijuana ONTP

**Alcoholic Beverages, Administration**

**Enacted**

- LD 306 An Act To Temporarily Waive Certain Requirements for Relicensing for Restaurants That Serve Liquor PUBLIC 7
- LD 1642 An Act Regarding Local Option Elections PUBLIC 137

**Not Enacted**

LD 378	An Act To Temporarily Waive Renewal Fees for On-premises Retail Liquor Licenses	CARRIED OVER
LD 732	An Act To Refund 50 Percent of 2020 State Liquor Licensing Fees to Nonprofit Organizations	ONTP
LD 823	An Act To Reduce State Licensing Fees for Maine Bars and Restaurants by 50 Percent for a 12-month Period	ONTP
LD 914	An Act To Meet the State's Obligation To Pay 55 Percent of Education Costs	ONTP
LD 1643	An Act To Correct Errors, Inconsistencies and Conflicts in and To Revise the State's Liquor Laws	CARRIED OVER

**Alcoholic Beverages, Regulation****Enacted**

LD 205	An Act To Extend the Ability of Restaurants and Bars To Serve Alcohol To Go	PUBLIC 3
LD 306	An Act To Temporarily Waive Certain Requirements for Relicensing for Restaurants That Serve Liquor	PUBLIC 7
LD 307	An Act To Expand the Market for Maine Liquor Manufacturers	PUBLIC 8
LD 591	An Act Regarding Agency Liquor Store Licensing	PUBLIC 172
LD 714	An Act To Support the Recovery of Maine's Distilleries by Allowing the Sale of Cocktails for On-premises Consumption	PUBLIC 91
LD 1272	An Act To Eliminate Limits on the Number of Taste-testing Events for Beer, Wine and Spirits	PUBLIC 131

LD 1620 An Act To Support Maine Theaters by Expanding Eligibility for Off-premises Catering Licenses PUBLIC 76

LD 1642 An Act Regarding Local Option Elections PUBLIC 137

**Not Enacted**

LD 378 An Act To Temporarily Waive Renewal Fees for On-premises Retail Liquor Licenses CARRIED OVER

LD 823 An Act To Reduce State Licensing Fees for Maine Bars and Restaurants by 50 Percent for a 12-month Period ONTP

LD 1093 An Act To Expand the Options for Shipping Wine Directly to Customers ONTP

LD 1358 An Act To Provide for the Direct Shipment of Spirits to Consumers CARRIED OVER

LD 1492 An Act To Provide More Choice for Maine Consumers in the Purchase of Spirits ONTP

LD 1518 An Act To Support Maine's Tasting Rooms and Restaurants during the COVID-19 Pandemic ONTP

LD 1643 An Act To Correct Errors, Inconsistencies and Conflicts in and To Revise the State's Liquor Laws CARRIED OVER

**Campaign Finance, Generally**

**Enacted**

LD 1377 An Act Regarding Campaign Finance Disclosure and the Filing of Statements of Sources of Income PUBLIC 132

LD 1417 An Act Regarding Campaign Finance Reform PUBLIC 274

LD 1485 An Act to Modify the Requirements for Political Action Committees and Ballot Question Committees PUBLIC 217

LD 1621 An Act To Reform Payments to Legislators by Political Action Committees and Ballot Question Committees PUBLIC 276

**Not Enacted**

LD 59 An Act To Define the Term "Unenrolled Political Action Committee" Majority (ONTP) Report

LD 194 An Act To Prohibit Contributions, Expenditures and Participation by Foreign Government-owned Entities To Influence Referenda Veto Sustained

LD 413 An Act To Apply the Same Auditing Standards to All Candidates and Political Action Committees ONTP

LD 479 An Act To Ban Foreign Campaign Contributions and Expenditures in Maine Elections ONTP

LD 526 An Act To Require an Affidavit for Every Independent Expenditure Influencing an Election and To Penalize the Use of Mistruths ONTP

LD 641 An Act To Prohibit Contributions, Expenditures and Participation by Foreign Nationals To Influence Referenda ONTP

LD 1125 An Act To Define "Leadership Political Action Committee" ONTP

LD 1414 An Act To Prohibit Candidates for President or Federal Office from Donating to State Political Action Committees ONTP

LD 1558 An Act To Require Campaign Finance Reports for State and County Candidates Other Than Governor To Be Filed on the 42nd Day before Any Election ONTP

**Campaign Finance, Maine Clean Election Act**

**Not Enacted**

LD 664 An Act To Strengthen the Integrity of the Maine Clean Election Program ONTP

LD 921 An Act To Eliminate Maine Clean Election Act Funding for Candidates in Gubernatorial Races Majority (ONTP) Report

LD 929	An Act To Address Funding for Maine Clean Elections	Majority (ONTP) Report
LD 930	An Act To Revise Reporting Requirements for Maine Clean Election Act Expenditures	Majority (ONTP) Report
LD 981	An Act To Strengthen the Integrity of the Maine Clean Election Act by Limiting the Amount of Money Paid to Political Operatives	Majority (ONTP) Report
LD 1284	An Act To Amend the Maine Clean Election Act and Related Laws	ONTP
LD 1442	An Act Regarding Publicly Financed Legislative Candidates in Competitive Primaries	ONTP

### *Campaign Practices*

**Not Enacted**

LD 53	An Act To Limit Political Advertising	ONTP
LD 157	An Act Regarding the Fair Representation of Candidate Identities	ONTP
LD 405	An Act To Prevent Fraudulent Endorsements in Political Materials	Leave to Withdraw Pursuant to Joint Rule 310
LD 526	An Act To Require an Affidavit for Every Independent Expenditure Influencing an Election and To Penalize the Use of Mistruths	ONTP
LD 818	An Act To Limit Spam Texting	ONTP
LD 1726	An Act To Increase Transparency in Political Communications	CARRIED OVER

**Defense, Veterans and Emergency Management**

**Not Enacted**

- LD 1308 An Act To Allow the Adjutant General of the Maine National Guard To Request Quick Response Funds from the Maine Budget Stabilization Fund after Receiving Authorization from the Governor ONTP
- LD 1537 An Act To Restore Funding to the Southern Maine Veterans Cemetery ONTP

**Elections, Absentee Voting**

**Enacted**

- LD 102 An Act To Extend the Time Frame for Processing Absentee Ballots PUBLIC 11
- LD 1363 An Act To Amend the Laws Governing Elections PUBLIC 273
- LD 1575 An Act To Improve Maine's Election Laws PUBLIC 246

**Not Enacted**

- LD 112 An Act To Facilitate the Timely and Accurate Counting of Absentee Ballots By Extending the Processing Period ONTP
- LD 148 An Act To Establish Ongoing Absentee Voting CARRIED OVER
- LD 208 An Act To Expand Access to Absentee Ballots ONTP
- LD 451 An Act To Remove the Party Designation from Return Envelopes for Absentee Ballots for the General Election CARRIED OVER
- LD 456 An Act To Protect Voter Identification by Prohibiting a Voter's Party Designation from Appearing on Absentee Ballot Envelopes ONTP
- LD 941 An Act To Protect the Privacy of Absentee Voters Majority (ONTP) Report

LD 1013	An Act To Provide Absentee Ballot Tracking for Maine Voters	ONTP
LD 1099	An Act Regarding Election Reform	ONTP
LD 1164	An Act To Expand the Application Period for Absentee Ballot Requests and Allow Early Processing of Absentee Ballots	ONTP
LD 1165	An Act To Provide Secured Drop Boxes for Absentee Ballots	ONTP
LD 1276	An Act To Ensure All Legal Voters Are Able To Participate in Elections	ONTP
LD 1375	An Act To Permit Online Absentee Voting	ONTP

### *Elections, Ballot Qualifications*

**Enacted**

LD 1061	An Act To Protect Minor Political Parties That Seek To Retain Qualified Party Status	PUBLIC 335
LD 1363	An Act To Amend the Laws Governing Elections	PUBLIC 273

**Not Enacted**

LD 109	An Act To Facilitate Fair Ballot Representation for All Candidates By Allowing a Candidate's Nickname To Appear on the Ballot	Majority (ONTP) Report
LD 185	An Act To Abolish Mandatory Political Caucuses	ONTP

### *Elections, Conduct of Elections*

**Enacted**

LD 1363	An Act To Amend the Laws Governing Elections	PUBLIC 273
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LD 1575 An Act To Improve Maine's Election Laws PUBLIC 246

**Not Enacted**

LD 109 An Act To Facilitate Fair Ballot Representation for All Candidates By Allowing a Candidate's Nickname To Appear on the Ballot Majority (ONTP) Report

LD 202 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Implement Ranked-choice Voting CARRIED OVER

LD 231 An Act To Establish Semi-open Primaries CARRIED OVER

LD 303 An Act To Establish Semi-open Primary Elections To Allow Unenrolled Voters To Participate ONTP

LD 580 RESOLUTION, Proposing an Amendment to the Constitution of Maine Regarding Early Voting Died Between Houses

LD 638 An Act To Ensure the Timely and Transparent Delivery of Unofficial Election Results in Maine ONTP

LD 1099 An Act Regarding Election Reform ONTP

LD 1121 An Act To Create an Open and Streamlined Primary System ONTP

LD 1155 An Act To Require Election Transparency and Audits CARRIED OVER

LD 1330 An Act To Join the National Popular Vote Compact ONTP

LD 1354 Resolve, To Study the Establishment of a System of Voting by Mail ONTP

LD 1384	An Act To Adopt the National Popular Vote Interstate Compact	ONTP
LD 1496	An Act To Establish the Board of Canvassers for Certifying Election Results	Majority (ONTP) Report

**Elections, Initiatives, People's Vetoes and Referenda**

**Not Enacted**

LD 194	An Act To Prohibit Contributions, Expenditures and Participation by Foreign Government-owned Entities To Influence Referenda	Veto Sustained
LD 479	An Act To Ban Foreign Campaign Contributions and Expenditures in Maine Elections	ONTP
LD 641	An Act To Prohibit Contributions, Expenditures and Participation by Foreign Nationals To Influence Referenda	ONTP
LD 1178	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Prohibit the Consideration of a People's Veto at a Presidential Primary	CARRIED OVER

**Elections, Voter Privacy**

**Enacted**

LD 916	An Act To Protect Data Privacy and Security in Elections	PUBLIC 310
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**Not Enacted**

LD 451	An Act To Remove the Party Designation from Return Envelopes for Absentee Ballots for the General Election	CARRIED OVER
LD 456	An Act To Protect Voter Identification by Prohibiting a Voter's Party Designation from Appearing on Absentee Ballot Envelopes	ONTP
LD 941	An Act To Protect the Privacy of Absentee Voters	Majority (ONTP) Report

## *Elections, Voter Qualifications and Registration*

### **Enacted**

LD 1126	An Act To Update the Voter Registration Process	PUBLIC 439
LD 1363	An Act To Amend the Laws Governing Elections	PUBLIC 273
LD 1575	An Act To Improve Maine's Election Laws	PUBLIC 246

### **Not Enacted**

LD 107	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Specify the Qualifications of Electors	Majority (ONTP) Report
LD 253	An Act To Strengthen Maine's Election Laws by Requiring Photographic Identification for the Purpose of Voting	Accepted Majority (ONTP) Report
LD 557	An Act To Require Photographic Identification for the Purpose of Voting	Majority (ONTP) Report
LD 706	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Lower the Voting Age to 16 Years of Age	Majority (ONTP) Report
LD 1083	An Act To Create a Voter Identification System	Report A (ONTP)
LD 1099	An Act Regarding Election Reform	ONTP

## *Gambling, Beano and Games of Chance*

### **Enacted**

LD 671	An Act To Allow the Sale of Raffle Tickets Online	PUBLIC 136
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### **Not Enacted**

LD 685	An Act To Legalize Online Raffles for Nonprofit Organizations	ONTP
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LD 1037 An Act To Enable Nonprofit Organizations To Offer Raffle Tickets by Mail ONTP

### **Gambling, Casinos and Slot Machines**

#### **Enacted**

LD 16 An Act To Change the Renewal Application Deadline from 6 Months to 60 Days before the Expiration of a License Issued by the Gambling Control Board PUBLIC 22

#### **Not Enacted**

LD 1060 An Act To Increase the State Revenue from Casino Net Income, Reallocate the State Distribution and Provide Tax Uniformity ONTP

### **Gambling, Generally**

#### **Not Enacted**

LD 554 An Act To Create Gaming Equity and Fairness for the Native American Tribes in Maine Veto Sustained

### **Gambling, Harness Racing and Off-track Betting**

#### **Not Enacted**

LD 587 An Act Regarding the Licensing of Persons To Conduct Advance Deposit Wagering Majority (ONTP) Report

LD 623 An Act To Amend the Advance Deposit Wagering Laws ONTP

LD 860 An Act To Clarify the Laws Concerning Off-track Betting Facility Licenses Majority (ONTP) Report

LD 1205 An Act To Ensure Equitable Taxation of Off-track Betting Facilities Majority (ONTP) Report

### **Gambling, Lottery**

#### **Not Enacted**

LD 407 An Act To Improve Education Funding through Lottery Proceeds ONTP

LD 914	An Act To Meet the State's Obligation To Pay 55 Percent of Education Costs	ONTP
LD 948	An Act To Support Boys and Girls Clubs through Lottery Revenue	ONTP

**Gambling, Sports and Fantasy Contests**

**Enacted**

LD 139	Resolve, Regarding Legislative Review of Chapters 33 to 43, Concerning the Regulation of Fantasy Contests, Major Substantive Rules of the Department of Public Safety, Gambling Control Unit	RESOLVE 7
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**Not Enacted**

LD 1352	An Act To Regulate Sports Betting	CARRIED OVER
LD 1404	An Act To Legalize Sports Betting and Strengthen Public Education	ONTP
LD 1405	An Act To Regulate, Tax and Control Sports Wagering	ONTP
LD 1527	An Act To Ensure Proper Oversight of Sports Betting in the State	ONTP

**Legislative Ethics**

**Enacted**

LD 1621	An Act To Reform Payments to Legislators by Political Action Committees and Ballot Question Committees	PUBLIC 276
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**Lobbying and Lobbyist Regulation**

**Enacted**

LD 670	An Act To Increase the Lobbyist Registration Fee	PUBLIC 114
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### *Maine National Guard*

#### **Enacted**

LD 625    Resolve, Directing a Review of Crucial Needs and Lapses in Responding to and Preventing Sexual Trauma in the Maine National Guard    RESOLVE 21

#### **Not Enacted**

LD 1285    An Act To Require an Official Declaration of War or a Congressional Action To Call Out the State Militia before the Maine National Guard Is Released for Combat Duty    ONTP

LD 1308    An Act To Allow the Adjutant General of the Maine National Guard To Request Quick Response Funds from the Maine Budget Stabilization Fund after Receiving Authorization from the Governor    ONTP

### *Marijuana Advisory Commission*

#### **Enacted**

LD 1589    An Act To Ensure Equity in the Membership of the Marijuana Advisory Commission    PUBLIC 363

### *Medical Use of Marijuana*

#### **Enacted**

LD 881    An Act To Make Technical Changes to the Maine Medical Use of Marijuana Act    PUBLIC 251

LD 882    Resolve, To Direct the Office of Marijuana Policy To Convene Stakeholder Meetings Regarding the Maine Medical Use of Marijuana Program    RESOLVE 95

LD 939    An Act To Support Maine's Medical Marijuana Program and Ensure Patient Access    PUBLIC 367

LD 1242    An Act To Amend the Maine Medical Use of Marijuana Act    PUBLIC 387

#### **Not Enacted**

LD 353    An Act To Establish Medical Marijuana Cooperatives    Majority (ONTP) Report

LD 421    An Act To Increase the Number of Plants a Medical Marijuana Caregiver May Cultivate    CARRIED OVER

LD 1319 An Act Regarding Registered Dispensaries and Rules under the Maine Medical Use of Marijuana Act and the Definition of "Resident" in the Marijuana Legalization Act Died On Adjournment

LD 1445 An Act To Require the Testing of Marijuana for Medical Use ONTP

### *Office of Marijuana Policy*

#### **Not Enacted**

LD 656 An Act To Strengthen the Integrity of the Office of Marijuana Policy ONTP

### *Veterans*

#### **Enacted**

LD 173 An Act To Restore Honor to Certain Service Members PUBLIC 37

LD 658 An Act To Provide Funding for 2 Veteran Service Officers in the Maine Bureau of Veterans' Services PUBLIC 429

LD 693 An Act To Make the Pilot Program Providing Mental Health Case Management Services to Veterans a Permanent Program PUBLIC 430

LD 1111 An Act To Update the Statutes Governing Membership of the Board of Trustees of the Maine Veterans' Homes PUBLIC 238

#### **Not Enacted**

LD 542 Resolve, To Establish a Pilot Project To Provide Support Services for Military Members Transitioning to Civilian Life in Maine CARRIED OVER

LD 588 Resolve, To Study Veterans' Benefits in Maine ONTP

LD 619 An Act To Allow Christine Pratt To Be Buried at the Southern Maine Veterans Cemetery CARRIED OVER

LD 827 An Act To Help Veterans Access Jobs, Education and Housing ONTP

LD 1495 An Act To Help Veterans Who Are Caregivers of Children with Special Needs and of Family Members To Optimize Their Respite Hours ONTP

LD 1537 An Act To Restore Funding to the Southern Maine Veterans Cemetery ONTP



**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*

**Veterans and Legal Affairs (VLA)**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess	
						Law	Ch		
VLA	16	An Act To Change the Renewal Application Deadline from 6 Months to 60 Days before the Expiration of a License Issued by the Gambling Control Board	Reported Out	OTP-AM		Enacted	PL	22	R1
VLA	53	An Act To Limit Political Advertising	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	59	An Act To Define the Term "Unenrolled Political Action Committee"	Reported Out	ONTP/ OTP		Accepted Majority (ONTP) Report			S1
VLA	102	An Act To Extend the Time Frame for Processing Absentee Ballots	Reported Out	OTP-AM/ ONTP		Enacted	PL	11	R1
VLA	107	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Specify the Qualifications of Electors	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			R1
VLA	109	An Act To Facilitate Fair Ballot Representation for All Candidates By Allowing a Candidate's Nickname To Appear on the Ballot	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
VLA	112	An Act To Facilitate the Timely and Accurate Counting of Absentee Ballots By Extending the Processing Period	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
VLA	139	Resolve, Regarding Legislative Review of Chapters 33 to 43, Concerning the Regulation of Fantasy Contests, Major Substantive Rules of the Department of Public Safety, Gambling Control Unit	Reported Out	OTP-AM		Emergency Finally Passed	RESLV	7	R1
VLA	148	An Act To Establish Ongoing Absentee Voting	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
VLA	157	An Act Regarding the Fair Representation of Candidate Identities	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
VLA	173	An Act To Restore Honor to Certain Service Members	Reported Out	OTP		Enacted	PL	37	R1

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Bills Referred to

Veterans and Legal Affairs (VLA)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
VLA	185	An Act To Abolish Mandatory Political Caucuses	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	194	An Act To Prohibit Contributions, Expenditures and Participation by Foreign Government-owned Entities To Influence Referenda	Reported Out	ONTP-AM/ ONTP		Veto Sustained			S1
VLA	202	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Implement Ranked-choice Voting	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
VLA	205	An Act To Extend the Ability of Restaurants and Bars To Serve Alcohol To Go	Reported Out	OTP-AM		<u>Emergency Enacted</u>	PL	3	R1
VLA	208	An Act To Expand Access to Absentee Ballots	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	231	An Act To Establish Semi-open Primaries	Reported Out	OTP-AM/ ONTP	Carried On Approps Table				S1
VLA	253	An Act To Strengthen Maine's Election Laws by Requiring Photographic Identification for the Purpose of Voting	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
VLA	301	An Act Regarding Adult Use Marijuana	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	303	An Act To Establish Semi-open Primary Elections To Allow Unenrolled Voters To Participate	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	306	An Act To Temporarily Waive Certain Requirements for Relicensing for Restaurants That Serve Liquor	Reported Out	OTP-AM		<u>Emergency Enacted</u>	PL	7	R1
VLA	307	An Act To Expand the Market for Maine Liquor Manufacturers	Reported Out	OTP-AM		<u>Emergency Enacted</u>	PL	8	R1
VLA	353	An Act To Establish Medical Marijuana Cooperatives	Reported Out	ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
VLA	378	An Act To Temporarily Waive Renewal Fees for On-premises Retail Liquor Licenses	Reported Out	OTP-AM	Carried On Approps Table				S1

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Bills Referred to

Veterans and Legal Affairs (VLA)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
VLA	405	An Act To Prevent Fraudulent Endorsements in Political Materials	Reported Out LTW		Leave to Withdraw Pursuant to Joint Rule 310			R1
VLA	407	An Act To Improve Education Funding through Lottery Proceeds	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
VLA	413	An Act To Apply the Same Auditing Standards to All Candidates and Political Action Committees	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
VLA	421	An Act To Increase the Number of Plants a Medical Marijuana Caregiver May Cultivate	Carry Over Approved	Carried Over In Comm				S1
VLA	451	An Act To Remove the Party Designation from Return Envelopes for Absentee Ballots for the General Election	Carry Over Approved	Carried Over In Comm				S1
VLA	456	An Act To Protect Voter Identification by Prohibiting a Voter's Party Designation from Appearing on Absentee Ballot Envelopes	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	479	An Act To Ban Foreign Campaign Contributions and Expenditures in Maine Elections	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	525	An Act To Allow Medical and Adult Use Marijuana Stores To Share a Common Space	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	526	An Act To Require an Affidavit for Every Independent Expenditure Influencing an Election and To Penalize the Use of Mistruths	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	542	Resolve, To Establish a Pilot Project To Provide Support Services for Military Members Transitioning to Civilian Life in Maine	Reported Out OTP-AM	Carried On Approps Table				S1
VLA	554	An Act To Create Gaming Equity and Fairness for the Native American Tribes in Maine	Reported Out OTP-AM/ ONTP		Veto Sustained			S1
VLA	557	An Act To Require Photographic Identification for the Purpose of Voting	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
VLA	580	RESOLUTION, Proposing an Amendment to the Constitution of Maine Regarding Early Voting	Reported Out OTP-AM/ ONTP		Died Between Houses			S1

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Bills Referred to

Veterans and Legal Affairs (VLA)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
VLA	587	An Act Regarding the Licensing of Persons To Conduct Advance Deposit Wagering	Reported Out	ONTP/OTP-AM	Accepted Majority (ONTP) Report			S1
VLA	588	Resolve, To Study Veterans' Benefits in Maine	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	591	An Act Regarding Agency Liquor Store Licensing	Reported Out	OTP/ONTP/OTP-AM	Enacted	PL	172	S1
VLA	605	An Act To Amend the Marijuana Legalization Act	Reported Out	OTP-AM	Emergency Enacted	PL	226	S1
VLA	613	An Act To Amend the Adult Use Marijuana Program Rules and Make Other Technical Changes	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	619	An Act To Allow Christine Pratt To Be Buried at the Southern Maine Veterans Cemetery	Carry Over Approved		Carried Over In Comm			S1
VLA	623	An Act To Amend the Advance Deposit Wagering Laws	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	625	Resolve, Directing a Review of Crucial Needs and Lapses in Responding to and Preventing Sexual Trauma in the Maine National Guard	Reported Out	OTP-AM	Finally Passed	RESLV	21	S1
VLA	638	An Act To Ensure the Timely and Transparent Delivery of Unofficial Election Results in Maine	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	641	An Act To Prohibit Contributions, Expenditures and Participation by Foreign Nationals To Influence Referenda	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	656	An Act To Strengthen the Integrity of the Office of Marijuana Policy	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	658	An Act To Provide Funding for 2 Veteran Service Officers in the Maine Bureau of Veterans' Services	Reported Out	OTP-AM	Enacted	PL	429	S1
VLA	664	An Act To Strengthen the Integrity of the Maine Clean Election Program	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			R1

Bills Referred to

Veterans and Legal Affairs (VLA)

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
VLA	670	An Act To Increase the Lobbyist Registration Fee	Reported Out OTP-AM		Enacted	PL	114	S1
VLA	671	An Act To Allow the Sale of Raffle Tickets Online	Reported Out OTP-AM/ ONTP		Emergency Enacted	PL	136	S1
VLA	685	An Act To Legalize Online Raffles for Nonprofit Organizations	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	693	An Act To Make the Pilot Program Providing Mental Health Case Management Services to Veterans a Permanent Program	Reported Out OTP-AM		Emergency Enacted	PL	430	S1
VLA	706	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Lower the Voting Age to 16 Years of Age	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
VLA	714	An Act To Support the Recovery of Maine's Distilleries by Allowing the Sale of Cocktails for On-premises Consumption	Reported Out OTP-AM		Emergency Enacted	PL	91	S1
VLA	732	An Act To Refund 50 Percent of 2020 State Liquor Licensing Fees to Nonprofit Organizations	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
VLA	818	An Act To Limit Spam Texting	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	823	An Act To Reduce State Licensing Fees for Maine Bars and Restaurants by 50 Percent for a 12-month Period	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			R1
VLA	827	An Act To Help Veterans Access Jobs, Education and Housing	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	860	An Act To Clarify the Laws Concerning Off-track Betting Facility Licenses	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			S1
VLA	881	An Act To Make Technical Changes to the Maine Medical Use of Marijuana Act	Reported Out OTP-AM		Emergency Enacted	PL	251	S1
VLA	882	Resolve, To Direct the Office of Marijuana Policy To Convene Stakeholder Meetings Regarding the Maine Medical Use of Marijuana Program	Reported Out OTP-AM		Finally Passed	RESLV	95	S1
VLA	914	An Act To Meet the State's Obligation To Pay 55 Percent of Education Costs	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1

Bills Referred to

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
VLA	916	An Act To Protect Data Privacy and Security in Elections	Reported Out	OTP-AM/ ONTP	Enacted	PL	310	S1
VLA	921	An Act To Eliminate Maine Clean Election Act Funding for Candidates in Gubernatorial Races	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
VLA	929	An Act To Address Funding for Maine Clean Elections	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
VLA	930	An Act To Revise Reporting Requirements for Maine Clean Election Act Expenditures	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
VLA	939	An Act To Support Maine's Medical Marijuana Program and Ensure Patient Access	Reported Out	OTP-AM/ ONTP	Enacted	PL	367	S1
VLA	941	An Act To Protect the Privacy of Absentee Voters	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
VLA	948	An Act To Support Boys and Girls Clubs through Lottery Revenue	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	981	An Act To Strengthen the Integrity of the Maine Clean Election Act by Limiting the Amount of Money Paid to Political Operatives	Reported Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1
VLA	1013	An Act To Provide Absentee Ballot Tracking for Maine Voters	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1029	An Act To Amend the Marijuana Legalization Act and the Laws Governing the Taxation of Marijuana	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1037	An Act To Enable Nonprofit Organizations To Offer Raffle Tickets by Mail	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			R1
VLA	1060	An Act To Increase the State Revenue from Casino Net Income, Reallocate the State Distribution and Provide Tax Uniformity	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1061	An Act To Protect Minor Political Parties That Seek To Retain Qualified Party Status	Reported Out	OTP-AM/ ONTP/ OTP-AM	Enacted	PL	335	S1

Bills Referred to

Veterans and Legal Affairs (VLA)

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Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
			Reported	Out			Law	Ch	
VLA	1083	An Act To Create a Voter Identification System	Reported	Out	ONTP/ OTP-AM/ OTP-AM	Accepted Report A (ONTP)			S1
VLA	1093	An Act To Expand the Options for Shipping Wine Directly to Customers	Reported	Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1099	An Act Regarding Election Reform	Reported	Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1111	An Act To Update the Statutes Governing Membership of the Board of Trustees of the Maine Veterans' Homes	Reported	Out	OTP-AM	Enacted	PL	238	S1
VLA	1121	An Act To Create an Open and Streamlined Primary System	Reported	Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1125	An Act To Define "Leadership Political Action Committee"	Reported	Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1126	An Act To Update the Voter Registration Process	Reported	Out	OTP-AM/ ONTP/ OTP-AM	Enacted	PL	439	S1
VLA	1155	An Act To Require Election Transparency and Audits	Reported	Out	OTP-AM/ OTP-AM/ ONTP	Carried On Approps Table			S1
VLA	1164	An Act To Expand the Application Period for Absentee Ballot Requests and Allow Early Processing of Absentee Ballots	Reported	Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1165	An Act To Provide Secured Drop Boxes for Absentee Ballots	Reported	Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1178	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Prohibit the Consideration of a People's Veto at a Presidential Primary	Reported	Out	OTP-AM/ ONTP	Carried On Approps Table			S1
VLA	1205	An Act To Ensure Equitable Taxation of Off-track Betting Facilities	Reported	Out	ONTP/ OTP-AM	Accepted Majority (ONTP) Report			S1

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Bills Referred to

Veterans and Legal Affairs (VLA)

Comm	LD	Title	Comm Action		Carried over?	Final Disposition	Enacted Laws		Sess
							Law	Ch	
VLA	1242	An Act To Amend the Maine Medical Use of Marijuana Act	Reported Out	OTP-AM/ ONTP		<u>Emergency Enacted</u>	PL	387	S1
VLA	1249	An Act Regarding the Testing and Safety of Marijuana and Marijuana Products	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1272	An Act To Eliminate Limits on the Number of Taste-testing Events for Beer, Wine and Spirits	Reported Out	OTP		<u>Enacted</u>	PL	131	S1
VLA	1276	An Act To Ensure All Legal Voters Are Able To Participate in Elections	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1284	An Act To Amend the Maine Clean Election Act and Related Laws	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1285	An Act To Require an Official Declaration of War or a Congressional Action To Call Out the State Militia before the Maine National Guard Is Released for Combat Duty	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1308	An Act To Allow the Adjutant General of the Maine National Guard To Request Quick Response Funds from the Maine Budget Stabilization Fund after Receiving Authorization from the Governor	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1319	An Act Regarding Registered Dispensaries and Rules under the Maine Medical Use of Marijuana Act and the Definition of "Resident" in the Marijuana Legalization Act	Reported Out	OTP-AM/ OTP-AM		Died On Adjournment			S1
VLA	1330	An Act To Join the National Popular Vote Compact	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1352	An Act To Regulate Sports Betting	Reported Out	OTP-AM/ OTP-AM/ ONTP	Carried On Approps Table				S1
VLA	1354	Resolve, To Study the Establishment of a System of Voting by Mail	Reported Out	ONTP		Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1358	An Act To Provide for the Direct Shipment of Spirits to Consumers	Carry Over Approved		Carried Over In Comm				S1



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Bills Referred to

Veterans and Legal Affairs (VLA)

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
VLA	1363	An Act To Amend the Laws Governing Elections	Reported Out	OTP-AM/ ONTP	Enacted	PL	273	S1
VLA	1375	An Act To Permit Online Absentee Voting	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1377	An Act Regarding Campaign Finance Disclosure and the Filing of Statements of Sources of Income	Reported Out	OTP-AM	Enacted	PL	132	S1
VLA	1384	An Act To Adopt the National Popular Vote Interstate Compact	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1404	An Act To Legalize Sports Betting and Strengthen Public Education	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1405	An Act To Regulate, Tax and Control Sports Wagering	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1414	An Act To Prohibit Candidates for President or Federal Office from Donating to State Political Action Committees	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1417	An Act Regarding Campaign Finance Reform	Reported Out	OTP-AM/ ONTP	Enacted	PL	274	S1
VLA	1434	An Act Regarding Controlled Entry Areas within Retail Marijuana Stores	Reported Out	OTP-AM/ ONTP	Enacted	PL	314	S1
VLA	1442	An Act Regarding Publicly Financed Legislative Candidates in Competitive Primaries	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1445	An Act To Require the Testing of Marijuana for Medical Use	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1452	An Act To Amend the Law Regarding the Advertising and Marketing of Adult Use Marijuana	Reported Out	ONTP	Ought Not to Pass Pursuant to Joint Rule 310			S1
VLA	1485	An Act to Modify the Requirements for Political Action Committees and Ballot Question Committees	Reported Out	OTP-AM	Enacted	PL	217	S1

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Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
VLA	1492	An Act To Provide More Choice for Maine Consumers in the Purchase of Spirits	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
VLA	1495	An Act To Help Veterans Who Are Caregivers of Children with Special Needs and of Family Members To Optimize Their Respite Hours	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
VLA	1496	An Act To Establish the Board of Canvassers for Certifying Election Results	Reported Out ONTP/ OTP-AM		Accepted Majority (ONTP) Report			SI
VLA	1518	An Act To Support Maine's Tasting Rooms and Restaurants during the COVID-19 Pandemic	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
VLA	1527	An Act To Ensure Proper Oversight of Sports Betting in the State	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
VLA	1537	An Act To Restore Funding to the Southern Maine Veterans Cemetery	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
VLA	1558	An Act To Require Campaign Finance Reports for State and County Candidates Other Than Governor To Be Filed on the 42nd Day before Any Election	Reported Out ONTP		Ought Not to Pass Pursuant to Joint Rule 310			SI
VLA	1575	An Act To Improve Maine's Election Laws	Reported Out OTP-AM/ ONTP		Enacted	PL	246	SI
VLA	1589	An Act To Ensure Equity in the Membership of the Marijuana Advisory Commission	Reported Out OTP-AM		Enacted	PL	363	SI
VLA	1620	An Act To Support Maine Theaters by Expanding Eligibility for Off-premises Catering Licenses	Reported Out OTP-AM		Emergency Enacted	PL	76	SI
VLA	1621	An Act To Reform Payments to Legislators by Political Action Committees and Ballot Question Committees	Reported Out OTP-AM		Enacted	PL	276	SI
VLA	1642	An Act Regarding Local Option Elections	Reported Out OTP-AM		Emergency Enacted	PL	137	SI
VLA	1643	An Act To Correct Errors, Inconsistencies and Conflicts in and To Revise the State's Liquor Laws	Carry Over Approved	Carried Over In Comm				SI
VLA	1726	An Act To Increase Transparency in Political Communications	Carry Over Approved	Carried Over In Comm				SI

## JOINT STANDING COMMITTEE ON VETERANS AND LEGAL AFFAIRS

### **LD 16 An Act To Change the Renewal Application Deadline from 6 Months to 60 Days before the Expiration of a License Issued by the Gambling Control Board**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 22 makes the following changes to the Maine Revised Statutes, Title 8, chapter 31, which governs the licensure and regulation of slot machine facilities, casinos and advance deposit wagering by the Gambling Control Board.

1. It changes the deadline for submitting a license-renewal application from six months to 60 days prior to the expiration of the current license.
2. It clarifies that a licensed slot machine operator or casino operator must first seek local approval for renewal of the license before submitting a license-renewal application to the board.
3. It corrects an inconsistency in the law by clarifying that licenses to conduct advance deposit wagering are effective for five years.

### **LD 102 An Act To Extend the Time Frame for Processing Absentee Ballots**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 11 authorizes the processing of absentee ballots beginning on the seventh day immediately prior to election day rather than beginning on the fourth day immediately prior to election day as in current law. It further provides that, if a municipal clerk intends to process absentee ballots prior to election day, the municipal clerk must send a notice of early processing to the Secretary of State and to the chair of each political party 30 days before election day rather than 60 days before election day as in current law.

### **LD 139 Resolve, Regarding Legislative Review of Chapters 33 to 43, Concerning the Regulation of Fantasy Contests, Major Substantive Rules of the Department of Public Safety, Gambling Control Unit**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 7 authorizes final adoption of the following major substantive rules of the Department of Public Safety, Gambling Control Unit, which govern the operation of fantasy contests in the State, only if the rules are amended to clarify whether a licensed fantasy contest operator's gross fantasy contest revenues will be calculated on a calendar-year basis or over the 12-month term of the license and only if a number of other specified technical changes to the rules are made prior to adoption: Chapter 33, Introduction; Chapter 34, Definitions; Chapter 35, License Application; Chapter 36, License Fee and Renewal; Chapter 37, Fantasy Contest Monitoring;

#### ENACTED LAW SUMMARIES

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## **JOINT STANDING COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

Chapter 38, Fantasy Contest Account Activity; Chapter 39, Registration of Fantasy Contestants; Chapter 40, Fantasy Contestant Funds and Required Reserves; Chapter 41, Licensee Records, Annual Reporting and Audits; Chapter 42, Collection of Payments; and Chapter 43, Complaints and Disciplinary Actions.

Resolve 2021, chapter 7 was finally passed as an emergency measure effective April 7, 2021.

### **LD 173 An Act To Restore Honor to Certain Service Members**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 37 requires the Director of the Maine Bureau of Veterans' Services within the Department of Defense, Veterans and Emergency Management to establish a process for a veteran who separated from service without an honorable discharge due solely to the veteran's sexual orientation or gender identity or to statements, consensual sexual conduct or consensual acts relating to sexual orientation or gender identity to have that discharge treated as an honorable discharge for purposes of determining the veteran's eligibility for rights, privileges and benefits under state law.

Public Law 2021, chapter 37 further requires the director to explore whether other states have established processes for reviewing and potentially upgrading the discharge status, for state law purposes, of veterans who have been diagnosed with post-traumatic stress disorder or traumatic brain injury or who have been diagnosed with psychological trauma resulting from sexual assault or sexual harassment during military service as described in 38 United States Code, Section 1720D and who separated from service without an honorable discharge. The director is required to report, no later than January 15, 2022, to the Joint Standing Committee on Veterans and Legal Affairs on both the potential for implementing such a process in the State and the resources that would be required to implement the process. The committee may report out legislation to the Second Regular Session of the 130th Legislature based on the director's report.

### **LD 205 An Act To Extend the Ability of Restaurants and Bars To Serve Alcohol To Go**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 3 temporarily permits, until September 10, 2022, a licensed on-premise retailer of spirits, wine or malt liquor to sell the type or types of liquor that it is authorized to sell for on-premises consumption to customers for off-premises consumption if the liquor is accompanied by a food order that consists of a hot or cold meal. A licensed on-premises retailer may sell malt liquor for off-premises consumption only in an original container, may sell spirits for off-premises consumption only as an ingredient of an approved cocktail and may sell wine for off-premises consumption either in an original container or as an ingredient in an approved cocktail. An approved cocktail must be prepared on the day of sale by the licensee's employee, may contain no more than four-and-one-half ounces of spirits and must be sealed in an approved,

## JOINT STANDING COMMITTEE ON VETERANS AND LEGAL AFFAIRS

tamper-evident container bearing a label identifying the licensee, the date of preparation and the cocktail's ingredients.

Public Law 2021, chapter 3 also temporarily permits, until September 10, 2022, a licensed Maine distillery or small distillery that operates a tasting room but that does not operate a licensed on-premises retail establishment to sell the spirits it manufactures for off-premises consumption as an ingredient of an approved cocktail. An approved cocktail sold by a licensed Maine distillery or small distillery need not be accompanied by a food order and may contain wine and spirits products not manufactured by the distillery or small distillery as long as those ingredients were purchased from an agency liquor store licensed as a reselling agent.

An employee of an on-premises retailer, distillery or small distillery may deliver liquor sold for off-premises consumption at the licensed premises or at a remote location as long as the individual making the delivery verifies that the person to whom the delivery is made is at least 21 years of age. If liquor is delivered to a customer at a remote location, the employee making the delivery must also be at least 21 years of age.

Public Law 2021, chapter 3 was enacted as an emergency measure effective March 17, 2021.

### **LD 306 An Act To Temporarily Waive Certain Requirements for Relicensing for Restaurants That Serve Liquor**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 7 temporarily exempts restaurants and other entities seeking to renew an on-premises retail liquor license that expires on or before January 1, 2022 from any applicable statutory requirement that a certain percentage or dollar amount of the entity's income during the previous year must have been from the sale of food. If the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations denied an on-premises retail license renewal application between January 1, 2021 and the effective date of this legislation solely on the basis that the licensee failed to comply with an applicable statutory food-sales requirement, Public Law 2021, chapter 7 directs the bureau to grant the license renewal.

Public Law 2021, chapter 7 also requires the bureau to grant a 90-day license extension to each on-premises retail liquor licensee that had an active license during the entire period beginning March 18, 2020 and ending June 16, 2020, during which restaurants were required to close their dine-in facilities due to the public health emergency created by COVID-19.

Public Law 2021, chapter 7 was enacted as an emergency measure effective March 17, 2021.

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### **LD 307 An Act To Expand the Market for Maine Liquor Manufacturers**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 8 clarifies that a Maine manufacturer of spirits, wine, malt liquor or low-alcohol spirits products may sell and ship its products to a person located in another state, as long as the sale and shipment are both authorized by and conducted in accordance with the requirements of the law of the state where the shipment is delivered. Spirits produced by a Maine manufacturer and sold either to an out-of-state distributor for resale in another state or directly to a consumer in another state are exempt from Maine's consumer's tax and wine, malt liquor and low-alcohol spirits products produced by a Maine manufacturer and sold either to an out-of-state wholesaler for resale in another state or directly to a consumer in another state are exempt from Maine's excise tax. Public Law 2021, chapter 8 also makes technical changes to the laws governing these taxes to remove internal inconsistencies and ambiguities.

Public Law 2021, chapter 8 was enacted as an emergency measure effective March 17, 2021.

### **LD 591 An Act Regarding Agency Liquor Store Licensing**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 172 authorizes the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations to issue an additional agency liquor store license in each municipality with a population over 20,000. Accordingly, under Public Law 2021, chapter 172, the bureau may issue up to 12 agency liquor store licenses in a municipality with a population over 60,000; up to 11 agency liquor store licenses in a municipality with a population between 45,001 and 60,000; up to 10 agency liquor store licenses in a municipality with a population between 30,001 and 45,000; and up to nine agency liquor store licenses in a municipality with a population between 20,001 and 30,000.

### **LD 605 An Act To Amend the Marijuana Legalization Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 226 makes the following changes to the laws governing adult use marijuana.

1. It amends the definitions of "marijuana trim" and "mother plant."
2. It expands the permitted uses of the Adult Use Marijuana Public Health and Safety Fund.
3. It exempts sample collector licensees from the requirement to register with the State Tax Assessor to collect and remit sales tax.

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4. It removes the repeal of the law providing for licensee self-sampling of marijuana for the purpose of mandatory testing.

Public Law 2021, chapter 226 was enacted as an emergency measure effective June 16, 2021.

### **LD 625 Resolve, Directing a Review of Crucial Needs and Lapses in Responding to and Preventing Sexual Trauma in the Maine National Guard**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 21 directs the Adjutant General to review the implementation of the recommendations made in the report submitted pursuant to Resolve 2013, chapter 66 regarding the investigation, prosecution and adjudication of sexual assault by members of the Maine National Guard and the appropriate treatment of Maine National Guard members who are victims of sexual assault. The Adjutant General must submit a report on the results of the review to the Joint Standing Committee on Veterans and Legal Affairs by March 1, 2022 that includes suggested legislation and that identifies any crucial needs and lapses in responding to and preventing military sexual trauma.

### **LD 658 An Act To Provide Funding for 2 Veteran Service Officers in the Maine Bureau of Veterans' Services**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 429 provides ongoing funding for two new veteran service officer positions in the Department of Defense, Veterans and Emergency Management, Maine Bureau of Veterans' Services.

### **LD 670 An Act To Increase the Lobbyist Registration Fee**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 114 increases from \$200 to \$250 the fee that a lobbyist must pay to register to lobby on behalf of each of the lobbyist's employers and increases from \$100 to \$125 the fee for each lobbyist associate who is included in the registration. The law also newly authorizes the Commission on Governmental Ethics and Election Practices to waive these fees, in whole or in part, if the commission determines that the fees constitute an economic hardship to the lobbyist's employer.

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### **LD 671 An Act To Allow the Sale of Raffle Tickets Online**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 136 authorizes an agricultural society, bona fide nonprofit organization, volunteer fire department or auxiliary to register with the Department of Public Safety, Gambling Control Unit to operate a raffle for which entrants purchase tickets over the Internet under the following conditions.

1. The Internet raffle must be conducted by a licensed Internet raffle operator using a mobile application or digital electronic platform that has been certified by the Gambling Control Unit or an approved independent testing laboratory. An Internet raffle operator may not retain more than 10% of the raffle proceeds as payment for conducting an Internet raffle.
2. Only persons who are at least 18 years of age and who are physically located within the State may purchase an Internet raffle ticket. Internet raffles may not be marketed to minors and the mobile application or digital electronic platform must facilitate the use of parental controls to prevent minors from purchasing tickets.
3. A person who purchases a ticket must deposit the funds used to purchase the ticket in a raffle account. Credit card purchases and extensions of credit from an Internet raffle operator are prohibited.

Public Law 2021, chapter 136 was enacted as an emergency measure effective June 10, 2021.

### **LD 693 An Act To Make the Pilot Program Providing Mental Health Case Management Services to Veterans a Permanent Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 430 modifies the pilot program established by Resolve 2017, chapter 24 and codifies the program in statute. Under the modified program, the Department of Health and Human Services must provide contracted case management services that offer necessary mental health treatment to veterans who are residents of the State; who served in the Armed Forces of the United States or who served or are currently serving in the Maine Army National Guard, Maine Air National Guard or the Reserves of the Armed Forces of the United States; who have received mental health diagnoses or mental health disability ratings from the United States Department of Veterans Affairs; and who meet any other criteria established by the Department of Health and Human Services with the assistance of the Department of Defense, Veterans and Emergency Management, Maine Bureau of Veteran's Services. At least one contracted provider must have experience providing services in the northern part of the State. The law establishes the Veterans Mental Health Case Management and Services Fund as a dedicated, nonlapsing account that must be used to support the provision of case management services for veterans.



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Public Law 2021, chapter 430 additionally requires hospitals to screen all patients in their emergency departments for prior service in the military, to include identified prior military service in the hospitals' patient data management systems and to offer each patient with identified prior military service contact information for the Maine Bureau of Veterans' Services and a copy of a veterans' benefits and resource guide prepared by the bureau.

Public Law 2021, chapter 430 was enacted as an emergency measure effective July 8, 2021.

### **LD 714 An Act To Support the Recovery of Maine's Distilleries by Allowing the Sale of Cocktails for On-premises Consumption**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 91 temporarily permits, until September 10, 2022, a licensed Maine distillery or small distillery to sell for on-premises consumption cocktails containing samples of the spirits it manufactures. Cocktails may be sold for on-premises consumption only at the facility where the spirits are produced or at a location where the distillery or small distillery is licensed to sell its products for off-premises consumption. The cocktails sold by the distillery or small distillery may not contain more than a total of four-and-one-half ounces of spirits but may include as ingredients wine or spirits not manufactured by the distillery or small distillery as long as those ingredients were purchased from an agency liquor store licensed as a reselling agent.

Public Law 2021, chapter 91 was enacted as an emergency measure effective June 8, 2021.

### **LD 881 An Act To Make Technical Changes to the Maine Medical Use of Marijuana Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 251 makes the following changes to the laws governing the medical use of marijuana.

1. It repeals and replaces the definition of "immature marijuana plant" and amends the definitions of "marijuana plant" and "seedling."
2. It changes the fee for caregiver registration based on the plant count to a fee for caregiver registration based either on plant count or plant canopy.

Public Law 2021, chapter 251 was enacted as an emergency measure effective June 17, 2021.

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### **LD 882 Resolve, To Direct the Office of Marijuana Policy To Convene Stakeholder Meetings Regarding the Maine Medical Use of Marijuana Program**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 95 directs the Department of Administrative and Financial Services, through its office of marijuana policy, to convene meetings with stakeholders within the State's medical marijuana industry to study, review and evaluate any changes or updates that may be necessary to the State's medical use of marijuana program under the Maine Medical Use of Marijuana Act.

### **LD 916 An Act To Protect Data Privacy and Security in Elections**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 310 makes the following changes to the laws governing access to voter information from the central voter registration system.

1. It provides that a political party, an individual or an organization engaged in "get out the vote" or other efforts directly related to a campaign, a municipal, county, state or federal office holder and any person with whom the party, individual or organization shares voter information may not cause specifically identifiable information about a voter that was obtained from the central voter registration system to be made accessible to the general public, including by causing the information to be made available on the Internet.
2. It authorizes an individual or an organization that is evaluating the State's compliance with its voter list maintenance obligations under the federal National Voter Registration Act of 1993 to obtain, for a fee, voter information from the central voter registration system. The individual or organization and any person with whom the individual or organization shares that information may not sell, transfer to another person or use the voter information for any purpose that is not directly related to evaluating the State's compliance with its voter list maintenance obligations and may not cause specifically identifiable information about a voter to be made accessible to the general public, including by causing the information to be made available on the Internet.
3. It prohibits any individual or organization that accesses or obtains voter information from the central voter registration system from using that information or any part of that information to engage in discrimination on the basis of physical or mental disability, race, color, age, sex, sexual orientation, religion, ancestry or national origin.
4. It provides that a person who violates any of the restrictions on the use and dissemination of voter information from the central voter registration system commits a civil violation, punishable by a fine of up to \$1,000 for a first violation and up to \$5,000 for a second or

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subsequent violation. A separate fine may be imposed for each voter's information that is made available on the Internet.

### **LD 939 An Act To Support Maine's Medical Marijuana Program and Ensure Patient Access**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 367 makes the following changes to the laws governing the use of medical marijuana.

1. It allows caregivers to employ assistants who are 18 years of age or older and under 21 years of age if they are also a member of the family of the caregiver and clarifies that assistants hired by caregivers, registered dispensaries, marijuana testing facilities and manufacturing facilities must otherwise be 21 years of age or older.
2. It allows registered caregivers and dispensaries to transfer to and accept from another registered caregiver or a dispensary an unlimited amount of their marijuana plants and harvested marijuana in a wholesale transaction.
3. It allows caregivers to accept a digital image of a written certification for the purposes of initiating a transaction for harvested marijuana and requires the caregiver to verify the written certification in person before transferring any harvested marijuana to the qualifying patient.
4. It allows registration identification cards and criminal history record checks to be valid for one year regardless of employment status.
5. It removes the provision allowing the Department of Administrative and Financial Services to adopt rules allowing advertising or marketing using location-based services if the marketing is a mobile device application installed on a device by the owner of the device who is 21 years of age or older if it includes a permanent and easy opt-out feature. It provides instead that the Department of Administrative and Financial Services may adopt rules allowing advertising or marketing using location-based services if such marketing includes a permanent and easy opt-out feature and the owner of the device is 21 years of age or older.
6. It changes the period of time registered caregivers, registered dispensaries, marijuana testing facilities and manufacturing facilities must keep records from seven years to four years.

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### **LD 1061 An Act To Protect Minor Political Parties That Seek To Retain Qualified Party Status**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 335 changes the requirements for a qualified political party to retain its qualified status. Under current law, a party retains its qualified status if, beginning with the second general election after the party qualifies, at least 10,000 voters who are enrolled in the party voted in the most recent general election. Under Public Law 2021, chapter 335, a party retains its qualified status if, beginning with the second general election after the party qualifies, either 10,000 voters were enrolled in the party on the date of the most recent general election or the party's gubernatorial or presidential candidate received at least 5% of the total votes cast in the State in the most recent gubernatorial or presidential election.

### **LD 1111 An Act To Update the Statutes Governing Membership of the Board of Trustees of the Maine Veterans' Homes**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 238 amends certain laws governing the Board of Trustees of the Maine Veterans' Homes. It amends the composition of the board. It requires the board to submit a list of nominees for appointment to the board to the Governor for the Governor's consideration. It requires the board to request certain organizations and individuals to submit to the board names of suggested nominees. It limits board members to serving three full terms. It changes the number of annual meetings from six to four. It requires the board to elect a vice-chair and treasurer, in addition to a chair and secretary. It removes a requirement that the chief executive officer be an honorably discharged veteran. It repeals a provision in law related to renovations undertaken by the Maine Veterans' Homes Augusta nursing facility.

### **LD 1126 An Act To Update the Voter Registration Process**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 439 requires the Department of the Secretary of State to create a process for accepting online voter registration applications through the Secretary of State's publicly accessible website beginning November 1, 2023. The process must require that an individual submitting an online voter registration application disclose a current, valid Maine driver's license or nondriver identification card number or the last four digits of the applicant's social security number. The Secretary of State must establish a process for using this information as well as the applicant's name and date of birth to verify the identity of each online voter registration applicant. An applicant who submits a driver's license or nondriver identification card number with the applicant's online voter registration must consent to use of an electronic image of the signature on the applicant's driver's license or nondriver identification card as the applicant's voter registration

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signature. An applicant who submits the last four digits of the applicant's social security number instead of a driver's license or nondriver identification card number must include an electronic image of the applicant's signature with the applicant's online voter registration application. The deadline for receipt of online voter registration applications is midnight on the 21st day before election day.

Public Law 2021, chapter 439 also directs the Secretary of State to allow previously registered voters to use the online voter registration application beginning November 1, 2023 to:

1. Notify the appropriate registrar of voters of the voter's new name or address when the voter's name is changed by marriage or other process of law or when the voter has moved within a municipality; and
2. Enroll in or withdraw from a political party or change the voter's party enrollment.

### **LD 1242 An Act To Amend the Maine Medical Use of Marijuana Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 387 makes the following changes to the laws governing the medical use of marijuana.

1. It changes the designation of rules governing the medical use of marijuana from routine technical to major substantive beginning July 1, 2021.
2. It provides that the Department of Administrative and Financial Services' rules governing the medical use of marijuana are those that were in effect on February 28, 2021.
3. It requires that before provisionally adopting new rules, including but not limited to rules necessary to implement a statewide electronic portal through which registered caregivers, registered dispensaries, marijuana testing facilities and manufacturing facilities may submit certain records, the Department of Administrative and Financial Services must:
  - A. Develop a process to consult with caregivers, registered caregivers, qualifying patients and medical providers with significant knowledge and experience certifying patients under the Maine Medical Use of Marijuana Act, in accordance with the Maine Revised Statutes, Title 22, section 2422-A, subsection 2;
  - B. Develop a process to use when hiring consultants to advise on any new rules or proposed changes to existing rules governing the medical use of marijuana, in accordance with Title 22, section 2422-A, subsection 2; and
  - C. Using existing resources, conduct a study evaluating the economic effects that any new rules or proposed changes to existing rules may have, including but not limited to, the

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effects of implementing a statewide electronic portal on caregiver businesses of all sizes and how such rules could affect the access of patients to marijuana for medical use.

The department must submit a report including the processes developed and the findings evaluated to the joint standing committee of the Legislature having jurisdiction over medical use of marijuana matters no later than January 15, 2022. The joint standing committee of the Legislature having jurisdiction over medical use of marijuana matters is authorized to introduce legislation for presentation to the Second Regular Session of the 130th Legislature based on the information provided in the report.

4. It eliminates the requirement that a registered caregiver, a registered dispensary, a marijuana testing facility and a manufacturing facility complete an annual audit conducted by a third party of business transactions.

Public Law 2021, chapter 387 was enacted as an emergency measure effective July 1, 2021.

### **LD 1272 An Act To Eliminate Limits on the Number of Taste-testing Events for Beer, Wine and Spirits**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 131 removes the limitation on the number of taste-testing events that licensed off-premises retailers of spirits, wine or malt liquor may conduct each month.

### **LD 1363 An Act To Amend the Laws Governing Elections**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 273 makes the following changes to the laws governing elections.

1. It repeals and replaces the definition of “elections determined by ranked-choice voting” to remove a conflict in the law created by the enactment of Public Law 2019, chapter 320, section 1 and Public Law 2019, chapter 539, sections 1 and 2.
2. It implements Constitutional Resolution 2019, chapter 1 by allowing a voter who has an alternative registration signature statement on file with the municipal registrar to authorize another registered Maine voter to sign a petition for a citizen’s initiative or for a people’s veto referendum on the voter’s behalf.
3. It amends the laws governing automatic voter registration to clarify that the Department of the Secretary of State, Bureau of Motor Vehicles must record but need not scan documentation providing proof of voter eligibility when creating a pending voter registration record and to authorize the bureau to create pending voter registration records for individuals who appear at

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the bureau not only to apply for driver's licenses or nondriver identification cards but also to renew or update driver's licenses or nondriver identification cards. It also delays from January 1, 2022 to June 1, 2022 the date upon which the bureau is required to commence automatic voter registration.

4. It reduces the maximum number of petition signatures that party and nonparty candidates for certain offices may submit to qualify for inclusion on the ballot.
5. It changes to October 1st of the year before the presidential election the deadline for a qualified party to notify the Secretary of State both whether there is a contest for nomination as the party's presidential candidate and whether unenrolled voters may vote in the party's presidential primary election. It also changes to October 1st the date by which the Secretary of State must make candidate petitions available for the presidential primary and sets November 20th as the deadline for candidates to file those petitions with the municipal registrar for signature verification and December 1st as the deadline to file verified petitions with the Secretary of State.
6. It provides that a person who is 16 years of age and who is conditionally registered to vote is qualified to serve as an election clerk.
7. It authorizes the Secretary of State to deviate from the statutorily prescribed order of offices on the ballot to allow ranked-choice contests to be printed on a separate side of the ballot from contests that are not ranked-choice contests.
8. Regarding the ranked-choice voting tabulation of presidential primary elections, it prohibits the use of batch elimination for candidates who receive more than 100 votes and requires separate tabulations to be conducted statewide and for each congressional district.
9. It authorizes municipalities to obtain and install secured drop boxes for the return of absentee ballots and specifies the requirements related to drop box security, design, monitoring, labeling and retrieval of absentee ballots by election officials.
10. It clarifies that a voter submitting a written request for an absentee ballot must include with the other statutorily required information the voter's date of birth and specifies the information that must be included when a voter submits an electronic request for an absentee ballot.
11. It specifies that, in addition to any required information, a voter who applies for an absentee ballot in writing, by telephone or by electronic means must be asked to provide that voter's telephone number and e-mail address, if available. This information, if provided, is confidential and may be used only by municipal election officials.
12. It clarifies that a municipal clerk must, upon receipt of an accepted absentee ballot application, immediately issue an absentee ballot and return envelope as soon as official ballots become available.

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13. It prohibits a municipal clerk from issuing to a candidate any absentee ballot other than the candidate's own absentee ballot.
14. It establishes a procedure for the municipal clerk to follow, if an absentee voter provided a telephone number or e-mail address with the voter's absentee ballot application, to assist that absentee voter in curing a defect in the voter's signature, the affidavit or the witness certification on the absentee ballot return envelope.
15. It requires a municipal clerk to verify the voter's residence address and year of birth before issuing an absentee ballot and return envelope to a voter who wishes to vote by absentee ballot in the presence of the clerk.
16. It requires the Secretary of State to establish and maintain an online service that allows an absentee voter to track the status of the absentee ballot process.
17. It provides that the Governor must report the number of votes that each candidate for president received in the final round of ranked-choice voting tabulation both statewide and for each congressional district when certifying the results of the general election for United States President in the State.

### **LD 1377 An Act Regarding Campaign Finance Disclosure and the Filing of Statements of Sources of Income**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 132 amends the laws governing disclosure of sources of personal income and the reporting of campaign finance information by:

1. Adjusting the deadline for non-incumbent legislative candidates to file statements of their sources of personal income from the first Monday in August to August 15th of the general election year;
2. Eliminating the requirement that constitutional officers and appointed or major-policy influencing executive officials annually file a statement of interests that discloses their positions in corporations or on boards of directors but retaining the requirement that these positions be reported on the officers' and officials' annual statements of their sources of personal income;
3. Requiring state party committees to provide a list of the officers of district, municipal and county party committees to the Commission on Governmental Ethics and Election Practices by June 15th of each year;
4. Adding clarity to the definition of "independent expenditure" in the campaign finance laws by including within the definition, rather than in an exception to the definition, that an independent



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expenditure is an expenditure that is not made in cooperation, consultation or concert with, or at the request or suggestion of, a candidate, a candidate's authorized political committee or an agent of either;

5. Extending the time period—from 48 hours after dissemination of the communication to seven days after dissemination of the communication—within which a person paying for a communication that names or depicts a clearly identified candidate shortly before an election may request a determination that the expenditure was not a reportable “independent expenditure”; and
6. Expanding to include Internet video communications the categories of communication funded by an independent expenditure that must conspicuously include a statement disclosing the names of the top three funders of the entity that made the independent expenditure.

Public Law 2021, chapter 132 also amends the laws governing the Maine Clean Election Act by:

1. Clarifying that a legislative or gubernatorial candidate who has accepted contributions that do not comply with the Act's seed money restrictions may not be certified as a Maine Clean Election Act candidate during the same election cycle; and
2. Making technical changes to clarify that certain provisions of the Act apply only after a candidate has qualified for public campaign funding and not during the period when the candidate is seeking to qualify for the receipt of public funds.

### **LD 1417 An Act Regarding Campaign Finance Reform**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 274 makes the following changes to the campaign finance laws.

1. It defines a “business entity” as a firm, partnership, corporation, incorporated association, labor organization or other organization, whether organized as a for-profit or a nonprofit entity.
2. It employs the phrase “separate segregated fund committee” to describe a political action committee that is a separate or segregated fund established by any corporation, membership organization, cooperative or labor or other organization whose purpose is to initiate or influence a campaign. It provides that a separate segregated fund committee may not accept contributions from an individual aggregating more than \$5,000 in a calendar year. It also prohibits a separate segregated fund committee from accepting contributions from a business entity, except that the corporation or organization that established the separate segregated fund committee may provide the use of offices, telephones, computers and similar equipment when that use does not result in additional cost to the corporation or organization.

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3. Like Public Law 2021, chapter 217, it defines a “leadership political action committee” as a political action committee, other than a caucus political action committee, that was directly or indirectly established by a current member of the Legislature or that is directly or indirectly maintained or controlled by a current member of the Legislature. It provides that a business entity may not make any contributions to a leadership political action committee. It also provides that a party committee, a leadership political action committee, a separate segregated fund committee, a caucus political action committee and any other political action committee may make contributions to a leadership political action committee aggregating no more in a calendar year than the amount that the committee may contribute to a legislative candidate in any one election, except that the committee may not make any monetary contributions to a leadership political action committee using funds that derive, in whole or in part, from a business entity.
4. It prohibits a business entity from making contributions to a candidate. A party committee, a leadership political action committee, a separate segregated fund committee, a caucus political action committee and any other political action committee may make contributions to a candidate that do not exceed the amount that an individual may contribute to that candidate but may not make monetary contributions to a candidate using funds that derive, in whole or in part, from a business entity.

The provisions of Public Law 2021, chapter 274 take effect January 1, 2023.

### **LD 1434 An Act Regarding Controlled Entry Areas within Retail Marijuana Stores**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 314 allows a marijuana store to have a controlled, indoor entry area directly inside the store where the identification of a purchaser can be verified and the purchaser can await entry into the store.

### **LD 1485 An Act to Modify the Requirements for Political Action Committees and Ballot Question Committees**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 217 amends the laws governing registration and financial reporting by political action committees and ballot question committees by:

1. Redefining “political action committee” to mean a person, other than an individual, including a corporation or association or a separate or segregated fund established by a corporation or a labor or other organization that receives contributions or makes expenditures aggregating in excess of \$2,500 in a calendar year for the purpose of influencing the nomination or election of any candidate to political office;

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2. Defining “ballot question committee” to mean a person, including an individual, that receives contributions or makes expenditures aggregating in excess of \$5,000 for the purpose of initiating or influencing a ballot question campaign;
3. Defining “exempt donor” to mean a person that has not received contributions for the purpose of influencing a campaign in the prior two years and whose only payments of money to influence a campaign in the prior two years are monetary contributions to or payments for goods or services with an aggregate value of no more than \$100,000 for candidates, party committees, political action committees or ballot question committees. Exempt donors are not political action committees or ballot question committees;
4. Like Public Law 2021, chapter 274, defining a “leadership political action committee” as a political action committee, other than a caucus political action committee, that was directly or indirectly established by a current member of the Legislature or that is directly or indirectly maintained or controlled by a current member of the Legislature;
5. Clarifying that a “contribution” to a political action committee or a ballot question committee includes a donation of something of value only if the donation was made for the purpose of initiating or influencing a campaign;
6. Exempting from the definition of “expenditure” any payments for the purpose of initiating a citizen’s initiative or a people’s veto referendum that are made prior to the submission of an application to the Secretary of State to initiate the petition and signature-gathering process;
7. Requiring that each political action committee and ballot question committee establish a campaign account in a bank or other financial institution that is segregated from the funds of the person or persons that established the committee and amending the applicable definitions of “contribution” and “expenditure” to include, respectively, all funds deposited into and all payments made from this campaign account; and
8. Unifying the registration, financial reporting and record-keeping requirements for political action committees and ballot question committees and clarifying the circumstances under which a committee need not cross-register as both a political action committee and a ballot question committee.

### **LD 1575 An Act To Improve Maine’s Election Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 246 makes the following changes to the election laws.

1. It allows an individual who is registering to vote to verify the individual’s identity with a student photograph identification document that is issued by a state-approved public or private

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school located in Maine or that is issued by a duly authorized institution of higher learning that operates in Maine.

2. It directs the Secretary of State to prepare instructions for absentee voter applicants describing the reasons that a voter may request and receive an absentee ballot after the period for no-excuse absentee voting has ended and requires municipalities to include these instructions on a sign posted at the municipal office and on any website, social media page or other media that the municipality uses to communicate election information.
3. It requires the municipal clerk to include in the voting place report, which is filed with the Secretary of State at least 60 days before each election, the location of each secured drop box and the times for in-person absentee voting in the municipality.
4. It authorizes the Secretary of State to adopt rules governing pollwatchers, additional party workers and others present in the polling place as described in the Maine Revised Statutes, Title 21-A, section 627, subsection 4.
5. It clarifies that absentee ballots may not be counted until after the polls have closed on election day, all election day ballots have been cast and all absentee ballots have been processed.

### **LD 1589 An Act To Ensure Equity in the Membership of the Marijuana Advisory Commission**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 363 changes the membership of the Marijuana Advisory Commission established under the Maine Revised Statutes, Title 28-B, section 901 by removing the Commissioner of Labor, adding the Commissioner of Economic and Community Development and adding six members representing certain interests, to be appointed by the President of the Senate and the Speaker of the House, increasing the number of members from 15 to 21.

### **LD 1620 An Act To Support Maine Theaters by Expanding Eligibility for Off-premises Catering Licenses**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 76 authorizes auditoriums, civic auditoriums and performing arts centers licensed to sell spirits, wine and malt liquor to apply for an additional license to conduct off-premises catering of spirits, wine and malt liquor at planned events or gatherings.

Public Law 2021, chapter 76 was enacted as an emergency measure effective May 25, 2021.

## JOINT STANDING COMMITTEE ON VETERANS AND LEGAL AFFAIRS

### **LD 1621 An Act To Reform Payments to Legislators by Political Action Committees and Ballot Question Committees**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 276 provides that, if a Legislator is a principal officer or treasurer of a political action committee or a ballot question committee or is one of the individuals primarily responsible for raising contributions or making decisions for a political action committee or a ballot question committee:

1. The committee may not compensate the Legislator or an immediate family member of the Legislator for services provided to the committee;
2. The committee may not make payments to; may not distribute, loan, advance, deposit or give money or anything of value to; and may not provide compensation to a business owned or operated by the Legislator or an immediate family member of the Legislator;
3. The committee may not make any payments for or reimburse the Legislator or an immediate family member of the Legislator for any expenses that are determined by the Commission on Governmental Ethics and Election Practices to be for the purpose of personal financial enrichment of the Legislator or the immediate family member of the Legislator;
4. The committee may pay for or reimburse the Legislator for travel expenses incurred in the proper performance of the Legislator's legislative duties and for travel expenses associated with volunteering for the committee, including by providing mileage reimbursement to a Legislator who uses the Legislator's own vehicle for these purposes. The committee may not pay for or reimburse the Legislator for the direct costs of repairing or maintaining the Legislator's vehicle, however;
5. The committee may not pay for or reimburse the Legislator for any expenses that have been or will be paid for or reimbursed by the Legislature or any other source of payment or reimbursement; and
6. The committee's funds may not be commingled with the personal funds of the Legislator or the funds of a business owned or operated by the Legislator or any other person.

A committee that violates the prohibitions of Public Law 2021, chapter 276 and a Legislator who accepts an impermissible payment or reimbursement or whose funds are impermissibly commingled with the committee's funds commits a civil violation for which a fine of not more than \$500 or the amount of the impermissible payment or reimbursement, whichever is greater, may be imposed by the Commission on Governmental Ethics and Election Practices.

## **JOINT STANDING COMMITTEE ON VETERANS AND LEGAL AFFAIRS**

### **LD 1642 An Act Regarding Local Option Elections**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 137 provides that, if a municipality conducted a local option election prior to January 1, 1977 approving the issuance of licenses for the sale of liquor for on-premises consumption at any type of licensed establishment, the election results are deemed to be evidence that the municipality approved the issuance of licenses for the sale of liquor for on-premises consumption by all types of licensed establishments unless the municipality voted to prohibit the issuance of licenses for the sale of liquor for on-premises consumption in a subsequent local option election.

Public Law 2021, chapter 137 was enacted as an emergency measure effective June 10, 2021.

**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

**BILLS NOT REFERRED TO COMMITTEE**

December 2021

*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 not referred to any committee**

Comm	LD	Title	Comm Action	Carried over?	Final Disposition	Enacted Laws		Sess
						Law	Ch	
	828	An Act To Amend the Maine Education Savings Program			Indefinitely Postponed			R1
	845	An Act To Make a Vehicle Registration Violation a Secondary Offense			Died Between Houses			R1
	1714	An Act To Protect the Private Information of Maine Residents			Died Between Houses			S1
	1734	An Act To Fund Collective Bargaining Agreements with Certain Judicial Department Employees			<u>Emergency Enacted</u>	PL	443	S1
	1735	An Act To Fund Collective Bargaining Agreements with Executive Branch Employees			<u>Enacted</u>	PL	486	S1
	1736	An Act To Clarify Funding for the Office of Affordable Health Care			<u>Enacted</u>	PL	484	S1
	1737	An Act To Clarify the Definition of "Qualified Investment" for Purposes of the Income Tax Credit for Paper Manufacturing Facility Investment			<u>Enacted</u>	PL	485	S1



## **BILLS NOT REFERRED TO COMMITTEE**

### **LD 1734**

#### **An Act To Fund Collective Bargaining Agreements with Certain Judicial Department Employees**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 443 was enacted with referenced to committee. The law does the following:

1. Authorizes funding for collective bargaining agreements contingent on ratification by December 31, 2021 by the Judicial Department and the four bargaining units representing Judicial Department employees;
2. Provides for equitable treatment for certain employees excluded from collective bargaining; and
3. Specifies that the costs to the General Fund to fund salary increases must be provided through a transfer, up to a specified limit in each year of the biennium, from the Salary Plan program, General Fund account.

Public Law 2021, chapter 443 was enacted as an emergency measure effective July 9, 2021.

### **LD 1735**

#### **An Act To Fund Collective Bargaining Agreements with Executive Branch Employees**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 486 was enacted without reference to committee. The Law does the following:

1. Implements the cost items in the collective bargaining agreements reached between the State and the American Federation of State, County and Municipal Employees, the Maine State Troopers Association, the Maine State Law Enforcement Association, the Maine Service Employees Association and any other certified bargaining representative for an executive branch bargaining unit;
2. Provides for equitable treatment for confidential employees and certain other employees excluded from collective bargaining;
3. Specifies that the costs to the General Fund and Highway Fund to fund salary increases must be provided wholly or in part through a transfer of Personal Services appropriations and allocations within and between departments and, up to a specified limit in each year of the biennium, from the Salary Plan program, General Fund account; and

## BILLS NOT REFERRED TO COMMITTEE

4. Authorizes transfers between programs and departments and from the Salary Plan program by financial order as necessary.

### **LD 1736**

#### **An Act To Clarify Funding for the Office of Affordable Health Care**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 484 was enacted without reference to committee. The law amends Public Law 2021, chapter 459 to establish and provide funding for the costs of one Director position, one Public Service Coordinator II position, one Office Specialist II position and related costs for the new Office of Affordable Health Care beginning October 1, 2021. These General Fund costs are offset by transfers to the General Fund pursuant to Public Law 2021, chapter 459 from the Department of Professional and Financial Regulation, Bureau of Insurance Other Special Revenue Funds account and from the Department of Administrative and Financial Services, Medical Use of Marijuana Fund Other Special Revenue Funds account.

### **LD 1737**

#### **An Act To Clarify the Definition of "Qualified Investment" for Purposes of the Income Tax Credit for Paper Manufacturing Facility Investment**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 485, was enacted without reference to committee, amends Public Law 2021, chapter 482 governing the refundable income tax credit for paper manufacturers by changing the definition of "qualified investment" to exclude investments made prior to January 1, 2019 or after December 31, 2023. Public Law 2021, chapter 482, by contrast, excluded investments made prior to January 1, 2021 or after December 31, 2025. The law also amends Public Law 2021, chapter 482 to repeal the effective date of January 1, 2024.

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**APPENDIX A**  
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**SESSION STATISTICS**

**OVERALL AND**  
**BY INDIVIDUAL COMMITTEE**

**130th LEGISLATURE  
FIRST REGULAR AND FIRST SPECIAL SESSIONS**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of All Bills/Papers</u>
A. Bills referred to Committee		
<i>Bills referred and voted out and not carried over</i>	1357	78.1%
<i>Bills and Joint Resolutions Carried Over to next session</i>	372 *	21.4%
<b>Total Bills referred</b>	<b>1729</b>	<b>99.5%</b>
B. Bills reported out by law or joint order and not referred back to committee	0	0.0%
C. Bills introduced without reference	7	0.4%
D. <u>Bills referred, but not reported out</u>	<u>1</u> **	
<b>Total Bills considered by Legislature</b>	<b>1737</b>	<b>100.0%</b>
E. Orders and Resolutions Referred to Committee		
<i>Joint Study Orders</i>	0	0.0%
<i>Joint Resolutions/Orders referred and voted out</i>	2	0.1%
<b>Total Orders and Resolutions Referred</b>	<b>2</b>	<b>0.1%</b>
<b>% of All Committee Reports</b>		
II. BILLS AND PAPERS REPORTED OUT OF COMMITTEES	<u>Number</u>	<u>Reports</u>
A. Unanimous committee reports		
<i>Ought to Pass</i>	60	4.0%
<i>Ought to Pass as Amended</i>	384	25.3%
<i>Leave to Withdraw</i>	32	2.1%
<u><i>Ought Not to Pass</i></u>	<u>444</u>	<u>29.3%</u>
<b>Total unanimous reports</b>	<b>920</b>	<b>60.7%</b>
B. Divided committee reports		
<i>Two-way reports</i>	563	37.2%
<i>Three-way reports</i>	30	2.0%
<u><i>Four-way reports</i></u>	<u>1</u>	<u>0.1%</u>
<b>Total divided reports</b>	<b>594</b>	<b>39.2%</b>
<b>Total Committee reports</b>	<b>1515</b> ***	<b>87.5%</b>
III. CONFIRMATION HEARINGS	163	N/A
IV. FINAL DISPOSITION	<u>Number</u>	<u>% of All Bills/Rules</u>
A. Bills and Papers enacted or finally passed		
<i>Joint Study Orders</i>	0	0.0%
<i>Public laws</i>	486	28.0%
<i>Private and Special Laws</i>	12	0.7%
<i>Resolves</i>	122	7.0%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>620</b>	<b>35.7%</b>
B. Resolves to authorize major substantive rules		
Rules authorized without legislative changes	4	36.4%
Rules authorized with legislative changes	7	63.6%
<u>Rules not authorized by the Legislature</u>	<u>0</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>11</b>	<b>100.0%</b>
C. Bills vetoed or held by Governor		
<i>Vetoed over-ridden</i>	0	0.0%
<i>Vetoed sustained</i>	21	1.2%
<u><i>Held by the Governor</i></u>	<u>2</u>	<u>0.1%</u>
<b>Total</b>	<b>23</b>	<b>1.3%</b>

\* Total number of bills carried over to any regular or special session, or both, by H.P. 1302 is 372 bills. Of the 372 bills, 216 were carried over in committee, 146 were carried over on the Special Appropriations Table, 4 were carried over on the Special Study Table, 5 were carried over on the floor and 1 was carried over on the Special Highway Table.

\*\* Bills referred, but not reported out: LD 399 in the LBHS Committee.

\*\*\* Total includes two joint resolutions, HB 438 and HP 467, referred to the SLG Committee and voted out.

**130th LEGISLATURE  
AGRICULTURE, CONSERVATION AND FORESTRY**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	49	79.0%	2.8%
<u><i>Bills Carried Over to next session</i></u>	13	21.0%	0.7%
<b>Total Bills referred</b>	62	100.0%	3.6%
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	0	0.0%	0.0%
<b>Total Bills considered by Committee</b>	62	100.0%	3.6%
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	0	0.0%	0.0%
<b>Total Orders and Resolutions Referred</b>	0	0.0%	0.0%
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	5	9.3%	0.3%
<i>Ought to Pass as Amended</i>	20	37.0%	1.3%
<i>Leave to Withdraw</i>	1	1.9%	0.1%
<i>Ought Not to Pass</i>	9	16.7%	0.6%
<b>Total unanimous reports</b>	35	64.8%	2.3%
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	18	33.3%	1.2%
<i>Three-way reports</i>	1	1.9%	0.1%
<i>Four-way reports</i>	0	0.0%	0.0%
<b>Total divided reports</b>	19	35.2%	1.3%
<b>Total committee reports</b>	54	87.1%	3.6%
<b>III. CONFIRMATION HEARINGS</b>	11	N/A	N/A
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	18	29.0%	1.0%
<i>Private and Special Laws</i>	1	1.6%	0.1%
<i>Resolves</i>	14	22.6%	0.8%
<u><i>Constitutional Resolutions</i></u>	0	0.0%	0.0%
<b>Total Enacted or Finally Passed</b>	33	53.2%	1.9%
<b>B. Major substantive rules</b>			
<i>Authorized without legislative changes</i>	0	0.0%	0.0%
<i>Authorized with legislative changes</i>	1	100.0%	9.1%
<i>Rules carried over to next session</i>	0		
<u><i>Not authorized by the Legislature</i></u>	0	0.0%	0.0%
<b>Total number of rules reviewed</b>	1	100.0%	9.1%
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoes over-riden</i>	0	0.0%	0.0%
<i>Vetoes sustained</i>	3	4.8%	0.2%
<u><i>Held by the Governor</i></u>	0	0.0%	0.0%
<b>Total</b>	3	4.8%	0.2%

\* Total number of bills carried over by H.P. 1302 Includes 4 bills reported out of the ACF Committee and then carried over on the Special Appropriations Table and 1 bill reported out of committee and carried over on the floor.

Prepared by the Office of Policy and Legal Analysis  
130th Legislature, First Regular and First Special Sessions

**130th LEGISLATURE  
APPROPRIATIONS AND FINANCIAL AFFAIRS**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	10	19.2%	0.6%
<u><i>Bills Carried Over to next session</i></u>	<u>42</u> *	<u>80.8%</u>	<u>2.4%</u>
<b>Total Bills referred</b>	<b>52</b>	<b>100.0%</b>	<b>3.0%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>52</b>	<b>100.0%</b>	<b>3.0%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	0	0.0%	0.0%
<i>Ought to Pass as Amended</i>	5	50.0%	0.3%
<i>Leave to Withdraw</i>	1	10.0%	0.1%
<u><i>Ought Not to Pass</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total unanimous reports</b>	<b>6</b>	<b>60.0%</b>	<b>0.4%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	4	40.0%	0.3%
<i>Three-way reports</i>	0	0.0%	0.0%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>4</b>	<b>40.0%</b>	<b>0.3%</b>
<b>Total committee reports</b>	<b>10</b> **	<b>19.2%</b>	<b>0.7%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>0</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	8	15.4%	0.5%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	1	1.9%	0.1%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>9</b>	<b>17.3%</b>	<b>0.5%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<u><i>Rules not authorized by the Legislature</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

**130th LEGISLATURE  
CRIMINAL JUSTICE AND PUBLIC SAFETY**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	95	84.1%	5.5%
<u><i>Bills Carried Over to next session</i></u>	<u>18</u> *	<u>15.9%</u>	<u>1.0%</u>
<b>Total Bills referred</b>	<b>113</b>	<b>100.0%</b>	<b>6.5%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>113</b>	<b>100.0%</b>	<b>6.5%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions/Orders referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
		<b>% of this Committee's Reports</b>	<b>% of All Committee Reports</b>
<b>II. COMMITTEE REPORTS</b>	<b><u>Number</u></b>		
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	4	4.1%	0.3%
<i>Ought to Pass as Amended</i>	25	25.5%	1.7%
<i>Leave to Withdraw</i>	2	2.0%	0.1%
<u><i>Ought Not to Pass</i></u>	<u>21</u>	<u>21.4%</u>	<u>1.4%</u>
<b>Total unanimous reports</b>	<b>52</b>	<b>53.1%</b>	<b>3.4%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	43	43.9%	2.8%
<i>Three-way reports</i>	3	3.1%	0.2%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>46</b>	<b>46.9%</b>	<b>3.0%</b>
<b>Total committee reports</b>	<b>98</b>	<b>86.7%</b>	<b>6.5%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>0</b>	<b>N/A</b>	<b>N/A</b>
		<b>% of Comm Bills/Papers</b>	<b>% of All Bills/Papers</b>
<b>IV. FINAL DISPOSITION</b>	<b><u>Number</u></b>		
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	47	41.6%	2.7%
<i>Private and Special Laws</i>	1	0.9%	0.1%
<i>Resolves</i>	4	3.5%	0.2%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>52</b>	<b>46.0%</b>	<b>3.0%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	0	0.0%	0.0%
Rules authorized with legislative changes	0	0.0%	0.0%
<u>Rules not authorized by the Legislature</u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	5	4.4%	0.3%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>5</b>	<b>4.4%</b>	<b>0.3%</b>

\* Total number of bills carried over by H.P. 1302 includes 3 bills reported out of the CJPS Committee and then carried over on the Special Appropriations Table.

**130th LEGISLATURE  
EDUCATION AND CULTURAL AFFAIRS**

**Summary of Committee Actions**

<b>I. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	103	83.1%	5.9%
<u><i>Bills Carried Over to next session</i></u>	21 *	16.9%	1.2%
<b>Total Bills referred</b>	124	100.0%	7.1%
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	0	0.0%	0.0%
<b>Total Bills considered by Committee</b>	124	100.0%	7.1%
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	0	0.0%	0.0%
<b>Total Orders and Resolutions Referred</b>	0	0.0%	0.0%
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	1	0.9%	0.1%
<i>Ought to Pass as Amended</i>	22	19.0%	1.5%
<i>Leave to Withdraw</i>	3	2.6%	0.2%
<u><i>Ought Not to Pass</i></u>	24	20.7%	1.6%
<b>Total unanimous reports</b>	50	43.1%	3.3%
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	65	56.0%	4.3%
<i>Three-way reports</i>	1	0.9%	0.1%
<u><i>Four-way reports</i></u>	0	0.0%	0.0%
<b>Total divided reports</b>	66	56.9%	4.4%
<b>Total committee reports</b>	116	93.5%	7.7%
<b>III. CONFIRMATION HEARINGS</b>	43	N/A	N/A
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	33	26.6%	1.9%
<i>Private and Special Laws</i>	1	0.8%	0.1%
<i>Resolves</i>	23	18.5%	1.3%
<u><i>Constitutional Resolutions</i></u>	0	0.0%	0.0%
<b>Total Enacted or Finally Passed</b>	57	46.0%	3.3%
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<u><i>Rules not authorized by the Legislature</i></u>	0	0.0%	0.0%
<b>Total number of rules reviewed</b>	0	0.0%	0.0%
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	1	0.8%	0.1%
<u><i>Held by the Governor</i></u>	0	0.0%	0.0%
<b>Total</b>	1	0.8%	0.1%

\* Total number of bills carried over by H.P. 1302 includes 13 bills reported out of the EDU Committee and then carried over on the Special Appropriations Table.



**130th LEGISLATURE  
ENVIRONMENT AND NATURAL RESOURCES**

**Summary of Committee Actions**

<b>I. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	65	85.5%	3.7%
<u><i>Bills Carried Over to next session</i></u>	11 *	14.5%	0.6%
<b>Total Bills referred</b>	76	100.0%	4.4%
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	0	0.0%	0.0%
<b>Total Bills considered by Committee</b>	76	100.0%	4.4%
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<u><i>Orders and Resolutions Carried Over</i></u>	0	0.0%	0.0%
<b>Total Orders and Resolutions Referred</b>	0	0.0%	0.0%
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	3	4.3%	0.2%
<i>Ought to Pass as Amended</i>	17	24.6%	1.1%
<i>Leave to Withdraw</i>	7	10.1%	0.5%
<u><i>Ought Not to Pass</i></u>	19	27.5%	1.3%
<b>Total unanimous reports</b>	46	66.7%	3.0%
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	22	31.9%	1.5%
<i>Three-way reports</i>	1	1.4%	0.1%
<u><i>Four-way reports</i></u>	0	0.0%	0.0%
<b>Total divided reports</b>	23	33.3%	1.5%
<b>Total committee reports</b>	69	90.8%	4.6%
<b>III. CONFIRMATION HEARINGS</b>	3	N/A	N/A
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	22	28.9%	1.3%
<i>Private and Special Laws</i>	1	1.3%	0.1%
<i>Resolves</i>	4	5.3%	0.2%
<u><i>Constitutional Resolutions</i></u>	0	0.0%	0.0%
<b>Total Enacted or Finally Passed</b>	27	35.5%	1.6%
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<u><i>Rules not authorized by the Legislature</i></u>	0	0.0%	0.0%
<b>Total number of rules reviewed</b>	0	0.0%	0.0%
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	1	1.3%	0.1%
<u><i>Held by the Governor</i></u>	0	0.0%	0.0%
<b>Total</b>	1	1.3%	0.1%

\* Total number of bills carried over by H.P. 1302 includes 3 bills reported out of the ENR Committee and then carried over on the Special Appropriations Table and 1 bill reported out of committee and carried over on the floor.

**130th LEGISLATURE  
ENERGY AND UTILITIES**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	76	77.6%	4.4%
<u><i>Bills Carried Over to next session</i></u>	<u>22</u> *	<u>22.4%</u>	<u>1.3%</u>
<b>Total Bills referred</b>	<b>98</b>	<b>100.0%</b>	<b>5.6%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>98</b>	<b>100.0%</b>	<b>5.6%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
II. COMMITTEE REPORTS	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	0	0.0%	0.0%
<i>Ought to Pass as Amended</i>	17	21.3%	1.1%
<i>Leave to Withdraw</i>	2	2.5%	0.1%
<u><i>Ought Not to Pass</i></u>	<u>31</u>	<u>38.8%</u>	<u>2.0%</u>
<b>Total unanimous reports</b>	<b>50</b>	<b>62.5%</b>	<b>3.3%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	29	36.3%	1.9%
<i>Three-way reports</i>	1	1.3%	0.1%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>30</b>	<b>37.5%</b>	<b>2.0%</b>
<b>Total committee reports</b>	<b>80</b>	<b>81.6%</b>	<b>5.3%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>12</b>	<b>N/A</b>	<b>N/A</b>
IV. FINAL DISPOSITION	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	28	28.6%	1.6%
<i>Private and Special Laws</i>	3	3.1%	0.2%
<i>Resolves</i>	3	3.1%	0.2%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>34</b>	<b>34.7%</b>	<b>2.0%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	1	100.0%	9.1%
<i>Rules carried over to next session</i>	0	0.0%	0.0%
<u><i>Rules not authorized by the Legislature</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>1</b>	<b>100.0%</b>	<b>9.1%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	2	2.0%	0.1%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>2</b>	<b>2.0%</b>	<b>0.1%</b>

\* Total number of bills carried over by H.P. 1302 includes 4 bills reported out of the EUT Committee and then carried over on the Special Appropriations Committee.

Prepared by the Office of Policy and Legal Analysis  
130th Legislature, First Regular and First Special Sessions

**130th LEGISLATURE  
HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES**

**Summary of Committee Actions**

<b>I. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	123	88.5%	7.1%
<u><i>Bills Carried Over to next session</i></u>	<u>16</u> *	<u>11.5%</u>	<u>0.9%</u>
<b>Total Bills referred</b>	<b>139</b>	<b>100.0%</b>	<b>8.0%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>139</b>	<b>100.0%</b>	<b>8.0%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	6	4.8%	0.4%
<i>Ought to Pass as Amended</i>	40	32.0%	2.6%
<i>Leave to Withdraw</i>	5	4.0%	0.3%
<u><i>Ought Not to Pass</i></u>	<u>44</u>	<u>35.2%</u>	<u>2.9%</u>
<b>Total unanimous reports</b>	<b>95</b>	<b>76.0%</b>	<b>6.3%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	28	22.4%	1.8%
<i>Three-way reports</i>	2	1.6%	0.1%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>30</b>	<b>24.0%</b>	<b>2.0%</b>
<b>Total committee reports</b>	<b>125</b>	<b>89.9%</b>	<b>8.3%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>2</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	56	40.3%	3.2%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	4	2.9%	0.2%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>60</b>	<b>43.2%</b>	<b>3.5%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	0	0.0%	0.0%
Rules authorized with legislative changes	2	100.0%	18.2%
<u>Rules not authorized by the Legislature</u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>2</b>	<b>100.0%</b>	<b>18.2%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	1	0.7%	0.1%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>1</b>	<b>0.7%</b>	<b>0.1%</b>

\* Total number of bills carried over by H.P. 1302 includes 2 bills reported out of the HCIFS Committee and then carried over on the Special Appropriations Table.

**130th LEGISLATURE  
HEALTH AND HUMAN SERVICES**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	127	68.3%	7.3%
<u><i>Bills Carried Over to next session</i></u>	<u>59</u> *	<u>31.7%</u>	<u>3.4%</u>
<b>Total Bills referred</b>	<b>186</b>	<b>100.0%</b>	<b>10.7%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>186</b>	<b>100.0%</b>	<b>10.7%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	9	5.4%	0.6%
<i>Ought to Pass as Amended</i>	79	47.0%	5.2%
<i>Leave to Withdraw</i>	1	0.6%	0.1%
<u><i>Ought Not to Pass</i></u>	<u>54</u>	<u>32.1%</u>	<u>3.6%</u>
<b>Total unanimous reports</b>	<b>143</b>	<b>85.1%</b>	<b>9.4%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	24	14.3%	1.6%
<i>Three-way reports</i>	1	0.6%	0.1%
<i>Four-way reports</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>25</b>	<b>14.9%</b>	<b>1.7%</b>
<b>Total committee reports</b>	<b>168</b>	<b>90.3%</b>	<b>11.1%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>0</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	35	18.8%	2.0%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	24	12.9%	1.4%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>59</b>	<b>31.7%</b>	<b>3.4%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	2	50.0%	18.2%
<i>Rules authorized with legislative changes</i>	2	50.0%	18.2%
<u><i>Rules not authorized by the Legislature</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>4</b>	<b>100.0%</b>	<b>36.4%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of bills carried over by H.P. 1302 includes 39 bills reported out of the HHS Committee and then carried over on the Special Appropriations Table, 1 bill reported out of committee and carried over on the floor and 1 bill reported out of committee and then carried over on the study table.

**130th LEGISLATURE  
INNOVATION, DEVELOPMENT AND ECONOMIC ADVANCEMENT AND COMMERCE**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	50	72.5%	2.9%
<u><i>Bills Carried Over to next session</i></u>	<u>19</u> *	<u>27.5%</u>	<u>1.1%</u>
<b>Total Bills referred</b>	<b>69</b>	<b>100.0%</b>	<b>4.0%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>			
	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>69</b>	<b>100.0%</b>	<b>4.0%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>			
	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	3	4.8%	0.2%
<i>Ought to Pass as Amended</i>	21	33.9%	1.4%
<i>Leave to Withdraw</i>	2	3.2%	0.1%
<u><i>Ought Not to Pass</i></u>	<u>15</u>	<u>24.2%</u>	<u>1.0%</u>
<b>Total unanimous reports</b>	<b>41</b>	<b>66.1%</b>	<b>2.7%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	20	32.3%	1.3%
<i>Three-way reports</i>	1	1.6%	0.1%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>21</b>	<b>33.9%</b>	<b>1.4%</b>
<b>Total committee reports</b>	<b>62</b>	<b>89.9%</b>	<b>4.1%</b>
<b>III. CONFIRMATION HEARINGS</b>			
	<b>16</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>			
	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	17	24.6%	1.0%
<i>Private and Special Laws</i>	1	1.4%	0.1%
<i>Resolves</i>	4	5.8%	0.2%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>22</b>	<b>31.9%</b>	<b>1.3%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<u><i>Rules not authorized by the Legislature</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of bills carried over by H.P. 1302 includes 10 bills reported out of the IDEA Committee and then carried over on the Special Appropriations Table, 1 bill reported out of committee and then carried over on the floor and 1 bill reported out of committee and then carried over on the study table.

**130th LEGISLATURE  
INLAND FISHERIES AND WILDLIFE**

**Summary of Committee Actions**

<b>i. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	45	91.8%	2.6%
<u><i>Bills Carried Over to next session</i></u>	<u>4</u>	<u>8.2%</u>	<u>0.2%</u>
<b>Total Bills referred</b>	<b>49</b>	<b>100.0%</b>	<b>2.8%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>49</b>	<b>100.0%</b>	<b>2.8%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
 <b>II. COMMITTEE REPORTS</b>	 <u>Number</u>	 <u>% of this Committee's Reports</u>	 <u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	2	4.4%	0.1%
<i>Ought to Pass as Amended</i>	18	40.0%	1.2%
<i>Leave to Withdraw</i>	1	2.2%	0.1%
<u><i>Ought Not to Pass</i></u>	<u>16</u>	<u>35.6%</u>	<u>1.1%</u>
<b>Total unanimous reports</b>	<b>37</b>	<b>82.2%</b>	<b>2.4%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	8	17.8%	0.5%
<i>Three-way reports</i>	0	0.0%	0.0%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>8</b>	<b>17.8%</b>	<b>0.5%</b>
<b>Total committee reports</b>	<b>45</b>	<b>91.8%</b>	<b>3.0%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>5</b>	<b>N/A</b>	<b>N/A</b>
 <b>IV. FINAL DISPOSITION</b>	 <u>Number</u>	 <u>% of Comm Bills/Papers</u>	 <u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	19	38.8%	1.1%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	4	8.2%	0.2%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>23</b>	<b>46.9%</b>	<b>1.3%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<u><i>Rules not authorized by the Legislature</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-riden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

**130th LEGISLATURE  
JUDICIARY**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	151	82.5%	8.7%
<u><i>Bills Carried Over to next session</i></u>	<u>32</u> *	<u>17.5%</u>	<u>1.8%</u>
<b>Total Bills referred</b>	<b>183</b> **	<b>100.0%</b>	<b>10.5%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>183</b>	<b>100.0%</b>	<b>10.5%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions/Orders referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	10	6.1%	0.7%
<i>Ought to Pass as Amended</i>	24	14.7%	1.6%
<i>Leave to Withdraw</i>	2	1.2%	0.1%
<u><i>Ought Not to Pass</i></u>	<u>35</u>	<u>21.5%</u>	<u>2.3%</u>
<b>Total unanimous reports</b>	<b>72</b> **	<b>44.2%</b>	<b>4.8%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	83	50.9%	5.5%
<i>Three-way reports</i>	8	4.9%	0.5%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>91</b>	<b>55.8%</b>	<b>6.0%</b>
<b>Total committee reports</b>	<b>163</b>	<b>89.1%</b>	<b>10.8%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>22</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	71	38.8%	4.1%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	6	3.3%	0.3%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>77</b>	<b>42.1%</b>	<b>4.4%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<i>Rules carried over to the next session</i>	0	0.0%	0.0%
<u><i>Rules not authorized by the Legislature</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	2	1.1%	0.1%
<u><i>Held by the Governor</i></u>	<u>1</u>	<u>0.5%</u>	<u>0.1%</u>
<b>Total</b>	<b>3</b>	<b>1.6%</b>	<b>0.2%</b>

\* Total number of bills carried over by H.P. 1302 includes 12 bills reported out of the JUD Committee and then carried over on the Special Appropriations Table.

\*\* Total number of committee reports include LD 411, which was voted out of committee as refer to HHS.

**130th LEGISLATURE  
LABOR AND HOUSING**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	87 *	69.0%	5.0%
<u><i>Bills Carried Over to next session</i></u>	39 **	31.0%	2.2%
<b>Total Bills referred</b>	<b>126</b>	<b>100.0%</b>	<b>7.3%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>			
	0	0.0%	0.0%
<b>Total Bills considered by Committee</b>	<b>126</b>	<b>100.0%</b>	<b>7.3%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<u><i>Orders and Resolutions Carried Over</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>			
	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	1	0.9%	0.1%
<i>Ought to Pass as Amended</i>	11	10.0%	0.7%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<u><i>Ought Not to Pass</i></u>	<u>24</u>	<u>21.8%</u>	<u>1.6%</u>
<b>Total unanimous reports</b>	<b>36</b>	<b>32.7%</b>	<b>2.4%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	71	64.5%	4.7%
<i>Three-way reports</i>	3	2.7%	0.2%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>74</b>	<b>67.3%</b>	<b>4.9%</b>
<b>Total committee reports</b>	<b>110</b>	<b>87.3%</b>	<b>7.3%</b>
<b>III. CONFIRMATION HEARINGS</b>			
	21	N/A	N/A
<b>IV. FINAL DISPOSITION</b>			
	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	30	23.8%	1.7%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	9	7.1%	0.5%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>39</b>	<b>31.0%</b>	<b>2.2%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	0	0.0%	0.0%
Rules authorized with legislative changes	0	0.0%	0.0%
<u>Rules not authorized by the Legislature</u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	2	1.6%	0.1%
<u><i>Held by the Governor</i></u>	<u>1</u>	<u>0.8%</u>	<u>0.1%</u>
<b>Total</b>	<b>3</b>	<b>2.4%</b>	<b>0.2%</b>

\* Total bills referred and reported out does not include LD 399, which was referred to committee and not reported out.

\*\* Total number of bills carried over by H.P. 1302 includes 21 bills reported out of the LBHS Committee and then carried over on the Special Appropriations Table, 1 bill reported out of committee and carried over on the floor and 1 bill reported out of committee and then carried over on the study table.



**130th LEGISLATURE  
MARINE RESOURCES**

**Summary of Committee Actions**

<b>I. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	12	92.3%	0.7%
<u><i>Bills Carried Over to next session</i></u>	1	7.7%	0.1%
<b>Total Bills referred</b>	13	100.0%	0.7%
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	0	0.0%	0.0%
<b>Total Bills considered by Committee</b>	13	100.0%	0.7%
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<u><i>Orders and Resolutions Carried Over</i></u>	0	0.0%	0.0%
<b>Total Orders and Resolutions Referred</b>	0	0.0%	0.0%
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	0	0.0%	0.0%
<i>Ought to Pass as Amended</i>	9	75.0%	0.6%
<i>Leave to Withdraw</i>	1	8.3%	0.1%
<u><i>Ought Not to Pass</i></u>	2	16.7%	0.1%
<b>Total unanimous reports</b>	12	100.0%	0.8%
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	0	0.0%	0.0%
<i>Three-way reports</i>	0	0.0%	0.0%
<u><i>Four-way reports</i></u>	0	0.0%	0.0%
<b>Total divided reports</b>	0	0.0%	0.0%
<b>Total committee reports</b>	12	92.3%	0.8%
<b>III. CONFIRMATION HEARINGS</b>	12	N/A	N/A
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	9	69.2%	0.5%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	0	0.0%	0.0%
<u><i>Constitutional Resolutions</i></u>	0	0.0%	0.0%
<b>Total Enacted or Finally Passed</b>	9	69.2%	0.5%
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<u><i>Rules not authorized by the Legislature</i></u>	0	0.0%	0.0%
<b>Total number of rules reviewed</b>	0	0.0%	0.0%
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<u><i>Held by the Governor</i></u>	0	0.0%	0.0%
<b>Total</b>	0	0.0%	0.0%

**130th LEGISLATURE  
STATE AND LOCAL GOVERNMENT**

**Summary of Committee Actions**

<b>I. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	87	87.0%	5.0%
<u><i>Bills Carried Over to next session</i></u>	13 *	13.0%	0.7%
<b>Total Bills referred</b>	100	100.0%	5.8%
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	0	0.0%	0.0%
<b>Total Bills considered by Committee</b>	100	100.0%	5.8%
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	2	100.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	0	0.0%	0.0%
<b>Total Orders and Resolutions Referred</b>	2	100.0%	0.0%
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	6	6.5%	0.4%
<i>Ought to Pass as Amended</i>	8	8.6%	0.5%
<i>Leave to Withdraw</i>	1	1.1%	0.1%
<u><i>Ought Not to Pass</i></u>	13	14.0%	0.9%
<b>Total unanimous reports</b>	28	30.1%	1.8%
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	61	65.6%	4.0%
<i>Three-way reports</i>	4	4.3%	0.3%
<u><i>Four-way reports</i></u>	0	0.0%	0.0%
<b>Total divided reports</b>	65	69.9%	4.3%
<b>Total committee reports</b>	93 **	91.2%	6.1%
<b>III. CONFIRMATION HEARINGS</b>	2	N/A	N/A
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	18	18.0%	1.0%
<i>Private and Special Laws</i>	3	3.0%	0.2%
<i>Resolves</i>	5	5.0%	0.3%
<u><i>Constitutional Resolutions</i></u>	0	0.0%	0.0%
<b>Total Enacted or Finally Passed</b>	26	26.0%	1.5%
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	1	100.0%	9.1%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<u><i>Rules not authorized by the Legislature</i></u>	0	0.0%	0.0%
<b>Total number of rules reviewed</b>	1	100.0%	9.1%
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-riden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	1	1.0%	0.1%
<u><i>Held by the Governor</i></u>	0	0.0%	0.0%
<b>Total</b>	1	1.0%	0.1%

\* Total number of bills carried over by H.P. 1302 includes 3 bills reported out of the SLG Committee and then carried over on the Special Appropriations Table and 1 bill reported out of committee and then carried over on the study table.

\*\* Total number of committee reports include two joint resolutions, HP 438 and HP 467, referred to the SLG Committee and voted out.

Prepared by the Office of Policy and Legal Analysis  
130th Legislature, First Regular and First Special Sessions

**130th LEGISLATURE  
TAXATION**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	90	67.2%	5.2%
<u><i>Bills Carried Over to next session</i></u>	44 *	<u>32.8%</u>	<u>2.5%</u>
<b>Total Bills referred</b>	<b>134</b>	<b>100.0%</b>	<b>7.7%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>134</b>	<b>100.0%</b>	<b>7.7%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	0	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	1	0.9%	0.1%
<i>Ought to Pass as Amended</i>	32	28.1%	2.1%
<i>Leave to Withdraw</i>	1	0.9%	0.1%
<u><i>Ought Not to Pass</i></u>	<u>44</u>	<u>38.6%</u>	<u>2.9%</u>
<b>Total unanimous reports</b>	<b>78</b>	<b>68.4%</b>	<b>5.1%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	36	31.6%	2.4%
<i>Three-way reports</i>	0	0.0%	0.0%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>36</b>	<b>31.6%</b>	<b>2.4%</b>
<b>Total committee reports</b>	<b>114</b>	<b>85.1%</b>	<b>7.5%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>2</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	21	15.7%	1.2%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	3	2.2%	0.2%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>24</b>	<b>17.9%</b>	<b>1.4%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<u><i>Rules not authorized by the Legislature</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	1	0.7%	0.1%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>1</b>	<b>0.7%</b>	<b>0.1%</b>

\* Total number of bills carried over by H.P. 1302 includes 24 bills reported out of the TAX Committee and then carried over on the Special Appropriations Table.

**130th LEGISLATURE  
TRANSPORTATION**

**Summary of Committee Actions**

<b>I. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	73	94.8%	4.2%
<u><i>Bills Carried Over to next session</i></u>	4 *	5.2%	0.2%
<b>Total Bills referred</b>	<b>77</b>	<b>100.0%</b>	<b>4.4%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>			
	0	0.0%	0.0%
<b>Total Bills considered by Committee</b>	<b>77</b>	<b>100.0%</b>	<b>4.4%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	0	0.0%	0.0%
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>			
	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	7	9.5%	0.5%
<i>Ought to Pass as Amended</i>	14	18.9%	0.9%
<i>Leave to Withdraw</i>	1	1.4%	0.1%
<i>Ought Not to Pass</i>	35	47.3%	2.3%
<b>Total unanimous reports</b>	<b>57</b>	<b>77.0%</b>	<b>3.8%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	17	23.0%	1.1%
<i>Three-way reports</i>	0	0.0%	0.0%
<u><i>Four-way reports</i></u>	0	0.0%	0.0%
<b>Total divided reports</b>	<b>17</b>	<b>23.0%</b>	<b>1.1%</b>
<b>Total committee reports</b>	<b>74</b>	<b>96.1%</b>	<b>4.9%</b>
<b>III. CONFIRMATION HEARINGS</b>			
	3	N/A	N/A
<b>IV. FINAL DISPOSITION</b>			
	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	19	24.7%	1.1%
<i>Private and Special Laws</i>	1	1.3%	0.1%
<i>Resolves</i>	11	14.3%	0.6%
<u><i>Constitutional Resolutions</i></u>	0	0.0%	0.0%
<b>Total Enacted or Finally Passed</b>	<b>31</b>	<b>40.3%</b>	<b>1.8%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	1	100.0%	9.1%
Rules authorized with legislative changes	0	0.0%	0.0%
<u>Rules not authorized by the Legislature</u>	0	0.0%	0.0%
<b>Total number of rules reviewed</b>	<b>1</b>	<b>100.0%</b>	<b>9.1%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-riden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<u><i>Held by the Governor</i></u>	0	0.0%	0.0%
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of bills carried over by H.P. 1302 includes 1 bill reported out of the TRA Committee and then carried over on the Special Highway Table.

**130th LEGISLATURE  
VETERANS AND LEGAL AFFAIRS**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out and not carried over</i>	114	89.1%	6.6%
<i><u>Bills and Joint Resolutions Carried Over to next session</u></i>	<u>14</u> *	<u>10.9%</u>	<u>0.8%</u>
<b>Total Bills referred</b>	<b>128</b>	<b>100.0%</b>	<b>7.4%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>128</b>	<b>100.0%</b>	<b>7.4%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>	<b><u>Number</u></b>	<b><u>% of this Committee's Reports</u></b>	<b><u>% of All Committee Reports</u></b>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	2	1.6%	0.1%
<i>Ought to Pass as Amended</i>	22	18.0%	1.5%
<i>Leave to Withdraw</i>	1	0.8%	0.1%
<i><u>Ought Not to Pass</u></i>	<u>58</u>	<u>47.5%</u>	<u>3.8%</u>
<b>Total unanimous reports</b>	<b>83</b>	<b>68.0%</b>	<b>5.5%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	34	27.9%	2.2%
<i>Three-way reports</i>	4	3.3%	0.3%
<i><u>Four-way reports</u></i>	<u>1</u>	<u>0.8%</u>	<u>0.1%</u>
<b>Total divided reports</b>	<b>39</b>	<b>32.0%</b>	<b>2.6%</b>
<b>Total committee reports</b>	<b>122</b>	<b>95.3%</b>	<b>8.1%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>9</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>	<b><u>Number</u></b>	<b><u>% of Comm Bills/Papers</u></b>	<b><u>% of All Bills/Papers</u></b>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	31	24.2%	1.8%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	3	2.3%	0.2%
<i><u>Constitutional Resolutions</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>34</b>	<b>26.6%</b>	<b>2.0%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	1	100.0%	9.1%
<i><u>Rules not authorized by the Legislature</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>1</b>	<b>100.0%</b>	<b>9.1%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	2	1.6%	0.1%
<i><u>Held by the Governor</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>2</b>	<b>1.6%</b>	<b>0.1%</b>

\* Total number of bills carried over by H.P. 1302 includes 8 bills reported out of the VLA Committee and then carried over on the Special Appropriations Table.

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130th Legislature, First Regular and First Special Sessions