

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTIETH LEGISLATURE

SECOND SPECIAL SESSION
September 29, 2021

SECOND REGULAR SESSION
January 5, 2022 to May 9, 2022

THE GENERAL EFFECTIVE DATE FOR
SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
DECEMBER 29, 2021

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 8, 2022

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2022

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PREFACE

The 2021 edition of Laws of the State of Maine is the official publication of the session laws of the State of Maine enacted by the 130th Legislature and is compiled and published under the authority of the Maine Revised Statutes, Title 3, section 163-A. Laws of the State of Maine has been in continuous publication since 1820, when the acts and resolves adopted by the First Legislature were published by the Secretary of State under the authority of Resolve 1820, chapter 25.

Volume 2 contains the public laws, private and special laws and resolves enacted at the Second Special Session and the Second Regular Session of the 130th Legislature, followed by the 2021 Revisor's Report, chapter 1, Initiated Bill 2021, chapter 1 and a selection of significant addresses, joint resolutions and memorials.

Volume 1 was published at the conclusion of the First Special Session of the 130th Legislature and contains legislation enacted during that session.

The following conventions are used throughout the series.

1. At the top of each page is a heading that classifies each law by session of passage, year, type and chapter number.
2. A table of contents that locates major divisions and contents by page number is located at the beginning of each volume.
3. An individual subject index of the documents contained in these volumes, arranged alphabetically by subject heading with corresponding chapter numbers, is located at the end of each volume.
4. Session cross-reference tables are also provided at the end of this volume showing how unallocated public laws and titles and sections of the Maine Revised Statutes of 1964 have been affected by the laws included in this publication.
5. Words and phrases deleted from the statutes are shown struck through. When an entire unit is repealed, the text that is repealed is not shown struck through, but its repeal is indicated by express language.
6. When new words or sections are added to the statutes, they are underlined.
7. A chaptered law's Legislative Document number is printed beneath its chapter number heading, indicating the source of the chapter.
8. The effective date for Maine laws is provided for in the Constitution of Maine, Article IV, Part Third, Section 16, which specifies that, except for certain emergency legislation, an act or resolve enacted into law takes effect 90 days after the adjournment of the session in which it passed. The general effective date of the nonemergency laws passed at the Second Special Session of the 130th Legislature is December 29, 2021 and of the nonemergency laws passed at the Second Regular Session of the 130th Legislature is August 8, 2022. The effective dates of emergency legislation vary and are provided at the ends of the chapters that were enacted as emergencies.

Copies of a specific chaptered law are available online at <https://legislature.maine.gov/ros/lawsomaine/>. Laws of the State of Maine is also available online through the website of the Office of the Revisor of Statutes at <https://legislature.maine.gov/ros/LOM/LOMpdfDirectory.htm>.

This edition of Laws of the State of Maine and its predecessors have been prepared for the convenience of the people of the State of Maine, and any comments or suggestions for improvements in subsequent editions would be appreciated.

Edward A. Charbonneau
Revisor of Statutes
August 2022

LEGISLATIVE STATISTICS

SECOND SPECIAL SESSION 130th Legislature

Convened	September 29, 2021
Adjourned	September 29, 2021
Days in Session	
Senate	1
House of Representatives.....	1
Legislative Documents.....	4
Public Laws.....	4
Private and Special Laws	0
Resolves	0
Constitutional Resolutions	0
Competing Measure Resolutions	0
Initiated Bills.....	0
Vetoes	0
Overridden	0
Sustained.....	0
Emergency Enactments.....	0
Effective Date for Non-Emergency Laws.....	December 29, 2021

LEGISLATIVE STATISTICS

SECOND REGULAR SESSION 130th Legislature

Convened	January 5, 2022
Adjourned	May 9, 2022
Days in Session	
Senate	22
House of Representatives.....	22
Legislative Documents.....	300
Public Laws.....	271
Private and Special Laws	14
Resolves	63
Constitutional Resolutions.....	0
Competing Measure Resolutions	0
Initiated Bills.....	0
Vetoes	6
Overridden	0
Sustained.....	6
Emergency Enactments.....	72
Effective Date	August 8, 2022 (unless otherwise indicated)

(Note: 372 bills were carried over to the Second Regular Session of the 130th Legislature.)

PUBLIC LAWS OF THE STATE OF MAINE
AS PASSED AT
THE SECOND SPECIAL SESSION OF THE
ONE HUNDRED AND THIRTIETH LEGISLATURE
2021

CHAPTER 487

H.P. 1305 - L.D. 1739

**An Act To Reapportion
Maine's Congressional
Districts**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 21-A MRSA §1205, as amended by PL 2011, c. 466, §1, is repealed.

Sec. 2. Apportionment of congressional districts; legislative intent. The State is divided into 2 districts for the election of Representatives to the United States Congress, with one Representative elected from each of the districts established in Part II of the unanimous plan submitted by the apportionment commission to the Clerk of the House and the Secretary of the Senate on September 27, 2021. Notwithstanding the Maine Revised Statutes, Title 21-A, the Legislature intends by the passage of this Act to implement the plan establishing the congressional districts and to make the apportionment as described in Appendix A of this Act for elections beginning in 2022.

Sec. 3. Codification of congressional districts. The Revisor of Statutes shall submit a bill to the Second Regular Session of the 130th Legislature codifying in the Maine Revised Statutes the congressional districts established in Part II of the unanimous plan submitted by the apportionment commission to the Clerk of the House and the Secretary of the Senate on September 27, 2021.

Sec. 4. Application. This Act applies to the election of Representatives to the United States Congress first occurring in 2022 and thereafter.

See title page for effective date.

APPENDIX A

The Commission recommends that the Congressional Districts be as follows:

1. First District. Population 681,179.

The First District consists of the counties of Cumberland, Knox, Lincoln, Sagadahoc and York and the following municipalities and areas within Kennebec County: Albion, Benton, China, Clinton, Litchfield, Pittston, Unity Twp, Vassalboro, Waterville, West Gardiner, Windsor, Winslow.

2. Second District. Population 681,180.

The Second District consists of the counties of Androscoggin, Aroostook, Franklin, Hancock, Oxford, Penobscot, Piscataquis, Somerset, Waldo and Washington and the following municipalities and areas within Kennebec County: Augusta, Belgrade, Chelsea, Farmingdale, Fayette, Gardiner, Hallowell, Manchester, Monmouth, Mount Vernon, Oakland, Randolph, Readfield, Rome, Sidney, Vienna, Wayne, Winthrop.

CHAPTER 488

H.P. 1306 - L.D. 1740

**An Act To Reapportion the
County Commissioner Districts**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §66-B, as amended by PL 2019, c. 362, §§1 and 2 and affected by §§1 to 3, is repealed.

Sec. 2. Apportionment of county commissioner districts; legislative intent. The county commissioner districts are established in Part V of the unanimous plan submitted by the apportionment commission to the Clerk of the House and the Secretary of the Senate on September 27, 2021. Notwithstanding the Maine Revised Statutes, Title 30-A, the Legislature intends by the passage of this Act to implement the plan establishing the districts and to make the apportionment as described in Appendix A of this Act.

Sec. 3. Codification of county commissioner districts. The Revisor of Statutes shall submit a bill to the Second Regular Session of the 130th Legislature codifying in the Maine Revised Statutes Part V of the unanimous plan submitted by the apportionment commission to the Clerk of the House and the Secretary of the Senate on September 27, 2021.

Sec. 4. Application. This Act applies to the election of county commissioners first occurring in 2022 and thereafter.

See title page for effective date.

APPENDIX A

Androscoggin County

Population: 111,139, 7 Districts, Median Population: 15,877, Aggregate Deviation from Median: 9.18%.

2. Creation of Androscoggin County Commissioner Districts.

Androscoggin County is divided into the following 7 districts.

A. Commissioner District Number 1, in the County of Androscoggin, consists of the following census units in the minor civil division of Lewiston: Census Tract 201; Block 2010, Block 2011, Block 2012, Block 2013, Block 2014, Block 2015, Block 2016, Block 2017, Block 2018, Block 2019, Block 2020, Block 2021, and Block 2022 of Census Tract 202; Block 2010, Block 2011, Block 3000, Block 3001, Block 3002, Block 3003, Block 3004, Block 3005, Block 3006, Block 3007, Block 3008, Block 3009, Block 3010, Block 3013, and Block 3014 of Census Tract 203.01; Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1007, Block 1008, Block 1009, Block 1010, Block 1011, Block 1012, Block 1013, Block 1014, Block 1018, Block 1019, Block 1020, Block 1021, Block 1022, Block 1023, Block 1024, Block 1025, and Block 1026 of Census Tract 203.02; Census Tract 203.03; Census Tract 204.01; Census Tract 204.02; Block Group 1, Block Group 4, and Block Group 5 of Census Tract 205; Block Group 2, Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1013, Block 1017, Block 1018, Block 1019, Block 1020, Block 1021, Block 1022, Block 1023, and Block 1024 of Census Tract 206; Block 1001 and Block 1002 of Census Tract 207. [Population: 15,193, Deviation from Median: - 4.31%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Androscoggin, consists of the following census units in the minor civil division of Lewiston: Block Group 1, Block 2000, Block 2001, Block 2002, Block 2003, Block 2004, Block 2005, Block 2006, Block 2007, Block 2008, and Block 2009 of Census Tract 202; Block Group 1, Block 2000, Block 2001, Block 2002, Block 2003, Block 2004, Block 2005, Block 2006, Block 2007, Block 2008, Block 2009, Block 3011, and Block 3012 of Census Tract 203.01; Block 1000, Block 1001, Block 1015, Block 1016, Block 1017, and Block 1027 of Census Tract 203.02; Block Group 3 of Census Tract 205; Block Group 2, Block Group 3, Block Group 4, Block Group 5, Block 1000, Block 1003, Block 1004, and Block 1005 of Census Tract 207; Block Group 2, Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1007, Block 1008, Block 1009, and Block 1012 of Census Tract 208.01; Block

Group 3 of Census Tract 208.02; and Census Tract 209. [Population: 15,392, Deviation from Median - 3.05%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Androscoggin, consists of the following census units in the minor civil division of Lewiston: Block Group 2 of Census Tract 205; Block Group 3, Block 1007, Block 1008, Block 1009, Block 1010, Block 1011, Block 1012, Block 1014, Block 1015, Block 1016, Block 1025, Block 1026, Block 1027, Block 1028, Block 1029, Block 1030, Block 1031, Block 1032, Block 1033, Block 1034, Block 1035, Block 1036, Block 1037, and Block 1038 of Census Tract 206; Block Group 3, Block Group 4, Block 1010, and Block 1011 of Census Tract 208.01; Block Group 1, Block Group 2, and Block Group 4 of Census Tract 208.02; and the minor civil divisions of Durham and Greene. [Population: 15,085, Deviation from Median: - 4.99%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

D. Commissioner District Number 4, in the County of Androscoggin, consists of the minor civil divisions of Lisbon, Sabattus and Wales. [Population: 16,363, Deviation from Median: + 3.06%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

E. Commissioner District Number 5, in the County of Androscoggin, consists of the following census units in the minor civil division of Auburn: Census Tract 101; Census Tract 102; Census Tract 103; Block Group 2, Block Group 3, Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, and Block 1011 of Census Tract 104; Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1007, Block 1008, Block 1014, Block 1024, Block 1025, Block 1026, Block 1027, Block 1028, Block 1029, Block 1030, Block 1031, Block 1032, Block 1033, Block 1034, Block 1035, Block 1036, Block 1037, Block 1038, Block 1039, Block 1040, Block 1041, Block 1042, Block 1043, Block 1044, Block 1045, Block 1046, Block 1047, Block 1048, Block 1049, Block 1050, and Block 1051 of Census Tract 107; and Census Tract 108. [Population: 16,532, Deviation from Median: + 4.13%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

F. Commissioner District Number 6, in the County of Androscoggin, consists of the following census units in the minor civil division of Auburn: Block 1005, Block 1006, Block 1007, Block 1008, Block 1009, Block 1010, Block 1012, Block 1013, Block

1014, Block 1015, Block 1016, Block 1017, Block 1018, Block 1019, Block 1020, Block 1021, Block 1022, and Block 1023 of Census Tract 104; Census Tract 105; Census Tract 106; Block Group 2, Block 1009, Block 1010, Block 1011, Block 1012, Block 1013, Block 1015, Block 1016, Block 1017, Block 1018, Block 1019, Block 1020, Block 1021, Block 1022, Block 1023, Block 1052, and Block 1053 of Census Tract 107; and the minor civil divisions of Mechanic Falls and Poland. [Population: 16,542, Deviation from Median: + 4.19%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

G. Commissioner District Number 7, in Androscoggin County, consists of the minor civil divisions of Leeds, Livermore, Livermore Falls, Minot and Turner. [Population: 16,032 Deviation from Median: + 0.98%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

Aroostook County

Population: 67,105, 3 Districts, Median Population: 22,368, Aggregate Deviation from Median: 8.61%.

2. Creation of Aroostook County Commissioner Districts.

Aroostook County is divided into the following 3 districts.

A. Commissioner District Number 1, in the County of Aroostook, consists of the minor civil divisions and unorganized territories of Amity, Blaine, Bridgewater, Crystal, Dyer Brook, Easton, Fort Fairfield, Glenwood, Hammond, Haynesville, Hersey, Hodgdon, Houlton, Island Falls, Linneus, Littleton, Ludlow, Macwahoc, Mars Hill, Merrill, Monticello, Moro, New Limerick, Oakfield, Orient, Reed, Sherman, Smyrna, South Aroostook and Weston. [Population: 23,370, Deviation from Median: + 4.48%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Aroostook, consists of the minor civil divisions and the unorganized territories of Ashland, Caribou, Castle Hill, Central Aroostook, Chapman, Mapleton, Presque Isle, Washburn and Westfield. [Population: 22,291, Deviation from Median - 0.34%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Aroostook, consists of the minor civil divisions and unorganized territories of Allagash, Caswell, Connor, Cyr, Eagle Lake, Fort Kent, Frenchville, Garfield, Grand Isle, Hamlin, Limestone,

Madawaska, Masardis, Nashville, New Canada, New Sweden, Northwest Aroostook, Perham, Portage Lake, Saint Agatha, Saint Francis, Saint John, Square Lake, Stockholm, Van Buren, Wade, Wallagrass, Westmanland, Winterville, and Woodland. [Population: 21,444, Deviation from Median: - 4.13%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

Cumberland County

Population: 303,069, 5 Districts, Median Population: 60,614, Aggregate Deviation from Median: 6.39%.

3. Creation of Cumberland County Commissioner Districts.

Cumberland County is divided into the following 5 districts.

A. Commissioner District Number 1, in the County of Cumberland, consists of the minor civil divisions of Baldwin, Bridgton, Gorham, Scarborough, Sebago, and Standish. [Population: 59,564 Deviation from the Median: - 1.73%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Cumberland, consists of the minor civil divisions of Casco, Falmouth, Frye Island, Gray Harrison, Naples, New Gloucester, Raymond, and Windham. [Population: 59,409, Deviation from the Median: - 1.99%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Cumberland, consists of the minor civil divisions of Brunswick, Chebeague Island, Cumberland, Freeport, Harpswell, Long Island, North Yarmouth, Pownal, and Yarmouth. [Population: 59,255, Deviation from Median: - 2.24%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

D. Commissioner District Number 4, in the County of Cumberland, consists of the minor civil divisions of Cape Elizabeth, South Portland, Westbrook, and the following census units in the minor civil division of Portland: Block 1012, Block 1013, Block 2005, Block 2006, Block 2007, Block 2008, Block 2009, Block 2010, Block 2013, Block 3000, Block 3001, Block 3002, Block 3003, Block 3004, Block 3005, Block 3006, Block 3007, Block 3008, Block 3009, Block 3010, Block 3012, Block 3013, Block 3019, Block 3020, and Block Group 4 of Census Tract 19; and Block 3008, Block 3009, Block 3010, Block 3011, Block 3012, Block 3013, Block 3014, Block Group 2, and Block Group 4 of Census Tract 21.02. [Population: 61,710,

Deviation from Median: + 1.81%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

E. Commissioner District Number 5, in the County of Cumberland, consists of the the following census units in the minor civil division of Portland: Census Tract 1; Census Tract 2; Census Tract 3; Census Tract 5; Census Tract 6; Census Tract 10; Census Tract 11; Census Tract 12; Census Tract 13; Census Tract 15; Census Tract 17; Census Tract 18; Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1007, Block 1008, Block 1009, Block 1010, Block 1011, Block 1014, Block 2000, Block 2001, Block 2002, Block 2003, Block 2004, Block 2011, Block 2012, Block 2014, Block 3011, Block 3014, Block 3015, Block 3016, Block 3017, and Block 3018 of Census Tract 19; Census Tract 20.01; Census Tract 20.02; Census Tract 21.01; Block 3000, Block 3001, Block 3002, Block 3003, Block 3004, Block 3005, Block 3006, Block 3007, and Block Group 1 of Census Tract 21.02; Census Tract 22; Census Tract 23; Block 3000, Block 3001, Block 3002, Block 3003, Block 3014, Block 3016, Block 3017, Block 3018, Block 3019, Block 3020, Block 3021, Block Group 1, and Block Group 2 of Census Tract 24; and Block 0006, Block 0007, Block 0011, Block 0012, Block 0013, and Block 0017 of Census Tract 9900. [Population: 63,131, Deviation from Median: + 4.15%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

Franklin County

Population: 29,456, 3 Districts, Median Population: 9,819, Aggregate Deviation from Median: 5.81%.

4. Creation of Franklin County Commissioner Districts.

Franklin County is divided into the following 3 districts.

A. Commissioner District Number 1, in the County of Franklin, consists of the minor civil divisions and unorganized territories of Carthage, Dallas, Jay, Rangeley Plantation, Sandy River, South Franklin, Weld, West Central Franklin, and Wilton. [Population: 10,017, Deviation from Median: + 2.02%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Franklin, consists of the minor civil divisions of Chesterville, Farmington, and Temple. [Population: 9,447, Deviation from Median - 3.79%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Franklin, consists of the minor civil divisions and unorganized territories of Avon, Carrabasset Valley, Coplin, East Central Franklin, Eustis, Industry, Kingfield, New Sharon, New Vineyard, North Franklin, Phillips, Rangeley, Strong, and Wyman. [Population: 9,992, Deviation from Median: + 1.76%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

Hancock County

Population: 55,478, 3 Districts, Median Population: 18,493, Aggregate Deviation from Median: 5.85%.

To remain as described in 30-A M.R.S. § 66-B(5) (2020). That description is as follows:

5. Creation of Hancock County Commissioner Districts.

Hancock County is divided into the following 3 districts.

A. Commissioner District Number 1, in the County of Hancock, consists of the minor civil divisions and unorganized territories of Amherst, Aurora, Blue Hill, Central Hancock, East Hancock, Eastbrook, Ellsworth, Gouldsboro, Great Pond, Mariaville, Northwest Hancock, Osborn, Otis, Sorrento, Sullivan, Surry, Waltham, and Winter Harbor. [Population: 19,072, Deviation from Median: + 3.13%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Hancock, consists of the minor civil divisions of Brooklin, Brooksville, Bucksport, Castine, Dedham, Deer Isle, Orland, Penobscot, Sedgwick, Stonington, and Verona Island. [Population: 17,990, Deviation from Median - 2.72%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Hancock, consists of the minor civil divisions and unorganized territories of Bar Harbor, Cranberry Isles, Franklin, Frenchboro, Hancock, Lamoine, Marshall Island, Mount Desert, Southwest Harbor, Swan's Island, Tremont, and Trenton. [Population: 18,416, Deviation from Median: - 0.42%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

Kennebec County

Population: 123,642, 3 Districts, Median Population: 41,214, Aggregate Deviation from the Median: 5.32%.

To remain as described in 30-A M.R.S. § 66-B(6) (2020). That description is as follows:

6. Creation of Kennebec County Commissioner Districts.

Kennebec County is divided into the following 3 districts.

A. Commissioner District Number 1, in the County of Kennebec, consists of the minor civil divisions of Augusta, Chelsea, China, Manchester, Sidney, Vassalboro, and Windsor. [Population 40,338, Deviation from the Median: - 2.13%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Kennebec, consists of the minor civil divisions of Farmingdale, Fayette, Gardiner, Hallowell, Litchfield, Monmouth, Mount Vernon, Pittston, Randolph, Readfield, Vienna, Wayne, West Gardiner, and Winthrop. [Population 40,773, Deviation from the Median: - 1.07%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Kennebec, consists of the minor civil divisions and unorganized territories of Albion, Belgrade, Benton, Clinton, Oakland, Rome, Unity Township, Waterville, and Winslow. [Population: 42,531, Deviation from the Median: + 3.20%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

Knox County

Population: 40,607, 3 Districts, Median Population: 13,536 Aggregate Deviation from Median: 7.66%.

7. Creation of Knox County Commissioner Districts.

Knox County is divided into the following 3 districts.

A. Commissioner District Number 1, in the County of Knox, consists of the minor civil divisions of Rockland, Saint George, South Thomaston, and Thomaston. [Population: 13,780, Deviation from the Median: + 1.80%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Knox, consists of the minor civil divisions of Appleton, Cushing, Friendship, Union, Warren, and Washington. [Population: 12,895 Deviation from the Median: - 4.74%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Knox, consists of the minor civil divisions and

unorganized territories of Camden, Criehaven, Hope, Isle au Haut, Matinicus Isle, Muscle Ridge Islands, North Haven, Owls Head, Rockport, and Vinalhaven. [Population: 13,932, Deviation from the Median: + 2.93%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

Lincoln County

Population: 35,237, 3 Districts, Median Population: 11,746, Aggregate Deviation from the Median: 7.14%.

To remain as described in 30-A M.R.S. § 66-B(8) (2020). That description is as follows:

8. Creation of Lincoln County Commissioner Districts.

Lincoln County is divided into the following 3 districts.

A. Commissioner District Number 1, in the County of Lincoln, consists of the minor civil divisions of Boothbay, Boothbay Harbor, Edgcomb, Southport, Westport Island, and Wiscasset. [Population: 11,301, Deviation from the Median: - 3.79%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Lincoln, consists of the minor civil divisions and unorganized territories of Bremen, Bristol, Louds Island, Monhegan, Nobleboro, South Bristol, and Waldoboro. [Population: 11,796, Deviation from the Median: + 0.43%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Lincoln, consists of the minor civil divisions and unorganized territories of Alna, Damariscotta, Dresden, Hibberts Gore, Jefferson, Newcastle, Somerville, and Whitefield. [Population: 12,140, Deviation from the Median: - 3.35%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

Oxford County

Population: 57,777, 3 Districts, Median Population: 19,259, Aggregate Deviation from the Median: 7.11%.

To remain as described in 30-A M.R.S. § 66-B(9) (2020). That description is as follows:

9. Creation of Oxford County Commissioner Districts.

Oxford County is divided into the following 3 districts.

A. Commissioner District Number 1, in the County of Oxford, consists of the minor civil divisions and

unorganized territories of Brownfield, Denmark, Fryeburg, Greenwood, Hiram, Lovell, Norway, Porter, South Oxford, Stoneham, Stow, Sweden, and Waterford. [Population: 19,582, Deviation from the Median: + 1.68%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Oxford, consists of the minor civil divisions and unorganized territories of Andover, Bethel, Byron, Canton, Dixfield, Gilead, Hanover, Lincoln, Magalloway, Mexico, Milton Township, Newry, North Oxford, Peru, Roxbury, Rumford, and Upton. [Population: 18,413, Aggregate Deviation from the Median: - 4.39%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Oxford, consists of the minor civil divisions of Buckfield, Hartford, Hebron, Otisfield, Oxford, Paris, Sumner, West Paris, and Woodstock. [Population: 19,782, Deviation from the Median + 2.72%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

Penobscot County

Population: 152,199, 3 Districts, Median Population: 50,733, Aggregate Deviation from Median: 3.98%.

10. Creation of Penobscot County Commissioner Districts.

Penobscot County is divided into the following 3 districts.

A. Commissioner District Number 1, in the County of Penobscot, consists of the minor civil divisions of Bangor, Brewer, Clifton, Eddington, Holden, and Orrington. [Population: 51,548, Deviation from the Median: + 1.61%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Penobscot, consists of the minor civil divisions of Carmel, Charleston, Corinna, Corinth, Dexter, Dixmont, Etna, Exeter, Garland, Glenburn, Hampden, Hermon, Hudson, Kenduskeag, Levant, Newburgh, Newport, Plymouth, and Stetson. [Population: 49,527, Deviation from the Median: - 2.38%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Penobscot, consists of the minor civil divisions and unorganized territories of Alton, Argyle, Bradford, Bradley, Burlington, Carroll, Chester, Drew, East Central Penobscot, East Millinocket, Edinburg, Enfield, Greenbush, Howland,

Kingman, Lagrange, Lakeville, Lee, Lincoln, Lowell, Mattawamkeag, Maxfield, Medway, Milford, Millinocket, Mount Chase, North Penobscot, Old Town, Orono, Passadumkeag, Patten, Penobscot Indian Island, Prentiss, Seboeis, Springfield, Stacyville, Twombly Ridge, Veazie, Webster, Whitney, Winn, and Woodville. [Population: 51,124, Deviation from Median: + 0.77%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

Piscataquis County

Population: 16,800, 3 Districts, Median Population: 5,600, Aggregate Deviation from Median: 6.36%.

11. Creation of Piscataquis County Commissioner Districts.

Piscataquis County is divided into the following 3 districts.

A. Commissioner District Number 1, in the County of Piscataquis, consists of the minor civil divisions and unorganized territories of Abbott, Blanchard, Bowerbank, Guildford, Kingsbury, Monson, Parkman, Sangerville, Shirley, Wellington, and Willimantic. [Population: 5,448, Deviation from the Median: - 2.71%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Piscataquis, consists of the minor civil divisions and unorganized territories of Dover-Foxcroft, Medford, Sebec, and Southeast Piscataquis. [Population: 5,804, Deviation from the Median: + 3.64%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Piscataquis, consists of the minor civil divisions and unorganized territories of Beaver Cove, Brownville, Greenville, Lake View, Milo, Northeast Piscataquis, and Northwest Piscataquis. [Population: 5,548, Deviation from Median: - 0.93%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

Sagadahoc County

Population: 36,699, 3 Districts, Median Population: 12,233, Aggregate Deviation from the Median: 7.22%.

To remain as described in 30-A M.R.S. § 66-B(12) (2020). That description is as follows:

12. Creation of Sagadahoc County Commissioner Districts.

Sagadahoc County is divided into the following 3 districts.

A. Commissioner District Number 1, in the County of Sagadahoc, consists of the minor civil divisions of Bowdoin and Topsham. [Population: 12,696, Deviation from the Median: + 3.78%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Sagadahoc, consists of the minor civil divisions of Bath and Bowdoinham. [Population: 11,813, Deviation from the Median: - 3.43%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Sagadahoc, consists of the minor civil divisions and unorganized territory of Arrowsic, Georgetown, Perkins, Phippsburg, Richmond, West Bath, and Woolwich. [Population: 12,190, Deviation from the Median: - 0.35%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

Somerset County

Population: 50,477, 5 Districts, Median Population: 10,095, Aggregate Deviation from Median: 7.45%.

13. Creation of Somerset County Commissioner Districts.

Somerset County is divided into the following 5 districts.

A. Commissioner District Number 1, in the County of Somerset, consists of the minor civil divisions of Fairfield and Norridgewock. [Population: 9,762 Deviation from the Median: - 3.30%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Somerset, consists of the minor civil divisions and unorganized territories of Anson, Central Somerset, Highland, Madison, Mercer, New Portland, Northwest Somerset, Smithfield, and Starks. [Population: 10,438, Deviation from the Median: + 3.40%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Somerset, consists of the minor civil divisions of Cambridge, Detroit, Harmony, Palmyra, Pittsfield, Ripley, and St. Albans. [Population: 10,514, Deviation from Median: + 4.15%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

D. Commissioner District Number 4, in the County of Somerset, consists of the minor civil divisions of Cornville and Skowhegan. [Population: 9,937,

Deviation from Median: - 1.57%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

E. Commissioner District Number 5, in the County of Somerset, consists of the minor civil divisions and unorganized territories of Athens, Bingham, Brighton, Canaan, Caratunk, Dennistown, Embden, Hartland, Jackman, Moose River, Moscow, Northeast Somerset, Pleasant Ridge, Seboomook Lake, Solon, The Forks, and West Forks. [Population: 9,826, Deviation from Median: - 2.66%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

Waldo County

Population: 39,607, 3 Districts, Median Population: 13,202, Aggregate Deviation from Median: 5.76%.

14. Creation of Waldo County Commissioner Districts.

Waldo County is divided into the following 3 districts.

A. Commissioner District Number 1, in the County of Waldo, consists of the minor civil divisions of Belfast, Belmont, Islesboro, Lincolnville, Northport, and Waldo. [Population: 13,154, Deviation from the Median: - 0.36%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Waldo, consists of the minor civil divisions of Frankfort, Jackson, Monroe, Prospect, Searsport, Stockton Springs, Swanville, and Winterport. [Population: 12,846, Deviation from the Median: - 2.70%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Waldo, consists of the minor civil divisions of Brooks, Burnham, Freedom, Knox, Liberty, Montville, Morrill, Palermo, Searsmont, Thorndike, Troy, and Unity. [Population: 13,607, Deviation from Median: + 3.07%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

Washington County

Population: 31,095, 3 Districts, Median Population: 10,365, Aggregate Deviation from the Median: 5.38%.

To remain as described in 30-A M.R.S. § 66-B(15) (2020). That description is as follows:

15. Creation of Washington County Commissioner Districts.

Washington County is divided into the following 3 districts.

A. Commissioner District Number 1, in the County of Washington, consists of the minor civil divisions and unorganized territories of Alexander, Baileyville, Baring, Beddington, Calais, Charlotte, Codyville, Cooper, Crawford, Danforth, Deblois, Grand Lake Stream, Marshfield, Meddybemps, North Washington, Northfield, Passamaquoddy Indian Township, Princeton, Robbinston, Talmadge, Topsfield, Vanceboro, Waite, Wesley, and Whitneyville. [Population: 10,715, Deviation from the Median: + 3.38%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of Washington, consists of the minor civil divisions and unorganized territories of Cutler, Dennysville, East Central Washington, East Machias, Eastport, Lubec, Machias, Passamaquoddy Pleasant Point, Pembroke, Perry, and Whiting. [Population: 10,223, Deviation from the Median: - 1.37%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of Washington, consists of the minor civil divisions of Addison, Beals, Cherryfield, Columbia, Columbia Falls, Harrington, Jonesboro, Jonesport, Machiasport, Milbridge, Roque Bluffs and Steuben. [Population: 10,157, Deviation from Median: - 2.01%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

York County

Population: 211,972, 5 Districts, Median Population: 42,394, Aggregate Deviation from Median: 4.97%.

16. Creation of Washington County Commissioner Districts.

York County is divided into the following 5 districts.

A. Commissioner District Number 1, in the County of York, consists of the minor civil divisions of Acton, Berwick, Cornish, Lebanon, Limington, Newfield, North Berwick, Parsonsfield, Shapleigh, and South Berwick. [Population: 41,295, Deviation from the Median: - 2.59%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

B. Commissioner District Number 2, in the County of York, consists of the minor civil divisions of Arundel, Biddeford, Kennebunk, and Kennebunkport. [Population: 41,981, Deviation from the Median: - 0.97%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

C. Commissioner District Number 3, in the County of York, consists of the minor civil divisions of Buxton, Hollis, Old Orchard Beach, and Saco. [Population: 42,462, Deviation from Median: + 0.16%.] The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

D. Commissioner District Number 4, in the County of York, consists of the minor civil divisions of Alfred, Dayton, Limerick, Lyman, Sanford, and Waterboro. [Population: 42,833, Deviation from Median: + 1.04%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

E. Commissioner District Number 5, in the County of York, consists of the minor civil divisions of Eliot, Kittery, Ogunquit, Wells, and York. [Population: 43,401, Deviation from Median: + 2.38%.] The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

CHAPTER 489

S.P. 595 - L.D. 1741

An Act To Reapportion the Districts of the State Senate

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 21-A MRSA §1203-B, as amended by PL 2013, c. 457, §§6 and 7, is repealed.

Sec. 2. Apportionment of Senate districts; legislative intent. The Maine Senate consists of 35 Senators, with one Senator elected from each of the districts established in Part IV of the unanimous plan submitted by the apportionment commission to the Clerk of the House and the Secretary of the Senate on September 27, 2021. Notwithstanding the Maine Revised Statutes, Title 21-A, the Legislature intends by the passage of this Act to implement the plan establishing the districts and to make the apportionment as described in Appendix A of this Act for Legislatures beginning with the 131st Legislature.

Sec. 3. Codification of Senate districts. The Revisor of Statutes shall submit a bill to the Second Regular Session of the 130th Legislature codifying in the Maine Revised Statutes Part IV of the unanimous plan submitted by the apportionment commission to the Clerk of the House and the Secretary of the Senate on September 27, 2021.

Sec. 4. Application. This Act applies to the election of Senators to the Maine Senate first occurring in 2022 and thereafter.

See title page for effective date.

**APPENDIX A
PART IV**

Apportionment Plan for the Maine Senate

The Maine Constitution indicates that the Maine Senate may be composed of an odd number of districts between 31 and 35. The Commission recommends no change in the present 35 number of Senate districts. The Commission plan for the 35 districts divides only 4 municipalities. (Technical corrections have been made to pp. 154, 156, 157, & 158.)

In apportioning Maine's 35 Senate Districts the Commission utilized the 2020 U.S. Census population figure of 1,362,359 for the State of Maine. The median or ideal district was determined to have a population of 38,925. A district population 5% above the median would be 40,871; a district 5% below the median would be 36,979. The districts recommended by the Commission range in population size from a low of 37,121 to a high of 40,798. The largest deviation above the median for the Senate plan is 4.81%, and the largest deviation below the median is -4.63%.

The following chart depicts the population and deviation from the median population for each of the 35 Senate Districts.

District	Population	Deviation
1	37,641	-3.30%
2	39,828	2.32%
3	39,736	2.08%
4	40,798	4.81%
5	39,549	1.60%
6	40,704	4.57%
7	38,696	-0.59%
8	38,044	-2.26%
9	38,214	-1.83%
10	40,763	4.72%
11	39,607	1.75%
12	40,515	4.09%
13	37,202	-4.43%
14	38,962	0.10%
15	37,443	-3.81%
16	38,496	-1.10%
17	38,751	-0.45%
18	39,472	1.41%
19	38,926	0.00%
20	39,816	2.29%
21	37,121	-4.63%
22	38,428	-1.28%
23	39,843	2.36%
24	37,366	-4.00%
25	40,125	3.08%
26	38,817	-0.28%

27	38,865	-0.15%
28	37,774	-2.96%
29	37,661	-3.25%
30	38,843	-0.21%
31	37,717	-3.10%
32	38,215	-1.82%
33	39,460	1.38%
34	39,407	1.24%
35	39,554	1.62%

Note that the Senate District numbers used here are for presentation purposes only and may not reflect the final numbers assigned to the districts by the Legislature.

The Commission recommends that the Maine Senate Districts be apportioned as follows:

1. Senate District 1. Senate District 1 consists of:

A. In Aroostook County, the minor civil divisions of Allagash; Ashland; Caribou; Castle Hill; Caswell; Chapman; Connor Township; Cyr Plantation; Eagle Lake; Fort Fairfield; Fort Kent; Frenchville; Garfield Plantation; Grand Isle; Hamlin; Limestone; Madawaska; Mapleton; Masardis; Nashville Plantation; New Canada; New Sweden; Northwest Aroostook UT; Perham; Portage Lake; Saint Agatha; Saint Francis; Saint John Plantation; Square Lake UT; Stockholm; Van Buren; Wade; Wallagrass; Washburn; Westmanland; Winterville Plantation; and Woodland.

2. Senate District 2. Senate District 2 consists of:

A. In Aroostook County, the minor civil divisions of Amity; Bancroft Township; Blaine; Bridgewater; Central Aroostook UT; Crystal; Dyer Brook; Easton; Glenwood Plantation; Hammond; Haynesville; Hersey; Hodgdon; Houlton; Island Falls; Linneus; Littleton; Ludlow; Macwahoc Plantation; Mars Hill; Merrill; Monticello; Moro Plantation; New Limerick; Oakfield; Orient; Presque Isle; Reed Plantation; Sherman; Smyrna; South Aroostook UT; Westfield; and Weston;

B. In Penobscot County, the minor civil divisions of Chester; Drew Plantation; East Millinocket; Kingman Township; Mattawamkeag; Maxfield; Medway; Millinocket; Mount Chase; North Penobscot UT; Patten; Seboeis Plantation; Stacyville; and Woodville.

3. Senate District 3. Senate District 3 consists of:

A. In Kennebec County, the minor civil divisions and unorganized territories of Benton; Clinton; and Unity Township;

B. In Penobscot County, the minor civil divisions of Dixmont; Etna; Newport; Plymouth; and Stetson;

C. In Somerset County, the minor civil divisions of Canaan; Detroit; Madison; Norridgewock; Palmyra; Pittsfield; and Skowhegan.

4. Senate District 4. Senate District 4 consists of:

A. In Penobscot County, the minor civil divisions of Bradford; Charleston; Corinna; Corinth; Dexter; Exeter; Garland; Glenburn; Hudson; Kenduskeag; and Levant;

B. Piscataquis County.

5. Senate District 5. (corrected 9-28-21) Senate District 5 consists of:

A. In Franklin County, the minor civil divisions of Carrabassett Valley; Chesterville; East Central Franklin UT; Farmington; Industry; Kingfield; New Sharon; New Vineyard; Strong; Wilton; and Wyman Township;

B. In Kennebec County, the minor civil divisions of Rome; and Vienna;

C. In Somerset County, the minor civil divisions of Anson; Athens; Bingham; Brighton Plantation; Cambridge; Caratunk; Central Somerset UT; Cornville; Dennistown Plantation; Embden; Harmony; Hartland; Highland Plantation; Jackman; Mercer; Moose River; Moscow; New Portland; Northeast Somerset UT; Northwest Somerset UT; Pleasant Ridge Plantation; Ripley; Saint Albans; Seboomook Lake UT; Smithfield; Solon; Starks; The Forks Plantation; and West Forks Plantation.

6. Senate District 6. Senate District 6 consists of:

A. In Hancock County, the minor civil divisions of Amherst; Aurora; Central Hancock UT; East Hancock UT; Eastbrook; Franklin; Gouldsboro; Great Pond; Hancock; Mariaville; Northwest Hancock UT; Osborn; Sorrento; Sullivan; Waltham; and Winter Harbor;

B. Washington County.

7. Senate District 7. Senate District 7 consists of:

A. In Hancock County, the minor civil divisions of Bar Harbor; Blue Hill; Brooklin; Brooksville; Castine; Cranberry Isles; Deer Isle; Ellsworth; Frenchboro; Lamoine; Marshall Island UT; Mount Desert; Orland; Penobscot; Sedgwick; Southwest Harbor; Stonington; Surry; Swans Island; Tremont; Trenton; and Verona Island;

B. In Knox County, the minor civil division of Isle au Haut.

8. Senate District 8. Senate District 8 consists of:

A. In Penobscot County, the minor civil divisions of Alton; Argyle Township; Burlington; Carroll Plantation; East Central Penobscot UT; Edinburg; Enfield; Greenbush; Howland; Lagrange; Lakeville; Lee; Lincoln; Lowell; Milford; Old Town; Orono; Passadumkeag; Penobscot Indian Island; Prentiss Township; Springfield; Twombly Ridge Township; Veazie; Webster Plantation; Whitney Township; and Winn.

9. Senate District 9. Senate District 9 consists of:

A. In Penobscot County, the minor civil divisions of Bangor; and Hermon.

10. Senate District 10. Senate District 10 consists of:

A. In Hancock County, the minor civil divisions of Bucksport; Dedham; and Otis;

B. In Penobscot County, the minor civil divisions of Bradley; Brewer; Carmel; Clifton; Eddington; Hampden; Holden; Newburgh; and Orrington.

11. Senate District 11. Senate District 11 consists of:

A. Waldo County.

12. Senate District 12. Senate District 12 consists of:

A. In Knox County, the minor civil divisions of Appleton; Camden; Criehaven UT; Cushing; Friendship; Hope; Matinicus Isle Plantation; Muscle Ridge Islands UT; North Haven; Owls Head; Rockland; Rockport; Saint George; South Thomaston; Thomaston; Union; Vinalhaven; and Warren. (corrected 9-28-21)

13. Senate District 13. Senate District 13 consists of:

A. In Kennebec County, the minor civil division of Windsor;

B. In Lincoln County, the minor civil divisions of Alna; Boothbay; Boothbay Harbor; Bremen; Bristol; Damariscotta; Edgecomb; Hibberts Gore; Jefferson; Louds Island UT; Monhegan Plantation; Newcastle; Nobleboro; Somerville; South Bristol; Southport; Waldoboro; Westport Island; Whitefield; and Wiscasset;

C. In Knox County, the minor civil division of Washington. (corrected 9-28-21)

14. Senate District 14. Senate District 14 consists of:

A. In Kennebec County, the minor civil divisions of Chelsea; Farmingdale; Gardiner; Hallowell; Manchester; Monmouth; Pittston; Randolph; Readfield; Wayne; West Gardiner; and Winthrop.

15. Senate District 15. Senate District 15 consists of:

A. In Kennebec County, the minor civil divisions of Augusta; Belgrade; China; Mount Vernon; Sidney; and Vassalboro.

16. Senate District 16. Senate District 16 consists of:

A. In Kennebec County, the minor civil divisions of Albion; Oakland; Waterville; and Winslow;

B. In Somerset County, the minor civil division of Fairfield.

17. Senate District 17. (corrected 9-28-21) Senate District 17 consists of:

A. In Androscoggin County, the minor civil divisions of Greene; Leeds; Lisbon; Livermore; Livermore Falls; Sabattus; Turner; and Wales;

B. In Kennebec County, the minor civil divisions of Fayette; and Litchfield.

18. Senate District 18. Senate District 18 consists of:

- A. In Androscoggin County, the minor civil divisions of Mechanic Falls; and Minot;
- B. In Cumberland County, the minor civil divisions of Bridgton; and Harrison;
- C. In Oxford County, the minor civil divisions of Brownfield; Denmark; Fryeburg; Hebron; Norway; Otisfield; Oxford; Paris; Sweden; and Waterford.

19. Senate District 19. Senate District 19 consists of:

- A. In Franklin County, the minor civil divisions of Avon; Carthage; Coplin Plantation; Dallas Plantation; Eustis; Jay; North Franklin UT; Phillips; Rangeley; Rangeley Plantation; Sandy River Plantation; South Franklin UT; Temple; Weld; and West Central Franklin UT;

- B. In Oxford County, the minor civil divisions of Andover; Bethel; Buckfield; Byron; Canton; Dixfield; Gilead; Greenwood; Hanover; Hartford; Lincoln Plantation; Lovell; Magalloway Plantation; Mexico; Milton Township; Newry; North Oxford UT; Peru; Roxbury; Rumford; South Oxford UT; Stoneham; Stow; Sumner; Upton; West Paris; and Woodstock.

20. Senate District 20. Senate District 20 consists of:

- A. In Androscoggin County, the minor civil divisions of Auburn; Durham; and Poland;
- B. In Cumberland County, the minor civil division of New Gloucester.

21. Senate District 21. Senate District 21 consists of:

- A. In Androscoggin County, the minor civil division of Lewiston.

22. Senate District 22. (corrected 9-28-21) Senate District 22 consists of:

- A. In Cumberland County, the minor civil divisions of Baldwin; Naples; Sebago; and Standish;
- B. In Oxford County, the minor civil divisions of Hiram; and Porter;
- C. In York County, the minor civil divisions of Acton; Cornish; Limerick; Limington; Newfield; Parsonsfield; and Shapleigh.

23. Senate District 23. Senate District 23 consists of:

- A. In Cumberland County, the minor civil divisions of Brunswick; Chebeague Island; Freeport; Harpswell; and Pownal.; and the following census units in the minor civil division of Yarmouth: Blocks
- | | |
|------------------|------------------|
| 230050044011005, | 230050044011009, |
| 230050044021000, | 230050044021001, |
| 230050044021002, | 230050044021003, |
| 230050044021004, | 230050044021005, |
| 230050044021006, | 230050044021007, |
| 230050044021008, | 230050044021009, |
| 230050044021010, | 230050044021011, |
| 230050044021012, | 230050044021013, |

- | | |
|--------------------------------------|------------------|
| 230050044021014, | 230050044021015, |
| 230050044021016, | 230050044021017, |
| 230050044021018, | 230050044021019, |
| 230050044021020, | 230050044021021, |
| 230050044021022, | 230050044021023, |
| 230050044021024, | 230050044021025, |
| 230050044021026, | 230050044021027, |
| 230050044021028, | 230050044022000, |
| 230050044022001, | 230050044022002, |
| 230050044022003, | 230050044022004, |
| 230050044022005, | 230050044022006, |
| 230050044022007, | 230050044022008, |
| 230050044024000, | 230050044024010, |
| 230050044024011 and 230050044024014, | |

24. Senate District 24. Senate District 24 consists of:

- A. In Lincoln County, the minor civil division of Dresden;
- B. Sagadahoc County. (corrected 9-28-21)

25. Senate District 25. Senate District 25 consists of:

- A. In Cumberland County, the minor civil divisions of Cumberland; Falmouth; Gray; North Yarmouth; the following census units in the minor civil division of Long Island: Blocks
- | | |
|------------------|------------------|
| 230050024003004, | 230050024003006, |
| 230050024003005, | 230050024003007, |
| 230050024003006, | 230050024003008, |
| 230050024003007, | 230050024003009, |
| 230050024003008, | 230050024003010, |
| 230050024003009, | 230050024003011, |
| 230050024003010, | 230050024003012, |
| 230050024003011, | 230050024003013, |
| 230050024003012, | 230050024003014, |
| 230050024003013, | 230050024003015, |
| 230050024003014, | 230050024003016, |
| 230050024003015, | 230050024003017, |
| 230050024003016, | 230050024003018, |
| 230050024003017, | 230050024003019, |
| 230050024003018, | 230050024003020, |
| 230050024003019, | 230050024003021, |
| 230050024003020, | 230050024003022, |
| 230050024003021, | 230050024003023, |
| 230050024003022, | 230050024003024, |
| 230050024003023, | 230050024003025, |
| 230050024003024, | 230050024003026, |
| 230050024003025, | 230050024003027, |
| 230050024003026, | 230050024003028, |
| 230050024003027, | 230050024003029, |
| 230050024003028, | 230050024003030, |
| 230050024003029, | 230050024003031, |
| 230050024003030, | 230050024003032, |
| 230050024003031, | 230050024003033, |
| 230050024003032, | |
| 230050024003033, | |

- and the following census units in the minor civil division of Yarmouth: Blocks
- | | |
|------------------|------------------|
| 230050044011000, | 230050044011002, |
| 230050044011001, | 230050044011003, |
| 230050044011002, | 230050044011004, |
| 230050044011003, | 230050044011005, |
| 230050044011004, | 230050044011006, |
| 230050044011005, | 230050044011007, |
| 230050044011006, | 230050044011008, |
| 230050044011007, | 230050044011009, |
| 230050044011008, | 230050044011010, |
| 230050044011009, | 230050044011011, |
| 230050044011010, | 230050044011012, |
| 230050044011011, | 230050044011013, |
| 230050044011012, | 230050044011014, |
| 230050044011013, | 230050044012000, |
| 230050044011014, | 230050044012001, |
| 230050044011015, | 230050044012002, |
| 230050044011016, | 230050044012003, |
| 230050044011017, | 230050044012004, |
| 230050044011018, | 230050044012005, |
| 230050044011019, | 230050044012006, |
| 230050044011020, | 230050044012007, |
| 230050044011021, | 230050044012008, |
| 230050044011022, | 230050044012009, |
| 230050044011023, | 230050044012010, |
| 230050044011024, | 230050044012011, |
| 230050044011025, | 230050044012012, |
| | 230050044012013, |
| | 230050044012014, |
| | 230050044012015, |
| | 230050044012016, |
| | 230050044012017, |
| | 230050044012018, |
| | 230050044012019, |
| | 230050044012020, |
| | 230050044012021, |
| | 230050044012022, |
| | 230050044012023, |
| | 230050044012024, |
| | 230050044012025, |
| | 230050044012026, |

230050044012027,	230050044012028,	230050026001024,	230050026001025,
230050044013000,	230050044013001,	230050026001032,	230050026002000,
230050044013002,	230050044013003,	230050026002001,	230050026002002,
230050044013004,	230050044013005,	230050026002003,	230050026002004,
230050044013006,	230050044013007,	230050026002005,	230050026002006,
230050044013008,	230050044013009,	230050026002007,	230050026002008,
230050044013010,	230050044013011,	230050026002009,	230050026002010,
230050044013012,	230050044014000,	230050026002011,	230050026002012,
230050044014001,	230050044014002,	230050026002013,	230050026002014,
230050044014003,	230050044014004,	230050026002015,	230050027002000,
230050044014005,	230050044014006,	230050027002001,	230050027002004,
230050044014007,	230050044014008,	230050027002005,	230050027002012,
230050044014009,	230050044014010,	230050027003000,	230050027003001,
230050044014011,	230050044014012,	230050027003002,	230050027003003,
230050044014013,	230050044014014,	230050027003004,	230050027003005,
230050044014015,	230050044014016,	230050027003006,	230050027003007,
230050044014017,	230050044014018,	230050027003008,	230050027003009,
230050044014019,	230050044014020,	230050027003011,	230050027003012,
230050044014021,	230050044014022,	230050027003013,	230050027003014,
230050044014023,	230050044014024,	230050027003015,	230050027003016,
230050044014025,	230050044014026,	230050027003017,	230050027003018,
230050044014027,	230050044015000,	230050027003019,	230050028001000,
230050044015001,	230050044015002,	230050028001001,	230050028001002,
230050044015003,	230050044015004,	230050028001003,	230050028001004,
230050044015005,	230050044015006,	230050028001005,	230050028001006,
230050044015007,	230050044015008,	230050028001007,	230050028001008,
230050044015009,	230050044015010,	230050028001009,	230050028001010,
230050044015011,	230050044015012,	230050028001011,	230050028001012,
230050044021029,	230050044023000,	230050028001013,	230050028001014,
230050044023001,	230050044023002,	230050028001015,	230050028001016,
230050044023003,	230050044023004,	230050028001017,	230050028001018,
230050044023005,	230050044023006,	230050028001019,	230050028001020,
230050044023007,	230050044023008,	230050028001021,	230050028001022,
230050044023009,	230050044023010,	230050028001023,	230050028001024,
230050044023011,	230050044024001,	230050028001025,	230050028001026,
230050044024002,	230050044024003,	230050028001027,	230050028002000,
230050044024004,	230050044024005,	230050028002001,	230050028002002,
230050044024006,	230050044024007,	230050028002003,	230050028002004,
230050044024008,	230050044024009,	230050028002009,	230050028002010,
230050044024012,	230050044024013,	230050028002011,	230050028002012,
230050044024015,	230050044024016,	230050028002017,	230050028002018,
230050044024017 and 230050044024018,		230050028002022,	230050028002023,
		230050028002026,	230050029011007,
		230050029011013,	230050029012010,
		230050029012011,	230050029012012,
		230050029012013,	230050029012014,
		230050029012015,	230050029012016,
		230050029012022,	230050029012023,
		230050029012024,	230050029021000,
		230050029021001,	230050029021002,
		230050029021003,	230050029021004,
		230050029021005,	230050029021006,
		230050029021009,	230050029021010,
		230050029021011,	230050029021012,
		230050029021017,	230050029022000,
		230050029022001,	230050029022002,
		230050029022003,	230050029022004,
		230050029022005,	230050029022006,
		230050029022007,	230050029022008,

26. Senate District 26. Senate District 26 consists of:

A. In Cumberland County, the minor civil divisions of Casco; Frye Island; Raymond; Windham; and the following census units in the minor civil division of Westbrook:

230050026001001,	Blocks	230050026001000,
230050026001003,		230050026001002,
230050026001005,		230050026001004,
230050026001007,		230050026001006,
230050026001009,		230050026001008,
230050026001012,		230050026001011,
230050026001014,		230050026001013,
230050026001016,		230050026001015,
230050026001018,		230050026001017,
230050026001020,		230050026001019,
230050026001022,		230050026001021,
		230050026001023,

230050029022009,	230050029022010,	230050022001001,	230050022001002,
230050029022011,	230050029022012,	230050022001003,	230050022001004,
230050029022013,	230050029022014,	230050022001005,	230050022001006,
230050029023000,	230050029023001,	230050022001007,	230050022001008,
230050029023002,	230050029023003,	230050022001009,	230050022001010,
230050029023004,	230050029023005,	230050022001011,	230050022001012,
230050029023006,	230050029023007,	230050022001013,	230050022004000,
230050029023008,	230050029023009,	230050022004001,	230050022004002,
230050029023010,	230050029023011,	230050022004003,	230050022004004,
230050029023012,	230050029023013,	230050022004005,	230050022004006,
230050029023014,	230050029023015	230050022004007,	230050022004008
230050029023016,	and	230050022004009;	and

27. Senate District 27. Senate District 27 consists of:

A. In Cumberland County, and the following census units in the minor civil division of Portland: Tract 001700; Tract 001900; Tract 002001; Tract 002101; Tract 002102; Blocks

230050018001002,	230050015002014,
230050018001004,	230050018001003,
230050018001008,	230050018001005,
230050018002001,	230050018001014,
230050018002003,	230050018002002,
230050018002005,	230050018002004,
230050018003001,	230050018003000,
230050018003003,	230050018003002,
230050018004000,	230050018003004,
230050018004002,	230050018004001,
230050018004004,	230050018004003,
230050020021001,	230050020021000,
230050020021003,	230050020021002,
230050020021005,	230050020021004,
230050020021007,	230050020021006,
230050020021009,	230050020021008,
230050020021011,	230050020021010,
230050020021013,	230050020021012,
230050020021015,	230050020021014,
230050020021017,	230050020021016,
230050020021019,	230050020021018,
230050020021021,	230050020021020,
230050020021023,	230050020021022,
230050020021025,	230050020021024,
230050020021047,	230050020021031,
230050020022001,	230050020022000,
230050020022003,	230050020022002,
230050020022005,	230050020022004,
230050020022007,	230050020022006,
230050020022009,	230050020022008,
230050020022011,	230050020022010,
230050020022013,	230050020022012,
230050020022015,	230050020022014,
230050020022017,	230050020022016,
230050020022019,	230050020022018,
230050020022021,	230050020022020,
230050020022023,	230050020022022,
230050020022025,	230050020022024,
230050020022027,	230050020022026,
230050020022029,	230050020022028,
230050020022031,	230050020022030,
	230050022001000,

and the following census units in the minor civil division of Westbrook: Tract 001700, Tract 001900, Tract 002001, Tract 002101, Tract 002102; Blocks

230050026001026,	230050026001027,
230050026001028,	230050026001029,
230050026001030,	230050026001031,
230050026001033,	230050026001034,
230050027001000,	230050027001001,
230050027001002,	230050027001003,
230050027001004,	230050027001005,
230050027001006,	230050027001007,
230050027001008,	230050027001009,
230050027001010,	230050027001011,
230050027001012,	230050027001013,
230050027001014,	230050027001015,
230050027001016,	230050027001017,
230050027001018,	230050027001019,
230050027002002,	230050027002003,
230050027002006,	230050027002007,
230050027002008,	230050027002009,
230050027002010,	230050027002011,
230050027002013,	230050027002014,
230050027002015,	230050027003010,
230050028002005,	230050028002006,
230050028002007,	230050028002008,
230050028002013,	230050028002014,
230050028002015,	230050028002016,
230050028002019,	230050028002020,
230050028002021,	230050028002024,
230050028002025,	230050028002027,
230050029011000,	230050029011001,
230050029011002,	230050029011003,
230050029011004,	230050029011005,
230050029011006,	230050029011008,
230050029011009,	230050029011010,
230050029011011,	230050029011012,
230050029012000,	230050029012001,
230050029012002,	230050029012003,
230050029012004,	230050029012005,
230050029012006,	230050029012007,
230050029012008,	230050029012009,
230050029012017,	230050029012018,
230050029012019,	230050029012020,
230050029012021,	230050029021007,
230050029021008,	230050029021013,
230050029021014,	230050029021015
230050029021016,	and

230050024002023, 230050024002024,
 230050024002025, 230050024002026,
 230050024003000, 230050024003001,
 230050024003002, 230050024003003,
 230050024003014, 230050024003016,
 230050024003017, 230050024003018,
 230050024003019, 230050024003020 and
 230050024003021;

and the following census units in the minor civil division of Long Island: Blocks 230059900000006, 230059900000007, 230059900000011, 230059900000012, 230059900000013 and 230059900000017.

29. Senate District 29. Senate District 29 consists of:

A. In Cumberland County, the minor civil divisions of Cape Elizabeth; South Portland; and the following census units in the minor civil division of Scarborough:

230050173033010, 230050173033011,
 230050173033012, 230050173033013,
 230050173053001, 230050173053003,
 230050173053011, 230050173081000,
 230050173081001, 230050173081002,
 230050173081003, 230050173081004,
 230050173081005, 230050173081006,
 230050173081007, 230050173081008,
 230050173081009, 230050173081011,
 230050173081012, 230050173081013,
 230050173081014, 230050173083041,
 230059900000018, 230059900000019,
 230059900000020, 230059900000023 and
 230059900000025.

30. Senate District 30. Senate District 30 consists of:

A. In Cumberland County, the minor civil division of Gorham; and the following census units in the minor civil division of Scarborough: Tract 017306, Tract 017307, Blocks 230050173031000, 230050173031001,

230050173031002, 230050173031003,
 230050173031004, 230050173031005,
 230050173031006, 230050173031007,
 230050173031008, 230050173031009,
 230050173031010, 230050173031011,
 230050173031012, 230050173031013,
 230050173031014, 230050173031015,
 230050173031016, 230050173031017,
 230050173031018, 230050173031019,
 230050173031020, 230050173031021,
 230050173031022, 230050173031023,
 230050173032000, 230050173032001,
 230050173032002, 230050173032003,
 230050173032004, 230050173032005,
 230050173032006, 230050173032007,
 230050173032008, 230050173032009,
 230050173032010, 230050173032011,
 230050173032012, 230050173032013,
 230050173032014, 230050173032015,
 230050173032016, 230050173032017,
 230050173032018, 230050173032019,

230050173032020, 230050173032022,
 230050173033000, 230050173033002,
 230050173033004, 230050173033006,
 230050173033008, 230050173051000,
 230050173051002, 230050173051004,
 230050173051006, 230050173051008,
 230050173051010, 230050173051012,
 230050173051014, 230050173051016,
 230050173051018, 230050173051020,
 230050173051022, 230050173051024,
 230050173051026, 230050173052001,
 230050173052003, 230050173052005,
 230050173052007, 230050173052009,
 230050173052011, 230050173052013,
 230050173052015, 230050173052017,
 230050173052019, 230050173052021,
 230050173052023, 230050173053002,
 230050173053005, 230050173053007,
 230050173053009, 230050173053012,
 230050173053014, 230050173053016,
 230050173053018, 230050173053020,
 230050173053022, 230050173053024,
 230050173053026, 230050173053028,
 230050173053030, 230050173053032,
 230050173053034, 230050173053036,
 230050173053038, 230050173053040,
 230050173053042, 230050173053044,
 230050173081010, 230050173082001,
 230050173082003, 230050173082005,
 230050173082007,

230050173032021, 230050173032023,
 230050173033001, 230050173033003,
 230050173033005, 230050173033007,
 230050173033009, 230050173051001,
 230050173051003, 230050173051005,
 230050173051007, 230050173051009,
 230050173051011, 230050173051013,
 230050173051015, 230050173051017,
 230050173051019, 230050173051021,
 230050173051023, 230050173051025,
 230050173052000, 230050173052002,
 230050173052004, 230050173052006,
 230050173052008, 230050173052010,
 230050173052012, 230050173052014,
 230050173052016, 230050173052018,
 230050173052020, 230050173052022,
 230050173053000, 230050173053004,
 230050173053006, 230050173053008,
 230050173053010, 230050173053013,
 230050173053015, 230050173053017,
 230050173053019, 230050173053021,
 230050173053023, 230050173053025,
 230050173053027, 230050173053029,
 230050173053031, 230050173053033,
 230050173053035, 230050173053037,
 230050173053039, 230050173053041,
 230050173053043, 230050173053045,
 230050173082000, 230050173082002,
 230050173082004, 230050173082006,
 230050173082008,

230050173082009,
 230050173082011,
 230050173082013,
 230050173082015,
 230050173082017,
 230050173082019,
 230050173082021,
 230050173082023,
 230050173082025,
 230050173082027,
 230050173083000,
 230050173083002,
 230050173083004,
 230050173083006,
 230050173083008,
 230050173083010,
 230050173083012,
 230050173083014,
 230050173083016,
 230050173083018,
 230050173083020,
 230050173083022,
 230050173083024,
 230050173083026,
 230050173083028,
 230050173083030,
 230050173083032,
 230050173083034,
 230050173083036,
 230050173083038,
 230050173083040,
 230050173083043,

230050173082010,
 230050173082012,
 230050173082014,
 230050173082016,
 230050173082018,
 230050173082020,
 230050173082022,
 230050173082024,
 230050173082026,
 230050173082028,
 230050173083001,
 230050173083003,
 230050173083005,
 230050173083007,
 230050173083009,
 230050173083011,
 230050173083013,
 230050173083015,
 230050173083017,
 230050173083019,
 230050173083021,
 230050173083023,
 230050173083025,
 230050173083027,
 230050173083029,
 230050173083031,
 230050173083033,
 230050173083035,
 230050173083037,
 230050173083039,
 230050173083042,

- 31. Senate District 31.** Senate District 31 consists of:
 - A. In York County, the minor civil divisions of Buxton; Old Orchard Beach; and Saco.
- 32. Senate District 32.** Senate District 32 consists of:
 - A. In York County, the minor civil divisions of Arundel; Biddeford; Dayton; Hollis; and Lyman.
- 33. Senate District 33.** Senate District 33 consists of:
 - A. In York County, the minor civil divisions of Alfred; Lebanon; Sanford; and Waterboro.
- 34. Senate District 34.** Senate District 34 consists of:
 - A. In York County, the minor civil divisions of Berwick; Kennebunk; Kennebunkport; North Berwick; and Wells.
- 35. Senate District 35.** Senate District 35 consists of:
 - A. In York County, the minor civil divisions of Eliot; Kittery; Ogunquit; South Berwick; and York.

CHAPTER 490
H.P. 1304 - L.D. 1738

An Act To Reapportion the Districts of the State House of Representatives

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 21-A MRSA §1204-B, as amended by PL 2019, c. 371, §39, is repealed.

Sec. 2. Apportionment of House districts; legislative intent. The Maine House of Representatives consists of 151 Representatives, with one Representative elected from each of the districts established in Part III of the unanimous plan submitted by the apportionment commission to the Clerk of the House and the Secretary of the Senate on September 27, 2021. Notwithstanding the Maine Revised Statutes, Title 21-A, the Legislature intends by the passage of this Act to implement the plan establishing the districts and to make the apportionment as described in Appendix A of this Act for Legislatures beginning with the 131st Legislature.

Sec. 3. Codification of House districts. The Revisor of Statutes shall submit a bill to the Second Regular Session of the 130th Legislature codifying in the Maine Revised Statutes Part III of the unanimous plan submitted by the apportionment commission to the Clerk of the House and the Secretary of the Senate on September 27, 2021.

Sec. 4. Application. This Act applies to the election of Representatives to the Maine House of Representatives first occurring in 2022 and thereafter.

See title page for effective date.

APPENDIX A

Apportionment Plan for the Maine House of Representatives

In apportioning Maine's 151 House Districts, the Commission utilized the 2020 U.S. Census population figure of 1,362,359 for the State of Maine. The median or ideal district was determined to have a population of 9,022. A district population 5% above the median would be 9,473; a district 5% below the median would be 8,571. The districts recommended by the Commission range in population size from a low of 8,578 to a high of 9,465. The largest deviation from the median for the House plan is -4.93%, and the average deviation from the median for the House plan is 2.74%. The absolute deviation of the House plan is 9.84%.

Note that the House District numbers used here are for presentation purposes only and may not reflect the final numbers assigned to the districts by the Legislature.

The Commission unanimously recommends that the Maine House Districts be as follows:

[151 House Districts listed.]

House District 1 consists of:

A. In Aroostook County, the minor civil divisions and unorganized territories of Allagash, Ashland, Eagle Lake, Fort Kent, Garfield, Masardis, Nashville, New Canada, Northwest Aroostook, Portage Lake, St. Francis, St. John, Wallagrass, and Winterville.

House District 1 has a population of 8683 and a deviation of -3.76%.

House District 2 consists of:

A. In Aroostook County, the minor civil divisions of Frenchville, Grand Isle, Madawaska, Perham, Square Lake, St. Agatha, and Van Buren.

House District 2 has a population of 9130 and a deviation of 1.19%.

House District 3 consists of:

A. In Aroostook County, the minor civil divisions of Caswell, Connor, Cyr, Easton, Fort Fairfield, Hamlin, Limestone, New Sweden, Stockholm, Westmanland, and Woodland.

House District 3 has a population of 9246 and a deviation of 2.48%.

House District 4 consists of:

A. In Aroostook County, the minor civil divisions of Caribou, Wade, and Washburn.

House District 4 has a population of 9152 and a deviation of 1.44%.

House District 5 consists of:

A. In Aroostook County, the minor civil division of Presque Isle.

House District 5 has a population of 8797 and a deviation of -2.5%.

House District 6 consists of:

A. In Aroostook County, the minor civil divisions and unorganized territories of Blaine, Bridgewater, Castle Hill, Central Aroostook, Chapman, Dyer Brook, Hammond, Hersey, Littleton, Mapleton, Mars Hill, Merrill, Monticello, Moro, Smyrna, and Westfield.

House District 6 has a population of 8732 and a deviation of -3.22%.

House District 7 consists of:

A. In Aroostook County, the minor civil divisions of Houlton, Linneus, Ludlow, New Limerick, and Oakfield.

House District 7 has a population of 8671 and a deviation of -3.9%.

House District 8 consists of:

A. In Aroostook County, the minor civil divisions and unorganized territories of Amity, Bancroft, Crystal, Glenwood, Haynesville, Hodgdon, Island Falls, Macwahoc, Orient, Reed, Sherman, South Aroostook, and Weston; and

B. In Penobscot County, the minor civil divisions of Carroll, Drew, Kingman, Lakeville, Lee, Mattawamkeag, Prentiss, Springfield, Stacyville, Twombly Ridge, Webster, and Whitney; and

C. In Washington County, the minor civil divisions of Codyville, Danforth, Talmadge, Topsfield, Vanceboro, and Waite, and the following census blocks from the unorganized territory of North Washington:

- 230299551001001, 230299551001002,
- 230299551001003, 230299551001004,
- 230299551001005, 230299551001006,
- 230299551001007, 230299551001008,
- 230299551001010, 230299551001011,
- 230299551001012, 230299551001013,
- 230299551001014, 230299551001015,
- 230299551001016, 230299551001017,
- 230299551001018, 230299551001019,
- 230299551001020, 230299551001021,
- 230299551001022, 230299551001023,
- 230299551001024, 230299551001025,
- 230299551001026, 230299551001027,
- 230299551001028, 230299551001029,
- 230299551001030, 230299551001031,
- 230299551001032, 230299551001033,
- 230299551001034, 230299551001035,
- 230299551001036, 230299551001037,
- 230299551001038, 230299551001039,
- 230299551001040, 230299551001041,
- 230299551001042, 230299551001043,
- 230299551001044, 230299551001045,
- 230299551001046, 230299551001047,
- 230299551001048, 230299551001049,
- 230299551001076, 230299551001077,
- 230299551001078, 230299551001079,
- 230299551001080, 230299551001081,
- 230299551001085, 230299551001086,
- 230299551001087, 230299551001088,
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- 230299551001091, 230299551001092,
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- 230299551001095, 230299551001096,
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- 230299551001109, 230299551001110,
- 230299551001111, 230299551001112,
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- 230299551001117, 230299551001118,
- 230299551001119, 230299551001120,
- 230299551001121, 230299551001122,
- 230299551001123, 230299551001124,
- 230299551001125, 230299551001126,
- 230299551001127, 230299551001129,

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 230299551004009,
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 230299551004113,
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 230299551004119,
 230299551004121,
 230299551004131,
 230299551004133,
 230299551004135,
 230299551004138,
 230299551004142,
 230299551004417,
 230299551004422,

230299551004423, 230299551004424,
 230299551004425, 230299551004426.

House District 8 has a population of 8770 and a deviation of -2.8%.

House District 9 consists of:

A. In Washington County, the minor civil divisions of Baileyville, Baring, Calais, Eastport, Grand Lake Stream, Meddybemps, Passamaquoddy Indian Township, Passamaquoddy Pleasant Point, Perry, and Robbinston.

House District 9 has a population of 8943 and a deviation of -0.88%.

House District 10 consists of:

A. In Washington County, the minor civil divisions of Alexander, Charlotte, Cooper, Crawford, Cutler, Dennysville, East Central Washington, East Machias, Lubec, Machiasport, Marshfield, Northfield, Pembroke, Princeton, Wesley, and Whiting, and the following census blocks from the unorganized territory of North Washington:

230299551003325,
 230299551004262,
 230299551004264,
 230299551004266,
 230299551004268,
 230299551004270,
 230299551004272,
 230299551004274,
 230299551004279,
 230299551004281,
 230299551004334,
 230299551004336,
 230299551004338,
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 230299551004342,
 230299551004344,
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 230299551004356,
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 230299551004406,
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 230299553002009,
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 230299553002015, 230299553002016,
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 230299551004269,
 230299551004271,
 230299551004273,
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 230299551004355,
 230299551004357,
 230299551004403,
 230299551004405,
 230299551004407,
 230299551004420,
 230299553002008,
 230299553002010,
 230299553002012,
 230299553002014,

House District 10 has a population of 9170 and a deviation of 1.64%.

House District 11 consists of:

A. In Washington County, the minor civil divisions of Addison, Beals, Columbia, Columbia Falls, Harrington,

Jonesboro, Jonesport, Machias, Milbridge, Roque Bluffs, and Whitneyville, and the following census blocks from the unorganized territory of North Washington: 230299551003216, 230299551003251, 230299551003301, 230299563001000, 230299563001001, 230299563001002, 230299563001003, 230299563001004, 230299563001005, 230299563001006, 230299563001007, 230299563001008, 230299563001009, 230299563001010, 230299563001011, 230299563001012, 230299563001014, 230299563001029, 230299563001030, 230299563001033, 230299563001034, 230299563001035, 230299563001036, 230299563001037, 230299563001038, 230299563001039, 230299563001040, 230299563001079.

House District 11 has a population of 9250 and a deviation of 2.52%.

House District 12 consists of:

A. In Hancock County, the minor civil divisions of Franklin, Gouldsboro, Hancock, Sorrento, Sullivan, and Winter Harbor; and

B. In Washington County, the minor civil division of Steuben.

House District 12 has a population of 8824 and a deviation of -2.19%.

House District 13 consists of:

A. In Hancock County, the minor civil divisions of Central Hancock, Ellsworth, and Waltham.

House District 13 has a population of 8863 and a deviation of -1.77%.

House District 14 consists of:

A. In Hancock County, the minor civil divisions of Bar Harbor, Cranberry Isles, Lamoine, and Mount Desert.

House District 14 has a population of 9115 and a deviation of 1.03%.

House District 15 consists of:

A. In Hancock County, the minor civil divisions of Brooklin, Deer Isle, Frenchboro, Marshall Island, Southwest Harbor, Stonington, Swans Island, and Tremont; and

B. In Knox County, the minor civil divisions of Isle au Haut and Vinalhaven.

House District 15 has a population of 9132 and a deviation of 1.21%.

House District 16 consists of:

A. In Hancock County, the minor civil divisions of Blue Hill, Brooksville, Castine, Sedgwick, Surry, and Trenton.

House District 16 has a population of 9465 and a deviation of 4.91%.

House District 17 consists of:

A. In Hancock County, the minor civil divisions of Bucksport, Orland, Penobscot, and Verona Island.

House District 17 has a population of 8808 and a deviation of -2.38%.

House District 18 consists of:

A. In Hancock County, the minor civil divisions and unorganized territories of Amherst, Aurora, Dedham, East Hancock, Eastbrook, Great Pond, Mariaville, Northwest Hancock, Osborn, and Otis; and

B. In Penobscot County, the minor civil divisions and unorganized territories of Burlington, Clifton, East Central Penobscot, Greenbush, Lowell, and Passadumkeag; and

C. In Washington County, the minor civil divisions of Beddington, Cherryfield, and Deblois and the following census blocks from the unorganized territory of North Washington: 230299551003013, 230299551003014, 230299551003015, 230299551003016, 230299551003017, 230299551003037, 230299551003038, 230299551003039, 230299551003040, 230299551003041, 230299551003042, 230299551003043, 230299551003044, 230299551003045, 230299551003046, 230299551003047, 230299551003048, 230299551003049, 230299551003050, 230299551003051, 230299551003052, 230299551003053, 230299551003054, 230299551003055, 230299551003056, 230299551003057, 230299551003058, 230299551003059, 230299551003060, 230299551003061, 230299551003062, 230299551003063, 230299551003064, 230299551003065, 230299551003066, 230299551003067, 230299551003068, 230299551003069, 230299551003070, 230299551003071, 230299551003072, 230299551003073, 230299551003074, 230299551003075, 230299551003076, 230299551003077, 230299551003078, 230299551003079, 230299551003080, 230299551003081, 230299551003082, 230299551003083, 230299551003084, 230299551003085, 230299551003086, 230299551003087, 230299551003088, 230299551003089, 230299551003090, 230299551003091, 230299551003092, 230299551003093, 230299551003094, 230299551003095, 230299551003096, 230299551003097, 230299551003098, 230299551003099, 230299551003100, 230299551003101, 230299551003102, 230299551003103, 230299551003104, 230299551003105,

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230299551004332,	230299551004333,	230190041002022,	230190041002023,
230299551004358,	230299551004359,	230190041002024,	230190041002025,
230299551004360,	230299551004361,	230190041002026,	230190041002027,
230299551004362,	230299551004363,	230190042001000,	230190042001001,
230299551004364,	230299551004365,	230190042001002,	230190042001003,
230299551004366,	230299551004367,	230190042001004,	230190042001005,
230299551004368,	230299551004369,	230190042001006,	230190042001007,
230299551004370,	230299551004371,	230190042001008,	230190042001009,
230299551004372,	230299551004373,	230190042001010,	230190042001011,
230299551004374,	230299551004375,	230190042001012,	230190042001013,
230299551004376,	230299551004377,	230190042001014,	230190042001015,
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230299551004382,	230299551004383,	230190042001020,	230190042001021,
230299551004384,	230299551004385,	230190042001022,	230190042001023,
230299551004386,	230299551004387,	230190042001024,	230190042001025,
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230299551004396,	230299551004397,	230190042002007,	230190042002008,
230299551004398,	230299551004399,	230190042002009,	230190042002010,
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230299551004410,	230299551004411,	230190042002013,	230190042002014,
230299551004412,	230299551004413,	230190042002015,	230190042002016,
230299551004414,	230299551004415,	230190042002017,	230190042002018,
230299551004416,	230299551004419,	230190042002019,	230190042002020,
230299551004427,	230299551004428,	230190042002021,	230190042002022,
230299551004429,		230190042002023,	230190042002024,
		230190042002025,	230190042002026,
		230190042002027,	230190042002028,
		230190043001000,	230190043001001,
		230190043001002,	230190043001003,
		230190043001004,	230190043001005,
		230190043001006,	230190043001007,
		230190043001008,	230190043001009,
		230190043001010,	230190043001011,
		230190043001012,	230190043002001,
		230190043002002,	230190043002003,
		230190043002004,	230190043002005,
		230190043002006,	230190043002007,
		230190043002008,	230190043002009,
		230190043002010,	230190043002011,
		230190043002012,	230190043002013,
		230190043002014,	230190043002015,
		230190043002016,	230190043002018,
		230190043002019,	230190043002025,
		230190043002028,	230190043002029,
		230190043002030,	230190043003000,
		230190043003001,	230190043003002,
		230190043003003,	230190043003004,
		230190043003005,	230190043003006,
		230190043003007,	230190043003008,
		230190043003009,	230190043003010,
		230190043003011,	230190043003012,

House District 18 has a population of 8820 and a deviation of -2.24%.

House District 19 consists of:

A. In Penobscot County, the minor civil divisions of Eddington, Holden, and Orrington.

House District 19 has a population of 9283 and a deviation of 2.89%.

House District 20 consists of:

A. In Penobscot County, the following census blocks from the minor civil division of Brewer:

230190041001000,	230190041001001,
230190041001002,	230190041001003,
230190041001004,	230190041001005,
230190041001006,	230190041001007,
230190041001008,	230190041001009,
230190041001010,	230190041001011,
230190041001012,	230190041001013,
230190041002001,	230190041002002,
230190041002003,	230190041002005,
230190041002006,	230190041002007,
230190041002008,	230190041002009,
230190041002010,	230190041002011,
230190041002012,	230190041002013,

230190043003013,	230190043004000,
230190043004001,	230190043004002,
230190043004003,	230190043004004,
230190043004005.	

House District 20 has a population of 9380 and a deviation of 3.96%.

House District 21 consists of:

A. In Penobscot County, the following census blocks from the minor civil division of Bangor:

230190002001002,	230190002001008,
230190002001009,	230190002001010,
230190002001011,	230190002001012,
230190002001014,	230190002001015,
230190002001016,	230190002001017,
230190002002008,	230190002002009,
230190002002010,	230190002002011,
230190002002012,	230190002002013,
230190002002014,	230190002002015,
230190002002016,	230190002002019,
230190002002020,	230190002002021,
230190002002022,	230190002002023,
230190002002024,	230190002002025,
230190002002026,	230190002002027,
230190002002028,	230190002002029,
230190002002030,	230190002002032,
230190002002033,	230190002002034,
230190002002035,	230190002002036,
230190002002037,	230190002002039,
230190002002040,	230190002002041,
230190002002042,	230190002003006,
230190002003007,	230190002003008,
230190002003009,	230190002003010,
230190002003011,	230190002003012,
230190002004000,	230190002004001,
230190002004006,	230190002004007,
230190002004008,	230190002004009,
230190002004010,	230190002004011,
230190002004012,	230190005001003,
230190005001004,	230190005001007,
230190005001009,	230190005003000,
230190005003001,	230190005003002,
230190005003003,	230190005003004,
230190005003005,	230190005003006,
230190005003007,	230190005003008,
230190005003009,	230190005003010,
230190005003011,	230190005003012,
230190005003013,	230190005003014,
230190005003015,	230190005004000,
230190005004001,	230190005004002,
230190005004003,	230190005004004,
230190006001000,	230190006001001,
230190006001002,	230190006001003,
230190006001004,	230190006001005,
230190006001006,	230190006001007,
230190006001008,	230190006001009,
230190006001010,	230190006001011,
230190006002000,	230190006002001,
230190006002002,	230190006002003,

230190006002004,	230190006002005,
230190006003000,	230190006003001,
230190006003002,	230190006003003,
230190006003004,	230190006003005,
230190006003006,	230190006003007,
230190006003008,	230190006003009,
230190006003010,	230190006003011,
230190006003012,	230190007001000,
230190007001001,	230190007001002,
230190007001003,	230190007001004,
230190007001005,	230190007001006,
230190007001007,	230190007001008,
230190007001009,	230190007001010,
230190007001011,	230190007001012,
230190007001013,	230190007001014,
230190007001015,	230190007001016,
230190007001017,	230190007001018,
230190007001019,	230190007001020,
230190007001021,	230190007001022,
230190007001023,	230190007001024,
230190007001025,	230190007001026,
230190007001027,	230190007001028,
230190007001029,	230190007001030,
230190007001031,	230190007001032,
230190007001033,	230190007001034,
230190007001035,	230190007001036,
230190007001037,	230190007001038,
230190007001039,	230190007001040,
230190007001041,	230190007001042,
230190007001043,	230190007001044,
230190007001045,	230190007001046,
230190007001047,	230190007001048,
230190007001049,	230190007001050,
230190007001051,	230190007001052,
230190007001053,	230190007001054,
230190007001055,	230190007001056,
230190007001057,	230190007001058,
230190007002000,	230190007002001,
230190007002002,	230190007002003,
230190007002004,	230190007002005,
230190007002006,	230190007002007,
230190007002008,	230190007002009,
230190007002010,	230190007002011,
230190007002012,	230190007002013,
230190007002014,	230190007002015,
230190007002016,	230190007002017,
230190007002018,	230190007002019,
230190007002020,	230190007002021,
230190007002022,	230190007002023,
230190007002024,	230190007002025,
230190007002026,	230190007002027,
230190007002028,	230190007002029,
230190007002030,	230190007002031,
230190007002032,	230190007002033,
230190007002034,	230190007002035,
230190007002036,	230190007002037,
230190007002038,	230190007002039,
230190007002040,	230190007002041,
230190007002042,	230190007002043,

230190007002044,
 230190007002046,
 230190007002048,
 230190007002050,
 230190007002052,
 230190007002054,
 230190007002056,
 230190009001020,
 230190009001022,
 230190009003006, 230190009003011.

House District 21 has a population of 8772 and a deviation of -2.78%.

House District 22 consists of:

A. In Penobscot County, the following census blocks from the minor civil division of Bangor:

230190002002000,
 230190002002002,
 230190002002004,
 230190002002006,
 230190002002017,
 230190002004004,
 230190002004013,
 230190002004015,
 230190002004017,
 230190004001025,
 230190004001046,
 230190004001051,
 230190004001053,
 230190004001055,
 230190005001000,
 230190005001002,
 230190005001006,
 230190005002000,
 230190005002002,
 230190005002004,
 230190005002006,
 230190005002008,
 230190005002010,
 230190005002012,
 230190005002014,
 230190005005001,
 230190005005003,
 230190005005005,
 230190005005007,
 230190005005009,
 230190009001001,
 230190009001003,
 230190009001005,
 230190009001007,
 230190009001009,
 230190009001011,
 230190009001013,
 230190009001015,
 230190009001017,
 230190009001019,
 230190009002001,
 230190009002003,
 230190009002005,

230190007002045,
 230190007002047,
 230190007002049,
 230190007002051,
 230190007002053,
 230190007002055,
 230190007002057,
 230190009001021,
 230190009003005,

230190002002001,
 230190002002003,
 230190002002005,
 230190002002007,
 230190002002018,
 230190002004005,
 230190002004014,
 230190002004016,
 230190004001023,
 230190004001045,
 230190004001047,
 230190004001052,
 230190004001054,
 230190004001056,
 230190005001001,
 230190005001005,
 230190005001008,
 230190005002001,
 230190005002003,
 230190005002005,
 230190005002007,
 230190005002009,
 230190005002011,
 230190005002013,
 230190005005000,
 230190005005002,
 230190005005004,
 230190005005006,
 230190005005008,
 230190005005010,
 230190009001002,
 230190009001004,
 230190009001006,
 230190009001008,
 230190009001010,
 230190009001012,
 230190009001014,
 230190009001016,
 230190009001018,
 230190009002000,
 230190009002002,
 230190009002004,
 230190009002006,

230190009002007,
 230190009002009,
 230190009002011,
 230190009002013,
 230190009002015,
 230190009003000,
 230190009003002,
 230190009003004,
 230190009003008,
 230190009003010,
 230190311003008,
 230190311003022,
 230190311004016.

House District 22 has a population of 9409 and a deviation of 4.28%.

House District 23 consists of:

A. In Penobscot County, the following census blocks from the minor civil division of Bangor:

230190002004002,
 230190003003000,
 230190003003002,
 230190003003004,
 230190003003006,
 230190003003008,
 230190003003010,
 230190003003012,
 230190004001000,
 230190004001002,
 230190004001004,
 230190004001006,
 230190004001008,
 230190004001010,
 230190004001012,
 230190004001014,
 230190004001016,
 230190004001018,
 230190004001020,
 230190004001022,
 230190004001026,
 230190004001028,
 230190004001030,
 230190004001032,
 230190004001034,
 230190004001036,
 230190004001038,
 230190004001040,
 230190004001042,
 230190004001044,
 230190004001049,
 230190009001000,
 230190311001001,
 230190311001004,
 230190311001006,
 230190311001010,
 230190311002000,
 230190311002002,
 230190311002004,
 230190311002006,

230190002004003,
 230190003003003,
 230190003003005,
 230190003003007,
 230190003003009,
 230190003003011,
 230190003003013,
 230190004001001,
 230190004001003,
 230190004001005,
 230190004001007,
 230190004001009,
 230190004001011,
 230190004001013,
 230190004001015,
 230190004001017,
 230190004001019,
 230190004001021,
 230190004001024,
 230190004001027,
 230190004001029,
 230190004001031,
 230190004001033,
 230190004001035,
 230190004001037,
 230190004001039,
 230190004001041,
 230190004001043,
 230190004001048,
 230190004001050,
 230190311001000,
 230190311001003,
 230190311001005,
 230190311001009,
 230190311001013,
 230190311002001,
 230190311002003,
 230190311002005,
 230190311002007,

230190311002008,
 230190311002010,
 230190311003001,
 230190311003003,
 230190311003005,
 230190311003009,
 230190311003011,
 230190311003013,
 230190311003016,
 230190311003018,
 230190311003020,
 230190311003023,
 230190311004001,
 230190311004003,
 230190311004005,
 230190311004007,
 230190311004009,
 230190311004011,
 230190311004013,
 230190311004017,
 230190311004019,
 230190311004021,
 230190311004023,
 230190311004025, 230190311004026.

House District 23 has a population of 9411 and a deviation of 4.31%.

House District 24 consists of:

A. In Penobscot County, the minor civil division of Veazie, and the following census blocks from the minor civil divisions of Bangor, Brewer, and Orono:

230190002001000,
 230190002001003,
 230190002001005,
 230190002001007,
 230190002001018,
 230190002002038,
 230190002003001,
 230190002003003,
 230190002003005,
 230190003001001,
 230190003001003,
 230190003001005,
 230190003001007,
 230190003001009,
 230190003001011,
 230190003001013,
 230190003001015,
 230190003001017,
 230190003001019,
 230190003001021,
 230190003001023,
 230190003001025,
 230190003001027,
 230190003001029,
 230190003001031,
 230190003002001,
 230190003002003,
 230190003002005,
 230190002001001,
 230190002001004,
 230190002001006,
 230190002001013,
 230190002002031,
 230190002003000,
 230190002003002,
 230190002003004,
 230190003001000,
 230190003001002,
 230190003001004,
 230190003001006,
 230190003001008,
 230190003001010,
 230190003001012,
 230190003001014,
 230190003001016,
 230190003001018,
 230190003001020,
 230190003001022,
 230190003001024,
 230190003001026,
 230190003001028,
 230190003001030,
 230190003002000,
 230190003002002,
 230190003002004,
 230190003002006,

230190003002007,
 230190003002009,
 230190003002011,
 230190311001007,
 230190311001011,
 230190311001014,
 230190311001016,
 230190311001018,
 230190041002000,
 230190043002000,
 230190043002020,
 230190043002022,
 230190043002024,
 230190043002027,
 230190062001004,
 230190062001006,
 230190062001008,
 230190062002001,
 230190062002003,
 230190062002005,
 230190062002007,
 230190062002009,
 230190062002012,
 230190062002014,
 230190062003000,
 230190062003002,
 230190062003004,
 230190062003006,
 230190062003010,
 230190003002008,
 230190003002010,
 230190311001002,
 230190311001008,
 230190311001012,
 230190311001015,
 230190311001017,
 230190311001019,
 230190041002004,
 230190043002017,
 230190043002021,
 230190043002023,
 230190043002026,
 230190062001003,
 230190062001005,
 230190062001007,
 230190062002000,
 230190062002002,
 230190062002004,
 230190062002006,
 230190062002008,
 230190062002011,
 230190062002013,
 230190062002015,
 230190062003001,
 230190062003003,
 230190062003005,
 230190062003007,

House District 24 has a population of 8854 and a deviation of -1.87%.

House District 25 consists of:

A. In Penobscot County, the following census blocks from the minor civil division of Orono:

230190061001000,
 230190061001002,
 230190061001004,
 230190061001006,
 230190061001008,
 230190061001010,
 230190061001012,
 230190061001014,
 230190061001016,
 230190061001018,
 230190061001020,
 230190061001022,
 230190061002001,
 230190061002003,
 230190061002005,
 230190061002007,
 230190061002009,
 230190061002011,
 230190061002013,
 230190061002015,
 230190062001001,
 230190062001009,
 230190062002010,
 230190062002012,
 230190061001001,
 230190061001003,
 230190061001005,
 230190061001007,
 230190061001009,
 230190061001011,
 230190061001013,
 230190061001015,
 230190061001017,
 230190061001019,
 230190061001021,
 230190061002000,
 230190061002002,
 230190061002004,
 230190061002006,
 230190061002008,
 230190061002010,
 230190061002012,
 230190061002014,
 230190062001000,
 230190062001002,
 230190062001010,
 230190062003008,
 230190063001000,

230190063001001,
 230190063001003,
 230190063001005,
 230190063001007,
 230190063001009,
 230190063001011,
 230190063001013,
 230190063002001,
 230190063002003,
 230190063002005,
 230190063002007,
 230190063002009,
 230190063002011,
 230190063002013,
 230190063002015,
 230190063002017,
 230190063002019,

230190063001002,
 230190063001004,
 230190063001006,
 230190063001008,
 230190063001010,
 230190063001012,
 230190063002000,
 230190063002002,
 230190063002004,
 230190063002006,
 230190063002008,
 230190063002010,
 230190063002012,
 230190063002014,
 230190063002016,
 230190063002018,

A. In Penobscot County, the minor civil divisions of Alton, Argyle, Corinth, Hudson, and Milford, and the following census blocks from the minor civil division of Bradford: 230190205001000, 230190205001001, 230190205001002, 230190205001003, 230190205001004, 230190205001005, 230190205001006, 230190205001007, 230190205001008, 230190205001009, 230190205001010, 230190205001011, 230190205001012, 230190205001013, 230190205001014, 230190205001015, 230190205001016, 230190205001017, 230190205001018, 230190205001019, 230190205001020, 230190205001022, 230190205001024, 230190205001025, 230190205001026, 230190205001027, 230190205001032.

House District 25 has a population of 8596 and a deviation of -4.73%.

House District 27 has a population of 9464 and a deviation of 4.89%.

House District 26 consists of:

House District 28 consists of:

A. In Penobscot County, the minor civil divisions of Bradley, Old Town, and the following census blocks from Penobscot Indian Island: 230190265001013, 230190265001028, 230190265001037, 230190265001038, 230190265001052, 230190265001054, 230190310001010, 230190310001014, 230190310001016, 230199400001000, 230199400001001, 230199400001002, 230199400001003, 230199400001004, 230199400001005, 230199400001006, 230199400001007, 230199400001008, 230199400001009, 230199400001010, 230199400001011, 230199400001012, 230199400001013, 230199400001014, 230199400001015, 230199400001016, 230199400001017, 230199400001018, 230199400001019, 230199400001020, 230199400001021, 230199400001022, 230199400001023, 230199400001024, 230199400001025, 230199400001026, 230199400001027, 230199400001028, 230199400001029, 230199400001030, 230199400001031, 230199400001032, 230199400001033, 230199400001034, 230199400001035, 230199400001036, 230199400001037, 230199400001038, 230199400001039, 230199400001040, 230199400001041, 230199400001042, 230199400001043; and

A. In Penobscot County, the minor civil divisions of Edinburg, Enfield, Howland, Lagrange, Lincoln, Maxfield, Seboeis, and Winn, and the following census blocks from the unorganized territory of North Penobscot: 230190290001583, 230190290001584, 230190290001585, 230190290001586, 230190290001587, 230190290001588, 230190290001589, 230190290001590, 230190290001591, 230190290001592, 230190290001593, 230190290001594, 230190290001595, 230190290001596, 230190290001597, 230190290001598, 230190290001599, 230190290001600, 230190290001601, 230190290001602, 230190290001603, 230190290001604, 230190290001605, 230190290001606, 230190290001607.

B. In Aroostook County, the following census block from Penobscot Indian Island: 230039529003362.

House District 28 has a population of 8752 and a deviation of -3%.

House District 26 has a population of 9333 and a deviation of 3.44%.

House District 29 consists of:

House District 27 consists of:

A. In Penobscot County, the minor civil divisions of Chester, East Millinocket, Medway, Millinocket, Mount Chase, Patten, Woodville and the following census blocks from the unorganized territory of North Penobscot: 230190290001000, 230190290001001, 230190290001002, 230190290001003, 230190290001004, 230190290001005, 230190290001006, 230190290001007, 230190290001008, 230190290001009, 230190290001010, 230190290001011, 230190290001012, 230190290001013, 230190290001014, 230190290001015, 230190290001016, 230190290001017, 230190290001018, 230190290001019, 230190290001020, 230190290001021, 230190290001022, 230190290001023,

230190290001498,
 230190290001500,
 230190290001502,
 230190290001504,
 230190290001506,
 230190290001508,
 230190290001510,
 230190290001512,
 230190290001514,
 230190290001516,
 230190290001518,
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 230190290001566,
 230190290001568,
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 230190290001574,
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 230190290001578,
 230190290001580,
 230190290001582,
 230190290001609,
 230190290001611,
 230190290001613,
 230190290001615,
 230190290001617,
 230190290001619,
 230190290001621,
 230190290001623,
 230190290001625,
 230190290001627,
 230190290001640,
 230190290001642,
 230190290001644,
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 230190290001648,
 230190290001650,

230190290001499,
 230190290001501,
 230190290001503,
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 230190290001515,
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 230190290001523,
 230190290001525,
 230190290001527,
 230190290001529,
 230190290001531,
 230190290001533,
 230190290001535,
 230190290001537,
 230190290001539,
 230190290001541,
 230190290001543,
 230190290001545,
 230190290001547,
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 230190290001559,
 230190290001561,
 230190290001563,
 230190290001565,
 230190290001567,
 230190290001569,
 230190290001571,
 230190290001573,
 230190290001575,
 230190290001577,
 230190290001579,
 230190290001581,
 230190290001608,
 230190290001610,
 230190290001612,
 230190290001614,
 230190290001616,
 230190290001618,
 230190290001620,
 230190290001622,
 230190290001624,
 230190290001626,
 230190290001639,
 230190290001641,
 230190290001643,
 230190290001645,
 230190290001647,
 230190290001649,
 230190290001651,

230190290001652,
 230190290001654,
 230190290001656,
 230190290001658,
 230190290001660,
 230190290001662,
 230190290001664,
 230190290001666,
 230190290001668,
 230190290001670, 230190290001671.

House District 29 has a population of 9023 and a deviation of 0.01%.

House District 30 consists of:

A. In Piscataquis County, the minor civil divisions and unorganized territories of Abbot, Beaver Cove, Blanchard, Bowerbank, Greenville, Guilford, Kingsbury, Monson, Northeast Piscataquis, Northwest Piscataquis, Parkman, Sangerville, Sebec, Shirley, Wellington, and Willimantic; and

B. In Somerset County, the minor civil divisions of Brighton and Cambridge.

House District 30 has a population of 8626 and a deviation of -4.39%.

House District 31 consists of:

A. In Piscataquis County, the minor civil divisions and unorganized territories of Brownville, Dover-Foxcroft, Lake View, Medford, Milo, and Southeast Piscataquis.

House District 31 has a population of 8679 and a deviation of -3.81%.

House District 32 consists of:

A. In Penobscot County, the minor civil divisions of Charleston, Dexter, Exeter, Garland, and Stetson, and the following census blocks from the minor civil division of Bradford: 230190205001021,
 230190205001023, 230190205001028,
 230190205001029, 230190205001030,
 230190205001031.

House District 32 has a population of 8718 and a deviation of -3.37%.

House District 33 consists of:

A. In Penobscot County, the minor civil divisions of Corinna, Dixmont, Etna, Newport, and Plymouth.

House District 33 has a population of 9116 and a deviation of 1.04%.

House District 34 consists of:

A. In Penobscot County, the minor civil divisions of Glenburn, Kenduskeag, and Levant.

House District 34 has a population of 8934 and a deviation of -0.98%.

House District 35 consists of:

A. In Penobscot County, the minor civil divisions of Carmel and Hermon.

House District 35 has a population of 9328 and a deviation of 3.39%.

House District 36 consists of:

A. In Penobscot County, the minor civil divisions of Hampden and Newburgh.

House District 36 has a population of 9304 and a deviation of 3.12%.

House District 37 consists of:

A. In Waldo County, the minor civil divisions of Prospect, Searsport, Stockton Springs, and Winterport, the following census blocks from the minor civil division of Frankfort:

- 230270420001001, 230270420001002,
- 230270420001003, 230270420001004,
- 230270420001008, 230270420001022,
- 230270420001023, 230270420001024,
- 230270420001025, 230270420001026,
- 230270420001027, 230270420001028,
- 230270420001029, 230270420001030,
- 230270420001031, 230270420001032,
- 230270420001033, 230270420001034,
- 230270420001035, 230270420001036,
- 230270420001037, 230270420001038,
- 230270420001039, 230270420001040,
- 230270420001041.

House District 37 has a population of 9374 and a deviation of 3.9%.

House District 38 consists of:

A. In Waldo County, the minor civil divisions of Brooks, Jackson, Knox, Monroe, Swanville, Thorndike, Unity, and Waldo, and the following census blocks from the minor civil division of Frankfort:

- 230270420001005, 230270420001006,
- 230270420001007, 230270420001009,
- 230270420001010, 230270420001011,
- 230270420001012, 230270420001013,
- 230270420001014, 230270420001015,
- 230270420001016, 230270420001017,
- 230270420001018, 230270420001019,
- 230270420001020, 230270420001021,
- 230270420001042, 230270420001043,
- 230270420001044, 230270420001045,
- 230270420001046.

House District 38 has a population of 9154 and a deviation of 1.46%.

House District 39 consists of:

A. In Waldo County, the minor civil divisions of Belfast, Belmont, and Northport.

House District 39 has a population of 9464 and a deviation of 4.9%.

House District 40 consists of:

A. In Knox County, the minor civil division of Appleton; and

B. In Waldo County, the minor civil divisions of Islesboro, Liberty, Lincolnville, Montville, Morrill, and Searsmont.

House District 40 has a population of 8631 and a deviation of -4.33%.

House District 41 consists of:

A. In Knox County, the minor civil divisions of Camden and Rockport.

House District 41 has a population of 8876 and a deviation of -1.62%.

House District 42 consists of:

A. In Knox County, the minor civil divisions of Criehaven, Matinicus Isle, Muscle Ridge Islands, North Haven, and Rockland, and the following census blocks from the minor civil division of Owls Head:

- 230139708002000, 230139708002001,
- 230139708002002, 230139708004000,
- 230139708004001, 230139708004002,
- 230139708004003, 230139708004004,
- 230139708004005, 230139708004006,
- 230139708004007, 230139708004008,
- 230139708004009, 230139708004010,
- 230139708004011, 230139708004012,
- 230139708004013, 230139708004014,
- 230139708004015, 230139900000010,
- 230139900000037.

House District 42 has a population of 8589 and a deviation of -4.8%.

House District 43 consists of:

A. In Knox County, the minor civil divisions of Cushing, South Thomaston, St. George, Thomaston, and the following census blocks from the minor civil division of Owls Head:

- 230139708002003, 230139708002005,
- 230139708002004, 230139708002007,
- 230139708002006, 230139900000013.

House District 43 has a population of 8680 and a deviation of -3.8%.

House District 44 consists of:

A. In Knox County, the minor civil divisions of Hope, Union, and Warren.

House District 44 has a population of 8946 and a deviation of -0.85%.

House District 45 consists of:

A. In Knox County, the minor civil divisions of Friendship and Washington; and

B. In Lincoln County, the minor civil divisions of Bremen, Louds Island, and Waldoboro.

House District 45 has a population of 8714 and a deviation of -3.42%.

House District 46 consists of:

A. In Lincoln County, the minor civil divisions of Bristol, Damariscotta, Monhegan, Newcastle, and Nobleboro.

House District 46 has a population of 8834 and a deviation of -2.09%.

House District 47 consists of:

A. In Lincoln County, the minor civil divisions of Alna, Jefferson, Whitefield, and Wiscasset.

House District 47 has a population of 9411 and a deviation of 4.31%.

House District 48 consists of:

A. In Lincoln County, the minor civil divisions of Boothbay, Boothbay Harbor, Edgecomb, South Bristol, Southport, and Westport Island.

House District 48 has a population of 8686 and a deviation of -3.73%.

House District 49 consists of:

A. In Sagadahoc County, the minor civil divisions of Arrowsic, Georgetown, Phippsburg, West Bath, and Woolwich.

House District 49 has a population of 8668 and a deviation of -3.93%.

House District 50 consists of:

A. In Sagadahoc County, the minor civil division of Bath.

House District 50 has a population of 8766 and a deviation of -2.84%.

House District 51 consists of:

A. In Sagadahoc County, the following census blocks from the minor civil division of Topsham:

- 230239703011003,
- 230239703011007,
- 230239703011009,
- 230239703011011,
- 230239703011014,
- 230239703011016,
- 230239703011018,
- 230239703011020,
- 230239703011022,
- 230239703012000,
- 230239703012002,
- 230239703012004,
- 230239703012006,
- 230239703012008,
- 230239703012010,
- 230239703011006,
- 230239703011008,
- 230239703011010,
- 230239703011012,
- 230239703011015,
- 230239703011017,
- 230239703011019,
- 230239703011021,
- 230239703011023,
- 230239703012001,
- 230239703012003,
- 230239703012005,
- 230239703012007,
- 230239703012009,
- 230239703013000,

- 230239703013001,
- 230239703013003,
- 230239703013005,
- 230239703013007,
- 230239703013009,
- 230239703013011,
- 230239703013013,
- 230239703013015,
- 230239703013017,
- 230239703013019,
- 230239703013021,
- 230239703013023,
- 230239703013025,
- 230239703013027,
- 230239703013029,
- 230239703013031,
- 230239703013033,
- 230239703014000,
- 230239703014002,
- 230239703014004,
- 230239703014006,
- 230239703014016,
- 230239703014018,
- 230239703014020,
- 230239703014022,
- 230239703014024,
- 230239703014026,
- 230239703014028,
- 230239703014030,
- 230239703014032,
- 230239703021000,
- 230239703021002,
- 230239703021004,
- 230239703021006,
- 230239703021008,
- 230239703021010,
- 230239703021012,
- 230239703021014,
- 230239703021016,
- 230239703021018,
- 230239703022001,
- 230239703022003,
- 230239703022005,
- 230239703022007,
- 230239703022009,
- 230239703022011,
- 230239703022013,
- 230239703022015,
- 230239703022017,
- 230239703022019,
- 230239703022021,
- 230239703022023,
- 230239703022025,
- 230239703022027,
- 230239703022029,
- 230239703022031,
- 230239703022033,
- 230239703022035,
- 230239703022037,
- 230239703013002,
- 230239703013004,
- 230239703013006,
- 230239703013008,
- 230239703013010,
- 230239703013012,
- 230239703013014,
- 230239703013016,
- 230239703013018,
- 230239703013020,
- 230239703013022,
- 230239703013024,
- 230239703013026,
- 230239703013028,
- 230239703013030,
- 230239703013032,
- 230239703013034,
- 230239703014001,
- 230239703014003,
- 230239703014005,
- 230239703014015,
- 230239703014017,
- 230239703014019,
- 230239703014021,
- 230239703014023,
- 230239703014025,
- 230239703014027,
- 230239703014029,
- 230239703014031,
- 230239703014033,
- 230239703021001,
- 230239703021003,
- 230239703021005,
- 230239703021007,
- 230239703021009,
- 230239703021011,
- 230239703021013,
- 230239703021015,
- 230239703021017,
- 230239703022000,
- 230239703022002,
- 230239703022004,
- 230239703022006,
- 230239703022008,
- 230239703022010,
- 230239703022012,
- 230239703022014,
- 230239703022016,
- 230239703022018,
- 230239703022020,
- 230239703022022,
- 230239703022024,
- 230239703022026,
- 230239703022028,
- 230239703022030,
- 230239703022032,
- 230239703022034,
- 230239703022036,
- 230239703022038,

230239703022039, 230239703022040,
 230239703023000, 230239703023001,
 230239703023002, 230239703023003,
 230239703023004, 230239703023005,
 230239703023006, 230239703023007,
 230239703023008, 230239703023009,
 230239703023010, 230239703023011,
 230239703023012, 230239703023013,
 230239703023014, 230239703023015,
 230239703023016, 230239703023017,
 230239703023018, 230239703024000,
 230239703024001, 230239703024002,
 230239703024003, 230239703024004,
 230239703024005, 230239703024006,
 230239703024007, 230239703024008,
 230239703024009, 230239703024010,
 230239703024011, 230239703024012,
 230239703024013, 230239703024014,
 230239703024015, 230239703024016.

House District 51 has a population of 8635 and a deviation of -4.29%.

House District 52 consists of:

A. In Sagadahoc County, the minor civil divisions of Bowdoinham, Perkins, and Richmond, and the following census blocks from the minor civil division of Bowdoin: 230239702002000, 230239702002001,
 230239702002002, 230239702002003,
 230239702002004, 230239702002005,
 230239702002006, 230239702002007,
 230239702002008, 230239702002009,
 230239702002010, 230239702002011,
 230239702002012, 230239702002013,
 230239702002014, 230239702002015,
 230239702002016, 230239702002017,
 230239702002018, 230239702002019,
 230239702002020, 230239702002021,
 230239702002022, 230239702002023,
 230239702002024, 230239702002025,
 230239702002026, 230239702002027,
 230239702002028, 230239702002029,
 230239702002030, 230239702002031,
 230239702002032, 230239702002033,
 230239702002034, 230239702002035,
 230239702002036, 230239702002037,
 230239702002038, 230239702002039,
 230239702002040, 230239702002041,
 230239702003013, 230239702003017.

House District 52 has a population of 8666 and a deviation of -3.95%.

House District 53 consists of:

A. In Kennebec County, the minor civil divisions of Chelsea, Pittston, and Randolph; and
 B. In Lincoln County, the minor civil division of Dresden.

House District 53 has a population of 9121 and a deviation of 1.09%.

House District 54 consists of:

A. In Kennebec County, the minor civil division of Farmingdale and Gardiner.

House District 54 has a population of 8956 and a deviation of -0.74%.

House District 55 consists of:

A. In Kennebec County, the minor civil divisions of Hallowell, Manchester, and West Gardiner.

House District 55 has a population of 8697 and a deviation of -3.61%.

House District 56 consists of:

A. In Kennebec County, the minor civil division of Litchfield and Monmouth; and

B. In Androscoggin County, the minor civil division of Wales.

House District 56 has a population of 9260 and a deviation of 2.63%.

House District 57 consists of:

A. In Kennebec County, the minor civil divisions of Readfield and Winthrop.

House District 57 has a population of 8718 and a deviation of -3.37%.

House District 58 consists of:

A. In Franklin County, the minor civil division of New Sharon; and

B. In Kennebec County, the minor civil divisions of Belgrade, Fayette, Mount Vernon, Rome, and Vienna.

House District 58 has a population of 9315 and a deviation of 3.24%.

House District 59 consists of:

A. In Kennebec County, the following census blocks from the minor civil division of Augusta:
 230110102001000, 230110102001001,
 230110102001002, 230110102001003,
 230110102001004, 230110102001005,
 230110102001006, 230110102001007,
 230110102001008, 230110102001009,
 230110102001010, 230110102001011,
 230110102001012, 230110102001013,
 230110102001014, 230110102001015,
 230110102001016, 230110102001017,
 230110102001018, 230110102001019,
 230110102001020, 230110102001021,
 230110102001022, 230110102001023,
 230110102001024, 230110102001025,
 230110102001026, 230110102001027,
 230110102001028, 230110102001029,
 230110102001030, 230110102002000,

- 230110102002001,
- 230110102002003,
- 230110102002005,
- 230110102002007,
- 230110102002009,
- 230110102002011,
- 230110102002013,
- 230110102002015,
- 230110102002017,
- 230110102002019,
- 230110102002021,
- 230110102002023,
- 230110102003000,
- 230110102003002,
- 230110102003004,
- 230110102003006,
- 230110102003008,
- 230110102003010,
- 230110102004000,
- 230110102004002,
- 230110102004004,
- 230110102004006,
- 230110102004008,
- 230110102004010,
- 230110102004012,
- 230110102004014,
- 230110102004016,
- 230110103001001,
- 230110103001003,
- 230110103001005,
- 230110103001007,
- 230110103001009,
- 230110103001011,
- 230110103001013,
- 230110103001015,
- 230110103001017,
- 230110103001019,
- 230110103001021,
- 230110103002001,
- 230110103002003,
- 230110103002005,
- 230110103002007,
- 230110103002009,
- 230110103002011,
- 230110103002013,
- 230110103003000,
- 230110103003002,
- 230110103003004,
- 230110103003006,
- 230110103003008,
- 230110103003010,
- 230110103003012,
- 230110103003014,
- 230110103003016,
- 230110103003018,
- 230110103003020,
- 230110103003022,
- 230110103003024,
- 230110103004000,
- 230110102002002,
- 230110102002004,
- 230110102002006,
- 230110102002008,
- 230110102002010,
- 230110102002012,
- 230110102002014,
- 230110102002016,
- 230110102002018,
- 230110102002020,
- 230110102002022,
- 230110102002024,
- 230110102003001,
- 230110102003003,
- 230110102003005,
- 230110102003007,
- 230110102003009,
- 230110102003011,
- 230110102004001,
- 230110102004003,
- 230110102004005,
- 230110102004007,
- 230110102004009,
- 230110102004011,
- 230110102004013,
- 230110102004015,
- 230110103001000,
- 230110103001002,
- 230110103001004,
- 230110103001006,
- 230110103001008,
- 230110103001010,
- 230110103001012,
- 230110103001014,
- 230110103001016,
- 230110103001018,
- 230110103001020,
- 230110103002000,
- 230110103002002,
- 230110103002004,
- 230110103002006,
- 230110103002008,
- 230110103002010,
- 230110103002012,
- 230110103002014,
- 230110103003001,
- 230110103003003,
- 230110103003005,
- 230110103003007,
- 230110103003009,
- 230110103003011,
- 230110103003013,
- 230110103003015,
- 230110103003017,
- 230110103003019,
- 230110103003021,
- 230110103003023,
- 230110103003025,
- 230110103004001,
- 230110103004002,
- 230110103004004,
- 230110103004006,
- 230110103004008,
- 230110103004010,
- 230110103004012,
- 230110103004014,
- 230110103004016,
- 230110103004018,
- 230110103004020,
- 230110103004022,
- 230110104001004,
- 230110104001006,
- 230110104001008,
- 230110104001010,
- 230110104001012,
- 230110104001014,
- 230110104001016,
- 230110104001018,
- 230110104001021,
- 230110104002000,
- 230110104002002,
- 230110104002004,
- 230110104002006,
- 230110104002008,
- 230110104002010,
- 230110104002012,
- 230110104002014,
- 230110104002016,
- 230110104002018,
- 230110104002020,
- 230110104002023,
- 230110104002025,
- 230110104002027,
- 230110104002029,
- 230110104002031,
- 230110104002033,
- 230110104002035,
- 230110103004003,
- 230110103004005,
- 230110103004007,
- 230110103004009,
- 230110103004011,
- 230110103004013,
- 230110103004015,
- 230110103004017,
- 230110103004019,
- 230110103004021,
- 230110104001002,
- 230110104001005,
- 230110104001007,
- 230110104001009,
- 230110104001011,
- 230110104001013,
- 230110104001015,
- 230110104001017,
- 230110104001020,
- 230110104001022,
- 230110104002001,
- 230110104002003,
- 230110104002005,
- 230110104002007,
- 230110104002009,
- 230110104002011,
- 230110104002013,
- 230110104002015,
- 230110104002017,
- 230110104002019,
- 230110104002022,
- 230110104002024,
- 230110104002026,
- 230110104002028,
- 230110104002030,
- 230110104002032,
- 230110104002034,

House District 59 has a population of 9452 and a deviation of 4.76%.

House District 60 consists of:

- A. In Kennebec County, the following census blocks from the minor civil division of Augusta:
- 230110101001000,
- 230110101001002,
- 230110101001004,
- 230110101001006,
- 230110101001008,
- 230110101001010,
- 230110101001012,
- 230110101001014,
- 230110101001016,
- 230110101001018,
- 230110101001020,
- 230110101001022,
- 230110101001024,
- 230110101002000,
- 230110101002002,
- 230110101001001,
- 230110101001003,
- 230110101001005,
- 230110101001007,
- 230110101001009,
- 230110101001011,
- 230110101001013,
- 230110101001015,
- 230110101001017,
- 230110101001019,
- 230110101001021,
- 230110101001023,
- 230110101001025,
- 230110101002001,
- 230110101002003,

- 230110101002004,
- 230110101002006,
- 230110101002008,
- 230110101002010,
- 230110101002012,
- 230110101002014,
- 230110101003001,
- 230110101003003,
- 230110101003005,
- 230110101003007,
- 230110101003009,
- 230110101003011,
- 230110101003013,
- 230110101003015,
- 230110101003017,
- 230110101003019,
- 230110101003021,
- 230110101003023,
- 230110101004000,
- 230110101004002,
- 230110101004004,
- 230110101004006,
- 230110101004008,
- 230110101004010,
- 230110101004012,
- 230110101004014,
- 230110101004016,
- 230110101005001,
- 230110101005003,
- 230110101005005,
- 230110101005007,
- 230110101005009,
- 230110101005011,
- 230110101005013,
- 230110101005015,
- 230110101005017,
- 230110104001000,
- 230110104001003,
- 230110104001023,
- 230110104001025,
- 230110104001027,
- 230110104002021,
- 230110105001001,
- 230110105001003,
- 230110105001005,
- 230110105001007,
- 230110105001009,
- 230110105001011,
- 230110105001013,
- 230110105001015,
- 230110105001017,
- 230110105001019,
- 230110105001021,
- 230110105001023,
- 230110105001025,
- 230110105002001,
- 230110105002003,
- 230110105002005,
- 230110105002007,
- 230110101002005,
- 230110101002007,
- 230110101002009,
- 230110101002011,
- 230110101002013,
- 230110101003000,
- 230110101003002,
- 230110101003004,
- 230110101003006,
- 230110101003008,
- 230110101003010,
- 230110101003012,
- 230110101003014,
- 230110101003016,
- 230110101003018,
- 230110101003020,
- 230110101003022,
- 230110101003024,
- 230110101004001,
- 230110101004003,
- 230110101004005,
- 230110101004007,
- 230110101004009,
- 230110101004011,
- 230110101004013,
- 230110101004015,
- 230110101005000,
- 230110101005002,
- 230110101005004,
- 230110101005006,
- 230110101005008,
- 230110101005010,
- 230110101005012,
- 230110101005014,
- 230110101005016,
- 230110101005018,
- 230110104001001,
- 230110104001019,
- 230110104001024,
- 230110104001026,
- 230110104001028,
- 230110105001000,
- 230110105001002,
- 230110105001004,
- 230110105001006,
- 230110105001008,
- 230110105001010,
- 230110105001012,
- 230110105001014,
- 230110105001016,
- 230110105001018,
- 230110105001020,
- 230110105001022,
- 230110105001024,
- 230110105002000,
- 230110105002002,
- 230110105002004,
- 230110105002006,
- 230110105002008,
- 230110105002009,
- 230110105002010,
- 230110105002011,
- 230110105002012,
- 230110105002013,
- 230110105002014,
- 230110105002016,
- 230110105002017,
- 230110105002018,
- 230110105002020,
- 230110105002022,
- 230110105002024,
- 230110105002026,
- 230110105002028,
- 230110105002030,
- 230110105002009,
- 230110105002011,
- 230110105002013,
- 230110105002015,
- 230110105002017,
- 230110105002019,
- 230110105002021,
- 230110105002023,
- 230110105002025,
- 230110105002027,
- 230110105002029,
- 230110105003001,
- 230110105003003,
- 230110105003005,
- 230110105003007,
- 230110105003009,
- 230110105003011,
- 230110105003013,
- 230110105003015,
- 230110105003017,
- 230110105003019,
- 230110105003021,
- 230110105003023,
- 230110105003025,
- 230110105003027,
- 230110105003029,
- 230110105003031,
- 230110105002010,
- 230110105002012,
- 230110105002014,
- 230110105002016,
- 230110105002018,
- 230110105002020,
- 230110105002022,
- 230110105002024,
- 230110105002026,
- 230110105002028,
- 230110105002030,
- 230110105003006,
- 230110105003008,
- 230110105003010,
- 230110105003012,
- 230110105003014,
- 230110105003016,
- 230110105003018,
- 230110105003020,
- 230110105003022,
- 230110105003024,
- 230110105003026,
- 230110105003028,
- 230110105003030,
- 230110105003032,

House District 60 has a population of 9447 and a deviation of 4.71%.

House District 61 consists of:

- A. In Kennebec County, the minor civil division of Vassalboro, and the following census blocks from the minor civil division of Sidney: 230110170001001,
- 230110170001002,
- 230110170001003,
- 230110170001004,
- 230110170001005,
- 230110170001006,
- 230110170001007,
- 230110170001008,
- 230110170001009,
- 230110170001010,
- 230110170001011,
- 230110170001012,
- 230110170001013,
- 230110170001014,
- 230110170001015,
- 230110170001016,
- 230110170001017,
- 230110170001018,
- 230110170001019,
- 230110170001020,
- 230110170001021,
- 230110170002000,
- 230110170002001,
- 230110170002002,
- 230110170002003,
- 230110170002004,
- 230110170002005,
- 230110170002006,
- 230110170002007,
- 230110170002008,
- 230110170002009,
- 230110170002010,
- 230110170002011,
- 230110170002012,
- 230110170002013,
- 230110170002014,
- 230110170002015,
- 230110170002016,
- 230110170002017,
- 230110170002018,
- 230110170002019,
- 230110170002020,
- 230110170002021,
- 230110170002022,
- 230110170002023,
- 230110170002024,
- 230110170002025,
- 230110170002026,
- 230110170002027,
- 230110170002028,
- 230110170002029,
- 230110170002030,

230110170002032, 230110170002033,
230110170002034, 230110170002035,
230110170002036, 230110170002037,
230110170002038, 230110170002039.

House District 61 has a population of 8875 and a deviation of -1.63%.

House District 62 consists of:

A. In Kennebec County, the minor civil divisions of China and Windsor; and

B. In Lincoln County, the minor civil divisions of Hibberts Gore and Somerville; and

C. In Waldo County, the minor civil division of Palermo.

House District 62 has a population of 9211 and a deviation of 2.09%.

House District 63 consists of:

A. In Kennebec County, the minor civil divisions of Albion and Unity Township, and the following census blocks from the minor civil division of Winslow:

230110230011000, 230110230011001,
230110230011002, 230110230011003,
230110230011004, 230110230011005,
230110230011006, 230110230012009,
230110230012010, 230110230012011,
230110230012012, 230110230012013,
230110230012015, 230110230012018,
230110230012019, 230110230012020,
230110230012021, 230110230013011,
230110230014000, 230110230014001,
230110230014002, 230110230014003,
230110230014011, 230110230021000,
230110230021001, 230110230021002,
230110230021003, 230110230021004,
230110230021005, 230110230021006,
230110230021007, 230110230021008,
230110230021009, 230110230021010,
230110230021011, 230110230021012,
230110230021013, 230110230021014,
230110230021015, 230110230021016,
230110230021017, 230110230021018,
230110230021019, 230110230021020,
230110230021021, 230110230021022,
230110230021023, 230110230021024,
230110230021025, 230110230021026,
230110230021027, 230110230021028,
230110230021029, 230110230022000,
230110230022001, 230110230022002,
230110230022003, 230110230022004,
230110230022005, 230110230022006,
230110230022007, 230110230022008,
230110230022009, 230110230022010,
230110230022011, 230110230022012,
230110230022013, 230110230022014,
230110230022015, 230110230022016,
230110230022017, 230110230022018,

230110230022019, 230110230022020,
230110230022021, 230110230022022,
230110230022023, 230110230022024,
230110230022025, 230110230022026,
230110230022027, 230110230022028,
230110230022029, 230110230022030,
230110230023000, 230110230023001,
230110230023002, 230110230023003,
230110230023004, 230110230023005,
230110230023006, 230110230023007,
230110230023008, 230110230023009,
230110230023010, 230110230023011,
230110230023012, 230110230023013,
230110230023014, 230110230023015,
230110230023016, 230110230023017,
230110230023018, 230110230023019,
230110230023020, 230110230023021,
230110230023022, 230110230023023,
230110230023024, 230110230023025,
230110230023026; and

B. In Waldo County, the minor civil division of Freedom.

House District 63 has a population of 8961 and a deviation of -0.68%.

House District 64 consists of:

A. In Kennebec County, the following census blocks from the minor civil divisions of Winslow and Waterville:

230110241011000, 230110241011001,
230110241011002, 230110241011003,
230110241011004, 230110241011005,
230110241011006, 230110241011007,
230110241011008, 230110241011009,
230110241012000, 230110241012001,
230110241012002, 230110241012003,
230110241012004, 230110241012005,
230110241012006, 230110241012007,
230110241012008, 230110241012009,
230110241012010, 230110241012011,
230110241012012, 230110241012013,
230110241012014, 230110241012015,
230110241012016, 230110241012017,
230110241012018, 230110241013000,
230110241013001, 230110241013002,
230110241013003, 230110241013004,
230110241013005, 230110241013006,
230110241013007, 230110241013008,
230110241013009, 230110241013010,
230110241013011, 230110241013012,
230110241013013, 230110241013014,
230110241013015, 230110241013016,
230110241013017, 230110241013018,
230110241013019, 230110241013020,
230110241013021, 230110241013022,
230110241013023, 230110241014000,
230110241014001, 230110241014002,
230110241014003, 230110241014004,
230110241014005,

230110241014007,
230110241014009,
230110241014011,
230110241014013,
230110241022000,
230110241022002,
230110241022004,
230110241022006,
230110241022008,
230110241022010,
230110241022012,
230110241022014,
230110241022016,
230110241022018,
230110241022020,
230110241022022,
230110241022024,
230110241022026,
230110241022028,
230110241022030,
230110241022032,
230110241022034,
230110241022039,
230110241022041,
230110241025000,
230110241025002,
230110241025004,
230110241025007,
230110241026001,
230110241026003,
230110241026005,
230110241026007,
230110242012000,
230110242012002,
230110242012004,
230110242012009,
230110242012011,
230110242012026,
230110242021001,
230110242021003,
230110242021005,
230110242021007,
230110242021009,
230110242021011,
230110242021013,
230110242021015,
230110242021017,
230110242022003,
230110242022005,
230110230012001,
230110230012003,
230110230012005,
230110230012007,
230110230012014,
230110230012017,
230110230012023,
230110230012025,
230110230013000,
230110230013002,

230110241014008,
230110241014010,
230110241014012,
230110241014014,
230110241022001,
230110241022003,
230110241022005,
230110241022007,
230110241022009,
230110241022011,
230110241022013,
230110241022015,
230110241022017,
230110241022019,
230110241022021,
230110241022023,
230110241022025,
230110241022027,
230110241022029,
230110241022031,
230110241022033,
230110241022036,
230110241022040,
230110241022042,
230110241025001,
230110241025003,
230110241025005,
230110241026000,
230110241026002,
230110241026004,
230110241026006,
230110241026008,
230110242012001,
230110242012003,
230110242012005,
230110242012010,
230110242012012,
230110242021000,
230110242021002,
230110242021004,
230110242021006,
230110242021008,
230110242021010,
230110242021012,
230110242021014,
230110242021016,
230110242021018,
230110242022004,
230110230012000,
230110230012002,
230110230012004,
230110230012006,
230110230012008,
230110230012016,
230110230012022,
230110230012024,
230110230012026,
230110230013001,
230110230013003,

230110230013004,
230110230013006,
230110230013008,
230110230013010,
230110230013013,
230110230013015,
230110230013017,
230110230014005,
230110230014007,
230110230014009, 230110230014010.

230110230013005,
230110230013007,
230110230013009,
230110230013012,
230110230013014,
230110230013016,
230110230014004,
230110230014006,
230110230014008,

House District 64 has a population of 8876 and a deviation of -1.62%.

House District 65 consists of:

A. In Kennebec County, the following census blocks from the minor civil division of Waterville:

230110241021000, 230110241021001,
230110241021002, 230110241021003,
230110241021004, 230110241021005,
230110241021006, 230110241021007,
230110241021008, 230110241021009,
230110241021010, 230110241021011,
230110241021012, 230110241022035,
230110241022037, 230110241022038,
230110241023000, 230110241023001,
230110241023002, 230110241023003,
230110241023004, 230110241023005,
230110241023006, 230110241023007,
230110241023008, 230110241024000,
230110241024001, 230110241024002,
230110241024003, 230110241024004,
230110241024005, 230110241024006,
230110241024007, 230110241024008,
230110241024009, 230110241024010,
230110241024011, 230110241024012,
230110241024013, 230110241024014,
230110241024015, 230110241024016,
230110241024017, 230110241025006,
230110241025008, 230110241025009,
230110241025010, 230110241025011,
230110241025012, 230110241025013,
230110241025014, 230110241025015,
230110241025016, 230110241025017,
230110241026009, 230110241026010,
230110241026011, 230110241026012,
230110241026013, 230110241026014,
230110241026015, 230110241026016,
230110242011000, 230110242011001,
230110242011002, 230110242011003,
230110242011004, 230110242011005,
230110242011006, 230110242011007,
230110242011008, 230110242011009,
230110242011010, 230110242011011,
230110242011012, 230110242011013,
230110242011014, 230110242011015,
230110242011016, 230110242011017,
230110242011018, 230110242011019,
230110242011020, 230110242011021,
230110242011022, 230110242011023,

230110242012006,
 230110242012008,
 230110242012014,
 230110242012016,
 230110242012018,
 230110242012020,
 230110242012022,
 230110242012024,
 230110242012027,
 230110242012029,
 230110242012031,
 230110242012033,
 230110242012035,
 230110242022000,
 230110242022002,
 230110242022007,
 230110242022009,
 230110242022011,
 230110242022013,
 230110242022015,
 230110242022017,
 230110242022019,
 230110242022021,
 230110242023001,
 230110242023003,
 230110242023005,
 230110242023007,
 230110242023009,
 230110242023011,
 230110242023013,
 230110242023015,
 230110242023017,
 230110242023019,
 230110242023021, 230110242023022.

House District 65 has a population of 8692 and a deviation of -3.66%.

House District 66 consists of:

A. In Kennebec County, the minor civil division of Oakland and the following census block from the minor civil division of Sidney: 230110170001000; and

B. In Somerset County, the minor civil divisions of Mercer, Smithfield, and Starks.

House District 66 has a population of 8747 and a deviation of -3.05%.

House District 67 consists of:

A. In Kennebec County, the minor civil division of Benton; and

B. In Somerset County: the minor civil division of Fairfield.

House District 67 has a population of 9199 and a deviation of 1.96%.

House District 68 consists of:

A. In Kennebec County, the minor civil division of Clinton; and

230110242012007,
 230110242012013,
 230110242012015,
 230110242012017,
 230110242012019,
 230110242012021,
 230110242012023,
 230110242012025,
 230110242012028,
 230110242012030,
 230110242012032,
 230110242012034,
 230110242012036,
 230110242022001,
 230110242022006,
 230110242022008,
 230110242022010,
 230110242022012,
 230110242022014,
 230110242022016,
 230110242022018,
 230110242022020,
 230110242023000,
 230110242023002,
 230110242023004,
 230110242023006,
 230110242023008,
 230110242023010,
 230110242023012,
 230110242023014,
 230110242023016,
 230110242023018,
 230110242023020,

B. In Somerset County, the minor civil division of Pittsfield; and

C. In Waldo County, the minor civil divisions of Burnham and Troy.

House District 68 has a population of 9392 and a deviation of 4.1%.

House District 69 consists of:

A. In Somerset County, the minor civil divisions of Canaan, Detroit, Hartland, Palmyra, and St. Albans.

House District 69 has a population of 8752 and a deviation of -3%.

House District 70 consists of:

A. In Somerset County, the minor civil division of Skowhegan.

House District 70 has a population of 8620 and a deviation of -4.46%.

House District 71 consists of:

A. In Somerset County, the minor civil divisions of Cornville, Madison, and Norridgewock.

House District 71 has a population of 9321 and a deviation of 3.31%.

House District 72 consists of:

A. In Somerset County, the minor civil divisions of Anson, Athens, Bingham, Caratunk, Central Somerset, Embden, Harmony, Moscow, Northeast Somerset, Pleasant Ridge, Ripley, Seboomook Lake, and Solon.

House District 72 has a population of 8665 and a deviation of -3.96%.

House District 73 consists of:

A. In Franklin County, the minor civil divisions of Carrabassett Valley, Coplin, Dallas, East Central Franklin, Eustis, North Franklin, Kingfield, Phillips, Rangeley, Rangeley Plantation, Sandy River, West Central Franklin, and Wyman; and

B. In Oxford County, the minor civil divisions of Andover, Gilead, Lincoln, Magalloway, Newry, North Oxford, and Upton; and

C. In Somerset County, the minor civil divisions of Dennistown, Highland, Jackman, Moose River, Northwest Somerset, The Forks, and West Forks.

House District 73 has a population of 8829 and a deviation of -2.14%.

House District 74 consists of:

A. In Franklin County, the minor civil divisions of Avon, Carthage, Industry, New Vineyard, South Franklin, Strong, Temple, Weld, and Wilton; and

B. In Somerset County, the minor civil division of New Portland.

House District 74 has a population of 9153 and a deviation of 1.45%.

House District 75 consists of:

A. In Franklin County, the minor civil divisions of Chesterville and Farmington.

House District 75 has a population of 8920 and a deviation of -1.14%.

House District 76 consists of:

A. In Androscoggin County, the minor civil division of Livermore Falls and the following census blocks from the minor civil division of Livermore:

- 230010430001000,
- 230010430001002,
- 230010430001004,
- 230010430001006,
- 230010430001008,
- 230010430001010,
- 230010430001013,
- 230010430001020,
- 230010430001022,
- 230010430001026,
- 230010430001028,
- 230010430001030,
- 230010430001032,
- 230010430001034,
- 230010430001036,
- 230010430001038,
- 230010430001041,
- 230010430001043,
- 230010430001046,
- 230010430001048,
- 230010430002001,
- 230010430002003,
- 230010430002005,
- 230010430002007,
- 230010430002009,
- 230010430002011,
- 230010430002013,
- 230010430002015,
- 230010430002017,
- 230010430002019,
- 230010430002021,
- 230010430002023,
- 230010430002025,
- 230010430002027,
- 230010430002029,
- 230010430002031; and

B. In Franklin County, the minor civil division of Jay.

House District 76 has a population of 9454 and a deviation of 4.78%.

House District 77 consists of:

A. In Androscoggin County, the following census blocks from the minor civil division of Livermore:

- 230010430001011,
- 230010430001016,
- 230010430001014,
- 230010430001017,

- 230010430001018,
- 230010430001024,
- 230010430001040,
- 230010430001049; and
- 230010430001019,
- 230010430001025,
- 230010430001045,

B. In Oxford County, the minor civil divisions of Canton, Dixfield, Hartford, Mexico, and Peru.

House District 77 has a population of 9178 and a deviation of 1.72%.

House District 78 consists of:

A. In Oxford County, the minor civil divisions of Bethel, Byron, Hanover, Milton, Roxbury, and Rufford.

House District 78 has a population of 9262 and a deviation of 2.66%.

House District 79 consists of:

A. In Oxford County, the minor civil divisions of Paris, Sumner, West Paris, and Woodstock.

House District 79 has a population of 9291 and a deviation of 2.98%.

House District 80 consists of:

A. In Oxford County, the minor civil divisions of Buckfield, Hebron, Otisfield, and Oxford.

House District 80 has a population of 9288 and a deviation of 2.94%.

House District 81 consists of:

A. In Oxford County, the minor civil divisions of Greenwood, Norway, South Oxford, Stoneham, Stow, Sweden, and Waterford.

House District 81 has a population of 9072 and a deviation of 0.55%.

House District 82 consists of:

A. In Oxford County, the minor civil divisions of Brownfield, Fryeburg, Hiram, Lovell, and Porter.

House District 82 has a population of 9313 and a deviation of 3.22%.

House District 83 consists of:

A. In Cumberland County, the minor civil divisions of Bridgton and Harrison.

B. In Oxford County: the minor civil division of Denmark.

House District 83 has a population of 9062 and a deviation of 0.44%.

House District 84 consists of:

A. In Cumberland County, the minor civil divisions of Baldwin, Naples, and Sebago, and the following census blocks from the minor civil division of Standish:

- 230050170022000,
- 230050170022002,
- 230050170022001,
- 230050170022003,

230050170022004,
 230050170022006,
 230050170022008,
 230050170022010,
 230050170022012,
 230050170022014,
 230050170041000,
 230050170041002,
 230050170041004,
 230050170041012,
 230050170042001,
 230050170042003,
 230050170042005,
 230050170042007,
 230050170042009,
 230050170042011,
 230050170042013,
 230050170042015,
 230050170042022,
 230050170042024, 230050170042025.

House District 84 has a population of 8778 and a deviation of -2.71%.

House District 85 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Standish:

230050170021000,
 230050170021003,
 230050170021005,
 230050170021007,
 230050170021009,
 230050170021011,
 230050170021013,
 230050170021015,
 230050170022016,
 230050170022018,
 230050170022020,
 230050170022023,
 230050170022025,
 230050170022027,
 230050170022029,
 230050170022031,
 230050170022033,
 230050170023000,
 230050170023002,
 230050170023004,
 230050170023006,
 230050170023008,
 230050170023010,
 230050170023012,
 230050170031001,
 230050170031003,
 230050170031005,
 230050170031007,
 230050170031009,
 230050170031011,
 230050170031013,
 230050170031015,
 230050170031017,

230050170022005,
 230050170022007,
 230050170022009,
 230050170022011,
 230050170022013,
 230050170022021,
 230050170041001,
 230050170041003,
 230050170041006,
 230050170042000,
 230050170042002,
 230050170042004,
 230050170042006,
 230050170042008,
 230050170042010,
 230050170042012,
 230050170042014,
 230050170042016,
 230050170042023,

230050170021001,
 230050170021004,
 230050170021006,
 230050170021008,
 230050170021010,
 230050170021012,
 230050170021014,
 230050170022015,
 230050170022017,
 230050170022019,
 230050170022022,
 230050170022024,
 230050170022026,
 230050170022028,
 230050170022030,
 230050170022032,
 230050170022034,
 230050170023001,
 230050170023003,
 230050170023005,
 230050170023007,
 230050170023009,
 230050170023011,
 230050170031000,
 230050170031002,
 230050170031004,
 230050170031006,
 230050170031008,
 230050170031010,
 230050170031012,
 230050170031014,
 230050170031016,
 230050170031018,

230050170031019,
 230050170031021,
 230050170031023,
 230050170032000,
 230050170032002,
 230050170032004,
 230050170032006,
 230050170032008,
 230050170032010,
 230050170032012,
 230050170032014,
 230050170032016,
 230050170032018,
 230050170032020,
 230050170032022,
 230050170033001,
 230050170033003,
 230050170033005,
 230050170033007,
 230050170033009,
 230050170033011,
 230050170033013,
 230050170033015,
 230050170033017,
 230050170033019,
 230050170033021,
 230050170033023,
 230050170033025,
 230050170033027,
 230050170033029,
 230050170041007,
 230050170041009,
 230050170041011,
 230050170041014,
 230050170041016,
 230050170041018,
 230050170041020,
 230050170041022,
 230050170041024,
 230050170041026,
 230050170041028,
 230050170041030,
 230050170042018,
 230050170042020,
 230050170042026,
 230050170042028,
 230050170042030,
 230050170042032,
 230050170042034,
 230050170042036,
 230050170042038, 230050170042039.

230050170031020,
 230050170031022,
 230050170031024,
 230050170032001,
 230050170032003,
 230050170032005,
 230050170032007,
 230050170032009,
 230050170032011,
 230050170032013,
 230050170032015,
 230050170032017,
 230050170032019,
 230050170032021,
 230050170033000,
 230050170033002,
 230050170033004,
 230050170033006,
 230050170033008,
 230050170033010,
 230050170033012,
 230050170033014,
 230050170033016,
 230050170033018,
 230050170033020,
 230050170033022,
 230050170033024,
 230050170033026,
 230050170033028,
 230050170041005,
 230050170041008,
 230050170041010,
 230050170041013,
 230050170041015,
 230050170041017,
 230050170041019,
 230050170041021,
 230050170041023,
 230050170041025,
 230050170041027,
 230050170041029,
 230050170042017,
 230050170042019,
 230050170042021,
 230050170042027,
 230050170042029,
 230050170042031,
 230050170042033,
 230050170042035,
 230050170042037,

House District 85 has a population of 8822 and a deviation of -2.22%.

House District 86 consists of:

A. In Androscoggin County, the following census blocks from the minor civil division of Poland:

230010410002005,
 230010410002006,
 230010410002008,

230010410002010, 230010410002011, 230010410002015, 230010410002016, 230010410002017, 230010410007008; and

B. In Cumberland County, the minor civil divisions of Casco, Frye Island, and Raymond.

House District 86 has a population of 8601 and a deviation of -4.67%.

House District 87 consists of:

A. In Androscoggin County, the minor civil division of Mechanic Falls, and the following census blocks from the minor civil division of Poland: 230010410001000, 230010410001001, 230010410001003, 230010410001005, 230010410001007, 230010410001009, 230010410001011, 230010410001013, 230010410001015, 230010410001017, 230010410001019, 230010410002000, 230010410002002, 230010410002004, 230010410002012, 230010410002014, 230010410003001, 230010410003003, 230010410003005, 230010410003007, 230010410003009, 230010410003011, 230010410004000, 230010410004002, 230010410004004, 230010410004006, 230010410004008, 230010410004010, 230010410004012, 230010410004014, 230010410004016, 230010410004018, 230010410005000, 230010410005002, 230010410005004, 230010410005006, 230010410005008, 230010410005010, 230010410005012, 230010410005014, 230010410005016, 230010410006001, 230010410006003, 230010410006005, 230010410006007, 230010410006009, 230010410006011, 230010410001002, 230010410001004, 230010410001006, 230010410001008, 230010410001010, 230010410001012, 230010410001014, 230010410001016, 230010410001018, 230010410001020, 230010410002001, 230010410002003, 230010410002007, 230010410002013, 230010410003000, 230010410003002, 230010410003004, 230010410003006, 230010410003008, 230010410003010, 230010410003012, 230010410004001, 230010410004003, 230010410004005, 230010410004007, 230010410004009, 230010410004011, 230010410004013, 230010410004015, 230010410004017, 230010410004019, 230010410005001, 230010410005003, 230010410005005, 230010410005007, 230010410005009, 230010410005011, 230010410005013, 230010410005015, 230010410006000, 230010410006002, 230010410006004, 230010410006006, 230010410006008, 230010410006010, 230010410006012,

230010410006013, 230010410006015, 230010410006017, 230010410007001, 230010410007003, 230010410007005, 230010410007007, 230010410007010, 230010410007012, 230010410007014, 230010410007016, 230010410007018, 230010410007020, 230010410007022, 230010410006014, 230010410006016, 230010410007000, 230010410007002, 230010410007004, 230010410007006, 230010410007009, 230010410007011, 230010410007013, 230010410007015, 230010410007017, 230010410007019, 230010410007021, 230010410007023.

House District 87 has a population of 8626 and a deviation of -4.39%.

House District 88 consists of:

A. In Androscoggin County, the following census blocks from the minor civil division of Auburn: 230010101001040, 230010101001043, 230010104001000, 230010104001002, 230010104001004, 230010104001006, 230010104001008, 230010104001010, 230010104001012, 230010104001014, 230010104001016, 230010104001018, 230010104001020, 230010104001022, 230010104002000, 230010104002002, 230010104002006, 230010104002008, 230010104002012, 230010104002015, 230010104003007, 230010105001019, 230010105002027, 230010106001001, 230010106001003, 230010106001005, 230010106001007, 230010106001009, 230010106001011, 230010106001013, 230010106001015, 230010106001017, 230010106001019, 230010106001021, 230010106001023, 230010106001025, 230010106001027, 230010106001029, 230010106001031, 230010101001041, 230010101001047, 230010104001001, 230010104001003, 230010104001005, 230010104001007, 230010104001009, 230010104001011, 230010104001013, 230010104001015, 230010104001017, 230010104001019, 230010104001021, 230010104001023, 230010104002001, 230010104002005, 230010104002007, 230010104002009, 230010104002014, 230010104003003, 230010104003008, 230010105001020, 230010106001000, 230010106001002, 230010106001004, 230010106001006, 230010106001008, 230010106001010, 230010106001012, 230010106001014, 230010106001016, 230010106001018, 230010106001020, 230010106001022, 230010106001024, 230010106001026, 230010106001028, 230010106001030, 230010106001032,

- 230010102003010,
- 230010102003012,
- 230010102004001,
- 230010102004003,
- 230010102004005,
- 230010102004007,
- 230010102004009,
- 230010102004011,
- 230010102004013,
- 230010103001004,
- 230010103001006,
- 230010103001010,
- 230010103001012,
- 230010103001014,
- 230010103001016,
- 230010103001018,
- 230010103002000,
- 230010103002002,
- 230010103002004,
- 230010103002006,
- 230010103002008,
- 230010103003000,
- 230010103003002,
- 230010103003004,
- 230010103003006,
- 230010103003008,
- 230010105001000,
- 230010105001002,
- 230010105001004,
- 230010105001006,
- 230010105001008,
- 230010105001010,
- 230010105001012,
- 230010105001014,
- 230010105001016,
- 230010105001018,
- 230010105002001,
- 230010105002003,
- 230010105002005,
- 230010105002007,
- 230010105002009,
- 230010105002011,
- 230010105002013,
- 230010105002015,
- 230010105002017,
- 230010105002019,
- 230010105002021,
- 230010105002023,
- 230010105002025,
- 230010105002028,
- 230010105002030,
- 230010108001015,
- 230010102003011,
- 230010102004000,
- 230010102004002,
- 230010102004004,
- 230010102004006,
- 230010102004008,
- 230010102004010,
- 230010102004012,
- 230010102004014,
- 230010103001005,
- 230010103001009,
- 230010103001011,
- 230010103001013,
- 230010103001015,
- 230010103001017,
- 230010103001020,
- 230010103002001,
- 230010103002003,
- 230010103002005,
- 230010103002007,
- 230010103002009,
- 230010103003001,
- 230010103003003,
- 230010103003005,
- 230010103003007,
- 230010103003009,
- 230010105001001,
- 230010105001003,
- 230010105001005,
- 230010105001007,
- 230010105001009,
- 230010105001011,
- 230010105001013,
- 230010105001015,
- 230010105001017,
- 230010105002000,
- 230010105002002,
- 230010105002004,
- 230010105002006,
- 230010105002008,
- 230010105002010,
- 230010105002012,
- 230010105002014,
- 230010105002016,
- 230010105002018,
- 230010105002020,
- 230010105002022,
- 230010105002024,
- 230010105002026,
- 230010105002029,
- 230010108001014,
- 230010102001001,
- 230010102001003,
- 230010102001005,
- 230010102001007,
- 230010102001010,
- 230010102001013,
- 230010102002001,
- 230010102002003,
- 230010102002005,
- 230010102002007,
- 230010102002009,
- 230010102002011,
- 230010102002013,
- 230010102002015,
- 230010102002017,
- 230010102002019,
- 230010102002021,
- 230010102002023,
- 230010102002025,
- 230010102002027,
- 230010102002029,
- 230010102002031,
- 230010102002033,
- 230010102002038,
- 230010102002040,
- 230010102002042,
- 230010102002044,
- 230010102002046,
- 230010102002048,
- 230010102002050,
- 230010102002052,
- 230010102002054,
- 230010102003009,
- 230010103001001,
- 230010103001003,
- 230010103001008,
- 230010104002003,
- 230010104002010,
- 230010104002013,
- 230010104003001,
- 230010104003004,
- 230010104003006,
- 230010107001037,
- 230010108001000,
- 230010108001002,
- 230010108001004,
- 230010108001006,
- 230010108001008,
- 230010108001010,
- 230010108001012,
- 230010108001017,
- 230010108001019,
- 230010108002000,
- 230010108002002,
- 230010108002004,
- 230010108002006,
- 230010108002008,
- 230010108002010,
- 230010108002012,
- 230010102001002,
- 230010102001004,
- 230010102001006,
- 230010102001008,
- 230010102002000,
- 230010102002002,
- 230010102002004,
- 230010102002006,
- 230010102002008,
- 230010102002010,
- 230010102002012,
- 230010102002014,
- 230010102002016,
- 230010102002018,
- 230010102002020,
- 230010102002022,
- 230010102002024,
- 230010102002026,
- 230010102002028,
- 230010102002030,
- 230010102002032,
- 230010102002034,
- 230010102002039,
- 230010102002041,
- 230010102002043,
- 230010102002045,
- 230010102002047,
- 230010102002049,
- 230010102002051,
- 230010102002053,
- 230010102002055,
- 230010103001000,
- 230010103001002,
- 230010103001007,
- 230010103001019,
- 230010104002004,
- 230010104002011,
- 230010104003000,
- 230010104003002,
- 230010104003005,
- 230010107001036,
- 230010107001041,
- 230010108001001,
- 230010108001003,
- 230010108001005,
- 230010108001007,
- 230010108001009,
- 230010108001011,
- 230010108001013,
- 230010108001018,
- 230010108001020,
- 230010108002001,
- 230010108002003,
- 230010108002005,
- 230010108002007,
- 230010108002009,
- 230010108002011,
- 230010108002013,

House District 89 has a population of 8931 and a deviation of -1.01%.

House District 90 consists of:

A. In Androscoggin County, the minor civil division of Minot and the following census blocks from the minor civil division of Auburn: 230010102001000,

230010108002014,
 230010108003000,
 230010108003002,
 230010108003004,
 230010108003006,
 230010108003008,
 230010108003012, 230010108003013.

House District 90 has a population of 8935 and a deviation of -0.97%.

House District 91 consists of:

- A. In Androscoggin County, the minor civil divisions of Leeds and Turner; and
- B. In Kennebec County, the minor civil division of Wayne.

House District 91 has a population of 9208 and a deviation of 2.06%.

House District 92 consists of:

- A. In Androscoggin County, the minor civil divisions of Greene and Sabattus.

House District 92 has a population of 9420 and a deviation of 4.41%.

House District 93 consists of:

- A. In Androscoggin County, the following census blocks from the minor civil division of Lewiston:

230010202001000,	230010202001001,
230010202001002,	230010202001003,
230010202001004,	230010202001005,
230010202001006,	230010202001007,
230010202001008,	230010202001009,
230010202001010,	230010202001011,
230010202001012,	230010202002000,
230010202002001,	230010202002002,
230010202002003,	230010202002004,
230010202002005,	230010202002006,
230010202002007,	230010202002008,
230010202002009,	230010202002010,
230010202002011,	230010202002012,
230010202002013,	230010202002014,
230010203011000,	230010203011001,
230010203013000,	230010203013001,
230010203013002,	230010203013003,
230010203013004,	230010203013005,
230010203013006,	230010203013007,
230010203013008,	230010203013009,
230010203013010,	230010203013011,
230010203013012,	230010203013013,
230010203013014,	230010203021006,
230010203021007,	230010203021008,
230010203021009,	230010203021010,
230010203021011,	230010207004000,
230010207004001,	230010207004002,
230010207004003,	230010207004004,
230010207004005,	230010207004006,
230010207004007,	230010207004008,

230010207004009,
 230010207004011,
 230010207004013,
 230010207004015,
 230010207004017,
 230010209001001,
 230010209001003,
 230010209001005,
 230010209001007,
 230010209001009,
 230010209001011,
 230010209001013,
 230010209001015,
 230010209001017,
 230010209001019,
 230010209002001,
 230010209002003,
 230010209002005,
 230010209002007,
 230010209002009,
 230010209002011,
 230010209002013,
 230010209002015,
 230010209003001,
 230010209003003,
 230010209003005,
 230010209003007,
 230010209003009,
 230010209003011,
 230010209004000,
 230010209004002,
 230010209004004,
 230010209004006,
 230010209004008, 230010209004009.

House District 93 has a population of 9285 and a deviation of 2.91%.

House District 94 consists of:

- A. In Androscoggin County, the following census blocks from the minor civil division of Lewiston:

230010201001000,	230010201001001,
230010201001002,	230010201001003,
230010201001004,	230010201001005,
230010201001006,	230010201001007,
230010201001008,	230010201001009,
230010201001010,	230010201001011,
230010201001015,	230010201001016,
230010201001017,	230010201002000,
230010201002001,	230010201002002,
230010201002003,	230010201002004,
230010201002005,	230010201002006,
230010201002007,	230010201002008,
230010201002009,	230010201002010,
230010201002011,	230010201003000,
230010201003001,	230010201003002,
230010201003003,	230010201003004,
230010201003005,	230010201003006,
230010201003007,	230010201003008,
230010201003009,	230010201003010,

230010201003011,
230010201003013,
230010201003015,
230010201003017,
230010202002016,
230010202002018,
230010202002020,
230010202002022,
230010203012001,
230010203012003,
230010203012005,
230010203012007,
230010203012009,
230010203012011,
230010203021001,
230010203021003,
230010203021005,
230010203021013,
230010203021015,
230010203021017,
230010203021019,
230010203021021,
230010203021023,
230010203021025,
230010203021027,
230010203031001,
230010203031003,
230010203031005,
230010203031007,
230010203031009,
230010203031011,
230010203031013,
230010203031015,
230010203031017,
230010203031019,
230010203031021,
230010203031023,
230010203031025,
230010205003000,
230010205003002,
230010205003004,
230010205003006,
230010207002006,
230010207002011,
230010207002013,
230010207003001,
230010207003003,
230010207003005,
230010207003007,
230010207003009,
230010207005000,
230010207005002,
230010207005004,
230010207005006,
230010207005008,
230010207005010,
230010207005012,
230010207005014,
230010207005016,

230010201003012,
230010201003014,
230010201003016,
230010202002015,
230010202002017,
230010202002019,
230010202002021,
230010203012000,
230010203012002,
230010203012004,
230010203012006,
230010203012008,
230010203012010,
230010203021000,
230010203021002,
230010203021004,
230010203021012,
230010203021014,
230010203021016,
230010203021018,
230010203021020,
230010203021022,
230010203021024,
230010203021026,
230010203031000,
230010203031002,
230010203031004,
230010203031006,
230010203031008,
230010203031010,
230010203031012,
230010203031014,
230010203031016,
230010203031018,
230010203031020,
230010203031022,
230010203031024,
230010203031026,
230010205003001,
230010205003003,
230010205003005,
230010205003007,
230010207002010,
230010207002012,
230010207003000,
230010207003002,
230010207003004,
230010207003006,
230010207003008,
230010207003010,
230010207005001,
230010207005003,
230010207005005,
230010207005007,
230010207005009,
230010207005011,
230010207005013,
230010207005015,
230010207005017,

230010208012000,
230010208012002.

230010208012001,

House District 94 has a population of 9349 and a deviation of 3.62%.

House District 95 consists of:

A. In Androscoggin County, the following census blocks from the minor civil division of Lewiston:

230010201001012,
230010201001014,
230010204011001,
230010204011003,
230010204011005,
230010204011007,
230010204021001,
230010204021003,
230010204021005,
230010204021007,
230010204021009,
230010204021011,
230010204021013,
230010204021015,
230010204021017,
230010204022001,
230010204022003,
230010204022005,
230010204022007,
230010204022009,
230010204022011,
230010204022013,
230010204022015,
230010204022017,
230010204022019,
230010204022021,
230010205001001,
230010205001003,
230010205001005,
230010205001007,
230010205002000,
230010205002002,
230010205002004,
230010205002006,
230010205002008,
230010205002010,
230010205004001,
230010205004003,
230010205004005,
230010205004007,
230010205004009,
230010205004011,
230010205004013,
230010205004015,
230010205004017,
230010205005001,
230010205005003,
230010205005005,
230010205005007,
230010205005009,
230010201001013,
230010204011000,
230010204011002,
230010204011004,
230010204011006,
230010204021000,
230010204021002,
230010204021004,
230010204021006,
230010204021008,
230010204021010,
230010204021012,
230010204021014,
230010204021016,
230010204022000,
230010204022002,
230010204022004,
230010204022006,
230010204022008,
230010204022010,
230010204022012,
230010204022014,
230010204022016,
230010204022018,
230010204022020,
230010205001000,
230010205001002,
230010205001004,
230010205001006,
230010205001008,
230010205002001,
230010205002003,
230010205002005,
230010205002007,
230010205002009,
230010205002011,
230010205004000,
230010205004002,
230010205004004,
230010205004006,
230010205004008,
230010205004010,
230010205004012,
230010205004014,
230010205004016,
230010205005000,
230010205005002,
230010205005004,
230010205005006,
230010205005008,
230010205005010,

230010205005011,
 230010205005013,
 230010206001000,
 230010206001007,
 230010206001009,
 230010206001011,
 230010206001013,
 230010206001015,
 230010206001017,
 230010206001026,
 230010207001003,
 230010207001005,
 230010207002001,
 230010207002003,
 230010207002005,
 230010207002008, 230010207002009.

House District 95 has a population of 9457 and a deviation of 4.82%.

House District 96 consists of:

A. In Androscoggin County, the following census blocks from the minor civil division of Lewiston:

230010206001002,	230010206001003,
230010206001004,	230010206001005,
230010206001006,	230010206001018,
230010206001019,	230010206001020,
230010206001021,	230010206001022,
230010206001023,	230010206001024,
230010206001027,	230010206001028,
230010206001029,	230010206001030,
230010206001031,	230010206001032,
230010206001033,	230010206001034,
230010206001035,	230010206001036,
230010206001037,	230010206001038,
230010206002000,	230010206002001,
230010206002002,	230010206002003,
230010206002004,	230010206002005,
230010206002006,	230010206002007,
230010206002008,	230010206002009,
230010206002010,	230010206002011,
230010206003000,	230010206003001,
230010206003002,	230010206003003,
230010206003004,	230010206003005,
230010206003006,	230010206003007,
230010206003008,	230010206003009,
230010206003010,	230010206003011,
230010206003012,	230010206003013,
230010206003014,	230010206003015,
230010206003016,	230010206003017,
230010206003018,	230010206003019,
230010206003020,	230010206003021,
230010206003022,	230010206003023,
230010206003024,	230010206003025,
230010206003026,	230010207001001,
230010207001002,	230010208011000,
230010208011001,	230010208011002,
230010208011003,	230010208011004,
230010208011005,	230010208011006,
230010208011007,	230010208011008,

230010208011009,	230010208011010,
230010208011011,	230010208011012,
230010208013000,	230010208013001,
230010208014000,	230010208014001,
230010208014002,	230010208014003,
230010208014004,	230010208021000,
230010208021001,	230010208021002,
230010208021003,	230010208021004,
230010208021005,	230010208021006,
230010208021007,	230010208021008,
230010208021009,	230010208021010,
230010208021011,	230010208021012,
230010208021013,	230010208021014,
230010208022000,	230010208022001,
230010208022002,	230010208022003,
230010208022004,	230010208022005,
230010208022006,	230010208022007,
230010208022008,	230010208022009,
230010208022010,	230010208022011,
230010208022012,	230010208023000,
230010208023001,	230010208023002,
230010208023003,	230010208023004,
230010208023005,	230010208023006,
230010208023007,	230010208023008,
230010208024000,	230010208024001,
230010208024002,	230010208024003,
230010208024004,	230010208024005,
230010208024006,	230010208024007,
230010208024008,	230010208024009,
230010208024010,	

House District 96 has a population of 9030 and a deviation of 0.08%.

House District 97 consists of:

A. In Androscoggin County, the following census blocks from the minor civil division of Lisbon:

230010301001000,	230010301001001,
230010301001002,	230010301001003,
230010301001004,	230010301001005,
230010301001006,	230010301001007,
230010301001008,	230010301001009,
230010301001010,	230010301001011,
230010301002000,	230010301002001,
230010301002002,	230010301002003,
230010301002004,	230010301002005,
230010301002006,	230010301002007,
230010301002008,	230010301002009,
230010301002010,	230010301003000,
230010301003001,	230010301003002,
230010301003003,	230010301003004,
230010301003005,	230010301003006,
230010301003007,	230010301003008,
230010301003009,	230010301003010,
230010301003011,	230010301003012,
230010301003013,	230010301004000,
230010301004001,	230010301004002,
230010301004003,	230010301004004,
230010301004005,	230010301004006,
230010301004007,	230010301004008,

230010301004009,
 230010301004011,
 230010301004013,
 230010301005000,
 230010301005002,
 230010301005004,
 230010301005006,
 230010301005008,
 230010301005010,
 230010301005012,
 230010301005014,
 230010301005016,
 230010301006001,
 230010301006003,
 230010301006005,
 230010301006007,
 230010301006009,
 230010301006011,
 230010301006013,
 230010301006015,
 230010301006017,
 230010302001000,
 230010302001002,
 230010302001004,
 230010302001006,
 230010302001008,
 230010302001010,
 230010302001012,
 230010302001014,
 230010302001016,
 230010302001018,
 230010302001020,
 230010302001022,
 230010302002000,
 230010302002002,
 230010302002004,
 230010302002006,
 230010302002008,
 230010302002010,
 230010302002012,
 230010302002014,
 230010302002016,
 230010302002028,
 230010302002030,
 230010302002032,
 230010302002034,
 230010302002036,
 230010302002041,
 230010302002047,
 230010302003001,
 230010302003003,
 230010302003005,
 230010302003007,
 230010302003009,
 230010302003018.

House District 97 has a population of 8682 and a deviation of -3.77%.

House District 98 consists of:

230010301004010,
 230010301004012,
 230010301004014,
 230010301005001,
 230010301005003,
 230010301005005,
 230010301005007,
 230010301005009,
 230010301005011,
 230010301005013,
 230010301005015,
 230010301006000,
 230010301006002,
 230010301006004,
 230010301006006,
 230010301006008,
 230010301006010,
 230010301006012,
 230010301006014,
 230010301006016,
 230010301006018,
 230010302001001,
 230010302001003,
 230010302001005,
 230010302001007,
 230010302001009,
 230010302001011,
 230010302001013,
 230010302001015,
 230010302001017,
 230010302001019,
 230010302001021,
 230010302001023,
 230010302002001,
 230010302002003,
 230010302002005,
 230010302002007,
 230010302002009,
 230010302002011,
 230010302002013,
 230010302002015,
 230010302002027,
 230010302002029,
 230010302002031,
 230010302002033,
 230010302002035,
 230010302002040,
 230010302002046,
 230010302003000,
 230010302003002,
 230010302003004,
 230010302003006,
 230010302003008,
 230010302003017.

A. In Androscoggin County, the minor civil division of Durham and the following census blocks from the minor civil division of Lisbon: 230010302002017, 230010302002018, 230010302002019, 230010302002020, 230010302002021, 230010302002022, 230010302002023, 230010302002024, 230010302002025, 230010302002026, 230010302002037, 230010302002038, 230010302002039, 230010302002042, 230010302002043, 230010302002044, 230010302002045, 230010302003010, 230010302003011, 230010302003012, 230010302003013, 230010302003014, 230010302003015, 230010302003016, 230010302003019; and

B. In Cumberland County, the minor civil division of Pownal; and

C. In Sagadahoc County, the following census blocks from the minor civil divisions of Bowdoin and Topsham: 230239702003000, 230239702003001, 230239702003002, 230239702003003, 230239702003004, 230239702003005, 230239702003006, 230239702003007, 230239702003008, 230239702003009, 230239702003010, 230239702003011, 230239702003012, 230239702003013, 230239702003014, 230239702003015, 230239702003016, 23023970301000, 23023970301001, 23023970301002, 23023970301004, 23023970301005, 23023970301013, 230239703014007, 230239703014008, 230239703014009, 230239703014010, 230239703014011, 230239703014012, 230239703014013, 230239703014014, 230239703014034.

House District 98 has a population of 8732 and a deviation of -3.22%.

House District 99 consists of:

A. In Cumberland County, the minor civil division of Harpswell and the following census blocks from the minor civil division of Brunswick: 230050111001000, 230050111001001, 230050111001002, 230050111001003, 230050111001004, 230050111001005, 230050111001006, 230050111001007, 230050111001008, 230050111001009, 230050111001010, 230050111001011, 230050111001012, 230050111001013, 230050111001014, 230050111001015, 230050111001016, 230050111001017, 230050111001018, 230050111001019, 230050111001020, 230050111001021, 230050111001022, 230050111001023, 230050111001024, 230050111001025, 230050111001026, 230050111001027, 230050111001028, 230050111001029, 230050111001030, 230050111001031, 230050111001032,

230050111001033,	230050111001034,	230050112033021,	230050112033022,
230050111001035,	230050111001036,	230050112033023,	230050112051000,
230050111001037,	230050111001038,	230050112051001,	230050112051002,
230050111001039,	230050111001040,	230050112051003,	230050112051004,
230050111001041,	230050111001042,	230050112051005,	230050112051006,
230050111001043,	230050111002000,	230050112051007,	230050112051008,
230050111002001,	230050111002002,	230050112051009,	230050112051010,
230050111002003,	230050111002004,	230050112051011,	230050112051012,
230050111002005,	230050111002006,	230050112051013,	230050112051014,
230050111002007,	230050111002008,	230050112051015,	230050112051016,
230050111002009,	230050111002010,	230050112051017,	230050112051018,
230050111002011,	230050111002012,	230050112051019,	230050112051020,
230050111002013,	230050111002014,	230050112051021,	230050112051022,
230050111002015,	230050111002016,	230050112051023,	230050112051024,
230050111002017,	230050111002018,	230050112051025,	230050112051026,
230050111002021,	230050111003000,	230050112051027,	230050112051028,
230050111003001,	230050111003002,	230050112051029,	230050112051030,
230050111003003,	230050111003004,	230050112051031,	230050112052000,
230050111003005,	230050111003006,	230050112052001,	230050112052002,
230050111003007,	230050111003008,	230050112052003,	230050112052004,
230050111003009,	230050111004009,	230050112052005,	230050112052006,
230050111004024,	230050111004025,	230050112052007,	230050112052008,
230050111004026,		230050112052009,	230050112052010,
		230050112052011,	230050112052012,
		230050112052013,	230050112052014,
		230050112052015,	230050112052016,
		230050112052017,	230050112052018,
		230050112052019,	230050112052020,
		230050112052021,	230050112052022,
		230050112052023,	230050112052024,
		230050112052025,	230050112052026,
		230050112052027,	230050112052028,
		230050112052029,	230050112052030,
		230050112052031,	230050112052032,
		230050112053000,	230050112053001,
		230050112053002,	230050112053003,
		230050112053004,	230050112053005,
		230050112053006,	230050112053007,
		230050112053008,	230050112053009,
		230050112053010,	230050112053011,
		230050112053012,	230050112053013,
		230050112053014,	230050112053015,
		230050112053016,	230050112053017,
		230050112053018,	230050112053019,
		230050112053020,	230050112053021,
		230050112053022,	230050112053023,
		230050112061000,	230050112061001,
		230050112061002,	230050112061003,
		230050112061004,	230050112061005,
		230050112061006,	230050112061007,
		230050112062000,	230050112062001,
		230050112062002,	230050112062003,
		230050112062004,	230050112062005,
		230050112062006,	230050112062007,
		230050112062008,	230050112062009,
		230050112062010,	230050112062011,
		230050112062012,	230050112062013,
		230050112062014,	230050112062015,

House District 99 has a population of 8845 and a deviation of -1.97%.

House District 100 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Brunswick:

230050111002019,	230050111002020,
230050111003010,	230050111004000,
230050111004001,	230050111004002,
230050111004003,	230050111004004,
230050111004005,	230050111004006,
230050111004007,	230050111004008,
230050111004010,	230050111004011,
230050111004012,	230050111004013,
230050111004014,	230050111004015,
230050111004016,	230050111004017,
230050111004018,	230050111004019,
230050111004020,	230050111004021,
230050111004022,	230050111004023,
230050112032008,	230050112032009,
230050112032010,	230050112032011,
230050112032012,	230050112032013,
230050112032014,	230050112032015,
230050112032016,	230050112032021,
230050112032022,	230050112032023,
230050112032024,	230050112033000,
230050112033001,	230050112033002,
230050112033003,	230050112033004,
230050112033005,	230050112033006,
230050112033007,	230050112033008,
230050112033009,	230050112033010,
230050112033011,	230050112033012,
230050112033013,	230050112033014,
230050112033015,	230050112033016,
230050112033017,	230050112033018,
230050112033019,	230050112033020,

230050112062016, 230050112062017,
230050112062018, 230050112062019.

House District 100 has a population of 9108 and a deviation of 0.95%.

House District 101 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Brunswick:

- 230050112031000, 230050112031001,
- 230050112031002, 230050112031003,
- 230050112031004, 230050112031005,
- 230050112031006, 230050112031007,
- 230050112031008, 230050112031009,
- 230050112032000, 230050112032001,
- 230050112032002, 230050112032003,
- 230050112032004, 230050112032005,
- 230050112032006, 230050112032007,
- 230050112032017, 230050112032018,
- 230050112032019, 230050112032020,
- 230050112041000, 230050112041001,
- 230050112041002, 230050112041003,
- 230050112041004, 230050112041005,
- 230050112041006, 230050112041007,
- 230050112041008, 230050112041009,
- 230050112041010, 230050112041011,
- 230050112041012, 230050112041013,
- 230050112041014, 230050112041015,
- 230050112041016, 230050112041017,
- 230050112041018, 230050112041019,
- 230050112041020, 230050112041021,
- 230050112042000, 230050112042001,
- 230050112042002, 230050112042003,
- 230050112042004, 230050112042005,
- 230050112042006, 230050112042007,
- 230050112042008, 230050112042009,
- 230050112042010, 230050112043000,
- 230050112043001, 230050112043002,
- 230050112043003, 230050112043004,
- 230050112043005, 230050112043006,
- 230050112043007, 230050112043008,
- 230050112043009, 230050112043010,
- 230050112061008, 230050112061009,
- 230050112061010, 230050112061011,
- 230050112061012, 230050112061013,
- 230050112061014, 230050112061015,
- 230050112061016, 230050112061017,
- 230050112061018, 230050112061019,
- 230050112061020, 230050112061021,
- 230050112061022, 230050112061023,
- 230050112061024, 230050112061025,
- 230050112061026, 230050112061027,
- 230050112061028, 230050112061029,
- 230050112061030, 230050112061031,
- 230050112061032, 230050112061033,
- 230050113001000, 230050113001001,
- 230050113001002, 230050113001003,
- 230050113001004, 230050113001005,
- 230050113001006, 230050113001007,
- 230050113001008, 230050113001009,

- 230050113001010, 230050113001011,
- 230050113001012, 230050113001013,
- 230050113001014, 230050113001015,
- 230050113001016, 230050113001017,
- 230050113001018, 230050113001019,
- 230050113001020, 230050113002000,
- 230050113002001, 230050113002002,
- 230050113002003, 230050113002004,
- 230050113002005, 230050113002006,
- 230050113002007, 230050113002008,
- 230050113002009, 230050113002010,
- 230050113002011, 230050113002012,
- 230050113002013, 230050113002014,
- 230050113002015, 230050113002016,
- 230050113002017, 230050113002018,
- 230050113002019.

House District 101 has a population of 8834 and a deviation of -2.09%.

House District 102 consists of:

House District 102 has a population of 8737 and a deviation of -3.16%.

A. In Cumberland County, the minor civil division of Freeport.

House District 103 consists of:

A. In Cumberland County, the minor civil division of Yarmouth.

House District 103 has a population of 8990 and a deviation of -0.36%.

House District 104 consists of:

A. In Cumberland County, the minor civil division of New Gloucester and the following census blocks from the minor civil division of Gray:

- 230050047011000, 230050047011001, 230050047011002,
- 230050047011003, 230050047011004, 230050047011005,
- 230050047011006, 230050047011007, 230050047011008,
- 230050047012001, 230050047012002, 230050047012003,
- 230050047012004, 230050047012005, 230050047012006,
- 230050047012007, 230050047012008, 230050047012009,
- 230050047012010, 230050047013000, 230050047013001,
- 230050047013002, 230050047013003, 230050047013004,
- 230050047013005, 230050047013006, 230050047013007,
- 230050047013008, 230050047013009, 230050047013010,
- 230050047013011, 230050047013012, 230050047013013,
- 230050047013014, 230050047013015, 230050047013016,
- 230050047013017, 230050047013018, 230050047013019,
- 230050047013020, 230050047021014, 230050047023000,
- 230050047023001, 230050047023002, 230050047023003,

230050047023006,	230050047023009,
230050047023011,	230050047023012,
230050047023013,	230050047023017,
230050047023018,	230050047023019,
230050047023020.	

House District 104 has a population of 9004 and a deviation of -0.2%.

House District 105 consists of:

A. In Cumberland County, the minor civil division of North Yarmouth and the following census blocks from the minor civil division of Gray:

230050047021001,	230050047021002,
230050047021003,	230050047021004,
230050047021005,	230050047021006,
230050047021007,	230050047021008,
230050047021009,	230050047021010,
230050047021011,	230050047021012,
230050047021013,	230050047021015,
230050047021016,	230050047021017,
230050047021018,	230050047021019,
230050047021020,	230050047021021,
230050047021022,	230050047021023,
230050047021024,	230050047021025,
230050047021026,	230050047021027,
230050047021028,	230050047021029,
230050047021030,	230050047021031,
230050047021032,	230050047021033,
230050047021034,	230050047021035,
230050047021036,	230050047021037,
230050047021038,	230050047021039,
230050047021040,	230050047021041,
230050047022000,	230050047022001,
230050047022002,	230050047022003,
230050047022004,	230050047022005,
230050047022006,	230050047022007,
230050047022008,	230050047022009,
230050047022010,	230050047022011,
230050047022012,	230050047022013,
230050047022014,	230050047023004,
230050047023007,	230050047023008,
230050047023010,	230050047023014,
230050047023015,	230050047023016,
230050047024000,	230050047024001,
230050047024002,	230050047024003,
230050047024004,	230050047024005,
230050047024006,	230050047024007,
230050047024008,	230050047024009,
230050047024010,	230050047024011,
230050047024012,	230050047024013,
230050047024014,	230050047024015,
230050047024016,	230050047024017,
230050047024018,	230050047024019,
230050047024020,	230050047024021,
230050047024022,	230050047024023,
230050047024024,	230050047024025,
230050047024026,	230050047024027.

House District 105 has a population of 9013 and a deviation of -0.1%.

House District 106 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Windham:

230050048021000,	230050048021001,
230050048021002,	230050048021003,
230050048021004,	230050048021005,
230050048021006,	230050048021008,
230050048021009,	230050048021010,
230050048021011,	230050048021012,
230050048021013,	230050048021016,
230050048021017,	230050048021018,
230050048021020,	230050048021022,
230050048021026,	230050048021027,
230050048021031,	230050048021032,
230050048021036,	230050048022000,
230050048022001,	230050048022002,
230050048022003,	230050048022004,
230050048022005,	230050048022006,
230050048022007,	230050048022008,
230050048022009,	230050048022010,
230050048022011,	230050048022012,
230050048022013,	230050048022014,
230050048022015,	230050048022016,
230050048022017,	230050048023000,
230050048023001,	230050048023002,
230050048023003,	230050048023004,
230050048023005,	230050048023006,
230050048023007,	230050048023008,
230050048023009,	230050048023010,
230050048023011,	230050048023012,
230050048023013,	230050048023014,
230050048023015,	230050048023016,
230050048023017,	230050048041000,
230050048041001,	230050048041002,
230050048041003,	230050048041004,
230050048041005,	230050048041006,
230050048041007,	230050048041008,
230050048041009,	230050048041010,
230050048041011,	230050048041012,
230050048041013,	230050048041014,
230050048041015,	230050048041021,
230050048051000,	230050048051001,
230050048051002,	230050048051003,
230050048051004,	230050048051005,
230050048051006,	230050048051007,
230050048051008,	230050048051009,
230050048051010,	230050048051011,
230050048051013,	230050048051014,
230050048051015,	230050048051016,
230050048051017,	230050048051019,
230050048051020,	230050048051021,
230050048051022,	230050048051023,
230050048051024,	230050048051025,
230050048051026,	230050048051027,
230050048052000,	230050048052001,
230050048052002,	230050048052003,

230050048052004,
 230050048052006,
 230050048052008,
 230050048052010,
 230050048052012,
 230050048052014,
 230050048052016,
 230050048053000,
 230050048053002,
 230050048053004,
 230050048053006,
 230050048053008,
 230050048053010, 230050048053011.

House District 106 has a population of 9145 and a deviation of 1.36%.

House District 107 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Windham:

230050048021007,
 230050048021015,
 230050048021021,
 230050048021024,
 230050048021028,
 230050048021030,
 230050048021034,
 230050048031000,
 230050048031002,
 230050048031004,
 230050048031006,
 230050048031008,
 230050048031010,
 230050048031012,
 230050048031014,
 230050048031016,
 230050048031018,
 230050048031020,
 230050048031022,
 230050048031024,
 230050048031026,
 230050048032001,
 230050048032003,
 230050048032005,
 230050048032007,
 230050048032009,
 230050048032011,
 230050048032013,
 230050048032015,
 230050048032017,
 230050048032019,
 230050048032021,
 230050048033001,
 230050048033003,
 230050048033005,
 230050048033007,
 230050048033009,
 230050048033011,
 230050048033013,
 230050048033015,

230050048021014,
 230050048021019,
 230050048021023,
 230050048021025,
 230050048021029,
 230050048021033,
 230050048021035,
 230050048031001,
 230050048031003,
 230050048031005,
 230050048031007,
 230050048031009,
 230050048031011,
 230050048031013,
 230050048031015,
 230050048031017,
 230050048031019,
 230050048031021,
 230050048031023,
 230050048031025,
 230050048032000,
 230050048032002,
 230050048032004,
 230050048032006,
 230050048032008,
 230050048032010,
 230050048032012,
 230050048032014,
 230050048032016,
 230050048032018,
 230050048032020,
 230050048033000,
 230050048033002,
 230050048033004,
 230050048033006,
 230050048033008,
 230050048033010,
 230050048033012,
 230050048033014,
 230050048033016,

230050048033017,
 230050048033019,
 230050048034000,
 230050048034002,
 230050048034004,
 230050048034006,
 230050048034008,
 230050048034010,
 230050048034012,
 230050048034014,
 230050048034016,
 230050048034018,
 230050048034020,
 230050048034022,
 230050048034024,
 230050048034026,
 230050048041016,
 230050048041018,
 230050048041020,
 230050048042000,
 230050048042002,
 230050048043001,
 230050048043003,
 230050048043005,
 230050048043007,
 230050048043009,
 230050048043011,
 230050048043013,
 230050048043015,
 230050048043017,
 230050048043019,
 230050048051018.

House District 107 has a population of 9289 and a deviation of 2.95%.

House District 108 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Gorham:

230050040012000,
 230050040012002,
 230050040012004,
 230050040012006,
 230050040012008,
 230050040012010,
 230050040012012,
 230050040012014,
 230050040012016,
 230050040012018,
 230050040012020,
 230050040012022,
 230050040021019,
 230050040022011,
 230050040023001,
 230050040023003,
 230050040023005,
 230050040023007,
 230050040023009,
 230050040023011,
 230050040023013,

230050040012001,
 230050040012003,
 230050040012005,
 230050040012007,
 230050040012009,
 230050040012011,
 230050040012013,
 230050040012015,
 230050040012017,
 230050040012019,
 230050040012021,
 230050040021018,
 230050040022010,
 230050040023000,
 230050040023002,
 230050040023004,
 230050040023006,
 230050040023008,
 230050040023010,
 230050040023012,
 230050040023014,

230050040023015,
 230050040023017,
 230050040023019,
 230050040023021,
 230050040023023,
 230050040023025,
 230050040024005,
 230050040024007,
 230050040024009,
 230050040024011,
 230050040024013,
 230050040024015,
 230050040024017,
 230050040024019,
 230050040024021,
 230050040024023,
 230050040024027,
 230050041001001,
 230050041001003,
 230050041001005,
 230050041001007,
 230050041001009,
 230050041001011,
 230050041001013,
 230050041001015,
 230050041001017,
 230050041001019,
 230050041001021,
 230050041001023,
 230050041001025,
 230050041001027,
 230050041001029,
 230050041001031,
 230050041001033,
 230050041001035,
 230050041001037,
 230050041001039,
 230050041001041,
 230050041001043,
 230050041002018,
 230050041002020,
 230050041002022,
 230050041002025,
 230050041002027,
 230050041002029,
 230050041002031,
 230050041002033,
 230050041002035,
 230050041002037,
 230050041002039.

House District 108 has a population of 9349 and a deviation of 3.62%.

House District 109 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Gorham:
 230050040011000,
 230050040011002,
 230050040011004,
 230050040011001,
 230050040011003,
 230050040011005,

230050040023016,
 230050040023018,
 230050040023020,
 230050040023022,
 230050040023024,
 230050040023026,
 230050040024006,
 230050040024008,
 230050040024010,
 230050040024012,
 230050040024014,
 230050040024016,
 230050040024018,
 230050040024020,
 230050040024022,
 230050040024024,
 230050041001000,
 230050041001002,
 230050041001004,
 230050041001006,
 230050041001008,
 230050041001010,
 230050041001012,
 230050041001014,
 230050041001016,
 230050041001018,
 230050041001020,
 230050041001022,
 230050041001024,
 230050041001026,
 230050041001028,
 230050041001030,
 230050041001032,
 230050041001034,
 230050041001036,
 230050041001038,
 230050041001040,
 230050041001042,
 230050041001044,
 230050041002019,
 230050041002021,
 230050041002024,
 230050041002026,
 230050041002028,
 230050041002030,
 230050041002032,
 230050041002034,
 230050041002036,
 230050041002038,

230050040011006,
 230050040011008,
 230050040011010,
 230050040011012,
 230050040011014,
 230050040011016,
 230050040011018,
 230050040011020,
 230050040011022,
 230050040011024,
 230050040011026,
 230050040011028,
 230050040011030,
 230050040011032,
 230050040011034,
 230050040011036,
 230050040011038,
 230050040011040,
 230050040021001,
 230050040021003,
 230050040021005,
 230050040021007,
 230050040021009,
 230050040021011,
 230050040021013,
 230050040021015,
 230050040021017,
 230050040022001,
 230050040022003,
 230050040022005,
 230050040022007,
 230050040022009,
 230050040024001,
 230050040024003,
 230050040024025,
 230050041002000,
 230050041002002,
 230050041002004,
 230050041002006,
 230050041002008,
 230050041002010,
 230050041002012,
 230050041002014,
 230050041002016,
 230050041002023,
 230050041003001,
 230050041003003,
 230050041003005,
 230050041003007,
 230050041003009,
 230050041003011,
 230050041003013,
 230050041003015,
 230050041003017,
 230050041003019,
 230050041003021,
 230050041003023,
 230050041003025,
 230050041003027,

230050040011007,
 230050040011009,
 230050040011011,
 230050040011013,
 230050040011015,
 230050040011017,
 230050040011019,
 230050040011021,
 230050040011023,
 230050040011025,
 230050040011027,
 230050040011029,
 230050040011031,
 230050040011033,
 230050040011035,
 230050040011037,
 230050040011039,
 230050040021000,
 230050040021002,
 230050040021004,
 230050040021006,
 230050040021008,
 230050040021010,
 230050040021012,
 230050040021014,
 230050040021016,
 230050040022000,
 230050040022002,
 230050040022004,
 230050040022006,
 230050040022008,
 230050040024000,
 230050040024002,
 230050040024004,
 230050040024026,
 230050041002001,
 230050041002003,
 230050041002005,
 230050041002007,
 230050041002009,
 230050041002011,
 230050041002013,
 230050041002015,
 230050041002017,
 230050041003000,
 230050041003002,
 230050041003004,
 230050041003006,
 230050041003008,
 230050041003010,
 230050041003012,
 230050041003014,
 230050041003016,
 230050041003018,
 230050041003020,
 230050041003022,
 230050041003024,
 230050041003026,
 230050041003028,

230050041003029, 230050041003030,
 230050041003031, 230050041003032,
 230050041003033, 230050041003034,
 230050041003035, 230050041003036,
 230050041003037, 230050041003038,
 230050041003039, 230050041003040,
 230050041003041, 230050041003042,
 230050041003043.

House District 109 has a population of 8987 and a deviation of -0.39%.

House District 110 consists of:

A. In Cumberland County, the minor civil divisions of Chebeague Island, Cumberland, and Long Island.

House District 110 has a population of 9103 and a deviation of 0.89%.

House District 111 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Falmouth:

230050025011000, 230050025011001,
 230050025011002, 230050025011003,
 230050025011004, 230050025011005,
 230050025011006, 230050025011007,
 230050025011008, 230050025011009,
 230050025011010, 230050025011011,
 230050025011012, 230050025011013,
 230050025011014, 230050025011015,
 230050025011016, 230050025011017,
 230050025011018, 230050025011019,
 230050025011020, 230050025011021,
 230050025011022, 230050025011023,
 230050025011024, 230050025011025,
 230050025011026, 230050025011027,
 230050025011028, 230050025011029,
 230050025011030, 230050025011031,
 230050025011032, 230050025012000,
 230050025012001, 230050025012002,
 230050025012003, 230050025012004,
 230050025012005, 230050025012006,
 230050025012007, 230050025012008,
 230050025012009, 230050025012010,
 230050025012011, 230050025012012,
 230050025012013, 230050025012014,
 230050025012015, 230050025012016,
 230050025012017, 230050025031000,
 230050025031001, 230050025031002,
 230050025031003, 230050025031004,
 230050025031005, 230050025031006,
 230050025031012, 230050025032000,
 230050025032001, 230050025032002,
 230050025032003, 230050025032004,
 230050025032005, 230050025032006,
 230050025032007, 230050025032008,
 230050025032009, 230050025032010,
 230050025032011, 230050025032012,
 230050025032013, 230050025032014,
 230050025032015, 230050025032016,

230050025032017, 230050025032018,
 230050025033000, 230050025033001,
 230050025033002, 230050025033003,
 230050025033004, 230050025033005,
 230050025033006, 230050025033007,
 230050025033008, 230050025033009,
 230050025033010, 230050025033011,
 230050025033012, 230050025033013,
 230050025033014, 230050025033015,
 230050025033016, 230050025033017,
 230050025033018, 230050025033019,
 230050025033020, 230050025033021,
 230050025033022, 230050025041000,
 230050025041001, 230050025041002,
 230050025041003, 230050025041004,
 230050025041005, 230050025042000,
 230050025042001, 230050025042002,
 230050025042003, 230050025042004,
 230050025042005, 230050025042006,
 230050025042007, 230050025042008,
 230050025042009, 230050025042010,
 230050025042011, 230050025042012,
 230050025042013, 230050025042014,
 230050025042015, 230050025042016.

House District 111 has a population of 9379 and a deviation of 3.95%.

House District 112 consists of:

A. In Cumberland County, the following census blocks from the minor civil divisions of Falmouth and Portland:

230050025031007, 230050025031008,
 230050025031009, 230050025031010,
 230050025031011, 230050025031013,
 230050025031014, 230050025031015,
 230050025031016, 230050025031017,
 230050025031018, 230050025031019,
 230050025031020, 230050025031021,
 230050025031022, 230050025031023,
 230050025031024, 230050025031025,
 230050025031026, 230050025031027,
 230050025031028, 230050025031029,
 230050025031030, 230050025041006,
 230050025041007, 230050025041008,
 230050025041009, 230050025041010,
 230050025041011, 230050025041012,
 230050025041013, 230050025041014,
 230050025041015, 230050025041016,
 230050025041017, 230050025041018,
 230050025041019, 230050025041020,
 230050025041021, 230050025041022,
 230050025041023, 230050025041024,
 230050025041025, 230050025041026,
 230050025041027, 230050025041028,
 230050025041029, 230050025041030,
 230050025041031, 230050025041032,
 230050025041033, 230050025041034,
 230050025041035, 230050025041036,
 230050025041037, 230050025041038,
 230050025041039, 230050025041040,

230050025041041,
 230050025042017,
 230050025042019,
 230050025042021,
 230050025042023,
 230050025042025,
 230050025042027,
 230050025042029,
 230050025042031,
 230050021011001,
 230050021011003,
 230050021011005,
 230050021011007,
 230050021011009,
 230050021011011,
 230050021011013,
 230050021011015,
 230050021011017,
 230050021012001,
 230050021012003,
 230050021012005,
 230050021012007,
 230050021012009,
 230050021012011,
 230050021012013,
 230050021012015,
 230050021013000,
 230050021013002,
 230050021013004,
 230050021013006,
 230050021013008,
 230050021013010,
 230050021014001,
 230050021014003,
 230050021014005,
 230050021014007,
 230050021014009,
 230050021014011.

House District 112 has a population of 9302 and a deviation of 3.1%.

House District 113 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Portland:

230050017002006,
 230050020011001,
 230050020011003,
 230050020011005,
 230050020011008,
 230050020011010,
 230050020012000,
 230050020012002,
 230050020012004,
 230050020012006,
 230050020012008,
 230050020012010,
 230050020012012,
 230050020012014,
 230050020012016,

230050025041042,
 230050025042018,
 230050025042020,
 230050025042022,
 230050025042024,
 230050025042026,
 230050025042028,
 230050025042030,
 230050021011000,
 230050021011002,
 230050021011004,
 230050021011006,
 230050021011008,
 230050021011010,
 230050021011012,
 230050021011014,
 230050021011016,
 230050021012000,
 230050021012002,
 230050021012004,
 230050021012006,
 230050021012008,
 230050021012010,
 230050021012012,
 230050021012014,
 230050021012016,
 230050021013001,
 230050021013003,
 230050021013005,
 230050021013007,
 230050021013009,
 230050021014000,
 230050021014002,
 230050021014004,
 230050021014006,
 230050021014008,
 230050021014010,

230050020013001,
 230050020013003,
 230050020013005,
 230050020013007,
 230050020013009,
 230050020013011,
 230050020013013,
 230050020013015,
 230050020013017,
 230050020013019,
 230050020021016,
 230050020022000,
 230050020022002,
 230050020022004,
 230050020022006,
 230050020022008,
 230050020022010,
 230050020022012,
 230050020022014,
 230050020022017,
 230050020022025,
 230050020022027,
 230050021021001,
 230050021021003,
 230050021021005,
 230050021021007,
 230050021021009,
 230050021021011,
 230050021021013,
 230050021021015,
 230050021021017,
 230050021021019,
 230050021021021,
 230050021021023,
 230050021021025,
 230050021022000,
 230050021022002,
 230050021022004,
 230050021022006,
 230050021023001,
 230050021023003,
 230050021023005,
 230050021023007,
 230050021023009,
 230050021023011,
 230050021023013,
 230050021024000,
 230050021024002,
 230050021024004,
 230050021024006,
 230050021024008,
 230050021024010,
 230050021024012,

230050020013002,
 230050020013004,
 230050020013006,
 230050020013008,
 230050020013010,
 230050020013012,
 230050020013014,
 230050020013016,
 230050020013018,
 230050020013020,
 230050020021017,
 230050020022001,
 230050020022003,
 230050020022005,
 230050020022007,
 230050020022009,
 230050020022011,
 230050020022013,
 230050020022016,
 230050020022018,
 230050020022026,
 230050021021000,
 230050021021002,
 230050021021004,
 230050021021006,
 230050021021008,
 230050021021010,
 230050021021012,
 230050021021014,
 230050021021016,
 230050021021018,
 230050021021020,
 230050021021022,
 230050021021024,
 230050021021026,
 230050021022001,
 230050021022003,
 230050021022005,
 230050021023000,
 230050021023002,
 230050021023004,
 230050021023006,
 230050021023008,
 230050021023010,
 230050021023012,
 230050021023014,
 230050021024001,
 230050021024003,
 230050021024005,
 230050021024007,
 230050021024009,
 230050021024011,

House District 113 has a population of 9440 and a deviation of 4.63%.

House District 114 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Portland:

230050021024013,
 230050021024012,

- 230050018004000,
- 230050018004005,
- 230050018004007,
- 230050022001001,
- 230050022001003,
- 230050022001006,
- 230050022002001,
- 230050022002003,
- 230050022002005,
- 230050022002007,
- 230050022002009,
- 230050022003000,
- 230050022003002,
- 230050022003004,
- 230050022003006,
- 230050022003008,
- 230050022004000,
- 230050022004002,
- 230050022004004,
- 230050022004006,
- 230050022004008,
- 230050023001001,
- 230050023001003,
- 230050023001005,
- 230050023001007,
- 230050023001009,
- 230050023001011,
- 230050023001013,
- 230050023001015,
- 230050023001017,
- 230050023001019,
- 230050023001021,
- 230050023001023,
- 230050023001025,
- 230050023001028,
- 230050023001030,
- 230050023001032,
- 230050023001034,
- 230050023002001,
- 230050023002003,
- 230050023002005,
- 230050023002007,
- 230050023002009,
- 230050023002011,
- 230050023002013,
- 230050023003000,
- 230050023003002,
- 230050023003004,
- 230050023003006,
- 230050023003008,
- 230050023003010,
- 230050023003012,
- 230050018004001,
- 230050018004006,
- 230050022001000,
- 230050022001002,
- 230050022001004,
- 230050022002000,
- 230050022002002,
- 230050022002004,
- 230050022002006,
- 230050022002008,
- 230050022002010,
- 230050022003001,
- 230050022003003,
- 230050022003005,
- 230050022003007,
- 230050022003009,
- 230050022004001,
- 230050022004003,
- 230050022004005,
- 230050022004007,
- 230050023001000,
- 230050023001002,
- 230050023001004,
- 230050023001006,
- 230050023001008,
- 230050023001010,
- 230050023001012,
- 230050023001014,
- 230050023001016,
- 230050023001018,
- 230050023001020,
- 230050023001022,
- 230050023001024,
- 230050023001027,
- 230050023001029,
- 230050023001031,
- 230050023001033,
- 230050023002000,
- 230050023002002,
- 230050023002004,
- 230050023002006,
- 230050023002008,
- 230050023002010,
- 230050023002012,
- 230050023002014,
- 230050023003001,
- 230050023003003,
- 230050023003005,
- 230050023003007,
- 230050023003009,
- 230050023003011,
- 230050015001002,
- 230050015001004,
- 230050015001007,
- 230050015001009,
- 230050015001011,
- 230050015001014,
- 230050015001016,
- 230050015001018,
- 230050015001020,
- 230050015002001,
- 230050015002011,
- 230050015002013,
- 230050015002016,
- 230050015002018,
- 230050015002020,
- 230050015002022,
- 230050015003000,
- 230050015003004,
- 230050015003006,
- 230050015003008,
- 230050015003010,
- 230050015003012,
- 230050015003014,
- 230050015003016,
- 230050018001001,
- 230050018001003,
- 230050018001005,
- 230050018001007,
- 230050018001009,
- 230050018001011,
- 230050018001013,
- 230050018002000,
- 230050018002002,
- 230050018002004,
- 230050018002006,
- 230050018002008,
- 230050018002010,
- 230050018002013,
- 230050018002015,
- 230050018002017,
- 230050018002019,
- 230050018002021,
- 230050018002023,
- 230050018003001,
- 230050018003003,
- 230050018004002,
- 230050018004004,
- 230050019001001,
- 230050019001003,
- 230050019001005,
- 230050019001007,
- 230050019001009,
- 230050019001011,
- 230050019001013,
- 230050019002000,
- 230050019002002,
- 230050019002004,
- 230050019002009,
- 230050019002011,
- 230050015001003,
- 230050015001005,
- 230050015001008,
- 230050015001010,
- 230050015001013,
- 230050015001015,
- 230050015001017,
- 230050015001019,
- 230050015002000,
- 230050015002010,
- 230050015002012,
- 230050015002015,
- 230050015002017,
- 230050015002019,
- 230050015002021,
- 230050015002023,
- 230050015003001,
- 230050015003005,
- 230050015003007,
- 230050015003009,
- 230050015003011,
- 230050015003013,
- 230050015003015,
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- 230050018001002,
- 230050018001004,
- 230050018001006,
- 230050018001008,
- 230050018001010,
- 230050018001012,
- 230050018001014,
- 230050018002001,
- 230050018002003,
- 230050018002005,
- 230050018002007,
- 230050018002009,
- 230050018002011,
- 230050018002014,
- 230050018002016,
- 230050018002018,
- 230050018002020,
- 230050018002022,
- 230050018003000,
- 230050018003002,
- 230050018003004,
- 230050018004003,
- 230050019001000,
- 230050019001002,
- 230050019001004,
- 230050019001006,
- 230050019001008,
- 230050019001010,
- 230050019001012,
- 230050019001014,
- 230050019002001,
- 230050019002003,
- 230050019002005,
- 230050019002010,
- 230050019002013,

House District 114 has a population of 8609 and a deviation of -4.58%.

House District 115 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Portland:
230050015001000, 230050015001001,

230050019002014, 230050022001005,
 230050022001007, 230050022001008,
 230050022001009, 230050022001010,
 230050022001011, 230050022001012,
 230050022001013, 230050022004009.

House District 115 has a population of 8964 and a deviation of -0.65%.

House District 116 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Portland:

230050015002014, 230050015003002,
 230050015003003, 230050017001000,
 230050017001001, 230050017001002,
 230050017001003, 230050017001004,
 230050017001005, 230050017001006,
 230050017001007, 230050017001008,
 230050017001009, 230050017001010,
 230050017001011, 230050017001012,
 230050017001013, 230050017001014,
 230050017001015, 230050017001016,
 230050017001017, 230050017001018,
 230050017001019, 230050017001020,
 230050017001021, 230050017001022,
 230050017002000, 230050017002001,
 230050017002002, 230050017002003,
 230050017002004, 230050017002005,
 230050017002007, 230050017002008,
 230050017002009, 230050017002010,
 230050017003000, 230050017003001,
 230050017003002, 230050017003003,
 230050017003004, 230050017003005,
 230050017003006, 230050017003007,
 230050017003008, 230050017003009,
 230050017003010, 230050017004000,
 230050017004001, 230050017004002,
 230050017004003, 230050017004004,
 230050017004005, 230050017004006,
 230050017004007, 230050017004008,
 230050017004009, 230050017004010,
 230050017004011, 230050017004012,
 230050017004013, 230050017004014,
 230050017004015, 230050018002012,
 230050018002024, 230050018002025,
 230050018002026, 230050019002006,
 230050019002007, 230050019002008,
 230050019002012, 230050019003000,
 230050019003001, 230050019003002,
 230050019003003, 230050019003004,
 230050019003005, 230050019003006,
 230050019003007, 230050019003008,
 230050019003009, 230050019003010,
 230050019003012, 230050019003013,
 230050019003014, 230050019003015,
 230050019003016, 230050019003017,
 230050019003018, 230050019003019,
 230050019003020, 230050019004000,
 230050019004001, 230050019004002,
 230050019004003, 230050019004004,

230050019004005, 230050019004006,
 230050019004007, 230050019004008,
 230050019004009, 230050019004010,
 230050020011000, 230050020011006,
 230050020011012, 230050020011013,
 230050020011014, 230050020011015,
 230050020011016, 230050020011017,
 230050020021000, 230050020021011,
 230050020021002, 230050020021003,
 230050020021004, 230050020021005,
 230050020021006, 230050020021007,
 230050020021008, 230050020021009,
 230050020021010, 230050020021011,
 230050020021012, 230050020021013,
 230050020021014, 230050020021015,
 230050020021018, 230050020021019,
 230050020021020, 230050020021021,
 230050020021022, 230050020021023,
 230050020021024, 230050020021025,
 230050020021031, 230050020021047,
 230050020022015, 230050020022019,
 230050020022020, 230050020022021,
 230050020022022, 230050020022023,
 230050020022024, 230050020022028,
 230050020022029, 230050020022030,
 230050020022031.

House District 116 has a population of 8666 and a deviation of -3.95%.

House District 117 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Portland:

230050003001057, 230050003001058,
 230050003001059, 230050003001060,
 230050003001061, 230050003001062,
 230050003001063, 230050003001064,
 230050003001065, 230050003001066,
 230050010002005, 230050010002006,
 230050010002007, 230050010002008,
 230050010002009, 230050010002010,
 230050011001002, 230050011001003,
 230050011001004, 230050011001005,
 230050011001006, 230050011001007,
 230050011001008, 230050011001009,
 230050011001010, 230050011001011,
 230050011001012, 230050011002000,
 230050011002001, 230050011002002,
 230050011002003, 230050011002004,
 230050011002005, 230050012001000,
 230050012001001, 230050012001002,
 230050012001003, 230050012001004,
 230050012001005, 230050012001006,
 230050012002000, 230050012002001,
 230050012002002, 230050012002003,
 230050012002004, 230050013001000,
 230050013001001, 230050013001002,
 230050013001003, 230050013001004,
 230050013001005, 230050013001006,
 230050013001007, 230050013001008,

230050013001009,	230050013001010,	230050005001014,	230050005001015,
230050013001011,	230050013001012,	230050005001016,	230050005001017,
230050013001013,	230050013001014,	230050005001018,	230050005001019,
230050013001015,	230050013001016,	230050005001020,	230050005001021,
230050013001017,	230050013001018,	230050005001022,	230050005002001,
230050013001019,	230050013001020,	230050005002002,	230050005002003,
230050013001021,	230050013001022,	230050005002004,	230050005002005,
230050013001023,	230050013002000,	230050005002006,	230050005002007,
230050013002001,	230050013002002,	230050005002008,	230050006001000,
230050013002003,	230050013002004,	230050006001001,	230050006001002,
230050013002005,	230050013002006,	230050006001003,	230050006001004,
230050013002007,	230050013002008,	230050006001005,	230050006001006,
230050013002009,	230050013002010,	230050006001007,	230050006001008,
230050013002011,	230050013002012,	230050006001009,	230050006001010,
230050013002013,	230050013002014,	230050006001011,	230050006001012,
230050013002015,	230050013002016,	230050006001013,	230050006001014,
230050013002017,	230050013002018,	230050006001015,	230050006001016,
230050013002019,	230050013002020,	230050006001017,	230050006001018,
230050013002021,	230050013002022,	230050006001019,	230050006001020,
230050013002023,	230050013002024,	230050006001021,	230050006001022,
230050013003000,	230050013003001,	230050006001023,	230050006002000,
230050013003002,	230050013003003,	230050006002001,	230050006002002,
230050013003004,	230050013003005,	230050006002003,	230050006002004,
230050013003006,	230050013003007,	230050006002005,	230050006002006,
230050013003008,	230050013003009,	230050006002007,	230050006002008,
230050013003010,	230050013003011,	230050006002009,	230050006002010,
230050015002024,	230050015002026,	230050006002011,	230050006002012,
230050015002027,	230050015002028,	230050006002013,	230050006002014,
230050015002031,	230050020021026,	230050006002015,	230050006002016,
230050020021027,	230050020021028,	230050006002017,	230050006002018,
230050020021029,	230050020021030,	230050006002019,	230050006003000,
230050020021032,	230050020021033,	230050006003001,	230050006003002,
230050020021034,	230050020021035,	230050006003003,	230050006003004,
230050020021036,	230050020021037,	230050006003005,	230050010001000,
230050020021038,	230050020021039,	230050010001001,	230050010001002,
230050020021040,	230050020021041,	230050010001003,	230050010001004,
230050020021042,	230050020021043,	230050010001005,	230050010001006,
230050020021044,	230050020021045,	230050010001007,	230050010001008,
230050020021046,	230050020021048,	230050010001009,	230050010002000,
		230050010002001,	230050010002002,
		230050010002003,	230050010002004,
		230050015001006,	230050015001012,
		230050015002002,	230050015002003,
		230050015002004,	230050015002005,
		230050015002006,	230050015002007,
		230050015002008,	230050015002009,
		230050015002025,	230050015002029,
		230050015002030,	230050015002032.

House District 117 has a population of 8578 and a deviation of -4.93%.

House District 118 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Portland:

230050003001012,	230050003001013,
230050003001014,	230050003001015,
230050003001016,	230050003001017,
230050003003000,	230050003003001,
230050003003002,	230050003003003,
230050003003004,	230050003003005,
230050003003006,	230050003003007,
230050003003008,	230050005001001,
230050005001002,	230050005001003,
230050005001004,	230050005001005,
230050005001006,	230050005001007,
230050005001008,	230050005001009,
230050005001010,	230050005001011,
230050005001012,	230050005001013,

House District 118 has a population of 8795 and a deviation of -2.52%.

House District 119 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Portland:

230050001001000,	230050001001001,
230050001001002,	230050001001003,
230050001001004,	230050001001005,
230050001001006,	230050001001007,
230050001001008,	230050001001009,

230050001002000,
230050001002002,
230050001002004,
230050001002006,
230050001002008,
230050001003001,
230050001003003,
230050001003005,
230050001003007,
230050002001000,
230050002001002,
230050002001004,
230050002001006,
230050002001008,
230050002002000,
230050002002002,
230050002002004,
230050002002006,
230050002003000,
230050002003002,
230050002003004,
230050002003006,
230050002003008,
230050002003010,
230050003001000,
230050003001002,
230050003001004,
230050003001006,
230050003001008,
230050003001010,
230050003001018,
230050003001020,
230050003001022,
230050003001024,
230050003001026,
230050003001028,
230050003001030,
230050003001032,
230050003001034,
230050003001036,
230050003001038,
230050003001040,
230050003001042,
230050003001044,
230050003001046,
230050003001048,
230050003001050,
230050003001052,
230050003001054,
230050003001056,
230050003001068,
230050003001070,
230050003001072,
230050003001074,
230050003002000,
230050003002002,
230050003002004,
230050003002006,
230050003002008,
230050001002001,
230050001002003,
230050001002005,
230050001002007,
230050001003000,
230050001003002,
230050001003004,
230050001003006,
230050001003008,
230050002001001,
230050002001003,
230050002001005,
230050002001007,
230050002001009,
230050002002001,
230050002002003,
230050002002005,
230050002002007,
230050002003001,
230050002003003,
230050002003005,
230050002003007,
230050002003009,
230050002003011,
230050003001001,
230050003001003,
230050003001005,
230050003001007,
230050003001009,
230050003001011,
230050003001019,
230050003001021,
230050003001023,
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230050003001027,
230050003001029,
230050003001031,
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230050003001035,
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230050003001041,
230050003001043,
230050003001045,
230050003001047,
230050003001049,
230050003001051,
230050003001053,
230050003001055,
230050003001067,
230050003001069,
230050003001071,
230050003001073,
230050003001075,
230050003002001,
230050003002003,
230050003002005,
230050003002007,
230050003002009,
230050003002010,
230050005002000,
230050005002010,
230050005002012,
230050005002014,
230050005002016,
230050005002018,
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230050011003000,
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230050011003006,
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230050024001003,
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230050024002008,
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230050005002011,
230050005002013,
230050005002015,
230050005002017,
230050005002019,
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230050011003001,
230050011003003,
230050011003005,
230050011003007,
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230050024001002,
230050024001004,
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230050024002005,
230050024002007,
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230050024002011,
230050024002013,
230050024002015,
230050024002017,
230050024002019,
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230050024002025,
230050024003000,
230050024003002,
230050024003014,
230050024003016,
230050024003018,
230050024003020,

230050024003021, 230059900000006,
 230059900000007, 230059900000008,
 230059900000009, 230059900000010,
 230059900000011, 230059900000012,
 230059900000013, 230059900000017.

House District 119 has a population of 9119 and a deviation of 1.07%.

House District 120 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of South Portland:

230050030011000, 230050030011001,
 230050030011002, 230050030011003,
 230050030011004, 230050030011005,
 230050030011006, 230050030011007,
 230050030011008, 230050030011009,
 230050030011010, 230050030011011,
 230050030011012, 230050030011013,
 230050030011014, 230050030011015,
 230050030011016, 230050030011017,
 230050030011018, 230050030011019,
 230050030011020, 230050030011021,
 230050030011022, 230050030011023,
 230050030011024, 230050030011025,
 230050030011026, 230050030012000,
 230050030012001, 230050030012002,
 230050030012003, 230050030012004,
 230050030012005, 230050030012006,
 230050030012007, 230050030012008,
 230050030012009, 230050030012010,
 230050030012011, 230050030012012,
 230050030012013, 230050030012014,
 230050030012015, 230050030012016,
 230050030012017, 230050030012018,
 230050030012019, 230050030012020,
 230050030012021, 230050030012022,
 230050030012023, 230050030012024,
 230050030013000, 230050030013001,
 230050030013002, 230050030013003,
 230050030013004, 230050030013005,
 230050030013006, 230050030013007,
 230050030013008, 230050030013009,
 230050030013010, 230050030013011,
 230050030013012, 230050030013013,
 230050030013014, 230050030013015,
 230050030013016, 230050030013017,
 230050030013018, 230050030013019,
 230050030013020, 230050030021000,
 230050030021001, 230050030021002,
 230050030021003, 230050030021004,
 230050030021005, 230050030021006,
 230050030021007, 230050030021008,
 230050030021009, 230050030021010,
 230050030021011, 230050030021012,
 230050030021013, 230050030021014,
 230050030021015, 230050030021016,
 230050030021017, 230050030021018,
 230050030021019, 230050030021020,
 230050030021021, 230050030021022,

230050030021023, 230050030021024,
 230050030021025, 230050030021026,
 230050030021027, 230050030021028,
 230050030021029, 230050030021030,
 230050030021031, 230050030021032,
 230050030022000, 230050030022001,
 230050030022002, 230050030022003,
 230050030022004, 230050030022005,
 230050030022006, 230050030022007,
 230050030022008, 230050030022009,
 230050030022010, 230050030022011,
 230050030022012, 230050030022013,
 230050030022014, 230050030022015,
 230050030022016, 230050030022017,
 230050030022018, 230050030022019,
 230050030022020, 230050030022021,
 230050030022022, 230050030022023,
 230050030022024, 230050030022025,
 230050030022026, 230050030022027,
 230050030022028, 230050030022029,
 230050030022030, 230050030022031,
 230050030022032, 230050030022033,
 230050030022034, 230050030022035,
 230050030022036, 230050031004002,
 230050031004004, 230050031004005,
 230050031004006, 230050031004007,
 230050031004009, 230050031004010,
 230050031004011, 230050031004012,
 230050031004013, 230050031004014,
 230050031004015, 230050031004016,
 230050031004017, 230050031004018,
 230050031004019, 230050033002000,
 230050033002001, 230050033002002,
 230050033002003, 230050033002004,
 230050033002005, 230050033002006,
 230050033002007, 230050033002008,
 230050033002009, 230050033002010,
 230050033002011, 230050033002012,
 230050033002013, 230050033002014,
 230050033002015, 230050033002016,
 230050033002017, 230050033002018,
 230050033002019, 230050033002020,
 230050033002021, 230050033002022,
 230050033002023, 230050033002024,
 230050033002025, 230050033002026,
 230050033002027, 230050033002028,
 230050033002029, 230050033002030.

House District 120 has a population of 9301 and a deviation of 3.09%.

House District 121 consists of:

A. In Cumberland County, the following census blocks from the minor civil divisions of Cape Elizabeth and South Portland:

230050037022000, 230050037022001,
 230050037022006, 230050037022007,
 230050037022010, 230050037022011,
 230050031001000, 230050031001001,
 230050031001002, 230050031001003,
 230050031001004, 230050031001005,

230050031001006,	230050031001007,	230050032001005,	230050032001006,
230050031002009,	230050031002010,	230050032001007,	230050032001008,
230050031002011,	230050031002012,	230050032001009,	230050032001010,
230050031002013,	230050031002014,	230050032002000,	230050032002001,
230050031003000,	230050031003001,	230050032002002,	230050032002003,
230050031003002,	230050031003003,	230050032002004,	230050032002005,
230050031003004,	230050031003005,	230050032002006,	230050032002007,
230050031004000,	230050031004001,	230050032002008,	230050032002009,
230050031004003,	230050031004008,	230050032002010,	230050032002011,
230050033001000,	230050033001001,	230050032002012,	230050032002013,
230050033001002,	230050033001003,	230050032002014,	230050032003000,
230050033001004,	230050033001005,	230050032003001,	230050032003002,
230050033001006,	230050033001007,	230050032003003,	230050032003004,
230050033001008,	230050033001009,	230050032003005,	230050032003006,
230050033001010,	230050033001011,	230050032003007,	230050032003008,
230050033001012,	230050033001013,	230050032003009,	230050032003010,
230050033001014,	230050033001015,	230050032003011,	230050032003012,
230050033001016,	230050033001017,	230050032003013,	230050032003014,
230050033001018,	230050034002000,	230050032003015,	230050032003016,
230050034002001,	230050034002002,	230050032003017,	230050032003018,
230050034002003,	230050034002006,	230050032003019,	230050032003020,
230050034002007,	230050034002008,	230050032003021,	230050032003022,
230050034002009,	230050034002010,	230050032003023,	230050034001000,
230050034003000,	230050034003001,	230050034001001,	230050034001002,
230050034003002,	230050034003003,	230050034001003,	230050034001004,
230050034003004,	230050034003005,	230050034001005,	230050034001006,
230050034003006,	230050034003007,	230050034001007,	230050034001008,
230050034003008,	230050034003009,	230050034001009,	230050034001010,
230050034003010,	230050034003011,	230050034001011,	230050034001012,
230050034003012,	230050034003013,	230050034001013,	230050034001014,
230050034003014,	230050034003015,	230050034001015,	230050034001016,
230050034003016,	230050034003018,	230050034002004,	230050034002005,
230050034004000,	230050034004001,	230050035001000,	230050035001001,
230050034004002,	230050034004003,	230050035001002,	230050035001003,
230050034004004,	230050034004005,	230050035001004,	230050035001005,
230050034004006,	230050034004007,	230050035001006,	230050035001007,
230050034004008,	230050034005000,	230050035001008,	230050035001009,
230050034005001,	230050034005002,	230050035001010,	230050035001011,
230050034005003,	230050034005004,	230050035001012,	230050035001013,
230050034005005,	230050034005006,	230050035001014,	230050035001015,
230050034005007,	230050034005008,	230050035001016,	230050035001017,
230050034005009,	230050034005010,	230050035001018,	230050035001019,
230050034005011,	230050034005012,	230050035001020,	230050035001021,
230050034005013,	230050034005014,	230050035001022,	230050035001023,
230050034005015,	230050034005016,	230050035001024,	230050035001025,
230050034005017,		230050035002000,	230050035002001,
		230050035002002,	230050035002003,
		230050035002004,	230050035002005,
		230050035002006,	230050035002007,
		230050035002008,	230050035002009,
		230050035002010,	230050035002011,
		230050035002012,	230050035002013,
		230050035002014,	230050035002015,
		230050035002016,	230050035002017,
		230050035002018,	230050035002019,
		230050035002020,	230050035002021,
		230050035002022,	230050035002023,
		230050035002024,	230050035002025,
		230050035002026,	230050035002027,

House District 121 has a population of 8589 and a deviation of -4.8%.

House District 122 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of South Portland:

230050031002000,	230050031002001,
230050031002002,	230050031002003,
230050031002004,	230050031002005,
230050031002006,	230050031002007,
230050031002008,	230050032001000,
230050032001001,	230050032001002,
230050032001003,	230050032001004,

230050035002028,
 230050035002030,
 230050035003001,
 230050035003003,
 230050035003005,
 230050035003007,
 230050035003009,
 230050035003011,
 230050035003013,
 230050035003015,
 230050035003017,
 230050035003019,
 230050035003021,
 230050035003023, 230050035003024.

House District 122 has a population of 8799 and a deviation of -2.48%.

House District 123 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Cape Elizabeth:

230050034003017,
 230050037011001,
 230050037011003,
 230050037011005,
 230050037011007,
 230050037011009,
 230050037011011,
 230050037011013,
 230050037011015,
 230050037011017,
 230050037011019,
 230050037011021,
 230050037011023,
 230050037011025,
 230050037011027,
 230050037011029,
 230050037011031,
 230050037012001,
 230050037012003,
 230050037012005,
 230050037012007,
 230050037012009,
 230050037012011,
 230050037012013,
 230050037012015,
 230050037012017,
 230050037012019,
 230050037021000,
 230050037021002,
 230050037021004,
 230050037021006,
 230050037021008,
 230050037021010,
 230050037021012,
 230050037021014,
 230050037021016,
 230050037021018,
 230050037021020,
 230050037022002,

230050035002029,
 230050035003000,
 230050035003002,
 230050035003004,
 230050035003006,
 230050035003008,
 230050035003010,
 230050035003012,
 230050035003014,
 230050035003016,
 230050035003018,
 230050035003020,
 230050035003022,

230050037022004,
 230050037022008,
 230050037022012,
 230050037022014,
 230050037022016,
 230050037022018,
 230050037022020,
 230050037022022,
 230050037022024,
 230050037023000,
 230050037023002,
 230050037023004,
 230050037023006,
 230050037023008,
 230050037023010,
 230050037023012,
 230050037023014,
 230050037023016,
 230050037023018,
 230050037023020,
 230050037023022,
 230050037023024,
 230059900000015,
 230059900000021,
 230059900000024.

230050037022005,
 230050037022009,
 230050037022013,
 230050037022015,
 230050037022017,
 230050037022019,
 230050037022021,
 230050037022023,
 230050037022025,
 230050037023001,
 230050037023003,
 230050037023005,
 230050037023007,
 230050037023009,
 230050037023011,
 230050037023013,
 230050037023015,
 230050037023017,
 230050037023019,
 230050037023021,
 230050037023023,
 230059900000014,
 230059900000016,
 230059900000022,

House District 123 has a population of 9344 and a deviation of 3.56%.

House District 124 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Scarborough:

230050173031000,
 230050173031002,
 230050173031004,
 230050173031006,
 230050173031008,
 230050173031010,
 230050173031013,
 230050173031015,
 230050173031017,
 230050173031019,
 230050173031021,
 230050173031023,
 230050173033004,
 230050173033007,
 230050173033009,
 230050173033011,
 230050173033013,
 230050173071001,
 230050173071003,
 230050173071005,
 230050173071007,
 230050173071009,
 230050173071011,
 230050173071013,
 230050173071015,
 230050173071017,
 230050173071019,
 230050173071021,

230050173031001,
 230050173031003,
 230050173031005,
 230050173031007,
 230050173031009,
 230050173031011,
 230050173031014,
 230050173031016,
 230050173031018,
 230050173031020,
 230050173031022,
 230050173033002,
 230050173033006,
 230050173033008,
 230050173033010,
 230050173033012,
 230050173071000,
 230050173071002,
 230050173071004,
 230050173071006,
 230050173071008,
 230050173071010,
 230050173071012,
 230050173071014,
 230050173071016,
 230050173071018,
 230050173071020,

230050173071023,
 230050173072000,
 230050173072002,
 230050173072004,
 230050173072006,
 230050173072008,
 230050173072010,
 230050173072012,
 230050173072014,
 230050173072016,
 230050173072018,
 230050173072020,
 230050173072022,
 230050173081000,
 230050173081002,
 230050173081004,
 230050173081006,
 230050173081008,
 230050173081010,
 230050173081012,
 230050173081014,
 230050173082014,
 230050173082018,
 230050173082020,
 230050173082022,
 230050173082024,
 230050173082026,
 230050173082028,
 230050173083001,
 230050173083003,
 230050173083005,
 230050173083007,
 230050173083010,
 230050173083012,
 230050173083014,
 230050173083016,
 230050173083018,
 230050173083020,
 230050173083022,
 230050173083024,
 230050173083026,
 230050173083028,
 230050173083030,
 230050173083032,
 230050173083034,
 230050173083036,
 230050173083038,
 230050173083040,
 230050173083042,
 230059900000018,
 230059900000020,
 230059900000025.

230050173071024,
 230050173072001,
 230050173072003,
 230050173072005,
 230050173072007,
 230050173072009,
 230050173072011,
 230050173072013,
 230050173072015,
 230050173072017,
 230050173072019,
 230050173072021,
 230050173072023,
 230050173081001,
 230050173081003,
 230050173081005,
 230050173081007,
 230050173081009,
 230050173081011,
 230050173081013,
 230050173082013,
 230050173082016,
 230050173082019,
 230050173082021,
 230050173082023,
 230050173082025,
 230050173082027,
 230050173083000,
 230050173083002,
 230050173083004,
 230050173083006,
 230050173083008,
 230050173083011,
 230050173083013,
 230050173083015,
 230050173083017,
 230050173083019,
 230050173083021,
 230050173083023,
 230050173083025,
 230050173083027,
 230050173083029,
 230050173083031,
 230050173083033,
 230050173083035,
 230050173083037,
 230050173083039,
 230050173083041,
 230050173083043,
 230059900000019,
 230059900000023,

230050173032001,
 230050173032003,
 230050173032005,
 230050173032007,
 230050173032009,
 230050173032011,
 230050173032013,
 230050173032015,
 230050173032017,
 230050173032019,
 230050173032021,
 230050173032023,
 230050173033001,
 230050173033005,
 230050173051001,
 230050173051003,
 230050173051005,
 230050173051007,
 230050173051009,
 230050173051011,
 230050173051013,
 230050173051015,
 230050173051017,
 230050173051019,
 230050173051021,
 230050173051023,
 230050173051025,
 230050173052000,
 230050173052002,
 230050173052004,
 230050173052006,
 230050173052008,
 230050173052010,
 230050173052012,
 230050173052014,
 230050173052016,
 230050173052018,
 230050173052020,
 230050173052022,
 230050173053000,
 230050173053002,
 230050173053004,
 230050173053006,
 230050173053008,
 230050173053010,
 230050173053012,
 230050173053014,
 230050173053016,
 230050173053018,
 230050173053020,
 230050173053022,
 230050173053024,
 230050173053026,
 230050173053028,
 230050173053030,
 230050173053032,
 230050173053034,
 230050173053036,
 230050173053038,

230050173032002,
 230050173032004,
 230050173032006,
 230050173032008,
 230050173032010,
 230050173032012,
 230050173032014,
 230050173032016,
 230050173032018,
 230050173032020,
 230050173032022,
 230050173033000,
 230050173033003,
 230050173051000,
 230050173051002,
 230050173051004,
 230050173051006,
 230050173051008,
 230050173051010,
 230050173051012,
 230050173051014,
 230050173051016,
 230050173051018,
 230050173051020,
 230050173051022,
 230050173051024,
 230050173051026,
 230050173052001,
 230050173052003,
 230050173052005,
 230050173052007,
 230050173052009,
 230050173052011,
 230050173052013,
 230050173052015,
 230050173052017,
 230050173052019,
 230050173052021,
 230050173052023,
 230050173053001,
 230050173053003,
 230050173053009,
 230050173053011,
 230050173053013,
 230050173053015,
 230050173053017,
 230050173053019,
 230050173053021,
 230050173053023,
 230050173053025,
 230050173053027,
 230050173053029,
 230050173053031,
 230050173053033,
 230050173053035,
 230050173053037,
 230050173053039,

House District 124 has a population of 8788 and a deviation of -2.6%.

House District 125 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Scarborough:
 230050173031012, 230050173032000,

230050028002006,	230050028002007,	230050026001018,	230050026001019,
230050028002008,	230050028002009,	230050026001020,	230050026001021,
230050028002010,	230050028002011,	230050026001022,	230050026001023,
230050028002012,	230050028002013,	230050026001024,	230050026001025,
230050028002014,	230050028002015,	230050026001026,	230050026001027,
230050028002016,	230050028002017,	230050026001028,	230050026001029,
230050028002018,	230050028002019,	230050026001030,	230050026001031,
230050028002020,	230050028002021,	230050026001032,	230050026001033,
230050028002022,	230050028002023,	230050026001034,	230050026002000,
230050028002024,	230050028002025,	230050026002001,	230050026002002,
230050028002026,	230050028002027,	230050026002003,	230050026002004,
230050029011000,	230050029011001,	230050026002005,	230050026002006,
230050029011002,	230050029011003,	230050026002007,	230050026002008,
230050029011004,	230050029011005,	230050026002009,	230050026002010,
230050029011006,	230050029011007,	230050026002011,	230050026002012,
230050029011008,	230050029011009,	230050026002013,	230050026002014,
230050029011010,	230050029011011,	230050026002015,	230050026002016,
230050029011012,	230050029011013,	230050027001000,	230050027001001,
230050029012000,	230050029012001,	230050027001002,	230050027001003,
230050029021000,	230050029021001,	230050027001004,	230050027001005,
230050029021002,	230050029021003,	230050027001006,	230050027001007,
230050029021004,	230050029021005,	230050027001008,	230050027001009,
230050029021006,	230050029021007,	230050027001010,	230050027001011,
230050029021008,	230050029021009,	230050027001012,	230050027001013,
230050029021010,	230050029021011,	230050027001014,	230050027001015,
230050029021012,	230050029021013,	230050027001016,	230050027001017,
230050029021014,	230050029021015,	230050027001018,	230050027001019,
230050029021016,	230050029021017,	230050027002000,	230050027002001,
230050029022000,	230050029022001,	230050027002002,	230050027002003,
230050029022002,	230050029022003,	230050027002004,	230050027002005,
230050029022004,	230050029022005,	230050027002006,	230050027002007,
230050029022006,	230050029022007,	230050027002008,	230050027002009,
230050029022008,	230050029022009,	230050027002010,	230050027002011,
230050029022010,	230050029022011,	230050027002012,	230050027002013,
230050029022012,	230050029022013,	230050027002014,	230050027002015,
230050029022014,	230050029023000,	230050027003000,	230050027003001,
230050029023001,	230050029023002,	230050027003002,	230050027003003,
230050029023003,	230050029023004,	230050027003004,	230050027003005,
230050029023005,	230050029023006,	230050027003006,	230050027003007,
230050029023007,	230050029023008,	230050027003008,	230050027003009,
230050029023009,	230050029023010,	230050027003010,	230050027003011,
230050029023011,	230050029023012,	230050027003012,	230050027003013,
230050029023013,	230050029023014,	230050027003014,	230050027003015,
230050029023015,	230050029023016,	230050027003016,	230050027003017,
		230050027003018,	230050027003019.

House District 127 has a population of 9231 and a deviation of 2.31%.

House District 128 consists of:

A. In Cumberland County, the following census blocks from the minor civil division of Westbrook:

230050026001000,	230050026001001,
230050026001002,	230050026001003,
230050026001004,	230050026001005,
230050026001006,	230050026001007,
230050026001008,	230050026001009,
230050026001010,	230050026001011,
230050026001012,	230050026001013,
230050026001014,	230050026001015,
230050026001016,	230050026001017,

House District 128 has a population of 9406 and a deviation of 4.25%.

House District 129 consists of:

A. In York County, the following census blocks from the minor civil division of Saco:

230310051001016,	230310051001017,
230310051001019,	230310051001020,
230310051001021,	230310051001027,
230310051001028,	230310051001029,
230310051001034,	230310051001035,
230310051001036,	230310051001037,
230310051001038,	230310051001042,
230310051001043,	230310051001044,
230310051001048,	230310051001049,

230310051003000,
 230310051003002,
 230310051003004,
 230310051003006,
 230310051003008,
 230310051003010,
 230310051003012,
 230310051003014,
 230310051003016,
 230310051003018,
 230310051003020,
 230310051003022,
 230310051003024,
 230310051003026,
 230310053011001,
 230310053011003,
 230310053011005,
 230310053011007,
 230310053011009,
 230310053011011,
 230310053011013,
 230310053011015,
 230310053011017,
 230310053011019,
 230310053012001,
 230310053012003,
 230310053012005,
 230310053012007,
 230310053012009,
 230310053012011,
 230310053012013,
 230310053012017,
 230310053012019,
 230310053012021,
 230310053012023,
 230310053012025,
 230310053012027,
 230310053013000,
 230310053013002,
 230310053013004,
 230310053013006,
 230310053013008,
 230310053013010,
 230310053013012,
 230310053013014,
 230310053013016,
 230310053021001,
 230310053021003,
 230310053021005,
 230310053021007,
 230310053021009,
 230310053021011,
 230310053021013,
 230310053021015,
 230310053021017,
 230310053022000,
 230310053022002,
 230310053022004,
 230310053022006,

230310051003001,
 230310051003003,
 230310051003005,
 230310051003007,
 230310051003009,
 230310051003011,
 230310051003013,
 230310051003015,
 230310051003017,
 230310051003019,
 230310051003021,
 230310051003023,
 230310051003025,
 230310053011000,
 230310053011002,
 230310053011004,
 230310053011006,
 230310053011008,
 230310053011010,
 230310053011012,
 230310053011014,
 230310053011016,
 230310053011018,
 230310053012000,
 230310053012002,
 230310053012004,
 230310053012006,
 230310053012008,
 230310053012010,
 230310053012012,
 230310053012014,
 230310053012018,
 230310053012020,
 230310053012022,
 230310053012024,
 230310053012026,
 230310053012028,
 230310053013001,
 230310053013003,
 230310053013005,
 230310053013007,
 230310053013009,
 230310053013011,
 230310053013013,
 230310053013015,
 230310053021000,
 230310053021002,
 230310053021004,
 230310053021006,
 230310053021008,
 230310053021010,
 230310053021012,
 230310053021014,
 230310053021016,
 230310053021018,
 230310053022001,
 230310053022003,
 230310053022005,
 230310053022007,

230310053022008, 230310053022009,
 230310053022010, 230310053022011.

House District 129 has a population of 8725 and a deviation of -3.3%.

House District 130 consists of:

A. In York County, the following census blocks from the minor civil division of Saco: 230310051002009,
 230310051002010, 230310051002011,
 230310051002012, 230310051002013,
 230310051002016, 230310052001000,
 230310052001001, 230310052001002,
 230310052001003, 230310052001004,
 230310052001005, 230310052001006,
 230310052001007, 230310052001008,
 230310052001009, 230310052001010,
 230310052001011, 230310052001012,
 230310052001013, 230310052001014,
 230310052001015, 230310052001016,
 230310052001017, 230310052001018,
 230310052001019, 230310052001020,
 230310052001021, 230310052001022,
 230310052001023, 230310052001024,
 230310052001025, 230310052001026,
 230310052001027, 230310052001028,
 230310052001029, 230310052001030,
 230310052001031, 230310052001032,
 230310052001033, 230310052001034,
 230310052001035, 230310052001036,
 230310052001037, 230310052001038,
 230310052001039, 230310052001040,
 230310052001041, 230310052001042,
 230310052001043, 230310052001044,
 230310052001045, 230310052001046,
 230310052002000, 230310052002001,
 230310052002002, 230310052002003,
 230310052002004, 230310052002005,
 230310052002006, 230310052002007,
 230310052002008, 230310052002009,
 230310052002010, 230310052002011,
 230310052002012, 230310052002013,
 230310052002014, 230310052002015,
 230310052002016, 230310052002017,
 230310052002018, 230310052002019,
 230310052002020, 230310052002021,
 230310052002022, 230310052002023,
 230310052002024, 230310052002025,
 230310052002026, 230310052003000,
 230310052003001, 230310052003002,
 230310052003003, 230310052003004,
 230310052003005, 230310052003006,
 230310052003007, 230310052003008,
 230310052003009, 230310052003010,
 230310052003011, 230310052003012,
 230310052003013, 230310052003014,
 230310052003015, 230310052003016,
 230310052003017, 230310053012015,
 230310053012016, 230310054001000,
 230310054001001, 230310054001002,

230310054001003,
 230310054001005,
 230310054001007,
 230310054001009,
 230310054001011,
 230310054001013,
 230310054001015,
 230310054001017,
 230310054001019,
 230310054001021,
 230310054001023,
 230310054001025,
 230310054001027,
 230310054002000,
 230310054002002,
 230310054002004,
 230310054002006,
 230310054002008,
 230310054002010,
 230310054002012,
 230319901000006, 230319901000007.

House District 130 has a population of 8715 and a deviation of -3.41%.

House District 131 consists of:

A. In York County, the minor civil division of Old Orchard Beach.

House District 131 has a population of 8960 and a deviation of -0.69%.

House District 132 consists of:

A. In York County, the following census blocks from the minor civil division of Biddeford:
 230310252031000,
 230310252032000,
 230310252032002,
 230310252032004,
 230310252033001,
 230310252033003,
 230310252033005,
 230310252033007,
 230310252051000,
 230310252051002,
 230310252051004,
 230310252051006,
 230310252052000,
 230310252052002,
 230310252052004,
 230310252052006,
 230310252052008,
 230310252052010,
 230310252052012,
 230310252052014,
 230310252052016,
 230310252052018,
 230310252052020,
 230310252052022,
 230310252052024,

230310054001004,
 230310054001006,
 230310054001008,
 230310054001010,
 230310054001012,
 230310054001014,
 230310054001016,
 230310054001018,
 230310054001020,
 230310054001022,
 230310054001024,
 230310054001026,
 230310054001028,
 230310054002001,
 230310054002003,
 230310054002005,
 230310054002007,
 230310054002009,
 230310054002011,
 230310054002013,
 230310252031001,
 230310252032001,
 230310252032003,
 230310252033000,
 230310252033002,
 230310252033004,
 230310252033006,
 230310252041008,
 230310252051001,
 230310252051003,
 230310252051005,
 230310252051007,
 230310252052001,
 230310252052003,
 230310252052005,
 230310252052007,
 230310252052009,
 230310252052011,
 230310252052013,
 230310252052015,
 230310252052017,
 230310252052019,
 230310252052021,
 230310252052023,
 230310252052025,

230310252053000,
 230310252053002,
 230310252053004,
 230310252053006,
 230310252053008,
 230310252053010,
 230310252053012,
 230310252053014,
 230310252061000,
 230310252061002,
 230310252061004,
 230310252061006,
 230310252061008,
 230310252061010,
 230310252061012,
 230310252061014,
 230310252062001,
 230310252062003,
 230310252062005,
 230310252062007,
 230310252062009,
 230310252062011,
 230310252062013,
 230310252062015,
 230310252062017,
 230310252063001,
 230310252063003,
 230310252063005,
 230310252063007,
 230310252063009,
 230310252063011,
 230310252064000,
 230310252064002,
 230310252064004,
 230310252064006,
 230310252064008, 230310252064009.

House District 132 has a population of 9432 and a deviation of 4.54%.

House District 133 consists of:

A. In York County, the following census blocks from the minor civil division of Biddeford:
 230310251001000,
 230310251001002,
 230310251001004,
 230310251001006,
 230310251001008,
 230310251001010,
 230310251001012,
 230310251001014,
 230310251001016,
 230310251001018,
 230310251001020,
 230310251002000,
 230310251002002,
 230310251002004,
 230310251002006,
 230310251002008,
 230310251002010,

230310252053001,
 230310252053003,
 230310252053005,
 230310252053007,
 230310252053009,
 230310252053011,
 230310252053013,
 230310252053015,
 230310252061001,
 230310252061003,
 230310252061005,
 230310252061007,
 230310252061009,
 230310252061011,
 230310252061013,
 230310252062000,
 230310252062002,
 230310252062004,
 230310252062006,
 230310252062008,
 230310252062010,
 230310252062012,
 230310252062014,
 230310252062016,
 230310252063000,
 230310252063002,
 230310252063004,
 230310252063006,
 230310252063008,
 230310252063010,
 230310252063012,
 230310252064001,
 230310252064003,
 230310252064005,
 230310252064007,

230310251002012,
 230310251002014,
 230310251002016,
 230310251003000,
 230310251003002,
 230310251003004,
 230310251003006,
 230310251003008,
 230310251003010,
 230310251003012,
 230310251003014,
 230310251003016,
 230310251003018,
 230310251003020,
 230310251003022,
 230310251003024,
 230310251003026,
 230310251003028,
 230310251003030,
 230310251003032,
 230310251003034,
 230310251003036,
 230310251003038,
 230310251003040,
 230310252031003,
 230310252031005,
 230310252031007,
 230310252031009,
 230310252031011,
 230310252031013,
 230310252031015,
 230310252032006,
 230310252033009,
 230310252041000,
 230310252041002,
 230310252041004,
 230310252041006,
 230310252041009,
 230310252041011,
 230310252041013,
 230310252041015,
 230310252041017,
 230310252042000,
 230310252042002,
 230310252042004,
 230310252042006,
 230310252042008,
 230310252042010,
 230310253001001,
 230310253001003,
 230310253001005,
 230310253001007,
 230310253001009,
 230310253001011,
 230310253001013,
 230310253001015,
 230310253001017,
 230310253002000.

230310251002013,
 230310251002015,
 230310251002017,
 230310251003001,
 230310251003003,
 230310251003005,
 230310251003007,
 230310251003009,
 230310251003011,
 230310251003013,
 230310251003015,
 230310251003017,
 230310251003019,
 230310251003021,
 230310251003023,
 230310251003025,
 230310251003027,
 230310251003029,
 230310251003031,
 230310251003033,
 230310251003035,
 230310251003037,
 230310251003039,
 230310252031002,
 230310252031004,
 230310252031006,
 230310252031008,
 230310252031010,
 230310252031012,
 230310252031014,
 230310252032005,
 230310252033008,
 230310252033010,
 230310252041001,
 230310252041003,
 230310252041005,
 230310252041007,
 230310252041010,
 230310252041012,
 230310252041014,
 230310252041016,
 230310252041018,
 230310252042001,
 230310252042003,
 230310252042005,
 230310252042007,
 230310252042009,
 230310253001000,
 230310253001002,
 230310253001004,
 230310253001006,
 230310253001008,
 230310253001010,
 230310253001012,
 230310253001014,
 230310253001016,
 230310253001018.

House District 133 has a population of 9379 and a deviation of 3.95%.

House District 134 consists of:

A. In York County, the minor civil division of Kennebunkport, and the following census blocks from the minor civil divisions of Biddeford and Kennebunk:

230310253002001,	230310253002002,
230310253002003,	230310253002004,
230310253002005,	230310253002006,
230310253002007,	230310253002008,
230310253002009,	230310253002010,
230310253002011,	230310253002012,
230310253002013,	230310253002014,
230310253002015,	230310253002016,
230310253002017,	230310253002018,
230310253002019,	230310254001000,
230310254001001,	230310254001002,
230310254001003,	230310254001004,
230310254001005,	230310254001006,
230310254001007,	230310254001008,
230310254001009,	230310254001010,
230310254001011,	230310254001012,
230310254001013,	230310254001014,
230310254001015,	230310254001016,
230310254001017,	230310254001018,
230310254001019,	230310254001020,
230310254001021,	230310254001022,
230310254001023,	230310254001024,
230310254001025,	230310254001026,
230310254001027,	230310254001028,
230310254001029,	230310254001030,
230310254001031,	230310254001032,
230310254001033,	230310254002000,
230310254002001,	230310254002002,
230310254002003,	230310254002004,
230310254002005,	230310254002006,
230310254002007,	230310254002008,
230310254002009,	230310254002010,
230310254002011,	230310254002012,
230310254002013,	230310254002014,
230310254002015,	230310254002016,
230310254002017,	230310254002018,
230310254002019,	230310254002020,
230310254002021,	230310254002022,
230319901000008,	230319901000009,
230310280041000,	230310280041001,
230310280041002,	230310280041003,
230310280041004,	230310280041005,
230310280041009,	230310280041010,
230310280041011,	230310280041012,
230310280041013,	230310280041014,
230310280041015,	230310280041016,
230310280041023,	230310280041024,
230310280041025,	230310280041026,
230310280041038,	230310280041039,
230310280041040,	230310280041041,
230310280041042,	230310280041043,
230310280042000,	230310280042001,

230310280042002,
 230310280042004,
 230310280042006,
 230310280042008,
 230310280042010,
 230310280042012,
 230310280042014,
 230310280042016,
 230310280042018,
 230310280042020,
 230310280042022,
 230310280042024,
 230310280042026,
 230310280042028,
 230310280042030,
 230310280042032,
 230310280042034,
 230310280042036,
 230310280042038,
 230310280042040,
 230310280042042,
 230310280043016,
 230310280043018, 230319901000011.

House District 134 has a population of 9437 and a deviation of 4.59%.

House District 135 consists of:

A. In York County, the following census blocks from the minor civil division of Kennebunk:

230310280011000,
 230310280011002,
 230310280011004,
 230310280011006,
 230310280011008,
 230310280011010,
 230310280011012,
 230310280011014,
 230310280011016,
 230310280011018,
 230310280011020,
 230310280011022,
 230310280011024,
 230310280011026,
 230310280011028,
 230310280011030,
 230310280011032,
 230310280012000,
 230310280012002,
 230310280012004,
 230310280012006,
 230310280012008,
 230310280012010,
 230310280012012,
 230310280012014,
 230310280012016,
 230310280012018,
 230310280012020,
 230310280012022,
 230310280012024,

230310280042003,
 230310280042005,
 230310280042007,
 230310280042009,
 230310280042011,
 230310280042013,
 230310280042015,
 230310280042017,
 230310280042019,
 230310280042021,
 230310280042023,
 230310280042025,
 230310280042027,
 230310280042029,
 230310280042031,
 230310280042033,
 230310280042035,
 230310280042037,
 230310280042039,
 230310280042041,
 230310280042043,
 230310280043017,

230310280012026,
 230310280012028,
 230310280031001,
 230310280031003,
 230310280031005,
 230310280031007,
 230310280031009,
 230310280031011,
 230310280031013,
 230310280031015,
 230310280032000,
 230310280032002,
 230310280032004,
 230310280032006,
 230310280032008,
 230310280032010,
 230310280032012,
 230310280032014,
 230310280033001,
 230310280033003,
 230310280033005,
 230310280033007,
 230310280033009,
 230310280033011,
 230310280034001,
 230310280034003,
 230310280034005,
 230310280034007,
 230310280034009,
 230310280034011,
 230310280034013,
 230310280034015,
 230310280034017,
 230310280034019,
 230310280034021,
 230310280041006,
 230310280041008,
 230310280041018,
 230310280041020,
 230310280041022,
 230310280041028,
 230310280041030,
 230310280041032,
 230310280041034,
 230310280041036,
 230310280043000,
 230310280043002,
 230310280043004,
 230310280043006,
 230310280043008,
 230310280043010,
 230310280043012,
 230310280043014,
 230319901000012.

230310280012027,
 230310280031000,
 230310280031002,
 230310280031004,
 230310280031006,
 230310280031008,
 230310280031010,
 230310280031012,
 230310280031014,
 230310280031016,
 230310280032001,
 230310280032003,
 230310280032005,
 230310280032007,
 230310280032009,
 230310280032011,
 230310280032013,
 230310280033000,
 230310280033002,
 230310280033004,
 230310280033006,
 230310280033008,
 230310280033010,
 230310280034000,
 230310280034002,
 230310280034004,
 230310280034006,
 230310280034008,
 230310280034010,
 230310280034012,
 230310280034014,
 230310280034016,
 230310280034018,
 230310280034020,
 230310280034022,
 230310280041007,
 230310280041017,
 230310280041019,
 230310280041021,
 230310280041027,
 230310280041029,
 230310280041031,
 230310280041033,
 230310280041035,
 230310280041037,
 230310280043001,
 230310280043003,
 230310280043005,
 230310280043007,
 230310280043009,
 230310280043011,
 230310280043013,
 230310280043015,

House District 135 has a population of 9456 and a deviation of 4.81%.

House District 136 consists of:

A. In York County, the minor civil division of Alfred and the following census blocks from the minor civil divisions of Lyman and Waterboro: 230310245011013, 230310245011014, 230310245011032, 230310245011036, 230310245011038, 230310245011040, 230310245011042, 230310245012014, 230310245012026, 230310245012028, 230310245012030, 230310245012032, 230310245013000, 230310245013002, 230310245013004, 230310245013006, 230310245013008, 230310245013010, 230310245013012, 230310245013014, 230310245013016, 230310245013018, 230310245013020, 230310245013022, 230310245013024, 230310245013026, 230310245013028, 230310240011014, 230310240011016, 230310240011021, 230310240011023, 230310240011025, 230310240011027, 230310240011029, 230310240011032, 230310240021017, 230310240021020, 230310240021022, 230310240022010, 230310240022012, 230310240022014, 230310240022016, 230310240022018, 230310240022020, 230310240022022, 230310240022024, 230310240022026, 230310240022028, 230310240022030, 230310240022032, 230310240022034, 230310240022036, 230310240022038, 230310240022040, 230310240022042, 230310240022044, 230310240022046,

230310245011031, 230310245011035, 230310245011037, 230310245011039, 230310245011041, 230310245012013, 230310245012015, 230310245012027, 230310245012029, 230310245012031, 230310245012033, 230310245013001, 230310245013003, 230310245013005, 230310245013007, 230310245013009, 230310245013011, 230310245013013, 230310245013015, 230310245013017, 230310245013019, 230310245013021, 230310245013023, 230310245013025, 230310245013027, 230310245013029, 230310240011015, 230310240011017, 230310240011022, 230310240011024, 230310240011026, 230310240011028, 230310240011031, 230310240021016, 230310240021019, 230310240021021, 230310240022003, 230310240022011, 230310240022013, 230310240022015, 230310240022017, 230310240022019, 230310240022021, 230310240022023, 230310240022025, 230310240022027, 230310240022029, 230310240022031, 230310240022033, 230310240022035, 230310240022037, 230310240022039, 230310240022041, 230310240022043, 230310240022045, 230310240022047,

230310240022048, 230310240022050, 230310240022052, 230310240022054, 230310240022056, 230310240023000, 230310240023002, 230310240023004, 230310240023006, 230310240023008, 230310240023010, 230310240023012, 230310240023014, 230310240023016, 230310240023018, 230310240023020, 230310240023022, 230310240023024, 230310240023026.

230310240022049, 230310240022051, 230310240022053, 230310240022055, 230310240022057, 230310240023001, 230310240023003, 230310240023005, 230310240023007, 230310240023009, 230310240023011, 230310240023013, 230310240023015, 230310240023017, 230310240023019, 230310240023021, 230310240023023, 230310240023025,

House District 136 has a population of 8860 and a deviation of -1.8%.

House District 137 consists of:

A. In York County, the following census blocks from the minor civil divisions of Buxton and Hollis: 230310200011000, 230310200011002, 230310200011004, 230310200011006, 230310200011008, 230310200011010, 230310200011012, 230310200011014, 230310200011016, 230310200011018, 230310200011020, 230310200011022, 230310200011024, 230310200011026, 230310200011028, 230310200011030, 230310200012000, 230310200012002, 230310200012004, 230310200012006, 230310200012008, 230310200012010, 230310200012012, 230310200012014, 230310200012016, 230310200012018, 230310200012020, 230310200012022, 230310200012024, 230310200012026, 230310200012028, 230310200012030, 230310200012000, 230310200012002, 230310200012004, 230310200012006, 230310200012008, 230310200012010, 230310200012012, 230310200012014, 230310200012016, 230310200012018, 230310200012020, 230310200012022, 230310200012024, 230310200012026, 230310200012028, 230310200012030, 230310200012032, 230310200012034,

230310200012036,
 230310200021030,
 230310200021032,
 230310200021034,
 230310200021041,
 230310200021043,
 230310200021045,
 230310200022008,
 230310200022010,
 230310200022012,
 230310200022014,
 230310200022016,
 230310200022018,
 230310200022020,
 230310200022022,
 230310200022024,
 230310200022026,
 230310200022028,
 230310200022030,
 230310200022032,
 230310200022034,
 230310200022036,
 230310200022038,
 230310200022040,
 230310200022042,
 230310200022044,
 230310200022046,
 230310200022048,
 230310200022050,
 230310200022052,
 230310200022054,
 230310200022056,
 230310210001028,
 230310210001030,
 230310210001032,
 230310210002000,
 230310210002003,
 230310210002005,
 230310210002007,
 230310210002009,
 230310210002011,
 230310210002013,
 230310210002015,
 230310210002030,
 230310210002032,
 230310210002034,
 230310210002036,
 230310210002038,
 230310210002040,
 230310210002042,
 230310210002044,
 230310210002046,
 230310210003001,
 230310210003003,
 230310210003005,
 230310210003007,
 230310210003009,
 230310210003011,
 230310210003013,

230310200012037,
 230310200021031,
 230310200021033,
 230310200021035,
 230310200021042,
 230310200021044,
 230310200022007,
 230310200022009,
 230310200022011,
 230310200022013,
 230310200022015,
 230310200022017,
 230310200022019,
 230310200022021,
 230310200022023,
 230310200022025,
 230310200022027,
 230310200022029,
 230310200022031,
 230310200022033,
 230310200022035,
 230310200022037,
 230310200022039,
 230310200022041,
 230310200022043,
 230310200022045,
 230310200022047,
 230310200022049,
 230310200022051,
 230310200022053,
 230310200022055,
 230310200022057,
 230310210001029,
 230310210001031,
 230310210001035,
 230310210002001,
 230310210002004,
 230310210002006,
 230310210002008,
 230310210002010,
 230310210002012,
 230310210002014,
 230310210002029,
 230310210002031,
 230310210002033,
 230310210002035,
 230310210002037,
 230310210002039,
 230310210002041,
 230310210002043,
 230310210002045,
 230310210003000,
 230310210003002,
 230310210003004,
 230310210003006,
 230310210003008,
 230310210003010,
 230310210003012,
 230310210003014,

230310210003015,
 230310210003017,
 230310210003019,
 230310210003021,
 230310210003023,
 230310210003025,
 230310210003027,
 230310210003015,
 230310210003017,
 230310210003019,
 230310210003021,
 230310210003023,
 230310210003025,
 230310210003027,
 230310210003015,
 230310210003017,
 230310210003019,
 230310210003021,
 230310210003023,
 230310210003025,
 230310210003027,
 230310210003015,
 230310210003017,
 230310210003019,
 230310210003021,
 230310210003023,
 230310210003025,
 230310210003027,
 230310210003015,
 230310210003017,
 230310210003019,
 230310210003021,
 230310210003023,
 230310210003025,
 230310210003027,
 230310210003015,
 230310210003017,
 230310210003019,
 230310210003021,
 230310210003023,
 230310210003025,
 230310210003027,

230310210003016,
 230310210003018,
 230310210003020,
 230310210003022,
 230310210003024,
 230310210003026,
 230310210003028,
 230310200021000,
 230310200021002,
 230310200021004,
 230310200021006,
 230310200021008,
 230310200021010,
 230310200021012,
 230310200021014,
 230310200021016,
 230310200021018,
 230310200021020,
 230310200021022,
 230310200021024,
 230310200021026,
 230310200021028,
 230310200021036,
 230310200021038,
 230310200021040,
 230310200021047,
 230310200022000,
 230310200022002,
 230310200022004,
 230310200022006,
 230310200021001,
 230310210001003,
 230310210001005,
 230310210001007,
 230310210001009,
 230310210001011,
 230310210001013,
 230310210001015,
 230310210001017,
 230310210001019,
 230310210001021,
 230310210001023,
 230310210001025,
 230310210001027,
 230310210001034,
 230310210001037,
 230310210001039,
 230310210001041,
 230310210002016,
 230310210002018,
 230310210002020,
 230310210002022,
 230310200021001,
 230310200021003,
 230310200021005,
 230310200021007,
 230310200021009,
 230310200021011,
 230310200021013,
 230310200021015,
 230310200021017,
 230310200021019,
 230310200021021,
 230310200021023,
 230310200021025,
 230310200021027,
 230310200021037,
 230310200021039,
 230310200021046,
 230310200021048,
 230310200022001,
 230310200022003,
 230310200022005,
 230310210001000,
 230310210001002,
 230310210001004,
 230310210001006,
 230310210001008,
 230310210001010,
 230310210001012,
 230310210001014,
 230310210001016,
 230310210001018,
 230310210001020,
 230310210001022,
 230310210001024,
 230310210001026,
 230310210001033,
 230310210001036,
 230310210001038,
 230310210001040,
 230310210002002,
 230310210002017,
 230310210002019,
 230310210002021,
 230310210002023,

House District 137 has a population of 9275 and a deviation of 2.8%.

House District 138 consists of:

A. In York County, the minor civil divisions of Cornish and Limington and the following census blocks from the minor civil divisions of Buxton and Hollis:

230310210002024, 230310210002025,
230310210002026, 230310210002027,
230310210002028, 230310210003029.

House District 138 has a population of 9246 and a deviation of 2.48%.

House District 139 consists of:

A. In York County, the minor civil divisions of Limerick and Parsonsfield, and the following census blocks from the minor civil division of Waterboro:

230310240011000, 230310240011001,
230310240011002, 230310240011003,
230310240011004, 230310240011005,
230310240011006, 230310240011007,
230310240011008, 230310240011009,
230310240011010, 230310240011011,
230310240011012, 230310240011013,
230310240011018, 230310240011019,
230310240011020, 230310240011030,
230310240012000, 230310240012001,
230310240012002, 230310240012003,
230310240012004, 230310240012005,
230310240012006, 230310240012007,
230310240012008, 230310240012009,
230310240012010, 230310240012011,
230310240012012, 230310240012013,
230310240012014, 230310240012015,
230310240012016, 230310240012017,
230310240012018, 230310240012019,
230310240012020, 230310240012021,
230310240012022, 230310240012023,
230310240012024, 230310240012025,
230310240012026, 230310240012027,
230310240012028, 230310240012029,
230310240012030, 230310240012031,
230310240012032, 230310240012033,
230310240012034, 230310240012035,
230310240012036, 230310240012037,
230310240012038, 230310240012039,
230310240012040, 230310240012041,
230310240012042, 230310240012043,
230310240012044, 230310240012045,
230310240012046, 230310240012047,
230310240012048, 230310240012049,
230310240021000, 230310240021001,
230310240021002, 230310240021003,
230310240021004, 230310240021005,
230310240021006, 230310240021007,
230310240021008, 230310240021009,
230310240021010, 230310240021011,
230310240021012, 230310240021013,
230310240021014, 230310240021015,
230310240021018, 230310240022000,
230310240022001, 230310240022002,
230310240022004, 230310240022005,
230310240022006, 230310240022007,
230310240022008, 230310240022009.

House District 139 has a population of 9071 and a deviation of 0.54%.

House District 140 consists of:

A. In York County, the minor civil divisions of Arundel and Dayton, and the following census blocks from the minor civil division of Lyman:

230310245011000, 230310245011001, 230310245011002, 230310245011003, 230310245011004, 230310245011005, 230310245011006, 230310245011007, 230310245011008, 230310245011009, 230310245011010, 230310245011011, 230310245011012, 230310245011015, 230310245011016, 230310245011017, 230310245011018, 230310245011019, 230310245011020, 230310245011021, 230310245011022, 230310245011023, 230310245011024, 230310245011025, 230310245011026, 230310245011027, 230310245011028, 230310245011029, 230310245011030, 230310245011033, 230310245011034, 230310245011043, 230310245012000, 230310245012001, 230310245012002, 230310245012003, 230310245012004, 230310245012005, 230310245012006, 230310245012007, 230310245012008, 230310245012009, 230310245012010, 230310245012011, 230310245012012, 230310245012016, 230310245012017, 230310245012018, 230310245012019, 230310245012020, 230310245012021, 230310245012022, 230310245012023, 230310245012024, 230310245012025, 230310245012034.

House District 140 has a population of 8988 and a deviation of -0.38%.

House District 141 consists of:

A. In York County, the minor civil divisions of Newfield and Shapleigh, and the following census blocks from the minor civil division of Sanford:

230310301011000, 230310301011001, 230310301011002, 230310301011003, 230310301011004, 230310301011005, 230310301011006, 230310301011007, 230310301011008, 230310301011009, 230310301011010, 230310301011011, 230310301011012, 230310301011013, 230310301011014, 230310301011015, 230310301011016, 230310301011017, 230310301011018, 230310301011019, 230310301011020, 230310301011021, 230310301011022, 230310301012000, 230310301012001, 230310301012002, 230310301012003, 230310301012004, 230310301012005, 230310301012006, 230310301012007, 230310301012008, 230310301012009, 230310301012010.

230310301012011,
 230310301012013,
 230310301012015,
 230310301021000,
 230310301021002,
 230310301021004,
 230310301021006,
 230310301021008,
 230310301021033,
 230310301021035,
 230310301021037,
 230310301021039,
 230310301021041,
 230310302012001,
 230310302012023,
 230310302013000,
 230310302013002,
 230310302013004,
 230310302013006,
 230310302013008,
 230310302013010,
 230310302013012,
 230310302013014,
 230310302013015.

230310301012012,
 230310301012014,
 230310301012016,
 230310301021001,
 230310301021003,
 230310301021005,
 230310301021007,
 230310301021026,
 230310301021034,
 230310301021036,
 230310301021038,
 230310301021040,
 230310302012000,
 230310302012022,
 230310302012026,
 230310302013001,
 230310302013003,
 230310302013005,
 230310302013007,
 230310302013009,
 230310302013011,
 230310302013013,

230310302011032,
 230310302012002,
 230310302012004,
 230310302012006,
 230310302012008,
 230310302012010,
 230310302012012,
 230310302012014,
 230310302012016,
 230310302012018,
 230310302012020,
 230310302012029,
 230310302012031,
 230310302012033,
 230310302012035,
 230310302041001,
 230310302041003,
 230310302041005,
 230310302041007,
 230310302041009,
 230310302041011,
 230310302041013,
 230310302041015,
 230310302041017,
 230310302042001,
 230310302042003,
 230310302042005,
 230310302042007,
 230310302042009,
 230310302042011,
 230310302042013,
 230310302042015,
 230310302042017,
 230310302042019,
 230310302042021,
 230310302042023,
 230310302042025,
 230310302042027,
 230310302042029,
 230310302042031,
 230310302042033,
 230310302042035,
 230310302051000,
 230310302051002,
 230310302051012,
 230310302052001,
 230310302052003,
 230310302052005,
 230310302052007,
 230310302052009,
 230310302052011,
 230310302052013,
 230310302052016,
 230310302052018,
 230310302052020,
 230310303001005, 230310303001014.

230310302011033,
 230310302012003,
 230310302012005,
 230310302012007,
 230310302012009,
 230310302012011,
 230310302012013,
 230310302012015,
 230310302012017,
 230310302012019,
 230310302012021,
 230310302012030,
 230310302012032,
 230310302012034,
 230310302041000,
 230310302041002,
 230310302041004,
 230310302041006,
 230310302041008,
 230310302041010,
 230310302041012,
 230310302041014,
 230310302041016,
 230310302042000,
 230310302042002,
 230310302042004,
 230310302042006,
 230310302042008,
 230310302042010,
 230310302042012,
 230310302042014,
 230310302042016,
 230310302042018,
 230310302042020,
 230310302042022,
 230310302042024,
 230310302042026,
 230310302042028,
 230310302042030,
 230310302042032,
 230310302042034,
 230310302042036,
 230310302051001,
 230310302051004,
 230310302052000,
 230310302052002,
 230310302052004,
 230310302052006,
 230310302052008,
 230310302052010,
 230310302052012,
 230310302052014,
 230310302052017,
 230310302052019,
 230310303001004,

House District 141 has a population of 8997 and a deviation of -0.28%.

House District 142 consists of:

A. In York County, the following census blocks from the minor civil division of Sanford:

230310301011023,
 230310301011024,
 230310301021009,
 230310301021011,
 230310301021013,
 230310301021015,
 230310301021017,
 230310301021019,
 230310301021021,
 230310301021023,
 230310301021025,
 230310301021028,
 230310301021030,
 230310301021032,
 230310301021043,
 230310302011000,
 230310302011002,
 230310302011004,
 230310302011006,
 230310302011008,
 230310302011010,
 230310302011012,
 230310302011014,
 230310302011016,
 230310302011018,
 230310302011020,
 230310302011022,
 230310302011024,
 230310302011026,
 230310302011028,
 230310302011030,

230310301011025,
 230310301021010,
 230310301021012,
 230310301021014,
 230310301021016,
 230310301021018,
 230310301021020,
 230310301021022,
 230310301021024,
 230310301021027,
 230310301021029,
 230310301021031,
 230310301021042,
 230310301021044,
 230310302011001,
 230310302011003,
 230310302011005,
 230310302011007,
 230310302011009,
 230310302011011,
 230310302011013,
 230310302011015,
 230310302011017,
 230310302011019,
 230310302011021,
 230310302011023,
 230310302011025,
 230310302011027,
 230310302011029,
 230310302011031,

House District 142 has a population of 8800 and a deviation of -2.47%.

House District 143 consists of:

- A. In York County, the following census blocks from the minor civil division of Sanford: 230310302012024, 230310302012025, 230310302012028, 230310302031001, 230310302031003, 230310302031005, 230310302031007, 230310302031009, 230310302031011, 230310302031013, 230310302031015, 230310302031017, 230310302031019, 230310302032001, 230310302032003, 230310302032005, 230310302032007, 230310302032009, 230310302032011, 230310302032013, 230310302032015, 230310302032017, 230310302032019, 230310302032021, 230310302032023, 230310302032025, 230310302032027, 230310302033000, 230310302033002, 230310302033004, 230310302033006, 230310302033008, 230310302033010, 230310302051003, 230310302051006, 230310302051008, 230310302051010, 230310302051013, 230310302052021, 230310302052023, 230310302052025, 230310302052027, 230310302052029, 230310302052031, 230310302052033, 230310302052035, 230310302052037, 230310303001001, 230310303001003, 230310303001007, 230310303001009, 230310303001011, 230310303001013, 230310303001016, 230310303001018, 230310303001020, 230310303001022,
- 230310302012027, 230310302031000, 230310302031002, 230310302031004, 230310302031006, 230310302031008, 230310302031010, 230310302031012, 230310302031014, 230310302031016, 230310302031018, 230310302032000, 230310302032002, 230310302032004, 230310302032006, 230310302032008, 230310302032010, 230310302032012, 230310302032014, 230310302032016, 230310302032018, 230310302032020, 230310302032022, 230310302032024, 230310302032026, 230310302032028, 230310302033001, 230310302033003, 230310302033005, 230310302033007, 230310302033009, 230310302033011, 230310302051005, 230310302051007, 230310302051009, 230310302051011, 230310302052015, 230310302052022, 230310302052024, 230310302052026, 230310302052028, 230310302052030, 230310302052032, 230310302052034, 230310302052036, 230310303001000, 230310303001002, 230310303001006, 230310303001008, 230310303001010, 230310303001012, 230310303001015, 230310303001017, 230310303001019, 230310303001021, 230310303001023,

- 230310303001024, 230310303001026, 230310303001028, 230310303002000, 230310303002002, 230310303002004, 230310303002006, 230310303002008, 230310303002010, 230310303002012, 230310303002014, 230310303002016, 230310303002018, 230310303002020, 230310303002022, 230310303002024, 230310303003001, 230310303003003, 230310303003005, 230310303003007, 230310303003009, 230310303003011, 230310303003013, 230310303003015, 230310303003017, 230310303003019, 230310303003021, 230310303003023, 230310303003025, 230310303003027, 230310303003029,
- 230310303001025, 230310303001027, 230310303001029, 230310303002001, 230310303002003, 230310303002005, 230310303002007, 230310303002009, 230310303002011, 230310303002013, 230310303002015, 230310303002017, 230310303002019, 230310303002021, 230310303002023, 230310303003000, 230310303003002, 230310303003004, 230310303003006, 230310303003008, 230310303003010, 230310303003012, 230310303003014, 230310303003016, 230310303003018, 230310303003020, 230310303003022, 230310303003024, 230310303003026, 230310303003028,

House District 143 has a population of 8754 and a deviation of -2.98%.

House District 144 consists of:

- A. In York County, the minor subdivisions of Acton and Lebanon.

House District 144 has a population of 9140 and a deviation of 1.3%.

House District 145 consists of:

- A. In York County, the following census blocks from the minor civil division of Wells: 230310340021000, 230310340021001, 230310340021003, 230310340021005, 230310340021007, 230310340021009, 230310340021011, 230310340021013, 230310340021015, 230310340021017, 230310340021019, 230310340022001, 230310340022003, 230310340022005, 230310340022007, 230310340022009,
- 230310340021002, 230310340021004, 230310340021006, 230310340021008, 230310340021010, 230310340021012, 230310340021014, 230310340021016, 230310340021018, 230310340022000, 230310340022002, 230310340022004, 230310340022006, 230310340022008, 230310340022010,

230310340022011,
 230310340022013,
 230310340022015,
 230310340022017,
 230310340022019,
 230310340022021,
 230310340022023,
 230310340022025,
 230310340023001,
 230310340023003,
 230310340023005,
 230310340023007,
 230310340023009,
 230310340023011,
 230310340023013,
 230310340023015,
 230310340023017,
 230310340023019,
 230310340023021,
 230310340023023,
 230310340023025,
 230310340023027,
 230310340023029,
 230310340023031,
 230310340024001,
 230310340024003,
 230310340024005,
 230310340024007,
 230310340024009,
 230310340024011,
 230310340024013,
 230310340024015,
 230310340024017,
 230310340024019,
 230310340024021,
 230310340024023,
 230310340024025,
 230310340024027,
 230310340024029,
 230310340024031,
 230310340024033,
 230310340024035,
 230310340025001,
 230310340025003,
 230310340025005,
 230310340025007,
 230310340025009,
 230310340025011,
 230310340025013,
 230310340025015,
 230310340025017,
 230310340025019,
 230310340025021,
 230310340025023,
 230310340025025,
 230310340031000,
 230310340031002,
 230310340031004,
 230310340031006,

230310340022012,
 230310340022014,
 230310340022016,
 230310340022018,
 230310340022020,
 230310340022022,
 230310340022024,
 230310340023000,
 230310340023002,
 230310340023004,
 230310340023006,
 230310340023008,
 230310340023010,
 230310340023012,
 230310340023014,
 230310340023016,
 230310340023018,
 230310340023020,
 230310340023022,
 230310340023024,
 230310340023026,
 230310340023028,
 230310340023030,
 230310340024000,
 230310340024002,
 230310340024004,
 230310340024006,
 230310340024008,
 230310340024010,
 230310340024012,
 230310340024014,
 230310340024016,
 230310340024018,
 230310340024020,
 230310340024022,
 230310340024024,
 230310340024026,
 230310340024028,
 230310340024030,
 230310340024032,
 230310340024034,
 230310340025000,
 230310340025002,
 230310340025004,
 230310340025006,
 230310340025008,
 230310340025010,
 230310340025012,
 230310340025014,
 230310340025016,
 230310340025018,
 230310340025020,
 230310340025022,
 230310340025024,
 230310340025026,
 230310340031001,
 230310340031003,
 230310340031005,
 230310340031007,

230310340031008,
 230310340031010,
 230310340031012,
 230310340031014,
 230310340031016,
 230310340031018,
 230310340031020,
 230310340031022,
 230310340031024,
 230310340031026,
 230310340031028,
 230310340031030,
 230310340031032,
 230310340031034,
 230310340031036,
 230310340032000,
 230310340032002,
 230310340032004,
 230310340032006,
 230310340032008,
 230310340032010,
 230310340032012,
 230310340032014,
 230310340032016,
 230310340032018,
 230310340032020,
 230310340032022,
 230310340041001,
 230310340041003,
 230310340041005,
 230310340041007,
 230310340041009,
 230310340041011,
 230310340041013,
 230310340041015,
 230310340041017.

230310340031009,
 230310340031011,
 230310340031013,
 230310340031015,
 230310340031017,
 230310340031019,
 230310340031021,
 230310340031023,
 230310340031025,
 230310340031027,
 230310340031029,
 230310340031031,
 230310340031033,
 230310340031035,
 230310340031037,
 230310340032001,
 230310340032003,
 230310340032005,
 230310340032007,
 230310340032009,
 230310340032011,
 230310340032013,
 230310340032015,
 230310340032017,
 230310340032019,
 230310340032021,
 230310340041000,
 230310340041002,
 230310340041004,
 230310340041006,
 230310340041008,
 230310340041010,
 230310340041012,
 230310340041014,
 230310340041016,

House District 145 has a population of 9193 and a deviation of 1.89%.

House District 146 consists of:

A. In York County, the minor civil division of Ogunquit and the following census blocks from the minor civil divisions of Wells and York: 230310340041018,
 230310340041019, 230310340041020,
 230310340041021, 230310340041022,
 230310340041023, 230310340041024,
 230310340041025, 230310340041026,
 230310340041027, 230310340041028,
 230310340041029, 230310340041030,
 230310340041031, 230310340041032,
 230310340041033, 230310340041034,
 230310340041035, 230310340041036,
 230310340041037, 230310340041038,
 230310340041039, 230310340041040,
 230310340041041, 230310340041042,
 230310340041043, 230310340041044,
 230310340041045, 230310340041046,
 230310340041047, 230310340041048,
 230310340051000, 230310340051001,

230310340051002,
230310340051004,
230310340051006,
230310340051008,
230310340051010,
230310340051012,
230310340051014,
230310340051016,
230310340051018,
230310340051020,
230310340051022,
230310340051024,
230310340051026,
230310340051028,
230310340051030,
230310340052001,
230310340052003,
230310340052005,
230310340052007,
230310340052009,
230310340052011,
230310340052013,
230310340052015,
230310340052017,
230310340052019,
230310340052021,
230310340052023,
230310340052025,
230319901000013,
230310360021001,
230310360021003,
230310360021005,
230310360021007,
230310360021009,
230310360021011,
230310360021013,
230310360021015,
230310360021017,
230310360021019,
230310360021021,
230310360021023,
230310360021025,
230310360021027,
230310360021029,
230310360022000,
230310360022002,
230310360022004,
230310360022006,
230310360022008,
230310360022010,
230310360022012,
230310360022014,
230310360022016,
230310360022018,
230310360022020,
230310360022022,
230310360022024,
230310360022026,
230310360022028,

230310340051003,
230310340051005,
230310340051007,
230310340051009,
230310340051011,
230310340051013,
230310340051015,
230310340051017,
230310340051019,
230310340051021,
230310340051023,
230310340051025,
230310340051027,
230310340051029,
230310340052000,
230310340052002,
230310340052004,
230310340052006,
230310340052008,
230310340052010,
230310340052012,
230310340052014,
230310340052016,
230310340052018,
230310340052020,
230310340052022,
230310340052024,
230310340052026,
230310360021000,
230310360021002,
230310360021004,
230310360021006,
230310360021008,
230310360021010,
230310360021012,
230310360021014,
230310360021016,
230310360021018,
230310360021020,
230310360021022,
230310360021024,
230310360021026,
230310360021028,
230310360021030,
230310360022001,
230310360022003,
230310360022005,
230310360022007,
230310360022009,
230310360022011,
230310360022013,
230310360022015,
230310360022017,
230310360022019,
230310360022021,
230310360022023,
230310360022025,
230310360022027,
230310360022029,

230310360022030,
230310360022032,
230310360022034,
230310360023000,
230310360023002,
230310360023004,
230310360023006,
230310360023008,
230310360023010,
230310360023012,
230310360023014,
230310360023016,
230310360023018,
230310360024001,
230310360024003,
230310360024029,
230310360024031,
230310360024033,
230310360024035,
230310360024037,
230310360024039,
230310360024041, 230310360024042.

230310360022031,
230310360022033,
230310360022035,
230310360023001,
230310360023003,
230310360023005,
230310360023007,
230310360023009,
230310360023011,
230310360023013,
230310360023015,
230310360023017,
230310360024000,
230310360024002,
230310360024015,
230310360024030,
230310360024032,
230310360024034,
230310360024036,
230310360024038,
230310360024040,

House District 146 has a population of 8814 and a deviation of -2.31%.

House District 147 consists of:

A. In York County, the following census blocks from the minor civil division of York: 230310360024004,
230310360024005, 230310360024006,
230310360024007, 230310360024008,
230310360024009, 230310360024010,
230310360024011, 230310360024012,
230310360024013, 230310360024014,
230310360024016, 230310360024017,
230310360024018, 230310360024019,
230310360024020, 230310360024021,
230310360024022, 230310360024023,
230310360024024, 230310360024025,
230310360024026, 230310360024027,
230310360024028, 230310360024043,
230310360024044, 230310360024045,
230310360024046, 230310360024047,
230310360024048, 230310360024049,
230310360024050, 230310360024051,
230310360031000, 230310360031001,
230310360031002, 230310360031003,
230310360031004, 230310360031005,
230310360031006, 230310360031007,
230310360031008, 230310360031009,
230310360031010, 230310360031011,
230310360031012, 230310360031013,
230310360031014, 230310360031015,
230310360031016, 230310360031017,
230310360031018, 230310360031019,
230310360031020, 230310360031021,
230310360031022, 230310360031023,
230310360031024, 230310360031025,
230310360031026, 230310360031027,
230310360031028,

230310360031030,
 230310360031032,
 230310360032000,
 230310360032002,
 230310360032004,
 230310360032006,
 230310360032008,
 230310360032010,
 230310360032012,
 230310360032014,
 230310360032016,
 230310360032018,
 230310360032020,
 230310360032022,
 230310360032024,
 230310360032026,
 230310360032028,
 230310360033000,
 230310360033002,
 230310360033004,
 230310360033006,
 230310360033008,
 230310360033010,
 230310360033012,
 230310360033014,
 230310360033016,
 230310360033018,
 230310360033020,
 230310360033022,
 230310360041000,
 230310360041002,
 230310360041004,
 230310360041006,
 230310360041008,
 230310360041010,
 230310360041012,
 230310360041014,
 230310360041016,
 230310360041018,
 230310360041020,
 230310360041022,
 230310360041024,
 230310360041026,
 230310360041028,
 230310360041030,
 230310360041032,
 230310360041034,
 230310360041036,
 230310360041038,
 230310360041040,
 230310360042000,
 230310360042002,
 230310360042004,
 230310360042006,
 230310360042008,
 230310360042010,
 230310360042012,
 230310360042014,
 230310360042016,

230310360031031,
 230310360031033,
 230310360032001,
 230310360032003,
 230310360032005,
 230310360032007,
 230310360032009,
 230310360032011,
 230310360032013,
 230310360032015,
 230310360032017,
 230310360032019,
 230310360032021,
 230310360032023,
 230310360032025,
 230310360032027,
 230310360032029,
 230310360033001,
 230310360033003,
 230310360033005,
 230310360033007,
 230310360033009,
 230310360033011,
 230310360033013,
 230310360033015,
 230310360033017,
 230310360033019,
 230310360033021,
 230310360033023,
 230310360041001,
 230310360041003,
 230310360041005,
 230310360041007,
 230310360041009,
 230310360041011,
 230310360041013,
 230310360041015,
 230310360041017,
 230310360041019,
 230310360041021,
 230310360041023,
 230310360041025,
 230310360041027,
 230310360041029,
 230310360041031,
 230310360041033,
 230310360041035,
 230310360041037,
 230310360041039,
 230310360041041,
 230310360042001,
 230310360042003,
 230310360042005,
 230310360042007,
 230310360042009,
 230310360042011,
 230310360042013,
 230310360042015,
 230310360042017,

230310360042018,
 230310360042020,
 230310360042022,
 230310360042024,
 230310360042026,
 230310360042028,
 230310360042030,
 230310360042032,
 230310360042034,
 230310360042036,
 230310360042038,
 230310360042040,
 230310360042042,
 230310360043000,
 230310360043002,
 230310360043004,
 230310360043006,
 230310360043008,
 230310360043010,
 230310360043012,
 230310360043014,
 230310360043016,
 230310360043018,
 230310360043020,
 230310360043022,
 230310360043024,
 230310360043026,
 230310360043028,
 230310360043030,
 230319901000015, 230319901000016.

230310360042019,
 230310360042021,
 230310360042023,
 230310360042025,
 230310360042027,
 230310360042029,
 230310360042031,
 230310360042033,
 230310360042035,
 230310360042037,
 230310360042039,
 230310360042041,
 230310360042043,
 230310360043001,
 230310360043003,
 230310360043005,
 230310360043007,
 230310360043009,
 230310360043011,
 230310360043013,
 230310360043015,
 230310360043017,
 230310360043019,
 230310360043021,
 230310360043023,
 230310360043025,
 230310360043027,
 230310360043029,
 230310360043031,

House District 147 has a population of 8607 and a deviation of -4.6%.

House District 148 consists of:

A. In York County, In York County, the minor civil division of Berwick, and the following census blocks from the minor civil division of North Berwick:
 230310330001000, 230310330001001,
 230310330001002, 230310330001003,
 230310330001004, 230310330001005,
 230310330001006, 230310330001007,
 230310330001008, 230310330001012,
 230310330001013, 230310330001017,
 230310330001018, 230310330001019,
 230310330001020, 230310330001021,
 230310330001030, 230310330003000,
 230310330003001, 230310330003002,
 230310330003003, 230310330003004,
 230310330003005, 230310330003006,
 230310330003007, 230310330003008,
 230310330003009, 230310330003010,
 230310330003014, 230310330003015,
 230310330003016, 230310330003017,
 230310330003018, 230310330003019,
 230310330003025, 230310330003051,
 230310330003052, 230310330003053.

House District 148 has a population of 9455 and a deviation of 4.79%.

House District 149 consists of:

A. In York County, the following census blocks from the minor civil divisions of North Berwick and South Berwick:

230310330001009, 230310330001010, 230310330001011, 230310330001014, 230310330001015, 230310330001016, 230310330001022, 230310330001023, 230310330001024, 230310330001025, 230310330001026, 230310330001027, 230310330001028, 230310330001029, 230310330001031, 230310330001032, 230310330001033, 230310330001034, 230310330001035, 230310330001036, 230310330002000, 230310330002001, 230310330002002, 230310330002003, 230310330002004, 230310330002005, 230310330002006, 230310330002007, 230310330002008, 230310330002009, 230310330002010, 230310330002011, 230310330002012, 230310330002013, 230310330002014, 230310330002015, 230310330002016, 230310330002017, 230310330002018, 230310330002019, 230310330002020, 230310330002021, 230310330002022, 230310330002023, 230310330002024, 230310330002025, 230310330003011, 230310330003012, 230310330003013, 230310330003020, 230310330003021, 230310330003022, 230310330003023, 230310330003026, 230310330003027, 230310330003028, 230310330003029, 230310330003030, 230310330003031, 230310330003032, 230310330003033, 230310330003034, 230310330003035, 230310330003036, 230310330003037, 230310330003038, 230310330003039, 230310330003040, 230310330003041, 230310330003042, 230310330003043, 230310330003044, 230310330003045, 230310330003046, 230310330003047, 230310330003048, 230310330003049, 230310330003050, 230310350011000, 230310350011001, 230310350011002, 230310350011004, 230310350011005, 230310350011006, 230310350011007, 230310350011008, 230310350011009, 230310350011010, 230310350011011, 230310350011012, 230310350011013, 230310350011014, 230310350011015, 230310350011016, 230310350011017, 230310350011018, 230310350011019, 230310350011020, 230310350011021, 230310350011022, 230310350011023, 230310350011024, 230310350011025, 230310350011026, 230310350011027, 230310350011028, 230310350011029, 230310350011030, 230310350011031, 230310350011032,

230310350011033, 230310350011035, 230310350011037, 230310350011039, 230310350011041, 230310350011043, 230310350011045, 230310350011047, 230310350011049, 230310350012000, 230310350012002, 230310350012004, 230310350012006, 230310350012008, 230310350012010, 230310350012012, 230310350021000, 230310350021002, 230310350021004, 230310350021006, 230310350021008, 230310350021010, 230310350021012, 230310350021014, 230310350021016, 230310350021018, 230310350021020, 230310350021022, 230310350022000, 230310350022002, 230310350022004, 230310350022006, 230310350022008, 230310350022016, 230310350022018, 230310350011034, 230310350011036, 230310350011038, 230310350011040, 230310350011042, 230310350011044, 230310350011046, 230310350011048, 230310350011050, 230310350012001, 230310350012003, 230310350012005, 230310350012007, 230310350012009, 230310350012011, 230310350012013, 230310350021001, 230310350021003, 230310350021005, 230310350021007, 230310350021009, 230310350021011, 230310350021013, 230310350021015, 230310350021017, 230310350021019, 230310350021021, 230310350021023, 230310350022001, 230310350022003, 230310350022005, 230310350022007, 230310350022015, 230310350022017,

House District 149 has a population of 9424 and a deviation of 4.45%.

House District 150 consists of:

A. In York County, the minor civil division of Eliot, and the following census blocks from the minor civil divisions of Kittery and South Berwick:

230310380021015, 230310380021016, 230310380021024, 230310380021025, 230310380021026, 230310380021027, 230310380021028, 230310380021032, 230310380021033, 230310380021034, 230310380021035, 230310380021039, 230310380021040, 230310380021042, 230310350022009, 230310350022010, 230310350022011, 230310350022012, 230310350022013, 230310350022014, 230310350022019, 230310350022020, 230310350023000, 230310350023001, 230310350023002, 230310350023003, 230310350023004, 230310350023005, 230310350023006, 230310350023007, 230310350023008, 230310350023009, 230310350023010,

230310350023012,
230310350023014,
230310350023016,
230310350023018,
230310350023020,
230310350023022.

230310350023013,
230310350023015,
230310350023017,
230310350023019,
230310350023021,

230310380014015,
230310380014017,
230310380014019,
230310380014021,
230310380014023,
230310380014025,

230310380014016,
230310380014018,
230310380014020,
230310380014022,
230310380014024,
230310380014026,

House District 150 has a population of 8915 and a deviation of -1.19%.

House District 151 consists of:

A. In York County, the following census blocks from the minor civil division of Kittery:

230310380011001,
230310380011003,
230310380011005,
230310380011007,
230310380011009,
230310380011011,
230310380011013,
230310380011015,
230310380011017,
230310380011019,
230310380011021,
230310380011023,
230310380011025,
230310380011027,
230310380011029,
230310380011031,
230310380011033,
230310380012001,
230310380012003,
230310380012005,
230310380012007,
230310380012009,
230310380012011,
230310380012013,
230310380012015,
230310380012017,
230310380012019,
230310380012021,
230310380012023,
230310380012025,
230310380013000,
230310380013002,
230310380013004,
230310380013006,
230310380013008,
230310380013010,
230310380013012,
230310380013014,
230310380013016,
230310380013018,
230310380014001,
230310380014003,
230310380014005,
230310380014007,
230310380014009,
230310380014011,
230310380014013,

230310380011000,
230310380011002,
230310380011004,
230310380011006,
230310380011008,
230310380011010,
230310380011012,
230310380011014,
230310380011016,
230310380011018,
230310380011020,
230310380011022,
230310380011024,
230310380011026,
230310380011028,
230310380011030,
230310380011032,
230310380012000,
230310380012002,
230310380012004,
230310380012006,
230310380012008,
230310380012010,
230310380012012,
230310380012014,
230310380012016,
230310380012018,
230310380012020,
230310380012022,
230310380012024,
230310380012026,
230310380013001,
230310380013003,
230310380013005,
230310380013007,
230310380013009,
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230310380014014,

230310380014027,
230310380014029,
230310380014031,
230310380014033,
230310380014035,
230310380014037,
230310380014039,
230310380014041,
230310380014043,
230310380014045,
230310380014047,
230310380014049,
230310380014051,
230310380014053,
230310380015000,
230310380015002,
230310380015004,
230310380015006,
230310380015008,
230310380015010,
230310380015012,
230310380021001,
230310380021003,
230310380021005,
230310380021007,
230310380021009,
230310380021011,
230310380021013,
230310380021017,
230310380021019,
230310380021021,
230310380021023,
230310380021030,
230310380021036,
230310380021038,
230310380022000,
230310380022002,
230310380022004,
230310380022006,
230310380022008,
230310380022010,
230310380022012,
230310380022014,
230310380022016,
230310380022018,
230310380022020,
230310380022022,
230310380022024,
230310380022026,
230310380022028,
230310380022030,
230310380022032,
230310380023001,

230310380014028,
230310380014030,
230310380014032,
230310380014034,
230310380014036,
230310380014038,
230310380014040,
230310380014042,
230310380014044,
230310380014046,
230310380014048,
230310380014050,
230310380014052,
230310380014054,
230310380015001,
230310380015003,
230310380015005,
230310380015007,
230310380015009,
230310380015011,
230310380021000,
230310380021002,
230310380021004,
230310380021006,
230310380021008,
230310380021010,
230310380021012,
230310380021014,
230310380021018,
230310380021020,
230310380021022,
230310380021029,
230310380021031,
230310380021037,
230310380021041,
230310380022001,
230310380022003,
230310380022005,
230310380022007,
230310380022009,
230310380022011,
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House District 151 has a population of 9388 and a deviation of 4.05%.

**PRIVATE AND SPECIAL LAWS OF THE STATE OF MAINE
AS PASSED AT
THE SECOND SPECIAL SESSION OF THE
ONE HUNDRED AND THIRTIETH LEGISLATURE
2021**

(There were none.)

**RESOLVES OF THE STATE OF MAINE
AS PASSED AT
THE SECOND SPECIAL SESSION OF THE
ONE HUNDRED AND THIRTIETH LEGISLATURE
2021**

(There were none.)

**CONSTITUTIONAL RESOLUTIONS OF THE STATE OF MAINE
AS PASSED AT
THE SECOND SPECIAL SESSION OF THE
ONE HUNDRED AND THIRTIETH LEGISLATURE
2021**

(There were none.)

PUBLIC LAWS OF THE STATE OF MAINE
AS PASSED AT
THE SECOND REGULAR SESSION OF THE
ONE HUNDRED AND THIRTIETH LEGISLATURE
2021

CHAPTER 491
H.P. 275 - L.D. 391

**An Act To Reestablish the
Maine Lobster Marketing
Collaborative**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, Public Law 2021, chapter 58 extended the repeal date of the law that established the Maine Lobster Marketing Collaborative from October 1, 2021 to October 1, 2026; and

Whereas, because Public Law 2021, chapter 58 took effect October 18, 2021, the law that established the Maine Lobster Marketing Collaborative was repealed; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §12004-H, sub-§14-A is enacted to read:

14-A.

Maine Lobster Marketing Collaborative	\$55 Per Diem Plus Expenses	12 MRSA §6455-A
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This subsection is repealed December 31, 2026.

Sec. 2. 12 MRSA §6455-A is enacted to read:
§6455-A. Maine Lobster Marketing Collaborative

1. Collaborative established; purpose. The Maine Lobster Marketing Collaborative, established in Title 5, section 12004-H, subsection 14-A and referred to in this subchapter as “the collaborative,” is created to promote and market actively Maine lobsters in state, regional, national and international markets. The collaborative shall draw upon the expertise of the Maine lobster industry and established private marketing firms to identify market areas that will provide the greatest return on the investments made by lobster license holders and undertake those media or promotional efforts that

represent the most cost-effective use of a limited promotional budget. The collaborative shall remain responsive to the Maine lobster industry, conduct its business in a public manner and undertake marketing efforts that promote the quality and full utilization of the product and the unique character of the coastal Maine lobster fishery.

2. Collaborative is a public instrumentality. The collaborative is established as a public instrumentality serving a public purpose. Accordingly:

A. Employees of the collaborative may not be construed to be state employees for any purpose, including the state civil service provisions of Title 5, Part 2 and Title 5, chapter 372 and the state retirement system provisions of Title 5, Part 20;

B. The collaborative may not be construed to be a state agency for any purposes, including the budget, accounts and control, auditing, purchasing or other provisions of Title 5, Part 4; and

C. Notwithstanding any provisions of paragraphs A and B:

(1) All meetings and records of the collaborative are subject to the provisions of Title 1, chapter 13, subchapter 1, except as provided in subsection 3. The commissioner and those members of the Legislature appointed to serve on the joint standing committee of the Legislature having jurisdiction over marine resources matters have access to all material designated confidential by the collaborative;

(2) Members of the collaborative are governed by the conflict of interest provisions set forth in Title 5, section 18; and

(3) For the purposes of the Maine Tort Claims Act, the collaborative is a “governmental entity” and its employees are “employees” as those terms are defined in Title 14, section 8102.

3. Market studies and promotional plans; proprietary information. Information provided to or developed by the collaborative and included in a promotional plan or market study is public unless the collaborative determines that it contains proprietary information. For the purposes of this subsection, “proprietary information” means information that is a trade secret or production, commercial or financial information the disclosure of which would impair the competitive position of the collaborative or the person submitting

the information and would make available information not otherwise publicly available.

4. Collaborative members; appointments; terms. The collaborative consists of 11 voting members, 9 appointed by the commissioner as follows:

A. Four individuals representing the lobster management policy councils established pursuant to section 6447. Each lobster management policy council shall prepare a list of up to 3 nominees from its zone for consideration by the commissioner for the appointments under this paragraph. In making appointments under this paragraph, the commissioner shall select members to ensure a geographic distribution of representation from lobster management zones established pursuant to section 6446;

B. Three individuals:

(1) At least 2 of whom are owners, managers or officers of business entities operating in the State that hold valid wholesale seafood licenses with lobster permits, from a list of nominees prepared for the commissioner by the Lobster Advisory Council established under section 6462-A; and

(2) At least one of whom represents the interests of lobster dealers and processors; and

C. Two individuals who are public members with experience in marketing and promotion, retail sales, food service or food science, from a list of nominees prepared for the commissioner by the Lobster Advisory Council established under section 6462-A.

Members are appointed by the commissioner for terms of 3 years. A person may not serve more than 2 consecutive 3-year terms as a member of the collaborative.

The commissioner or the commissioner's designee serves as an ex officio member of the collaborative. The Commissioner of Economic and Community Development or the commissioner's designee serves as an ex officio member of the collaborative.

5. Officers. By majority vote, the collaborative shall annually elect a chair from among its members and may elect other officers in accordance with its bylaws.

6. Executive committee. The collaborative shall establish an executive committee of no fewer than 5 members, who are appointed by a majority vote of the collaborative. The collaborative shall specify in its bylaws when the executive committee may act on behalf of the collaborative with regard to oversight of collaborative staff, daily operations of the collaborative and addressing unexpected expenditures to be made by the collaborative. The bylaws must specify what constitutes a quorum of the executive committee and how many votes are necessary for the executive committee to take a valid action. In addition to any other restrictions

adopted by the collaborative, the executive committee may not act on behalf of the collaborative to:

A. Adopt or amend an annual budget;

B. Adopt or amend an annual marketing plan;

C. Hire or terminate the employment of the executive director of the collaborative; or

D. Amend the bylaws of the collaborative.

7. Meetings. The collaborative shall meet at least quarterly. A quorum of 6 members is required to conduct the business of the collaborative. Additional meetings may be called by the chair. If 3 or more members of the collaborative submit to the chair a written request for a meeting, the chair shall call a meeting to be held no sooner than 14 days after receipt of the written request. The commissioner may remove any member with unexcused absences from 2 or more consecutive meetings of the collaborative.

8. Employees. The collaborative shall hire an executive director and may hire staff as needed to perform its duties. Employees of the collaborative serve at the pleasure of the collaborative. The salary and benefits for employees of the collaborative are determined by the collaborative.

9. Powers and duties. The collaborative may:

A. Undertake promotional marketing programs in cooperation with the lobster industry;

B. Promote national and international markets for lobsters harvested or processed in the State;

C. Provide material and technical assistance to persons seeking to market lobsters harvested or processed in the State;

D. Conduct other efforts as determined necessary to increase the sales of lobsters harvested or processed in the State;

E. Market and sell goods directly related to the functions of the collaborative and deposit all proceeds in the fund;

F. Make expenditures from the fund to carry out the purposes of this subchapter. Money in the fund may be used only for the following purposes:

(1) Promotion, advertising and marketing development. The collaborative may implement programs and activities to promote, advertise and develop markets for lobster and make or enter into contracts with any local, state, federal or private agency, department, firm, corporation, entity or person for those purposes; and

(2) The hiring of staff and the payment of compensation for employees, payment of per diem and reimbursement of expenses for members

pursuant to Title 5, section 12004-H, subsection 14-A and payment of administrative and overhead costs associated with the business of the collaborative; and

G. Accept and deposit in the fund additional funding from any source, public or private.

10. Lobster Promotion Fund established. The Lobster Promotion Fund, referred to in this subchapter as “the fund,” is established to carry out the purposes of this subchapter. The department shall pay to the fund all money appropriated or received by the department for the purposes of this subchapter, except that the department may retain funds necessary to reimburse the department for the actual cost of collecting the license surcharges established in subsection 11. The fund is capitalized from the annual surcharges set out in subsection 11.

11. License surcharge assessed. The fund is capitalized from annual surcharges assessed on licenses issued by the department as follows.

A. For a Class I lobster and crab fishing license held by a person 18 to 69 years of age, the surcharge is \$165.25.

B. For a Class II lobster and crab fishing license, the surcharge is \$330.50, except that for a license holder 70 years of age or older, the surcharge is \$165.

C. For a Class III lobster and crab fishing license, the surcharge is \$480.75, except that for a license holder 70 years of age or older, the surcharge is \$240.

D. For a nonresident lobster and crab landing permit, the surcharge is \$480.75.

E. For a wholesale seafood license with a lobster permit if the license holder holds no supplemental wholesale seafood license with a lobster permit or for a lobster transportation license if the license holder holds no supplemental lobster transportation license, the surcharge is \$1,200.

F. Surcharges for supplemental wholesale seafood licenses with lobster permits or supplemental lobster transportation licenses are as follows:

(1) For up to 2 supplemental wholesale seafood licenses with lobster permits or supplemental lobster transportation licenses, the surcharge is \$1,800;

(2) For 3 to 5 supplemental wholesale seafood licenses with lobster permits or supplemental lobster transportation licenses, the surcharge is \$2,400; and

(3) For 6 or more supplemental wholesale seafood licenses with lobster permits or supplemental lobster transportation licenses, the surcharge is \$3,000.

G. For a lobster processor license, the surcharge is \$1,000 if less than 1,000,000 pounds of raw product is processed and \$4,000 if 1,000,000 pounds or more of raw product is processed.

A person holding more than one of the following licenses is assessed only the highest applicable surcharge for those licenses under this subsection: a wholesale seafood license with a lobster permit, a supplemental wholesale seafood license with a lobster permit, a lobster transportation license or a supplemental lobster transportation license.

The commissioner shall review annually the surcharges established in this subsection and recommend changes to the joint standing committee of the Legislature having jurisdiction over marine resources matters, which after receiving the recommendations may report out a bill to the Legislature to adjust the surcharges.

The Treasurer of State shall hold all surcharges assessed by this subsection in the fund and invest all money in the fund until disbursed to the collaborative upon request of the collaborative. Interest from investments accrues to the fund.

All money in the fund is subject to allocation by the Legislature. Unexpended balances in the fund at the end of the fiscal year may not lapse but must be carried forward to be used for the same purposes.

In addition to payment of the regular license fee and the surcharge, a person purchasing a license subject to the surcharges established in this subsection may make voluntary contributions to the fund at the time the license is purchased. Voluntary contributions received by the department from a licensee pursuant to this subsection or any other source must be deposited in the fund by the department and must be used by the collaborative for the purposes of this subchapter.

12. Reports. The collaborative shall report annually on its activities and expenditures to the joint standing committee of the Legislature having jurisdiction over marine resources matters, to the Lobster Advisory Council established under section 6462-A and, at a statewide meeting of interested license holders, to the lobster industry. The collaborative shall provide notice of the date and location of the statewide meeting of license holders at the time of license issuance or renewal.

13. Audit. An annual audit of the expenditures of the collaborative must be performed. The collaborative may contract with the Office of the State Auditor or with a private sector accounting firm to conduct the audit. The collaborative shall report the results of that audit to the joint standing committee of the Legislature having jurisdiction over marine resources matters. If the

annual audit is performed by the Office of the State Auditor, the collaborative shall reimburse the department for its costs to conduct that audit.

14. Repeal. This section is repealed December 31, 2026.

Sec. 3. 12 MRSA §6465, sub-§2, ¶G, as amended by PL 2013, c. 309, §3, is further amended to read:

G. The Maine Lobster Marketing Collaborative under section ~~6455~~ 6455-A;

Sec. 4. 29-A MRSA §456-A, sub-§3, as amended by PL 2013, c. 309, §4, is further amended to read:

3. Design. The Secretary of State, in consultation with the Maine Lobster Marketing Collaborative under Title 12, section ~~6455~~ 6455-A, shall determine a design for the lobster special registration plates. The joint standing committee of the Legislature having jurisdiction over transportation matters shall review the final design prior to manufacture of the plates. The Secretary of State shall issue upon request lobster plates that are also vanity plates. Lobster plates are issued in accordance with the provisions of this section and section 453.

Sec. 5. PL 2021, c. 58 is repealed.

Sec. 6. Transition. The following provisions govern the reestablishment of the Maine Lobster Marketing Collaborative.

1. Members, officers and executive committee members. Notwithstanding the Maine Revised Statutes, Title 12, section 6455-A:

A. Members of the Maine Lobster Marketing Collaborative appointed pursuant to Title 12, former section 6455, subsection 1-C serving on September 30, 2021 continue to serve until the completion of their terms. Their successors are appointed as provided in Title 12, section 6455-A, subsection 4;

B. Officers of the Maine Lobster Marketing Collaborative elected pursuant to Title 12, former section 6455, subsection 2-A serving on September 30, 2021 continue to serve until the completion of their terms. Their successors are elected as provided in Title 12, section 6455-A, subsection 5; and

C. Members of the executive committee of the Maine Lobster Marketing Collaborative appointed pursuant to Title 12, former section 6455, subsection 2-B serving on September 30, 2021 continue to serve until the completion of their terms. Their successors are appointed as provided in Title 12, section 6455-A, subsection 6.

Sec. 7. Retroactivity. This Act applies retroactively to October 1, 2021.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective January 5, 2022.

CHAPTER 492

H.P. 651 - L.D. 895

An Act Regarding the Apportionment of the Franklin County Commissioner Districts

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the apportionment commission's recently submitted plan divided Franklin County into 3 county commissioner districts; and

Whereas, the voters of Franklin County voted in favor of dividing Franklin County into 5 county commissioner districts effective on election day in November 2024; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §66-C is enacted to read:

§66-C. Franklin County Commissioner Districts

Franklin County is divided into districts as follows.

1. Effective until November 5, 2024. Until November 5, 2024, Franklin County is divided into the following 3 districts.

A. Commissioner District Number 1 consists of the minor civil divisions and unorganized territories of Carthage, Dallas Plantation, Jay, Rangeley Plantation, Sandy River Plantation, South Franklin, Weld, West Central Franklin and Wilton. The term of office of the commissioner from this district expires in 2024.

B. Commissioner District Number 2 consists of the minor civil divisions of Chesterville, Farmington and Temple. The term of office of the commissioner from this district expires in 2024.

C. Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Avon, Carrabassett Valley, Coplin Plantation, East Central Franklin, Eustis, Industry, Kingfield, New Sharon, New Vineyard, North Franklin, Phillips,

Rangeley, Strong and Wyman Township. The term of office of the commissioner from this district expires in 2022, and again in 2024.

2. Effective November 5, 2024. Beginning on November 5, 2024, Franklin County is divided into the following 5 districts.

A. Commissioner District Number 1 consists of the minor civil divisions of Temple and Wilton; and the following census units in the minor civil division of Farmington: Block 4029, Block 4030, Block 4031, Block 4032, Block 4033, Block 4034, Block 4035, Block 4037, Block 4038, Block 4039, Block 4040, Block 4041, Block 4042, Block 4043, Block 4044, Block 4045, Block 4046, Block 4047, Block 4048 and Block 4049 of Census Tract 9712.01; and Block 2000, Block 2001, Block 2002, Block 2003, Block 2004, Block 2005, Block 2006, Block 2007, Block 2008, Block 2009, Block 2010, Block 2011, Block 2012, Block 2013, Block 2014, Block 2015, Block 2016, Block 2017, Block 2018, Block 2019, Block 2020 and Block 2021 of Census Tract 9712.02. The term of office of the commissioner from this district expires in 2028 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the following census units in the minor civil division of Farmington: Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1007, Block 1008, Block 1009, Block 1010, Block 2000, Block 2001, Block 2002, Block 2003, Block 2004, Block 2005, Block 2006, Block 2007, Block 3000, Block 3001, Block 3002, Block 3003, Block 3004, Block 3005, Block 3006, Block 3007, Block 3008, Block 3009, Block 3010, Block 3011, Block 3012, Block 3013, Block 4000, Block 4001, Block 4002, Block 4003, Block 4004, Block 4005, Block 4006, Block 4007, Block 4008, Block 4009, Block 4010, Block 4011, Block 4012, Block 4013, Block 4014, Block 4015, Block 4016, Block 4017, Block 4018, Block 4019, Block 4020, Block 4021, Block 4022, Block 4023, Block 4024, Block 4025, Block 4026, Block 4027, Block 4028 and Block 4036 of Census Tract 9712.01; and Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1007, Block 1008, Block 1009, Block 1010, Block 1011, Block 1012, Block 1013, Block 1014, Block 1015, Block 1016, Block 1017, Block 3000, Block 3001, Block 3002, Block 3003, Block 3004, Block 3005, Block 3006, Block 3007, Block 3008, Block 3009, Block 3010, Block 4000, Block 4001, Block 4002, Block 4003, Block 4004, Block 4005, Block 4006, Block 4007, Block 4008, Block 4009, Block 4010, Block 4011, Block 4012, Block 4013, Block 4014, Block 4015, Block 4016, Block 4017, Block 4018, Block 4019, Block 4020, Block 4021, Block 4022, Block 4023, Block 4024, Block 4025, Block 4026, Block 4027, Block 4028, Block 4029 and Block 4030 of

Census Tract 9712.02. The term of office of the commissioner from this district expires in 2028 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Avon, Carthage, Coplin Plantation, Eustis, North Franklin, Phillips, Rangeley, Rangeley Plantation, Sandy River Plantation, South Franklin, Strong, Weld and West Central Franklin. The term of office of the commissioner from this district expires in 2028 and every 4 years thereafter.

D. Commissioner District Number 4 consists of the minor civil divisions and unorganized territories of Carrabassett Valley, Dallas Plantation, East Central Franklin, Industry, Kingfield, New Sharon, New Vineyard and Wyman Township. The term of office of the commissioner from this district expires in 2026 and every 4 years thereafter.

E. Commissioner District Number 5 consists of the minor civil divisions of Chesterville and Jay. The term of office of the commissioner from this district expires in 2026 and every 4 years thereafter.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective January 5, 2022.

CHAPTER 493

H.P. 1315 - L.D. 1764

An Act To Make a Technical Correction Concerning Maine's Earned Income Tax Credit

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the State's earned income tax credit law needs to be corrected before the 90-day period expires to avoid a delay in the processing of income tax returns for 2021; and

Whereas, legislative action is immediately necessary to ensure correct administration of the State's earned income tax credit; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA §5219-S, sub-§2, as amended by PL 2021, c. 398, Pt. H, §4, is further amended to read:

2. Nonresident taxpayer. A nonresident individual who is an eligible individual is allowed a credit against the tax otherwise due under this Part in the amount of 25%, ~~or for taxable years beginning after December 31, 2020 and before January 1, 2022, 20%,~~ of the federal earned income credit for the same taxable year for a nonresident eligible individual who does not have a qualifying child and 12% of the federal earned income credit for the same taxable year for all other nonresident eligible individuals, ~~except that, for taxable years beginning after December 31, 2020 and before January 1, 2022, all nonresident eligible individuals are allowed a credit in the amount of 20% of the federal earned income credit for the same taxable year,~~ multiplied by the ratio of the individual's Maine adjusted gross income, as defined in section 5102, subsection 1-C, paragraph B, to the individual's entire federal adjusted gross income, as modified by section 5122.

Sec. 2. 36 MRSA §5219-S, sub-§3, as amended by PL 2021, c. 398, Pt. H, §5, is further amended to read:

3. Part-year resident taxpayer. An eligible individual who files a return as a part-year resident in accordance with section 5224-A is allowed a credit against the tax otherwise due under this Part in the amount of 25%, ~~or for taxable years beginning after December 31, 2020 and before January 1, 2022, 20%,~~ of the federal earned income credit for the same taxable year for an eligible part-year individual who does not have a qualifying child and 12% of the federal earned income credit for the same taxable year for all other eligible part-year individuals, ~~except that, for taxable years beginning after December 31, 2020 and before January 1, 2022, all eligible part-year individuals are allowed a credit in the amount of 20% of the federal earned income credit for the same taxable year,~~ multiplied by a ratio, the numerator of which is the individual's Maine adjusted gross income as defined in section 5102, subsection 1-C, paragraph A for that portion of the taxable year during which the individual was a resident plus the individual's Maine adjusted gross income as defined in section 5102, subsection 1-C, paragraph B for that portion of the taxable year during which the individual was a nonresident and the denominator of which is the individual's entire federal adjusted gross income, as modified by section 5122.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective February 17, 2022.

**CHAPTER 494
H.P. 1317 - L.D. 1766**

An Act To Remove Watson's Bridge in the Town of Littleton from the List of Historic Bridges for Which the State Is Responsible for Maintenance and Rehabilitation

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 23 MRSA §603, first ¶, as amended by PL 2013, c. 36, §7, is further amended to read:

The State is responsible for the management of and all costs for maintenance and rehabilitation for the following historic bridges: Lovejoy Bridge, Andover; Robyville Bridge, Corinth; Hemlock Bridge, Fryeburg; Bennett Bridge, Lincoln Plantation; ~~Watson's Bridge, Littleton;~~ Artist's Bridge, Newry; Lowe's Bridge, Sangerville-Guilford; Babb's Bridge, Windham-Gorham; Wire Bridge, New Portland; Porter Bridge, Porter-Parsonsfield; Bailey Island Bridge, Harpswell; Sewall's Bridge, York; and Ryefield Bridge, Harrison-Otisfield.

See title page for effective date.

**CHAPTER 495
H.P. 1318 - L.D. 1767**

An Act To Ensure Tribal Representation in the Public Health Infrastructure

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §412, sub-§5-A, as enacted by PL 2011, c. 306, §2, is amended to read:

5-A. Tribal district. The tribal district shall deliver components of essential public health services through the tribal district's public health liaisons, who are tribal employees or tribal district employees, and report to the tribes, the department's office of ~~minority health~~ population health equity and any other sources of funding. Responses to federal and state requests for applications may be issued by one tribe, 2 or more tribes collectively or the tribal district as the recipient of funds. The directors of the tribal health departments or health clinics serve as the tribal district coordinating council for public health in an advisory role to the tribal district. The council may establish subcommittees to work on specific projects approved by the council.

See title page for effective date.

**CHAPTER 496
S.P. 392 - L.D. 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**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 27 MRSA §84-A, as amended by PL 1991, c. 591, Pt. E, §30, is further amended to read:

§84-A. Museum director; appointment

The Director of the Maine State Museum Commission must be qualified by training or by experience in museum work and is appointed by the Maine State Museum Commission. The director shall serve ~~for an indefinite term, subject to removal for cause at the pleasure of the Maine State Museum Commission.~~ The Maine State Museum Commission shall fix compensation for the director within salary range 88.

Sec. 2. 27 MRSA §112, as amended by PL 2019, c. 150, §11, is further amended by amending the section headnote to read:

§112. — Maine Library Commission functions

Sec. 3. 27 MRSA §112, first ¶, as enacted by PL 1973, c. 626, §6, is amended to read:

~~The library commission~~ Maine Library Commission shall:

Sec. 4. 27 MRSA §112, sub-§1, as amended by PL 1991, c. 591, Pt. E, §31, is further amended to read:

1. Appointment of State Librarian. Appoint the State Librarian. The State Librarian must be qualified through training or experience in library work. The State Librarian shall serve ~~for an indefinite term, subject to removal for cause at the pleasure of the Maine Library Commission.~~ The Maine Library Commission shall fix compensation for the State Librarian within salary range 88;

Sec. 5. 27 MRSA §403-A, as amended by PL 1991, c. 591, Pt. E, §32, is further amended to read:

§403-A. Director of Maine Arts Commission; appointment

The Director of the Maine Arts Commission must be qualified by training or experience and is appointed by the Maine Arts Commission. The director shall serve ~~for an indefinite term subject to removal for cause at the pleasure of the Maine Arts Commission.~~ The Maine Arts Commission shall fix compensation for the director within salary range 88.

Sec. 6. Application. This Act does not apply to a Director of the Maine State Museum Commission appointed pursuant to the Maine Revised Statutes, Title 27, section 84-A, a State Librarian appointed pursuant to Title 27, section 112, subsection 1 or a Director of the Maine Arts Commission appointed pursuant to Title 27, section 403-A who was appointed before January 1, 2021.

Sec. 7. Retroactivity. This Act applies retroactively to January 1, 2021.

See title page for effective date.

**CHAPTER 497
S.P. 611 - L.D. 1752**

**An Act To Provide Insurance
Coverage for a Beneficiary on
a Transfer on Death Deed**

Emergency preamble. **Whereas**, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, after a homeowner's death it can take time to reinstate an insurance policy on real property; and

Whereas, continuity of homeowner's insurance coverage after the homeowner's death is critical to protecting the assets of an estate and the interests of the beneficiaries; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA §3049-A is enacted to read:

§3049-A. Transfer on death deed; provision and cancellation of property insurance

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Designated beneficiary" has the same meaning as in Title 18-C, section 6-402, subsection 2.

B. "Insurable interest" has the same meaning as in section 2406, subsection 2.

C. "Policy" means an insurance contract subject to this subchapter.

D. "Transfer on death deed" has the same meaning as in Title 18-C, section 6-402, subsection 6.

E. "Transferor" has the same meaning as in Title 18-C, section 6-402, subsection 7.

2. Policy to include designated beneficiary. Notwithstanding any provision of law to the contrary, when an insured property passes to a designated beneficiary under a transfer on death deed, any policy covering the insured property must extend to the designated beneficiary, except as provided in this section.

3. Cancellation. Upon receiving a notice of death affidavit under Title 18-C, section 6-414, the insurer may cancel a policy extended pursuant to this section as if the policy had been in effect for less than 90 days, as provided in section 3049. If the insurer does not receive a notice of death affidavit within 30 days after the transferor's death, the policy is deemed to have been cancelled as of the transferor's death without any further action by the insurer.

4. Coverage extended. The coverage extension under this section applies only with respect to the premises and property of the transferor.

5. Proof demanded; policy conditions. Before making any claim payments to a party claiming rights under this section as a designated beneficiary, the insurer may ask for proof that the party is a designated beneficiary under a properly recorded transfer on death deed and that the party has filed a notice of death affidavit under Title 18-C, section 6-414. The designated beneficiary shall comply with the conditions of the policy.

6. Insurable interest; multiple beneficiaries. A designated beneficiary is not entitled to recover under a policy extended as provided in this section in an amount that would exceed the designated beneficiary's insurable interest at the time of loss or damage. If the transfer on death deed has designated multiple beneficiaries, nothing in this section requires the insurer to pay an amount for loss or damage to the premises and property that exceeds the amount that would be owed to the transferor if the transferor were living at the time of loss or damage.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 16, 2022.

CHAPTER 498

H.P. 1310 - L.D. 1759

An Act To Extend the Legal Hours for Harvesting Lobster in the Month of September

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until

90 days after adjournment unless enacted as emergency; and

Whereas, the current legal times for raising and hauling lobster traps are determined by the sun's rising and setting; and

Whereas, in the autumn, the later sunrise prevents lobster license holders from fishing most efficiently and during the calmer morning hours; and

Whereas, it is necessary that this Act take effect before September 2022 in order to allow lobster license holders to take advantage of the autumn harvest and in order to allow them to fish efficiently and safely; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §6440, sub-§1, as amended by PL 2017, c. 32, §1, is further amended to read:

1. Summer. During the period 1/2 hour after sunset until 1/2 hour before sunrise from June 1st to ~~September 30th~~ August 31st, both days inclusive, and during the period 1/2 hour after sunset until 4 a.m. from ~~October~~ September 1st to October 31st, both days inclusive; and

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 16, 2022.

CHAPTER 499

H.P. 1319 - L.D. 1768

An Act To Allow the Private Sale of Certain State Surplus Property to State Employees

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §1828, as amended by PL 2017, c. 310, §§1 and 2, is further amended by amending the section headnote to read:

§1828. Sales of surplus property to educational institutions, qualifying nonprofit organizations and fire departments and state employees

Sec. 2. 5 MRSA §1828, sub-§1, ¶D is enacted to read:

D. "State employee" means an employee in the unclassified or classified service under chapters 71 and 372.

Sec. 3. 5 MRSA §1828, sub-§4 is enacted to read:

4. Office equipment to state employees. Notwithstanding any requirement of this chapter or rules adopted pursuant to this chapter, the Department of Administrative and Financial Services, Bureau of General Services shall allow private sales of office equipment to state employees for the purpose of furnishing those employees' home offices to facilitate their working remotely from home. The Bureau of General Services shall establish the price of office equipment for private sale to state employees in the same manner and at the same price as for public sale pursuant to section 1813, subsection 6. State employees who purchase office equipment pursuant to this subsection accept the property without warranties or guarantees, either expressed or implied. For purposes of this subsection, "office equipment" means equipment and furniture used for business or professional purposes, including but not limited to desktop and laptop computers, monitors, printers, miscellaneous computer components, desks, tables, chairs and filing cabinets. The Department of Administrative and Financial Services may further define "office equipment" in rulemaking. Rules adopted pursuant to this subsection are routine technical rules as defined in chapter 375, subchapter 2-A.

See title page for effective date.

CHAPTER 500

H.P. 1325 - L.D. 1774

An Act Clarifying the Rights to Legal Representation and To Communicate with Others for Individuals Subject to Guardianship

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 18-C MRSA §5-310, sub-§2, as amended by PL 2019, c. 417, Pt. A, §35, is repealed and the following enacted in its place:

2. Rights retained. An adult subject to guardianship retains the following rights:

A. The right to vote, unless the court orders otherwise. A court order removing the right to vote must include a finding that the adult cannot communicate, with or without support, a specific desire to participate in the voting process;

B. The right to marry, unless the court orders otherwise. A court order removing the right to marry

or placing conditions on the right to marry must include findings that support the removal of the right to marry or support conditions on the right to marry; and

C. The right to retain an attorney for any reason and to communicate freely with counsel, the court, an ombudsman or any advocate for the adult subject to guardianship, including an advocate of the adult subject to guardianship's choosing or a person authorized by law to advocate for the adult subject to guardianship. A person may not interfere with the right of an adult subject to guardianship to retain an attorney or communicate as described in this paragraph.

Sec. 2. 18-C MRSA §5-315, sub-§4, as enacted by PL 2019, c. 417, Pt. A, §44, is repealed.

See title page for effective date.

CHAPTER 501

H.P. 1334 - L.D. 1793

An Act To Support Statewide Economic Recovery through Strategic Investments

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §13058, sub-§2-B is enacted to read:

2-B. Make grants; equity investments; loans; contractual arrangements. The commissioner may make, alone or in participation or cooperation with other persons, direct equity investments in, grants or loans to or any other contractual arrangement allowed by law with private entities for the purposes of encouraging and supporting economic and business growth, rural manufacturing and industrial site redevelopment and implementation of a strategic plan. As a condition of a disbursement of funding in whatever form to a private entity for purposes described in this subsection, the department may require from the private entity satisfactory evidence that the private entity has invested matching funds in an equal amount for the same purposes. Matching funds may be in the form of debt or equity investment as long as the financial commitment is for a minimum of 5 years.

Sec. 2. 5 MRSA §13058, sub-§3, ¶B is enacted to read:

B. The commissioner shall adopt rules to distribute funds or assistance pursuant to subsection 2-B. Rules adopted pursuant to this paragraph are routine technical rules as defined in chapter 375, subchapter 2-A.

Sec. 3. 5 MRSA §13058, sub-§5, ¶I, as amended by PL 1999, c. 776, §4, is further amended to read:

I. Within available resources, the status of investments in business in the State; ~~and~~

Sec. 4. 5 MRSA §13058, sub-§5, ¶J, as enacted by PL 1999, c. 776, §5, is amended to read:

J. The extent to which the purposes of the Maine Downtown Center are being met; and

Sec. 5. 5 MRSA §13058, sub-§5, ¶K is enacted to read:

K. The recipients, amounts and outcomes of grants, loans or other direct funding made or provided to private entities pursuant to subsection 2-B for activities that are not otherwise required by a specific program's authorizing statute or appropriation to be reported to the Legislature.

See title page for effective date.

CHAPTER 502

H.P. 1341 - L.D. 1800

**An Act To Amend the Laws
Governing the Small
Enterprise Growth Program**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 10 MRSA §382, sub-§4-A is enacted to read:

4-A. Qualifying venture fund. "Qualifying venture fund" means a venture capital fund that is managed by an entity other than the board and that the board finds demonstrates the potential to contribute venture capital funding in a manner that promotes economic growth in the State.

Sec. 2. 10 MRSA §383, sub-§1-B is enacted to read:

1-B. Investment in other funds. The board may invest program money in a qualifying venture fund subject to an agreement that directs a portion of the money in the qualifying venture fund into companies based in the State that employ 50 or fewer employees or that have gross sales not exceeding \$5,000,000 within the most recent 12 months for which financial statements are available.

Sec. 3. 10 MRSA §383, sub-§3, as enacted by PL 2009, c. 475, §4, is amended to read:

3. Management fees. The board may charge and accept management fees for management of money placed in ~~program funds~~ the fund or a side fund other than money placed directly by the State. The board may

approve payment of management fees to a fund manager hired to manage a side fund or to a fund manager for a qualifying venture fund for which the board is a limited partner.

Sec. 4. 10 MRSA §384, sub-§2, as enacted by PL 1995, c. 699, §3, is amended to read:

2. Chair Officers. The board shall annually elect a chair, ~~vice-chair and treasurer~~ from among its members.

Sec. 5. 10 MRSA §384, sub-§3, as amended by PL 1999, c. 504, §3, is further amended to read:

3. Terms. The members other than the Commissioner of Economic and Community Development or the commissioner's designee serve for ~~2-year~~ 3-year terms and may be reappointed for up to ~~3~~ 2 consecutive terms. A member may serve for more than ~~3-2-year~~ 2 ~~3-year~~ terms if the terms are not consecutive.

Sec. 6. 10 MRSA §386, first ¶, as enacted by PL 1995, c. 699, §3, is amended to read:

A qualifying venture fund or a qualifying small business may be eligible to receive financial assistance under the program. In order to be eligible for financial assistance under the program, a qualifying venture fund must meet the requirements of section 383, subsection 1-B. In order for a qualifying small business to be eligible for financial assistance under the program, a qualifying small business must meet the following criteria must be met.

Sec. 7. 10 MRSA §388, sub-§1, as amended by PL 2001, c. 541, §2, is further amended to read:

1. Disbursements. Initial disbursements may not exceed \$500,000 to a qualifying venture fund or qualifying small business, including an affiliated entity. An initial disbursement plus any subsequent disbursements in the aggregate to a qualifying venture fund or qualifying small business may not exceed an amount equal to ~~10 percent~~ % of the capitalization of the fund from all appropriations received for application to the fund, plus any funds received from repayment, interest, royalties, equities or other interests in business enterprises, products or services to the extent the repayment, interest, royalties, equities or other interests are in excess of the amount initially invested in the business making the payments, plus interest accrued on the fund balance and other funds received by the board to be applied to the fund. The board shall report annually by December 20th of each year to the joint standing committee of the Legislature having jurisdiction over business and economic development matters on all disbursements made under this subsection.

Sec. 8. 10 MRSA §389, as enacted by PL 1995, c. 699, §3, is amended to read:

§389. Cooperation and coordination

The University of Maine System, the Small Business Development Center Program, the Maine ~~World International Trade Association and the Maine Science and Technology Foundation~~ Center and the Maine ~~Technology Institute~~ shall provide such support and assistance as the board may request, within the expertise of each.

Sec. 9. Terms of current board members. Notwithstanding the Maine Revised Statutes, Title 10, section 384, a member of the Small Enterprise Growth Board serving on the effective date of this Act:

1. Shall serve a term ending on the 3rd anniversary of the date on which the member's term began; and
2. May be appointed to a term to begin immediately following the end of the member's term only if the member has not served for 6 consecutive years as of the date of the end of the term.

See title page for effective date.

CHAPTER 503

H.P. 1342 - L.D. 1801

An Act To Modify Exemptions for Certain Storm Water Discharges to Class AA and SA Waters

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, current law enacted in 1999 that established an exemption for certain discharges of storm water to Class AA and SA waters has been disapproved by the United States Environmental Protection Agency; and

Whereas, this disapproval creates regulatory uncertainty for the legality of certain existing discharges of storm water, and potential future discharges of storm water, to Class AA and SA waters; and

Whereas, this uncertainty may have significant economic impacts on certain dischargers of storm water to Class AA and SA waters; and

Whereas, in order to avoid these adverse consequences, modification of the exemption for certain discharges of storm water to Class AA and SA waters is appropriate and necessary; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 38 MRSA §464, sub-§4, ¶F, as amended by PL 1991, c. 66, Pt. B, §1, is further amended by amending subparagraph (2) to read:

(2) Where high quality waters of the State constitute an outstanding national resource, that water quality must be maintained and protected. For purposes of this paragraph, the following waters are considered outstanding national resources: those water bodies in national and state parks and wildlife refuges; public reserved lands; and those water bodies classified as Class AA and SA waters pursuant to section 465, subsection 1; section 465-B, subsection 1; and, unless otherwise specified, listed under sections 467, 468 and 469.

Sec. 2. 38 MRSA §465, sub-§1, ¶C, as amended by PL 2021, c. 50, §§1 and 2, is further amended by amending subparagraph (1) to read:

(1) Storm water discharges that are in compliance with state and local requirements are allowed: if one or more of the following conditions are met:

(a) The storm water discharge existed prior to the waters' being classified as Class AA with a designation as an outstanding national resource as described in section 464, subsection 4, paragraph F, subparagraph (2), including storm water discharges that existed prior to designation of the waters as an outstanding national resource and are not licensed by the department or were not relicensed for some duration after the waters' designation as an outstanding national resource. This division does not authorize new or increased storm water discharge;

(b) For storm water discharges requiring a general permit for construction, the discharge is temporary and short term and does not permanently degrade water quality. For the purposes of this division, a discharge is temporary and short term if the discharge occurs only during the time necessary to construct a facility to make it operational. Best management practices must be used during such construction; or

(c) The Class AA water is not designated as an outstanding national resource as described in section 464, subsection 4, paragraph F, subparagraph (2) and sections 467 and 468.

Sec. 3. 38 MRSA §465-B, sub-§1, ¶C, as amended by PL 2013, c. 193, §5, is further amended by amending subparagraph (1) to read:

(1) Storm water discharges that are in compliance with state and local requirements; if one or more of the following conditions are met:

(a) The storm water discharge existed prior to the waters' being classified as Class SA with a designation as an outstanding national resource as described in section 464, subsection 4, paragraph F, subparagraph (2), including storm water discharges that existed prior to designation of the waters as an outstanding national resource and are not licensed by the department or were not relicensed for some duration after the waters' designation as an outstanding national resource. This division does not authorize new or increased storm water discharge;

(b) For storm water discharges requiring a general permit for construction, the discharge is temporary and short term and does not permanently degrade water quality. For the purposes of this division, a discharge is temporary and short term if the discharge occurs only during the time necessary to construct a facility to make it operational. Best management practices must be used during such construction; or

(c) The Class SA water is not designated as an outstanding national resource as described in section 464, subsection 4, paragraph F, subparagraph (2) and section 469;

Sec. 4. 38 MRSA §467, sub-§6-A, ¶B, as amended by PL 2017, c. 137, Pt. B, §6, is further amended by amending subparagraph (2) to read:

(2) West Branch of the Narraguagus River in T.22 M.D. B.P.P., T.16 M.D. B.P.P., T.10 S.D. B.P.P. and Cherryfield - Class AA. Pursuant to section 464, subsection 4, paragraph F, subparagraph (2), the segment from the confluence of Pork Brook to the confluence of Manhanon Brook is not designated as an outstanding national resource.

Sec. 5. 38 MRSA §467, sub-§14, ¶A, as repealed and replaced by PL 1999, c. 277, §17, is amended by amending subparagraph (2) to read:

(2) From a point located 2,000 feet below the outlet of Little Pond to the confluence with Stevens Pond, from the outlet of Stevens Pond to the confluence with Trues Pond and from the outlet of Trues Pond to the confluence with

Sennebec Pond - Class AA. Pursuant to section 464, subsection 4, paragraph F, subparagraph (2), the segment from the Ghent Road bridge to the Camden Road/Route 105 bridge is not designated as an outstanding national resource.

Sec. 6. 38 MRSA §467, sub-§15, ¶C, as amended by PL 2019, c. 333, §8 and c. 463, §11, is further amended by amending subparagraph (1), division (a) to read:

(a) From the confluence of Millinocket Stream and Munsungan Stream to the Route 11 bridge - Class AA. This segment is subject to a sustenance fishing designated use pursuant to section 466-A. Pursuant to section 464, subsection 4, paragraph F, subparagraph (2), the segment from the confluence of St. Croix Stream to the confluence of Scopan Stream and the segment starting 1,500 feet upstream from the confluence of the Machias River to the Route 11 bridge are not designated as outstanding national resources.

Sec. 7. 38 MRSA §467, sub-§15, ¶C, as amended by PL 2019, c. 333, §8 and c. 463, §11, is further amended by amending subparagraph (2), division (d) to read:

(d) Machias River, from the outlet of Big Machias Lake to the Aroostook River - Class AA. This segment is subject to a sustenance fishing designated use pursuant to section 466-A. Pursuant to section 464, subsection 4, paragraph F, subparagraph (2), the segment from one mile upstream of the Garfield Road bridge to the confluence with the Aroostook River is not designated as an outstanding national resource.

Sec. 8. 38 MRSA §469, sub-§2, ¶D, as amended by PL 2017, c. 137, Pt. B, §18, is further amended by amending subparagraph (2) to read:

(2) Tidal waters of Somes Sound lying northerly of a line beginning at a point located at the Acadia National Park boundary at latitude 44° - 18'-18" N., longitude 68° - 18'-42" W. and running northeasterly to a point located at the Acadia National Park boundary at latitude 44° - 18'-54" N., longitude 68° - 18'-22" W., except those waters of Broad Cove lying west of a line running from the point of land immediately south of the cove northerly to Navigation Can #7 - Class SA. Pursuant to section 464, subsection 4, paragraph F, subparagraph (2), those waters lying within 500 feet of a stormwater discharge licensed by the department on December 31, 2021 in accordance

with rules adopted by the department are not designated as outstanding national resources.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 16, 2022.

CHAPTER 504

S.P. 636 - L.D. 1809

An Act To Allow Exceptions to the Height Limitations under the Shoreland Zoning Laws

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 38 MRSA §436-A, sub-§1-C is enacted to read:

1-C. Area of special flood hazard. "Area of special flood hazard" means land in a floodplain having a 1% or greater chance of flooding in any given year, as identified in the effective federal flood insurance study and corresponding flood insurance rate maps.

Sec. 2. 38 MRSA §436-A, sub-§7-A, as enacted by PL 2011, c. 231, §1, is repealed and the following enacted in its place:

7-A. Height. "Height" means:

A. With respect to existing principal or accessory structures, including legally existing nonconforming structures, located within an area of special flood hazard that have been or are proposed to be relocated, reconstructed, replaced or elevated to be consistent with the minimum elevation required by a local floodplain management ordinance, the vertical distance between the bottom of the sill of the structure to the highest point of the structure, excluding chimneys, steeples, antennas and similar appurtenances that have no floor area; and

B. With respect to new principal or accessory structures and to existing principal or accessory structures other than those described in paragraph A, including legally existing nonconforming structures, the vertical distance between the mean original grade at the downhill side of the structure, prior to construction, and the highest point of the structure, excluding chimneys, steeples, antennas and similar appurtenances that have no floor area.

Sec. 3. 38 MRSA §439-A, sub-§4, ¶C-1 is enacted to read:

C-1. Notwithstanding the limitations on height imposed under paragraphs B and C, the height of a structure that is a legally existing nonconforming principal or accessory structure may be raised to,

but not above, the minimum elevation necessary to be consistent with the local floodplain management elevation requirement or to 3 feet above base flood elevation, whichever is greater, as long as the structure is relocated, reconstructed, replaced or elevated within the boundaries of the parcel so that the water body or wetland setback requirement is met to the greatest practical extent. This paragraph applies to structures that:

(1) Have been or are proposed to be relocated, reconstructed, replaced or elevated to be consistent with the local floodplain management elevation requirement; and

(2) Are located in an area of special flood hazard.

See title page for effective date.

CHAPTER 505

S.P. 637 - L.D. 1810

An Act Regarding Examinations and Applications for Professional Engineers and Engineer-interns

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 32 MRSA §1352-A, first ¶, as amended by PL 2005, c. 315, §20, is further amended to read:

To be eligible for licensure as a professional engineer, an applicant must submit 5 references with the application for licensure as a professional engineer, 3 of which must be from licensed professional engineers from this State or another state, territory or possession of the United States, District of Columbia or any foreign country having personal knowledge of the applicant's engineering experience. To be eligible for certification as an engineer-intern, an applicant must submit 3 ~~character~~ references with the application for certification. Each applicant shall demonstrate that the applicant is trustworthy and competent to engage in the practice of professional engineering in such a manner as to safeguard the interests of the public.

Sec. 2. 32 MRSA §1353, first ¶, as amended by PL 2013, c. 296, §4, is further amended to read:

Application for licensure as a professional engineer or certification as an engineer-intern must be made on a form prescribed ~~and furnished~~ by the board, contain statements made under oath showing the applicant's education and a detailed summary of the applicant's technical experience and contain references as set forth in section 1352-A, none of which may be from members of the board. An applicant who fails to complete the application process within 5 years must reapply to the

board, meet qualification requirements that are in effect at the time of the new application and submit updated documentation of engineering work experience. An applicant reapplying for licensure as a professional engineer must submit 5 references, 3 of which must be from licensed professional engineers as set forth in section 1352-A and be current at the time of the new application. An applicant reapplying for certification as an engineer-intern must submit 3 references that are current at the time of the new application. An application fee may be established by rule by the board in an amount that is reasonable and necessary for its purpose.

Sec. 3. 32 MRSA §1354, as amended by PL 2019, c. 375, §16, is further amended to read:

§1354. Examinations

The principles and practices of engineering examinations may not be taken until the applicant has completed a period of engineering experience as set forth in section 1352-A.

The passing grade on any examination is established by the national council. An applicant who fails to complete the application process within 5 years must reapply to the board, meet qualification requirements that are in effect at the time of the new application and present 3 new references and updated documentation of engineering work experience.

See title page for effective date.

CHAPTER 506
S.P. 649 - L.D. 1832

An Act To Correct the Year of
the Expiration of the Terms of
2 County Commissioners in
Sagadahoc County

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, Public Law 2021, chapter 488 enacted the plan for reapportionment of the county commissioner districts as proposed by the apportionment commission; and

Whereas, the plan erroneously reversed the year of the expiration of the terms of the county commissioners of Commissioner District 2 and Commissioner District 3 in Sagadahoc County; and

Whereas, since one of the terms expires in 2022, this error needs to be corrected as soon as possible; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of

the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §66-C is enacted to read:

§66-C. Creation of Sagadahoc County Commissioner Districts

Sagadahoc County is divided into the following 3 districts.

1. Commissioner District Number 1. Commissioner District Number 1 consists of the minor civil divisions of Bowdoin and Topsham. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

2. Commissioner District Number 2. Commissioner District Number 2 consists of the minor civil divisions of Bath and Bowdoinham. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

3. Commissioner District Number 3. Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Arrowsic, Georgetown, Perkins Township, Phippsburg, Richmond, West Bath and Woolwich. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 16, 2022.

CHAPTER 507
S.P. 653 - L.D. 1835

An Act To Amend the Laws
Governing Storm Water
Management To Provide an
Exemption for Mountain Bike
Trails

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, multiple projects involving the construction or management of mountain bike trails of statewide significance to Maine's recreational economy may be adversely affected by delay if those trails are subject to storm water management requirements; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of

the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 38 MRSA §420-D, sub-§7, ¶J is enacted to read:

J. A trail does not require review pursuant to this section if:

- (1) The trail is intended, constructed and managed for use by persons riding mountain bikes;
- (2) The trail is generally constructed and maintained in accordance with best management practices for motorized trails established by the Department of Agriculture, Conservation and Forestry, including requirements to provide sediment and erosion control;
- (3) The trail creates a treadway surface of not more than 6 feet in width; and
- (4) The trail corridor does not exceed 8 feet in width.

For the purposes of this paragraph, "mountain bike" means a bicycle designed for off-road cycling and "treadway surface" means the part of a trail upon which a person travels.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 16, 2022.

CHAPTER 508

S.P. 654 - L.D. 1836

**An Act To Amend Maine's
Financial Institution Merger
Statutes and Modernize
Certain Sections of Title 9-B**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the following legislation has been submitted by the Department of Professional and Financial Regulation, Bureau of Financial Institutions to make necessary updates to the laws administered by the bureau; and

Whereas, the following legislation also includes clarification of the authority of the Superintendent of Financial Institutions to engage experts if needed to carry out regulatory functions; and

Whereas, having this legislation take effect as soon as possible will provide clarity and certainty to the regulatory functions carried out by the bureau; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 9-B MRSA §212, sub-§4, as amended by PL 1999, c. 184, §6, is further amended to read:

4. ~~Contracts with other state and federal regulatory agencies for regulatory functions.~~ The superintendent may employ and engage experts, and professionals or other personnel ~~of,~~ including other state and federal regulatory agencies, as may be necessary to assist the bureau in carrying out its regulatory functions. The superintendent may contract bureau staff to other state and federal agencies to assist those agencies in carrying out their regulatory functions. Contracts for services under this subsection are designated sole source contracts and are not subject to the procurement requirements of Title 5, chapter 155.

Sec. 2. 9-B MRSA §312, sub-§5, ¶B, as amended by PL 1997, c. 398, Pt. C, §7, is further amended to read:

B. The minimum amount of paid-in capital must be determined by the superintendent, but in no event may it be less than ~~\$100,000~~ \$500,000.

Sec. 3. 9-B MRSA §322, sub-§5, ¶B, as enacted by PL 1975, c. 500, §1, is amended to read:

B. The minimum amount of capital deposits ~~shall~~ must be determined by the superintendent, but in no event ~~shall~~ may it be less than \$100,000 \$500,000.

Sec. 4. 9-B MRSA §351, sub-§3-A, as enacted by PL 2007, c. 79, §9, is amended to read:

3-A. Superintendent's approval not required. Notwithstanding subsection 3, if the surviving institution of a merger, consolidation, purchase or assumption is a federally chartered institution and the transaction is subject to approval by its federal regulator, approval by the superintendent is not required. The financial institution shall notify and provide the superintendent a copy of the application filed with the appropriate federal regulator within 3 days of filing with the federal regulator. The Maine charter of the participating financial institution terminates automatically upon completion of the merger, consolidation, purchase or assumption.

Sec. 5. 9-B MRSA §351, sub-§4, as enacted by PL 1997, c. 398, Pt. G, §1, is amended by enacting at the end a new blocked paragraph to read:

Notice and meeting are not required under this subsection if investors or mutual voters unanimously approve the plan of merger or consolidation.

Sec. 6. 9-B MRSA §351, sub-§5, ¶A, as enacted by PL 1997, c. 398, Pt. G, §1, is amended to read:

A. Upon approval by the investors or mutual voters of the participating institutions, the chief executive officer, president or vice-president ~~and the clerk or secretary~~ of each institution shall submit the executed plan of merger or consolidation to the superintendent, together with ~~the resolutions of evidence of approval by the investors or mutual voters~~ approving it, each certified by these officers.

Sec. 7. 9-B MRSA §352, sub-§3, as amended by PL 1997, c. 683, Pt. A, §1, is further amended by enacting at the end a new blocked paragraph to read:

Notice and meeting are not required under this subsection if investors unanimously approve the plan.

Sec. 8. 9-B MRSA §353, sub-§3, as amended by PL 1997, c. 398, Pt. G, §3, is further amended by enacting at the end a new blocked paragraph to read:

Notice and meeting are not required under this subsection if mutual voters unanimously approve the plan.

Sec. 9. 9-B MRSA §373, sub-§3, as enacted by PL 1995, c. 628, §20, is amended by amending the first blocked paragraph to read:

The superintendent shall provide written response within 30 days of receipt of the notice. If the superintendent finds that the interstate combination, acquisition or establishment does not comply with applicable state law, including, but not limited to, the conditions and requirements of this chapter, the superintendent may file an objection with the appropriate state or federal regulatory agency that has primary responsibility for the applicant. In addition, if the superintendent finds that an interstate combination, branch acquisition or de novo establishment would be adverse to the public interest, the superintendent may bring an action in the name of the State pursuant to chapter 24. The Maine charter of the participating financial institution terminates automatically upon completion of an interstate combination done in conformity with this subsection that results in an out-of-state financial institution, federal association or national bank.

Sec. 10. 9-B MRSA §429, sub-§2, as amended by PL 2003, c. 263, §2, is further amended to read:

2. Payment of interest or dividends. Each mortgagee holding funds of a mortgagor in a required escrow account on behalf of itself or another mortgagee for the payment of taxes or insurance premiums with respect to mortgaged property located in this State shall pay the mortgagor, at least quarterly, dividends or interest on the account at a rate of not less than 50% of the 1-year Treasury ~~Note rate~~ Bill secondary market rate or

rate of a comparable instrument if the 1-year Treasury ~~Note Bill~~ is not offered, as published electronically by the Federal Reserve System or in a financial newspaper of national circulation, as of the first business day of the year in which the quarterly interest or dividend is paid. The dividends or interest paid under this subsection may not be reduced by any charge for service or maintenance of the account.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 16, 2022.

CHAPTER 509

S.P. 610 - L.D. 1855

An Act Regarding Point-of-dispensing Sites for Immunizations against COVID-19

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, Public Law 2021, chapter 28 permitted delegation of COVID-19 vaccine administration at point-of-dispensing sites during the public health emergency declared by the Governor; and

Whereas, although the public health emergency declared by the Governor has expired, public health measures to address COVID-19, such as point-of-dispensing sites, are still needed in this State; and

Whereas, point-of-dispensing sites provide expanded access to vaccines; and

Whereas, this legislation extends protections for permitted delegation of COVID-19 vaccine administration at point-of-dispensing sites beyond a declared emergency; and

Whereas, this legislation maintains requirements that point-of-dispensing sites must operate in accordance with a written memorandum of understanding with the Department of Health and Human Services, Maine Center for Disease Control and Prevention and meet certain requirements for oversight and training; and

Whereas, having this legislation take effect as soon as possible will ensure point-of-dispensing sites can continue to be established when necessary; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. PL 2021, c. 28, Pt. D, §1, sub-§1 is amended to read:

1. Applicability. This section applies only to point-of-dispensing vaccine sites that have a written memorandum of understanding with the Department of Health and Human Services, Maine Center for Disease Control and Prevention to administer vaccines against COVID-19. ~~This section is effective only during the state of emergency declared by the Governor due to COVID-19 as of March 15, 2020 and any renewals of that declaration in accordance with the Maine Revised Statutes, Title 37-B, section 742 and Title 22, section 801, subsection 4-A and section 802, subsection 2-A.~~

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 16, 2022.

CHAPTER 510

H.P. 963 - L.D. 1307

An Act Regarding the Sale and Use of Consumer Fireworks

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 8 MRSA §223-A, sub-§10, as amended by PL 2019, c. 646, §1, is further amended to read:

10. Disclosures to customers. A person authorized to sell consumer fireworks shall provide to the purchaser at the point of sale written guidelines, which must be published or approved by the commissioner before distribution, describing the safe and proper use of consumer fireworks, ~~which must include, but are including, but~~ not limited to, guidelines regarding the safe and proper use of consumer fireworks around bodies of water; guidelines regarding the prevention of littering in the use of consumer fireworks; and guidelines regarding the effects from the use of consumer fireworks on wildlife, livestock and domesticated animals. The guidelines must also include the following statements in a conspicuous location: ~~"MAINE LAW EXPRESSLY PROHIBITS PERSONS UNDER 21 YEARS OF AGE FROM PURCHASING, POSSESSING OR USING CONSUMER FIREWORKS" and "FURNISHING CONSUMER FIREWORKS TO PERSONS UNDER 21 YEARS OF AGE IS A CRIMINAL OFFENSE IN MAINE."~~ Such guidelines must be published or approved by the commissioner prior to distribution.

A. "MAINE LAW EXPRESSLY PROHIBITS PERSONS UNDER 21 YEARS OF AGE FROM

PURCHASING, POSSESSING OR USING CONSUMER FIREWORKS";

B. "FURNISHING CONSUMER FIREWORKS TO PERSONS UNDER 21 YEARS OF AGE IS A CRIMINAL OFFENSE IN MAINE"; and

C. "LOCAL ORDINANCES MAY PROHIBIT OR RESTRICT THE USE OF CONSUMER FIREWORKS WITHIN A MUNICIPALITY. INFORMATION REGARDING LOCAL PROHIBITIONS OR RESTRICTIONS IS AVAILABLE THROUGH THE OFFICE OF THE MAINE STATE FIRE MARSHAL."

Sec. 2. 17 MRSA §2263, sub-§2, as amended by PL 2021, c. 374, §1, is further amended to read:

2. Litter. "Litter" means all waste materials including, but not limited to, bottles, glass, crockery, cans, scrap metal, junk, paper, garbage, rubbish, offal, except waste parts or remains resulting from the normal field dressing of lawfully harvested wild game or the lawful use of waste parts or remains of wild game as bait, feathers, except feathers from live birds while being transported, abandoned ice-fishing shacks, old automobiles or parts of automobiles or similar refuse, or disposable packages or containers thrown or deposited as prohibited in this chapter, but not including the wastes of the primary processes of mining, logging, sawmilling, farming or manufacturing. "Litter" includes waste materials resulting from or associated with the use of tobacco products, including, but not limited to, cigarette butts, ~~and~~ all waste materials resulting from the outdoor release or abandonment of a balloon ~~and all~~ waste materials resulting from the use of consumer fireworks.

For the purposes of this subsection, "tobacco product" has the same meaning as in Title 22, section 1551, subsection 3 and "consumer fireworks" has the same meaning as in Title 8, section 221-A, subsection 1-A.

Sec. 3. 17-A MRSA §501-A, sub-§1, ¶A, as enacted by PL 2007, c. 144, §3, is amended by amending subparagraph (1) to read:

(1) Making loud and unreasonable ~~noises~~ noise, including, but not limited to, loud and unreasonable noise resulting from the use of consumer fireworks;

Sec. 4. 17-A MRSA §501-A, sub-§1, ¶C, as enacted by PL 2007, c. 144, §3, is amended to read:

C. In a private place, the person makes loud and unreasonable noise, including, but not limited to, loud and unreasonable noise resulting from the use of consumer fireworks, that can be heard by another person, who may be a law enforcement officer, as unreasonable noise in a public place or in another private place, after having been ordered by a law enforcement officer to cease the noise; or

Sec. 5. 17-A MRSA §501-A, sub-§2, ¶C is enacted to read:

C. "Consumer fireworks" has the same meaning as in Title 8, section 221-A, subsection 1-A.

See title page for effective date.

CHAPTER 511

S.P. 655 - L.D. 1837

An Act To Clarify the Appeals Process for Decisions Related to the Maine Health Insurance Marketplace

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation has been submitted by the Department of Health and Human Services to clarify the appeals process for decisions of the Maine Health Insurance Marketplace; and

Whereas, enacting this legislation as soon as possible will provide clarity for consumers who want to appeal decisions of the Maine Health Insurance Marketplace that affect their eligibility for health care coverage; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §5410, as enacted by PL 2019, c. 653, Pt. A, §1, is repealed and the following enacted in its place:

§5410. Relation to other laws

1. Authority of superintendent to regulate insurance. This chapter and any action taken by the marketplace pursuant to this chapter may not be construed to preempt or supersede the authority of the superintendent to regulate the business of insurance within this State.

2. Appeal from decision of department's administrative hearings unit. A decision of the department's administrative hearings unit in an appeal of a decision of the marketplace is not subject to judicial review under Title 5, section 11001 and the Maine Rules of Civil Procedure, Rule 80C. Such a decision may be appealed to the United States Department of Health and Human Services pursuant to 45 Code of Federal Regulations, Section 155.520(c).

Sec. 2. Application. This Act applies to any decision of the Maine Health Insurance Marketplace made prior to, on or after the effective date of this Act that may be appealed to the Department of Health and Human Services' administrative hearings unit.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 25, 2022.

CHAPTER 512

S.P. 597 - L.D. 1742

An Act To Ensure Compliance with the Interstate Fishery Management Plan for American Lobster

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §6431, sub-§1, as amended by PL 2011, c. 266, Pt. A, §9, is further amended to read:

1. Minimum and maximum length. Except as provided in subsections 1-A and 1-B, a person may not buy, sell, give away, transport, ship or possess any lobster that is less than the minimum size established in this subsection 3 1/4 inches or more than 5 inches in length, as determined by the lobster measure certified in accordance with subsection 3. Except as provided in subsection 1-A, the minimum lobster size is 3 8/32 inches.

Sec. 2. 12 MRSA §6431, sub-§1-B is enacted to read:

1-B. Compliance with interstate fishery management plan. The commissioner may adopt rules to set minimum and maximum lobster sizes different from those specified in subsection 1 when necessary to comply with changes to the Atlantic States Marine Fisheries Commission Interstate Fishery Management Plan for American Lobster. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. The commissioner shall notify the joint standing committee of the Legislature having jurisdiction over marine resources matters when initiating rulemaking pursuant to this subsection.

Sec. 3. 12 MRSA §6433, sub-§1-A, as enacted by PL 1985, c. 677, §§4, 6 and 7, is amended to read:

1-A. Adjustment. Notwithstanding subsection 1, the commissioner shall specify by rule the dimensions of vents in lobster traps, which shall must be appropriate for the minimum legal lobster size in effect pursuant to section 6431. The commissioner may adopt rules to set different dimensions of vents in lobster traps when necessary to comply with changes to the Atlantic States

Marine Fisheries Commission Interstate Fishery Management Plan for American Lobster. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. The commissioner shall notify the joint standing committee of the Legislature having jurisdiction over marine resources matters when initiating rulemaking pursuant to this subsection.

See title page for effective date.

CHAPTER 513

S.P. 598 - L.D. 1743

An Act To Amend Certain Definitions in the Statutes Governing the Gambling Control Board

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 8 MRSA §1001, sub-§13-A, as enacted by PL 2013, c. 212, §2, is amended to read:

13-A. Electronic ~~facsimile~~ table game. "Electronic ~~facsimile~~ table game" means a game approved by the board that is played in an electronic or electromechanical format that replicates a table game by incorporating all or part of the characteristics of the game. "Electronic ~~facsimile~~ table game" does not include a slot machine.

Sec. 2. 8 MRSA §1001, sub-§43-A, as enacted by IB 2009, c. 2, §15, is amended to read:

43-A. Table game. "Table game" means a card game, dice game or other game of chance, including, but not limited to, blackjack, poker, dice, craps, roulette, baccarat, money wheels, wheel of fortune or ~~any electronic facsimile of such a~~ an electronic table game located in a casino. Table games are governed under this chapter and excluded from the definition of "game of chance" in Title 17, section ~~330~~ 1831, subsection 2 5.

See title page for effective date.

CHAPTER 514

S.P. 609 - L.D. 1751

An Act To Extend the Changes to the Liquor Laws Made by Public Law 2021, Chapters 3 and 91

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 28-A MRSA §1056, sub-§3, as enacted by PL 2021, c. 3, §1, is amended to read:

3. Repeal. This section is repealed ~~September 10, 2022~~ March 30, 2025.

Sec. 2. 28-A MRSA §1355-A, sub-§5, ¶F-1, as enacted by PL 2021, c. 91, §1, is amended by amending the first blocked paragraph to read:

This paragraph is repealed ~~September 10, 2022~~ March 30, 2025.

See title page for effective date.

CHAPTER 515

H.P. 1386 - L.D. 1876

An Act Regarding Abandoned Motor Vehicle Storage Fees and Lienholder Notification

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 29-A MRSA §1854, as amended by PL 2017, c. 240, §§1 to 4, is further amended to read:

§1854. Notification of vehicle owner

1. Notification in writing. Except as provided in subsection 1-A, the owner of the premises where a vehicle described in section 1851 is located or the owner's agent shall notify the Secretary of State that the owner or the owner's agent is in possession of that vehicle. The notification must be in writing and on a form provided by the Secretary of State.

1-A. Notification in writing; auto repair and storage facilities. The owner of the premises where a vehicle described in section 1851, subsection 5 or 7 is stored or the owner's agent shall notify the Secretary of State that the owner or the owner's agent is in possession of the vehicle within 14 days after the earliest date on which the vehicle owner is responsible for any unpaid charges for authorized repair or for storage and any related towing expenses incurred by the owner or the owner's agent. The notification must be in writing and on a form provided by the Secretary of State.

1-B. Notification to lienholder. The owner of the premises where a vehicle described in section 1851, subsection 5 or 7 is stored or the owner's agent shall determine if the title is issued by the Secretary of State under section 657. If the title is issued by the Secretary of State under section 657, the owner of the premises or the owner's agent shall determine if a lienholder is identified on the title of the vehicle. If a lienholder is identified on the title of the vehicle, the owner of the premises or the owner's agent shall notify the lienholder that the owner or the owner's agent is in possession of the vehicle within 14 days after the earliest date on which the lienholder is responsible for any unpaid charges for authorized repair or for storage and any related towing expenses incurred by the owner or the owner's agent.

2. Contents of notification. A notification under ~~this section subsection 1 or 1-A~~ must include the vehicle's make, model, year, body type, vehicle identification number and any registration and plates on the vehicle. This notification also must include the date the vehicle came into possession of the owner, the owner's agent or person in charge of the premises where the vehicle is located, under what circumstances the vehicle came into that person's possession and whether the vehicle is salvage.

3. Response. On receipt of a notification under ~~this section subsection 1 or 1-A~~, the Secretary of State shall inform the vehicle owner and lienholder, if any, by regular mail that the vehicle is being claimed under the abandoned vehicle law. The notice to the vehicle owner and lienholder, if any, must identify the vehicle by the year, make, model and vehicle identification number, give the name and address of the party claiming ownership, state the charges against the vehicle that the owner and lienholder, if any, must pay to retrieve the vehicle, and the date that the title or letter of ownership will pass to the new owner. If the party is claiming ownership of the vehicle pursuant to section 603, subsection 6, the notice must inform the vehicle owner and lienholder that the owner must pay to the Secretary of State the fee required in section 603 to transfer the title. A copy of this letter must be provided to the person claiming ownership.

4. Publication. If the Secretary of State finds no record of ~~the a vehicle with respect to which the Secretary of State is notified under subsection 1 or 1-A~~, the owner of the premises where the vehicle is located shall publish a notice once in a newspaper of general circulation in the county where the premises is located. That notice must clearly:

- A. Describe the vehicle by the year, make, model and vehicle identification number;
- B. State that if the owner of the vehicle or lienholder has not properly retrieved it and paid all reasonable charges for its towing, storage and repair within 14 days from the publication, ownership of the vehicle passes to the owner of the premises where the vehicle is located; and
- C. State how the owner of the premises may be contacted.

Sec. 2. 29-A MRSA §1857, as amended by PL 2017, c. 240, §6, is further amended to read:

§1857. Limits

If the notification to the Secretary of State required by section 1854 is made more than 14 days after receipt of a vehicle described in section 1851 or if notification is not submitted to the Secretary of State, the person holding the vehicle may not collect more than 14 days

of storage fees. Daily storage charges must be reasonable and total storage charges may not exceed \$900 ~~\$1,500~~ for a 30-day period.

See title page for effective date.

CHAPTER 516

H.P. 541 - L.D. 736

An Act To Enhance the Ecological Reserve System

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §1805, as enacted by PL 1999, c. 592, §3 and amended by PL 2011, c. 657, Pt. W, §7 and PL 2013, c. 405, Pt. A, §24, is further amended to read:

§1805. Designation of ecological reserve

The director may designate ecological reserves on parcels of land under the jurisdiction of the bureau ~~that were included in the inventory of potential ecological reserves published in the July 1998 report of the Maine Forest Biodiversity Project, "An Ecological Reserves System Inventory: Potential Ecological Reserves on Maine's Existing Public and Private Conservation Lands."~~ The director may designate additional ecological reserves or remove the designation of a parcel of land as an ecological reserve only in conjunction with the adoption of a management plan for a particular parcel of land, and the process for adoption of that management plan must provide for public review and comment on the plan. When a proposed management plan includes designation of an ecological reserve, the director shall notify the joint standing committee of the Legislature having jurisdiction over ~~matters pertaining to~~ public lands matters of the proposal. When a proposed management plan includes the removal of a parcel of land of 10 acres or more as an ecological reserve, the director shall submit a report to the joint standing committee of the Legislature having jurisdiction over public lands matters prior to the bureau's updating the accompanying management plan for the parcel of land. The report must include a description of the parcel of land, the reasons for the removal of the designation as an ecological reserve, the intended uses of the parcel of land and the benefits to the public as a result of the removal of the designation as an ecological reserve. The joint standing committee of the Legislature having jurisdiction over public lands matters may report out a bill relating to the subject matter of the report.

1. Allowed uses. ~~Allowed uses~~ The director may within an ecological reserve ~~must be~~ allow uses that are compatible with the purpose of the ecological reserve and ~~may do~~ not cause significant impact on natural community composition or ecosystem processes. ~~Allowed uses~~ Uses that the director may allow include

nonmanipulative scientific research, public education and nonmotorized recreation activities such as hiking, cross-country skiing, primitive camping, gathering of materials for cultural and traditional use by a member of a federally recognized Wabanaki Indian nation, tribe or band in this State, hunting, fishing and trapping. For the purposes of this subsection, "primitive camping" means camping in a location without facilities or where facilities are limited to a privy, fire ring, tent pad, 3-sided shelter and picnic table. The removal of trees and construction of facilities associated with these allowed uses are allowed. The director may allow other uses when their impact remains low and does not compromise the purpose of the ecological reserve. Recreational use of surface waters is under the jurisdiction of the Department of Inland Fisheries and Wildlife.

2. Trails and roads for motorized vehicle use.

The director shall allow the continuing use of an existing snowmobile trail, an all-terrain vehicle trail or a road if the director determines the trail or road is well designed and built and situated in a safe location and its use has minimal adverse impact on the ecological value of an ecological reserve and it cannot be reasonably relocated outside the ecological reserve.

A new snowmobile or all-terrain vehicle trail or a new road is allowed only if the director determines all of the following criteria are met:

- A. No safe, cost-effective alternative exists;
- B. The impact on protected natural resource values is minimal; and
- C. The trail or road will provide a crucial link in a significant trail or road system.

3. Incompatible uses. Uses that are incompatible with the purpose of an ecological reserve are not allowed. Incompatible uses include timber harvesting, salvage harvesting, commercial mining and commercial sand and gravel excavation. For the purposes of this subsection, "salvage harvesting" means the removal of dead or damaged trees to recover economic value that would otherwise be lost.

4. Resource protection measures. The director shall take action to control a wildfire occurring on an ecological reserve or spreading to bureau lands. The director may authorize a prescribed burn in an ecological reserve if necessary to replicate natural processes that maintain specific natural communities or rare species populations. The director may implement predetermined wildfire tactics to protect the integrity of the landscape and shall use minimal impact suppression tactics to the extent possible.

The director may use pesticides, including herbicides, and sanitation harvests to control insect and disease outbreaks only in response to:

- A. A specific threat to the functioning of a native ecosystem or managed wildlife habitat;

- B. A specific threat to human health or safety; or
- C. A condition that is likely to result in significant damage to adjacent lands if control is not exercised.

For the purposes of this subsection, "sanitation harvest" means the removal of trees that have been attacked or are in imminent danger of attack by insects or disease in order to prevent these insects or diseases from spreading to other trees.

5. Limits on ~~total land~~ acreage designated as ecological reserves. The total land acreage designated as ecological reserves may not exceed ~~15% of the total land acreage under the jurisdiction of the bureau or 100,000~~ 115,000 acres, ~~whichever is less.~~ No more than ~~6%~~ 8% of the operable timberland acres on public reserved lands and nonreserved public lands may be designated as ecological reserves. For the purposes of this subsection, "operable timberland" means land the bureau considers viable for commercial timber harvest operations and does not include inoperable lands, which are lands not suitable for timber production due to topography or hydrologic setting. Inoperable lands include ledges, steep slopes, nonforested barrens, mountaintops, nonforested wetlands and other nonproductive sites. Lands donated or acquired after the effective date of this section with the condition that the donated or acquired land be designated an ecological reserve are not included when calculating acreage limits under this subsection.

The designation of land as an ecological reserve may not result in a decline in the ~~volume of timber harvested on land under the jurisdiction of the bureau.~~ For the purposes of this subsection, "a decline in the volume of timber harvested" means ~~an annual harvest volume of less than the average annual harvest volume for the preceding 10 years~~ sustainable harvest level on land under the jurisdiction of the bureau to less than the average annual harvest for the preceding 10 years. For purposes of this subsection, "sustainable harvest level" means the amount of forest products that can be harvested over time without reducing timber inventory and is determined by the operable timberland acres of land and the forest growth rate.

6. Reporting requirements. The bureau shall report the status of ecological reserves under the reporting requirements of subchapters ~~III 3~~ and ~~IV 4~~.

See title page for effective date.

CHAPTER 517
H.P. 1045 - L.D. 1429

**An Act To Achieve Carbon
Neutrality in Maine by the
Year 2045**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 38 MRSA §576-A, sub-§2-A is enacted to read:

2-A. Carbon neutrality. Beginning January 1, 2045, net annual greenhouse gas emissions may not exceed zero metric tons.

See title page for effective date.

CHAPTER 518
H.P. 1329 - L.D. 1778

**An Act To Improve Health
Care Affordability and
Increase Options for
Comprehensive Coverage for
Individuals and Small
Businesses in Maine**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §3122, sub-§3, as enacted by PL 2021, c. 459, §3, is amended by enacting a new first blocked paragraph to read:

Beginning in 2023, the office shall analyze barriers to affordable health care and coverage and develop for consideration by the legislative oversight committee proposals on potential methods to improve health care affordability and coverage for individuals and small businesses in the State.

Sec. 2. 5 MRSA §3124, as enacted by PL 2021, c. 459, §3, is amended to read:

§3124. Annual public hearing

Beginning in In 2022, the office shall convene an annual a public hearing on cost trends no later than October 1st. Beginning in 2023, the office shall convene an annual public hearing no later than October 1st on cost trends and barriers to health care affordability. The hearing must provide an opportunity for public comment on health care cost trends and, beginning in 2023, on barriers to health care affordability. The executive director shall preside over the hearing.

Sec. 3. Health care and coverage study. The Office of Affordable Health Care, established under the Maine Revised Statutes, Title 5, section 3122, shall study the effects of policies aimed at improving health

care affordability and coverage, including effects on the affordability of premiums and cost-sharing in the individual and small group health insurance markets, and the effects of the policies on enrollment in comprehensive health coverage. The office shall consider, but is not limited to considering:

1. Creating a public option health benefit plan;
2. Creating a Medicaid buy-in program;
3. Increasing enrollment in Medicaid and the federal Children's Health Insurance Program, including by increasing income eligibility levels;
4. Providing state-level subsidies to populations that do not qualify for federal subsidies through the Maine Health Insurance Marketplace, established under Title 22, section 5403; and
5. Other policies as identified by the office and the Advisory Council on Affordable Health Care, established in Title 5, section 12004-I, subsection 31-B.

The office shall provide a report of its findings to the joint standing committee of the Legislature having jurisdiction over health coverage and insurance matters no later than January 1, 2024.

See title page for effective date.

CHAPTER 519
S.P. 617 - L.D. 1781

**An Act To Align Postpartum
MaineCare Coverage with
Federal Law**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §3174-G, sub-§1, ¶A, as enacted by PL 1999, c. 731, Pt. OO, §1, is amended to read:

A. A qualified woman during her pregnancy and up to 60 days following delivery when the woman's family income is equal to or below ~~200%~~ 209% of the nonfarm income official poverty line;

Sec. 2. 22 MRSA §3174-G, sub-§1, ¶A-1, as enacted by PL 2021, c. 461, §1, is amended to read:

A-1. Notwithstanding paragraph A, beginning ~~January 1, 2022 and until June 30, 2022~~ August 1, 2022 and for as long as coverage is allowable by federal law, a qualified woman during her pregnancy and up to ~~6~~ 12 months following delivery when the woman's family income is equal to or below ~~200%~~ 209% of the nonfarm income official poverty line;

Sec. 3. 22 MRSA §3174-G, sub-§1, ¶A-2, as enacted by PL 2021, c. 461, §2, is repealed.

Sec. 4. 22 MRSA §3174-G, sub-§1, ¶A-3, as enacted by PL 2021, c. 461, §3, is repealed.

Sec. 5. 22 MRSA §3174-G, sub-§1, ¶G, as amended by PL 2021, c. 461, §4, is further amended to read:

G. A person otherwise eligible who is a noncitizen legally admitted to the United States to the extent that coverage is allowable by federal law if the person is:

- (1) A woman during her pregnancy and up to 60 days following delivery; or
- (2) A child under 21 years of age;

Sec. 6. 22 MRSA §3174-G, sub-§1, ¶G-1, as enacted by PL 2021, c. 461, §5, is amended to read:

G-1. Notwithstanding paragraph G, beginning ~~January 1, 2022 and until June 30, 2022~~ August 1, 2022, a person otherwise eligible who is a noncitizen legally admitted to the United States for as long as and to the extent that coverage is allowable by federal law if the person is:

- (1) A woman during her pregnancy and up to 6 ~~12~~ months following delivery; or
- (2) A child under 21 years of age; and

Sec. 7. 22 MRSA §3174-G, sub-§1, ¶G-2, as enacted by PL 2021, c. 461, §6, is repealed.

Sec. 8. 22 MRSA §3174-G, sub-§1, ¶G-3, as enacted by PL 2021, c. 461, §7, is repealed.

Sec. 9. PL 2021, c. 461, §8 is repealed.

Sec. 10. State plan amendment. The Department of Health and Human Services shall, no later than 30 days after the effective date of this section, submit requests for any state plan amendments to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services determined necessary in order to accomplish the purposes of this Act. The department shall take all reasonable and necessary steps to seek approval of the state plan amendment.

Sec. 11. Retroactivity. This Act applies retroactively to January 1, 2022.

See title page for effective date.

CHAPTER 520

H.P. 1339 - L.D. 1798

An Act To Ensure Health Insurance Coverage for Certain Adults with Disabilities

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA §2742-B, sub-§2, as amended by PL 2019, c. 5, Pt. A, §8, is further amended to read:

2. Offer of coverage. Notwithstanding section 2703, subsection 3, an individual health insurance policy that offers coverage for a dependent child must offer such coverage, at the option of the policyholder, until the dependent child attains 26 years of age. If the dependent child has a disability, the policy must offer coverage in accordance with section 2742-C.

Sec. 2. 24-A MRSA §2742-C is enacted to read:

§2742-C. Mandatory offer of coverage for certain adults with disabilities

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Dependent child" has the same meaning as in section 2742-B, subsection 1.

B. "Disability" means a physical, mental, intellectual or developmental disability that renders a person incapable of self-sustaining employment.

2. Offer of coverage. An individual health insurance policy that offers coverage for a dependent child must offer such coverage, at the option of the policyholder, for a dependent child with a disability, regardless of age.

3. Proof of disability. A policyholder shall furnish proof of a dependent child's disability to the insurer within 31 days of the dependent child's attainment of the limiting age established in section 2742-B, subsection 2 and subsequently as may be required by the insurer, but the insurer may not require proof more frequently than annually after the 2-year period following the dependent child's attainment of the limiting age.

Sec. 3. 24-A MRSA §2833-B, sub-§2, as amended by PL 2019, c. 5, Pt. A, §13, is further amended to read:

2. Offer of coverage. Notwithstanding section 2822, a group health insurance policy that offers coverage for a dependent child must offer such coverage, at the option of the parent, until the dependent child attains 26 years of age. If the dependent child has a disability, the policy must offer coverage in accordance with section 2833-C.

Sec. 4. 24-A MRSA §2833-C is enacted to read:

§2833-C. Mandatory offer of coverage for certain adults with disabilities

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Dependent child" has the same meaning as in section 2833-B, subsection 1.

B. "Disability" means a physical, mental, intellectual or developmental disability that renders a person incapable of self-sustaining employment.

2. Offer of coverage. A group health insurance policy that offers coverage for a dependent child must offer such coverage, at the option of the parent, for a dependent child with a disability, regardless of age.

3. Proof of disability. A parent shall furnish proof of a dependent child's disability to the insurer within 31 days of the dependent child's attainment of the limiting age established in section 2833-B, subsection 2 and subsequently as may be required by the insurer, but the insurer may not require proof more frequently than annually after the 2-year period following the dependent child's attainment of the limiting age.

Sec. 5. 24-A MRSA §4233-B, sub-§2, as amended by PL 2019, c. 5, Pt. A, §18, is further amended to read:

2. Offer of coverage. An individual or group health maintenance organization contract that offers coverage for a dependent child must offer such coverage, at the option of the parent, until the dependent child attains 26 years of age. If the dependent child has a disability, the contract must offer coverage in accordance with section 4233-C.

Sec. 6. 24-A MRSA §4233-C is enacted to read:

§4233-C. Mandatory offer of coverage for certain adults with disabilities

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Dependent child" has the same meaning as in section 4233-B, subsection 1.

B. "Disability" means a physical, mental, intellectual or developmental disability that renders a person incapable of self-sustaining employment.

2. Offer of coverage. An individual or group health maintenance organization contract that offers coverage for a dependent child must offer such coverage, at the option of the parent, for a dependent child with a disability, regardless of age.

3. Proof of disability. A parent shall furnish proof of a dependent child's disability to the insurer within 31 days of the dependent child's attainment of the limiting age established in section 4233-B, subsection 2 and subsequently as may be required by the insurer, but the insurer may not require proof more frequently than annually after the 2-year period following the dependent child's attainment of the limiting age.

Sec. 7. 24-A MRSA §4320-B, as enacted by PL 2011, c. 364, §34, is amended to read:

§4320-B. Extension of dependent coverage

A carrier offering a health plan subject to the requirements of the federal Affordable Care Act that provides dependent coverage of children shall continue to make such coverage available for an adult child until the child turns 26 years of age, consistent with the federal Affordable Care Act, and offer coverage for a dependent child with a disability in accordance with section 4320-R.

Sec. 8. 24-A MRSA §4320-R is enacted to read:

§4320-R. Mandatory offer of coverage for certain adults with disabilities

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Dependent child" has the same meaning as in section 4233-B, subsection 1.

B. "Disability" means a physical, mental, intellectual or developmental disability that renders a person incapable of self-sustaining employment.

2. Offer of coverage. A health plan subject to the requirements of the federal Affordable Care Act that offers coverage for a dependent child must offer such coverage, at the option of the parent, for a dependent child with a disability, regardless of age.

3. Proof of disability. A parent shall furnish proof of a dependent child's disability to the carrier within 31 days of the dependent child's attainment of the limiting age established in section 4320-B and subsequently as may be required by the carrier, but the carrier may not require proof more frequently than annually after the 2-year period following the dependent child's attainment of the limiting age.

See title page for effective date.

CHAPTER 521

S.P. 642 - L.D. 1815

**An Act To Revise Certain
Financial Regulatory
Provisions of the Maine
Insurance Code To Be
Consistent with Model Laws
from the National Association
of Insurance Commissioners**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation is immediately necessary so group capital standards adopted in Maine law apply to operations of insurance holding companies domiciled in this State that do business internationally rather than standards adopted by the European Union pursuant to bilateral agreements entered into by the United States with the European Union and the United Kingdom; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA §15 is enacted to read:

§15. NAIC defined

As used in this Title, “NAIC” or “National Association of Insurance Commissioners” means the National Association of Insurance Commissioners or its successor organization of insurance regulators.

Sec. 2. 24-A MRSA §208, first ¶, as corrected by RR 2021, c. 1, Pt. B, §150, is amended to read:

The superintendent may from time to time contract for such additional actuarial, examination, rating and other technical and professional services as ~~the superintendent~~ may require ~~be required~~ for discharge of the superintendent's duties. If a contractor retained pursuant to this section has access to confidential information, the contract must require the contractor to comply with the requirements of section 216, subsection 5, paragraph B-1.

Sec. 3. 24-A MRSA §216, sub-§5, ¶B-1 is enacted to read:

B-1. The superintendent may authorize a contractor retained pursuant to section 208, or any other person outside the bureau that is otherwise designated to act on behalf of the superintendent, to receive confidential information. The recipient of confidential information is under the direction and control of the superintendent, is subject to the same confidentiality standards and requirements as the superintendent and shall act in a purely advisory capacity. The recipient of confidential information shall comply with the requirements of this paragraph.

(1) Access to confidential information may not be granted unless the recipient agrees in writing that:

(a) The recipient will maintain the confidentiality of any confidential information that the superintendent has authorized the

recipient to access, and establish appropriate procedures to protect such information from unauthorized access or use;

(b) Ownership of any confidential information shared by the superintendent pursuant to this paragraph remains with the superintendent and that the use of such information by the recipient is subject to the direction of the superintendent;

(c) The recipient will not store confidential information obtained or created under the contract in a permanent file or database after the work involving the information is completed;

(d) The recipient will provide prompt notice to the superintendent of any subpoena, request for disclosure or request for production of confidential information; and

(e) The recipient will consent to intervention by an insurer in any judicial or administrative action in which the recipient may be required to disclose confidential information about the insurer that has been shared pursuant to this paragraph.

(2) The recipient of confidential information shall confirm in writing to the superintendent that the recipient is free from conflicts of interest and will conduct ongoing monitoring for conflicts of interest for the duration of the work involving the confidential information.

Sec. 4. 24-A MRSA §216, sub-§5, ¶C, as enacted by PL 2013, c. 238, Pt. A, §1 and affected by §34, is amended to read:

C. The superintendent may enter into one or more written agreements with the National Association of Insurance Commissioners governing sharing and using information under this subsection that:

(1) Specify procedures and protocols regarding the confidentiality and security of information shared with the National Association of Insurance Commissioners ~~and its affiliates and subsidiaries~~ pursuant to this paragraph, including procedures and protocols for sharing by the National Association of Insurance Commissioners with other state, federal or international insurance regulators;

(2) Specify that ownership of information shared with the National Association of Insurance Commissioners ~~and its affiliates and subsidiaries~~ pursuant to this paragraph remains with the superintendent and that the use of information by the National Association of Insurance Commissioners is subject to the direction of the superintendent;

(2-A) Prohibit the National Association of Insurance Commissioners from storing confidential information in a permanent file or database after the analysis of the confidential information is completed, other than liquidity stress test information obtained pursuant to section 222, subsection 8, paragraph B-1, subparagraph (3);

(3) Require prompt notice to be given by the National Association of Insurance Commissioners to any insurer whose confidential information is in the possession of the National Association of Insurance Commissioners pursuant to this paragraph when that information is the subject of a request or subpoena for disclosure or production; and

(4) Require the National Association of Insurance Commissioners ~~and its affiliates and subsidiaries~~ to consent to intervention by an insurer in any judicial or administrative action in which the National Association of Insurance Commissioners ~~and its affiliates and subsidiaries~~ may be required to disclose confidential information about the insurer shared with the National Association of Insurance Commissioners ~~and its affiliates and subsidiaries~~ pursuant to this paragraph.

Sec. 5. 24-A MRSA §222, sub-§2, ¶B-4 is enacted to read:

B-4. "Group capital calculation" means a method for insurance groups to assess the financial condition of the group, including noninsurance entities within the group, in order to identify and quantify potential risks.

Sec. 6. 24-A MRSA §222, sub-§2, ¶B-5 is enacted to read:

B-5. "Group capital calculation instructions" means the group capital calculation instructions as adopted by the NAIC and as amended by the NAIC from time to time in accordance with the procedures adopted by the NAIC.

Sec. 7. 24-A MRSA §222, sub-§2, ¶D-7 is enacted to read:

D-7. "Liquidity stress test" means a method for insurance groups to assess the potential effects of liquidity risk to the insurer and to the financial markets.

Sec. 8. 24-A MRSA §222, sub-§2, ¶D-8 is enacted to read:

D-8. "NAIC Liquidity Stress Test Framework" means the NAIC publication that includes the applicable scope criteria and liquidity stress test instructions and reporting templates, as adopted by

the NAIC and amended from time to time in accordance with the procedures adopted by the NAIC.

Sec. 9. 24-A MRSA §222, sub-§2, ¶E-1 is enacted to read:

E-1. "Scope criteria" means the designated exposure bases and minimum magnitudes, as detailed in the NAIC Liquidity Stress Test Framework, used to establish a preliminary list of insurers that are presumptively within the scope of the NAIC Liquidity Stress Test Framework.

Sec. 10. 24-A MRSA §222, sub-§4-C, ¶C, as amended by PL 2017, c. 169, Pt. B, §5, is further amended by amending subparagraph (12) to read:

(12) An agreement by the person required to file the application to provide the annual enterprise risk report required by subsection 8, paragraph B-1, subparagraph (1) for as long as control by the person exists;

Sec. 11. 24-A MRSA §222, sub-§8, ¶B-1, as enacted by PL 2013, c. 238, Pt. A, §18 and affected by §34, is amended to read:

B-1. The controlling person with ultimate control of an insurer subject to registration shall also file an annual enterprise risk report. The report must be appropriate to the nature, scale and complexity of the operations of the insurance holding company system and must, to the best of the controlling person's knowledge and belief, identify the material risks within the insurance holding company system, if any, that could pose enterprise risk to the insurer in accordance with subparagraph (1) and, if applicable, shall file any additional reports required by this paragraph. The report reports must be filed with the lead state regulator of the insurance holding company system as determined by the procedures within the financial analysis handbook adopted by the National Association of Insurance Commissioners; NAIC Financial Analysis Handbook or successor publication.

(1) The enterprise risk report must be appropriate to the nature, scale and complexity of the operations of the insurance holding company system and must, to the best of the controlling person's knowledge and belief, identify the material risks within the insurance holding company system, if any, that could pose enterprise risk to the insurer.

(2) Except as otherwise provided in this subparagraph, the ultimate controlling person of an insurer subject to registration shall file an annual group capital calculation concurrently with the registration required by paragraph A. The report must be completed as directed by the lead state regulator in accordance with the group capital calculation instructions, which

may permit the lead state regulator to allow a controlling person that is not the ultimate controlling person to file the group capital calculation.

(a) An insurance holding company is exempt from filing the group capital calculation if it has only one insurer within its holding company structure and that insurer is not licensed outside this State to transact insurance, does not write business outside this State and does not assume reinsurance from any other insurer.

(b) An insurance holding company is exempt from filing the group capital calculation if it is required to perform a group capital calculation specified by the Board of Governors of the Federal Reserve System and the lead state regulator has obtained the current group capital calculation from the board of governors. If this State is the insurance holding company system's lead state, the superintendent shall request the calculation from the board of governors under the terms of information sharing agreements in effect.

(c) An insurance holding company is exempt from filing the group capital calculation if its groupwide supervisor is located within a non-United States jurisdiction that the superintendent has designated as a reciprocal jurisdiction pursuant to section 731-B, subsection 1, paragraph B-3, subparagraph (1), division (b) and that recognizes the United States system of group supervision and group capital regulation.

(d) An insurance holding company is exempt from filing the group capital calculation if its groupwide supervisor is located in a non-United States jurisdiction and:

(i) The lead state regulator meets the requirements for accreditation under the NAIC financial standards and accreditation program and the insurance holding company system provides information to the lead state regulator, either directly or indirectly through the groupwide supervisor, that the lead state regulator has determined to be satisfactory to allow the lead state to comply with the NAIC group supervision approach, as detailed in the NAIC Financial Analysis Handbook or successor publication; and

(ii) The groupwide supervisor recognizes and accepts the group capital calculation as the worldwide group capital assessment for United States insurance groups that operate in that non-United States jurisdiction, consistent with criteria specified by the superintendent by rule.

(e) Notwithstanding divisions (c) and (d), a non-United States-based insurance holding company system shall file a group capital calculation limited to its United States operations if its lead state regulator determines, after any necessary consultation with other supervisors or officials, that requiring a United States group capital calculation is appropriate for prudential oversight and solvency monitoring purposes or for ensuring the competitiveness of the insurance marketplace.

(f) If this State is an insurance holding company system's lead state, the superintendent may exempt the ultimate controlling person from filing an annual group capital calculation or may accept a limited group capital filing or report in accordance with criteria specified by the superintendent by rule. An exemption or modification granted under a substantially similar law of another jurisdiction that is the lead state of an insurance holding company system that includes a domestic insurer applies to a filing otherwise required by this subparagraph.

(g) If the lead state regulator determines that an insurance holding company system no longer meets one or more of the requirements for an exemption from filing the group capital calculation under this subparagraph, the insurance holding company system shall file the group capital calculation at the next annual filing date unless given an extension by the lead state regulator based on reasonable grounds shown.

(3) The ultimate controlling person of an insurer subject to registration shall file the results of a liquidity stress test for each data year for which the insurer's insurance holding company system is within the scope of that year's NAIC Liquidity Stress Test Framework, as determined by the lead state regulator.

(a) If this State is the lead state, the determination that an insurer is within scope or out of scope must be based on whether the insurer or its insurance holding company system meets at least one threshold in the

applicable scope criteria, unless the superintendent determines, in consultation with the NAIC Financial Stability Task Force or its successor organization, that there is good cause to exclude an insurer or insurance holding company system that meets one or more thresholds or to include an insurer or insurance holding company system that does not meet any of the thresholds. In making that determination, the superintendent shall consider the goal of providing a stable experience base and avoiding insurers moving in and out of scope frequently.

(b) A liquidity stress test under this subparagraph must be performed, and its results must be filed, in accordance with the NAIC Liquidity Stress Test Framework's instructions and reporting templates for that data year.

(c) For the purposes of this subparagraph, any change to the NAIC Liquidity Stress Test Framework, including the data to be used in applying the scope criteria, is effective on January 1st of the year following the calendar year when the change is adopted by the NAIC.

Sec. 12. 24-A MRSA §222, sub-§8, ¶B-3, as amended by PL 2021, c. 16, §5, is further amended by amending subparagraph (5), division (a) to read:

(a) Beginning no later than 2015, the ORSA summary report must be prepared at least annually, on a timetable consistent with the insurer's internal strategic planning processes, and submitted to the lead regulator of the insurer's insurance holding company system, as determined by the procedures within a financial analysis handbook adopted by the National Association of Insurance Commissioners the NAIC Financial Analysis Handbook or successor publication. If the superintendent is not the lead regulator, the insurer shall submit the insurer's or insurance holding company system's most recent ORSA summary report to the superintendent on request.

Sec. 13. 24-A MRSA §222, sub-§8, ¶C, as amended by PL 2013, c. 238, Pt. A, §19 and affected by §34, is further amended to read:

C. An insurer does not need to disclose on the registration statement filed pursuant to this subsection information that is not material to the purposes of this section. ~~Unless the superintendent by rule or order provides otherwise, sales, Sales, purchases,~~

exchanges, loans or extensions of credit or investments involving 1/2 of 1% or less of an insurer's admitted assets as of December 31st immediately preceding are not material for purposes of this section, except:

(1) For purposes of the group capital calculation and liquidity stress test in accordance with paragraph B-1, subparagraphs (2) and (3);

(2) When the instructions for a specific filing specify a different materiality threshold or specify that no materiality threshold applies; or

(3) As the superintendent otherwise provides by rule or order.

Sec. 14. 24-A MRSA §222, sub-§9, ¶D-1 is enacted to read:

D-1. If an insurer subject to this Title is determined by the superintendent to be in hazardous financial condition as defined by rule or a condition that would be grounds for a delinquency proceeding under chapter 57, the superintendent may require the insurer to secure and maintain either a deposit, held by the Treasurer of State on behalf of the superintendent, or a bond, as determined by the insurer at the insurer's discretion, for the protection of the insurer for the duration of a contract or agreement or the duration of the condition for which the superintendent required the deposit or the bond. In determining whether a deposit or a bond is required, the superintendent shall consider whether concerns exist with respect to the affiliated person's ability to fulfill all of its contracts or agreements if the insurer were to be put into liquidation. If the insurer is determined to be in hazardous financial condition or in a condition that would be grounds for a delinquency proceeding, and a deposit or bond is required, the superintendent has discretion to determine the amount of the deposit or bond, not to exceed the aggregate value in any one year of all contracts or agreements secured by the deposit or bond, and whether the deposit or bond should be required for a single contract, multiple contracts or a contract with a specific person.

Sec. 15. 24-A MRSA §222, sub-§9, ¶D-2 is enacted to read:

D-2. All records and data of the insurer held by an affiliate are and remain the property of the insurer, must be subject to control of the insurer, must be identifiable and must be segregated or readily capable of segregation, at no additional cost to the insurer, from all other persons' records and data. This includes all records and data that are otherwise the property of the insurer, in whatever form maintained, including, but not limited to, claims and claim files, policyholder lists, application files, lit-

igation files, premium records, rate books, underwriting manuals, personnel records, financial records and similar records within the possession, custody or control of the affiliate. At the request of the insurer or its receiver, the affiliate shall allow the insurer or receiver to obtain a complete set of all records of any type that pertain to the insurer's business and obtain access to the electronic operating systems on which the data is maintained or software that runs those systems either through assumption of licensing agreements or otherwise and shall restrict the use of the data by the affiliate if it is not operating the insurer's business. The affiliate shall provide a waiver of any landlord lien or other encumbrance to give the insurer access to all records and data in the event of the affiliate's default under a lease or other agreement.

Sec. 16. 24-A MRSA §222, sub-§9, ¶D-3 is enacted to read:

D-3. Premiums or other funds belonging to the insurer that are collected by or held by an affiliate are the exclusive property of the insurer and are subject to the control of the insurer. Any offset in the event that an insurer is placed into receivership is subject to section 4381.

Sec. 17. 24-A MRSA §222, sub-§13-A, ¶A, as amended by PL 2017, c. 169, Pt. B, §10, is further amended by enacting a new subparagraph (2-A) to read:

(2-A) Any group capital calculation or liquidity stress test, including all supporting information, conducted under the authority of a non-United States financial supervisor or the Board of Governors of the Federal Reserve System;

Sec. 18. 24-A MRSA §222, sub-§13-A, ¶C, as enacted by PL 2013, c. 238, Pt. A, §26 and affected by §34, is amended by amending subparagraph (4) to read:

(4) ORSA-related information subject to subsection 8, paragraph B-3 may, with the written consent of the insurer, be shared with a 3rd party consultant under an agreement containing the conditions specified in section 216, subsection 5, paragraph C person under contract with the superintendent pursuant to section 208. In addition, any agreement for sharing ORSA-related information with the person under the contract with the superintendent or with the National Association of Insurance Commissioners or a 3rd party consultant must further provide that:

(a) The recipient of the information agrees in writing to maintain the confidentiality and privileged status of the

ORSA-related information and has verified in writing the legal authority to maintain confidentiality; and

(b) Any preauthorization granted under the agreement for further sharing of information provided by the superintendent must be limited to only the domiciliary regulators of other insurers in the same insurance holding company system; and

(c) The National Association of Insurance Commissioners or a 3rd party consultant may not store ORSA related information shared pursuant to this subparagraph in a permanent database after the underlying analysis is completed.

Sec. 19. 24-A MRSA §222, sub-§13-A, ¶C, as enacted by PL 2013, c. 238, Pt. A, §26 and affected by §34, is amended by enacting a new subparagraph (5) to read:

(5) If the superintendent authorizes a contractor to have access to liquidity stress test information provided pursuant to subsection 8, paragraph B-1, subparagraph (3), the superintendent shall disclose the identity of the contractor to the applicable insurers.

Sec. 20. 24-A MRSA §222, sub-§13-A, ¶F is enacted to read:

F. Except as otherwise required under this section, directly or indirectly publicly disseminating a statement in print or electronically regarding a group capital calculation required under subsection 8, paragraph B-1, subparagraph (2) or its resulting group capital ratio, a liquidity stress test required under subsection 8, paragraph B-1, subparagraph (3) or its results or supporting disclosures of any insurer or any insurance group or of any component derived in the calculation by any insurer, producer or other person engaged in any manner in the insurance business is prohibited. The insurer may publish in a written publication an announcement the sole purpose of which is to rebut any materially false statement or inappropriate comparison if the materially false statement or inappropriate comparison relating to a group capital calculation, group capital ratio, liquidity stress test or test results or supporting disclosures is published in any written publication and the insurer is able to demonstrate to the superintendent with substantial proof the falsity of that statement or the inappropriateness, as the case may be.

Sec. 21. 24-A MRSA §222, sub-§13-A, ¶G is enacted to read:

G. A group capital calculation required under subsection 8, paragraph B-1, subparagraph (2) or its resulting group capital ratio or a liquidity stress test

required under subsection 8, paragraph B-1, subparagraph (3) or its results and supporting disclosures is not a means to rank any insurers or insurance holding company systems.

Sec. 22. 24-A MRSA §222, sub-§14-B is enacted to read:

14-B. Supervision, seizure, conservatorship or receivership proceedings. This subsection governs an affiliate's obligations under supervision, seizure, conservatorship or receivership proceedings against an insurer.

A. An affiliate that is party to an agreement or contract with a domestic insurer that is subject to subsection 9, paragraph E, subparagraph (4) is subject to the jurisdiction of a supervisor, seizure, conservatorship or receivership proceeding against the insurer and to the authority of a supervisor, rehabilitator or liquidator for the insurer appointed pursuant to chapter 57 for the purpose of interpreting, enforcing and overseeing the affiliate's obligations under the agreement or contract to perform services for the insurer that are:

(1) An integral part of the insurer's operations, including, but not limited to, management, administrative, accounting, data processing, marketing, underwriting, claims handling and investment functions and any other similar functions; or

(2) Essential to the insurer's ability to fulfill its obligations under insurance policies.

B. The superintendent may require that an agreement or contract subject to subsection 9, paragraph E, subparagraph (4) for the provision of services described in paragraph A, subparagraph (1) or (2) specify that the affiliate consents to jurisdiction as set forth in this subsection.

Sec. 23. 24-A MRSA §423-G, sub-§1, ¶E, as enacted by PL 2017, c. 169, Pt. A, §5, is repealed.

Sec. 24. 24-A MRSA §423-G, sub-§4-A is enacted to read:

4-A. Sharing CGAD information with the NAIC. The superintendent may share confidential information provided or obtained under this section with the NAIC only in accordance with a written agreement that contains the provisions specified in section 216, subsection 5, paragraph C and the following additional provisions:

A. Procedures and protocols for sharing by the NAIC only with other state regulators from states in which the insurance group has domiciled insurance carriers. The agreement must provide that the recipient agrees to maintain the confidentiality and privileged status of the CGAD-related documents, materials or other information and must document

the NAIC's legal authority to maintain confidentiality;

B. A provision requiring the NAIC to provide prompt notice to the superintendent, in addition to the notice to the domestic insurance carrier or insurance group required by section 216, regarding any subpoena, request for disclosure or request for production of the domestic insurance carrier's or insurance group's CGAD-related information; and

C. A provision expressly requiring the written consent of the domestic insurance carrier before any information shared pursuant to this section may be made public.

Sec. 25. 24-A MRSA §423-G, sub-§5, as enacted by PL 2017, c. 169, Pt. A, §5, is amended to read:

5. NAIC and independent Independent consultants. This subsection governs independent consultants retained to review corporate governance annual disclosure and compliance with this section.

A. The superintendent may retain, at the domestic insurance carrier's expense, independent consultants as provided in section 208, including attorneys, actuaries, accountants and other experts as may be reasonably necessary to assist the superintendent in reviewing the CGAD and related information or the domestic insurance carrier's compliance with this section.

B. Any persons retained under paragraph A ~~must be under the direction and control of the superintendent, are subject to the same confidentiality standards and requirements as the superintendent and must act in a purely advisory capacity are subject to the requirements of section 216, subsection 5, paragraph B-1.~~

C. The superintendent may not retain an independent consultant that has not verified to the superintendent, with notice to the domestic insurance carrier, that it is free of a conflict of interest and that it has internal procedures in place to monitor ongoing freedom from conflicts and to comply with the confidentiality standards and requirements of this section.

D. ~~The superintendent may share confidential information provided or obtained under this section with the NAIC only in accordance with a written agreement that contains the provisions specified in section 216, subsection 5, paragraph C and the following additional provisions:~~

(1) ~~Procedures and protocols for sharing by the NAIC only with other state regulators from states in which the insurance group has domiciled insurance carriers. The agreement must provide that the recipient agrees to maintain the confidentiality and privileged status of the CGAD-related documents, materials or other~~

~~information and must document the NAIC's legal authority to maintain confidentiality;~~

~~(2) A provision that prohibits the NAIC from storing the information shared pursuant to this section in a permanent database after the underlying analysis is completed;~~

~~(3) A provision requiring the NAIC to provide prompt notice to the superintendent, in addition to the notice to the domestic insurance carrier or insurance group required by section 216, regarding any subpoena, request for disclosure or request for production of the domestic insurance carrier's or insurance group's CGAD related information; and~~

~~(4) A provision expressly requiring the written consent of the domestic insurance carrier before any information shared pursuant to this section may be made public.~~

E. The superintendent may share confidential information provided or obtained under this section with an independent consultant only in accordance with a written agreement that makes compliance with the confidentiality requirements of this section one of the consultant's duties as a state contractor and includes all protections that the NAIC is required to provide in an agreement entered into under ~~paragraph D~~ subsection 4-A.

Sec. 26. 24-A MRSA §951-A, sub-§2, as enacted by PL 2013, c. 238, Pt. C, §2, is repealed.

Sec. 27. 24-A MRSA §992, sub-§2, as enacted by PL 2007, c. 281, §2 and affected by §3, is repealed.

Sec. 28. 24-A MRSA §6451, sub-§5, as enacted by PL 1993, c. 634, Pt. A, §1, is repealed.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 29, 2022.

CHAPTER 522

H.P. 1359 - L.D. 1826

**An Act To Require Reporting
by the Interagency Task Force
on Invasive Aquatic Plants and
Nuisance Species Regarding
Recommendations To Reduce
the Threat of Further
Infestations**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 38 MRSA §1871, first ¶, as amended by PL 2013, c. 300, §16, is further amended to read:

The Interagency Task Force on Invasive Aquatic Plants and Nuisance Species, as established by Title 5, section 12004-D, subsection 6 and referred to in this chapter as "the task force," is established to advise the department, the Department of Inland Fisheries and Wildlife, the Department of Marine Resources and the Legislature on matters pertaining to research, control and eradication of invasive aquatic plants and nuisance species.

Sec. 2. 38 MRSA §1871, sub-§4, as amended by PL 2013, c. 300, §17, is further amended to read:

4. Duties. The task force ~~may make~~ shall develop findings and recommendations ~~to the department, including any suggested legislation, on any of the following matters and, pursuant to subsection 4-A, submit a report that includes those findings and recommendations to the department, the Department of Inland Fisheries and Wildlife, the Department of Marine Resources and the Legislature:~~

A. The importation and transportation of invasive aquatic plants and nuisance species;

B. Monitoring and educational programs aimed at the control of invasive aquatic plants and nuisance species;

C. A comprehensive state invasive aquatic plants and nuisance species management plan that meets the requirements of the National Invasive Species Act of 1996, 16 United States Code, Section 4722;

D. A statewide inventory of invasive aquatic plants and nuisance species;

E. Methods to improve cooperation of state, provincial, federal and nongovernmental agencies in the area of invasive aquatic plants and nuisance species prevention and control;

F. Recommendations on the feasibility of implementing lake protection assessment districts that allow residents and owners of land within 250 feet of inland waters to assess themselves to raise funds to assist in the prevention and control of invasive aquatic plants; and

G. Other recommendations as necessary to control the introduction of invasive aquatic plants and nuisance species in the State.

In developing findings and recommendations under this subsection, the task force shall convene a stakeholder group that includes, but is not limited to, task force members, state natural resources agency staff and other persons with relevant experience or expertise including representatives of local and regional lake associations and representatives of lake protection organizations.

Sec. 3. 38 MRSA §1871, sub-§4-A is enacted to read:

4-A. Report. On or before January 15, 2023, and biennially thereafter, the task force shall submit to the department, the Department of Inland Fisheries and Wildlife, the Department of Marine Resources and the joint standing committees of the Legislature having jurisdiction over environment and natural resources matters, inland fisheries and wildlife matters and marine resources matters a report containing its findings and recommendations, including any suggested legislation, developed pursuant to subsection 4. After reviewing the report, each joint standing committee may report out legislation related to the report.

Sec. 4. Interagency Task Force on Invasive Aquatic Plants and Nuisance Species; report. The Interagency Task Force on Invasive Aquatic Plants and Nuisance Species established pursuant to the Maine Revised Statutes, Title 5, section 12004-D, subsection 6 shall include in the report required by Title 38, section 1871, subsection 4-A and due January 15, 2023 additional findings and recommendations on:

1. Methods to expedite and improve the process for treating lakes infested with invasive aquatic plants with newly developed herbicide treatments or vegetation removal processes;
2. Methods to expedite and improve restrictions limiting the use of watercraft on areas of lakes infested with invasive aquatic plants;
3. The feasibility of requiring inspections of watercraft put into or taken out of lakes infested with invasive aquatic plants or lakes identified by the Department of Environmental Protection to be at risk of infestation; and
4. The permit requirements for recreational and sporting events held on lakes infested with invasive aquatic plants or lakes identified by the department to be at risk of infestation.

See title page for effective date.

CHAPTER 523

S.P. 644 - L.D. 1828

An Act Requiring a Contract for the Administration of the Department of Agriculture, Conservation and Forestry's Low-cost Spaying and Neutering Program

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 7 MRSA §3910-B, sub-§1, as amended by PL 2009, c. 148, §3, is further amended to read:

1. Establishment. There is established the Companion Animal Sterilization Fund, an interest-bearing

account, referred to in this section as "the fund." The fund receives money deposited by the Treasurer of State pursuant to Title 36, section 5284-A, revenues generated in accordance with this section, all revenue from the surcharges collected under section 3933, subsection 4, revenue received from surcharges in accordance with section 714, subsection 4 and any money contributed voluntarily to the fund. All money deposited in the fund and the earnings on that money remain in the fund to be used for the spaying or neutering of companion animals owned by persons meeting income limit standards and for the spaying or neutering of a feral cat regardless of a person's income and for the necessary direct administrative and personnel costs associated with the management of the fund and may not be deposited in the General Fund or any other fund except as specifically provided by law. The fund may not be charged for indirect costs under a departmental indirect cost allocation plan.

Sec. 2. 7 MRSA §3910-B, sub-§1-A, as enacted by PL 2007, c. 539, Pt. CCCC, §2, is amended to read:

1-A. ~~Option to contract for administration~~ Administration of the fund. The commissioner ~~may~~ shall contract the administration of the fund to a suitable animal welfare organization or individual selected through a competitive process. The contracting organization ~~or individual~~ shall administer the fund in accordance with procedures and eligibility standards established under subsection 2. The contracting organization ~~or individual~~ may not expend more than 15% of the fund annually for administrative costs. In the event that the commissioner cannot find a suitable animal welfare organization, the department shall administer the fund.

Sec. 3. 7 MRSA §3910-B, sub-§2, as enacted by PL 2003, c. 682, §4, is amended to read:

2. Subsidies; development of standards. The commissioner shall develop procedures and eligibility standards for the awarding of subsidies to low-income persons for the spaying or neutering of those persons' companion animals. Procedures and eligibility standards must be developed in consultation with veterinarians and representatives of humane societies and animal shelters. The commissioner shall develop procedures to pay a person, regardless of income, 100% of the cost of spaying or neutering a feral cat.

Sec. 4. 7 MRSA §3910-B, sub-§4, as enacted by PL 2007, c. 539, Pt. CCCC, §3, is repealed.

Sec. 5. Contract for administration of the Companion Animal Sterilization Fund; rules. The Commissioner of Agriculture, Conservation and Forestry shall, in consultation with the Animal Welfare Advisory Council established by the Maine Revised Statutes, Title 5, section 12004-I, subsection 2-C, issue a request for proposals no later than August 1, 2022 from animal welfare organizations to administer the Companion Animal Sterilization Fund created under

Title 7, section 3910-B, referred to in this section as "the fund" and the department's low-income spay and neuter program known as the Help Fix ME program, referred to in this section as "the program." The initial contract with the administrator chosen under this section must be for 36 months. The commissioner shall select an administrator that:

1. Demonstrates a dedication to spay and neuter companion animals and feral cats and target low-income communities and populations to the extent possible;
2. Has the technical expertise to operate the program;
3. Commits to maintain the staff necessary to field telephone calls in a timely manner and to provide vouchers to program applicants within 7 business days of receipt of copayment and satisfactory proof of eligibility, except that copayment may not be required for the spaying and neutering of feral cats;
4. Will ensure the privacy of the information of program applicants; and
5. Commits to providing strong customer service when administering the fund and program.

Sec. 6. Evaluation of initial contract for administration of the Companion Animal Sterilization Fund. The Department of Agriculture, Conservation and Forestry shall conduct an evaluation of the initial 36-month contract entered into pursuant to this Act for the Companion Animal Sterilization Fund created under the Maine Revised Statutes, Title 7, section 3910-B. Criteria for the evaluation must include whether the administrator spent approximately 90% of the fund each fiscal year; increased and then maintained the number of areas in the State in which spay and neuter surgeries are performed under the low-income spay and neuter program, also known as the Help Fix ME program; increased and then maintained the number of veterinarians participating in the program; and decreased the amount of time between submission of a request for funds and receipt of a voucher for sterilization services by an applicant. Upon completion of the evaluation and no later than January 1, 2026, the department shall submit a report to the joint standing committee of the Legislature having jurisdiction over animal welfare matters. The joint standing committee may submit a bill to the Second Regular Session of the 132nd Legislature relating to the subject matter of the report.

Sec. 7. Appropriations and allocations. The following appropriations and allocations are made.

**AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF
Animal Welfare Fund 0946**

Initiative: Allocation for Personal Services is increased in the Animal Welfare Fund and offset by a decrease in All Other allocation.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$27,083
All Other	\$0	(\$27,083)
	<hr/>	<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0

Animal Welfare Fund 0946

Initiative: Allocation for Personal Services is decreased in the Companion Animal Sterilization Fund and offset by an increase in All Other allocation to allow a 36-month contract with an outside entity to administer the Companion Animal Sterilization Fund.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	(\$27,083)
All Other	\$0	\$27,083
	<hr/>	<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0

**AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF
DEPARTMENT TOTALS**

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
	\$0	\$0
	<hr/>	<hr/>
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$0

See title page for effective date.

**CHAPTER 524
S.P. 680 - L.D. 1940**

An Act To Ensure That Building Codes Allow the Installation and Use of Refrigeration and Air Conditioning Products and Equipment That Use Certain Federally Regulated Refrigerants

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 10 MRSA §9722, sub-§6, ¶I, as amended by PL 2021, c. 293, Pt. A, §18, is further amended to read:

I. Approve methods of energy performance rating for use in generating any consumer information labels that may be required in the marketing and sale of residential and commercial buildings or units within buildings; ~~and~~

Sec. 2. 10 MRSA §9722, sub-§6, ¶O, as enacted by PL 2019, c. 392, §3, is amended to read:

O. No later than July 1, 2020, adopt, amend and maintain an appendix to the Maine Uniform Building and Energy Code as an optional part of the code that contains energy conservation and efficiency requirements that are based on established national voluntary efficiency standards that exceed the energy code requirements established in the Maine Uniform Building and Energy Code. As the code is updated, the board shall ensure that the energy conservation and efficiency requirements in the appendix continue to exceed the requirements established in the Maine Uniform Building and Energy Code. The appendix must be made available for voluntary adoption by any municipality. The board shall maintain a list of municipalities that have voluntarily adopted the appendix to the Maine Uniform Building and Energy Code on its publicly accessible website; ~~and~~

Sec. 3. 10 MRSA §9722, sub-§6, ¶P is enacted to read:

P. Ensure, through the adoption of necessary amendments, that the Maine Uniform Building and Energy Code expressly allows the installation and use of acceptable refrigeration or air conditioning products or equipment as defined in section 9724, subsection 7.

Sec. 4. 10 MRSA §9724, sub-§5, as amended by PL 2011, c. 582, §1, is further amended to read:

5. Exception. This Except as provided in subsection 7, this section does not prohibit the adoption or enforcement of an ordinance of any political subdivision that sets forth provisions for local enforcement of building codes. If such an ordinance does not provide for a process to appeal decisions made by building officials administering and enforcing the Maine Uniform Building Code, the Maine Uniform Energy Code or the Maine Uniform Building and Energy Code, an appeal may be taken in the same manner as provided under Title 30-A, section 4103, subsection 5. This section does not prohibit the adoption or enforcement of an ordinance of any political subdivision that sets forth the swimming pool fencing standards, without amendment, contained in Appendix G of the 2nd edition of the 2009 International Residential Code.

A. The requirements of the Maine Uniform Building and Energy Code do not apply to:

- (1) Log homes or manufactured housing as defined in chapter 951;

- (2) Post and beam or timber frame construction; or

- (3) Warehouses or silos used to store harvested crops.

Sec. 5. 10 MRSA §9724, sub-§7 is enacted to read:

7. Installation or use of certain refrigeration or air conditioning products or equipment. Notwithstanding subsection 5, paragraph A or any other provision of this chapter to the contrary, a municipality may not adopt or enforce any provision of a building code, including the Maine Uniform Building Code, the Maine Uniform Energy Code or the Maine Uniform Building and Energy Code, that prohibits the installation or use of acceptable refrigeration or air conditioning products or equipment.

As used in this subsection, "acceptable refrigeration or air conditioning products or equipment" means refrigeration or air conditioning products or equipment that:

A. Uses a refrigerant listed by the United States Environmental Protection Agency in regulations adopted pursuant to 42 United States Code, Section 7671k as acceptable, acceptable subject to use conditions or acceptable subject to narrowed use limits; and

B. Is installed in accordance with any applicable conditions or limitations imposed by the regulations described in paragraph A.

See title page for effective date.

CHAPTER 525

S.P. 718 - L.D. 2000

An Act To Update the Designation of Vietnam War Remembrance Day

Emergency preamble. **Whereas**, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation changes the date of commemoration for veterans of the Vietnam War from March 30th to March 29th; and

Whereas, this legislation needs to take effect before the expiration of the 90-day period so that it applies to this year's commemoration; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 1 MRSA §150-G, as enacted by PL 2011, c. 92, §1, is amended to read:

§150-G. Vietnam War ~~Remembrance~~ Veterans Day

In recognition of the service and sacrifice of those veterans of the United States Armed Forces who served during the Vietnam War, the State designates March ~~30th~~ 29th of each year as Vietnam War ~~Remembrance~~ Veterans Day. The Governor shall annually issue a proclamation urging the people of the State to observe the day with appropriate celebration and activity.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 29, 2022.

CHAPTER 526

S.P. 640 - L.D. 1813

An Act Related to Oversized All-terrain Vehicles

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation must take effect before the expiration of the 90-day period in order to make, as soon as possible, an amendment to law enacted by Public Law 2021, chapter 215, which took effect on October 18, 2021; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §13155, sub-§1-A, as amended by PL 2021, c. 215, §5, is further amended to read:

1-A. Operating unregistered ATV. Except as provided in paragraph A and subsection 5-B, a person may not operate an ATV that is not registered in accordance with subsection 3.

A. The following exceptions apply.

- (1) Registration is not required for an ATV operated on land that the ATV operator owns or leases, regardless of where that ATV operator is domiciled, as long as the ATV is not

operated elsewhere within the jurisdiction of the State.

- (2) Registration is not required for an ATV operated by a commercial ski area for the purpose of packing snow or for rescue operations on the commercial ski area, unless the ATV is required to cross a public way during that operation.

- (3) An ATV owned and operated in the State by the Federal Government, the State or a political subdivision of the State is exempt from registration fees but must be registered and is required to display registration numbers.

- (4) An ATV registration for the farm use specified in Title 29-A, section 501, subsection 8, paragraph E is not required for a vehicle registered with the Secretary of State under Title 29-A, section 501, subsection 8.

- (5) An ATV registered in another state or in a Canadian province may be operated without being registered pursuant to this section at a special event organized to occur in this State if the special event organizer submits a request in writing to the commissioner 60 days prior to the special event and provides the commissioner with a map of the trails to be used during the special event and the commissioner approves the request.

- (6) An ATV owned or under the control of an ATV manufacturer may be operated without a Maine registration at a demonstration event organized to occur in this State if such operation is approved by the commissioner. An ATV manufacturer or a representative of an ATV manufacturer must submit a request in writing to the commissioner at least 60 days prior to the demonstration event and shall include a description and the location of the event.

- (7) The commissioner may annually establish one 3-consecutive-day period, 2 days of which are weekend days, during which a nonresident may operate in the State an ATV that is not registered in this State if the nonresident's ATV has a valid registration from another state or a Canadian province.

B. The following penalties apply to violations of this subsection.

- (1) A person who violates this subsection commits a civil violation for which a fine of not less than \$200 nor more than \$500 may be adjudged.

- (2) A person who violates this subsection after having been adjudicated as having committed 3 or more civil violations under this Part

within the previous 5-year period commits a Class E crime.

Sec. 2. 12 MRSA §13155, sub-§5-B, as enacted by PL 2021, c. 215, §8, is amended to read:

5-B. Oversized ATV; exception. A person may not register an oversized ATV except as provided in this subsection. A resident who has registered an oversized ATV prior to January 1, 2022 may continue to register that oversized ATV upon payment of the fee specified in subsection 5, paragraph A, and upon a transfer of ownership of that registered oversized ATV, the new owner may also register that oversized ATV upon payment of the fee specified in subsection 5, paragraph A. Registration is not required for an oversized ATV operated by a person on the land of another if written permission is received from the landowner or lessee of the land and the person is engaged solely in a business activity, other than a business activity involving recreational use of the oversized ATV. For purposes of this subsection, "oversized ATV" means an ATV that is wider than 65 inches or weighs more than 2,000 pounds according to the manufacturer's specifications.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 31, 2022.

CHAPTER 527

S.P. 689 - L.D. 1953

**An Act To Fix Inconsistencies
within the Sex Offender
Registration and Notification
Act of 2013**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation is necessary to correct errors in laws passed in the last legislative session; and

Whereas, the corrections made by this legislation are necessary to maintain a consistent system within the Sex Offender Registration and Notification Act of 2013; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 34-A MRSA §11273, sub-§14, ¶E, as enacted by PL 2011, c. 663, §3, is amended to read:

E. Title 17-A, section 855, subsection 1, paragraph A; ~~and, if:~~

(1) The crime is committed before October 18, 2021; and

(2) The person is convicted of the crime without regard to whether the person who sought the prostitution knew or believed that the person whose prostitution was sought had not attained 18 years of age; and

Sec. 2. 34-A MRSA §11273, sub-§15, ¶C, as amended by PL 2021, c. 447, §5, is further amended to read:

C. Title 17-A, section 855, subsection 1, paragraph A; ~~and, if:~~

(1) The crime is committed on or after October 18, 2021; or

(2) Both:

(a) The crime is committed before October 18, 2021; and

(b) The person who sought the prostitution knew that the person whose prostitution was sought had not attained 18 years of age; and

Sec. 3. 34-A MRSA §11273, sub-§16, ¶D-1 is enacted to read:

D-1. Title 17-A, section 852, subsection 1-A, if the crime is committed on or after March 1, 2022;

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 31, 2022.

CHAPTER 528

S.P. 719 - L.D. 2001

**An Act To Clarify State Policy
and Legislative Intent
Regarding the Maine Veterans'
Homes, To Require
Notification of Closure of the
Maine Veterans' Homes to the
Legislature and To Fund
Public Homes in Caribou and
Machias in Order To Keep
Them Open**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the closure of the Maine Veterans' Homes facilities in Caribou and Machias will cause substantial and unnecessary harm and disruption to the veterans and the families of the veterans who are under the care of these facilities; and

Whereas, closure of the Maine Veterans' Homes facilities in Caribou and Machias was abruptly decided without public discussion; and

Whereas, the facilities in these locations are necessary to provide care to the veterans in the surrounding rural areas; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 37-B MRSA §601, as amended by PL 2015, c. 397, §4, is repealed and the following enacted in its place:

§601. Statement of policy; purpose; location of homes; additional services

1. Statement of policy. It is the policy of the State to ensure the provision of long-term care, support and services to eligible veterans and their family members in every region of the State and the intent of the Legislature that the Maine Veterans' Homes implement this policy by providing long-term care, support and related services to fulfill the State's moral obligation to promote the well-being and dignity of the veterans who have served their nation, often in times of war and at great cost.

2. Purpose; location of homes. The primary purpose of the Maine Veterans' Homes is to provide support and care for honorably discharged veterans who served on active duty in the United States Armed Forces or who served in the Reserves of the United States Armed Forces on active duty for other than training purposes and for any other class of veterans who meet applicable state and federal requirements to receive services provided by the Maine Veterans' Homes. The Maine Veterans' Homes provide long-term care, support and related services to eligible veterans and family members of veterans in every region of the State. To carry out the duty of providing long-term care, support and related services to eligible veterans and family members of veterans, the Maine Veterans' Homes must be located in Augusta, Bangor, Caribou, Machias, Scarborough and South Paris. The homes located in the municipalities listed in this subsection must remain in continuous operation and no location may discontinue services unless the Board of Trustees of the Maine Veterans' Homes follows the process established in section 612.

3. Additional services. In addition to the provision of long-term care, support and related services, the Maine Veterans' Homes may provide nonnursing facility care and services, including inpatient health care programs and adult day health care programs, to Maine veterans if approved by appropriate state and federal authorities. The Maine Veterans' Homes may construct community-based outpatient clinics for Maine veterans in cooperation with the United States Department of Veterans Affairs and may construct and operate veterans hospice facilities, veterans housing facilities and other facilities authorized by the Board of Trustees of the Maine Veterans' Homes, using available funds, including, but not limited to, funds sought under section 604, subsection 6. Any funds loaned to the Maine Veterans' Homes for operating purposes from the funded depreciation accounts of the Maine Veterans' Homes must be reimbursed from any funds received by the Maine Veterans' Homes and available for that purpose.

Sec. 2. 37-B MRSA §603, sub-§1, as enacted by PL 2021, c. 238, §1, is amended to read:

1. Administration of the homes. The administration of the homes is vested in the Board of Trustees of the Maine Veterans' Homes, referred to in this chapter as "the board," as authorized by Title 5, section 12004-G, subsection 34.

Sec. 3. 37-B MRSA §603, sub-§2, as enacted by PL 2021, c. 238, §1, is repealed and the following enacted in its place:

2. Appointment; composition. The board consists of 13 members, one of whom must be the Director of the Maine Bureau of Veterans' Services, ex officio, who serves without term. The Governor shall appoint the remaining members as follows:

A. Nine members from a list of nominees submitted to the Governor by the board. The list submitted by the board must include individuals recommended to the board by established veterans' service organizations with chapters in the State and organizations and individuals who have demonstrated leadership in their fields; and

B. Three members who are not members of the United States Armed Forces or the National Guard or veterans and who are not on the list of nominees submitted by the board pursuant to paragraph A.

The membership of the board must reflect the diversity of the State, including, but not limited to, diversity in geographic location, cultural and ethnic background, sexual orientation, gender identity and professional experience. A majority of board members must be honorably discharged veterans.

Sec. 4. 37-B MRSA §604, sub-§2, as amended by PL 2021, c. 238, §2, is further amended to read:

2. Meetings. The board shall meet at least 4 times annually. ~~Six~~ Seven members constitute a quorum.

Sec. 5. 37-B MRSA §604, sub-§6, as amended by PL 2015, c. 397, §12, is further amended to read:

6. Other funds. ~~The board may apply for and receive any grants in aid~~ In order to ensure the continuous operation of the homes in the municipalities listed in section 601, the board shall seek funds from private and public sources, including, but not limited to, state and federal appropriations and grants for which the State or the homes may be eligible.

Sec. 6. 37-B MRSA §604, sub-§7, as amended by PL 2015, c. 397, §12, is further amended to read:

7. Rules. The board shall adopt rules necessary to administer the homes, to establish just charges for the maintenance of members and to oversee the operation of the homes. In adopting rules, the board shall seek comments and information from staff of the homes, members, members' families, members of the public and other relevant sources, but the Maine Administrative Procedure Act provisions regarding rulemaking, Title 5, chapter 375, subchapters 2 and 2-A, do not apply.

Sec. 7. 37-B MRSA §604, sub-§8, as enacted by PL 1987, c. 11, §2, is amended to read:

8. Assistance. ~~Every~~ The Legislature and every department and agency of the State, ~~when requested,~~ may furnish such assistance, counsel or advice as the board may request or require in the discharge of its duties.

Sec. 8. 37-B MRSA §611, as amended by PL 2015, c. 397, §18, is further amended to read:

§611. Reports Annual reports

~~The~~ By February 15, 2023 and annually thereafter, the board shall submit ~~an annual~~ a report to the Governor and the joint standing committee of the Legislature having jurisdiction over veterans affairs. This report must contain a copy of audited financial statements, statistics on members who resided in the homes during the year, any amendments to the rules regarding the administration of the homes made by the board since its last report on the administration of the homes, a description of any efforts to seek funding as required under section 604, subsection 6, recommendations to the Governor and Legislature and information regarding such other matters as the board deems considers pertinent. The joint standing committee of the Legislature having jurisdiction over veterans affairs may report out legislation based upon the report.

Sec. 9. 37-B MRSA §612 is enacted to read:

§612. Discontinuation of services or closure of home

If the board authorizes the discontinuation of services at or the closure of a public home for veterans, the board shall notify the President of the Senate, the Speaker of the House of Representatives and the joint

standing committee of the Legislature having jurisdiction over veterans affairs within 3 days of the authorization and no less than 45 days before submitting a plan for the discontinuation of services or closure of the home to the Department of Health and Human Services if required by law. Within 10 days of receiving notice under this section, the joint standing committee of the Legislature having jurisdiction over veterans affairs, with as much public notice as possible, shall hold a public hearing at which board members shall present the reasons for the discontinuation of services or the closure and the committee shall accept public comments on the discontinuation of services or the closure. At that public meeting the board shall present:

1. Financial and demographic data. The financial and demographic data for the regions served by the home, including, but not limited to, information regarding services necessary to meet the needs of eligible veterans and their families in the region;

2. Plan for care of veterans and families. The board's plan for the care of veterans receiving care at the home and the family members of those veterans; and

3. Plan for use or disposition of home. The board's plan for the use or disposition of facilities after the home is closed.

The joint standing committee of the Legislature having jurisdiction over veterans affairs may report out legislation to any regular or special session of the Legislature based on the information received at the meeting.

Sec. 10. Maine Veterans' Homes; Caribou and Machias locations. Notwithstanding any decision of the Board of Trustees of the Maine Veterans' Homes prior to the effective date this section, the Maine Veterans' Homes located in Caribou and Machias may not be closed until the Board of Trustees of the Maine Veterans' Homes submits a report under the Maine Revised Statutes, Title 37-B, section 611 that includes a proposal to close those homes and the process required under Title 37-B, section 612 has been followed.

Sec. 11. Maine Veterans' Homes; stakeholder group. The Board of Trustees of the Maine Veterans' Homes, in collaboration with the Commissioner of Defense, Veterans and Emergency Management and the Commissioner of Health and Human Services, shall convene a group of relevant stakeholders to develop a plan for the long-term viability and continuous operation of the Maine Veterans' Homes locations designated in the Maine Revised Statutes, Title 37-B, section 601. The stakeholder group must include or seek input from veterans and their families, employees of the Maine Veterans' Homes and people in the communities served by the Maine Veterans' Homes. The board shall present a report summarizing the findings and recommendations of the stakeholder group to the

joint standing committee of the Legislature having jurisdiction over veterans affairs no later than February 15, 2023.

Sec. 12. Department of Health and Human Services to amend rules; Maine Veterans' Homes. The Department of Health and Human Services shall allocate a total supplemental payment of \$1,063,830 in fiscal year 2021-22 as described in this section. The department shall amend its rules in Chapter 101: MaineCare Benefits Manual, Chapter III, Section 67, Principles of Reimbursement for Nursing Facilities, to allocate a supplemental payment of \$2,442,200 in fiscal year 2022-23 to the Maine Veterans' Homes to offset budget shortfalls. Rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A. The department, in its rulemaking, shall allocate funding in a manner that addresses Maine Veterans' Homes shortfalls on a basis proportional to the shortfall of each Maine Veterans' Homes nursing facility. As a condition of receiving the supplemental payments, the Maine Veterans' Homes must commit to continue to provide all services that were offered at the Caribou and Machias homes on October 27, 2021.

Sec. 13. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF**

Nursing Facilities 0148

Initiative: Provides one-time supplemental payments to the Department of Health and Human Services for the purpose of making supplemental payments to the Maine Veterans' Homes.

GENERAL FUND	2021-22	2022-23
All Other	\$1,000,000	\$750,000
GENERAL FUND TOTAL	\$1,000,000	\$750,000
FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$1,545,668
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$1,545,668
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$63,830	\$146,532
OTHER SPECIAL REVENUE FUNDS TOTAL	\$63,830	\$146,532

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 31, 2022.

**CHAPTER 529
S.P. 417 - L.D. 1266**

**An Act To Require Dental Plan
Medical Loss Ratio Reporting
and Review**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRS §4319-B is enacted to read:

§4319-B. Medical loss ratio reporting for dental insurance plans

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Dental plan" means a plan providing dental care services to an enrollee who is insured by a carrier. "Dental plan" does not include:

(1) A health plan with embedded dental benefits offered by a carrier;

(2) A self-funded employer group health or dental plan, including the group health plan or dental plan provided pursuant to Title 5, section 285 if that health plan or dental plan is self-funded in any given year; or

(3) A plan providing dental care services determined by the superintendent to be a non-credible plan.

B. Notwithstanding section 4301-A, subsection 5, "enrollee" means an individual who is enrolled in an individual or group dental plan.

2. Dental loss ratio defined. For purposes of this section, the dental loss ratio is the ratio of the numerator to the denominator as described in paragraphs A and B, respectively. For purposes of this subsection:

A. The numerator is the sum of:

(1) The amount expended for clinical dental services provided to enrollees as defined in rule in accordance with subsection 3;

(2) The amount expended on activities that improve dental care quality as defined in rule in accordance with subsection 4; and

(3) The amount of claims payments identified through fraud reduction efforts; and

B. The denominator is the total amount of premium revenue, excluding federal and state taxes and licensing and regulatory fees paid and after accounting for any payments pursuant to federal law.

The numerator described in paragraph A may not include administrative cost expenditures as defined in rule in accordance with subsection 5.

3. Expenditures for clinical dental services. The superintendent shall define "clinical dental services" in rule to be consistent with similar expenditures for clinical services used for reporting of medical loss ratio by carriers offering health plans in the State.

4. Activities that improve dental care quality. The superintendent shall define "activities that improve dental care quality" in rule to be consistent with similar activities related to quality that are permitted for reporting of medical loss ratio by carriers offering health plans in this State such as case management; oral health assessments; identifying and addressing ethnic, cultural or racial disparities in effectiveness of best clinical practices and evidence-based medicine; quality reporting; and health information technology.

5. Administrative cost expenditures. The superintendent shall define "administrative cost expenditures" in rule to be consistent with similar cost expenditures used for reporting of medical loss ratio by carriers offering health plans in the State such as financial administrative expenses, marketing and sales expenses, commissions, distribution expenses, claims operations expenses, utilization review expenses, network operations expenses, charitable expenses, board, bureau or association fees and payroll expenses.

6. Dental loss ratio reporting. Beginning in 2023, on or before July 31st annually, a carrier offering a dental plan in effect during the preceding calendar year shall file a report with the bureau of the carrier's dental loss ratio for the preceding calendar year organized by market segment according to guidance issued by the superintendent.

A. Within 90 days of receiving any report required under this subsection, the superintendent shall post the report on the bureau's publicly accessible website.

B. If verification of information contained in a report filed under this subsection is necessary, the carrier has 30 days to submit any information required by the superintendent.

C. For the initial report filed by a carrier on or before July 31, 2023, the carrier shall include dental loss ratio information for calendar years 2020 and 2021 in addition to information for calendar year 2022.

7. Average dental loss ratio; identifying dental plans with dental loss ratio deviating from average. The superintendent shall aggregate the dental loss ratio reports filed by each carrier pursuant to subsection 6 by market segment. The superintendent shall calculate an average dental loss ratio for each market segment using aggregate data for a 3-year period, including data for the dental loss ratio reporting year that is being reported and the data for the 2 prior dental loss ratio reporting years, and identify as outliers dental plans that fall out-

side 2 standard deviations of the average dental loss ratio. If the average dental loss ratio in a market segment declines over time, the superintendent may identify as outliers dental plans that fall outside one standard deviation of the average dental loss ratio or establish by rule a minimum average dental loss ratio for use in calculating outliers.

8. Authority for review. For those dental plans identified as outliers in accordance with subsection 7, the superintendent shall conduct a review and require the carrier of a dental plan identified as an outlier to submit additional relevant financial information as requested by the superintendent. The superintendent may require the carrier to submit a remediation plan including but not limited to measures such as rate revisions or benefit modifications. Any action taken by the superintendent pursuant to this subsection is limited to the dental plans identified as outliers.

9. Rules. The superintendent may adopt rules to implement this section, including development of a common reporting form. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. Application. The requirements of this Act apply to all individual and group dental plans, as defined in the Maine Revised Statutes, Title 24-A, section 4319-B, subsection 1, executed, delivered, issued, continued or renewed in this State on or after January 1, 2023, except for individual and group dental plans issued to a policyholder outside of this State. For purposes of this Act, all contracts are deemed to be renewed no later than the next yearly anniversary of the contract date.

See title page for effective date.

CHAPTER 530

S.P. 614 - L.D. 1754

An Act To Modify the Reporting Requirements for Major Contributors to Ballot Question Campaigns and To Make a Technical Change to the Campaign Finance Laws

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 21-A MRSA §1059, sub-§5, as amended by PL 2019, c. 323, §24, is further amended to read:

5. Electronic filing. A committee shall file each report required by this section through an electronic filing system developed by the commission. Notwithstanding any provision of this chapter to the contrary, for purposes of entering and retrieving information, the

electronic filing system may categorize ballot question committees as a subcategory of political action committees. The commission may make an exception to this electronic filing requirement if a committee submits a written request that states that the committee lacks access to the technology or the technological ability to file reports electronically. The request for an exception must be submitted within 30 days of the registration of the committee. The commission shall grant all reasonable requests for exceptions.

Sec. 2. 21-A MRSA §1060-A, sub-§1, ¶B, as enacted by PL 2017, c. 418, §4, is amended to read:

B. "Major contributor" means a person, other than an individual or a committee, that makes one or more contributions aggregating in excess of \$100,000 to a ballot question committee or political action committee for the purpose of initiating or influencing any one people's veto referendum campaign or any one direct initiative campaign.

Sec. 3. 21-A MRSA §1060-A, sub-§4, ¶E, as enacted by PL 2017, c. 418, §4, is repealed and the following enacted in its place:

E. The names of the 5 largest sources of funds received by the major contributor during the period beginning 6 months prior to the first contribution made to the recipient committee and ending on the date of the filing of the report. This paragraph does not apply to funds received by the major contributor:

- (1) That are restricted to purposes that are unrelated to a people's veto referendum or direct initiative campaign in the State;
- (2) In the ordinary course of the major contributor's regular trade or business or as investment income; or
- (3) If the source of the funds provided no more than \$5,000 to the major contributor during the relevant period of time; and

Sec. 4. 21-A MRSA §1060-A, sub-§5, as enacted by PL 2017, c. 418, §4, is repealed and the following enacted in its place:

5. Noncompliance. The commission may assess a civil penalty against a person that does not comply with the requirements of this section. The preliminary penalty is 10% of the total contributions required to be reported or \$50,000, whichever is less, for:

A. A recipient committee that fails to provide timely notice to a major contributor under subsection 2;

B. A recipient committee that fails to provide a copy of the notice to the commission under subsection 2. If the commission assesses a penalty under paragraph A, the commission may not also assess a penalty under this paragraph; and

C. A major contributor that fails to file a timely report required under this section or that files a report that does not substantially conform to the disclosure requirements of this section or rules adopted under this section.

Sec. 5. 21-A MRSA §1060-A, sub-§6 is enacted to read:

6. Waiver request; final penalty. Not later than the 14th calendar day after the date the person receives notice of the preliminary penalty from the commission under subsection 5, the person may request a waiver of the penalty in full or in part. In considering a request for a waiver under this subsection, the commission shall consider:

A. For violations under subsection 5, paragraphs A and B:

- (1) Whether, as a result of the late notice, the due date for a report required by this subchapter is later than if a timely notice had been received;
- (2) Whether the recipient committee made a bona fide effort to provide notice to the major contributors;
- (3) The amount of the contributions required to be reported; and
- (4) Other relevant factors; and

B. For violations under subsection 5, paragraph C:

- (1) The failure of the recipient committee to provide notice of the reporting requirement to the major contributor;
- (2) The number of days the report is late;
- (3) The amount of the contributions required to be reported; and
- (4) Other relevant factors.

A person requesting a determination on a waiver may either appear in person or designate a representative to appear on the person's behalf or may submit a sworn statement explaining the mitigating circumstances for consideration by the commission. After a commission meeting, the commission shall mail notice of the final determination of the commission and the penalty, if any, imposed pursuant to this subsection to the person against whom the commission is assessing the penalty. If the person against whom the commission is assessing the penalty does not request a waiver, the preliminary penalty calculated by the commission is final. The commission shall mail final notice of the penalty to the person against whom the commission is assessing the penalty. A final determination by the commission on a waiver may be appealed to the Superior Court in accordance with Title 5, chapter 375, subchapter 7 and the Maine Rules of Civil Procedure, Rule 80C.

Sec. 6. Appropriations and allocations. The following appropriations and allocations are made.

ETHICS AND ELECTION PRACTICES, COMMISSION ON GOVERNMENTAL

Governmental Ethics and Election Practices - Commission on 0414

Initiative: Provides a one-time allocation for programming costs to update the campaign finance report electronic filing system to incorporate submissions by ballot question committees.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$9,616	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$9,616	\$0

See title page for effective date.

CHAPTER 531

H.P. 1308 - L.D. 1757

An Act To Make Technical Changes to Maine Tax Laws

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 36 MRSA §191, sub-§2, ¶Z, as amended by PL 2019, c. 498, §25, is repealed.

PART B

Sec. B-1. 36 MRSA §310, first ¶, as amended by PL 1981, c. 330 and PL 1997, c. 526, §14, is further amended to read:

The Bureau of Revenue Services shall hold qualifying examinations for assessors ~~at least 4 as necessary,~~ but not fewer than 2 times each year.

Sec. B-2. 36 MRSA §705, as amended by PL 1973, c. 620, §15, is further amended to read:

§705. County commissioners may appoint assessors; procedure

If for 3 months after any warrant for a ~~state or~~ county tax has been issued, a municipality ~~which that~~ that is not part of a primary assessing area or is not a primary assessing area has neglected to choose assessors, or the assessors chosen have neglected to assess and certify such tax, the ~~Treasurer of State or of the county~~ treasurer of the county in which that municipality is located may so notify the county commissioners.

On receipt of such notification the county commissioners shall appoint 3 or more suitable persons in the county to be assessors for such municipality. New warrants ~~shall~~ must be issued to ~~such those~~ those assessors, ~~which~~

~~said;~~ those warrants ~~shall~~ supersede the ~~state and~~ county warrants originally issued to the assessors of the delinquent municipality.

Assessors appointed under this section ~~shall~~ must be duly sworn; ~~shall be~~ are subject to the same duties and penalties as other assessors; and shall assess upon the polls and estates of the municipality its due proportion of ~~state and~~ county taxes; and such reasonable charges for time and expense in making the assessment as the county commissioners may approve, ~~which said;~~ such charges ~~shall~~ must be paid from the county treasury.

Sec. B-3. 36 MRSA §751 is amended to read:

§751. State and county ~~County~~ taxes; collection

~~State and county taxes shall be collected by the~~ The tax collector ~~and paid by him~~ shall collect county taxes and pay those taxes to the treasurer of his the municipality as other taxes are paid.

Sec. B-4. 36 MRSA §843, sub-§4, as amended by PL 2019, c. 379, Pt. A, §5, is further amended to read:

4. Payment requirements for taxpayers. A taxpayer filing an appeal under this section must pay an amount of current taxes equal to the greater of the amount of taxes paid in the immediately preceding tax year, to the extent that amount does not exceed the amount of taxes due in the current tax year, and the amount of taxes in the current tax year that is not in dispute. ~~If the taxpayer has filed an appeal under this section without having paid an amount of current taxes equal to the amount of taxes paid in the immediately preceding tax year, as long as that amount does not exceed the amount of taxes due in the current tax year or the amount of taxes in the current tax year not in dispute, whichever is greater, paying the appropriate amount of taxes by or after the due date or according to a payment schedule mutually agreed to in writing by the taxpayer and the municipal officers, the appeal process must be suspended until the taxes, together with any accrued interest and costs, have been paid. If an appeal is in process upon expiration of a due date or written payment schedule date for payment of taxes in a particular municipality, without the appropriate amount of taxes having been paid, whether the taxes are due for the year under appeal or a subsequent tax year, the appeal process must be suspended until the appropriate amount of taxes described in this subsection, together with any accrued interest and costs, has been paid. This subsection does not apply to property with a valuation of less than \$500,000.~~

Sec. B-5. 36 MRSA §891 is amended to read:

§891. Collection of delinquent ~~state and~~ county taxes

When the time for the payment of a ~~state or~~ county tax has expired and it is unpaid, the ~~Treasurer of State~~

~~or of the county treasurer~~ shall give notice thereof to the treasurer of any delinquent municipality, and unless such tax ~~shall be~~ is paid within 60 days, the ~~Treasurer of State or of the county treasurer~~ may issue ~~his~~ a warrant to the sheriff of the county, returnable in 90 days, requiring ~~him~~ the sheriff to levy by distress and sale upon the real and personal property of any of the inhabitants of the municipality. The sheriff or ~~his~~ the sheriff's deputy shall execute such warrants, observing the regulations provided for satisfying warrants against delinquent collectors prescribed by sections 803, 896 and 897.

Sec. B-6. 36 MRSA §943, 5th ¶, as amended by PL 1993, c. 422, §7, is further amended to read:

The municipal treasurer shall notify the party named on the tax lien mortgage and each record holder of a mortgage on the real estate not more than 45 days nor less than 30 days before the foreclosing date of the tax lien mortgage, in a writing signed by the treasurer or bearing the treasurer's facsimile signature and left at the holder's last and usual place of abode or sent by certified mail, return receipt requested, to the holder's last known address, of the impending automatic foreclosure and indicating the exact date of foreclosure. For sending this notice, the municipality is entitled to receive \$3 plus all certified mail, return receipt requested, fees. These costs must be added to and become a part of the tax. If notice is not given in the time period specified in this section to the party named on the tax lien mortgage or to any record holder of a mortgage, the person not receiving timely notice may redeem the tax lien mortgage until 30 days after the treasurer does provide notice in the manner specified in this section.

See title page for effective date.

CHAPTER 532

H.P. 1312 - L.D. 1761

An Act To Amend the Inspection Requirement for Facilities for Children and Adults with a National Accreditation

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §7801, sub-§6, as enacted by PL 2011, c. 145, §2, is amended to read:

6. National accreditation. A person, firm, corporation or association operating a program or facility described under subsection 1 that receives and maintains accreditation from a national accrediting body approved by the department ~~must~~ may be deemed determined by the department to be in compliance with comparable state licensing rules upon its submission to the department of written evidence of compliance including, but

not limited to, national accreditation approval, reports, findings and responses. The department may review compliance under this subsection in response to a complaint against the program or facility.

See title page for effective date.

CHAPTER 533

H.P. 1313 - L.D. 1762

An Act To Amend the Law Regarding Expiration of Disability Plates and Placards and Fees for Recycler Licenses

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 29-A MRSA §521, sub-§5, ¶B, as enacted by PL 2013, c. 496, §10, is amended to read:

B. When the Secretary of State determines the disability to be permanent from the application, ~~the disability plate or placard expires upon the expiration date of that person's driver's license or non-driver identification card issued by this State. The~~ the applicant is not required to continue to provide proof of disability upon renewal of the applicant's disability plate or placard. A disability plate or placard issued with a determination pursuant to this paragraph may be renewed for a period not to exceed 6 years. The Secretary of State may adopt rules to implement this paragraph. Rules adopted pursuant to this paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. 29-A MRSA §1105, sub-§2, as amended by PL 1997, c. 437, §28, is further amended to read:

2. License fee. The fee for the issuance or renewal of a license is \$150. ~~A business licensed under this Title as a new car dealer, used car dealer or equipment dealer is exempt from this fee.~~

See title page for effective date.

CHAPTER 534

H.P. 1316 - L.D. 1765

An Act To Support Child Care for Working Families

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §3762, sub-§8, ¶C, as amended by PL 2009, c. 291, §6, is further amended to read:

C. The department shall make available transitional child care services to families who lose eligibility for TANF as a result of increased earnings or an increase in the number of hours worked. The department shall make available transitional child care services to families who lose eligibility for TANF as a result of increased earnings or an increase in the number of hours worked and whose gross income is equal to or less than 250% of the federal poverty guidelines. The department may also make transitional child care services available to families in which one or both adults are working and who, although they remain financially eligible for TANF benefits, request that their benefits be terminated. The family shall pay a premium of ~~2%~~ 10%, which may be waived but may not exceed 10% of gross income, based on the family's gross income compared to the federal poverty level in accordance with rules adopted by the department. Parents must have a choice of child care within the rate established by the department.

See title page for effective date.

CHAPTER 535

H.P. 1320 - L.D. 1769

An Act To Align the Child and Family Services and Child Protection Act with Federal Law

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §4037-A, sub-§1, as enacted by PL 2011, c. 402, §5, is amended to read:

1. Extended care requirements. A person who is 18, 19 or 20 years of age and who attained 18 years of age while in the care and custody of the State department may continue to receive care and support if the person:

- A. Is enrolled in secondary school or its equivalent or is enrolled in postsecondary or career and technical school;
- B. Is participating in a program or activity that promotes employment or removes barriers to employment;
- C. Is employed for at least 80 hours per month; or
- D. Is found to be in special circumstances, including but not limited to being incapable of qualifying under paragraphs A to C due to a documented medical or behavioral health condition.

See title page for effective date.

CHAPTER 536

H.P. 1330 - L.D. 1779

An Act To Protect Election Integrity by Regulating Possession of Ballots and Voting Machines and Devices

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 21-A MRSA §698, sub-§2-A, as amended by PL 2019, c. 371, §§23 and 24, is further amended by amending the first blocked paragraph to read:

The sealed tamper-proof ballot security containers of used ballots must remain sealed for at least 2 months after the election, unless the Secretary of State authorizes the clerk to open the containers prior to that date. After 2 months, the clerk shall open the containers in the presence of one or more witnesses and transfer the ballots to other containers for the remainder of the retention period described in section 23. The new containers must be securely sealed. Except as expressly authorized in this Title, rules adopted under this Title or other applicable state or federal law, the ballot security containers of state election materials and the ballot security containers of municipal election materials must remain sealed and in the possession, custody and control of the clerk until the contents of the containers are destroyed in accordance with section 23.

Sec. 2. 21-A MRSA §698, sub-§2-B, as amended by PL 2001, c. 310, §46, is further amended to read:

2-B. Unused ballots placed in containers. At the close of the polls, all unused, unsealed absentee and regular ballots must be canceled by a physical mark unless all ballots are used in the course of the election. All sealed ballots must remain sealed. All unused ballots, including both the unsealed and the sealed ballots, must be placed in the containers in which the regular ballots were delivered. The containers containing the unused ballots must be clearly marked to indicate that the containers contain unused ballots. These ballots must be stored separately from the used ballots. Except as expressly authorized in this Title, rules adopted under this Title or other applicable state or federal law, the containers containing the unused ballots must remain sealed and in the possession, custody and control of the clerk until the unused ballots are destroyed in accordance with section 23.

Sec. 3. 21-A MRSA §737-A, first ¶, as amended by PL 2019, c. 371, §28, is further amended to read:

Once a recount is requested for an election for the office of State Senator or State Representative or for a county office that does not encompass more than one

county, the Secretary of State shall notify the contracted courier service, which shall take physical control of all ballots and related materials involved in the recount as soon as possible and deliver them to the recount facility. When a recount is requested for a statewide office, congressional office, presidential election or statewide referendum or for a county office that encompasses more than one county, the Secretary of State may direct the courier to retrieve ballots from certain voting jurisdictions and deliver them to the recount facility so that the recount may be conducted in stages until the requesting candidate or the lead applicant for a referendum recount concedes or until all the ballots are recounted. If a qualified courier service is not available to provide these services, the State Police shall collect and deliver the ballots as described in this section at the request of the Secretary of State.

Sec. 4. 21-A MRSA §739, first ¶, as amended by PL 2011, c. 258, §1, is further amended to read:

On request, a municipal clerk or the Secretary of State, or both, shall produce any ballots or incoming voting lists in their custody before the Governor, either branch of the Legislature, any legislative committee or a court of competent jurisdiction. Original ballots produced under this section must remain in the sole custody of the requester until they are returned to the municipal clerk or Secretary of State, and the requester shall maintain the ballots in a secure location. Inspection of ballots produced under this section is subject to oversight by the relevant municipal clerk, the Secretary of State or the Secretary of State's designee. If there is an unresolved disputed ballot for an election to the State House of Representatives or the State Senate arising from a recount conducted pursuant to section 737-A, the Secretary of State shall make a copy of that ballot available for inspection by the public. A copy of a ballot that is made available for public inspection pursuant to this section must be made available in a manner that preserves the voter's anonymity. Copies of disputed ballots made available for public inspection under this section must be retained by the Secretary of State for a period of 2 years after the outcome of the election is finally determined.

Sec. 5. 21-A MRSA §814, sub-§2 is enacted to read:

2. Transfer prohibited. The municipal clerk may not transfer possession, custody or control of a voting machine to any person except as expressly authorized by the Secretary of State.

Sec. 6. 21-A MRSA §845, sub-§2 is enacted to read:

2. Transfer prohibited. The municipal clerk may not transfer possession, custody or control of a voting

device to any person except as expressly authorized by the Secretary of State.

See title page for effective date.

CHAPTER 537

H.P. 1343 - L.D. 1802

An Act To Amend the Requirements of the Reorganization Plan for the Formation of Regional School Units

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §1461, sub-§3, ¶B, as amended by PL 2009, c. 580, §3, is further amended in subparagraph (1) by repealing the first blocked paragraph.

Sec. 2. 20-A MRSA §1461, sub-§3, ¶B, as amended by PL 2009, c. 580, §3, is further amended by amending subparagraph (2) to read:

(2) The plan must provide comprehensive programming for all students from kindergarten to grade 12 and must include at least one publicly supported secondary school, except if the plan provides comprehensive programming:

(a) For all students from grade 9 to grade 12 within the regional school unit, with programming for students from kindergarten to grade 8 provided by the separate school administrative units;

(b) For all students from kindergarten to grade 8 within the regional school unit, with programming for students from grade 9 to grade 12 provided by either operating a school or contracting for school privileges pursuant to chapter 115; or

(c) For all students in a grade configuration that meets the needs of the students from the municipalities that make up the regional school unit, with programming for all other students provided by either operating a school or contracting for school privileges pursuant to chapter 115.

Sec. 3. 20-A MRSA §1461, sub-§3, ¶C, as amended by PL 2011, c. 251, §1 and affected by §12, is repealed.

Sec. 4. 20-A MRSA §1479, first ¶, as amended by PL 2011, c. 171, §2, is further amended to read:

A regional school unit shall maintain a program that includes kindergarten to grade 12 except for the school administrative districts that did not operate kindergarten to grade 12 that were reformulated into regional school units in accordance with Public Law 2007, chapter 240, Part XXXX, section 36, subsection 12, as amended by Public Law 2007, chapter 668, section 48, and except for a regional school unit operating under a plan described in section 1461, subsection 3, paragraph B, subparagraph (2), divisions (a) to (c).

See title page for effective date.

CHAPTER 538

S.P. 656 - L.D. 1838

An Act To Improve Student Access to Postsecondary School Transcripts and Diplomas

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 9-A MRSA §6-104, sub-§1, ¶I, as amended by PL 2011, c. 427, Pt. A, §12, is further amended to read:

I. Convene meetings of individuals representing various segments of the public and the consumer credit industry to advise and consult with the administrator concerning the exercise of powers under this Act and to make recommendations to the administrator. The administrator may authorize reimbursement of reasonable expenses incurred in attending the meetings; ~~and~~

Sec. 2. 9-A MRSA §6-104, sub-§1, ¶J, as enacted by PL 2011, c. 427, Pt. A, §13, is amended to read:

J. To the extent permitted in Title X of the federal Dodd-Frank Wall Street Reform and Consumer Protection Act, Public Law 111-203, Section 1042, enforce the provisions of Title X of the federal Dodd-Frank Wall Street Reform and Consumer Protection Act, Public Law 111-203 or regulations issued under those provisions with respect to entities that are state-chartered, incorporated, licensed or otherwise authorized to do business under the laws of this State and secure remedies under provisions of Title X of the federal Dodd-Frank Wall Street Reform and Consumer Protection Act, Public Law 111-203 or remedies otherwise provided under other provisions of law with respect to entities that are state-chartered, incorporated, licensed or otherwise authorized to do business under the laws of this State; and

Sec. 3. 9-A MRSA §6-104, sub-§1, ¶K is enacted to read:

K. Enforce the provisions of Title 20-A, section 10015.

Sec. 4. 20-A MRSA §10015 is enacted to read:

§10015. Access to transcripts and diplomas

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Debt" means any money, obligation, claim or sum due or owing or alleged to be due or owing from a student. "Debt" does not include the fee, if any, charged to all students for the costs of providing a transcript or diploma.

B. "Four-year postsecondary educational institution" means a public or private postsecondary school in the State that offers a bachelor's degree or other 4-year degree.

C. "Two-year postsecondary educational institution" means a public or private postsecondary school in the State that offers an associate degree or other 2-year degree.

2. Prohibition. Notwithstanding any provision of law to the contrary, upon the request of a current or former student, a 2-year postsecondary educational institution or 4-year postsecondary educational institution shall provide that student's transcript or diploma and may not condition the release of the transcript or diploma on agreement to a repayment plan unless the student owes a debt of \$500 or more at a 2-year postsecondary educational institution or \$2,500 or more at a 4-year postsecondary educational institution. If a 2-year postsecondary educational institution or 4-year postsecondary educational institution requires a student to agree to a repayment plan under this subsection, the 2-year postsecondary educational institution or 4-year postsecondary educational institution shall:

A. Provide the student with the right to appeal the terms of the repayment plan; and

B. Collect data on the reason for the student's request for the release of the transcript or diploma, including but not limited to:

(1) A job application;

(2) A transfer to another institution;

(3) An application for financial aid;

(4) Pursuit of opportunities in the military or National Guard; or

(5) Pursuit of other postsecondary educational opportunities.

A 2-year postsecondary educational institution or 4-year postsecondary educational institution may not require a student to make a payment on a repayment plan prior to releasing the transcript or diploma.

3. Uniform policy. A 2-year postsecondary educational institution or 4-year postsecondary educational institution that has more than one campus in this State shall adopt a uniform policy on the release of student transcripts and diplomas that is consistent across all campuses.

4. Enforcement by Superintendent of Consumer Credit Protection. The Superintendent of Consumer Credit Protection within the Department of Professional and Financial Regulation may take appropriate action to ensure compliance with this section.

5. Unfair trade practice. A violation of this section constitutes an unfair or deceptive act or practice in violation of Title 5, chapter 10.

6. Rules. The Superintendent of Consumer Credit Protection within the Department of Professional and Financial Regulation may adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

7. Report. Beginning January 15, 2023 and annually thereafter, each 2-year postsecondary educational institution and 4-year postsecondary educational institution in this State shall submit a report to the joint standing committee of the Legislature having jurisdiction over education matters on requests for the release of transcripts and diplomas. The report must include:

A. The number of transcripts and diplomas released, disaggregated by those released to a student who owes a debt of:

- (1) Five hundred dollars or more at a 2-year postsecondary educational institution; and
- (2) Twenty-five hundred dollars or more at a 4-year postsecondary educational institution;

B. The number of accounts in a repayment plan and the amounts still outstanding and status of the repayment plan; and

C. The total number of requests for transcripts and diplomas disaggregated by the reason for the request, demographic information of students who request a transcript or diploma, if known, and the nature and age of the debt owed.

The report may include a recommendation on the amount of debt pursuant to subsection 2 over which a 2-year postsecondary educational institution or 4-year postsecondary educational institution may require a student to agree to a repayment plan.

See title page for effective date.

**CHAPTER 539
H.P. 1364 - L.D. 1843**

An Act To Allow the Secretary of State To Use an Electronic Lien Titling Program for the Purposes of the Maine Motor Vehicle Certificate of Title and Antitheft Act

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 29-A MRS §602, sub-§4-A is enacted to read:

4-A. Electronic lien titling program. "Electronic lien titling program" means a program that permits the creation and exchange of an electronic record for maintaining lien information.

Sec. 2. 29-A MRS §651-A, as enacted by PL 1995, c. 645, Pt. A, §7, is amended to read:

§651-A. Require certificate of lien; certificate of title; certificate of salvage; electronic lien titling program

Notwithstanding any other provision of this Title, the Secretary of State may require a certificate of lien, certificate of title or certificate of salvage when necessary to perfect a lien. The Secretary of State may use, but may not require the use of, an electronic lien titling program for the purposes of this chapter. If a lienholder elects to participate in an electronic lien titling program used by the Secretary of State under this section:

1. Mail, delivery and surrender. Any requirement to mail, deliver or surrender a certificate of title under this chapter may be satisfied by using the electronic lien titling program to provide an electronic record;

2. Notification of release or update. The lienholder shall use the electronic lien titling program to notify the Secretary of State when a lien is released or updated; and

3. Paper copy. The lienholder may request a paper copy of the certificate of title.

If the Secretary of State uses an electronic lien titling program under this section, the Secretary of State shall adopt rules to administer the program. Rules adopted under this section must include, but are not limited to, rules governing the processes by which a lienholder elects to participate in and stop participating in the electronic lien titling program. Rules adopted under this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 3. Review and report back. The Secretary of State shall evaluate the needs of the Department of the Secretary of State in implementing an electronic lien

titling program, as defined in the Maine Revised Statutes, Title 29-A, section 602, subsection 4-A, and conduct a review of any relevant provisions of law that may need to be updated in order to properly implement such a program. No later than January 1, 2023, the Secretary of State shall submit a report summarizing the findings of the review to the joint standing committee of the Legislature having jurisdiction over transportation matters. The joint standing committee of the Legislature having jurisdiction over transportation matters may introduce legislation for presentation to the First Regular Session of the 131st Legislature based on the findings in that report.

See title page for effective date.

CHAPTER 540

H.P. 1369 - L.D. 1848

An Act To Increase the Availability of Assertive Community Treatment Services

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 34-B MRSA §3801, sub-§7-C is enacted to read:

7-C. Prescriber. "Prescriber" means a licensed health care provider with authority to prescribe, including a licensed physician, certified nurse practitioner or licensed physician assistant who has training or experience in psychopharmacology.

Sec. 2. 34-B MRSA §3801, sub-§11, as amended by PL 2017, c. 407, Pt. A, §159, is further amended to read:

11. Assertive community treatment. "Assertive community treatment" or "ACT" means a self-contained service with a fixed point of responsibility for providing treatment, rehabilitation and support services to persons with mental illness for whom other community-based treatment approaches have been unsuccessful. Assertive community treatment uses clinical and rehabilitative staff to address symptom stability; relapse prevention; maintenance of safe, affordable housing in normative settings that promote well-being; establishment of natural support networks to combat isolation and withdrawal; the minimizing of involvement with the criminal justice system; individual recovery education; and services to enable the person to function at a work site. Assertive community treatment is provided by multidisciplinary teams who are on duty 24 hours per day, 7 days per week; teams must include a psychiatrist prescriber, registered nurse or licensed practical nurse, certified rehabilitation counselor or certified employment specialist, a peer recovery specialist and a substance use disorder counselor and may include

an occupational therapist, community-based mental health rehabilitation technician, psychologist, licensed clinical social worker or licensed clinical professional counselor. An ACT team member who is a state employee is, while in good faith performing a function as a member of an ACT team, performing a discretionary function within the meaning of Title 14, section 8104-B, subsection 3.

See title page for effective date.

CHAPTER 541

H.P. 1370 - L.D. 1849

An Act To Clarify Inspection Requirements for Hospitals and Certain Nursing Facilities

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §1816, as amended by PL 2021, c. 398, Pt. MM, §1, is repealed and the following enacted in its place:

§1816. Inspections

1. Inspection requirements. Every building, institution or establishment for which a license has been issued must be periodically inspected by duly appointed representatives of the division of licensing and certification under the rules adopted by the department. An institution licensed pursuant to this chapter may not be required to be licensed or inspected under the laws of this State relating to hotels, restaurants, lodging houses, boardinghouses and places of refreshments. A full license may not be issued until the applicant has furnished the department with a written statement signed by the Commissioner of Public Safety or the proper municipal official designated in Title 25, chapters 313 to 321 to make fire safety inspections that the home and premises comply with Title 25, chapters 313 to 321 relating to fire safety. The department shall establish and pay reasonable fees to the municipal official or the Commissioner of Public Safety for each such inspection. This written statement must be furnished prior to the issuance of full licensure.

2. Accredited hospitals. A hospital licensed under this chapter is exempt from department inspection requirements under this chapter if:

A. The hospital is certified by the Centers for Medicare and Medicaid Services for participation in the federal Medicare program and holds full accreditation status by a health care facility accrediting organization recognized by the Centers for Medicare and Medicaid Services; and

B. The hospital provides, to the department, a copy of the survey findings of the health care facility accrediting organization described in paragraph A.

including a statement of deficiencies, and the hospital's final plan of correction for any identified deficiencies that is accepted by the health care facility accrediting organization. Survey findings, a statement of deficiencies and the hospital's final plan of correction provided pursuant to this subsection are confidential.

3. Nonaccredited hospitals. If a hospital is certified to participate in the federal Medicare program and is not accredited by a health care facility accrediting organization recognized by the Centers for Medicare and Medicaid Services, the department shall inspect the hospital every 3 years for compliance with the Centers for Medicare and Medicaid Services' conditions of participation.

4. Hospitals not exempt. The provisions of subsections 2 and 3 do not exempt a hospital from an inspection by the department in response to a complaint or suspected violation of this chapter or of the Centers for Medicare and Medicaid Services' conditions of participation or an inspection by another state agency or municipality for building code, fire code, life safety code or other purposes unrelated to health care facility licensing or accreditation.

For purposes of this section, "Centers for Medicare and Medicaid Services" means the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services.

See title page for effective date.

CHAPTER 542

H.P. 1380 - L.D. 1870

An Act Regarding the Maine School Safety Center

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §6557, as enacted by PL 2021, c. 398, Pt. HH, §1 and reallocated by RR 2021, c. 1, Pt. A, §19, is amended to read:

§6557. Maine School Safety Center

The Maine School Safety Center, referred to in this section as "the center," is established within the department to ~~ensure~~ assist schools in their efforts to provide for the overall safety of ~~schools in this State~~ their school community. The primary role of the center is to provide training, guidance and technical support to schools in this State regarding ~~safety and security~~ their efforts to safely mitigate against, prepare for, respond to and recover from all hazards and threats.

1. Purposes. The purposes of the center are to:

A. Serve as a central location for school safety and security information, training and technical assistance related to successful implementation of school safety and security programs in schools;

B. Be a resource for the prevention of youth violence;

C. Promote overall school safety by developing recommendations to support a positive school climate and multiple-hazard mitigation and response plans;

D. Develop and provide school emergency management, training, guidance and technical support to include information provided by persons with expertise in the relevant subject matter in the development of the center's school safety specialist education program;

E. Promote, develop and implement technical support and training for a behavioral threat assessment program;

F. Facilitate and assist local schools and public safety stakeholders in preventing, preparing for and responding to threats and acts of violence, including self-harm, through a holistic, solution-based approach to improving school safety; and

G. Advise and make recommendations to the department on policies and legislation related to the overall safety of schools and school communities.

2. Collaboration. The center shall work collaboratively with all appropriate stakeholders in furtherance of its purposes as set out in subsection 1.

3. Services to schools. The center is responsible for providing the following services to schools in the State:

A. Training, including school safety specialist training and credentialing in a school emergency management education program;

B. Mental health and behavioral threat assessment;

C. Site assessment and school climate assessment;

D. Planning and emergency operation plan review and exercises;

E. Training, procedures and best practices for school resource officers and officers that may have interactions with youth;

F. Best practices and policy recommendations and review;

G. Administrative assistance;

H. Restorative justice assistance and assistance regarding alternatives to traditional discipline; and

I. Contracted school safety services.

See title page for effective date.

**CHAPTER 543
H.P. 1393 - L.D. 1883**

**An Act To Update the Setoffs
against Lottery Winnings**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 14 MRSA §3141-A, as enacted by PL 2019, c. 304, §2, is amended to read:

§3141-A. Setoff of fines against lottery winnings

The State Court Administrator appointed pursuant to Title 4, section 15 shall ~~periodically notify~~ provide the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations, referred to in this subsection as "the bureau," access to an electronic database of all persons who owe a monetary fine, surcharge or assessment imposed by a court to the State under this Title. ~~Prior to~~ Before paying any lottery winnings ~~that must be paid directly by the bureau of an amount equal to or greater than the amount for which the bureau is required to file a Form W-2G or substantially equivalent form with the United States Internal Revenue Service,~~ the bureau shall determine whether the lottery winner ~~is on the list of persons who owe~~ owes a monetary fine, surcharge or assessment imposed by a court to the State under this Title. If ~~the bureau determines that the winner is on the list of persons who owe~~ owes a monetary fine, surcharge or assessment imposed by a court, the bureau shall suspend payment of the winnings and provide notice to the winner of its intention to set off the winnings against the monetary fine, surcharge or assessment owed. The bureau shall provide the winnings due to the winner to the State Court Administrator in payment of any monetary fine, surcharge or assessment owed by the winner under this Title. The bureau shall release any remaining winnings in accordance with state law.

Sec. 2. 19-A MRSA §2360, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

§2360. Setoff of debts against lottery winnings

1. Notice to Bureau of Alcoholic Beverages and Lottery Operations. The department shall ~~periodically notify~~ provide the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations, referred to in this section as the "bureau," access to an electronic database of all persons who owe the department a child support debt that has been liquidated by judicial or administrative action. ~~Prior to~~ Before paying any state lottery winnings ~~that must be paid directly by the bureau of an amount equal to or greater than the amount for which the bureau is required to file a Form W-2G or substantially equivalent form with the United States Internal Revenue Service,~~ the bureau shall determine whether the lottery

~~winner is on the list of persons who owe~~ owes a child support debt to the State that has been liquidated by judicial or administrative action. If the bureau determines that the winner is on a list of persons who owe owes child support debts, the bureau shall suspend payment of winnings and notify the winner of its intention to offset the winner's child support debt against the winnings. The bureau shall release any remaining winnings to the winner. The bureau shall notify the winner of the winner's right to request a hearing before the department within 15 days of the winner's receipt of that notice. The hearing is limited to the questions of whether the debt is liquidated and whether post-liquidation events have affected the winner's liability. The decision of the department as to the existence of a liquidated debt constitutes final agency action. ~~If, within 90 days of the notice of intended setoff to the winner, the department certifies to the bureau that the winner did not make a timely request for hearing or that a hearing was held and the debt was upheld, the bureau shall offset the liquidated debt against the winnings due to the winner. Any remaining winnings are paid to the winner. If the bureau does not hear from the department within 90 days of the notice of intended setoff to the winner, the bureau shall release all winnings to the winner.~~

~~**2. Notice to Tri state Lotto Commission.** The department shall periodically notify the Tri state Lotto Commission of all persons who owe the department a child support debt that has been liquidated by judicial or administrative action.~~

Sec. 3. 26 MRSA §1051, sub-§8, ¶A, as enacted by PL 1997, c. 434, §2, is amended to read:

A. The commissioner shall ~~periodically notify~~ provide the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations, referred to in this paragraph as the "bureau," access to an electronic database of all persons who owe the Department of Labor an unemployment compensation debt that has been liquidated by judicial or administrative action. Before paying any state lottery winnings ~~that must be paid directly by the bureau of an amount equal to or greater than the amount for which the bureau is required to file a Form W-2G or substantially equivalent form with the United States Internal Revenue Service,~~ the bureau shall determine whether the lottery winner ~~is on the list of persons who owe~~ owes to the State an unemployment compensation debt that has been liquidated by judicial or administrative action. If the bureau determines that the winner is on a list of persons who owe owes unemployment compensation debts, the bureau shall suspend payment of winnings and notify the winner of its intention to offset the winner's unemployment compensation debt against the winnings. The bureau shall release any remaining winnings to the winner. The bureau shall notify the winner of the

winner's right to appeal to the Commissioner of Labor pursuant to Title 5, chapter 375. The winner must appeal in writing within 15 days of receipt of that notice. The hearing is limited to the questions of whether the debt is liquidated and whether post-liquidation events have affected the winner's liability. The decision of the Department of Labor as to the existence of a liquidated debt constitutes final agency action. ~~If, within 90 days of the notice of intended setoff to the winner, the Department of Labor certifies to the bureau that the winner did not make a timely request for hearing or that a hearing was held and the debt was upheld, the bureau shall offset the liquidated debt against the winnings due to the winner. Any remaining winnings are paid to the winner. If the bureau does not hear from the Department of Labor within 90 days of the notice of intended setoff to the winner, the bureau shall release all winnings to the winner.~~

Sec. 4. 36 MRSA §185, sub-§3, as enacted by PL 2007, c. 539, Pt. M, §1, is amended to read:

3. Setoff of lottery winnings against debts. The State Tax Assessor shall ~~periodically notify~~ provide the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations, referred to in this subsection as "the bureau," access to an electronic database of all persons who have a liquidated tax liability to the State under this Title. Prior to ~~Before~~ paying any lottery winnings ~~that must be paid directly by the bureau of an amount equal to or greater than the amount for which the bureau is required to file a Form W-2G or substantially equivalent form with the United States Internal Revenue Service, the bureau shall determine whether the lottery winner is on the list of persons who have~~ has a liquidated tax liability to the State under this Title. ~~If the bureau determines that the winner is on the list of persons who have~~ has a liquidated tax liability to the State under this Title, the bureau shall suspend payment of the winnings and provide notice to the winner of its intention to set off the winnings against the tax debt. The bureau may assign the winnings due to the winner to the State Tax Assessor in payment of any liquidated tax liability of the winner under this Title. Any remaining winnings must be paid to the winner by the bureau.

See title page for effective date.

**CHAPTER 544
S.P. 663 - L.D. 1893**

**An Act Regarding the Use of a
Student Athlete's Name,
Image, Likeness or Autograph**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA c. 443 is enacted to read:

CHAPTER 443
STUDENT ATHLETES

§12971. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. College or university. "College or university" means a postsecondary educational institution in the State, including:

- A. A degree-granting educational institution regulated under chapter 409;
- B. A university in the University of Maine System;
- C. A college in the Maine Community College System; and
- D. The Maine Maritime Academy.

2. Team contract. "Team contract" means a contract between a student athlete and a college or university and includes any rules or expectations of the college or university's athletic department or head coach that require a student athlete's compliance as a condition under the contract of participation as a member of the intercollegiate athletic program.

§12972. Prohibitions

1. Actions by colleges or universities. A college or university may not:

- A. Adopt or enforce a policy, requirement, standard or limitation that prohibits or otherwise prevents a student athlete who is participating in an intercollegiate athletic program at the college or university from:
 - (1) Earning compensation for the use of the student athlete's name, image or likeness when the student athlete is not engaged in official team activities; or
 - (2) Obtaining professional representation, including representation by an attorney, for contracts or other legal matters relating to the use of the student athlete's name, image or likeness;

B. Disqualify a student athlete who is participating in an intercollegiate athletic program at a college or university from receiving a full scholarship based on athletics awarded by the college or university because the student athlete:

- (1) Earns compensation from the use of the student athlete's name, image or likeness when the student athlete is not engaged in official team activities; or

(2) Obtains professional representation, including representation by an attorney, for contracts or other legal matters relating to use of the student athlete's name, image or likeness.

For purposes of this paragraph, "full scholarship" means a scholarship that covers the full cost of attendance at that college or university, including but not limited to tuition, room and board; or

C. Prescribe a team contract for an intercollegiate athletic program that prohibits or otherwise prevents a student athlete from using the student athlete's name, image or likeness for a commercial purpose when the student athlete is not engaged in official team activities.

For the purposes of this subsection, a college or university determines what behavior constitutes official team activities at that college or university.

2. Construction. This section may not be construed to limit a college or university from adopting or enforcing a policy, requirement, standard or limitation that establishes conditions by which a student athlete may monetize the student athlete's name, image or likeness, including a policy, requirement, standard or limitation that prohibits a student athlete's use of a college or university trademark, logo or facility or prohibits a student athlete's use of the student athlete's name, image or likeness in a manner that is inconsistent with a college or university code of conduct or other college or university policy.

§12973. Autographs

A student athlete may earn compensation from selling the student athlete's autograph in a manner that does not otherwise conflict with a provision of this chapter.

§12974. University participation in intercollegiate athletics

An athletic association, conference or other group or organization with authority over intercollegiate athletics may not prevent in this State a college or university from participating in intercollegiate athletics as a result of the compensation of a student athlete for the use of the student's athlete's name, image or likeness.

See title page for effective date.

CHAPTER 545

H.P. 1415 - L.D. 1909

An Act To Amend Syringe Service Programs

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §1341, sub-§1, ¶A, as enacted by PL 2007, c. 346, Pt. A, §1, is amended to read:

A. The Maine Center for Disease Control and Prevention may ~~not~~ limit the number of hypodermic apparatuses provided by the certified hypodermic apparatus exchange programs to participants.

See title page for effective date.

CHAPTER 546

H.P. 1420 - L.D. 1914

An Act To Allow Wine Retailers with 2 or More Licensed Facilities To Freely Transfer Wine between Approved Facilities

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 28-A MRSA §1201, sub-§3-A, as amended by PL 2013, c. 476, Pt. A, §26, is further amended to read:

3-A. Sale or transfer of malt liquor or wine for off-premises consumption to retailer prohibited. A person licensed under this section, or an agent or employee of the person, may not knowingly sell or transfer malt liquor or wine to another retailer ~~licensed under this section~~ for resale except as provided in section 606 or 1201-B.

Sec. 2. 28-A MRSA §1201-B is enacted to read:

§1201-B. Transfer of wine between retail locations

1. Definition. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Approved retailer" means a retailer licensed to sell wine for off-premises consumption that has received approval to sell or transfer wine to a commonly owned retail licensee under subsection 3.

B. "Commonly owned retail licensee" means, with respect to a retailer licensed to sell wine for off-premises consumption, another retailer licensed to sell wine for off-premises consumption if the same person or persons hold a majority ownership interest in both retailers.

2. Authority to transfer wine between retail locations. Notwithstanding section 1201, subsection 3-A and any other provision of this Title to the contrary, an approved retailer may sell or transfer wine by the case or by the bottle to a commonly owned retail licensee under the following conditions:

A. The approved retailer licensed and any commonly owned retail licensee to which wine is transferred or sold must be located within the territory

that has been allocated under section 1401, subsection 8 to a single wholesale licensee for the purposes of making wholesale sales of the specific wine product being sold or transferred;

B. The approved retailer and any commonly owned retail licensee to which wine is transferred or sold must share an electronic inventory tracking system capable of identifying which retailer has possession of the case or bottle of wine at all times; and

C. The approved retailer shall if necessary designate an area of the licensed premises to which customers do not have access of no more than 750 square feet for the storage of wine and may not store wine in any other area or facility.

3. Application; approval. A retailer licensed to sell wine for off-premises consumption shall seek approval from the bureau, on a form designated by the bureau, in advance of making an initial sale or transfer of wine to a commonly owned retail licensee under subsection 2. The bureau may not approve an application under this subsection unless the retailer provides sufficient information for the bureau to determine:

A. That each sale or transfer of wine from the retailer to a commonly owned licensee will satisfy the requirements of subsection 2, paragraph A;

B. That the retailer's electronic inventory tracking system satisfies the requirements of subsection 2, paragraph B;

C. That the retailer's storage of wine satisfies the requirements of subsection 2, paragraph C; and

D. That the retailer has a safe and secure method for transferring wine to a commonly owned retail licensee.

The bureau may not approve an application under this subsection from a retailer licensed to sell wine for off-premises consumption if the bureau has already approved an application under this subsection from one of the retailer's commonly owned retail licensees.

4. Modification. An approved retailer shall submit a modified application, on a form designated by the bureau, and must receive approval from the bureau prior to:

A. Making an initial sale or transfer of wine products not included in the initial application submitted under subsection 3 or a previously approved modified application under this subsection; or

B. Making an initial sale or transfer of wine to a commonly owned licensee not identified in the initial application submitted under subsection 3 or a previously approved modified application under this subsection.

The bureau may not approve an application under this subsection unless the bureau determines that the approved retailer will continue to meet the requirements of subsection 3 if the modification is approved.

5. Penalty. In addition to any penalty that may be imposed under chapter 33, the bureau may prohibit a retailer licensed to sell wine for off-premises consumption that violates any provision of this section or of any rule adopted by the bureau to implement this section from engaging in the activities authorized by subsection 2.

See title page for effective date.

CHAPTER 547

H.P. 1427 - L.D. 1920

An Act To Enact the Interstate Counseling Compact To Address Inequities in Access to Clinical Counseling Services and Increase Maine's Provider Workforce

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 32 MRSA c. 147 is enacted to read:

CHAPTER 147

INTERSTATE COUNSELING COMPACT

§18551. Short title

This chapter may be known and cited as "the Interstate Counseling Compact," which is referred to in this chapter as "the compact."

§18552. Purpose

The purpose of this compact is to facilitate interstate practice of licensed professional counselors with the goal of improving public access to professional counseling services. The practice of professional counseling occurs in the state where the client is located at the time of the counseling services. The compact preserves the regulatory authority of states to protect public health and safety through the current system of state licensure.

This compact is designed to achieve the following objectives:

1. License recognition. Increase public access to professional counseling services by providing for the mutual recognition of other member state licenses;

2. State powers. Enhance the states' ability to protect the public's health and safety;

3. Multistate practice. Encourage the cooperation of member states in regulating multistate practice for licensed professional counselors;

4. Military spouses. Support spouses of relocating active duty military personnel;

5. Information exchange. Enhance the exchange of licensure, investigative and disciplinary information among member states;

6. Telehealth technology. Allow for the use of telehealth technology to facilitate increased access to professional counseling services;

7. Licensure requirements. Support the uniformity of professional counseling licensure requirements throughout the states to promote public safety and public health benefits;

8. State authority. Invest all member states with the authority to hold a licensed professional counselor accountable for meeting all state practice laws in the state in which the client is located at the time care is rendered through the mutual recognition of member state licenses;

9. Multiple licenses. Eliminate the necessity for licenses in multiple states; and

10. Interstate practice. Provide opportunities for interstate practice by licensed professional counselors who meet uniform licensure requirements.

§18553. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Active duty military. "Active duty military" means full-time duty status in the active uniformed service of the United States, including members of the National Guard and Reserves of the United States Armed Forces on active duty orders pursuant to 10 United States Code, Chapters 1209 and 1211.

2. Adverse action. "Adverse action" means any administrative, civil, equitable or criminal action permitted by a state's laws that is imposed by a licensing board or other authority against a licensed professional counselor, including actions against an individual's license or privilege to practice such as revocation, suspension, probation, monitoring of the licensee, limitation on the licensee's practice or any other encumbrance on licensure affecting a licensed professional counselor's authorization to practice, including issuance of a cease and desist action.

3. Alternative program. "Alternative program" means a nondisciplinary monitoring or practice remediation process approved by a professional counseling licensing board to address impaired practitioners.

4. Continuing competence and education. "Continuing competence and education" means a requirement, as a condition of license renewal, to provide

evidence of participation in, or completion of, educational and professional activities relevant to practice or area of work.

5. Counseling compact commission. "Counseling compact commission" or "commission" means the national administrative body whose membership consists of all states that have enacted the compact.

6. Current significant investigative information. "Current significant investigative information" means:

A. Investigative information that a licensing board, after a preliminary inquiry that includes notification and an opportunity for the licensed professional counselor to respond, if required by state law, has reason to believe is not groundless and, if proved true, would indicate more than a minor infraction; or

B. Investigative information that indicates that the licensed professional counselor represents an immediate threat to public health and safety regardless of whether the licensed professional counselor has been notified and had an opportunity to respond.

7. Data system. "Data system" means a repository of information about licensees, including, but not limited to, continuing education, examination, licensure, investigative, privilege to practice and adverse action information.

8. Encumbered license. "Encumbered license" means a license in which an adverse action restricts the practice of licensed professional counseling by the licensee and that adverse action has been reported to the United States Department of Health and Human Services, National Practitioner Data Bank.

9. Encumbrance. "Encumbrance" means a revocation or suspension of, or any limitation on, the full and unrestricted practice of licensed professional counseling by a licensing board.

10. Executive committee. "Executive committee" means a group of directors elected or appointed to act on behalf of, and within the powers granted to them by, the commission.

11. Home state. "Home state" means the member state that is the licensee's primary state of residence.

12. Impaired practitioner. "Impaired practitioner" means an individual who has a condition that may impair that individual's ability to practice as a licensed professional counselor without some type of intervention and may include, but is not limited to, alcohol and drug dependence, mental health impairment and neurological or physical impairments.

13. Investigative information. "Investigative information" means information, records and documents

received or generated by a professional counseling licensing board pursuant to an investigation.

14. Jurisprudence requirement. "Jurisprudence requirement," if required by a member state, means the assessment of an individual's knowledge of the laws and rules governing the practice of professional counseling in a state.

15. Licensed professional counselor. "Licensed professional counselor" means a counselor licensed by a member state, regardless of the title used by that state, to independently assess, diagnose and treat behavioral health conditions.

16. Licensee. "Licensee" means an individual who currently holds an authorization from a state to practice as a licensed professional counselor.

17. Licensing board. "Licensing board" means the agency of a state, or equivalent, that is responsible for the licensing and regulation of licensed professional counselors.

18. Member state. "Member state" means a state that has enacted the compact.

19. Privilege to practice. "Privilege to practice" means a legal authorization that is equivalent to a license permitting the practice of professional counseling in a remote state.

20. Professional counseling. "Professional counseling" means the assessment, diagnosis and treatment of behavioral health conditions by a licensed professional counselor.

21. Remote state. "Remote state" means a member state other than the home state where a licensee is exercising or seeking to exercise the privilege to practice.

22. Rule. "Rule" means a regulation promulgated by the commission that has the force of law.

23. Single-state license. "Single-state license" means a licensed professional counselor license issued by a member state that authorizes practice only within the issuing state and does not include a privilege to practice in any other member state.

24. State. "State" means any state, commonwealth, district or territory of the United States that regulates the practice of professional counseling.

25. Telehealth. "Telehealth" means the application of telecommunication technology to deliver professional counseling services remotely to assess, diagnose and treat behavioral health conditions.

26. Unencumbered license. "Unencumbered license" means a license that authorizes a licensed professional counselor to engage in the full and unrestricted practice of professional counseling.

§18554. State participation in the compact

1. Participation requirements. To participate in the compact, a state must currently:

A. License and regulate licensed professional counselors;

B. Require licensees to pass a nationally recognized exam approved by the commission;

C. Require licensees to have a 60-semester-hour or 90-quarter-hour master's degree in counseling or 60 semester hours or 90 quarter hours of graduate course work including the following topic areas:

(1) Professional counseling orientation and ethical practice;

(2) Social and cultural diversity;

(3) Human growth and development;

(4) Career development;

(5) Counseling and helping relationships;

(6) Group counseling and group work;

(7) Diagnosis and treatment and assessment and testing;

(8) Research and program evaluation; and

(9) Other areas as determined by the commission;

D. Require licensees to complete a supervised postgraduate professional experience as defined by the commission; and

E. Have a mechanism in place for receiving and investigating complaints about licensees.

2. Duties. A member state shall:

A. Participate fully in the commission's data system, including using the commission's unique identifier as defined in rules;

B. Notify the commission, in compliance with the terms of the compact and rules, of any adverse action or the availability of investigative information regarding a licensee;

C. Implement or utilize procedures for considering the criminal history records of applicants for an initial privilege to practice. These procedures must include the submission of fingerprints or other biometric-based information by applicants for the purpose of obtaining an applicant's criminal history record information from the Federal Bureau of Investigation and the agency responsible for retaining that state's criminal records. A member state shall fully implement a criminal background check requirement, within a time frame established by rule, by receiving the results of the Federal Bureau of Investigation record search and shall use the results in making licensure decisions. Communication between a member state and the commission

and among member states regarding the verification of eligibility for licensure through the compact may not include any information received from the Federal Bureau of Investigation relating to a federal criminal records check performed by a member state under Public Law 92-544;

D. Comply with the rules of the commission;

E. Require an applicant to obtain or retain a license in the home state and meet the home state's qualifications for licensure or renewal of licensure, as well as all other applicable state laws;

F. Grant the privilege to practice to a licensee holding a valid unencumbered license in another member state in accordance with the terms of the compact and rules; and

G. Provide for the attendance of the state's commissioner to the counseling compact commission meetings.

3. Fees. Member states may charge a fee for granting the privilege to practice.

4. Nonresidents. Individuals not residing in a member state may continue to be able to apply for a member state's single-state license as provided under the laws of each member state; however, the single-state license granted to these individuals may not be recognized as granting a privilege to practice professional counseling in any other member state.

5. Single-state license requirements. Nothing in this compact may affect the requirements established by a member state for the issuance of a single-state license.

6. License recognition. A license issued to a licensed professional counselor by a home state to a resident in that state must be recognized by each member state as authorizing a licensed professional counselor to practice professional counseling, under a privilege to practice, in each member state.

§18555. Privilege to practice

1. Requirements. To exercise the privilege to practice under the terms and provisions of the compact, the licensee must:

A. Hold a license in the home state;

B. Have a valid United States social security number or national practitioner identifier;

C. Be eligible for a privilege to practice in any member state in accordance with subsections 4, 7 and 8;

D. Have not had any encumbrance or restriction against any license or privilege to practice within the previous 2 years;

E. Notify the commission that the licensee is seeking the privilege to practice within a remote state;

F. Pay any applicable fees, including any state fee, for the privilege to practice;

G. Meet any continuing competence and education requirements established by the home state;

H. Meet any jurisprudence requirements established by the remote state in which the licensee is seeking a privilege to practice; and

I. Report to the commission any adverse action, encumbrance or restriction on the license taken by any nonmember state within 30 days from the date the action is taken.

2. Validity. The privilege to practice is valid until the expiration date of the home state license. The licensee must comply with the requirements of subsection 1 to maintain the privilege to practice in the remote state.

3. Laws and regulations. A licensee providing professional counseling in a remote state under the privilege to practice shall adhere to the laws and regulations of the remote state.

4. Regulation. A licensee providing professional counseling services in a remote state is subject to that state's regulatory authority. A remote state may, in accordance with due process and that state's laws, remove a licensee's privilege to practice in the remote state for a specific period of time, impose fines or take any other necessary actions to protect the health and safety of its citizens. The licensee may be ineligible for a privilege to practice in any member state until the specific time for removal has passed and all fines are paid.

5. Encumbrance. If a home state license is encumbered, the licensee must lose the privilege to practice in any remote state until the following occur:

A. The home state license is no longer encumbered; and

B. The licensee has not had any encumbrance or restriction against any license or privilege to practice within the previous 2 years.

6. Restoration after encumbrance. Once an encumbered license in the home state is restored to good standing, the licensee must meet the requirements of subsection 1 to obtain a privilege to practice in any remote state.

7. Removal. If a licensee's privilege to practice in any remote state is removed, the individual may lose the privilege to practice in all other remote states until the following occur:

A. The specific period of time for which the privilege to practice was removed has ended;

B. All fines have been paid; and

C. The licensee has not had any encumbrance or restriction against any license or privilege to practice within the previous 2 years.

8. Restoration after removal. Once the requirements of subsection 7 have been met, the licensee must meet the requirements in subsection 1 to obtain a privilege to practice in a remote state.

§18556. Obtaining a new home state license based on a privilege to practice

1. Home state license. A licensed professional counselor may hold a home state license that allows for a privilege to practice in other member states in only one member state at a time.

2. Change of primary state of residence. If a licensed professional counselor changes the primary state of residence by moving between 2 member states:

A. The licensed professional counselor shall file an application for obtaining a new home state license based on a privilege to practice, pay all applicable fees and notify the current and new home state in accordance with applicable rules adopted by the commission;

B. Upon receipt of an application for obtaining a new home state license by virtue of a privilege to practice, the new home state shall verify that the licensed professional counselor meets the pertinent criteria outlined in section 18555 via the data system, without need for primary source verification except for:

(1) A Federal Bureau of Investigation fingerprint-based criminal background check if not previously performed or updated pursuant to applicable rules adopted by the commission in accordance with Public Law 92-544;

(2) Any other criminal background check as required by the new home state; and

(3) Completion of any requisite jurisprudence requirements of the new home state;

C. The former home state shall convert the former home state license into a privilege to practice once the new home state has activated the new home state license in accordance with applicable rules adopted by the commission;

D. Notwithstanding any other provision of this compact, if the licensed professional counselor cannot meet the criteria in section 18555, the new home state may apply its requirements for issuing a new single-state license; and

E. The licensed professional counselor shall pay all applicable fees to the new home state in order to be issued a new home state license.

3. Change of residence; nonmember states. If a licensed professional counselor changes the primary state of residence by moving from a member state to a

nonmember state, or from a nonmember state to a member state, the state criteria applies for issuance of a single-state license in the new state.

4. Single-state licenses. Nothing in this compact interferes with a licensee's ability to hold a single-state license in multiple states; however, for the purposes of this compact, a licensee may have only one home state license.

5. Single-state license requirements. Nothing in this compact affects the requirements established by a member state for the issuance of a single-state license.

§18557. Active duty military personnel or their spouses

Active duty military personnel, or their spouses, must designate a home state where the individual has a current license in good standing. The individual may retain the home state designation during the period the service member is on active duty. Subsequent to designating a home state, the individual may only change the home state through application for licensure in the new state or through the process outlined in section 18556.

§18558. Compact privilege to practice telehealth

1. Telehealth practice. Member states shall recognize the right of a licensed professional counselor, licensed by a home state in accordance with section 18554 and under rules promulgated by the commission, to practice professional counseling in any member state via telehealth under a privilege to practice as provided in the compact and rules promulgated by the commission.

2. Laws and regulations. A licensee providing professional counseling services in a remote state under the privilege to practice shall adhere to the laws and regulations of the remote state.

§18559. Adverse actions

1. Adverse action authority. In addition to the other powers conferred by state law, a remote state has the authority, in accordance with existing state due process law, to:

A. Take adverse action against a licensed professional counselor's privilege to practice within that member state; and

B. Issue subpoenas for both hearings and investigations that require the attendance and testimony of witnesses as well as the production of evidence. Subpoenas issued by a licensing board in a member state for the attendance and testimony of witnesses or the production of evidence from another member state must be enforced in the latter state by any court of competent jurisdiction, according to the practice and procedure of that court applicable to subpoenas issued in proceedings pending before it. The issuing authority shall pay any witness fees, travel expenses, mileage and other fees required by

the service statutes of the state in which the witnesses or evidence are located.

Only the home state has the power to take adverse action against a licensed professional counselor's license issued by the home state.

2. Conduct; appropriate action. For purposes of taking adverse action, the home state shall give the same priority and effect to reported conduct received from a member state as it would if the conduct had occurred within the home state. In so doing, the home state shall apply its own state laws to determine appropriate action.

3. Change of residence. The home state shall complete any pending investigations of a licensed professional counselor who changes the primary state of residence during the course of the investigations. The home state also has the authority to take appropriate action and shall promptly report the conclusions of the investigations to the administrator of the data system. The administrator of the coordinated licensure information system shall promptly notify the new home state of any adverse actions.

4. Recovery. A member state, if otherwise permitted by state law, may recover from the affected licensed professional counselor the costs of investigations and dispositions of cases resulting from any adverse action taken against that licensed professional counselor.

5. Remote state findings. A member state may take adverse action based on the factual findings of the remote state as long as the member state follows its own procedures for taking the adverse action.

6. Joint investigations. In addition to the authority granted to a member state by its respective professional counseling practice act or other applicable state law, any member state may participate with other member states in joint investigations of licensees.

Member states shall share any investigative, litigation or compliance materials in furtherance of any joint or individual investigation initiated under the compact.

7. Deactivation. If adverse action is taken by the home state against the license of a licensed professional counselor, the licensed professional counselor's privilege to practice in all other member states must be deactivated until all encumbrances have been removed from the state license. All home state disciplinary orders that impose adverse action against the license of a licensed professional counselor must include a statement that the licensed professional counselor's privilege to practice is deactivated in all member states during the pendency of the order.

8. Notification. If a member state takes adverse action, it shall promptly notify the administrator of the data system. The administrator of the data system shall

promptly notify the home state of any adverse actions by remote states.

9. Alternative program. Nothing in this compact overrides a member state's decision that participation in an alternative program may be used in lieu of adverse action.

§18560. Establishment of counseling compact commission

1. Commission established. The compact member states hereby create and establish a joint public agency known as the counseling compact commission.

A. The commission is an instrumentality of the compact states.

B. Venue is proper and judicial proceedings by or against the commission must be brought solely and exclusively in a court of competent jurisdiction where the principal office of the commission is located. The commission may waive venue and jurisdictional defenses to the extent it adopts or consents to participate in alternative dispute resolution proceedings.

C. Nothing in this compact may be construed to be a waiver of sovereign immunity.

2. Membership, voting and meetings. Membership, voting and meetings are governed by this subsection.

A. Each member state has and is limited to one delegate selected by that member state's licensing board.

B. The delegate must be either:

(1) A current member of the licensing board at the time of appointment, who is a licensed professional counselor or public member; or

(2) An administrator of the licensing board.

C. Any delegate may be removed or suspended from office as provided by the law of the state from which the delegate is appointed.

D. The member state licensing board shall fill any vacancy occurring on the commission within 60 days.

E. Each delegate is entitled to one vote with regard to the promulgation of rules and creation of bylaws and must otherwise have an opportunity to participate in the business and affairs of the commission.

F. A delegate shall vote in person or by such other means as provided in the bylaws. The bylaws may provide for delegates' participation in meetings by telephone or other means of communication.

G. The commission shall meet at least once during each calendar year. Additional meetings must be held as set forth in the bylaws.

H. The commission shall by rule establish a term of office for delegates and may by rule establish term limits.

3. Powers and duties. The commission has the following powers and duties:

A. Establish the fiscal year of the commission;

B. Establish bylaws;

C. Maintain its financial records in accordance with the bylaws;

D. Meet and take such actions as are consistent with the provisions of this compact and the bylaws;

E. Promulgate rules that are binding to the extent and in the manner provided for in the compact;

F. Bring and prosecute legal proceedings or actions in the name of the commission, as long as the standing of any state licensing board to sue or be sued under applicable law is not affected;

G. Purchase and maintain insurance and bonds;

H. Borrow, accept or contract for services of personnel, including, but not limited to, employees of a member state;

I. Hire employees, elect or appoint officers, fix compensation, define duties and grant such individuals appropriate authority to carry out the purposes of the compact and establish the commission's personnel policies and programs relating to conflicts of interest, qualifications of personnel and other related personnel matters;

J. Accept appropriate donations and grants of money, equipment, supplies, materials and services and receive, utilize and dispose of the same, as long as at all times the commission avoids any appearance of impropriety or conflict of interest;

K. Lease, purchase, accept appropriate gifts or donations of or otherwise own, hold, improve or use any property, real, personal or mixed, as long as at all times the commission avoids any appearance of impropriety;

L. Sell, convey, mortgage, pledge, lease, exchange, abandon or otherwise dispose of any property, real, personal or mixed;

M. Establish a budget and make expenditures;

N. Borrow money;

O. Appoint committees, including standing committees composed of members, state regulators, state legislators or their representatives and consumer representatives and such other interested persons as may be designated in this compact and the bylaws;

P. Provide and receive information from, and cooperate with, law enforcement agencies;

Q. Establish and elect an executive committee; and

R. Perform such other functions as may be necessary or appropriate to achieve the purposes of this compact consistent with the state regulation of professional counseling licensure and practice.

4. Executive committee. The establishment of an executive committee is governed by this subsection.

A. The executive committee has the power to act on behalf of the commission according to the terms of this compact.

B. The executive committee is composed of up to 11 members:

(1) Seven voting members who are elected by the commission from the current membership of the commission; and

(2) Up to 4 ex officio, nonvoting members from 4 recognized national professional counselor organizations.

The ex officio members must be selected by their respective organizations.

C. The commission may remove any member of the executive committee as provided in bylaws.

D. The executive committee shall meet at least annually.

E. The executive committee has the following duties and responsibilities:

(1) Recommend to the entire commission changes to the rules or bylaws, changes to this compact legislation, fees paid by compact member states such as annual dues and any commission compact fee charged to licensees for the privilege to practice;

(2) Ensure compact administration services are appropriately provided, contractual or otherwise;

(3) Prepare and recommend the budget;

(4) Maintain financial records on behalf of the commission;

(5) Monitor compact compliance of member states and provide compliance reports to the commission;

(6) Establish additional committees as necessary; and

(7) Other duties as provided in rules or bylaws.

5. Meetings of the commission. Meetings of the commission are governed by this subsection.

A. All meetings must be open to the public, and public notice of meetings must be given in the same

manner as required under the rule-making provisions in section 18562.

B. The commission or the executive committee or other committees of the commission may convene in a closed, nonpublic meeting if the commission or executive committee or other committees of the commission must discuss:

- (1) Noncompliance of a member state with its obligations under the compact;
- (2) The employment, compensation, discipline or other matters, practices or procedures related to specific employees or other matters related to the commission's internal personnel practices and procedures;
- (3) Current, threatened or reasonably anticipated litigation;
- (4) Negotiation of contracts for the purchase, lease or sale of goods, services or real estate;
- (5) Accusing any person of a crime or formally censuring any person;
- (6) Disclosure of trade secrets or commercial or financial information that is privileged or confidential;
- (7) Disclosure of information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy;
- (8) Disclosure of investigative records compiled for law enforcement purposes;
- (9) Disclosure of information related to any investigative reports prepared by or on behalf of or for use of the commission or other committee charged with responsibility of investigation or determination of compliance issues pursuant to the compact; or
- (10) Matters specifically exempted from disclosure by federal or member state statute.

C. If a meeting, or portion of a meeting, is closed pursuant to paragraph B, the commission's legal counsel or designee shall certify that the meeting may be closed and shall reference each relevant exempting provision.

D. The commission shall keep minutes that fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, and the reasons therefor, including a description of the views expressed. All documents considered in connection with an action must be identified in the minutes. All minutes and documents of a closed meeting must remain under seal, subject to release by a majority vote of the commission or order of a court of competent jurisdiction.

6. Financing of the commission. Financing of the commission is governed by this subsection.

A. The commission shall pay, or provide for the payment of, the reasonable expenses of its establishment, organization and ongoing activities.

B. The commission may accept any appropriate revenue sources, donations and grants of money, equipment, supplies, materials and services.

C. The commission may levy on and collect an annual assessment from each member state or impose fees on other parties to cover the cost of the operations and activities of the commission and its staff, which must be in a total amount sufficient to cover its annual budget as approved each year for which revenue is not provided by other sources. The aggregate annual assessment amount must be allocated based upon a formula to be determined by the commission, which shall promulgate a rule binding upon all member states.

D. The commission may not incur obligations of any kind prior to securing the funds adequate to meet the same, and the commission may not pledge the credit of any of the member states, except by and with the authority of the member state.

E. The commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the commission are subject to the audit and accounting procedures established under its bylaws; however, all receipts and disbursements of funds handled by the commission must be audited yearly by a certified or licensed public accountant, and the report of the audit must be included in and become part of the annual report of the commission.

7. Qualified immunity, defense and indemnification. Qualified immunity, defense and indemnification are governed by this subsection.

A. The members, officers, executive director, employees and representatives of the commission are immune from suit and liability, either personally or in their official capacity, for any claim for damage to or loss of property or personal injury or other civil liability caused by or arising out of any actual or alleged act, error or omission that occurred, or that the person against whom the claim is made had a reasonable basis for believing occurred, within the scope of commission employment, duties or responsibilities, except that nothing in this paragraph may be construed to protect any such person from suit or liability for any damage, loss, injury or liability caused by the intentional or willful or wanton misconduct of that person.

B. The commission shall defend any member, officer, executive director, employee or representative of the commission in any civil action seeking

to impose liability arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that the person against whom the claim is made had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, except that nothing in this paragraph may be construed to prohibit that person from retaining that person's own counsel, and as long as the actual or alleged act, error or omission did not result from that person's intentional or willful or wanton misconduct.

C. The commission shall indemnify and hold harmless any member, officer, executive director, employee or representative of the commission for the amount of any settlement or judgment obtained against that person arising out of any actual or alleged act, error or omission that occurred within the scope of commission employment, duties or responsibilities, or that such person had a reasonable basis for believing occurred within the scope of commission employment, duties or responsibilities, as long as the actual or alleged act, error or omission did not result from the intentional or willful or wanton misconduct of that person.

§18561. Data system

1. Database and reporting system. The commission shall provide for the development, maintenance, operation and utilization of a coordinated database and reporting system containing licensure, adverse action and investigative information on all licensed individuals in member states.

2. Uniform data set submission. Notwithstanding any other provision of state law to the contrary, a member state shall submit a uniform data set to the data system on all individuals to whom this compact is applicable as required by the rules of the commission, including:

- A. Identifying information;
- B. Licensure data;
- C. Adverse actions against a license or privilege to practice;
- D. Nonconfidential information related to alternative program participation;
- E. Any denial of application for licensure and the reasons for that denial;
- F. Current significant investigative information; and
- G. Other information that may facilitate the administration of this compact, as determined by the rules of the commission.

3. Investigative information availability. Investigative information pertaining to a licensee in any

member state may be made available only to other member states.

4. Adverse action information. The commission shall promptly notify all member states of any adverse action taken against a licensee or an individual applying for a license. Adverse action information pertaining to a licensee in any member state must be available to any other member state.

5. Confidential information. Member states contributing information to the data system may designate information that may not be shared with the public without the express permission of the contributing state.

6. Information expungement. Any information submitted to the data system that is subsequently required to be expunged by the laws of the member state contributing the information must be removed from the data system.

§18562. Rulemaking

1. Promulgation. The commission shall promulgate reasonable rules in order to effectively and efficiently achieve the purpose of the compact. Notwithstanding the foregoing, in the event the commission exercises its rule-making authority in a manner that is beyond the scope of the purposes of the compact, or the powers granted hereunder, then such an action by the commission is invalid and has no force or effect.

2. Powers. The commission shall exercise its rule-making powers pursuant to the criteria set forth in this section and the rules adopted thereunder. Rules and amendments become binding as of the date specified in each rule or amendment.

3. Rule rejection. If a majority of the legislatures of the member states rejects a rule, by enactment of a statute or resolution in the same manner used to adopt the compact within 4 years of the date of adoption of the rule, then that rule has no further force and effect in any member state.

4. Rule adoption procedure. Rules or amendments to the rules must be adopted at a regular or special meeting of the commission.

5. Notice. Prior to promulgation and adoption of a final rule or rules by the commission, and at least 30 days in advance of the meeting at which the rule will be considered and voted upon, the commission shall file a notice of proposed rulemaking:

- A. On the website of the commission or other publicly accessible platform; and
- B. On the website of each member state professional counseling licensing board or other publicly accessible platform or the publication in which each state would otherwise publish proposed rules.

6. Notice requirements. The notice of proposed rulemaking must include:

A. The proposed time, date and location of the meeting in which the rule will be considered and voted upon;

B. The text of the proposed rule or amendment and the reason for the proposed rule;

C. A request for comments on the proposed rule from any interested person; and

D. The manner in which interested persons may submit notice to the commission of their intention to attend the public hearing and any written comments.

7. Public comment. Prior to adoption of a proposed rule, the commission shall allow persons to submit written data, facts, opinions and arguments, which must be made available to the public.

8. Public hearing. The commission shall grant an opportunity for a public hearing before it adopts a rule or amendment if a hearing is requested by:

A. At least 25 persons;

B. A state or federal governmental subdivision or agency; or

C. An association having at least 25 members.

9. Hearing notice. If a hearing is held on the proposed rule or amendment, the commission shall publish the place, time and date of the scheduled public hearing. If the hearing is held via electronic means, the commission shall publish the mechanism for access to the electronic hearing.

A. All persons wishing to be heard at the hearing must notify the executive director of the commission or other designated member in writing of their desire to appear and testify at the hearing not less than 5 business days before the scheduled date of the hearing.

B. Hearings must be conducted in a manner providing each person who wishes to comment a fair and reasonable opportunity to comment orally or in writing.

C. All hearings must be recorded. A copy of the recording must be made available on request.

D. Nothing in this section may be construed as requiring a separate hearing on each rule. Rules may be grouped for the convenience of the commission at hearings required by this section.

10. Consideration. Following the scheduled hearing date, or by the close of business on the scheduled hearing date if the hearing was not held, the commission shall consider all written and oral comments received.

11. Proceeding without public hearing. If no written notice of intent to attend the public hearing by

interested parties is received, the commission may proceed with promulgation of the proposed rule without a public hearing.

12. Final action. The commission shall, by majority vote of all members, take final action on the proposed rule and shall determine the effective date of the rule, if any, based on the rule-making record and the full text of the rule.

13. Emergency rulemaking. Upon determination that an emergency exists, the commission may consider and adopt an emergency rule without prior notice, opportunity for comment or hearing, as long as the usual rule-making procedures provided in the compact and in this section are retroactively applied to the rule as soon as reasonably possible, in no event later than 90 days after the effective date of the rule. For the purposes of this subsection, "emergency rule" means a rule that must be adopted immediately in order to:

A. Meet an imminent threat to public health, safety or welfare;

B. Prevent a loss of commission or member state funds;

C. Meet a deadline for the promulgation of an administrative rule that is established by federal law or rule; or

D. Protect public health and safety.

14. Rule revisions. The commission or an authorized committee of the commission may direct revisions to a previously adopted rule or amendment for purposes of correcting typographical errors, errors in format, errors in consistency or grammatical errors. Public notice of any revisions must be posted on the website of the commission. The revision is subject to challenge by any person for a period of 30 days after posting. The revision may be challenged only on grounds that the revision results in a material change to a rule. A challenge must be made in writing and delivered to the chair of the commission prior to the end of the notice period. If no challenge is made, the revision takes effect without further action. If the revision is challenged, the revision may not take effect without the approval of the commission.

§18563. Oversight, dispute resolution and enforcement

1. Oversight. Oversight of the compact is governed by this subsection.

A. The executive, legislative and judicial branches of state government in each member state shall enforce this compact and take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder have standing as statutory law.

B. All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a member state pertaining to the subject matter of this compact that may affect the powers, responsibilities or actions of the commission.

C. The commission is entitled to receive service of process in any proceeding under paragraph B and has standing to intervene in such a proceeding for all purposes. Failure to provide service of process to the commission renders a judgment or order void as to the commission, this compact or promulgated rules.

2. Default and technical assistance. Default and technical assistance are governed by this subsection.

A. If the commission determines that a member state has defaulted in the performance of its obligations or responsibilities under this compact or the promulgated rules, the commission shall:

- (1) Provide written notice to the defaulting state and other member states of the nature of the default, the proposed means of curing the default and any other action to be taken by the commission; and
- (2) Provide remedial training and specific technical assistance regarding the default.

3. Termination from compact. If a state in default fails to cure the default, the defaulting state may be terminated from the compact upon an affirmative vote of a majority of the member states, and all rights, privileges and benefits conferred by this compact may be terminated on the effective date of termination. A cure of the default does not relieve the offending state of obligations or liabilities incurred during the period of default.

4. Termination regulation. Termination of membership in the compact may be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate must be given by the commission to the governor, the majority and minority leaders of the defaulting state's legislature and each of the member states.

5. Responsibilities after termination. A state that has been terminated is responsible for all assessments, obligations and liabilities incurred through the effective date of termination, including obligations that extend beyond the effective date of termination.

6. Costs. The commission may not bear any costs related to a state that is found to be in default or that has been terminated from the compact, unless agreed upon in writing between the commission and the defaulting state.

7. Appeal. The defaulting state may appeal the action of the commission by petitioning the United States District Court for the District of Columbia or the

federal district where the commission has its principal offices. The prevailing member must be awarded all costs of that litigation, including reasonable attorney's fees.

8. Dispute resolution. Dispute resolution is governed by this subsection.

A. Upon request by a member state, the commission shall attempt to resolve disputes related to the compact that arise among member states and between member and nonmember states.

B. The commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes as appropriate.

9. Enforcement. Enforcement of the compact is governed by this subsection.

A. The commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

B. By majority vote, the commission may initiate legal action in the United States District Court for the District of Columbia or the federal district where the commission has its principal offices against a member state in default to enforce compliance with the provisions of the compact and its promulgated rules and bylaws. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary, the prevailing member must be awarded all costs of that litigation, including reasonable attorney's fees.

C. The remedies under this subsection are not the exclusive remedies of the commission. The commission may pursue any other remedies available under federal or state law.

§18564. Date of implementation of counseling compact; commission and associated rules, withdrawal and amendment

1. Effective date. The compact takes effect on the date on which the compact statute is enacted into law in the 10th member state. The provisions of the compact that become effective at that time are limited to the powers granted to the commission relating to assembly and the promulgation of rules. After the effective date of the compact, the commission shall meet and exercise rule-making powers necessary to the implementation and administration of the compact.

2. Subsequent member states. Any state that joins the compact subsequent to the commission's initial adoption of the rules is subject to the rules as they exist on the date on which the compact becomes law in that state. Any rule that has been previously adopted by the commission has the full force and effect of law on the day the compact becomes law in that state.

3. Withdrawal. Any member state may withdraw from this compact by enacting a statute repealing the same.

A. A member state's withdrawal does not take effect until 6 months after enactment of the repealing statute.

B. Withdrawal does not affect the continuing requirement of the withdrawing state's professional counseling licensing board to comply with the investigative and adverse action reporting requirements of this chapter prior to the effective date of withdrawal.

4. Other agreements or arrangements. Nothing contained in this compact may be construed to invalidate or prevent any professional counseling licensure agreement or other cooperative arrangement between a member state and a nonmember state that does not conflict with the provisions of this compact.

5. Amendment. This compact may be amended by the member states. An amendment to this compact does not become effective and binding upon any member state until it is enacted into the laws of all member states.

§18565. Construction and severability

This compact may be liberally construed so as to effectuate the purposes thereof. The provisions of this compact must be severable and if any phrase, clause, sentence or provision of this compact is declared to be contrary to the constitution of any member state or of the United States or the applicability thereof to any government, agency, person or circumstance is held invalid, the validity of the remainder of this compact and the applicability thereof to any government, agency, person or circumstance is not affected thereby. If this compact is held contrary to the constitution of any member state, the compact remains in full force and effect as to the remaining member states and in full force and effect as to the member state affected as to all severable matters.

§18566. Binding effect of compact and other laws

1. Adherence. A licensee providing professional counseling services in a remote state under the privilege to practice shall adhere to the laws and regulations, including scope of practice, of the remote state.

2. Enforcement. Nothing in this chapter prevents the enforcement of any other law of a member state that is not inconsistent with the compact.

3. Conflict. Any laws in a member state in conflict with the compact are superseded to the extent of the conflict.

4. Binding actions. Any lawful actions of the commission, including all rules and bylaws properly promulgated by the commission, are binding upon the member states.

5. Binding agreements. All permissible agreements between the commission and the member states are binding in accordance with their terms.

6. Constitutional limits. In the event any provision of the compact exceeds the constitutional limits imposed on the legislature of any member state, the provision is ineffective to the extent of the conflict with the constitutional provision in question in that member state.

§18567. Legislative intent

This compact is the Maine enactment of the Interstate Counseling Compact. The form, format and text of the compact have been changed minimally so as to conform to Maine statutory conventions. The changes are technical in nature and it is the intent of the Legislature that this compact be interpreted as substantively the same as the Interstate Counseling Compact that is enacted by other member states.

See title page for effective date.

CHAPTER 548

H.P. 1430 - L.D. 1922

**An Act To Amend Certain
Laws Pertaining to the Maine
Public Employees Retirement
System**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 3 MRSA §701, sub-§2, as enacted by PL 1985, c. 507, §1, is amended to read:

2. Actuarial equivalent. "Actuarial equivalent" means a benefit which is an amount of equal value when computed at regular interest, based on the mortality and service tables the discount rate contained in actuarial assumptions adopted by the board of trustees.

Sec. 2. 4 MRSA §1201, sub-§2, as enacted by PL 1983, c. 853, Pt. C, §§15 and 18, is amended to read:

2. Actuarial equivalent. "Actuarial equivalent" means a benefit which is an amount of equal value when computed at regular interest, based on the mortality and service tables the discount rate contained in actuarial assumptions adopted by the board of trustees.

Sec. 3. 4 MRSA §1352, sub-§5, as amended by PL 1997, c. 643, Pt. M, §12, is repealed.

Sec. 4. 4 MRSA §1355, as amended by PL 2007, c. 491, §52, is further amended to read:

§1355. Ordinary death benefits

If a member who is in service or a former member who is a recipient of a disability retirement allowance

dies, the member's beneficiary, or relative if the member has no designated beneficiary, is entitled to benefits on the same basis as provided for beneficiaries of state employees who are members of the State Employee and Teacher Retirement Program by Title 5, chapter 423, subchapter 5, article 3 4.

Sec. 5. 4 MRSA §1357, sub-§2, as amended by PL 2007, c. 491, §§54 to 57, is further amended by amending the 2nd blocked paragraph to read:

For the purposes of this subsection, "qualifying member" means a member or a former member who is has been receiving a disability retirement benefit and changes to service retirement under section 1353, subsection 7.

Sec. 6. 5 MRSA §17001, sub-§2, as amended by PL 1993, c. 387, Pt. A, §3, is further amended to read:

2. Actuarial equivalent. "Actuarial equivalent" means an amount of equal value when computed at ~~an interest~~ the discount rate contained in actuarial assumptions adopted by the board ~~and upon the basis of mortality and service tables adopted by the board.~~ "Actuarial equivalent," when used to indicate the amount that must be paid in order to purchase service credit, means the amount that equals the cost of additional benefits that become payable as a result of the service credit, including, when applicable, the projected cost of a member's earlier eligibility for retirement.

Sec. 7. 5 MRSA §17001, sub-§42, as amended by PL 2021, c. 6, §1, is further amended to read:

42. Teacher. "Teacher" means:

A. Any employee of a public school or ~~a school management and leadership~~ an education service center established pursuant to Title 20-A, chapter 123 who fills any position that the Department of Education requires be filled by a person who holds the appropriate certification or license required for that position, other than an educational technician position for which certification is not required under Title 20-A, section 13019-H, and:

- (1) Holds appropriate certification from the Department of Education, including an employee whose duties include, in addition to those for which certification is required, either the setup, maintenance or upgrading of a school computer system the use of which is to assist in the introduction of new learning to students or providing school faculty orientation and training related to use of the computer system for educational purposes; or
- (2) Holds an appropriate license issued to a professional employee by a licensing agency of the State;

B. Any employee of a public school or ~~a school management and leadership~~ an education service center established pursuant to Title 20-A, chapter 123 who fills any position not included in paragraph A, the principal function of which is to introduce new learning to students, except that a coach who is employed by a public school and who is not otherwise covered by the definition of teacher ~~as defined~~ in this subsection or an employee who is employed in adult education as defined in Title 20-A, section 8601-A, subsection 1 and who is not otherwise covered by the definition of teacher ~~de-~~ defined in this subsection may not be considered a teacher for purposes of this Part;

C. Any employee of a public school on June 30, 1989, in a position not included in paragraph A or B ~~which that~~ was included in the definition of teacher in effect on June 30, 1989, as long as:

- (1) The employee does not terminate employment; or
- (2) The employee terminates employment and returns to employment in a position in the same classification within 2 years of the date of termination.

Regardless of any subsequent employment history, any employee of a public school in a position ~~which that~~ was included in the definition of teacher in effect on June 30, 1989, is entitled to creditable service as a teacher for all service in that position on or before that date;

D. Any employee of a public school or ~~a school management and leadership~~ an education service center established pursuant to Title 20-A, chapter 123 in a position not included in paragraph A, B or C who was a member of the State Employee and Teacher Retirement Program of the retirement system as a teacher on August 1, 1988, as long as:

- (1) The employee does not terminate employment; or
- (2) The employee terminates employment and returns to employment in a position in the same classification within 2 years of the date of termination;

E. Any former employee of a public school or ~~a school management and leadership~~ an education service center established pursuant to Title 20-A, chapter 123 in a position not included in paragraph A, B or C who was a member of the State Employee and Teacher Retirement Program of the retirement system as a teacher before August 1, 1988, as long as the former employee returns to employment in a position in the same classification before July 1, 1991; or

F. For service before July 1, 1989, any employee of a public school in a position ~~which that~~ was included in the definition of teacher before July 1, 1989.

"Teacher" includes a person who is on a one-year leave of absence from a position as a teacher and is participating in the education of prospective teachers by teaching and supervising students enrolled in college-level teacher preparation programs in this State.

"Teacher" also includes a person who is on a leave of absence from a position as a teacher and is duly elected as President of the Maine Education Association.

"Teacher" also includes a person who, subsequent to July 1, 1981, has served as president of a recognized or certified bargaining agent representing teachers for which released time from teaching duties for performance of the functions of president has been negotiated in a collective bargaining agreement between the collective bargaining agent and the teacher's school administrative unit and for whom contributions related to the portion of the person's salary attributable to the released time have been paid as part of the regular payroll of the school administrative unit.

Sec. 8. 5 MRSA §17054-A, as enacted by PL 2009, c. 474, §12, is amended to read:

§17054-A. Responsibilities of employers and the retirement system

Employers are responsible for providing procedures by which employees for whom membership in the retirement system is optional make a membership election, for maintaining all records relevant to the election process and an individual employee's election and for informing the retirement system as to employee elections in accordance with procedures established by the ~~chief executive director officer~~. The retirement system is responsible to ensure that its records accurately reflect the information provided by the employer. With respect to matters related to participation and membership in the retirement system other than those specified in this section, the retirement system and the board retain responsibility and authority according to applicable retirement system law and rules as to the employer and the employees to whom this Part applies, including the authority to make final administrative decisions on membership eligibility based on employee membership elections as reported by the employer pursuant to this section, the applicable retirement system laws and rules and the requirements of the Internal Revenue Code and United States Treasury regulations applicable to governmental qualified defined benefit plans.

Sec. 9. 5 MRSA §17102, sub-§1, ¶D, as amended by PL 1995, c. 3, §1, is further amended by amending subparagraph (3) to read:

- (3) One of whom must be the recipient of a retirement allowance through the retirement

system and be selected from a list or lists of nominees submitted by retired state employees, retired participating local district employees, the Maine Association of Retirees or a committee ~~comprised~~ composed of representatives of these groups; and

Sec. 10. 5 MRSA §17103, sub-§6, as amended by PL 2015, c. 384, §1, is further amended to read:

6. Rights, credits ~~and~~, privileges and membership eligibility; decisions. The board shall in all cases make the final and determining administrative decision in all matters affecting the rights, credits and privileges of all members of all programs of the retirement system whether in participating local districts or in the state service. The board shall also in all cases make the final and determining administrative decision on membership eligibility based on employee membership elections as reported by the employer pursuant to section 17054-A, the applicable retirement system laws and rules and the requirements of the Internal Revenue Code and United States Treasury regulations applicable to governmental qualified defined benefit plans. The board otherwise has no jurisdiction to hear a matter or make an administrative decision regarding a claim of an employee of a local plan for which membership is optional pursuant to section 18252, if that claim applies to a time when the employee was not a member of the retirement system.

Whenever the board finds that, because of an error or omission on the part of the employer of a member or retired member, a member or retired member is required to make a payment or payments to the retirement system, the board may waive payment of all or part of the amount due from the member or retired member. In these instances of recovery of overpayments from members of the retirement system, the retirement system is governed by section 17054, subsection 3.

Sec. 11. 5 MRSA §17103, sub-§8, as amended by PL 1989, c. 483, Pt. A, §§27 and 63, is further amended to read:

8. ~~Executive director~~ Chief executive officer. The board shall appoint ~~an a~~ chief executive director officer, whose salary ~~shall~~ must be set by the board subject to the requirements of Title 2, section 6-D.

Sec. 12. 5 MRSA §17103, sub-§11, ¶I, as enacted by PL 2009, c. 322, §4, is amended to read:

I. The total amount of employee and employer contributions to the retirement system in the previous calendar year and the total amount of payout to retirees, categorized by plan status; ~~and~~

Sec. 13. 5 MRSA §17103, sub-§11, ¶J, as enacted by PL 2009, c. 322, §4, is amended by repealing subparagraph (2).

Sec. 14. 5 MRSA §17103, sub-§11, ¶J, as enacted by PL 2009, c. 322, §4, is amended by amending subparagraph (3) to read:

(3) The ~~net~~ number of applicants for disability retirement who appealed decisions that denied disability retirement status; and

Sec. 15. 5 MRSA §17103, sub-§11, ¶J, as enacted by PL 2009, c. 322, §4, is amended by amending subparagraph (4) to read:

(4) The number of applicants who were granted disability retirement following their appeals; and

Sec. 16. 5 MRSA §17103, sub-§11, ¶K is enacted to read:

K. Data from a survey of members and employees that measures the level of satisfaction and experience that members and employees have with the retirement system. For the purposes of this paragraph, "employee" means an employee of the retirement system.

Sec. 17. 5 MRSA §17103, sub-§12, as enacted by PL 1993, c. 387, Pt. A, §4, is amended to read:

12. Defined contribution plan, deferred compensation and tax sheltered annuity plans. The board shall establish ~~a one or more~~ defined contribution ~~plan by July 1, 1994 that is,~~ deferred compensation or tax sheltered annuity plans consistent with the applicable requirements of the United States Internal Revenue Code and may ~~be a defined contribution plan for other purposes. The board may establish a separate defined contribution plan or plans for other purposes, with employer agreement, offer participation in such plans to employees eligible for membership in a retirement program of the retirement system.~~

Sec. 18. 5 MRSA §17154, sub-§6, ¶J, as enacted by PL 2019, c. 460, §2, is amended to read:

J. Notwithstanding this section, the employer retirement costs and administrative operating expenses related to the retirement programs applicable to those teachers employed by ~~a school management and leadership~~ an education service center, as defined in Title 20-A, section 3801, subsection 1, paragraph B, whose funding is provided from local and state funds must be paid by that ~~school management and leadership~~ education service center.

Sec. 19. 5 MRSA §17706-A, sub-§1, as amended by PL 2011, c. 449, §8, is further amended by amending the first blocked paragraph to read:

Pursuant to the Code, Section 401(a)(31)(B), the amount of an automatic refund under this section for a member who has not reached the later of 62 years of age or normal retirement age may not exceed \$1,000.

Sec. 20. 5 MRSA §17760, sub-§3, ¶A, as amended by PL 2007, c. 491, §137, is further amended by amending subparagraph (3) to read:

(3) Was awarded an Armed Forces Expeditionary Medal, a Combat Action Ribbon, a Combat Infantry Badge or any other campaign or expeditionary medal and the receipt of such a medal would allow the member to be considered "preference eligible" under 5 United States Code, Section 2108(3)(A) ~~or 2108(3)(B)~~. A member described in this subparagraph is entitled to purchase service credit at the cost set forth in subsection 4 only if a cost subsidy for that member's service credit has been paid to the State Employee and Teacher Retirement Program as provided in subsection 6.

Sec. 21. 5 MRSA §17804, sub-§5-A, as enacted by PL 1999, c. 744, §8 and affected by §17, is amended to read:

5-A. Option 4. The qualifying member may elect to have a reduced retirement benefit payable to the qualifying member while alive and at the qualifying member's death to have some benefit other than that available under subsection 3 or 4 payable to the beneficiary that the qualifying member has designated, if the beneficiary survives the qualifying member. The total value of the benefit paid to the qualifying member during the qualifying member's life plus the benefit paid after the qualifying member's death is the actuarial equivalent of the benefit that the qualifying member would have received without optional modification. The method used to determine the benefit must be approved by the board, and the beneficiary must be designated by written designation, duly ~~notarized~~ acknowledged and filed with the ~~chief executive director or officer~~ on a form provided or specified by the retirement system.

Sec. 22. 5 MRSA §17804, sub-§5-B, as enacted by PL 1999, c. 744, §8 and affected by §17, is amended to read:

5-B. Option 5. The qualifying member may elect to have a reduced retirement benefit payable in part to the qualifying member and in part to the beneficiary, who must be the sole beneficiary, while both are alive and, at the death of either, to have the higher benefit paid to the survivor for the survivor's life. The total value of the benefit paid to the qualifying member and beneficiary, during the qualifying member's life, plus the benefit to be paid after the death of either is the actuarial equivalent of the benefit that the qualifying member would have received without optional modification. The method used to determine the benefit must be approved by the board, and the beneficiary must be designated by written designation, duly ~~notarized~~ acknowledged and filed with the ~~chief executive director or officer~~ on a form provided or specified by the retirement system.

Sec. 23. 5 MRSA §17804, sub-§5-C, as enacted by PL 1999, c. 744, §8 and affected by §17, is amended to read:

5-C. Option 6. The qualifying member may elect to have a reduced retirement benefit payable to the qualifying member while alive and, at the qualifying member's death, to have the benefit continued in the same amount for the life of the beneficiary, who must be the sole beneficiary, that the qualifying member has designated by written designation, duly ~~notarized~~ acknowledged and filed with the ~~chief executive director~~ officer on a form provided or specified by the retirement system, if the beneficiary survives the qualifying member. If the qualifying member's beneficiary predeceases the qualifying member, the qualifying member's benefit must be changed, effective the first day of the month following the date of the beneficiary's death, to be the actuarial equivalent of the benefit that the qualifying member would have received without optional modification. The reduced retirement benefit must be actuarially calculated to reflect the fact that the benefit may be changed to the larger amount should the beneficiary predecease the member.

Sec. 24. 5 MRSA §17804, sub-§5-D, as enacted by PL 1999, c. 744, §8 and affected by §17, is amended to read:

5-D. Option 7. The qualifying member may elect to have a reduced retirement benefit payable to the qualifying member while alive and, at the qualifying member's death, to have the benefit continued at 1/2 that amount for the life of the beneficiary, who must be the sole beneficiary, that the qualifying member has designated by written designation, duly ~~notarized~~ acknowledged and filed with the ~~chief executive director~~ officer on a form provided or specified by the retirement system, if the beneficiary survives the qualifying member. If the qualifying member's beneficiary predeceases the qualifying member, the qualifying member's benefit must be changed, effective the first day of the month following the date of the beneficiary's death, to the actuarial equivalent of the benefit that the qualifying member would have received without optional modification. The reduced retirement benefit must be actuarially calculated to reflect the fact that the benefit may be changed to the larger amount should the beneficiary predecease the member.

Sec. 25. 5 MRSA §17804, sub-§5-F, as amended by PL 2007, c. 523, §2, is further amended to read:

5-F. Change of beneficiary. If the recipient of a service retirement benefit has elected an optional method of payment under subsection 3, 4, 5, 5-A, 5-B, 5-C, 5-D or 5-E; and has designated someone other than a spouse or ex-spouse as sole beneficiary, the recipient is permitted a one-time change in the designated beneficiary except as provided in paragraph D, but may not change the already elected payment option or the

amount of the benefits under that option, by filing a written designation of the new beneficiary, duly ~~notarized~~ acknowledged, with the ~~chief executive director~~ officer on a form provided or specified by the retirement system. The change of beneficiary permitted by this subsection may only be made prior to the death of the prior designated beneficiary.

A. The benefit payable to the recipient and the new beneficiary must be paid under the same payment option. The amount of the recipient's benefit may not change, and the amount of the new beneficiary's benefit must be the same as the amount of the prior beneficiary's benefit.

B. The effective date of the designation of the new beneficiary is the date the designation is received by the ~~chief executive director~~ officer. As of the first day of the month following the effective date of the designation of the new beneficiary, the prior beneficiary is no longer entitled to any benefit payment and, if concurrent payment under subsection 5-B has been elected, the new beneficiary's benefit must become effective on the same date.

C. The new beneficiary's entitlement to benefits ceases on the earlier of:

(1) The date of the new beneficiary's death; ~~or~~ and

(2) The date established when the amount of the prior beneficiary's benefit was established, which is the initial commencement date of benefits to the retiree increased by the life expectancy of the prior beneficiary computed in years and months using actuarial equivalence assumptions recommended by the system's actuary.

Payment of benefits to the new beneficiary must cease as of the first day of the month following the earlier of ~~subparagraph~~ subparagraphs (1) ~~or~~ and (2).

D. A recipient who exercises a one-time option under this subsection may revert back to the original designated beneficiary, who will be treated as the new beneficiary for purposes of paragraphs A to C.

Sec. 26. 5 MRSA §17804, sub-§7, ¶A, as enacted by PL 1999, c. 744, §9 and affected by §17, is amended to read:

A. By written certification of the spouse, duly ~~notarized~~ acknowledged and filed with the chief executive officer, on a form provided or specified by the retirement system, indicating that notice has been received from the qualifying member; or

Sec. 27. 5 MRSA §17804, sub-§7, ¶B, as enacted by PL 1999, c. 744, §9 and affected by §17, is amended to read:

B. When notice has been given but certification by the spouse has not been provided, by written certification of the qualifying member, duly ~~notarized~~ acknowledged and filed with the chief executive officer, on a form provided or specified by the retirement system, indicating that notice has been given to the spouse.

Sec. 28. 5 MRSA §17851, sub-§16 is enacted to read:

16. Member whose position is moved from one special plan to another special plan. A member whose position is subject to subsection 4, 5-B, 6-B or 7, section 17851-A or section 17851-B and, due to a change in law, becomes subject to different benefit qualification requirements may retire under the former benefit qualification requirements and the associated benefit computation provisions if the member remains in the position until the former requirements would have been met had the change in law not occurred.

Sec. 29. 5 MRSA §17906, sub-§1, as amended by PL 2001, c. 443, §1 and affected by §7, is further amended to read:

1. Excess compensation. If the compensation received from engaging in any gainful occupation by a beneficiary of a disability retirement benefit exceeds \$20,000 in calendar year 2000 or in any subsequent calendar year exceeds that amount as cumulatively increased ~~or decreased~~ by the same percentage adjustments granted under section 17806, ~~subsection 1, paragraphs A and B:~~

A. The excess must be deducted from the disability or service retirement benefits during the next calendar year, the deductions to be prorated on a monthly basis in an equitable manner prescribed by the board over the year or part of the year for which the benefits are received; and

B. The beneficiary shall reimburse the retirement system for any excess payments not deducted under paragraph A.

Sec. 30. 5 MRSA §17906, sub-§3, as amended by PL 2007, c. 491, §176, is further amended to read:

3. Restoration to service. If any recipient of a disability retirement benefit is restored to service and if the total of the recipient's monthly retirement benefit for any year and the recipient's total earnable compensation for that year exceeds ~~his~~ the recipient's average final compensation at retirement, increased ~~or decreased~~ by the same percentage adjustments as have been received under section 17806, the excess ~~shall~~ must be deducted from the disability retirement benefit payments during the next calendar year.

A. The deductions ~~shall~~ must be prorated on a monthly basis over the year or part of the year for which benefits are received in an equitable manner prescribed by the board.

B. The recipient of the disability retirement benefit shall reimburse the retirement system for any excess payments not deducted under this section.

C. If the retirement benefit payments are eliminated by operation of this subsection:

(1) The person again becomes a member of the State Employee and Teacher Retirement Program and begins contributing at the current rate; and

(2) When the person again retires, the person ~~shall~~ must receive benefits computed on the person's entire creditable service and in accordance with the law in effect at that time.

Sec. 31. 5 MRSA §17930, sub-§2, as amended by PL 2021, c. 277, §26, is further amended to read:

2. Compensation from employment not covered by this article. If any person who is the recipient of a disability retirement benefit receives compensation in any year from engaging in any gainful activity or from employment with an employer whose employees are not covered by this article or chapter 425, subchapter ~~∞~~ 5, article 3-A, ~~which that~~ exceeds the greater of \$20,000 in calendar year 2000 or in any subsequent year that amount as cumulatively increased ~~or decreased~~ by the same percentage adjustments granted under section 17806, ~~subsection 1, paragraphs A and B~~, or the difference between the person's disability retirement benefit for that year and the person's average final compensation at the time that the person became a recipient of a disability retirement benefit, increased ~~or decreased~~ by the same percentage adjustments as have been granted by section 17806:

A. The excess must be deducted from the disability or service retirement benefits during the next calendar year; the deductions to be prorated on a monthly basis in an equitable manner prescribed by the board over the year or part of the year for which the benefits are received;

B. The person shall reimburse the retirement system for any excess payments not deducted under paragraph A. If the retirement benefit payments are eliminated by this subsection, the disability is deemed to no longer exist, the payment of the disability retirement benefit must be discontinued and, except as provided in paragraph C, all of the person's rights to benefits under this article cease;

C. If, during the first 5 years of reemployment, the person again becomes disabled, terminates employment and is not covered by any other disability program, the retirement system shall resume paying the disability retirement benefit payable prior to the reemployment with all applicable cost-of-living adjustments and shall provide rehabilitation services in accordance with section 17927. If the benefit payable under the other disability program

is not equal to or greater than the benefit under this article, the retirement system shall pay the difference between the amount of the benefit payable under the other disability program and the amount of the benefit payable under this article. The ~~chief executive director~~ officer shall require examinations or tests to determine whether the person is disabled as described in section 17921; and

D. At any time before the elimination of disability retirement benefit payments by this subsection, the person may request that benefit payments be terminated, and the ~~chief executive director~~ officer shall terminate benefit payments at the end of the month in which the request is received.

Sec. 32. 5 MRSA §18252, sub-§6, as amended by PL 2017, c. 392, §3, is repealed.

Sec. 33. 5 MRSA §18252-A, sub-§2, ¶C, as enacted by PL 1997, c. 709, §4, is amended to read:

C. The participating local district employer is responsible for providing procedures by which employees make elections under this section, for maintaining all records relevant to the election process and each employee's elections, for informing the retirement system as to employee elections in accordance with procedures established by the ~~chief executive director~~ officer and for making all administrative decisions, including the final administrative decision, ~~in any dispute related to an employee's elections or administrative decision, in any dispute related to over the election process or an employee's elections or to any issue as to the plan provided by the employer under section 18252-B. Neither the retirement system nor the system's board of trustees has responsibility or jurisdiction to make the final administrative decision with respect to any of these matters. The retirement system is responsible only to ensure that its records accurately reflect the information provided by the employer, the employer's decision as to any of these matters, and the legally cognizable outcome of any dispute related to any of these matters.~~

Sec. 34. 5 MRSA §18252-A, sub-§2, ¶D, as enacted by PL 1997, c. 709, §4, is amended to read:

D. With respect to matters related to participation and membership other than those specified as the responsibility of the employer in paragraph C, the retirement system and the board retain responsibility and authority according to applicable retirement system law and rules as to the participating local districts and their employees to whom this section applies, including the authority to make final administrative decisions on membership eligibility based on employee membership elections as reported by the employer pursuant to this section, the applicable retirement system laws and rules and the requirements of the Internal Revenue Code and

United States Treasury regulations applicable to governmental qualified defined benefit plans.

Sec. 35. 5 MRSA §18252-B, sub-§3, as amended by PL 2007, c. 491, §196, is further amended to read:

3. Employee contribution. The employee must contribute as a percentage of compensation in each pay period an amount not less than the employee would have been required to contribute as of the employee's date of hire had the employee been a member under the Participating Local District Retirement Program under the so-called "Regular Plan A" of the consolidated plan for participating local districts, consistent with applicable contribution limits of federal law.

Sec. 36. 5 MRSA §18307-A, sub-§1, as amended by PL 2011, c. 449, §19, is further amended by amending the first blocked paragraph to read:

Pursuant to the Code, Section 401(a)(31)(B), the amount of an automatic refund under this subsection for a member who has not reached the later of 62 years of age or normal retirement age may not exceed \$1,000.

Sec. 37. 5 MRSA §18404, sub-§5-A, as enacted by PL 1999, c. 744, §13 and affected by §17, is amended to read:

5-A. Option 4. The qualifying member may elect to have a reduced retirement benefit payable to the qualifying member while alive and at the qualifying member's death to have some benefit other than that available under subsection 3 or 4 payable to the beneficiary that the qualifying member has designated, if the beneficiary survives the qualifying member. The total value of the benefit paid to the qualifying member during the qualifying member's life plus the benefit paid after the qualifying member's death is the actuarial equivalent of the benefit that the qualifying member would have received without optional modification. The method used to determine the benefit must be approved by the board, and the beneficiary must be designated by written designation, duly ~~notarized~~ acknowledged and filed with the ~~chief executive director~~ officer on a form provided or specified by the retirement system.

Sec. 38. 5 MRSA §18404, sub-§5-B, as enacted by PL 1999, c. 744, §13 and affected by §17, is amended to read:

5-B. Option 5. The qualifying member may elect to have a reduced retirement benefit payable in part to the qualifying member and in part to the beneficiary, who must be the sole beneficiary, while both are alive and, at the death of either, to have the higher benefit paid to the survivor for the survivor's life. The total value of the benefit paid to the qualifying member and beneficiary, during the qualifying member's life, plus the benefit to be paid after the death of either is the actuarial equivalent of the benefit that the qualifying

member would have received without optional modification. The method used to determine the benefit must be approved by the board, and the beneficiary must be designated by written designation, duly ~~notarized~~ acknowledged and filed with the ~~chief executive director~~ officer on a form provided or specified by the retirement system.

Sec. 39. 5 MRSA §18404, sub-§5-C, as enacted by PL 1999, c. 744, §13 and affected by §17, is amended to read:

5-C. Option 6. The qualifying member may elect to have a reduced retirement benefit payable to the qualifying member while alive and, at the qualifying member's death, to have the benefit continued in the same amount for the life of the beneficiary, who must be the sole beneficiary, that the qualifying member has designated by written designation, duly ~~notarized~~ acknowledged and filed with the ~~chief executive director~~ officer on a form provided or specified by the retirement system, if the beneficiary survives the qualifying member. If the qualifying member's beneficiary predeceases the qualifying member, the qualifying member's benefit ~~shall~~ must be changed, effective the first day of the month following the date of the beneficiary's death, to be the actuarial equivalent of the benefit that the qualifying member would have received without optional modification. The reduced retirement benefit must be actuarially calculated to reflect the fact that the benefit may be changed to the larger amount should the beneficiary predecease the member.

Sec. 40. 5 MRSA §18404, sub-§5-D, as enacted by PL 1999, c. 744, §13 and affected by §17, is amended to read:

5-D. Option 7. The qualifying member may elect to have a reduced retirement benefit payable to the qualifying member while alive and, at the qualifying member's death, to have the benefit continued at 1/2 that amount for the life of the beneficiary, who must be the sole beneficiary, that the qualifying member has designated by written designation, duly ~~notarized~~ acknowledged and filed with the ~~chief executive director~~ officer on a form provided or specified by the retirement system, if the beneficiary survives the qualifying member. If the qualifying member's beneficiary predeceases the qualifying member, the qualifying member's benefit must be changed, effective the first day of the month following the date of the beneficiary's death, to the actuarial equivalent of the benefit that the qualifying member would have received without optional modification. The reduced retirement benefit must be actuarially calculated to reflect the fact that the benefit may be changed to the larger amount should the beneficiary predecease the member.

Sec. 41. 5 MRSA §18404, sub-§5-F, as amended by PL 2007, c. 523, §3, is further amended to read:

5-F. Change of beneficiary. If the recipient of a service retirement benefit has elected an optional method of payment under subsection 3, 4, 5, 5-A, 5-B, 5-C, 5-D or 5-E, and has designated someone other than a spouse or ex-spouse as sole beneficiary, the recipient is permitted a one-time change in the designated beneficiary except as provided in paragraph D, but may not change the already elected payment option or the amount of the benefits under that option, by filing a written designation of the new beneficiary, duly ~~notarized~~ acknowledged with the ~~chief executive director~~ officer on a form provided or specified by the retirement system. The change of beneficiary permitted by this subsection may only be made prior to the death of the prior designated beneficiary.

A. The benefit payable to the recipient and the new beneficiary must be paid under the same payment option. The amount of the recipient's benefit may not change, and the amount of the new beneficiary's benefit must be the same as the amount of the prior beneficiary's benefit.

B. The effective date of the designation of the new beneficiary is the date the designation is received by the ~~chief executive director~~ officer. As of the first day of the month following the effective date of the designation of the new beneficiary, the prior beneficiary is no longer entitled to any benefit payment and, if concurrent payment under subsection 5-B has been elected, the new beneficiary's benefit must become effective on the same date.

C. The new beneficiary's entitlement to benefits ceases on the earlier of:

- (1) The date of the new beneficiary's death; or
- (2) The date established when the amount of the prior beneficiary's benefit was established, which is the initial commencement date of benefits to the retiree increased by the life expectancy of the prior beneficiary computed in years and months using actuarial equivalence assumptions recommended by the system's actuary.

Payment of benefits to the new beneficiary must cease as of the first day of the month following the earlier of ~~subparagraph~~ subparagraphs (1) ~~or~~ and (2).

D. A recipient who exercises a one-time option under this subsection may revert back to the original designated beneficiary, who will be treated as the new beneficiary for purposes of paragraphs A to C.

Sec. 42. 5 MRSA §18404, sub-§7, ¶A, as enacted by PL 1999, c. 744, §14 and affected by §17, is amended to read:

A. By written certification of the spouse, duly ~~notarized~~ acknowledged and filed with the chief executive officer, on a form provided or specified by

the retirement system, indicating that notice has been received from the qualifying member; or

Sec. 43. 5 MRSA §18404, sub-§7, ¶B, as enacted by PL 1999, c. 744, §14 and affected by §17, is amended to read:

B. When notice has been given but certification by the spouse has not been provided, by written certification of the qualifying member, duly ~~notarized~~ acknowledged and filed with the chief executive officer, on a form provided or specified by the retirement system, indicating that notice has been given to the spouse.

Sec. 44. 5 MRSA §18802-A, sub-§7 is enacted to read:

7. Remote meeting policy. The remote meeting policy in Title 1, section 403-B, subsection 2 may be adopted by the chief executive officer on behalf of the advisory committee.

Sec. 45. Maine Revised Statutes amended; revision clause. Wherever in the Maine Revised Statutes the words "Executive Director of the Maine Public Employees Retirement System" appear or reference is made to that position or those words, those words are amended to read or mean, as appropriate, "Chief Executive Officer of the Maine Public Employees Retirement System" and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes. Wherever in the Maine Revised Statutes, Title 5, Part 20, the words "executive director" appear or reference is made to that position within the Maine Public Employees Retirement System, those words are amended to read or mean, as appropriate, "chief executive officer," and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes.

See title page for effective date.

CHAPTER 549

H.P. 1452 - L.D. 1947

An Act To Promote Electronic Filing of State Agency and Legislative Committee Publications

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 1 MRSA §501-A, sub-§3, as enacted by PL 1997, c. 299, §1, is amended to read:

3. Annual or biennial reports. Immediately upon receipt of any annual or biennial report that is not included in the Maine State Government Annual Report provided for in Title 5, sections 43 to 46, the State Purchasing Agent shall deliver at least ~~55~~ 4 copies of that

annual or biennial report to the State Librarian for exchange and library use. The State Purchasing Agent shall deliver the balance of the number of each such report to the agency that prepared the report.

Sec. 2. 1 MRSA §501-A, sub-§4, as enacted by PL 1997, c. 299, §1, is amended to read:

4. State agency and legislative committee publications. Except as provided in subsection 5, any agency or legislative committee ~~issuing~~ publishing publications, including publications in an electronic format, shall deliver ~~18~~ 4 copies of the publications in the published format to the State Librarian. These copies must be furnished at the expense of the issuing agency. Publications not furnished upon request will be reproduced at the expense of the issuing agency. The agency or committee preparing a publication may determine the date on which a publication may be released, except as otherwise provided by law.

Sec. 3. 1 MRSA §501-A, sub-§5, as enacted by PL 1997, c. 299, §1, is amended to read:

5. Electronic publishing. An agency or committee ~~that electronically publishes information to the public~~ is ~~only~~ required to provide the State Librarian with only one printed copy of an electronically published publication if the agency or committee provides the State Librarian with an electronically published copy for the State Librarian to upload to the online repository maintained by the Maine State Library pursuant to Title 27, section 66 or the agency or committee uploads an electronically published copy to the online repository maintained by the Maine State Library pursuant to Title 27, section 66. An electronically published publication is not required to be provided to the State Librarian if the publication is also published in print or in an electronic format and is provided to the State Librarian in compliance with subsection 4 or the publication is:

A. Designed to provide the public with current information and is subject to frequent additions and deletions, such as current lists of certified professionals, daily updates of weather conditions or fire hazards; or

B. Designed to promote the agency's services or assist citizens in use of the agency's services, such as job advertisements, application forms, advertising brochures, letters and memos.

Sec. 4. 5 MRSA §43, 4th ¶, as repealed and replaced by PL 1975, c. 436, §3, is amended to read:

The Governor shall, no later than December 31st annually, consolidate such reports into a public document entitled "the Maine State Government Annual Report" and shall cause ~~them~~ it to be ~~printed and published in convenient form for distribution and sale as a public document entitled "The Maine State Government Annual Report" no later than December 31st~~ published electronically in the online repository maintained by the

State Librarian pursuant to Title 27, section 66 for permanent digital access to government documents. A minimum of 4 copies of the report must be printed and provided to the State Librarian for retention in the Maine State Library government documents collection and distribution to other libraries in the State for patron access.

Sec. 5. 5 MRSA §43, 5th ¶, as repealed and replaced by PL 1975, c. 436, §3, is repealed.

Sec. 6. 27 MRSA §2, sub-§1, ¶F, as enacted by PL 1979, c. 541, Pt. A, §185, is amended to read:

F. Full and complete sets of all the documents ~~printed~~ published by the State; and

Sec. 7. 27 MRSA §66, as amended by PL 2013, c. 82, §6, is further amended to read:

§66. Reports of departments and institutions

~~The State Librarian shall distribute reports of the departments and institutions of the State and other books and documents published or purchased by the State in such manner as the law may direct. The State Librarian may transmit one copy of each published report of each department of the State Government to each library in the State and to the libraries of other states and territories, and make such other and further distribution as in the State Librarian's judgment seems proper. The State Librarian shall maintain a document room government documents collection at the Maine State Library and an online repository for permanent digital access to government documents in which must be stored all department reports and other publications of the State intended for distribution and shall keep an accurate account of all books and documents received.~~

See title page for effective date.

CHAPTER 550

S.P. 698 - L.D. 1960

An Act To Make Changes to the Laws Governing the Child Welfare Services Ombudsman Program

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §4004, sub-§1, ¶E, as amended by PL 2017, c. 473, §1, is further amended to read:

E. Establishing a child death and serious injury review panel for reviewing deaths and serious injuries to children. The panel consists of the follow-

ing members: the Chief Medical Examiner, a pediatrician, a public health nurse, forensic and community mental health clinicians, law enforcement officers, departmental child welfare staff, district attorneys ~~and~~, criminal or civil assistant attorneys general and the ombudsman pursuant to section 4087-A or a designee of the ombudsman.

The purpose of the panel is to recommend to state and local agencies methods of improving the child protection system, including modifications of statutes, rules, policies and procedures. Beginning January 1, 2023 and every 2 years thereafter, the department shall submit a report to the joint standing committee of the Legislature having jurisdiction over health and human services matters;

Sec. 2. 22 MRSA §4008, sub-§3-A, as enacted by PL 1993, c. 294, §4, is amended to read:

3-A. Confidentiality. The proceedings and records of the child death and serious injury review panel created in accordance with section 4004, subsection 1, paragraph E are confidential and are not subject to subpoena, discovery or introduction into evidence in a civil or criminal action. The commissioner shall disclose conclusions of the review panel upon request and recommendations pursuant to section 4004, subsection 1, paragraph E, but may not disclose data that is otherwise classified as confidential.

Sec. 3. 22 MRSA §4087-A, sub-§2, as enacted by PL 2001, c. 439, Pt. X, §5 and amended by PL 2003, c. 689, Pt. B, §6, is further amended to read:

2. Program established. The ombudsman program is established as an independent program within the Executive Department to provide ombudsman services to the children and families of the State regarding child welfare services provided by the Department of Health and Human Services. The program shall consider and promote the best interests of the child involved, answer inquiries and investigate, advise and work toward resolution of complaints of infringement of the rights of the child and family involved. The program must be staffed, under contract, by a full-time director who is an attorney or a master's level social worker who must have with experience in child welfare, development and advocacy, and support staff as determined to be necessary. The program shall function through the staff of the program and volunteers recruited and trained, at the discretion of the nonprofit organization under contract pursuant to subsection 3, to assist in the duties of the program.

Sec. 4. 22 MRSA §4087-A, sub-§3, as enacted by PL 2001, c. 439, Pt. X, §5, is amended to read:

3. Contracted services; terms. The program shall operate by contract with a nonprofit organization that the Executive Department determines to be free of potential conflict of interest and best able to provide the services on a statewide basis. The ombudsman may not

be actively involved in state-level political party activities or publicly endorse, solicit funds for or make contributions to political parties on the state level or candidates for statewide elective office. The ombudsman may not be a candidate for or hold any statewide elective or appointive public office. The contract must include funds for the nonprofit organization to provide health insurance benefits to the staff of the ombudsman program. The contract must be for a term of 5 years, except that the contract may be terminated consistent with the terms of the contract.

Sec. 5. 22 MRSA §4087-A, sub-§4, as amended by PL 2005, c. 410, §1, is further amended to read:

4. Services. The program shall provide services ~~directly or under contract to persons and families involved with child welfare services and may provide input on the State's child welfare system to the department and the joint standing committee of the Legislature having jurisdiction over health and human services matters.~~ The first priority in the work of the program ~~and any contract for ombudsman services~~ must be case-specific advocacy services. In performing services under this section, the program, as it determines to be appropriate, may create and maintain records and case-specific reports. Any work on systems improvements or lobbying must be adjunctive to case-specific activities. The program may:

- A. Provide information to the public about the services of the program through a comprehensive outreach program. The ombudsman shall provide information through a toll-free telephone number ~~or numbers~~ and a publicly accessible website;
- B. Answer inquiries, investigate and work toward resolution of complaints regarding the performance and services of the department and participate in conferences, meetings and studies that may improve the performance of the department;
- C. Provide services to persons to assist them in protecting their rights;
- D. Inform persons of the means of obtaining services from the department;
- E. Provide information and referral services;
- F. Analyze and provide opinions and recommendations to agencies, the Governor and the Legislature on current or proposed state programs, rules, policies and laws;
- G. Determine what types of complaints and inquiries will be accepted for action by the program and adopt policies and procedures regarding communication with persons making inquiries or complaints and the department;

H. Apply for and utilize grants, gifts and funds for the purpose of performing the duties of the program; and

I. Collect and analyze records and data relevant to the duties and activities of the program and make reports as required by law or determined to be appropriate.

The department or designee of the department shall notify the ombudsman of any statewide policy changes affecting the State's child welfare system before the changes take effect.

Sec. 6. 22 MRSA §4087-A, sub-§12 is enacted to read:

12. Notification of child fatality required. The department shall notify the ombudsman of a fatality of a child if:

- A. The child was involved with child welfare services at any time; or
- B. The fatality is suspected of being the result of abuse or neglect.

Notification under this subsection must occur within 48 hours of a determination by the department that this subsection applies to the fatality. The notification may be provided by oral or electronic communication.

See title page for effective date.

CHAPTER 551

S.P. 690 - L.D. 1964

An Act To Update Certain Water Quality Standards and To Reclassify Certain Waters of the State

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 38 MRSA §361-A, sub-§1-L, as enacted by PL 2017, c. 319, §1, is repealed.

Sec. 2. 38 MRSA §363-D, as enacted by PL 1993, c. 579, §1, is amended to read:

§363-D. Waiver or modification of protection and improvement laws

The commissioner or the commissioner's designee may waive or modify any of the provisions of this chapter if that waiver or modification promotes or assists any oil spill response activity conducted in accordance with the national contingency plan, a federal contingency plan, the state marine oil spill contingency plan, or as otherwise directed by the federal on-scene coordinator, the commissioner or commissioner's designee. A waiver issued by the commissioner under this section must be in writing.

This section does not apply to state or federal water quality standards applicable to any waters of the State, including, but not limited to, designated uses, criteria to protect existing and designated uses and antidegradation policies.

Sec. 3. 38 MRSA §464, sub-§2, ¶C, as enacted by PL 1985, c. 698, §15, is amended to read:

C. ~~The~~ Pursuant to subsection 3, paragraph B, the board may recommend changes in classification it ~~deems~~ considers necessary to the Legislature.

Sec. 4. 38 MRSA §464, sub-§2-A, ¶E, as enacted by PL 1993, c. 344, §1, is amended to read:

E. If the board adopts a proposal to enact a designated use under paragraph A, subparagraph (1) or to remove a designated use or adopt a subcategory of a designated use under paragraph A, subparagraph (2), it shall ~~forward that proposal~~ submit to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters at during the next regular session of the Legislature a report that includes that recommendation and the joint standing committee may report out legislation to implement that recommendation. The board may not ~~forward propose~~ any other recommendation to the Legislature under this subsection. The Legislature has sole authority to make changes in the designated uses of the waters of the State, including the creation of a subcategory of a designated use.

Sec. 5. 38 MRSA §464, sub-§3, as amended by PL 2015, c. 124, §6, is further amended to read:

3. Reports to the Legislature. ~~The department commissioner or the board, as applicable, shall periodically report to the Legislature as governed by the following provisions follows.~~

A. ~~The commissioner shall submit to During the first regular session of each Legislature, the commissioner shall submit to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters a report on the quality of the State's waters which that describes existing water quality, identifies waters that are not attaining their classification and states what measures are necessary for the attainment of the standards of their classification.~~

B. The board shall, from time to time, but at least once every 3 years, hold public hearings for the purpose of reviewing the water quality classification system and related standards and, as appropriate, recommending changes in the standards ~~to the Legislature~~. After conducting the review, the board shall submit to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters a report de-

scribing the board's findings and any recommendations for changes to the water quality classification system and related standards and the joint standing committee may report out legislation to implement those recommendations.

C. ~~The commissioner shall report to During the first regular session of each Legislature, the commissioner shall submit to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters a report on the status of licensed discharges.~~

Sec. 6. 38 MRSA §464, sub-§4, ¶A, as amended by PL 2017, c. 319, §2, is further amended by amending subparagraph (5) to read:

(5) Discharge of pollutants to any water of the State that violates sections 465, 465-A and 465-B, except as provided in section 451; causes the "pH" of fresh waters to fall outside of the ~~6.0 to 8.5~~ 6.5 to 9.0 range; or causes the "pH" of estuarine and marine waters to fall outside of the 7.0 to 8.5 range;

Sec. 7. 38 MRSA §464, sub-§4, ¶F, as amended by PL 1991, c. 66, Pt. B, §1, is further amended by amending subparagraph (2) to read:

(2) Where high quality waters of the State constitute an outstanding national resource, that water quality must be maintained and protected. For purposes of this paragraph, the following waters are considered outstanding national resources: those water bodies in national and state parks and wildlife refuges and in the Katahdin Woods and Waters National Monument; those water bodies in public reserved lands; and those water bodies classified as Class AA and SA waters pursuant to section 465, subsection 1; section 465-B, subsection 1; and listed under sections 467, 468 and 469.

Sec. 8. 38 MRSA §464, sub-§4, ¶F, as amended by PL 1991, c. 66, Pt. B, §1, is further amended by amending subparagraph (4) to read:

(4) When the actual quality of any classified water exceeds the minimum standards of the next highest classification, that higher water quality must be maintained and protected. ~~The Pursuant to subsection 3, paragraph B, the board shall recommend to the Legislature that that water be reclassified in the next higher classification.~~

Sec. 9. 38 MRSA §465, sub-§1, ¶B, as amended by PL 2017, c. 319, §4, is further amended to read:

B. The aquatic life, dissolved oxygen and bacteria content of Class AA waters must be as naturally occurs, except that the number of Escherichia coli

bacteria in these waters may not exceed a geometric mean of 64 CFU or MPN per 100 milliliters over a 90-day interval or 236 CFU or MPN per 100 milliliters in more than 10% of the samples in any 90-day interval.

Sec. 10. 38 MRSA §465, sub-§2, ¶B, as amended by PL 2017, c. 319, §5, is further amended to read:

B. The dissolved oxygen content of Class A waters may not be less than 7 parts per million or 75% of saturation, whichever is higher, except that for the period from October 1st to May 14th, in order to ensure spawning and egg incubation of indigenous fish species, the 7-day mean dissolved oxygen concentration may not be less than 9.5 parts per million and the one-day minimum dissolved oxygen concentration may not be less than 8.0 parts per million in identified fish spawning areas. The aquatic life and bacteria content of Class A waters must be as naturally occurs, except that the numbers of *Escherichia coli* bacteria in these waters may not exceed a geometric mean of 64 CFU or MPN per 100 milliliters over a 90-day interval or 236 CFU or MPN per 100 milliliters in more than 10% of the samples in any 90-day interval.

Sec. 11. 38 MRSA §465, sub-§3, ¶B, as amended by PL 2017, c. 319, §6, is further amended to read:

B. Class B waters must be of sufficient quality to support all aquatic species indigenous to those waters without detrimental changes in the resident biological community. The dissolved oxygen content of Class B waters may not be less than 7 parts per million or 75% of saturation, whichever is higher, except that for the period from October 1st to May 14th, in order to ensure spawning and egg incubation of indigenous fish species, the 7-day mean dissolved oxygen concentration may not be less than 9.5 parts per million and the one-day minimum dissolved oxygen concentration may not be less than 8.0 parts per million in identified fish spawning areas. Between April 15th and October 31st, the number of *Escherichia coli* bacteria in these waters may not exceed a geometric mean of 64 CFU or MPN per 100 milliliters over a 90-day interval or 236 CFU or MPN per 100 milliliters in more than 10% of the samples in any 90-day interval.

Sec. 12. 38 MRSA §465, sub-§4, ¶B, as amended by PL 2017, c. 319, §8, is further amended to read:

B. Class C waters must be of sufficient quality to support all species of fish indigenous to those waters and to maintain the structure and function of the resident biological community. The dissolved oxygen content of Class C water may not be less

than 5 parts per million or 60% of saturation, whichever is higher, except that in identified salmonid spawning areas where water quality is sufficient to ensure spawning, egg incubation and survival of early life stages, that water quality sufficient for these purposes must be maintained. In order to provide additional protection for the growth of indigenous fish, the following standards apply.

(1) The 30-day average dissolved oxygen criterion of a Class C water is 6.5 parts per million using a temperature of 22 degrees centigrade or the ambient temperature of the water body, whichever is less, if:

(a) A license or water quality certificate other than a general permit was issued prior to March 16, 2004 for the Class C water and was not based on a 6.5 parts per million 30-day average dissolved oxygen criterion; or

(b) A discharge or a hydropower project was in existence on March 16, 2005 and required but did not have a license or water quality certificate other than a general permit for the Class C water.

This criterion for the water body applies to licenses and water quality certificates issued on or after March 16, 2004.

(2) In Class C waters not governed by subparagraph (1), dissolved oxygen may not be less than 6.5 parts per million as a 30-day average based upon a temperature of 24 degrees centigrade or the ambient temperature of the water body, whichever is less. This criterion for the water body applies to licenses and water quality certificates issued on or after March 16, 2004.

The department may negotiate and enter into agreements with licensees and water quality certificate holders in order to provide further protection for the growth of indigenous fish. Agreements entered into under this paragraph are enforceable as department orders according to the provisions of sections 347-A to 349.

Between April 15th and October 31st, the number of *Escherichia coli* bacteria in Class C waters may not exceed a geometric mean of 100 CFU or MPN per 100 milliliters over a 90-day interval or 236 CFU or MPN per 100 milliliters in more than 10% of the samples in any 90-day interval. The board shall adopt rules governing the procedure for designation of spawning areas. Those rules must include provision for periodic review of designated spawning areas and consultation with affected persons prior to designation of a stretch of water as a spawning area.

Sec. 13. 38 MRSA §465-A, sub-§1, ¶B, as amended by PL 2017, c. 319, §10, is further amended to read:

B. Class GPA waters must be described by their trophic state based on measures of the chlorophyll "a" content, Secchi disk transparency, total phosphorus content and other appropriate criteria. Class GPA waters must have a stable or decreasing trophic state, subject only to natural fluctuations, and must be free of culturally induced algal blooms that impair their use and enjoyment. The number of Escherichia coli bacteria in these waters may not exceed a geometric mean of 29 CFU or MPN per 100 milliliters over a 90-day interval or 194 CFU or MPN per 100 milliliters in more than 10% of the samples in any 90-day interval.

Sec. 14. 38 MRSA §465-B, sub-§1, ¶B, as amended by PL 2017, c. 319, §11, is further amended to read:

B. The estuarine and marine life, dissolved oxygen and bacteria content of Class SA waters must be as naturally occurs, except that the number of enterococcus bacteria in these waters may not exceed a geometric mean of 8 CFU or MPN per 100 milliliters in any 90-day interval or 54 CFU or MPN per 100 milliliters in more than 10% of the samples in any 90-day interval. The number of total coliform bacteria or other specified indicator organisms in samples representative of the waters in shellfish harvesting areas may not exceed the criteria recommended under the National Shellfish Sanitation Program, United States Food and Drug Administration as set forth in its publication "Guide for the Control of Molluscan Shellfish" (2019 revision) or any successor publication.

Sec. 15. 38 MRSA §465-B, sub-§2, ¶B, as amended by PL 2017, c. 319, §12, is further amended to read:

B. Class SB waters must be of sufficient quality to support all estuarine and marine species indigenous to those waters without detrimental changes in the resident biological community. The dissolved oxygen content of Class SB waters may not be less than 85% of saturation. Between April 15th and October 31st, the number of enterococcus bacteria in these waters may not exceed a geometric mean of 8 CFU or MPN per 100 milliliters in any 90-day interval or 54 CFU or MPN per 100 milliliters in more than 10% of the samples in any 90-day interval. The number of total coliform bacteria or other specified indicator organisms in samples representative of the waters in shellfish harvesting areas may not exceed the criteria recommended under the National Shellfish Sanitation Program, United States Food and Drug Administration as set forth

in its publication "Guide for the Control of Molluscan Shellfish" (2019 revision) or any successor publication.

Sec. 16. 38 MRSA §465-B, sub-§3, ¶B, as amended by PL 2017, c. 319, §13, is further amended to read:

B. Class SC waters must be of sufficient quality to support all species of fish indigenous to those waters and to maintain the structure and function of the resident biological community. The dissolved oxygen content of Class SC waters may not be less than 70% of saturation. Between April 15th and October 31st, the number of enterococcus bacteria in these waters may not exceed a geometric mean of 14 CFU or MPN per 100 milliliters in any 90-day interval or 94 CFU or MPN per 100 milliliters in more than 10% of the samples in any 90-day interval. The number of total coliform bacteria or other specified indicator organisms in samples representative of the waters in restricted shellfish harvesting areas may not exceed the criteria recommended under the National Shellfish Sanitation Program, United States Food and Drug Administration as set forth in its publication "Guide for the Control of Molluscan Shellfish" (2019 revision) or any successor publication.

Sec. 17. 38 MRSA §466, sub-§2-C is enacted to read:

2-C. CFU. "CFU" means colony-forming units.

Sec. 18. 38 MRSA §466, sub-§8-B is enacted to read:

8-B. MPN. "MPN" means most probable number.

Sec. 19. 38 MRSA §467, sub-§1, ¶A, as affected by PL 1989, c. 890, Pt. A, §40 and amended by Pt. B, §68, is further amended to read:

A. Androscoggin River, main stem, including all impoundments.

(1) From the Maine-New Hampshire boundary to its confluence with the Ellis River - Class B.

(2) From its confluence with the Ellis River to ~~a line formed by the extension of the Bath-Brunswick boundary across Merrymeeting Bay in a northwesterly direction~~ Worumbo Dam in Lisbon Falls - Class C.

(3) From Worumbo Dam in Lisbon Falls to a line formed by the extension of the Bath-Brunswick boundary across Merrymeeting Bay in a northwesterly direction - Class B.

Sec. 20. 38 MRSA §467, sub-§1, ¶B, as amended by PL 2003, c. 317, §1, is further amended by amending subparagraph (2) to read:

(2) Little Androscoggin River, tributaries - Class B unless otherwise specified.

(a) Outlet of Thompson Lake in Oxford - Class C.

(b) Andrews Brook in Woodstock - Class A.

~~(c) Black Brook in Woodstock - Class A.~~

~~(d) Cushman Stream in Woodstock - Class A.~~

~~(e) Meadow Brook in Woodstock - Class A.~~

(f) Bog Brook and tributaries in Minot, Oxford and Hebron - Class A.

(g) Twitchell Brook and its tributaries in Greenwood and Albany Township - Class A.

(h) Tributaries upstream of the confluence with Twitchell Brook in Greenwood - Class A.

Sec. 21. 38 MRSA §467, sub-§1, ¶D, as amended by PL 2019, c. 333, §1, is further amended by amending subparagraph (6) to read:

(6) Nezinscot River, east and west branches above their confluence in Buckfield and their tributaries - Class A.

Sec. 22. 38 MRSA §467, sub-§1, ¶D, as amended by PL 2019, c. 333, §1, is further amended by enacting a new subparagraph (10) to read:

(10) Cushman Stream in Woodstock, an unnamed tributary to Meadow Brook at Cushman Hill Road - Class A.

Sec. 23. 38 MRSA §467, sub-§1, ¶D, as amended by PL 2019, c. 333, §1, is further amended by enacting a new subparagraph (11) to read:

(11) Meadow Brook in Woodstock - Class A.

Sec. 24. 38 MRSA §467, sub-§4, ¶G, as repealed and replaced by PL 1989, c. 228, §2, is amended by amending subparagraph (2) to read:

(2) Sandy River, tributaries - Class B unless otherwise specified.

(a) All tributaries entering above the Route 142 bridge in Phillips - Class A unless otherwise specified.

(a-1) South Branch Sandy River and its tributaries - Class AA.

(a-2) Cottle Brook and its tributaries - Class AA.

(b) Wilson Stream, main stem, below the outlet of Wilson Pond - Class C.

(c) Mount Blue Stream and its tributaries - Class A.

(d) Orbeton Stream above Toothaker Pond Road and its tributaries - Class AA.

Sec. 25. 38 MRSA §467, sub-§5, ¶B, as amended by PL 2017, c. 137, Pt. B, §4, is further amended by amending subparagraph (7) to read:

(7) Fletcher Brook in Township 36 Middle Division and its tributaries - Class AA.

Sec. 26. 38 MRSA §467, sub-§5, ¶B, as amended by PL 2017, c. 137, Pt. B, §4, is further amended by amending subparagraph (8) to read:

(8) Magazine Brook in Township 43 Middle Division - Class AA.

Sec. 27. 38 MRSA §467, sub-§5, ¶B, as amended by PL 2017, c. 137, Pt. B, §4, is further amended by amending subparagraph (10) to read:

(10) Chain Lakes Stream in Day Block Township, also known as Chain Lake Stream - Class AA.

Sec. 28. 38 MRSA §467, sub-§6-A, ¶B, as amended by PL 2017, c. 137, Pt. B, §6, is further amended by amending subparagraph (12) to read:

(12) Little Narraguagus River in Township 22 Middle Division and Township 28 Middle Division - Class AA.

Sec. 29. 38 MRSA §467, sub-§7, ¶B, as amended by PL 2019, c. 333, §4 and c. 463, §7, is further amended by enacting a new subparagraph (2), division (f) to read:

(f) All tributaries entering the East Branch Penobscot River from the west, any portion of which is located within the boundaries of the Katahdin Woods and Waters National Monument - Class AA.

Sec. 30. 38 MRSA §467, sub-§7, ¶B, as amended by PL 2019, c. 333, §4 and c. 463, §7, is further amended by enacting a new subparagraph (2), division (g) to read:

(g) Those segments of any tributary of the Sebois River that are located within the boundaries of the Katahdin Woods and Waters National Monument - Class AA.

Sec. 31. 38 MRSA §467, sub-§7, ¶B, as amended by PL 2019, c. 333, §4 and c. 463, §7, is further amended by enacting a new subparagraph (2), division (h) to read:

(h) Dry Brook, East Branch and West Branch Mud Brook and other tributaries located in T.3, R.7, W.E.L.S. that enter the East Branch Penobscot River from the east, any portion of which is located

within the boundaries of the Katahdin Woods and Waters National Monument - Class AA.

Sec. 32. 38 MRSA §467, sub-§7, ¶C, as amended by PL 2019, c. 333, §5, is further amended by amending subparagraph (1), division (d) to read:

(d) From the McKay powerhouse to ~~its confluence with Ambajejus Lake a point located 1,000 feet downstream~~ - Class A.

Sec. 33. 38 MRSA §467, sub-§7, ¶C, as amended by PL 2019, c. 333, §5, is further amended by enacting a new subparagraph (1), division (d-1) to read:

(d-1) From a point located 1,000 feet downstream of the McKay powerhouse to its confluence with Ambajejus Lake - Class AA.

Sec. 34. 38 MRSA §467, sub-§7, ¶C, as amended by PL 2019, c. 333, §5, is further amended by amending subparagraph (2), division (a) to read:

(a) Those segments of any tributary that are located within the boundaries of Baxter State Park or the Katahdin Woods and Waters National Monument - Class AA.

Sec. 35. 38 MRSA §467, sub-§7, ¶C, as amended by PL 2019, c. 333, §5, is further amended by amending subparagraph (2), division (b) to read:

(b) Those tributaries ~~above entering between Ripogenus Dam and the confluence with the Debsconeag Deadwater, any portion of which is located within the boundaries of Baxter State Park~~ Ambajejus Lake - Class AA.

Sec. 36. 38 MRSA §467, sub-§7, ¶C, as amended by PL 2019, c. 333, §5, is further amended by enacting a new subparagraph (2), division (e) to read:

(e) Nahmakanta Stream and its tributaries including tributaries to Nahmakanta Lake and upstream lakes - Class AA.

Sec. 37. 38 MRSA §467, sub-§7, ¶E, as amended by PL 2009, c. 163, §5, is further amended by amending subparagraph (2), division (e) to read:

(e) Pleasant River, West Branch tributaries - Class A unless otherwise specified.

Sec. 38. 38 MRSA §467, sub-§7, ¶E, as amended by PL 2019, c. 333, §5, is further amended by enacting a new subparagraph (2), division (e-1) to read:

(e-1) Houston Brook and its tributaries - Class AA.

Sec. 39. 38 MRSA §467, sub-§7, ¶E, as amended by PL 2009, c. 163, §5, is further amended by amending subparagraph (2), division (k) to read:

(k) Schoodic Stream and its tributaries - Class A.

Sec. 40. 38 MRSA §467, sub-§7, ¶E, as amended by PL 2009, c. 163, §5, is further amended by amending subparagraph (2), division (l) to read:

(l) Scutaze Stream and its tributaries - Class A.

Sec. 41. 38 MRSA §467, sub-§7, ¶F, as amended by PL 2017, c. 137, Pt. B, §7, is further amended by repealing subparagraph (1).

Sec. 42. 38 MRSA §467, sub-§7, ¶F, as amended by PL 2017, c. 137, Pt. B, §7, is further amended by amending subparagraph (12) to read:

(12) Medunkeunk Stream and its tributaries - Class A.

Sec. 43. 38 MRSA §467, sub-§9, ¶A, as amended by PL 1999, c. 277, §12, is further amended by amending subparagraph (3) to read:

(3) From U.S. Route 202 to Saccarappa Falls, also known as Sacarappa Falls - Class B.

Sec. 44. 38 MRSA §467, sub-§9, ¶A, as amended by PL 1999, c. 277, §12, is further amended by amending subparagraph (4) to read:

(4) From Saccarappa Falls, also known as Sacarappa Falls, to tidewater - Class C.

Sec. 45. 38 MRSA §467, sub-§15, ¶F, as amended by PL 2019, c. 463, §13, is further amended by amending subparagraph (6) to read:

(6) Southwest Branch, from a point located 5 miles downstream of the international boundary to its confluence with the ~~Baker~~ Northwest Branch - Class AA.

Sec. 46. 38 MRSA §468, sub-§1, ¶C, as amended by PL 2017, c. 137, Pt. B, §11, is further amended by amending subparagraph (2) to read:

(2) ~~Finnard~~ Finnerd Brook - Class B.

Sec. 47. 38 MRSA §468, sub-§1, ¶J, as enacted by PL 2009, c. 163, §17, is repealed.

Sec. 48. 38 MRSA §468, sub-§2, ¶O, as enacted by PL 2019, c. 333, §10, is amended by enacting a new subparagraph (2) to read:

(2) Tributaries to Donnell Pond - Class A.

Sec. 49. 38 MRSA §468, sub-§2, ¶P, as enacted by PL 2019, c. 333, §10, is amended by enacting a new subparagraph (2) to read:

(2) Tributaries to Donnell Pond - Class A.

Sec. 50. 38 MRSA §468, sub-§2, ¶Q is enacted to read:

Q. Township 9 Southern Division.

(1) Tributaries to Donnell Pond - Class A.

Sec. 51. 38 MRSA §468, sub-§2, ¶R is enacted to read:

R. Franklin.

(1) Tributaries to Donnell Pond - Class A.

See title page for effective date.

CHAPTER 552

H.P. 1448 - L.D. 1936

An Act To Codify the Senate and House Legislative Districts, the Congressional Districts and the County Commissioner Districts as Enacted by the Legislature

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Legislature, in Public Law 2021, chapters 487, 488, 489 and 490, reapportioned Maine's congressional districts, county commissioner districts and districts of the State Senate and State House of Representatives, respectively, by adopting the plans submitted by the apportionment commission and incorporating those plans by reference in the respective chaptered laws; and

Whereas, legislation is necessary to codify in the Maine Revised Statutes the plans incorporated by reference so that information is available publicly as soon as possible and in adequate time to allow for the planning and conduct of the primary and general elections to be held in 2022; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 21-A MRSA §1203-C is enacted to read:

§1203-C. State Senate districts

For Legislatures beginning with the 131st Legislature, the State Senate consists of 35 Senators, with one Senator elected from each of the following districts.

1. Senate District 1. Senate District 1, wholly located in Aroostook County, consists of the minor civil

divisions and unorganized territories of Allagash; Ashland; Caribou; Castle Hill; Caswell; Chapman; Connor Township; Cyr Plantation; Eagle Lake; Fort Fairfield; Fort Kent; Frenchville; Garfield Plantation; Grand Isle; Hamlin; Limestone; Madawaska; Mapleton; Masardis; Nashville Plantation; New Canada; New Sweden; Northwest Aroostook; Perham; Portage Lake; Square Lake; St. Agatha; St. Francis; St. John Plantation; Stockholm; Van Buren; Wade; Wallagrass; Washburn; Westmanland; Winterville Plantation; and Woodland.

2. Senate District 2. Senate District 2 consists of:

A. In Aroostook County, the minor civil divisions and unorganized territories of Amity; Blaine; Bridgewater; Central Aroostook; Crystal; Dyer Brook; Easton; Glenwood Plantation; Hammond; Haynesville; Hersey; Hodgdon; Houlton; Island Falls; Linneus; Littleton; Ludlow; Macwahoc Plantation; Mars Hill; Merrill; Monticello; Moro Plantation; New Limerick; Oakfield; Orient; Presque Isle; Reed Plantation; Sherman; Smyrna; South Aroostook; Westfield; and Weston; and

B. In Penobscot County, the minor civil divisions and unorganized territories of Chester; Drew Plantation; East Millinocket; Kingman Township; Mattawamkeag; Maxfield; Medway; Millinocket; Mount Chase; North Penobscot; Patten; Seboeis Plantation; Stacyville; and Woodville.

3. Senate District 3. Senate District 3 consists of:

A. In Kennebec County, the minor civil divisions and unorganized territories of Benton; Clinton; and Unity Township;

B. In Penobscot County, the minor civil divisions of Dixmont; Etna; Newport; Plymouth; and Stetson; and

C. In Somerset County, the minor civil divisions of Canaan; Detroit; Madison; Norridgewock; Palmyra; Pittsfield; and Skowhegan.

4. Senate District 4. Senate District 4 consists of:

A. In Penobscot County, the minor civil divisions of Bradford; Charleston; Corinna; Corinth; Dexter; Exeter; Garland; Glenburn; Hudson; Kenduskeag; and Levant; and

B. Piscataquis County.

5. Senate District 5. Senate District 5 consists of:

A. In Franklin County, the minor civil divisions and unorganized territories of Carrabassett Valley; Chesterville; East Central Franklin; Farmington; Industry; Kingfield; New Sharon; New Vineyard; Strong; Wilton; and Wyman Township;

B. In Kennebec County, the minor civil divisions of Rome and Vienna; and

C. In Somerset County, the minor civil divisions and unorganized territories of Anson; Athens; Bingham; Brighton Plantation; Cambridge; Caratunk; Central Somerset; Cornville; Dennistown Plantation; Embden; Harmony; Hartland; Highland Plantation; Jackman; Mercer; Moose River; Moscow; New Portland; Northeast Somerset; Northwest Somerset; Pleasant Ridge Plantation; Ripley; Seboomook Lake; Smithfield; Solon; St. Albans; Starks; The Forks Plantation; and West Forks Plantation.

6. Senate District 6. Senate District 6 consists of:

A. In Hancock County, the minor civil divisions and unorganized territories of Amherst; Aurora; Central Hancock; East Hancock; Eastbrook; Franklin; Gouldsboro; Great Pond; Hancock; Mariaville; Northwest Hancock; Osborn; Sorrento; Sullivan; Waltham; and Winter Harbor; and

B. Washington County.

7. Senate District 7. Senate District 7 consists of:

A. In Hancock County, the minor civil divisions and unorganized territories of Bar Harbor; Blue Hill; Brooklin; Brooksville; Castine; Cranberry Isles; Deer Isle; Ellsworth; Frenchboro; Lamoine; Marshall Island; Mount Desert; Orland; Penobscot; Sedgwick; Southwest Harbor; Stonington; Surry; Swan's Island; Tremont; Trenton; and Verona Island; and

B. In Knox County, the minor civil division of Isle au Haut.

8. Senate District 8. Senate District 8, wholly located in Penobscot County, consists of the minor civil divisions and unorganized territories of Alton; Argyle Township; Burlington; Carroll Plantation; East Central Penobscot; Edinburg; Enfield; Greenbush; Howland; Lagrange; Lakeville; Lee; Lincoln; Lowell; Milford; Old Town; Orono; Passadumkeag; Penobscot Indian Island; Prentiss Township; Springfield; Twombly Ridge Township; Veazie; Webster Plantation; Whitney Township; and Winn.

9. Senate District 9. Senate District 9, wholly located in Penobscot County, consists of the minor civil divisions of Bangor and Hermon.

10. Senate District 10. Senate District 10 consists of:

A. In Hancock County, the minor civil divisions of Bucksport; Dedham; and Otis; and

B. In Penobscot County, the minor civil divisions of Bradley; Brewer; Carmel; Clifton; Eddington; Hampden; Holden; Newburgh; and Orrington.

11. Senate District 11. Senate District 11 consists of Waldo County.

12. Senate District 12. Senate District 12, wholly located in Knox County, consists of the minor civil divisions and unorganized territories of Appleton; Camden; Criehaven; Cushing; Friendship; Hope; Matinicus Isle Plantation; Muscle Ridge Islands; North Haven; Owls Head; Rockland; Rockport; South Thomaston; St. George; Thomaston; Union; Vinalhaven; and Warren.

13. Senate District 13. Senate District 13 consists of:

A. In Kennebec County, the minor civil division of Windsor;

B. In Lincoln County, the minor civil divisions and unorganized territories of Alna; Boothbay; Boothbay Harbor; Bremen; Bristol; Damariscotta; Edgcomb; Hibberts Gore; Jefferson; Louds Island; Monhegan Plantation; Newcastle; Nobleboro; Somerville; South Bristol; Southport; Waldoboro; Westport Island; Whitefield; and Wiscasset; and

C. In Knox County, the minor civil division of Washington.

14. Senate District 14. Senate District 14, wholly located in Kennebec County, consists of the minor civil divisions of Chelsea; Farmingdale; Gardiner; Hallowell; Manchester; Monmouth; Pittston; Randolph; Readfield; Wayne; West Gardiner; and Winthrop.

15. Senate District 15. Senate District 15, wholly located in Kennebec County, consists of the minor civil divisions of Augusta; Belgrade; China; Mount Vernon; Sidney; and Vassalboro.

16. Senate District 16. Senate District 16 consists of:

A. In Kennebec County, the minor civil divisions of Albion; Oakland; Waterville; and Winslow; and

B. In Somerset County, the minor civil division of Fairfield.

17. Senate District 17. Senate District 17 consists of:

A. In Androscoggin County, the minor civil divisions of Greene; Leeds; Lisbon; Livermore; Livermore Falls; Sabattus; Turner; and Wales; and

B. In Kennebec County, the minor civil divisions of Fayette and Litchfield.

18. Senate District 18. Senate District 18 consists of:

A. In Androscoggin County, the minor civil divisions of Mechanic Falls and Minot;

B. In Cumberland County, the minor civil divisions of Bridgton and Harrison; and

C. In Oxford County, the minor civil divisions of Brownfield; Denmark; Fryeburg; Hebron; Norway; Otisfield; Oxford; Paris; Sweden; and Waterford.

19. Senate District 19. Senate District 19 consists of:

A. In Franklin County, the minor civil divisions and unorganized territories of Avon; Carthage; Coplin Plantation; Dallas Plantation; Eustis; Jay; North Franklin; Phillips; Rangeley; Rangeley Plantation; Sandy River Plantation; South Franklin; Temple; Weld; and West Central Franklin; and

B. In Oxford County, the minor civil divisions and unorganized territories of Andover; Bethel; Buckfield; Byron; Canton; Dixfield; Gilead; Greenwood; Hanover; Hartford; Lincoln Plantation; Lovell; Magalloway Plantation; Mexico; Milton Township; Newry; North Oxford; Peru; Roxbury; Rumford; South Oxford; Stoneham; Stow; Sumner; Upton; West Paris; and Woodstock.

20. Senate District 20. Senate District 20 consists of:

A. In Androscoggin County, the minor civil divisions of Auburn; Durham; and Poland; and

B. In Cumberland County, the minor civil division of New Gloucester.

21. Senate District 21. Senate District 21, wholly located in Androscoggin County, consists of the minor civil division of Lewiston.

22. Senate District 22. Senate District 22 consists of:

A. In Cumberland County, the minor civil divisions of Baldwin; Naples; Sebago; and Standish;

B. In Oxford County, the minor civil divisions of Hiram and Porter; and

C. In York County, the minor civil divisions of Acton; Cornish; Limerick; Limington; Newfield; Parsonsfield; and Shapleigh.

23. Senate District 23. Senate District 23, wholly located in Cumberland County, consists of the minor civil divisions of Brunswick; Chebeague Island; Freeport; Harpswell; and Pownal; and the following census units in the minor civil division of Yarmouth: Blocks

- 230050044011005, 230050044011009,
- 230050044021000, 230050044021001,
- 230050044021002, 230050044021003,
- 230050044021004, 230050044021005,
- 230050044021006, 230050044021007,
- 230050044021008, 230050044021009,
- 230050044021010, 230050044021011,
- 230050044021012, 230050044021013,
- 230050044021014, 230050044021015,
- 230050044021016, 230050044021017,

- 230050044021018, 230050044021019,
- 230050044021020, 230050044021021,
- 230050044021022, 230050044021023,
- 230050044021024, 230050044021025,
- 230050044021026, 230050044021027,
- 230050044021028, 230050044021029,
- 230050044022000, 230050044022001,
- 230050044022002, 230050044022003,
- 230050044022004, 230050044022005,
- 230050044022006, 230050044022007,
- 230050044022008, 230050044024000,
- 230050044024010, 230050044024011 and
- 230050044024014.

24. Senate District 24. Senate District 24 consists of:

A. In Lincoln County, the minor civil division of Dresden; and

B. Sagadahoc County.

25. Senate District 25. Senate District 25, wholly located in Cumberland County, consists of the minor civil divisions of Cumberland; Falmouth; Gray; and North Yarmouth; the following census units in the minor civil division of Long Island: Blocks

- 230050024003004, 230050024003005,
- 230050024003006, 230050024003007,
- 230050024003008, 230050024003009,
- 230050024003010, 230050024003011,
- 230050024003012, 230050024003013,
- 230050024003022, 230050024003023,
- 230050024003024, 230050024003025,
- 230050024003026, 230050024003027,
- 230050024003028, 230050024003029,
- 230050024003030, 230050024003031,
- 230050024003032 and 230050024003033; and the following census units in the minor civil division of Yarmouth: Blocks 230050044011000, 230050044011001,
- 230050044011002, 230050044011003,
- 230050044011004, 230050044011006,
- 230050044011007, 230050044011008,
- 230050044011010, 230050044011011,
- 230050044011012, 230050044011013,
- 230050044011014, 230050044011015,
- 230050044012000, 230050044012001,
- 230050044012002, 230050044012003,
- 230050044012004, 230050044012005,
- 230050044012006, 230050044012007,
- 230050044012008, 230050044012009,
- 230050044012010, 230050044012011,
- 230050044012012, 230050044012013,
- 230050044012014, 230050044012015,
- 230050044012016, 230050044012017,
- 230050044012018, 230050044012019,
- 230050044012020, 230050044012021,
- 230050044012022, 230050044012023,
- 230050044012024, 230050044012025,
- 230050044012026, 230050044012027,
- 230050044012028, 230050044013000,

<u>230050044013001,</u>	<u>230050044013002,</u>	<u>230050026002003,</u>	<u>230050026002004,</u>
<u>230050044013003,</u>	<u>230050044013004,</u>	<u>230050026002005,</u>	<u>230050026002006,</u>
<u>230050044013005,</u>	<u>230050044013006,</u>	<u>230050026002007,</u>	<u>230050026002008,</u>
<u>230050044013007,</u>	<u>230050044013008,</u>	<u>230050026002009,</u>	<u>230050026002010,</u>
<u>230050044013009,</u>	<u>230050044013010,</u>	<u>230050026002011,</u>	<u>230050026002012,</u>
<u>230050044013011,</u>	<u>230050044013012,</u>	<u>230050026002013,</u>	<u>230050026002014,</u>
<u>230050044014000,</u>	<u>230050044014001,</u>	<u>230050027002015,</u>	<u>230050027002000,</u>
<u>230050044014002,</u>	<u>230050044014003,</u>	<u>230050027002001,</u>	<u>230050027002004,</u>
<u>230050044014004,</u>	<u>230050044014005,</u>	<u>230050027002005,</u>	<u>230050027002012,</u>
<u>230050044014006,</u>	<u>230050044014007,</u>	<u>230050027003000,</u>	<u>230050027003001,</u>
<u>230050044014008,</u>	<u>230050044014009,</u>	<u>230050027003002,</u>	<u>230050027003003,</u>
<u>230050044014010,</u>	<u>230050044014011,</u>	<u>230050027003004,</u>	<u>230050027003005,</u>
<u>230050044014012,</u>	<u>230050044014013,</u>	<u>230050027003006,</u>	<u>230050027003007,</u>
<u>230050044014014,</u>	<u>230050044014015,</u>	<u>230050027003008,</u>	<u>230050027003009,</u>
<u>230050044014016,</u>	<u>230050044014017,</u>	<u>230050027003011,</u>	<u>230050027003012,</u>
<u>230050044014018,</u>	<u>230050044014019,</u>	<u>230050027003013,</u>	<u>230050027003014,</u>
<u>230050044014020,</u>	<u>230050044014021,</u>	<u>230050027003015,</u>	<u>230050027003016,</u>
<u>230050044014022,</u>	<u>230050044014023,</u>	<u>230050027003017,</u>	<u>230050027003018,</u>
<u>230050044014024,</u>	<u>230050044014025,</u>	<u>230050027003019,</u>	<u>230050028001000,</u>
<u>230050044014026,</u>	<u>230050044014027,</u>	<u>230050028001001,</u>	<u>230050028001002,</u>
<u>230050044015000,</u>	<u>230050044015001,</u>	<u>230050028001003,</u>	<u>230050028001004,</u>
<u>230050044015002,</u>	<u>230050044015003,</u>	<u>230050028001005,</u>	<u>230050028001006,</u>
<u>230050044015004,</u>	<u>230050044015005,</u>	<u>230050028001007,</u>	<u>230050028001008,</u>
<u>230050044015006,</u>	<u>230050044015007,</u>	<u>230050028001009,</u>	<u>230050028001010,</u>
<u>230050044015008,</u>	<u>230050044015009,</u>	<u>230050028001011,</u>	<u>230050028001012,</u>
<u>230050044015010,</u>	<u>230050044015011,</u>	<u>230050028001013,</u>	<u>230050028001014,</u>
<u>230050044015012,</u>	<u>230050044023000,</u>	<u>230050028001015,</u>	<u>230050028001016,</u>
<u>230050044023001,</u>	<u>230050044023002,</u>	<u>230050028001017,</u>	<u>230050028001018,</u>
<u>230050044023003,</u>	<u>230050044023004,</u>	<u>230050028001019,</u>	<u>230050028001020,</u>
<u>230050044023005,</u>	<u>230050044023006,</u>	<u>230050028001021,</u>	<u>230050028001022,</u>
<u>230050044023007,</u>	<u>230050044023008,</u>	<u>230050028001023,</u>	<u>230050028001024,</u>
<u>230050044023009,</u>	<u>230050044023010,</u>	<u>230050028001025,</u>	<u>230050028001026,</u>
<u>230050044023011,</u>	<u>230050044024001,</u>	<u>230050028001027,</u>	<u>230050028002000,</u>
<u>230050044024002,</u>	<u>230050044024003,</u>	<u>230050028002001,</u>	<u>230050028002002,</u>
<u>230050044024004,</u>	<u>230050044024005,</u>	<u>230050028002003,</u>	<u>230050028002004,</u>
<u>230050044024006,</u>	<u>230050044024007,</u>	<u>230050028002009,</u>	<u>230050028002010,</u>
<u>230050044024008,</u>	<u>230050044024009,</u>	<u>230050028002011,</u>	<u>230050028002012,</u>
<u>230050044024012,</u>	<u>230050044024013,</u>	<u>230050028002017,</u>	<u>230050028002018,</u>
<u>230050044024015,</u>	<u>230050044024016,</u>	<u>230050028002022,</u>	<u>230050028002023,</u>
<u>230050044024017 and 230050044024018,</u>		<u>230050028002026,</u>	<u>230050029011007,</u>
		<u>230050029011013,</u>	<u>230050029012010,</u>
		<u>230050029012011,</u>	<u>230050029012012,</u>
		<u>230050029012013,</u>	<u>230050029012014,</u>
		<u>230050029012015,</u>	<u>230050029012016,</u>
		<u>230050029012022,</u>	<u>230050029012023,</u>
		<u>230050029012024,</u>	<u>230050029021000,</u>
		<u>230050029021001,</u>	<u>230050029021002,</u>
		<u>230050029021003,</u>	<u>230050029021004,</u>
		<u>230050029021005,</u>	<u>230050029021006,</u>
		<u>230050029021009,</u>	<u>230050029021010,</u>
		<u>230050029021011,</u>	<u>230050029021012,</u>
		<u>230050029021017,</u>	<u>230050029022000,</u>
		<u>230050029022001,</u>	<u>230050029022002,</u>
		<u>230050029022003,</u>	<u>230050029022004,</u>
		<u>230050029022005,</u>	<u>230050029022006,</u>
		<u>230050029022007,</u>	<u>230050029022008,</u>
		<u>230050029022009,</u>	<u>230050029022010,</u>
		<u>230050029022011,</u>	<u>230050029022012,</u>
		<u>230050029022013,</u>	<u>230050029022014,</u>

26. Senate District 26. Senate District 26, wholly located in Cumberland County, consists of the minor civil divisions of Casco; Frye Island; Raymond; and Windham; and the following census units in the minor civil division of Westbrook: Blocks 230050026001000,
230050026001001, 230050026001002,
230050026001003, 230050026001004,
230050026001005, 230050026001006,
230050026001007, 230050026001008,
230050026001009, 230050026001011,
230050026001012, 230050026001013,
230050026001014, 230050026001015,
230050026001016, 230050026001017,
230050026001018, 230050026001019,
230050026001020, 230050026001021,
230050026001022, 230050026001023,
230050026001024, 230050026001025,
230050026001032, 230050026002000,
230050026002001, 230050026002002,

230050029023000, 230050029023001,
230050029023002, 230050029023003,
230050029023004, 230050029023005,
230050029023006, 230050029023007,
230050029023008, 230050029023009,
230050029023010, 230050029023011,
230050029023012, 230050029023013,
230050029023014, 230050029023015 and
230050029023016.

27. Senate District 27. Senate District 27, wholly located in Cumberland County, consists of the following census units in the minor civil division of Portland: Tract 001700; Tract 001900; Tract 002001; Tract 002101; Tract 002102; and Blocks 230050015002014, 230050018001002, 230050018001003,
230050018001004, 230050018001005,
230050018001008, 230050018001014,
230050018002001, 230050018002002,
230050018002003, 230050018002004,
230050018002005, 230050018003000,
230050018003001, 230050018003002,
230050018003003, 230050018003004,
230050018004000, 230050018004001,
230050018004002, 230050018004003,
230050018004004, 230050020021000,
230050020021001, 230050020021002,
230050020021003, 230050020021004,
230050020021005, 230050020021006,
230050020021007, 230050020021008,
230050020021009, 230050020021010,
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230050020021013, 230050020021014,
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230050020021017, 230050020021018,
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230050020021021, 230050020021022,
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230050020022003, 230050020022004,
230050020022005, 230050020022006,
230050020022007, 230050020022008,
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230050020022013, 230050020022014,
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230050020022017, 230050020022018,
230050020022019, 230050020022020,
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230050020022023, 230050020022024,
230050020022025, 230050020022026,
230050020022027, 230050020022028,
230050020022029, 230050020022030,
230050020022031, 230050022001000,
230050022001001, 230050022001002,
230050022001003, 230050022001004,
230050022001005, 230050022001006,
230050022001007, 230050022001008,

230050022001009, 230050022001010,
230050022001011, 230050022001012,
230050022001013, 230050022004000,
230050022004001, 230050022004002,
230050022004003, 230050022004004,
230050022004005, 230050022004006,
230050022004007, 230050022004008 and
230050022004009; and the following census units in the minor civil division of Westbrook: Tract 001700; Tract 001900; Tract 002001; Tract 002101; Tract 002102; and Blocks 230050026001026,
230050026001027, 230050026001028,
230050026001029, 230050026001030,
230050026001031, 230050026001033,
230050026001034, 230050027001000,
230050027001001, 230050027001002,
230050027001003, 230050027001004,
230050027001005, 230050027001006,
230050027001007, 230050027001008,
230050027001009, 230050027001010,
230050027001011, 230050027001012,
230050027001013, 230050027001014,
230050027001015, 230050027001016,
230050027001017, 230050027001018,
230050027001019, 230050027002002,
230050027002003, 230050027002006,
230050027002007, 230050027002008,
230050027002009, 230050027002010,
230050027002011, 230050027002013,
230050027002014, 230050027002015,
230050027003010, 230050028002005,
230050028002006, 230050028002007,
230050028002008, 230050028002013,
230050028002014, 230050028002015,
230050028002016, 230050028002019,
230050028002020, 230050028002021,
230050028002024, 230050028002025,
230050028002027, 230050029011000,
230050029011001, 230050029011002,
230050029011003, 230050029011004,
230050029011005, 230050029011006,
230050029011008, 230050029011009,
230050029011010, 230050029011011,
230050029011012, 230050029012000,
230050029012001, 230050029012002,
230050029012003, 230050029012004,
230050029012005, 230050029012006,
230050029012007, 230050029012008,
230050029012009, 230050029012017,
230050029012018, 230050029012019,
230050029012020, 230050029012021,
230050029021007, 230050029021008,
230050029021013, 230050029021014,
230050029021015 and 230050029021016.

28. Senate District 28. Senate District 28, wholly located in Cumberland County, consists of the following census units in the minor civil division of Portland: Tract 000100; Tract 000200; Tract 000300; Tract 000500; Tract 000600; Tract 001000; Tract 001100;

Tract 001200; Tract 001300; Tract 002300; and Blocks		
<u>230050015001000.</u>	<u>230050015001001.</u>	<u>230050020021039.</u>
<u>230050015001002.</u>	<u>230050015001003.</u>	<u>230050020021041.</u>
<u>230050015001004.</u>	<u>230050015001005.</u>	<u>230050020021043.</u>
<u>230050015001006.</u>	<u>230050015001007.</u>	<u>230050020021045.</u>
<u>230050015001008.</u>	<u>230050015001009.</u>	<u>230050020021048.</u>
<u>230050015001010.</u>	<u>230050015001011.</u>	<u>230050022002001.</u>
<u>230050015001012.</u>	<u>230050015001013.</u>	<u>230050022002003.</u>
<u>230050015001014.</u>	<u>230050015001015.</u>	<u>230050022002005.</u>
<u>230050015001016.</u>	<u>230050015001017.</u>	<u>230050022002007.</u>
<u>230050015001018.</u>	<u>230050015001019.</u>	<u>230050022002009.</u>
<u>230050015001020.</u>	<u>230050015002000.</u>	<u>230050022003000.</u>
<u>230050015002001.</u>	<u>230050015002002.</u>	<u>230050022003002.</u>
<u>230050015002003.</u>	<u>230050015002004.</u>	<u>230050022003004.</u>
<u>230050015002005.</u>	<u>230050015002006.</u>	<u>230050022003006.</u>
<u>230050015002007.</u>	<u>230050015002008.</u>	<u>230050022003008.</u>
<u>230050015002009.</u>	<u>230050015002010.</u>	<u>230050024001000.</u>
<u>230050015002011.</u>	<u>230050015002012.</u>	<u>230050024001002.</u>
<u>230050015002013.</u>	<u>230050015002015.</u>	<u>230050024001004.</u>
<u>230050015002016.</u>	<u>230050015002017.</u>	<u>230050024001006.</u>
<u>230050015002018.</u>	<u>230050015002019.</u>	<u>230050024001008.</u>
<u>230050015002020.</u>	<u>230050015002021.</u>	<u>230050024001010.</u>
<u>230050015002022.</u>	<u>230050015002023.</u>	<u>230050024001012.</u>
<u>230050015002024.</u>	<u>230050015002025.</u>	<u>230050024001014.</u>
<u>230050015002026.</u>	<u>230050015002027.</u>	<u>230050024001016.</u>
<u>230050015002028.</u>	<u>230050015002029.</u>	<u>230050024001018.</u>
<u>230050015002030.</u>	<u>230050015002031.</u>	<u>230050024001020.</u>
<u>230050015002032.</u>	<u>230050015003000.</u>	<u>230050024001022.</u>
<u>230050015003001.</u>	<u>230050015003002.</u>	<u>230050024001024.</u>
<u>230050015003003.</u>	<u>230050015003004.</u>	<u>230050024001026.</u>
<u>230050015003005.</u>	<u>230050015003006.</u>	<u>230050024001028.</u>
<u>230050015003007.</u>	<u>230050015003008.</u>	<u>230050024001030.</u>
<u>230050015003009.</u>	<u>230050015003010.</u>	<u>230050024001032.</u>
<u>230050015003011.</u>	<u>230050015003012.</u>	<u>230050024001034.</u>
<u>230050015003013.</u>	<u>230050015003014.</u>	<u>230050024001036.</u>
<u>230050015003015.</u>	<u>230050015003016.</u>	<u>230050024001038.</u>
<u>230050018001000.</u>	<u>230050018001001.</u>	<u>230050024001040.</u>
<u>230050018001006.</u>	<u>230050018001007.</u>	<u>230050024001042.</u>
<u>230050018001009.</u>	<u>230050018001010.</u>	<u>230050024001044.</u>
<u>230050018001011.</u>	<u>230050018001012.</u>	<u>230050024001046.</u>
<u>230050018001013.</u>	<u>230050018002000.</u>	<u>230050024001048.</u>
<u>230050018002006.</u>	<u>230050018002007.</u>	<u>230050024001050.</u>
<u>230050018002008.</u>	<u>230050018002009.</u>	<u>230050024001052.</u>
<u>230050018002010.</u>	<u>230050018002011.</u>	<u>230050024001054.</u>
<u>230050018002012.</u>	<u>230050018002013.</u>	<u>230050024002001.</u>
<u>230050018002014.</u>	<u>230050018002015.</u>	<u>230050024002003.</u>
<u>230050018002016.</u>	<u>230050018002017.</u>	<u>230050024002005.</u>
<u>230050018002018.</u>	<u>230050018002019.</u>	<u>230050024002007.</u>
<u>230050018002020.</u>	<u>230050018002021.</u>	<u>230050024002009.</u>
<u>230050018002022.</u>	<u>230050018002023.</u>	<u>230050024002011.</u>
<u>230050018002024.</u>	<u>230050018002025.</u>	<u>230050024002013.</u>
<u>230050018002026.</u>	<u>230050018004005.</u>	<u>230050024002015.</u>
<u>230050018004006.</u>	<u>230050018004007.</u>	<u>230050024002017.</u>
<u>230050020021026.</u>	<u>230050020021027.</u>	<u>230050024002019.</u>
<u>230050020021028.</u>	<u>230050020021029.</u>	<u>230050024002021.</u>
<u>230050020021030.</u>	<u>230050020021032.</u>	<u>230050024002023.</u>
<u>230050020021033.</u>	<u>230050020021034.</u>	<u>230050024002025.</u>
<u>230050020021035.</u>	<u>230050020021036.</u>	<u>230050024003000.</u>
<u>230050020021037.</u>	<u>230050020021038.</u>	<u>230050024003002.</u>
		<u>230050024003014.</u>
		<u>230050020021040.</u>
		<u>230050020021042.</u>
		<u>230050020021044.</u>
		<u>230050020021046.</u>
		<u>230050022002000.</u>
		<u>230050022002002.</u>
		<u>230050022002004.</u>
		<u>230050022002006.</u>
		<u>230050022002008.</u>
		<u>230050022002010.</u>
		<u>230050022003001.</u>
		<u>230050022003003.</u>
		<u>230050022003005.</u>
		<u>230050022003007.</u>
		<u>230050022003009.</u>
		<u>230050024001001.</u>
		<u>230050024001003.</u>
		<u>230050024001005.</u>
		<u>230050024001007.</u>
		<u>230050024001009.</u>
		<u>230050024001011.</u>
		<u>230050024001013.</u>
		<u>230050024001015.</u>
		<u>230050024001017.</u>
		<u>230050024001019.</u>
		<u>230050024001021.</u>
		<u>230050024001023.</u>
		<u>230050024001025.</u>
		<u>230050024001027.</u>
		<u>230050024001029.</u>
		<u>230050024001031.</u>
		<u>230050024001033.</u>
		<u>230050024001035.</u>
		<u>230050024001037.</u>
		<u>230050024001039.</u>
		<u>230050024001041.</u>
		<u>230050024001043.</u>
		<u>230050024001045.</u>
		<u>230050024001047.</u>
		<u>230050024001049.</u>
		<u>230050024001051.</u>
		<u>230050024001053.</u>
		<u>230050024002000.</u>
		<u>230050024002002.</u>
		<u>230050024002004.</u>
		<u>230050024002006.</u>
		<u>230050024002008.</u>
		<u>230050024002010.</u>
		<u>230050024002012.</u>
		<u>230050024002014.</u>
		<u>230050024002016.</u>
		<u>230050024002018.</u>
		<u>230050024002020.</u>
		<u>230050024002022.</u>
		<u>230050024002024.</u>
		<u>230050024002026.</u>
		<u>230050024003001.</u>
		<u>230050024003003.</u>
		<u>230050024003016.</u>

230050024003017, 230050024003018,
230050024003019, 230050024003020 and
230050024003021.

29. Senate District 29. Senate District 29, wholly located in Cumberland County, consists of the minor civil divisions of Cape Elizabeth and South Portland; and the following census units in the minor civil division of Scarborough: Blocks 230050173033010,
230050173033011, 230050173033012,
230050173033013, 230050173053001,
230050173053003, 230050173053011,
230050173081000, 230050173081001,
230050173081002, 230050173081003,
230050173081004, 230050173081005,
230050173081006, 230050173081007,
230050173081008, 230050173081009,
230050173081011, 230050173081012,
230050173081013, 230050173081014,
230050173083041, 230059900000018,
230059900000019, 230059900000020,
230059900000023 and 230059900000025.

30. Senate District 30. Senate District 30, wholly located in Cumberland County, consists of the minor civil division of Gorham and the following census units in the minor civil division of Scarborough: Tract 017306; Tract 017307; and Blocks 230050173031000,
230050173031001, 230050173031002,
230050173031003, 230050173031004,
230050173031005, 230050173031006,
230050173031007, 230050173031008,
230050173031009, 230050173031010,
230050173031011, 230050173031012,
230050173031013, 230050173031014,
230050173031015, 230050173031016,
230050173031017, 230050173031018,
230050173031019, 230050173031020,
230050173031021, 230050173031022,
230050173031023, 230050173032000,
230050173032001, 230050173032002,
230050173032003, 230050173032004,
230050173032005, 230050173032006,
230050173032007, 230050173032008,
230050173032009, 230050173032010,
230050173032011, 230050173032012,
230050173032013, 230050173032014,
230050173032015, 230050173032016,
230050173032017, 230050173032018,
230050173032019, 230050173032020,
230050173032021, 230050173032022,
230050173032023, 230050173033000,
230050173033001, 230050173033002,
230050173033003, 230050173033004,
230050173033005, 230050173033006,
230050173033007, 230050173033008,
230050173033009, 230050173051000,
230050173051001, 230050173051002,
230050173051003, 230050173051004,
230050173051005, 230050173051006,

230050173051007, 230050173051008,
230050173051009, 230050173051010,
230050173051011, 230050173051012,
230050173051013, 230050173051014,
230050173051015, 230050173051016,
230050173051017, 230050173051018,
230050173051019, 230050173051020,
230050173051021, 230050173051022,
230050173051023, 230050173051024,
230050173051025, 230050173051026,
230050173052000, 230050173052001,
230050173052002, 230050173052003,
230050173052004, 230050173052005,
230050173052006, 230050173052007,
230050173052008, 230050173052009,
230050173052010, 230050173052011,
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230050173052016, 230050173052017,
230050173052018, 230050173052019,
230050173052020, 230050173052021,
230050173052022, 230050173052023,
230050173053000, 230050173053002,
230050173053004, 230050173053005,
230050173053006, 230050173053007,
230050173053008, 230050173053009,
230050173053010, 230050173053012,
230050173053013, 230050173053014,
230050173053015, 230050173053016,
230050173053017, 230050173053018,
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230050173053037, 230050173053038,
230050173053039, 230050173053040,
230050173053041, 230050173053042,
230050173053043, 230050173053044,
230050173053045, 230050173081010,
230050173082000, 230050173082001,
230050173082002, 230050173082003,
230050173082004, 230050173082005,
230050173082006, 230050173082007,
230050173082008, 230050173082009,
230050173082010, 230050173082011,
230050173082012, 230050173082013,
230050173082014, 230050173082015,
230050173082016, 230050173082017,
230050173082018, 230050173082019,
230050173082020, 230050173082021,
230050173082022, 230050173082023,
230050173082024, 230050173082025,
230050173082026, 230050173082027,
230050173082028, 230050173083000,

230050173083001, 230050173083002,
230050173083003, 230050173083004,
230050173083005, 230050173083006,
230050173083007, 230050173083008,
230050173083009, 230050173083010,
230050173083011, 230050173083012,
230050173083013, 230050173083014,
230050173083015, 230050173083016,
230050173083017, 230050173083018,
230050173083019, 230050173083020,
230050173083021, 230050173083022,
230050173083023, 230050173083024,
230050173083025, 230050173083026,
230050173083027, 230050173083028,
230050173083029, 230050173083030,
230050173083031, 230050173083032,
230050173083033, 230050173083034,
230050173083035, 230050173083036,
230050173083037, 230050173083038,
230050173083039, 230050173083040,
230050173083042 and 230050173083043.

31. Senate District 31. Senate District 31, wholly located in York County, consists of the minor civil divisions of Buxton; Old Orchard Beach; and Saco.

32. Senate District 32. Senate District 32, wholly located in York County, consists of the minor civil divisions of Arundel; Biddeford; Dayton; Hollis; and Lyman.

33. Senate District 33. Senate District 33, wholly located in York County, consists of the minor civil divisions of Alfred; Lebanon; Sanford; and Waterboro.

34. Senate District 34. Senate District 34, wholly located in York County, consists of the minor civil divisions of Berwick; Kennebunk; Kennebunkport; North Berwick; and Wells.

35. Senate District 35. Senate District 35, wholly located in York County, consists of the minor civil divisions of Eliot; Kittery; Ogunquit; South Berwick; and York.

PART B

Sec. B-1. 21-A MRSA §1204-C is enacted to read:

§1204-C. State House districts

For Legislatures beginning with the 131st Legislature, the following House Districts are established.

1. House District 1. House District 1, wholly located in Aroostook County, consists of the minor civil divisions and unorganized territories of Allagash, Ashland, Eagle Lake, Fort Kent, Garfield Plantation, Masardis, Nashville Plantation, New Canada, Northwest Aroostook, Portage Lake, St. Francis, St. John Plantation, Wallagrass and Winterville Plantation.

2. House District 2. House District 2, wholly located in Aroostook County, consists of the minor civil

divisions and unorganized territories of Frenchville, Grand Isle, Madawaska, Perham, Square Lake, St. Agatha and Van Buren.

3. House District 3. House District 3, wholly located in Aroostook County, consists of the minor civil divisions and unorganized territories of Caswell, Connor Township, Cyr Plantation, Easton, Fort Fairfield, Hamlin, Limestone, New Sweden, Stockholm, Westmanland and Woodland.

4. House District 4. House District 4, wholly located in Aroostook County, consists of the minor civil divisions of Caribou, Wade and Washburn.

5. House District 5. House District 5, wholly located in Aroostook County, consists of the minor civil division of Presque Isle.

6. House District 6. House District 6, wholly located in Aroostook County, consists of the minor civil divisions and unorganized territories of Blaine, Bridgewater, Castle Hill, Central Aroostook, Chapman, Dyer Brook, Hammond, Hersey, Littleton, Mapleton, Mars Hill, Merrill, Monticello, Moro Plantation, Smyrna and Westfield.

7. House District 7. House District 7, wholly located in Aroostook County, consists of the minor civil divisions of Houlton, Linneus, Ludlow, New Limerick and Oakfield.

8. House District 8. House District 8 consists of:

A. In Aroostook County, the minor civil divisions and unorganized territories of Amity, Crystal, Glenwood Plantation, Haynesville, Hodgdon, Island Falls, Macwahoc Plantation, Orient, Reed Plantation, Sherman, South Aroostook and Weston;

B. In Penobscot County, the minor civil divisions and unorganized territories of Carroll Plantation, Drew Plantation, Kingman Township, Lakeville, Lee, Mattawamkeag, Prentiss Township, Springfield, Stacyville, Twombly Ridge Township, Webster Plantation and Whitney Township; and

C. In Washington County, the minor civil divisions and unorganized territories of Codyville, Danforth, Talmadge, Topsfield, Vanceboro and Waite and the following census blocks from the unorganized territory of North Washington: 230299551001001, 230299551001002, 230299551001003, 230299551001004, 230299551001005, 230299551001006, 230299551001007, 230299551001008, 230299551001010, 230299551001011, 230299551001012, 230299551001013, 230299551001014, 230299551001015, 230299551001016, 230299551001017, 230299551001018, 230299551001019, 230299551001020, 230299551001021, 230299551001022, 230299551001023, 230299551001024,

230299551001025, 230299551001026,
230299551001027, 230299551001028,
230299551001029, 230299551001030,
230299551001031, 230299551001032,
230299551001033, 230299551001034,
230299551001035, 230299551001036,
230299551001037, 230299551001038,
230299551001039, 230299551001040,
230299551001041, 230299551001042,
230299551001043, 230299551001044,
230299551001045, 230299551001046,
230299551001047, 230299551001048,
230299551001049, 230299551001076,
230299551001077, 230299551001078,
230299551001079, 230299551001080,
230299551001081, 230299551001085,
230299551001086, 230299551001087,
230299551001088, 230299551001089,
230299551001090, 230299551001091,
230299551001092, 230299551001093,
230299551001094, 230299551001095,
230299551001096, 230299551001103,
230299551001104, 230299551001109,
230299551001110, 230299551001111,
230299551001112, 230299551001113,
230299551001114, 230299551001115,
230299551001116, 230299551001117,
230299551001118, 230299551001119,
230299551001120, 230299551001121,
230299551001122, 230299551001123,
230299551001124, 230299551001125,
230299551001126, 230299551001127,
230299551001129, 230299551001130,
230299551001131, 230299551001132,
230299551001133, 230299551001134,
230299551001135, 230299551001136,
230299551001137, 230299551001138,
230299551001139, 230299551001140,
230299551001141, 230299551001142,
230299551001143, 230299551001144,
230299551001196, 230299551001197,
230299551001198, 230299551001199,
230299551001200, 230299551001201,
230299551001202, 230299551001203,
230299551001204, 230299551001205,
230299551001206, 230299551001207,
230299551001208, 230299551001249,
230299551001257, 230299551001260,
230299551001262, 230299551001263,
230299551001265, 230299551004000,
230299551004001, 230299551004002,
230299551004003, 230299551004004,
230299551004005, 230299551004006,
230299551004007, 230299551004008,
230299551004009, 230299551004010,
230299551004011, 230299551004012,
230299551004013, 230299551004014,
230299551004015, 230299551004016,
230299551004017, 230299551004018,

230299551004019, 230299551004020,
230299551004021, 230299551004022,
230299551004023, 230299551004024,
230299551004025, 230299551004026,
230299551004027, 230299551004028,
230299551004029, 230299551004031,
230299551004032, 230299551004033,
230299551004037, 230299551004038,
230299551004039, 230299551004042,
230299551004043, 230299551004044,
230299551004045, 230299551004046,
230299551004047, 230299551004048,
230299551004060, 230299551004085,
230299551004097, 230299551004098,
230299551004099, 230299551004100,
230299551004101, 230299551004102,
230299551004103, 230299551004104,
230299551004105, 230299551004106,
230299551004107, 230299551004108,
230299551004109, 230299551004110,
230299551004111, 230299551004112,
230299551004113, 230299551004114,
230299551004115, 230299551004116,
230299551004117, 230299551004118,
230299551004119, 230299551004120,
230299551004121, 230299551004130,
230299551004131, 230299551004132,
230299551004133, 230299551004134,
230299551004135, 230299551004136,
230299551004138, 230299551004141,
230299551004142, 230299551004156,
230299551004417, 230299551004418,
230299551004422, 230299551004423,
230299551004424, 230299551004425 and
230299551004426.

9. House District 9. House District 9, wholly located in Washington County, consists of the minor civil divisions and unorganized territories of Baileyville, Baring, Calais, Eastport, Grand Lake Stream, Meddybemps, Passamaquoddy Indian Township, Passamaquoddy Pleasant Point, Perry and Robbinston.

10. House District 10. House District 10, wholly located in Washington County, consists of the minor civil divisions and unorganized territories of Alexander, Charlotte, Cooper, Crawford, Cutler, Dennysville, East Central Washington, East Machias, Lubec, Machiasport, Marshfield, Northfield, Pembroke, Princeton, Wesley and Whiting and the following census blocks from the unorganized territory of North Washington:

230299551003325, 230299551004262,
230299551004263, 230299551004264,
230299551004265, 230299551004266,
230299551004267, 230299551004268,
230299551004269, 230299551004270,
230299551004271, 230299551004272,
230299551004273, 230299551004274,
230299551004278, 230299551004279,
230299551004280, 230299551004281,

230299551004282, 230299551004334,
230299551004335, 230299551004336,
230299551004337, 230299551004338,
230299551004339, 230299551004340,
230299551004341, 230299551004342,
230299551004343, 230299551004344,
230299551004345, 230299551004346,
230299551004347, 230299551004348,
230299551004349, 230299551004350,
230299551004351, 230299551004352,
230299551004353, 230299551004354,
230299551004355, 230299551004356,
230299551004357, 230299551004402,
230299551004403, 230299551004404,
230299551004405, 230299551004406,
230299551004407, 230299551004408,
230299551004420, 230299553002007,
230299553002008, 230299553002009,
230299553002010, 230299553002011,
230299553002012, 230299553002013,
230299553002014, 230299553002015 and
230299553002016.

11. House District 11. House District 11, wholly located in Washington County, consists of the minor civil divisions of Addison, Beals, Columbia, Columbia Falls, Harrington, Jonesboro, Jonesport, Machias, Milbridge, Roque Bluffs and Whitneyville and the following census blocks from the unorganized territory of North Washington: 230299551003216,
230299551003251, 230299551003301,
230299563001000, 230299563001001,
230299563001002, 230299563001003,
230299563001004, 230299563001005,
230299563001006, 230299563001007,
230299563001008, 230299563001009,
230299563001010, 230299563001011,
230299563001012, 230299563001014,
230299563001029, 230299563001030,
230299563001033, 230299563001034,
230299563001035, 230299563001036,
230299563001037, 230299563001038,
230299563001039, 230299563001040 and
230299563001079.

12. House District 12. House District 12 consists of:

A. In Hancock County, the minor civil divisions of Franklin, Gouldsboro, Hancock, Sorrento, Sullivan and Winter Harbor; and

B. In Washington County, the minor civil division of Steuben.

13. House District 13. House District 13, wholly located in Hancock County, consists of the minor civil divisions and unorganized territories of Central Hancock, Ellsworth and Waltham.

14. House District 14. House District 14, wholly located in Hancock County, consists of the minor civil

divisions of Bar Harbor, Cranberry Isles, Lamoine and Mount Desert.

15. House District 15. House District 15 consists of:

A. In Hancock County, the minor civil divisions of Brooklin, Deer Isle, Frenchboro, Marshall Island, Southwest Harbor, Stonington, Swan's Island and Tremont; and

B. In Knox County, the minor civil divisions of Isle au Haut and Vinalhaven.

16. House District 16. House District 16, wholly located in Hancock County, consists of the minor civil divisions of Blue Hill, Brooksville, Castine, Sedgwick, Surry and Trenton.

17. House District 17. House District 17, wholly located in Hancock County, consists of the minor civil divisions of Bucksport, Orland, Penobscot and Verona Island.

18. House District 18. House District 18 consists of:

A. In Hancock County, the minor civil divisions and unorganized territories of Amherst, Aurora, Dedham, East Hancock, Eastbrook, Great Pond, Mariaville, Northwest Hancock, Osborn and Otis;

B. In Penobscot County, the minor civil divisions and unorganized territories of Burlington, Clifton, East Central Penobscot, Greenbush, Lowell and Passadumkeag; and

C. In Washington County, the minor civil divisions of Beddington, Cherryfield and Deblois and the following census blocks from the unorganized territory of North Washington: 230299551003013,
230299551003014, 230299551003015,
230299551003016, 230299551003017,
230299551003037, 230299551003038,
230299551003039, 230299551003040,
230299551003041, 230299551003042,
230299551003043, 230299551003044,
230299551003045, 230299551003046,
230299551003047, 230299551003048,
230299551003049, 230299551003050,
230299551003051, 230299551003052,
230299551003053, 230299551003054,
230299551003055, 230299551003056,
230299551003057, 230299551003058,
230299551003059, 230299551003060,
230299551003061, 230299551003062,
230299551003063, 230299551003064,
230299551003065, 230299551003066,
230299551003067, 230299551003068,
230299551003069, 230299551003070,
230299551003071, 230299551003072,
230299551003073, 230299551003074,
230299551003075, 230299551003076,
230299551003077, 230299551003078.

230190043002030, 230190043003000,
230190043003001, 230190043003002,
230190043003003, 230190043003004,
230190043003005, 230190043003006,
230190043003007, 230190043003008,
230190043003009, 230190043003010,
230190043003011, 230190043003012,
230190043003013, 230190043004000,
230190043004001, 230190043004002,
230190043004003, 230190043004004 and
230190043004005.

21. House District 21. House District 21, wholly located in Penobscot County, consists of the following census blocks from the minor civil division of Bangor:

230190002001002, 230190002001008,
230190002001009, 230190002001010,
230190002001011, 230190002001012,
230190002001014, 230190002001015,
230190002001016, 230190002001017,
230190002002008, 230190002002009,
230190002002010, 230190002002011,
230190002002012, 230190002002013,
230190002002014, 230190002002015,
230190002002016, 230190002002019,
230190002002020, 230190002002021,
230190002002022, 230190002002023,
230190002002024, 230190002002025,
230190002002026, 230190002002027,
230190002002028, 230190002002029,
230190002002030, 230190002002032,
230190002002033, 230190002002034,
230190002002035, 230190002002036,
230190002002037, 230190002002039,
230190002002040, 230190002002041,
230190002002042, 230190002003006,
230190002003007, 230190002003008,
230190002003009, 230190002003010,
230190002003011, 230190002003012,
230190002004000, 230190002004001,
230190002004006, 230190002004007,
230190002004008, 230190002004009,
230190002004010, 230190002004011,
230190002004012, 230190005001003,
230190005001004, 230190005001007,
230190005001009, 230190005003000,
230190005003001, 230190005003002,
230190005003003, 230190005003004,
230190005003005, 230190005003006,
230190005003007, 230190005003008,
230190005003009, 230190005003010,
230190005003011, 230190005003012,
230190005003013, 230190005003014,
230190005003015, 230190005004000,
230190005004001, 230190005004002,
230190005004003, 230190005004004,
230190006001000, 230190006001001,
230190006001002, 230190006001003,
230190006001004, 230190006001005,
230190006001006, 230190006001007,

230190006001008, 230190006001009,
230190006001010, 230190006001011,
230190006002000, 230190006002001,
230190006002002, 230190006002003,
230190006002004, 230190006002005,
230190006003000, 230190006003001,
230190006003002, 230190006003003,
230190006003004, 230190006003005,
230190006003006, 230190006003007,
230190006003008, 230190006003009,
230190006003010, 230190006003011,
230190006003012, 230190007001000,
230190007001001, 230190007001002,
230190007001003, 230190007001004,
230190007001005, 230190007001006,
230190007001007, 230190007001008,
230190007001009, 230190007001010,
230190007001011, 230190007001012,
230190007001013, 230190007001014,
230190007001015, 230190007001016,
230190007001017, 230190007001018,
230190007001019, 230190007001020,
230190007001021, 230190007001022,
230190007001023, 230190007001024,
230190007001025, 230190007001026,
230190007001027, 230190007001028,
230190007001029, 230190007001030,
230190007001031, 230190007001032,
230190007001033, 230190007001034,
230190007001035, 230190007001036,
230190007001037, 230190007001038,
230190007001039, 230190007001040,
230190007001041, 230190007001042,
230190007001043, 230190007001044,
230190007001045, 230190007001046,
230190007001047, 230190007001048,
230190007001049, 230190007001050,
230190007001051, 230190007001052,
230190007001053, 230190007001054,
230190007001055, 230190007001056,
230190007001057, 230190007001058,
230190007002000, 230190007002001,
230190007002002, 230190007002003,
230190007002004, 230190007002005,
230190007002006, 230190007002007,
230190007002008, 230190007002009,
230190007002010, 230190007002011,
230190007002012, 230190007002013,
230190007002014, 230190007002015,
230190007002016, 230190007002017,
230190007002018, 230190007002019,
230190007002020, 230190007002021,
230190007002022, 230190007002023,
230190007002024, 230190007002025,
230190007002026, 230190007002027,
230190007002028, 230190007002029,
230190007002030, 230190007002031,
230190007002032, 230190007002033,
230190007002034, 230190007002035,

230190007002036, 230190007002037,
230190007002038, 230190007002039,
230190007002040, 230190007002041,
230190007002042, 230190007002043,
230190007002044, 230190007002045,
230190007002046, 230190007002047,
230190007002048, 230190007002049,
230190007002050, 230190007002051,
230190007002052, 230190007002053,
230190007002054, 230190007002055,
230190007002056, 230190007002057,
230190009001020, 230190009001021,
230190009001022, 230190009003005,
230190009003006 and 230190009003011.

230190009002005, 230190009002006,
230190009002007, 230190009002008,
230190009002009, 230190009002010,
230190009002011, 230190009002012,
230190009002013, 230190009002014,
230190009002015, 230190009002016,
230190009003000, 230190009003001,
230190009003002, 230190009003003,
230190009003004, 230190009003007,
230190009003008, 230190009003009,
230190009003010, 230190311003007,
230190311003008, 230190311003015,
230190311003022, 230190311004015 and
230190311004016.

22. House District 22. House District 22, wholly located in Penobscot County, consists of the following census blocks from the minor civil division of Bangor:

230190002002000, 230190002002001,
230190002002002, 230190002002003,
230190002002004, 230190002002005,
230190002002006, 230190002002007,
230190002002017, 230190002002018,
230190002004004, 230190002004005,
230190002004013, 230190002004014,
230190002004015, 230190002004016,
230190002004017, 230190004001023,
230190004001025, 230190004001045,
230190004001046, 230190004001047,
230190004001051, 230190004001052,
230190004001053, 230190004001054,
230190004001055, 230190004001056,
230190005001000, 230190005001001,
230190005001002, 230190005001005,
230190005001006, 230190005001008,
230190005002000, 230190005002001,
230190005002002, 230190005002003,
230190005002004, 230190005002005,
230190005002006, 230190005002007,
230190005002008, 230190005002009,
230190005002010, 230190005002011,
230190005002012, 230190005002013,
230190005002014, 230190005005000,
230190005005001, 230190005005002,
230190005005003, 230190005005004,
230190005005005, 230190005005006,
230190005005007, 230190005005008,
230190005005009, 230190005005010,
230190009001001, 230190009001002,
230190009001003, 230190009001004,
230190009001005, 230190009001006,
230190009001007, 230190009001008,
230190009001009, 230190009001010,
230190009001011, 230190009001012,
230190009001013, 230190009001014,
230190009001015, 230190009001016,
230190009001017, 230190009001018,
230190009001019, 230190009002000,
230190009002001, 230190009002002,
230190009002003, 230190009002004,

23. House District 23. House District 23, wholly located in Penobscot County, consists of the following census blocks from the minor civil division of Bangor:

230190002004002, 230190002004003,
230190003003000, 230190003003001,
230190003003002, 230190003003003,
230190003003004, 230190003003005,
230190003003006, 230190003003007,
230190003003008, 230190003003009,
230190003003010, 230190003003011,
230190003003012, 230190003003013,
230190004001000, 230190004001001,
230190004001002, 230190004001003,
230190004001004, 230190004001005,
230190004001006, 230190004001007,
230190004001008, 230190004001009,
230190004001010, 230190004001011,
230190004001012, 230190004001013,
230190004001014, 230190004001015,
230190004001016, 230190004001017,
230190004001018, 230190004001019,
230190004001020, 230190004001021,
230190004001022, 230190004001024,
230190004001026, 230190004001027,
230190004001028, 230190004001029,
230190004001030, 230190004001031,
230190004001032, 230190004001033,
230190004001034, 230190004001035,
230190004001036, 230190004001037,
230190004001038, 230190004001039,
230190004001040, 230190004001041,
230190004001042, 230190004001043,
230190004001044, 230190004001048,
230190004001049, 230190004001050,
230190009001000, 230190311001000,
230190311001001, 230190311001003,
230190311001004, 230190311001005,
230190311001006, 230190311001009,
230190311001010, 230190311001013,
230190311002000, 230190311002001,
230190311002002, 230190311002003,
230190311002004, 230190311002005,
230190311002006, 230190311002007,
230190311002008, 230190311002009,
230190311002010, 230190311003000,

230190311003001, 230190311003002,
230190311003003, 230190311003004,
230190311003005, 230190311003006,
230190311003009, 230190311003010,
230190311003011, 230190311003012,
230190311003013, 230190311003014,
230190311003016, 230190311003017,
230190311003018, 230190311003019,
230190311003020, 230190311003021,
230190311003023, 230190311004000,
230190311004001, 230190311004002,
230190311004003, 230190311004004,
230190311004005, 230190311004006,
230190311004007, 230190311004008,
230190311004009, 230190311004010,
230190311004011, 230190311004012,
230190311004013, 230190311004014,
230190311004017, 230190311004018,
230190311004019, 230190311004020,
230190311004021, 230190311004022,
230190311004023, 230190311004024,
230190311004025 and 230190311004026.

24. House District 24. House District 24, wholly located in Penobscot County, consists of the minor civil division of Veazie and the following census blocks from the minor civil divisions of Bangor, Brewer and Orono: 230190002001000, 230190002001001,
230190002001003, 230190002001004,
230190002001005, 230190002001006,
230190002001007, 230190002001013,
230190002001018, 230190002002031,
230190002002038, 230190002003000,
230190002003001, 230190002003002,
230190002003003, 230190002003004,
230190002003005, 230190003001000,
230190003001001, 230190003001002,
230190003001003, 230190003001004,
230190003001005, 230190003001006,
230190003001007, 230190003001008,
230190003001009, 230190003001010,
230190003001011, 230190003001012,
230190003001013, 230190003001014,
230190003001015, 230190003001016,
230190003001017, 230190003001018,
230190003001019, 230190003001020,
230190003001021, 230190003001022,
230190003001023, 230190003001024,
230190003001025, 230190003001026,
230190003001027, 230190003001028,
230190003001029, 230190003001030,
230190003001031, 230190003002000,
230190003002001, 230190003002002,
230190003002003, 230190003002004,
230190003002005, 230190003002006,
230190003002007, 230190003002008,
230190003002009, 230190003002010,
230190003002011, 230190311001002,
230190311001007, 230190311001008,
230190311001011, 230190311001012,

230190311001014, 230190311001015,
230190311001016, 230190311001017,
230190311001018, 230190311001019,
230190041002000, 230190041002004,
230190043002000, 230190043002017,
230190043002020, 230190043002021,
230190043002022, 230190043002023,
230190043002024, 230190043002026,
230190043002027, 230190062001003,
230190062001004, 230190062001005,
230190062001006, 230190062001007,
230190062001008, 230190062002000,
230190062002001, 230190062002002,
230190062002003, 230190062002004,
230190062002005, 230190062002006,
230190062002007, 230190062002008,
230190062002009, 230190062002010,
230190062002011, 230190062002012,
230190062002013, 230190062002014,
230190062002015, 230190062003000,
230190062003001, 230190062003002,
230190062003003, 230190062003004,
230190062003005, 230190062003006,
230190062003007 and 230190062003010.

25. House District 25. House District 25, wholly located in Penobscot County, consists of the following census blocks from the minor civil division of Orono: 230190061001000, 230190061001001,
230190061001002, 230190061001003,
230190061001004, 230190061001005,
230190061001006, 230190061001007,
230190061001008, 230190061001009,
230190061001010, 230190061001011,
230190061001012, 230190061001013,
230190061001014, 230190061001015,
230190061001016, 230190061001017,
230190061001018, 230190061001019,
230190061001020, 230190061001021,
230190061001022, 230190061002000,
230190061002001, 230190061002002,
230190061002003, 230190061002004,
230190061002005, 230190061002006,
230190061002007, 230190061002008,
230190061002009, 230190061002010,
230190061002011, 230190061002012,
230190061002013, 230190061002014,
230190061002015, 230190062001000,
230190062001001, 230190062001002,
230190062001009, 230190062001010,
230190062003008, 230190062003009,
230190063001000, 230190063001001,
230190063001002, 230190063001003,
230190063001004, 230190063001005,
230190063001006, 230190063001007,
230190063001008, 230190063001009,
230190063001010, 230190063001011,
230190063001012, 230190063001013,
230190063002000, 230190063002001,
230190063002002, 230190063002003,

230190063002004, 230190063002005,
230190063002006, 230190063002007,
230190063002008, 230190063002009,
230190063002010, 230190063002011,
230190063002012, 230190063002013,
230190063002014, 230190063002015,
230190063002016, 230190063002017,
230190063002018 and 230190063002019.

26. House District 26. House District 26 consists of:

A. In Penobscot County, the minor civil divisions of Bradley, Old Town and the following census blocks from Penobscot Indian Island:
230190265001013, 230190265001020,
230190265001028, 230190265001037,
230190265001038, 230190265001052,
230190265001054, 230190310001010,
230190310001014, 230190310001016,
230199400001000, 230199400001001,
230199400001002, 230199400001003,
230199400001004, 230199400001005,
230199400001006, 230199400001007,
230199400001008, 230199400001009,
230199400001010, 230199400001011,
230199400001012, 230199400001013,
230199400001014, 230199400001015,
230199400001016, 230199400001017,
230199400001018, 230199400001019,
230199400001020, 230199400001021,
230199400001022, 230199400001023,
230199400001024, 230199400001025,
230199400001026, 230199400001027,
230199400001028, 230199400001029,
230199400001030, 230199400001031,
230199400001032, 230199400001033,
230199400001034, 230199400001035,
230199400001036, 230199400001037,
230199400001038, 230199400001039,
230199400001040, 230199400001041,
230199400001042 and 230199400001043; and

B. In Aroostook County, the following census block from Penobscot Indian Island:
230039529003362.

27. House District 27. House District 27, wholly located in Penobscot County, consists of the minor civil divisions and unorganized territories of Alton, Argyle Township, Corinth, Hudson and Milford and the following census blocks from the minor civil division of Bradford: 230190205001000, 230190205001001,
230190205001002, 230190205001003,
230190205001004, 230190205001005,
230190205001006, 230190205001007,
230190205001008, 230190205001009,
230190205001010, 230190205001011,
230190205001012, 230190205001013,
230190205001014, 230190205001015,
230190205001016, 230190205001017,

230190205001018, 230190205001019,
230190205001020, 230190205001022,
230190205001024, 230190205001025,
230190205001026, 230190205001027 and
230190205001032.

28. House District 28. House District 28, wholly located in Penobscot County, consists of the minor civil divisions of Edinburg, Enfield, Howland, Lagrange, Lincoln, Maxfield, Seboeis Plantation and Winn and the following census blocks from the unorganized territory of North Penobscot: 230190290001583,
230190290001584, 230190290001585,
230190290001586, 230190290001587,
230190290001588, 230190290001589,
230190290001590, 230190290001591,
230190290001592, 230190290001593,
230190290001594, 230190290001595,
230190290001596, 230190290001597,
230190290001598, 230190290001599,
230190290001600, 230190290001601,
230190290001602, 230190290001603,
230190290001604, 230190290001605,
230190290001606 and 230190290001607.

29. House District 29. House District 29, wholly located in Penobscot County, consists of the minor civil divisions of Chester, East Millinocket, Medway, Millinocket, Mount Chase, Patten, Woodville and the following census blocks from the unorganized territory of North Penobscot: 230190290001000,
230190290001001, 230190290001002,
230190290001003, 230190290001004,
230190290001005, 230190290001006,
230190290001007, 230190290001008,
230190290001009, 230190290001010,
230190290001011, 230190290001012,
230190290001013, 230190290001014,
230190290001015, 230190290001016,
230190290001017, 230190290001018,
230190290001019, 230190290001020,
230190290001021, 230190290001022,
230190290001023, 230190290001024,
230190290001025, 230190290001026,
230190290001027, 230190290001028,
230190290001029, 230190290001030,
230190290001031, 230190290001032,
230190290001033, 230190290001034,
230190290001035, 230190290001036,
230190290001037, 230190290001038,
230190290001039, 230190290001040,
230190290001041, 230190290001042,
230190290001043, 230190290001044,
230190290001045, 230190290001046,
230190290001047, 230190290001048,
230190290001049, 230190290001050,
230190290001051, 230190290001052,
230190290001053, 230190290001054,
230190290001055, 230190290001056,
230190290001057, 230190290001058,

<u>230190290001533,</u>	<u>230190290001534,</u>
<u>230190290001535,</u>	<u>230190290001536,</u>
<u>230190290001537,</u>	<u>230190290001538,</u>
<u>230190290001539,</u>	<u>230190290001540,</u>
<u>230190290001541,</u>	<u>230190290001542,</u>
<u>230190290001543,</u>	<u>230190290001544,</u>
<u>230190290001545,</u>	<u>230190290001546,</u>
<u>230190290001547,</u>	<u>230190290001548,</u>
<u>230190290001549,</u>	<u>230190290001550,</u>
<u>230190290001551,</u>	<u>230190290001552,</u>
<u>230190290001553,</u>	<u>230190290001554,</u>
<u>230190290001555,</u>	<u>230190290001556,</u>
<u>230190290001557,</u>	<u>230190290001558,</u>
<u>230190290001559,</u>	<u>230190290001560,</u>
<u>230190290001561,</u>	<u>230190290001562,</u>
<u>230190290001563,</u>	<u>230190290001564,</u>
<u>230190290001565,</u>	<u>230190290001566,</u>
<u>230190290001567,</u>	<u>230190290001568,</u>
<u>230190290001569,</u>	<u>230190290001570,</u>
<u>230190290001571,</u>	<u>230190290001572,</u>
<u>230190290001573,</u>	<u>230190290001574,</u>
<u>230190290001575,</u>	<u>230190290001576,</u>
<u>230190290001577,</u>	<u>230190290001578,</u>
<u>230190290001579,</u>	<u>230190290001580,</u>
<u>230190290001581,</u>	<u>230190290001582,</u>
<u>230190290001608,</u>	<u>230190290001609,</u>
<u>230190290001610,</u>	<u>230190290001611,</u>
<u>230190290001612,</u>	<u>230190290001613,</u>
<u>230190290001614,</u>	<u>230190290001615,</u>
<u>230190290001616,</u>	<u>230190290001617,</u>
<u>230190290001618,</u>	<u>230190290001619,</u>
<u>230190290001620,</u>	<u>230190290001621,</u>
<u>230190290001622,</u>	<u>230190290001623,</u>
<u>230190290001624,</u>	<u>230190290001625,</u>
<u>230190290001626,</u>	<u>230190290001627,</u>
<u>230190290001639,</u>	<u>230190290001640,</u>
<u>230190290001641,</u>	<u>230190290001642,</u>
<u>230190290001643,</u>	<u>230190290001644,</u>
<u>230190290001645,</u>	<u>230190290001646,</u>
<u>230190290001647,</u>	<u>230190290001648,</u>
<u>230190290001649,</u>	<u>230190290001650,</u>
<u>230190290001651,</u>	<u>230190290001652,</u>
<u>230190290001653,</u>	<u>230190290001654,</u>
<u>230190290001655,</u>	<u>230190290001656,</u>
<u>230190290001657,</u>	<u>230190290001658,</u>
<u>230190290001659,</u>	<u>230190290001660,</u>
<u>230190290001661,</u>	<u>230190290001662,</u>
<u>230190290001663,</u>	<u>230190290001664,</u>
<u>230190290001665,</u>	<u>230190290001666,</u>
<u>230190290001667,</u>	<u>230190290001668,</u>
<u>230190290001669,</u>	<u>230190290001670</u> and
<u>230190290001671.</u>	

30. House District 30. House District 30 consists of:

A. In Piscataquis County, the minor civil divisions and unorganized territories of Abbot, Beaver Cove, Blanchard, Bowerbank, Greenville, Guilford,

Kingsbury, Monson, Northeast Piscataquis, Northwest Piscataquis, Parkman, Sangerville, Sebec, Shirley, Wellington and Willimantic; and

B. In Somerset County, the minor civil divisions of Brighton Plantation and Cambridge.

31. House District 31. House District 31, wholly located in Piscataquis County, consists of the minor civil divisions and unorganized territories of Brownville, Dover-Foxcroft, Lake View, Medford, Milo and Southeast Piscataquis.

32. House District 32. House District 32, wholly located in Penobscot County, consists of the minor civil divisions of Charleston, Dexter, Exeter, Garland and Stetson and the following census blocks from the minor civil division of Bradford: 230190205001021, 230190205001023, 230190205001028, 230190205001029, 230190205001030 and 230190205001031.

33. House District 33. House District 33, wholly located in Penobscot County, consists of the minor civil divisions of Corinna, Dixmont, Etna, Newport and Plymouth.

34. House District 34. House District 34, wholly located in Penobscot County, consists of the minor civil divisions of Glenburn, Kenduskeag and Levant.

35. House District 35. House District 35, wholly located in Penobscot County, consists of the minor civil divisions of Carmel and Hermon.

36. House District 36. House District 36, wholly located in Penobscot County, consists of the minor civil divisions of Hampden and Newburgh.

37. House District 37. House District 37, wholly located in Waldo County, consists of the minor civil divisions of Prospect, Searsport, Stockton Springs and Winterport and the following census blocks from the minor civil division of Frankfort: 230270420001000, 230270420001001, 230270420001002, 230270420001003, 230270420001004, 230270420001008, 230270420001022, 230270420001023, 230270420001024, 230270420001025, 230270420001026, 230270420001027, 230270420001028, 230270420001029, 230270420001030, 230270420001031, 230270420001032, 230270420001033, 230270420001034, 230270420001035, 230270420001036, 230270420001037, 230270420001038, 230270420001039, 230270420001040 and 230270420001041.

38. House District 38. House District 38, wholly located in Waldo County, consists of the minor civil divisions of Brooks, Jackson, Knox, Monroe, Swanville, Thorndike, Unity and Waldo and the following census blocks from the minor civil division of Frankfort: 230270420001005, 230270420001006,

230110170001015, 230110170001016,
230110170001017, 230110170001018,
230110170001019, 230110170001020,
230110170001021, 230110170002000,
230110170002001, 230110170002002,
230110170002003, 230110170002004,
230110170002005, 230110170002006,
230110170002007, 230110170002008,
230110170002009, 230110170002010,
230110170002011, 230110170002012,
230110170002013, 230110170002014,
230110170002015, 230110170002016,
230110170002017, 230110170002018,
230110170002019, 230110170002020,
230110170002021, 230110170002022,
230110170002023, 230110170002024,
230110170002025, 230110170002026,
230110170002027, 230110170002028,
230110170002029, 230110170002030,
230110170002031, 230110170002032,
230110170002033, 230110170002034,
230110170002035, 230110170002036,
230110170002037, 230110170002038 and
230110170002039.

62. House District 62. House District 62 consists of:

- A. In Kennebec County, the minor civil divisions of China and Windsor;
- B. In Lincoln County, the minor civil divisions and unorganized territories of Hibberts Gore and Somerville; and
- C. In Waldo County, the minor civil division of Palermo.

63. House District 63. House District 63 consists of:

- A. In Kennebec County, the minor civil divisions of Albion and Unity Township and the following census blocks from the minor civil division of Winslow: 230110230011000, 230110230011001,
230110230011002, 230110230011003,
230110230011004, 230110230011005,
230110230011006, 230110230012009,
230110230012010, 230110230012011,
230110230012012, 230110230012013,
230110230012015, 230110230012018,
230110230012019, 230110230012020,
230110230012021, 230110230013011,
230110230014000, 230110230014001,
230110230014002, 230110230014003,
230110230014011, 230110230021000,
230110230021001, 230110230021002,
230110230021003, 230110230021004,
230110230021005, 230110230021006,
230110230021007, 230110230021008,
230110230021009, 230110230021010,
230110230021011, 230110230021012.

230110230021013, 230110230021014,
230110230021015, 230110230021016,
230110230021017, 230110230021018,
230110230021019, 230110230021020,
230110230021021, 230110230021022,
230110230021023, 230110230021024,
230110230021025, 230110230021026,
230110230021027, 230110230021028,
230110230021029, 230110230022000,
230110230022001, 230110230022002,
230110230022003, 230110230022004,
230110230022005, 230110230022006,
230110230022007, 230110230022008,
230110230022009, 230110230022010,
230110230022011, 230110230022012,
230110230022013, 230110230022014,
230110230022015, 230110230022016,
230110230022017, 230110230022018,
230110230022019, 230110230022020,
230110230022021, 230110230022022,
230110230022023, 230110230022024,
230110230022025, 230110230022026,
230110230022027, 230110230022028,
230110230022029, 230110230022030,
230110230023000, 230110230023001,
230110230023002, 230110230023003,
230110230023004, 230110230023005,
230110230023006, 230110230023007,
230110230023008, 230110230023009,
230110230023010, 230110230023011,
230110230023012, 230110230023013,
230110230023014, 230110230023015,
230110230023016, 230110230023017,
230110230023018, 230110230023019,
230110230023020, 230110230023021,
230110230023022, 230110230023023,
230110230023024, 230110230023025 and
230110230023026; and

B. In Waldo County, the minor civil division of Freedom.

64. House District 64. House District 64, wholly located in Kennebec County, consists of the following census blocks from the minor civil divisions of Winslow and Waterville: 230110241011000,
230110241011001, 230110241011002,
230110241011003, 230110241011004,
230110241011005, 230110241011006,
230110241011007, 230110241011008,
230110241011009, 230110241012000,
230110241012001, 230110241012002,
230110241012003, 230110241012004,
230110241012005, 230110241012006,
230110241012007, 230110241012008,
230110241012009, 230110241012010,
230110241012011, 230110241012012,
230110241012013, 230110241012014,
230110241012015, 230110241012016,
230110241012017, 230110241012018.

230110241013000, 230110241013001,
230110241013002, 230110241013003,
230110241013004, 230110241013005,
230110241013006, 230110241013007,
230110241013008, 230110241013009,
230110241013010, 230110241013011,
230110241013012, 230110241013013,
230110241013014, 230110241013015,
230110241013016, 230110241013017,
230110241013018, 230110241013019,
230110241013020, 230110241013021,
230110241013022, 230110241013023,
230110241014000, 230110241014001,
230110241014002, 230110241014003,
230110241014004, 230110241014005,
230110241014006, 230110241014007,
230110241014008, 230110241014009,
230110241014010, 230110241014011,
230110241014012, 230110241014013,
230110241014014, 230110241022000,
230110241022001, 230110241022002,
230110241022003, 230110241022004,
230110241022005, 230110241022006,
230110241022007, 230110241022008,
230110241022009, 230110241022010,
230110241022011, 230110241022012,
230110241022013, 230110241022014,
230110241022015, 230110241022016,
230110241022017, 230110241022018,
230110241022019, 230110241022020,
230110241022021, 230110241022022,
230110241022023, 230110241022024,
230110241022025, 230110241022026,
230110241022027, 230110241022028,
230110241022029, 230110241022030,
230110241022031, 230110241022032,
230110241022033, 230110241022034,
230110241022036, 230110241022039,
230110241022040, 230110241022041,
230110241022042, 230110241025000,
230110241025001, 230110241025002,
230110241025003, 230110241025004,
230110241025005, 230110241025007,
230110241026000, 230110241026001,
230110241026002, 230110241026003,
230110241026004, 230110241026005,
230110241026006, 230110241026007,
230110241026008, 230110242012000,
230110242012001, 230110242012002,
230110242012003, 230110242012004,
230110242012005, 230110242012009,
230110242012010, 230110242012011,
230110242012012, 230110242012026,
230110242021000, 230110242021001,
230110242021002, 230110242021003,
230110242021004, 230110242021005,
230110242021006, 230110242021007,
230110242021008, 230110242021009,
230110242021010, 230110242021011,

230110242021012, 230110242021013,
230110242021014, 230110242021015,
230110242021016, 230110242021017,
230110242021018, 230110242022003,
230110242022004, 230110242022005,
230110230012000, 230110230012001,
230110230012002, 230110230012003,
230110230012004, 230110230012005,
230110230012006, 230110230012007,
230110230012008, 230110230012014,
230110230012016, 230110230012017,
230110230012022, 230110230012023,
230110230012024, 230110230012025,
230110230012026, 230110230013000,
230110230013001, 230110230013002,
230110230013003, 230110230013004,
230110230013005, 230110230013006,
230110230013007, 230110230013008,
230110230013009, 230110230013010,
230110230013012, 230110230013013,
230110230013014, 230110230013015,
230110230013016, 230110230013017,
230110230014004, 230110230014005,
230110230014006, 230110230014007,
230110230014008, 230110230014009 and
230110230014010.

65. House District 65. House District 65, wholly located in Kennebec County, consists of the following census blocks from the minor civil division of Waterville: 230110241021000, 230110241021001, 230110241021002, 230110241021003, 230110241021004, 230110241021005, 230110241021006, 230110241021007, 230110241021008, 230110241021009, 230110241021010, 230110241021011, 230110241021012, 230110241022035, 230110241022037, 230110241022038, 230110241023000, 230110241023001, 230110241023002, 230110241023003, 230110241023004, 230110241023005, 230110241023006, 230110241023007, 230110241023008, 230110241024000, 230110241024001, 230110241024002, 230110241024003, 230110241024004, 230110241024005, 230110241024006, 230110241024007, 230110241024008, 230110241024009, 230110241024010, 230110241024011, 230110241024012, 230110241024013, 230110241024014, 230110241024015, 230110241024016, 230110241024017, 230110241025006, 230110241025008, 230110241025009, 230110241025010, 230110241025011, 230110241025012, 230110241025013, 230110241025014, 230110241025015, 230110241025016, 230110241025017, 230110241026009, 230110241026010, 230110241026011, 230110241026012, 230110241026013, 230110241026014,

- 230110241026015,
- 230110242011000,
- 230110242011002,
- 230110242011004,
- 230110242011006,
- 230110242011008,
- 230110242011010,
- 230110242011012,
- 230110242011014,
- 230110242011016,
- 230110242011018,
- 230110242011020,
- 230110242011022,
- 230110242012006,
- 230110242012008,
- 230110242012014,
- 230110242012016,
- 230110242012018,
- 230110242012020,
- 230110242012022,
- 230110242012024,
- 230110242012027,
- 230110242012029,
- 230110242012031,
- 230110242012033,
- 230110242012035,
- 230110242022000,
- 230110242022002,
- 230110242022007,
- 230110242022009,
- 230110242022011,
- 230110242022013,
- 230110242022015,
- 230110242022017,
- 230110242022019,
- 230110242022021,
- 230110242023001,
- 230110242023003,
- 230110242023005,
- 230110242023007,
- 230110242023009,
- 230110242023011,
- 230110242023013,
- 230110242023015,
- 230110242023017,
- 230110242023019,
- 230110242023021 and 230110242023022.

66. House District 66. House District 66 consists of:

A. In Kennebec County, the minor civil division of Oakland and the following census block from the minor civil division of Sidney: 230110170001000; and

B. In Somerset County, the minor civil divisions of Mercer, Smithfield and Starks.

67. House District 67. House District 67 consists of:

A. In Kennebec County, the minor civil division of Benton; and

B. In Somerset County, the minor civil division of Fairfield.

68. House District 68. House District 68 consists of:

A. In Kennebec County, the minor civil division of Clinton;

B. In Somerset County, the minor civil division of Pittsfield; and

C. In Waldo County, the minor civil divisions of Burnham and Troy.

69. House District 69. House District 69, wholly located in Somerset County, consists of the minor civil divisions of Canaan, Detroit, Hartland, Palmyra and St. Albans.

70. House District 70. House District 70, wholly located in Somerset County, consists of the minor civil division of Skowhegan.

71. House District 71. House District 71, wholly located in Somerset County, consists of the minor civil divisions of Cornville, Madison and Norridgewock.

72. House District 72. House District 72, wholly located in Somerset County, consists of the minor civil divisions and unorganized territories of Anson, Athens, Bingham, Caratunk, Central Somerset, Embden, Harmony, Moscow, Northeast Somerset, Pleasant Ridge Plantation, Ripley, Seboomook Lake and Solon.

73. House District 73. House District 73 consists of:

A. In Franklin County, the minor civil divisions and unorganized territories of Carrabassett Valley, Coplin Plantation, Dallas Plantation, East Central Franklin, Eustis, North Franklin, Kingfield, Phillips, Rangeley, Rangeley Plantation, Sandy River Plantation, West Central Franklin and Wyman Township;

B. In Oxford County, the minor civil divisions and unorganized territories of Andover, Gilead, Lincoln Plantation, Magalloway Plantation, Newry, North Oxford and Upton; and

C. In Somerset County, the minor civil divisions and unorganized territories of Dennistown Plantation, Highland Plantation, Jackman, Moose River, Northwest Somerset, The Forks Plantation and West Forks Plantation.

74. House District 74. House District 74 consists of:

A. In Franklin County, the minor civil divisions and unorganized territories of Avon, Carthage, Industry, New Vineyard, South Franklin, Strong, Temple, Weld and Wilton; and

B. In Somerset County, the minor civil division of New Portland.

75. House District 75. House District 75, wholly located in Franklin County, consists of the minor civil divisions of Chesterville and Farmington.

76. House District 76. House District 76 consists of:

A. In Androscoggin County, the minor civil division of Livermore Falls and the following census blocks from the minor civil division of Livermore:

<u>230010430001000,</u>	<u>230010430001001,</u>
<u>230010430001002,</u>	<u>230010430001003,</u>
<u>230010430001004,</u>	<u>230010430001005,</u>
<u>230010430001006,</u>	<u>230010430001007,</u>
<u>230010430001008,</u>	<u>230010430001009,</u>
<u>230010430001010,</u>	<u>230010430001012,</u>
<u>230010430001013,</u>	<u>230010430001015,</u>
<u>230010430001020,</u>	<u>230010430001021,</u>
<u>230010430001022,</u>	<u>230010430001023,</u>
<u>230010430001026,</u>	<u>230010430001027,</u>
<u>230010430001028,</u>	<u>230010430001029,</u>
<u>230010430001030,</u>	<u>230010430001031,</u>
<u>230010430001032,</u>	<u>230010430001033,</u>
<u>230010430001034,</u>	<u>230010430001035,</u>
<u>230010430001036,</u>	<u>230010430001037,</u>
<u>230010430001038,</u>	<u>230010430001039,</u>
<u>230010430001041,</u>	<u>230010430001042,</u>
<u>230010430001043,</u>	<u>230010430001044,</u>
<u>230010430001046,</u>	<u>230010430001047,</u>
<u>230010430001048,</u>	<u>230010430002000,</u>
<u>230010430002001,</u>	<u>230010430002002,</u>
<u>230010430002003,</u>	<u>230010430002004,</u>
<u>230010430002005,</u>	<u>230010430002006,</u>
<u>230010430002007,</u>	<u>230010430002008,</u>
<u>230010430002009,</u>	<u>230010430002010,</u>
<u>230010430002011,</u>	<u>230010430002012,</u>
<u>230010430002013,</u>	<u>230010430002014,</u>
<u>230010430002015,</u>	<u>230010430002016,</u>
<u>230010430002017,</u>	<u>230010430002018,</u>
<u>230010430002019,</u>	<u>230010430002020,</u>
<u>230010430002021,</u>	<u>230010430002022,</u>
<u>230010430002023,</u>	<u>230010430002024,</u>
<u>230010430002025,</u>	<u>230010430002026,</u>
<u>230010430002027,</u>	<u>230010430002028,</u>
<u>230010430002029,</u>	<u>230010430002030</u>

and 230010430002031; and

B. In Franklin County, the minor civil division of Jay.

77. House District 77. House District 77 consists of:

A. In Androscoggin County, the following census blocks from the minor civil division of Livermore:

<u>230010430001011,</u>	<u>230010430001014,</u>
<u>230010430001016,</u>	<u>230010430001017,</u>
<u>230010430001018,</u>	<u>230010430001019,</u>
<u>230010430001024,</u>	<u>230010430001025,</u>

230010430001040, 230010430001045 and 230010430001049; and

B. In Oxford County, the minor civil divisions of Canton, Dixfield, Hartford, Mexico and Peru.

78. House District 78. House District 78, wholly located in Oxford County, consists of the minor civil divisions and unorganized territories of Bethel, Byron, Hanover, Milton Township, Roxbury and Rumford.

79. House District 79. House District 79, wholly located in Oxford County, consists of the minor civil divisions of Paris, Sumner, West Paris and Woodstock.

80. House District 80. House District 80, wholly located in Oxford County, consists of the minor civil divisions of Buckfield, Hebron, Otisfield and Oxford.

81. House District 81. House District 81, wholly located in Oxford County, consists of the minor civil divisions and unorganized territories of Greenwood, Norway, South Oxford, Stoneham, Stow, Sweden and Waterford.

82. House District 82. House District 82, wholly located in Oxford County, consists of the minor civil divisions of Brownfield, Fryeburg, Hiram, Lovell and Porter.

83. House District 83. House District 83 consists of:

A. In Cumberland County, the minor civil divisions of Bridgton and Harrison; and

B. In Oxford County, the minor civil division of Denmark.

84. House District 84. House District 84, wholly located in Cumberland County, consists of the minor civil divisions of Baldwin, Naples and Sebago and the following census blocks from the minor civil division of Standish: 230050170022000, 230050170022001, 230050170022002, 230050170022003, 230050170022004, 230050170022005, 230050170022006, 230050170022007, 230050170022008, 230050170022009, 230050170022010, 230050170022011, 230050170022012, 230050170022013, 230050170022014, 230050170022021, 230050170041000, 230050170041001, 230050170041002, 230050170041003, 230050170041004, 230050170041006, 230050170041012, 230050170042000, 230050170042001, 230050170042002, 230050170042003, 230050170042004, 230050170042005, 230050170042006, 230050170042007, 230050170042008, 230050170042009, 230050170042010, 230050170042011, 230050170042012, 230050170042013, 230050170042014, 230050170042015, 230050170042016,

230050170042022, 230050170042023,
230050170042024 and 230050170042025.

85. House District 85. House District 85, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Standish: 230050170021000, 230050170021001,
230050170021003, 230050170021004,
230050170021005, 230050170021006,
230050170021007, 230050170021008,
230050170021009, 230050170021010,
230050170021011, 230050170021012,
230050170021013, 230050170021014,
230050170021015, 230050170022015,
230050170022016, 230050170022017,
230050170022018, 230050170022019,
230050170022020, 230050170022022,
230050170022023, 230050170022024,
230050170022025, 230050170022026,
230050170022027, 230050170022028,
230050170022029, 230050170022030,
230050170022031, 230050170022032,
230050170022033, 230050170022034,
230050170023000, 230050170023001,
230050170023002, 230050170023003,
230050170023004, 230050170023005,
230050170023006, 230050170023007,
230050170023008, 230050170023009,
230050170023010, 230050170023011,
230050170023012, 230050170031000,
230050170031001, 230050170031002,
230050170031003, 230050170031004,
230050170031005, 230050170031006,
230050170031007, 230050170031008,
230050170031009, 230050170031010,
230050170031011, 230050170031012,
230050170031013, 230050170031014,
230050170031015, 230050170031016,
230050170031017, 230050170031018,
230050170031019, 230050170031020,
230050170031021, 230050170031022,
230050170031023, 230050170031024,
230050170032000, 230050170032001,
230050170032002, 230050170032003,
230050170032004, 230050170032005,
230050170032006, 230050170032007,
230050170032008, 230050170032009,
230050170032010, 230050170032011,
230050170032012, 230050170032013,
230050170032014, 230050170032015,
230050170032016, 230050170032017,
230050170032018, 230050170032019,
230050170032020, 230050170032021,
230050170032022, 230050170033000,
230050170033001, 230050170033002,
230050170033003, 230050170033004,
230050170033005, 230050170033006,
230050170033007, 230050170033008,
230050170033009, 230050170033010,
230050170033011, 230050170033012,

230050170033013, 230050170033014,
230050170033015, 230050170033016,
230050170033017, 230050170033018,
230050170033019, 230050170033020,
230050170033021, 230050170033022,
230050170033023, 230050170033024,
230050170033025, 230050170033026,
230050170033027, 230050170033028,
230050170033029, 230050170041005,
230050170041007, 230050170041008,
230050170041009, 230050170041010,
230050170041011, 230050170041013,
230050170041014, 230050170041015,
230050170041016, 230050170041017,
230050170041018, 230050170041019,
230050170041020, 230050170041021,
230050170041022, 230050170041023,
230050170041024, 230050170041025,
230050170041026, 230050170041027,
230050170041028, 230050170041029,
230050170041030, 230050170042017,
230050170042018, 230050170042019,
230050170042020, 230050170042021,
230050170042026, 230050170042027,
230050170042028, 230050170042029,
230050170042030, 230050170042031,
230050170042032, 230050170042033,
230050170042034, 230050170042035,
230050170042036, 230050170042037,
230050170042038 and 230050170042039.

86. House District 86. House District 86 consists of:

A. In Androscoggin County, the following census blocks from the minor civil division of Poland: 230010410002005, 230010410002006,
230010410002008, 230010410002009,
230010410002010, 230010410002011,
230010410002015, 230010410002016,
230010410002017 and 230010410007008; and

B. In Cumberland County, the minor civil divisions of Casco, Frye Island and Raymond.

87. House District 87. House District 87, wholly located in Androscoggin County, consists of the minor civil division of Mechanic Falls and the following census blocks from the minor civil division of Poland: 230010410001000, 230010410001001,
230010410001002, 230010410001003,
230010410001004, 230010410001005,
230010410001006, 230010410001007,
230010410001008, 230010410001009,
230010410001010, 230010410001011,
230010410001012, 230010410001013,
230010410001014, 230010410001015,
230010410001016, 230010410001017,
230010410001018, 230010410001019,
230010410001020, 230010410002000,
230010410002001, 230010410002002,

<u>230010410002003,</u>	<u>230010410002004,</u>	<u>230010104001010,</u>	<u>230010104001011,</u>
<u>230010410002007,</u>	<u>230010410002012,</u>	<u>230010104001012,</u>	<u>230010104001013,</u>
<u>230010410002013,</u>	<u>230010410002014,</u>	<u>230010104001014,</u>	<u>230010104001015,</u>
<u>230010410003000,</u>	<u>230010410003001,</u>	<u>230010104001016,</u>	<u>230010104001017,</u>
<u>230010410003002,</u>	<u>230010410003003,</u>	<u>230010104001018,</u>	<u>230010104001019,</u>
<u>230010410003004,</u>	<u>230010410003005,</u>	<u>230010104001020,</u>	<u>230010104001021,</u>
<u>230010410003006,</u>	<u>230010410003007,</u>	<u>230010104001022,</u>	<u>230010104001023,</u>
<u>230010410003008,</u>	<u>230010410003009,</u>	<u>230010104002000,</u>	<u>230010104002001,</u>
<u>230010410003010,</u>	<u>230010410003011,</u>	<u>230010104002002,</u>	<u>230010104002005,</u>
<u>230010410003012,</u>	<u>230010410004000,</u>	<u>230010104002006,</u>	<u>230010104002007,</u>
<u>230010410004001,</u>	<u>230010410004002,</u>	<u>230010104002008,</u>	<u>230010104002009,</u>
<u>230010410004003,</u>	<u>230010410004004,</u>	<u>230010104002012,</u>	<u>230010104002014,</u>
<u>230010410004005,</u>	<u>230010410004006,</u>	<u>230010104002015,</u>	<u>230010104003003,</u>
<u>230010410004007,</u>	<u>230010410004008,</u>	<u>230010104003007,</u>	<u>230010104003008,</u>
<u>230010410004009,</u>	<u>230010410004010,</u>	<u>230010105001019,</u>	<u>230010105001020,</u>
<u>230010410004011,</u>	<u>230010410004012,</u>	<u>230010105002027,</u>	<u>230010106001000,</u>
<u>230010410004013,</u>	<u>230010410004014,</u>	<u>230010106001001,</u>	<u>230010106001002,</u>
<u>230010410004015,</u>	<u>230010410004016,</u>	<u>230010106001003,</u>	<u>230010106001004,</u>
<u>230010410004017,</u>	<u>230010410004018,</u>	<u>230010106001005,</u>	<u>230010106001006,</u>
<u>230010410004019,</u>	<u>230010410005000,</u>	<u>230010106001007,</u>	<u>230010106001008,</u>
<u>230010410005001,</u>	<u>230010410005002,</u>	<u>230010106001009,</u>	<u>230010106001010,</u>
<u>230010410005003,</u>	<u>230010410005004,</u>	<u>230010106001011,</u>	<u>230010106001012,</u>
<u>230010410005005,</u>	<u>230010410005006,</u>	<u>230010106001013,</u>	<u>230010106001014,</u>
<u>230010410005007,</u>	<u>230010410005008,</u>	<u>230010106001015,</u>	<u>230010106001016,</u>
<u>230010410005009,</u>	<u>230010410005010,</u>	<u>230010106001017,</u>	<u>230010106001018,</u>
<u>230010410005011,</u>	<u>230010410005012,</u>	<u>230010106001019,</u>	<u>230010106001020,</u>
<u>230010410005013,</u>	<u>230010410005014,</u>	<u>230010106001021,</u>	<u>230010106001022,</u>
<u>230010410005015,</u>	<u>230010410005016,</u>	<u>230010106001023,</u>	<u>230010106001024,</u>
<u>230010410006000,</u>	<u>230010410006001,</u>	<u>230010106001025,</u>	<u>230010106001026,</u>
<u>230010410006002,</u>	<u>230010410006003,</u>	<u>230010106001027,</u>	<u>230010106001028,</u>
<u>230010410006004,</u>	<u>230010410006005,</u>	<u>230010106001029,</u>	<u>230010106001030,</u>
<u>230010410006006,</u>	<u>230010410006007,</u>	<u>230010106001031,</u>	<u>230010106001032,</u>
<u>230010410006008,</u>	<u>230010410006009,</u>	<u>230010106001033,</u>	<u>230010106001034,</u>
<u>230010410006010,</u>	<u>230010410006011,</u>	<u>230010106001035,</u>	<u>230010106001036,</u>
<u>230010410006012,</u>	<u>230010410006013,</u>	<u>230010106001037,</u>	<u>230010106001038,</u>
<u>230010410006014,</u>	<u>230010410006015,</u>	<u>230010106001039,</u>	<u>230010106001040,</u>
<u>230010410006016,</u>	<u>230010410006017,</u>	<u>230010106001041,</u>	<u>230010106001042,</u>
<u>230010410007000,</u>	<u>230010410007001,</u>	<u>230010106001043,</u>	<u>230010106001044,</u>
<u>230010410007002,</u>	<u>230010410007003,</u>	<u>230010106001045,</u>	<u>230010106001046,</u>
<u>230010410007004,</u>	<u>230010410007005,</u>	<u>230010106001047,</u>	<u>230010106001048,</u>
<u>230010410007006,</u>	<u>230010410007007,</u>	<u>230010106001049,</u>	<u>230010106001050,</u>
<u>230010410007009,</u>	<u>230010410007010,</u>	<u>230010106001051,</u>	<u>230010106001052,</u>
<u>230010410007011,</u>	<u>230010410007012,</u>	<u>230010106001053,</u>	<u>230010106001054,</u>
<u>230010410007013,</u>	<u>230010410007014,</u>	<u>230010106001055,</u>	<u>230010106001056,</u>
<u>230010410007015,</u>	<u>230010410007016,</u>	<u>230010106001057,</u>	<u>230010106001058,</u>
<u>230010410007017,</u>	<u>230010410007018,</u>	<u>230010106001059,</u>	<u>230010106001060,</u>
<u>230010410007019,</u>	<u>230010410007020,</u>	<u>230010106001061,</u>	<u>230010106001062,</u>
<u>230010410007021,</u>	<u>230010410007022</u> and	<u>230010106001063,</u>	<u>230010106001064,</u>
<u>230010410007023.</u>		<u>230010106001065,</u>	<u>230010106001066,</u>
		<u>230010106001067,</u>	<u>230010106002000,</u>
		<u>230010106002001,</u>	<u>230010106002002,</u>
		<u>230010106002003,</u>	<u>230010106002004,</u>
		<u>230010106002005,</u>	<u>230010106002006,</u>
		<u>230010106002007,</u>	<u>230010106002008,</u>
		<u>230010106002009,</u>	<u>230010106002010,</u>
		<u>230010106002011,</u>	<u>230010106002012,</u>
		<u>230010106002013,</u>	<u>230010106002014,</u>
		<u>230010106002015,</u>	<u>230010106002016,</u>
		<u>230010106002017,</u>	<u>230010106002018,</u>

88. House District 88. House District 88, wholly located in Androscoggin County, consists of the following census blocks from the minor civil division of Auburn: 230010101001040, 230010101001041, 230010101001043, 230010101001047, 230010104001000, 230010104001001, 230010104001002, 230010104001003, 230010104001004, 230010104001005, 230010104001006, 230010104001007, 230010104001008, 230010104001009,

230010106002019, 230010106002020,
230010106002021, 230010106002022,
230010106002023, 230010106002024,
230010106002025, 230010106002026,
230010106002027, 230010106002028,
230010107001000, 230010107001001,
230010107001002, 230010107001003,
230010107001004, 230010107001005,
230010107001006, 230010107001007,
230010107001008, 230010107001009,
230010107001010, 230010107001011,
230010107001012, 230010107001013,
230010107001014, 230010107001015,
230010107001016, 230010107001017,
230010107001018, 230010107001019,
230010107001020, 230010107001021,
230010107001022, 230010107001023,
230010107001024, 230010107001025,
230010107001026, 230010107001027,
230010107001028, 230010107001029,
230010107001030, 230010107001031,
230010107001032, 230010107001033,
230010107001034, 230010107001035,
230010107001038, 230010107001039,
230010107001040, 230010107001042,
230010107001043, 230010107001044,
230010107001045, 230010107001046,
230010107001047, 230010107001048,
230010107001049, 230010107001050,
230010107001051, 230010107001052,
230010107001053, 230010107002000,
230010107002001, 230010107002002,
230010107002003, 230010107002004,
230010107002005, 230010107002006,
230010107002007, 230010107002008,
230010107002009, 230010107002010,
230010107002011, 230010107002012,
230010107002013, 230010107002014,
230010107002015, 230010107002016,
230010107002017, 230010107002018,
230010107002019, 230010107002020,
230010107002021, 230010107002022,
230010107002023, 230010107002024,
230010107002025, 230010107002026,
230010107002027, 230010107002028,
230010107002029, 230010107002030,
230010107002031, 230010107002032,
230010107002033, 230010107002034,
230010107002035, 230010107002036,
230010107002037, 230010107002038,
230010107002039, 230010107002040,
230010107002041, 230010108003009,
230010108003010, 230010108003014,
230010108003015, 230010108003016,
230010108003017, 230010108003018,
230010108003019 and 230010108003020.

89. House District 89. House District 89, wholly located in Androscoggin County, consists of the follow-

ing census blocks from the minor civil division of Auburn: 230010101001000, 230010101001001,
230010101001002, 230010101001003,
230010101001004, 230010101001005,
230010101001006, 230010101001007,
230010101001008, 230010101001009,
230010101001010, 230010101001011,
230010101001012, 230010101001013,
230010101001014, 230010101001015,
230010101001016, 230010101001017,
230010101001018, 230010101001019,
230010101001020, 230010101001021,
230010101001022, 230010101001023,
230010101001024, 230010101001025,
230010101001026, 230010101001027,
230010101001028, 230010101001029,
230010101001030, 230010101001031,
230010101001032, 230010101001033,
230010101001034, 230010101001035,
230010101001036, 230010101001037,
230010101001038, 230010101001039,
230010101001042, 230010101001044,
230010101001045, 230010101001046,
230010102001009, 230010102001011,
230010102002035, 230010102002036,
230010102002037, 230010102003000,
230010102003001, 230010102003002,
230010102003003, 230010102003004,
230010102003005, 230010102003006,
230010102003007, 230010102003008,
230010102003010, 230010102003011,
230010102003012, 230010102004000,
230010102004001, 230010102004002,
230010102004003, 230010102004004,
230010102004005, 230010102004006,
230010102004007, 230010102004008,
230010102004009, 230010102004010,
230010102004011, 230010102004012,
230010102004013, 230010102004014,
230010103001004, 230010103001005,
230010103001006, 230010103001009,
230010103001010, 230010103001011,
230010103001012, 230010103001013,
230010103001014, 230010103001015,
230010103001016, 230010103001017,
230010103001018, 230010103001020,
230010103002000, 230010103002001,
230010103002002, 230010103002003,
230010103002004, 230010103002005,
230010103002006, 230010103002007,
230010103002008, 230010103002009,
230010103003000, 230010103003001,
230010103003002, 230010103003003,
230010103003004, 230010103003005,
230010103003006, 230010103003007,
230010103003008, 230010103003009,
230010105001000, 230010105001001,
230010105001002, 230010105001003,
230010105001004, 230010105001005,

230010105001006, 230010105001007,
230010105001008, 230010105001009,
230010105001010, 230010105001011,
230010105001012, 230010105001013,
230010105001014, 230010105001015,
230010105001016, 230010105001017,
230010105001018, 230010105002000,
230010105002001, 230010105002002,
230010105002003, 230010105002004,
230010105002005, 230010105002006,
230010105002007, 230010105002008,
230010105002009, 230010105002010,
230010105002011, 230010105002012,
230010105002013, 230010105002014,
230010105002015, 230010105002016,
230010105002017, 230010105002018,
230010105002019, 230010105002020,
230010105002021, 230010105002022,
230010105002023, 230010105002024,
230010105002025, 230010105002026,
230010105002028, 230010105002029,
230010105002030, 230010108001014,
230010108001015 and 230010108001016.

90. House District 90. House District 90, wholly located in Androscoggin County, consists of the minor civil division of Minot and the following census blocks from the minor civil division of Auburn:

230010102001000, 230010102001001,
230010102001002, 230010102001003,
230010102001004, 230010102001005,
230010102001006, 230010102001007,
230010102001008, 230010102001010,
230010102001012, 230010102001013,
230010102002000, 230010102002001,
230010102002002, 230010102002003,
230010102002004, 230010102002005,
230010102002006, 230010102002007,
230010102002008, 230010102002009,
230010102002010, 230010102002011,
230010102002012, 230010102002013,
230010102002014, 230010102002015,
230010102002016, 230010102002017,
230010102002018, 230010102002019,
230010102002020, 230010102002021,
230010102002022, 230010102002023,
230010102002024, 230010102002025,
230010102002026, 230010102002027,
230010102002028, 230010102002029,
230010102002030, 230010102002031,
230010102002032, 230010102002033,
230010102002034, 230010102002038,
230010102002039, 230010102002040,
230010102002041, 230010102002042,
230010102002043, 230010102002044,
230010102002045, 230010102002046,
230010102002047, 230010102002048,
230010102002049, 230010102002050,
230010102002051, 230010102002052,
230010102002053, 230010102002054,

230010102002055, 230010102003009,
230010103001000, 230010103001001,
230010103001002, 230010103001003,
230010103001007, 230010103001008,
230010103001019, 230010104002003,
230010104002004, 230010104002010,
230010104002011, 230010104002013,
230010104003000, 230010104003001,
230010104003002, 230010104003004,
230010104003005, 230010104003006,
230010107001036, 230010107001037,
230010107001041, 230010108001000,
230010108001001, 230010108001002,
230010108001003, 230010108001004,
230010108001005, 230010108001006,
230010108001007, 230010108001008,
230010108001009, 230010108001010,
230010108001011, 230010108001012,
230010108001013, 230010108001017,
230010108001018, 230010108001019,
230010108001020, 230010108002000,
230010108002001, 230010108002002,
230010108002003, 230010108002004,
230010108002005, 230010108002006,
230010108002007, 230010108002008,
230010108002009, 230010108002010,
230010108002011, 230010108002012,
230010108002013, 230010108002014,
230010108002015, 230010108003000,
230010108003001, 230010108003002,
230010108003003, 230010108003004,
230010108003005, 230010108003006,
230010108003007, 230010108003008,
230010108003011, 230010108003012 and
230010108003013.

91. House District 91. House District 91 consists of:

- A. In Androscoggin County, the minor civil divisions of Leeds and Turner; and
- B. In Kennebec County, the minor civil division of Wayne.

92. House District 92. House District 92, wholly located in Androscoggin County, consists of the minor civil divisions of Greene and Sabattus.

93. House District 93. House District 93, wholly located in Androscoggin County, consists of the following census blocks from the minor civil division of Lewiston: 230010202001000, 230010202001001,
230010202001002, 230010202001003,
230010202001004, 230010202001005,
230010202001006, 230010202001007,
230010202001008, 230010202001009,
230010202001010, 230010202001011,
230010202001012, 230010202002000,
230010202002001, 230010202002002,
230010202002003, 230010202002004,
230010202002005, 230010202002006,

<u>230010202002007,</u>	<u>230010202002008,</u>	<u>230010201001004,</u>	<u>230010201001005,</u>
<u>230010202002009,</u>	<u>230010202002010,</u>	<u>230010201001006,</u>	<u>230010201001007,</u>
<u>230010202002011,</u>	<u>230010202002012,</u>	<u>230010201001008,</u>	<u>230010201001009,</u>
<u>230010202002013,</u>	<u>230010202002014,</u>	<u>230010201001010,</u>	<u>230010201001011,</u>
<u>230010203011000,</u>	<u>230010203011001,</u>	<u>230010201001015,</u>	<u>230010201001016,</u>
<u>230010203013000,</u>	<u>230010203013001,</u>	<u>230010201001017,</u>	<u>230010201002000,</u>
<u>230010203013002,</u>	<u>230010203013003,</u>	<u>230010201002001,</u>	<u>230010201002002,</u>
<u>230010203013004,</u>	<u>230010203013005,</u>	<u>230010201002003,</u>	<u>230010201002004,</u>
<u>230010203013006,</u>	<u>230010203013007,</u>	<u>230010201002005,</u>	<u>230010201002006,</u>
<u>230010203013008,</u>	<u>230010203013009,</u>	<u>230010201002007,</u>	<u>230010201002008,</u>
<u>230010203013010,</u>	<u>230010203013011,</u>	<u>230010201002009,</u>	<u>230010201002010,</u>
<u>230010203013012,</u>	<u>230010203013013,</u>	<u>230010201002011,</u>	<u>230010201003000,</u>
<u>230010203013014,</u>	<u>230010203021006,</u>	<u>230010201003001,</u>	<u>230010201003002,</u>
<u>230010203021007,</u>	<u>230010203021008,</u>	<u>230010201003003,</u>	<u>230010201003004,</u>
<u>230010203021009,</u>	<u>230010203021010,</u>	<u>230010201003005,</u>	<u>230010201003006,</u>
<u>230010203021011,</u>	<u>230010207004000,</u>	<u>230010201003007,</u>	<u>230010201003008,</u>
<u>230010207004001,</u>	<u>230010207004002,</u>	<u>230010201003009,</u>	<u>230010201003010,</u>
<u>230010207004003,</u>	<u>230010207004004,</u>	<u>230010201003011,</u>	<u>230010201003012,</u>
<u>230010207004005,</u>	<u>230010207004006,</u>	<u>230010201003013,</u>	<u>230010201003014,</u>
<u>230010207004007,</u>	<u>230010207004008,</u>	<u>230010201003015,</u>	<u>230010201003016,</u>
<u>230010207004009,</u>	<u>230010207004010,</u>	<u>230010201003017,</u>	<u>230010202002015,</u>
<u>230010207004011,</u>	<u>230010207004012,</u>	<u>230010202002016,</u>	<u>230010202002017,</u>
<u>230010207004013,</u>	<u>230010207004014,</u>	<u>230010202002018,</u>	<u>230010202002019,</u>
<u>230010207004015,</u>	<u>230010207004016,</u>	<u>230010202002020,</u>	<u>230010202002021,</u>
<u>230010207004017,</u>	<u>230010209001000,</u>	<u>230010202002022,</u>	<u>230010203012000,</u>
<u>230010209001001,</u>	<u>230010209001002,</u>	<u>230010203012001,</u>	<u>230010203012002,</u>
<u>230010209001003,</u>	<u>230010209001004,</u>	<u>230010203012003,</u>	<u>230010203012004,</u>
<u>230010209001005,</u>	<u>230010209001006,</u>	<u>230010203012005,</u>	<u>230010203012006,</u>
<u>230010209001007,</u>	<u>230010209001008,</u>	<u>230010203012007,</u>	<u>230010203012008,</u>
<u>230010209001009,</u>	<u>230010209001010,</u>	<u>230010203012009,</u>	<u>230010203012010,</u>
<u>230010209001011,</u>	<u>230010209001012,</u>	<u>230010203012011,</u>	<u>230010203012000,</u>
<u>230010209001013,</u>	<u>230010209001014,</u>	<u>230010203021001,</u>	<u>230010203021002,</u>
<u>230010209001015,</u>	<u>230010209001016,</u>	<u>230010203021003,</u>	<u>230010203021004,</u>
<u>230010209001017,</u>	<u>230010209001018,</u>	<u>230010203021005,</u>	<u>230010203021012,</u>
<u>230010209001019,</u>	<u>230010209002000,</u>	<u>230010203021013,</u>	<u>230010203021014,</u>
<u>230010209002001,</u>	<u>230010209002002,</u>	<u>230010203021015,</u>	<u>230010203021016,</u>
<u>230010209002003,</u>	<u>230010209002004,</u>	<u>230010203021017,</u>	<u>230010203021018,</u>
<u>230010209002005,</u>	<u>230010209002006,</u>	<u>230010203021019,</u>	<u>230010203021020,</u>
<u>230010209002007,</u>	<u>230010209002008,</u>	<u>230010203021021,</u>	<u>230010203021022,</u>
<u>230010209002009,</u>	<u>230010209002010,</u>	<u>230010203021023,</u>	<u>230010203021024,</u>
<u>230010209002011,</u>	<u>230010209002012,</u>	<u>230010203021025,</u>	<u>230010203021026,</u>
<u>230010209002013,</u>	<u>230010209002014,</u>	<u>230010203021027,</u>	<u>230010203031000,</u>
<u>230010209002015,</u>	<u>230010209003000,</u>	<u>230010203031001,</u>	<u>230010203031002,</u>
<u>230010209003001,</u>	<u>230010209003002,</u>	<u>230010203031003,</u>	<u>230010203031004,</u>
<u>230010209003003,</u>	<u>230010209003004,</u>	<u>230010203031005,</u>	<u>230010203031006,</u>
<u>230010209003005,</u>	<u>230010209003006,</u>	<u>230010203031007,</u>	<u>230010203031008,</u>
<u>230010209003007,</u>	<u>230010209003008,</u>	<u>230010203031009,</u>	<u>230010203031010,</u>
<u>230010209003009,</u>	<u>230010209003010,</u>	<u>230010203031011,</u>	<u>230010203031012,</u>
<u>230010209003011,</u>	<u>230010209003012,</u>	<u>230010203031013,</u>	<u>230010203031014,</u>
<u>230010209004000,</u>	<u>230010209004001,</u>	<u>230010203031015,</u>	<u>230010203031016,</u>
<u>230010209004002,</u>	<u>230010209004003,</u>	<u>230010203031017,</u>	<u>230010203031018,</u>
<u>230010209004004,</u>	<u>230010209004005,</u>	<u>230010203031019,</u>	<u>230010203031020,</u>
<u>230010209004006,</u>	<u>230010209004007,</u>	<u>230010203031021,</u>	<u>230010203031022,</u>
<u>230010209004008 and 230010209004009.</u>		<u>230010203031023,</u>	<u>230010203031024,</u>
		<u>230010203031025,</u>	<u>230010203031026,</u>
		<u>230010205003000,</u>	<u>230010205003001,</u>
		<u>230010205003002,</u>	<u>230010205003003,</u>
		<u>230010205003004,</u>	<u>230010205003005,</u>
		<u>230010205003006,</u>	<u>230010205003007,</u>

94. House District 94. House District 94, wholly located in Androscoggin County, consists of the following census blocks from the minor civil division of Lewiston: 230010201001000, 230010201001001, 230010201001002, 230010201001003,

230010207002006, 230010207002010,
230010207002011, 230010207002012,
230010207002013, 230010207003000,
230010207003001, 230010207003002,
230010207003003, 230010207003004,
230010207003005, 230010207003006,
230010207003007, 230010207003008,
230010207003009, 230010207003010,
230010207005000, 230010207005001,
230010207005002, 230010207005003,
230010207005004, 230010207005005,
230010207005006, 230010207005007,
230010207005008, 230010207005009,
230010207005010, 230010207005011,
230010207005012, 230010207005013,
230010207005014, 230010207005015,
230010207005016, 230010207005017,
230010208012000, 230010208012001 and
230010208012002.

95. House District 95. House District 95, wholly located in Androscoggin County, consists of the following census blocks from the minor civil division of Lewiston: 230010201001012, 230010201001013,
230010201001014, 230010204011000,
230010204011001, 230010204011002,
230010204011003, 230010204011004,
230010204011005, 230010204011006,
230010204011007, 230010204021000,
230010204021001, 230010204021002,
230010204021003, 230010204021004,
230010204021005, 230010204021006,
230010204021007, 230010204021008,
230010204021009, 230010204021010,
230010204021011, 230010204021012,
230010204021013, 230010204021014,
230010204021015, 230010204021016,
230010204021017, 230010204022000,
230010204022001, 230010204022002,
230010204022003, 230010204022004,
230010204022005, 230010204022006,
230010204022007, 230010204022008,
230010204022009, 230010204022010,
230010204022011, 230010204022012,
230010204022013, 230010204022014,
230010204022015, 230010204022016,
230010204022017, 230010204022018,
230010204022019, 230010204022020,
230010204022021, 230010205001000,
230010205001001, 230010205001002,
230010205001003, 230010205001004,
230010205001005, 230010205001006,
230010205001007, 230010205001008,
230010205002000, 230010205002001,
230010205002002, 230010205002003,
230010205002004, 230010205002005,
230010205002006, 230010205002007,
230010205002008, 230010205002009,
230010205002010, 230010205002011,
230010205002012, 230010205004000,

230010205004001, 230010205004002,
230010205004003, 230010205004004,
230010205004005, 230010205004006,
230010205004007, 230010205004008,
230010205004009, 230010205004010,
230010205004011, 230010205004012,
230010205004013, 230010205004014,
230010205004015, 230010205004016,
230010205004017, 230010205005000,
230010205005001, 230010205005002,
230010205005003, 230010205005004,
230010205005005, 230010205005006,
230010205005007, 230010205005008,
230010205005009, 230010205005010,
230010205005011, 230010205005012,
230010205005013, 230010205005014,
230010206001000, 230010206001001,
230010206001007, 230010206001008,
230010206001009, 230010206001010,
230010206001011, 230010206001012,
230010206001013, 230010206001014,
230010206001015, 230010206001016,
230010206001017, 230010206001025,
230010206001026, 230010207001000,
230010207001003, 230010207001004,
230010207001005, 230010207002000,
230010207002001, 230010207002002,
230010207002003, 230010207002004,
230010207002005, 230010207002007,
230010207002008 and 230010207002009.

96. House District 96. House District 96, wholly located in Androscoggin County, consists of the following census blocks from the minor civil division of Lewiston: 230010206001002, 230010206001003,
230010206001004, 230010206001005,
230010206001006, 230010206001018,
230010206001019, 230010206001020,
230010206001021, 230010206001022,
230010206001023, 230010206001024,
230010206001027, 230010206001028,
230010206001029, 230010206001030,
230010206001031, 230010206001032,
230010206001033, 230010206001034,
230010206001035, 230010206001036,
230010206001037, 230010206001038,
230010206002000, 230010206002001,
230010206002002, 230010206002003,
230010206002004, 230010206002005,
230010206002006, 230010206002007,
230010206002008, 230010206002009,
230010206002010, 230010206002011,
230010206003000, 230010206003001,
230010206003002, 230010206003003,
230010206003004, 230010206003005,
230010206003006, 230010206003007,
230010206003008, 230010206003009,
230010206003010, 230010206003011,
230010206003012, 230010206003013,
230010206003014, 230010206003015,

<u>230010206003016,</u>	<u>230010206003017,</u>	<u>230010301003007,</u>	<u>230010301003008,</u>
<u>230010206003018,</u>	<u>230010206003019,</u>	<u>230010301003009,</u>	<u>230010301003010,</u>
<u>230010206003020,</u>	<u>230010206003021,</u>	<u>230010301003011,</u>	<u>230010301003012,</u>
<u>230010206003022,</u>	<u>230010206003023,</u>	<u>230010301003013,</u>	<u>230010301004000,</u>
<u>230010206003024,</u>	<u>230010206003025,</u>	<u>230010301004001,</u>	<u>230010301004002,</u>
<u>230010206003026,</u>	<u>230010207001001,</u>	<u>230010301004003,</u>	<u>230010301004004,</u>
<u>230010207001002,</u>	<u>230010208011000,</u>	<u>230010301004005,</u>	<u>230010301004006,</u>
<u>230010208011001,</u>	<u>230010208011002,</u>	<u>230010301004007,</u>	<u>230010301004008,</u>
<u>230010208011003,</u>	<u>230010208011004,</u>	<u>230010301004009,</u>	<u>230010301004010,</u>
<u>230010208011005,</u>	<u>230010208011006,</u>	<u>230010301004011,</u>	<u>230010301004012,</u>
<u>230010208011007,</u>	<u>230010208011008,</u>	<u>230010301004013,</u>	<u>230010301004014,</u>
<u>230010208011009,</u>	<u>230010208011010,</u>	<u>230010301005000,</u>	<u>230010301005001,</u>
<u>230010208011011,</u>	<u>230010208011012,</u>	<u>230010301005002,</u>	<u>230010301005003,</u>
<u>230010208013000,</u>	<u>230010208013001,</u>	<u>230010301005004,</u>	<u>230010301005005,</u>
<u>230010208014000,</u>	<u>230010208014001,</u>	<u>230010301005006,</u>	<u>230010301005007,</u>
<u>230010208014002,</u>	<u>230010208014003,</u>	<u>230010301005008,</u>	<u>230010301005009,</u>
<u>230010208014004,</u>	<u>230010208021000,</u>	<u>230010301005010,</u>	<u>230010301005011,</u>
<u>230010208021001,</u>	<u>230010208021002,</u>	<u>230010301005012,</u>	<u>230010301005013,</u>
<u>230010208021003,</u>	<u>230010208021004,</u>	<u>230010301005014,</u>	<u>230010301005015,</u>
<u>230010208021005,</u>	<u>230010208021006,</u>	<u>230010301005016,</u>	<u>230010301006000,</u>
<u>230010208021007,</u>	<u>230010208021008,</u>	<u>230010301006001,</u>	<u>230010301006002,</u>
<u>230010208021009,</u>	<u>230010208021010,</u>	<u>230010301006003,</u>	<u>230010301006004,</u>
<u>230010208021011,</u>	<u>230010208021012,</u>	<u>230010301006005,</u>	<u>230010301006006,</u>
<u>230010208021013,</u>	<u>230010208021014,</u>	<u>230010301006007,</u>	<u>230010301006008,</u>
<u>230010208022000,</u>	<u>230010208022001,</u>	<u>230010301006009,</u>	<u>230010301006010,</u>
<u>230010208022002,</u>	<u>230010208022003,</u>	<u>230010301006011,</u>	<u>230010301006012,</u>
<u>230010208022004,</u>	<u>230010208022005,</u>	<u>230010301006013,</u>	<u>230010301006014,</u>
<u>230010208022006,</u>	<u>230010208022007,</u>	<u>230010301006015,</u>	<u>230010301006016,</u>
<u>230010208022008,</u>	<u>230010208022009,</u>	<u>230010301006017,</u>	<u>230010301006018,</u>
<u>230010208022010,</u>	<u>230010208022011,</u>	<u>230010302001000,</u>	<u>230010302001001,</u>
<u>230010208022012,</u>	<u>230010208023000,</u>	<u>230010302001002,</u>	<u>230010302001003,</u>
<u>230010208023001,</u>	<u>230010208023002,</u>	<u>230010302001004,</u>	<u>230010302001005,</u>
<u>230010208023003,</u>	<u>230010208023004,</u>	<u>230010302001006,</u>	<u>230010302001007,</u>
<u>230010208023005,</u>	<u>230010208023006,</u>	<u>230010302001008,</u>	<u>230010302001009,</u>
<u>230010208023007,</u>	<u>230010208023008,</u>	<u>230010302001010,</u>	<u>230010302001011,</u>
<u>230010208024000,</u>	<u>230010208024001,</u>	<u>230010302001012,</u>	<u>230010302001013,</u>
<u>230010208024002,</u>	<u>230010208024003,</u>	<u>230010302001014,</u>	<u>230010302001015,</u>
<u>230010208024004,</u>	<u>230010208024005,</u>	<u>230010302001016,</u>	<u>230010302001017,</u>
<u>230010208024006,</u>	<u>230010208024007,</u>	<u>230010302001018,</u>	<u>230010302001019,</u>
<u>230010208024008,</u>	<u>230010208024009</u>	<u>230010302001020,</u>	<u>230010302001021,</u>
<u>230010208024010,</u>		<u>230010302001022,</u>	<u>230010302001023,</u>
		<u>230010302002000,</u>	<u>230010302002001,</u>
		<u>230010302002002,</u>	<u>230010302002003,</u>
		<u>230010302002004,</u>	<u>230010302002005,</u>
		<u>230010302002006,</u>	<u>230010302002007,</u>
		<u>230010302002008,</u>	<u>230010302002009,</u>
		<u>230010302002010,</u>	<u>230010302002011,</u>
		<u>230010302002012,</u>	<u>230010302002013,</u>
		<u>230010302002014,</u>	<u>230010302002015,</u>
		<u>230010302002016,</u>	<u>230010302002027,</u>
		<u>230010302002028,</u>	<u>230010302002029,</u>
		<u>230010302002030,</u>	<u>230010302002031,</u>
		<u>230010302002032,</u>	<u>230010302002033,</u>
		<u>230010302002034,</u>	<u>230010302002035,</u>
		<u>230010302002036,</u>	<u>230010302002040,</u>
		<u>230010302002041,</u>	<u>230010302002046,</u>
		<u>230010302002047,</u>	<u>230010302003000,</u>
		<u>230010302003001,</u>	<u>230010302003002,</u>
		<u>230010302003003,</u>	<u>230010302003004,</u>

97. House District 97. House District 97, wholly located in Androscoggin County, consists of the following census blocks from the minor civil division of Lisbon: 230010301001000, 230010301001001, 230010301001002, 230010301001003, 230010301001004, 230010301001005, 230010301001006, 230010301001007, 230010301001008, 230010301001009, 230010301001010, 230010301001011, 230010301002000, 230010301002001, 230010301002002, 230010301002003, 230010301002004, 230010301002005, 230010301002006, 230010301002007, 230010301002008, 230010301002009, 230010301002010, 230010301003000, 230010301003001, 230010301003002, 230010301003003, 230010301003004, 230010301003005, 230010301003006,

230010302003005, 230010302003006,
230010302003007, 230010302003008,
230010302003009, 230010302003017 and
230010302003018.

98. House District 98. House District 98 consists of:

A. In Androscoggin County, the minor civil division of Durham and the following census blocks from the minor civil division of Lisbon:
230010302002017, 230010302002018,
230010302002019, 230010302002020,
230010302002021, 230010302002022,
230010302002023, 230010302002024,
230010302002025, 230010302002026,
230010302002037, 230010302002038,
230010302002039, 230010302002042,
230010302002043, 230010302002044,
230010302002045, 230010302003010,
230010302003011, 230010302003012,
230010302003013, 230010302003014,
230010302003015, 230010302003016 and
230010302003019;

B. In Cumberland County, the minor civil division of Pownal; and

C. In Sagadahoc County, the following census blocks from the minor civil divisions of Bowdoin and Topsham:
230239702003000,
230239702003001, 230239702003002,
230239702003003, 230239702003004,
230239702003005, 230239702003006,
230239702003007, 230239702003008,
230239702003009, 230239702003010,
230239702003011, 230239702003012,
230239702003014, 230239702003015,
230239702003016, 230239703011000,
230239703011001, 230239703011002,
230239703011004, 230239703011005,
230239703011013, 230239703014007,
230239703014008, 230239703014009,
230239703014010, 230239703014011,
230239703014012, 230239703014013,
230239703014014 and 230239703014034.

99. House District 99. House District 99, wholly located in Cumberland County, consists of the minor civil division of Harpswell and the following census blocks from the minor civil division of Brunswick:

230050111001000, 230050111001001,
230050111001002, 230050111001003,
230050111001004, 230050111001005,
230050111001006, 230050111001007,
230050111001008, 230050111001009,
230050111001010, 230050111001011,
230050111001012, 230050111001013,
230050111001014, 230050111001015,
230050111001016, 230050111001017,
230050111001018, 230050111001019,
230050111001020, 230050111001021,

230050111001022, 230050111001023,
230050111001024, 230050111001025,
230050111001026, 230050111001027,
230050111001028, 230050111001029,
230050111001030, 230050111001031,
230050111001032, 230050111001033,
230050111001034, 230050111001035,
230050111001036, 230050111001037,
230050111001038, 230050111001039,
230050111001040, 230050111001041,
230050111001042, 230050111001043,
230050111002000, 230050111002001,
230050111002002, 230050111002003,
230050111002004, 230050111002005,
230050111002006, 230050111002007,
230050111002008, 230050111002009,
230050111002010, 230050111002011,
230050111002012, 230050111002013,
230050111002014, 230050111002015,
230050111002016, 230050111002017,
230050111002018, 230050111002021,
230050111003000, 230050111003001,
230050111003002, 230050111003003,
230050111003004, 230050111003005,
230050111003006, 230050111003007,
230050111003008, 230050111003009,
230050111004009, 230050111004024,
230050111004025 and 230050111004026.

100. House District 100. House District 100, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Brunswick: 230050111002019, 230050111002020,
230050111003010, 230050111004000,
230050111004001, 230050111004002,
230050111004003, 230050111004004,
230050111004005, 230050111004006,
230050111004007, 230050111004008,
230050111004010, 230050111004011,
230050111004012, 230050111004013,
230050111004014, 230050111004015,
230050111004016, 230050111004017,
230050111004018, 230050111004019,
230050111004020, 230050111004021,
230050111004022, 230050111004023,
230050112032008, 230050112032009,
230050112032010, 230050112032011,
230050112032012, 230050112032013,
230050112032014, 230050112032015,
230050112032016, 230050112032021,
230050112032022, 230050112032023,
230050112032024, 230050112033000,
230050112033001, 230050112033002,
230050112033003, 230050112033004,
230050112033005, 230050112033006,
230050112033007, 230050112033008,
230050112033009, 230050112033010,
230050112033011, 230050112033012,
230050112033013, 230050112033014,
230050112033015, 230050112033016,

230050112033017, 230050112033018,
230050112033019, 230050112033020,
230050112033021, 230050112033022,
230050112033023, 230050112051000,
230050112051001, 230050112051002,
230050112051003, 230050112051004,
230050112051005, 230050112051006,
230050112051007, 230050112051008,
230050112051009, 230050112051010,
230050112051011, 230050112051012,
230050112051013, 230050112051014,
230050112051015, 230050112051016,
230050112051017, 230050112051018,
230050112051019, 230050112051020,
230050112051021, 230050112051022,
230050112051023, 230050112051024,
230050112051025, 230050112051026,
230050112051027, 230050112051028,
230050112051029, 230050112051030,
230050112051031, 230050112052000,
230050112052001, 230050112052002,
230050112052003, 230050112052004,
230050112052005, 230050112052006,
230050112052007, 230050112052008,
230050112052009, 230050112052010,
230050112052011, 230050112052012,
230050112052013, 230050112052014,
230050112052015, 230050112052016,
230050112052017, 230050112052018,
230050112052019, 230050112052020,
230050112052021, 230050112052022,
230050112052023, 230050112052024,
230050112052025, 230050112052026,
230050112052027, 230050112052028,
230050112052029, 230050112052030,
230050112052031, 230050112052032,
230050112053000, 230050112053001,
230050112053002, 230050112053003,
230050112053004, 230050112053005,
230050112053006, 230050112053007,
230050112053008, 230050112053009,
230050112053010, 230050112053011,
230050112053012, 230050112053013,
230050112053014, 230050112053015,
230050112053016, 230050112053017,
230050112053018, 230050112053019,
230050112053020, 230050112053021,
230050112053022, 230050112053023,
230050112061000, 230050112061001,
230050112061002, 230050112061003,
230050112061004, 230050112061005,
230050112061006, 230050112061007,
230050112062000, 230050112062001,
230050112062002, 230050112062003,
230050112062004, 230050112062005,
230050112062006, 230050112062007,
230050112062008, 230050112062009,
230050112062010, 230050112062011,
230050112062012, 230050112062013,

230050112062014, 230050112062015,
230050112062016, 230050112062017,
230050112062018 and 230050112062019.

101. House District 101. House District 101, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Brunswick: 230050112031000, 230050112031001, 230050112031002, 230050112031003, 230050112031004, 230050112031005, 230050112031006, 230050112031007, 230050112031008, 230050112031009, 230050112032000, 230050112032001, 230050112032002, 230050112032003, 230050112032004, 230050112032005, 230050112032006, 230050112032007, 230050112032017, 230050112032018, 230050112032019, 230050112032020, 230050112041000, 230050112041001, 230050112041002, 230050112041003, 230050112041004, 230050112041005, 230050112041006, 230050112041007, 230050112041008, 230050112041009, 230050112041010, 230050112041011, 230050112041012, 230050112041013, 230050112041014, 230050112041015, 230050112041016, 230050112041017, 230050112041018, 230050112041019, 230050112041020, 230050112041021, 230050112042000, 230050112042001, 230050112042002, 230050112042003, 230050112042004, 230050112042005, 230050112042006, 230050112042007, 230050112042008, 230050112042009, 230050112042010, 230050112043000, 230050112043001, 230050112043002, 230050112043003, 230050112043004, 230050112043005, 230050112043006, 230050112043007, 230050112043008, 230050112043009, 230050112043010, 230050112061008, 230050112061009, 230050112061010, 230050112061011, 230050112061012, 230050112061013, 230050112061014, 230050112061015, 230050112061016, 230050112061017, 230050112061018, 230050112061019, 230050112061020, 230050112061021, 230050112061022, 230050112061023, 230050112061024, 230050112061025, 230050112061026, 230050112061027, 230050112061028, 230050112061029, 230050112061030, 230050112061031, 230050112061032, 230050112061033, 230050113001000, 230050113001001, 230050113001002, 230050113001003, 230050113001004, 230050113001005, 230050113001006, 230050113001007, 230050113001008, 230050113001009, 230050113001010, 230050113001011, 230050113001012, 230050113001013,

230050113001014, 230050113001015,
230050113001016, 230050113001017,
230050113001018, 230050113001019,
230050113001020, 230050113002000,
230050113002001, 230050113002002,
230050113002003, 230050113002004,
230050113002005, 230050113002006,
230050113002007, 230050113002008,
230050113002009, 230050113002010,
230050113002011, 230050113002012,
230050113002013, 230050113002014,
230050113002015, 230050113002016,
230050113002017, 230050113002018 and
230050113002019.

102. House District 102. House District 102, wholly located in Cumberland County, consists of the minor civil division of Freeport.

103. House District 103. House District 103, wholly located in Cumberland County, consists of the minor civil division of Yarmouth.

104. House District 104. House District 104, wholly located in Cumberland County, consists of the minor civil division of New Gloucester and the following census blocks from the minor civil division of Gray:
230050047011000, 230050047011001,
230050047011002, 230050047011003,
230050047011004, 230050047011005,
230050047011006, 230050047011007,
230050047012000, 230050047012001,
230050047012002, 230050047012003,
230050047012004, 230050047012005,
230050047012006, 230050047012007,
230050047012008, 230050047012009,
230050047012010, 230050047013000,
230050047013001, 230050047013002,
230050047013003, 230050047013004,
230050047013005, 230050047013006,
230050047013007, 230050047013008,
230050047013009, 230050047013010,
230050047013011, 230050047013012,
230050047013013, 230050047013014,
230050047013015, 230050047013016,
230050047013017, 230050047013018,
230050047013019, 230050047013020,
230050047021014, 230050047021042,
230050047023000, 230050047023001,
230050047023002, 230050047023003,
230050047023005, 230050047023006,
230050047023009, 230050047023011,
230050047023012, 230050047023013,
230050047023017, 230050047023018,
230050047023019 and 230050047023020.

105. House District 105. House District 105, wholly located in Cumberland County, consists of the minor civil division of North Yarmouth and the following census blocks from the minor civil division of Gray:
230050047021000, 230050047021001,

230050047021002, 230050047021003,
230050047021004, 230050047021005,
230050047021006, 230050047021007,
230050047021008, 230050047021009,
230050047021010, 230050047021011,
230050047021012, 230050047021013,
230050047021015, 230050047021016,
230050047021017, 230050047021018,
230050047021019, 230050047021020,
230050047021021, 230050047021022,
230050047021023, 230050047021024,
230050047021025, 230050047021026,
230050047021027, 230050047021028,
230050047021029, 230050047021030,
230050047021031, 230050047021032,
230050047021033, 230050047021034,
230050047021035, 230050047021036,
230050047021037, 230050047021038,
230050047021039, 230050047021040,
230050047021041, 230050047022000,
230050047022001, 230050047022002,
230050047022003, 230050047022004,
230050047022005, 230050047022006,
230050047022007, 230050047022008,
230050047022009, 230050047022010,
230050047022011, 230050047022012,
230050047022013, 230050047022014,
230050047023004, 230050047023007,
230050047023008, 230050047023010,
230050047023014, 230050047023015,
230050047023016, 230050047024000,
230050047024001, 230050047024002,
230050047024003, 230050047024004,
230050047024005, 230050047024006,
230050047024007, 230050047024008,
230050047024009, 230050047024010,
230050047024011, 230050047024012,
230050047024013, 230050047024014,
230050047024015, 230050047024016,
230050047024017, 230050047024018,
230050047024019, 230050047024020,
230050047024021, 230050047024022,
230050047024023, 230050047024024,
230050047024025, 230050047024026 and
230050047024027.

106. House District 106. House District 106, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Windham: 230050048021000, 230050048021001,
230050048021002, 230050048021003,
230050048021004, 230050048021005,
230050048021006, 230050048021008,
230050048021009, 230050048021010,
230050048021011, 230050048021012,
230050048021013, 230050048021016,
230050048021017, 230050048021018,
230050048021020, 230050048021022,
230050048021026, 230050048021027,
230050048021031, 230050048021032,

230050048021036, 230050048022000,
230050048022001, 230050048022002,
230050048022003, 230050048022004,
230050048022005, 230050048022006,
230050048022007, 230050048022008,
230050048022009, 230050048022010,
230050048022011, 230050048022012,
230050048022013, 230050048022014,
230050048022015, 230050048022016,
230050048022017, 230050048023000,
230050048023001, 230050048023002,
230050048023003, 230050048023004,
230050048023005, 230050048023006,
230050048023007, 230050048023008,
230050048023009, 230050048023010,
230050048023011, 230050048023012,
230050048023013, 230050048023014,
230050048023015, 230050048023016,
230050048023017, 230050048041000,
230050048041001, 230050048041002,
230050048041003, 230050048041004,
230050048041005, 230050048041006,
230050048041007, 230050048041008,
230050048041009, 230050048041010,
230050048041011, 230050048041012,
230050048041013, 230050048041014,
230050048041015, 230050048041021,
230050048051000, 230050048051001,
230050048051002, 230050048051003,
230050048051004, 230050048051005,
230050048051006, 230050048051007,
230050048051008, 230050048051009,
230050048051010, 230050048051011,
230050048051012, 230050048051013,
230050048051014, 230050048051015,
230050048051016, 230050048051017,
230050048051018, 230050048051019,
230050048051020, 230050048051021,
230050048051022, 230050048051023,
230050048051024, 230050048051025,
230050048051026, 230050048051027,
230050048052000, 230050048052001,
230050048052002, 230050048052003,
230050048052004, 230050048052005,
230050048052006, 230050048052007,
230050048052008, 230050048052009,
230050048052010, 230050048052011,
230050048052012, 230050048052013,
230050048052014, 230050048052015,
230050048052016, 230050048052017,
230050048053000, 230050048053001,
230050048053002, 230050048053003,
230050048053004, 230050048053005,
230050048053006, 230050048053007,
230050048053008, 230050048053009,
230050048053010 and 230050048053011.

of Windham: 230050048021007, 230050048021014,
230050048021015, 230050048021019,
230050048021021, 230050048021023,
230050048021024, 230050048021025,
230050048021028, 230050048021029,
230050048021030, 230050048021033,
230050048021034, 230050048021035,
230050048031000, 230050048031001,
230050048031002, 230050048031003,
230050048031004, 230050048031005,
230050048031006, 230050048031007,
230050048031008, 230050048031009,
230050048031010, 230050048031011,
230050048031012, 230050048031013,
230050048031014, 230050048031015,
230050048031016, 230050048031017,
230050048031018, 230050048031019,
230050048031020, 230050048031021,
230050048031022, 230050048031023,
230050048031024, 230050048031025,
230050048031026, 230050048032000,
230050048032001, 230050048032002,
230050048032003, 230050048032004,
230050048032005, 230050048032006,
230050048032007, 230050048032008,
230050048032009, 230050048032010,
230050048032011, 230050048032012,
230050048032013, 230050048032014,
230050048032015, 230050048032016,
230050048032017, 230050048032018,
230050048032019, 230050048032020,
230050048032021, 230050048033000,
230050048033001, 230050048033002,
230050048033003, 230050048033004,
230050048033005, 230050048033006,
230050048033007, 230050048033008,
230050048033009, 230050048033010,
230050048033011, 230050048033012,
230050048033013, 230050048033014,
230050048033015, 230050048033016,
230050048033017, 230050048033018,
230050048033019, 230050048033020,
230050048034000, 230050048034001,
230050048034002, 230050048034003,
230050048034004, 230050048034005,
230050048034006, 230050048034007,
230050048034008, 230050048034009,
230050048034010, 230050048034011,
230050048034012, 230050048034013,
230050048034014, 230050048034015,
230050048034016, 230050048034017,
230050048034018, 230050048034019,
230050048034020, 230050048034021,
230050048034022, 230050048034023,
230050048034024, 230050048034025,
230050048034026, 230050048034027,
230050048041016, 230050048041017,
230050048041018, 230050048041019,
230050048041020, 230050048041022,

107. House District 107. House District 107, wholly located in Cumberland County, consists of the following census blocks from the minor civil division

230050048042000, 230050048042001,
230050048042002, 230050048043000,
230050048043001, 230050048043002,
230050048043003, 230050048043004,
230050048043005, 230050048043006,
230050048043007, 230050048043008,
230050048043009, 230050048043010,
230050048043011, 230050048043012,
230050048043013, 230050048043014,
230050048043015, 230050048043016,
230050048043017, 230050048043018 and
230050048043019.

108. House District 108. House District 108, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Gorham: 230050040012000, 230050040012001, 230050040012002, 230050040012003, 230050040012004, 230050040012005, 230050040012006, 230050040012007, 230050040012008, 230050040012009, 230050040012010, 230050040012011, 230050040012012, 230050040012013, 230050040012014, 230050040012015, 230050040012016, 230050040012017, 230050040012018, 230050040012019, 230050040012020, 230050040012021, 230050040012022, 230050040021018, 230050040021019, 230050040022010, 230050040022011, 230050040023000, 230050040023001, 230050040023002, 230050040023003, 230050040023004, 230050040023005, 230050040023006, 230050040023007, 230050040023008, 230050040023009, 230050040023010, 230050040023011, 230050040023012, 230050040023013, 230050040023014, 230050040023015, 230050040023016, 230050040023017, 230050040023018, 230050040023019, 230050040023020, 230050040023021, 230050040023022, 230050040023023, 230050040023024, 230050040023025, 230050040023026, 230050040024005, 230050040024006, 230050040024007, 230050040024008, 230050040024009, 230050040024010, 230050040024011, 230050040024012, 230050040024013, 230050040024014, 230050040024015, 230050040024016, 230050040024017, 230050040024018, 230050040024019, 230050040024020, 230050040024021, 230050040024022, 230050040024023, 230050040024024, 230050040024027, 230050041001000, 230050041001001, 230050041001002, 230050041001003, 230050041001004, 230050041001005, 230050041001006, 230050041001007, 230050041001008, 230050041001009, 230050041001010, 230050041001011, 230050041001012,

230050041001013, 230050041001014,
230050041001015, 230050041001016,
230050041001017, 230050041001018,
230050041001019, 230050041001020,
230050041001021, 230050041001022,
230050041001023, 230050041001024,
230050041001025, 230050041001026,
230050041001027, 230050041001028,
230050041001029, 230050041001030,
230050041001031, 230050041001032,
230050041001033, 230050041001034,
230050041001035, 230050041001036,
230050041001037, 230050041001038,
230050041001039, 230050041001040,
230050041001041, 230050041001042,
230050041001043, 230050041001044,
230050041002018, 230050041002019,
230050041002020, 230050041002021,
230050041002022, 230050041002024,
230050041002025, 230050041002026,
230050041002027, 230050041002028,
230050041002029, 230050041002030,
230050041002031, 230050041002032,
230050041002033, 230050041002034,
230050041002035, 230050041002036,
230050041002037, 230050041002038 and
230050041002039.

109. House District 109. House District 109, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Gorham: 230050040011000, 230050040011001, 230050040011002, 230050040011003, 230050040011004, 230050040011005, 230050040011006, 230050040011007, 230050040011008, 230050040011009, 230050040011010, 230050040011011, 230050040011012, 230050040011013, 230050040011014, 230050040011015, 230050040011016, 230050040011017, 230050040011018, 230050040011019, 230050040011020, 230050040011021, 230050040011022, 230050040011023, 230050040011024, 230050040011025, 230050040011026, 230050040011027, 230050040011028, 230050040011029, 230050040011030, 230050040011031, 230050040011032, 230050040011033, 230050040011034, 230050040011035, 230050040011036, 230050040011037, 230050040011038, 230050040011039, 230050040011040, 230050040021000, 230050040021001, 230050040021002, 230050040021003, 230050040021004, 230050040021005, 230050040021006, 230050040021007, 230050040021008, 230050040021009, 230050040021010, 230050040021011, 230050040021012, 230050040021013, 230050040021014, 230050040021015, 230050040021016,

230050040021017, 230050040022000,
230050040022001, 230050040022002,
230050040022003, 230050040022004,
230050040022005, 230050040022006,
230050040022007, 230050040022008,
230050040022009, 230050040024000,
230050040024001, 230050040024002,
230050040024003, 230050040024004,
230050040024025, 230050040024026,
230050041002000, 230050041002001,
230050041002002, 230050041002003,
230050041002004, 230050041002005,
230050041002006, 230050041002007,
230050041002008, 230050041002009,
230050041002010, 230050041002011,
230050041002012, 230050041002013,
230050041002014, 230050041002015,
230050041002016, 230050041002017,
230050041002023, 230050041003000,
230050041003001, 230050041003002,
230050041003003, 230050041003004,
230050041003005, 230050041003006,
230050041003007, 230050041003008,
230050041003009, 230050041003010,
230050041003011, 230050041003012,
230050041003013, 230050041003014,
230050041003015, 230050041003016,
230050041003017, 230050041003018,
230050041003019, 230050041003020,
230050041003021, 230050041003022,
230050041003023, 230050041003024,
230050041003025, 230050041003026,
230050041003027, 230050041003028,
230050041003029, 230050041003030,
230050041003031, 230050041003032,
230050041003033, 230050041003034,
230050041003035, 230050041003036,
230050041003037, 230050041003038,
230050041003039, 230050041003040,
230050041003041, 230050041003042 and
230050041003043.

110. House District 110. House District 110, wholly located in Cumberland County, consists of the minor civil divisions of Chebeague Island, Cumberland and Long Island.

111. House District 111. House District 111, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Falmouth: 230050025011000, 230050025011001, 230050025011002, 230050025011003, 230050025011004, 230050025011005, 230050025011006, 230050025011007, 230050025011008, 230050025011009, 230050025011010, 230050025011011, 230050025011012, 230050025011013, 230050025011014, 230050025011015, 230050025011016, 230050025011017, 230050025011018, 230050025011019.

230050025011020, 230050025011021,
230050025011022, 230050025011023,
230050025011024, 230050025011025,
230050025011026, 230050025011027,
230050025011028, 230050025011029,
230050025011030, 230050025011031,
230050025011032, 230050025012000,
230050025012001, 230050025012002,
230050025012003, 230050025012004,
230050025012005, 230050025012006,
230050025012007, 230050025012008,
230050025012009, 230050025012010,
230050025012011, 230050025012012,
230050025012013, 230050025012014,
230050025012015, 230050025012016,
230050025012017, 230050025031000,
230050025031001, 230050025031002,
230050025031003, 230050025031004,
230050025031005, 230050025031006,
230050025031012, 230050025032000,
230050025032001, 230050025032002,
230050025032003, 230050025032004,
230050025032005, 230050025032006,
230050025032007, 230050025032008,
230050025032009, 230050025032010,
230050025032011, 230050025032012,
230050025032013, 230050025032014,
230050025032015, 230050025032016,
230050025032017, 230050025032018,
230050025033000, 230050025033001,
230050025033002, 230050025033003,
230050025033004, 230050025033005,
230050025033006, 230050025033007,
230050025033008, 230050025033009,
230050025033010, 230050025033011,
230050025033012, 230050025033013,
230050025033014, 230050025033015,
230050025033016, 230050025033017,
230050025033018, 230050025033019,
230050025033020, 230050025033021,
230050025033022, 230050025041000,
230050025041001, 230050025041002,
230050025041003, 230050025041004,
230050025041005, 230050025042000,
230050025042001, 230050025042002,
230050025042003, 230050025042004,
230050025042005, 230050025042006,
230050025042007, 230050025042008,
230050025042009, 230050025042010,
230050025042011, 230050025042012,
230050025042013, 230050025042014,
230050025042015 and 230050025042016.

112. House District 112. House District 112, wholly located in Cumberland County, consists of the following census blocks from the minor civil divisions of Falmouth and Portland: 230050025031007, 230050025031008, 230050025031009, 230050025031010, 230050025031011, 230050025031013, 230050025031014.

230050025031015, 230050025031016,
230050025031017, 230050025031018,
230050025031019, 230050025031020,
230050025031021, 230050025031022,
230050025031023, 230050025031024,
230050025031025, 230050025031026,
230050025031027, 230050025031028,
230050025031029, 230050025031030,
230050025041006, 230050025041007,
230050025041008, 230050025041009,
230050025041010, 230050025041011,
230050025041012, 230050025041013,
230050025041014, 230050025041015,
230050025041016, 230050025041017,
230050025041018, 230050025041019,
230050025041020, 230050025041021,
230050025041022, 230050025041023,
230050025041024, 230050025041025,
230050025041026, 230050025041027,
230050025041028, 230050025041029,
230050025041030, 230050025041031,
230050025041032, 230050025041033,
230050025041034, 230050025041035,
230050025041036, 230050025041037,
230050025041038, 230050025041039,
230050025041040, 230050025041041,
230050025041042, 230050025042017,
230050025042018, 230050025042019,
230050025042020, 230050025042021,
230050025042022, 230050025042023,
230050025042024, 230050025042025,
230050025042026, 230050025042027,
230050025042028, 230050025042029,
230050025042030, 230050025042031,
230050021011000, 230050021011001,
230050021011002, 230050021011003,
230050021011004, 230050021011005,
230050021011006, 230050021011007,
230050021011008, 230050021011009,
230050021011010, 230050021011011,
230050021011012, 230050021011013,
230050021011014, 230050021011015,
230050021011016, 230050021011017,
230050021012000, 230050021012001,
230050021012002, 230050021012003,
230050021012004, 230050021012005,
230050021012006, 230050021012007,
230050021012008, 230050021012009,
230050021012010, 230050021012011,
230050021012012, 230050021012013,
230050021012014, 230050021012015,
230050021012016, 230050021013000,
230050021013001, 230050021013002,
230050021013003, 230050021013004,
230050021013005, 230050021013006,
230050021013007, 230050021013008,
230050021013009, 230050021013010,
230050021014000, 230050021014001,
230050021014002, 230050021014003,

230050021014004, 230050021014005,
230050021014006, 230050021014007,
230050021014008, 230050021014009,
230050021014010 and 230050021014011.

113. House District 113. House District 113, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Portland: 230050017002006, 230050019003011, 230050020011001, 230050020011002, 230050020011003, 230050020011004, 230050020011005, 230050020011007, 230050020011008, 230050020011009, 230050020011010, 230050020011011, 230050020012000, 230050020012001, 230050020012002, 230050020012003, 230050020012004, 230050020012005, 230050020012006, 230050020012007, 230050020012008, 230050020012009, 230050020012010, 230050020012011, 230050020012012, 230050020012013, 230050020012014, 230050020012015, 230050020012016, 230050020013000, 230050020013001, 230050020013002, 230050020013003, 230050020013004, 230050020013005, 230050020013006, 230050020013007, 230050020013008, 230050020013009, 230050020013010, 230050020013011, 230050020013012, 230050020013013, 230050020013014, 230050020013015, 230050020013016, 230050020013017, 230050020013018, 230050020013019, 230050020013020, 230050020021016, 230050020021017, 230050020022000, 230050020022001, 230050020022002, 230050020022003, 230050020022004, 230050020022005, 230050020022006, 230050020022007, 230050020022008, 230050020022009, 230050020022010, 230050020022011, 230050020022012, 230050020022013, 230050020022014, 230050020022016, 230050020022017, 230050020022018, 230050020022025, 230050020022026, 230050020022027, 230050021021000, 230050021021001, 230050021021002, 230050021021003, 230050021021004, 230050021021005, 230050021021006, 230050021021007, 230050021021008, 230050021021009, 230050021021010, 230050021021011, 230050021021012, 230050021021013, 230050021021014, 230050021021015, 230050021021016, 230050021021017, 230050021021018, 230050021021019, 230050021021020, 230050021021021, 230050021021022, 230050021021023, 230050021021024, 230050021021025, 230050021021026, 230050021022000, 230050021022001, 230050021022002, 230050021022003,

230050021022004, 230050021022005,
230050021022006, 230050021023000,
230050021023001, 230050021023002,
230050021023003, 230050021023004,
230050021023005, 230050021023006,
230050021023007, 230050021023008,
230050021023009, 230050021023010,
230050021023011, 230050021023012,
230050021023013, 230050021023014,
230050021024000, 230050021024001,
230050021024002, 230050021024003,
230050021024004, 230050021024005,
230050021024006, 230050021024007,
230050021024008, 230050021024009,
230050021024010, 230050021024011,
230050021024012 and 230050021024013.

114. House District 114. House District 114, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Portland: 230050018004000, 230050018004001,
230050018004005, 230050018004006,
230050018004007, 230050022001000,
230050022001001, 230050022001002,
230050022001003, 230050022001004,
230050022001006, 230050022002000,
230050022002001, 230050022002002,
230050022002003, 230050022002004,
230050022002005, 230050022002006,
230050022002007, 230050022002008,
230050022002009, 230050022002010,
230050022003000, 230050022003001,
230050022003002, 230050022003003,
230050022003004, 230050022003005,
230050022003006, 230050022003007,
230050022003008, 230050022003009,
230050022004000, 230050022004001,
230050022004002, 230050022004003,
230050022004004, 230050022004005,
230050022004006, 230050022004007,
230050022004008, 230050023001000,
230050023001001, 230050023001002,
230050023001003, 230050023001004,
230050023001005, 230050023001006,
230050023001007, 230050023001008,
230050023001009, 230050023001010,
230050023001011, 230050023001012,
230050023001013, 230050023001014,
230050023001015, 230050023001016,
230050023001017, 230050023001018,
230050023001019, 230050023001020,
230050023001021, 230050023001022,
230050023001023, 230050023001024,
230050023001025, 230050023001027,
230050023001028, 230050023001029,
230050023001030, 230050023001031,
230050023001032, 230050023001033,
230050023001034, 230050023002000,
230050023002001, 230050023002002,
230050023002003, 230050023002004,

230050023002005, 230050023002006,
230050023002007, 230050023002008,
230050023002009, 230050023002010,
230050023002011, 230050023002012,
230050023002013, 230050023002014,
230050023003000, 230050023003001,
230050023003002, 230050023003003,
230050023003004, 230050023003005,
230050023003006, 230050023003007,
230050023003008, 230050023003009,
230050023003010, 230050023003011 and
230050023003012.

115. House District 115. House District 115, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Portland: 230050015001000, 230050015001001,
230050015001002, 230050015001003,
230050015001004, 230050015001005,
230050015001007, 230050015001008,
230050015001009, 230050015001010,
230050015001011, 230050015001013,
230050015001014, 230050015001015,
230050015001016, 230050015001017,
230050015001018, 230050015001019,
230050015001020, 230050015002000,
230050015002001, 230050015002010,
230050015002011, 230050015002012,
230050015002013, 230050015002015,
230050015002016, 230050015002017,
230050015002018, 230050015002019,
230050015002020, 230050015002021,
230050015002022, 230050015002023,
230050015003000, 230050015003001,
230050015003004, 230050015003005,
230050015003006, 230050015003007,
230050015003008, 230050015003009,
230050015003010, 230050015003011,
230050015003012, 230050015003013,
230050015003014, 230050015003015,
230050015003016, 230050018001000,
230050018001001, 230050018001002,
230050018001003, 230050018001004,
230050018001005, 230050018001006,
230050018001007, 230050018001008,
230050018001009, 230050018001010,
230050018001011, 230050018001012,
230050018001013, 230050018001014,
230050018002000, 230050018002001,
230050018002002, 230050018002003,
230050018002004, 230050018002005,
230050018002006, 230050018002007,
230050018002008, 230050018002009,
230050018002010, 230050018002011,
230050018002013, 230050018002014,
230050018002015, 230050018002016,
230050018002017, 230050018002018,
230050018002019, 230050018002020,
230050018002021, 230050018002022,
230050018002023, 230050018003000,

230050018003001, 230050018003002,
230050018003003, 230050018003004,
230050018004002, 230050018004003,
230050018004004, 230050019001000,
230050019001001, 230050019001002,
230050019001003, 230050019001004,
230050019001005, 230050019001006,
230050019001007, 230050019001008,
230050019001009, 230050019001010,
230050019001011, 230050019001012,
230050019001013, 230050019001014,
230050019002000, 230050019002001,
230050019002002, 230050019002003,
230050019002004, 230050019002005,
230050019002009, 230050019002010,
230050019002011, 230050019002013,
230050019002014, 230050022001005,
230050022001007, 230050022001008,
230050022001009, 230050022001010,
230050022001011, 230050022001012,
230050022001013 and 230050022004009.

116. House District 116. House District 116, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Portland: 230050015002014, 230050015003002, 230050015003003, 230050017001000, 230050017001001, 230050017001002, 230050017001003, 230050017001004, 230050017001005, 230050017001006, 230050017001007, 230050017001008, 230050017001009, 230050017001010, 230050017001011, 230050017001012, 230050017001013, 230050017001014, 230050017001015, 230050017001016, 230050017001017, 230050017001018, 230050017001019, 230050017001020, 230050017001021, 230050017001022, 230050017002000, 230050017002001, 230050017002002, 230050017002003, 230050017002004, 230050017002005, 230050017002007, 230050017002008, 230050017002009, 230050017002010, 230050017003000, 230050017003001, 230050017003002, 230050017003003, 230050017003004, 230050017003005, 230050017003006, 230050017003007, 230050017003008, 230050017003009, 230050017003010, 230050017004000, 230050017004001, 230050017004002, 230050017004003, 230050017004004, 230050017004005, 230050017004006, 230050017004007, 230050017004008, 230050017004009, 230050017004010, 230050017004011, 230050017004012, 230050017004013, 230050017004014, 230050017004015, 230050018002012, 230050018002024, 230050018002025, 230050018002026, 230050019002006, 230050019002007, 230050019002008,

230050019002012, 230050019003000,
230050019003001, 230050019003002,
230050019003003, 230050019003004,
230050019003005, 230050019003006,
230050019003007, 230050019003008,
230050019003009, 230050019003010,
230050019003012, 230050019003013,
230050019003014, 230050019003015,
230050019003016, 230050019003017,
230050019003018, 230050019003019,
230050019003020, 230050019004000,
230050019004001, 230050019004002,
230050019004003, 230050019004004,
230050019004005, 230050019004006,
230050019004007, 230050019004008,
230050019004009, 230050019004010,
230050020011000, 230050020011006,
230050020011012, 230050020011013,
230050020011014, 230050020011015,
230050020011016, 230050020011017,
230050020021000, 230050020021001,
230050020021002, 230050020021003,
230050020021004, 230050020021005,
230050020021006, 230050020021007,
230050020021008, 230050020021009,
230050020021010, 230050020021011,
230050020021012, 230050020021013,
230050020021014, 230050020021015,
230050020021018, 230050020021019,
230050020021020, 230050020021021,
230050020021022, 230050020021023,
230050020021024, 230050020021025,
230050020021031, 230050020021047,
230050020022015, 230050020022019,
230050020022020, 230050020022021,
230050020022022, 230050020022023,
230050020022024, 230050020022028,
230050020022029, 230050020022030 and
230050020022031.

117. House District 117. House District 117, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Portland: 230050003001057, 230050003001058, 230050003001059, 230050003001060, 230050003001061, 230050003001062, 230050003001063, 230050003001064, 230050003001065, 230050003001066, 230050010002005, 230050010002006, 230050010002007, 230050010002008, 230050010002009, 230050010002010, 230050011001002, 230050011001003, 230050011001004, 230050011001005, 230050011001006, 230050011001007, 230050011001008, 230050011001009, 230050011001010, 230050011001011, 230050011001012, 230050011002000, 230050011002001, 230050011002002, 230050011002003, 230050011002004, 230050011002005, 230050012001000,

230050012001001, 230050012001002,
230050012001003, 230050012001004,
230050012001005, 230050012001006,
230050012002000, 230050012002001,
230050012002002, 230050012002003,
230050012002004, 230050013001000,
230050013001001, 230050013001002,
230050013001003, 230050013001004,
230050013001005, 230050013001006,
230050013001007, 230050013001008,
230050013001009, 230050013001010,
230050013001011, 230050013001012,
230050013001013, 230050013001014,
230050013001015, 230050013001016,
230050013001017, 230050013001018,
230050013001019, 230050013001020,
230050013001021, 230050013001022,
230050013001023, 230050013002000,
230050013002001, 230050013002002,
230050013002003, 230050013002004,
230050013002005, 230050013002006,
230050013002007, 230050013002008,
230050013002009, 230050013002010,
230050013002011, 230050013002012,
230050013002013, 230050013002014,
230050013002015, 230050013002016,
230050013002017, 230050013002018,
230050013002019, 230050013002020,
230050013002021, 230050013002022,
230050013002023, 230050013002024,
230050013003000, 230050013003001,
230050013003002, 230050013003003,
230050013003004, 230050013003005,
230050013003006, 230050013003007,
230050013003008, 230050013003009,
230050013003010, 230050013003011,
230050015002024, 230050015002026,
230050015002027, 230050015002028,
230050015002031, 230050020021026,
230050020021027, 230050020021028,
230050020021029, 230050020021030,
230050020021032, 230050020021033,
230050020021034, 230050020021035,
230050020021036, 230050020021037,
230050020021038, 230050020021039,
230050020021040, 230050020021041,
230050020021042, 230050020021043,
230050020021044, 230050020021045,
230050020021046 and 230050020021048.

118. House District 118. House District 118, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Portland: 230050003001012, 230050003001013, 230050003001014, 230050003001015, 230050003001016, 230050003001017, 230050003003000, 230050003003001, 230050003003002, 230050003003003, 230050003003004, 230050003003005, 230050003003006, 230050003003007,

230050003003008, 230050005001001,
230050005001002, 230050005001003,
230050005001004, 230050005001005,
230050005001006, 230050005001007,
230050005001008, 230050005001009,
230050005001010, 230050005001011,
230050005001012, 230050005001013,
230050005001014, 230050005001015,
230050005001016, 230050005001017,
230050005001018, 230050005001019,
230050005001020, 230050005001021,
230050005001022, 230050005002001,
230050005002002, 230050005002003,
230050005002004, 230050005002005,
230050005002006, 230050005002007,
230050005002008, 230050006001000,
230050006001001, 230050006001002,
230050006001003, 230050006001004,
230050006001005, 230050006001006,
230050006001007, 230050006001008,
230050006001009, 230050006001010,
230050006001011, 230050006001012,
230050006001013, 230050006001014,
230050006001015, 230050006001016,
230050006001017, 230050006001018,
230050006001019, 230050006001020,
230050006001021, 230050006001022,
230050006001023, 230050006002000,
230050006002001, 230050006002002,
230050006002003, 230050006002004,
230050006002005, 230050006002006,
230050006002007, 230050006002008,
230050006002009, 230050006002010,
230050006002011, 230050006002012,
230050006002013, 230050006002014,
230050006002015, 230050006002016,
230050006002017, 230050006002018,
230050006002019, 230050006003000,
230050006003001, 230050006003002,
230050006003003, 230050006003004,
230050006003005, 230050010001000,
230050010001001, 230050010001002,
230050010001003, 230050010001004,
230050010001005, 230050010001006,
230050010001007, 230050010001008,
230050010001009, 230050010002000,
230050010002001, 230050010002002,
230050010002003, 230050010002004,
230050015001006, 230050015001012,
230050015002002, 230050015002003,
230050015002004, 230050015002005,
230050015002006, 230050015002007,
230050015002008, 230050015002009,
230050015002025, 230050015002029,
230050015002030 and 230050015002032.

119. House District 119. House District 119, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Portland: 230050001001000, 230050001001001,

<u>230050001001002.</u>	<u>230050001001003.</u>	<u>230050003002002.</u>	<u>230050003002003.</u>
<u>230050001001004.</u>	<u>230050001001005.</u>	<u>230050003002004.</u>	<u>230050003002005.</u>
<u>230050001001006.</u>	<u>230050001001007.</u>	<u>230050003002006.</u>	<u>230050003002007.</u>
<u>230050001001008.</u>	<u>230050001001009.</u>	<u>230050003002008.</u>	<u>230050003002009.</u>
<u>230050001002000.</u>	<u>230050001002001.</u>	<u>230050003002010.</u>	<u>230050005001000.</u>
<u>230050001002002.</u>	<u>230050001002003.</u>	<u>230050005002000.</u>	<u>230050005002009.</u>
<u>230050001002004.</u>	<u>230050001002005.</u>	<u>230050005002010.</u>	<u>230050005002011.</u>
<u>230050001002006.</u>	<u>230050001002007.</u>	<u>230050005002012.</u>	<u>230050005002013.</u>
<u>230050001002008.</u>	<u>230050001003000.</u>	<u>230050005002014.</u>	<u>230050005002015.</u>
<u>230050001003001.</u>	<u>230050001003002.</u>	<u>230050005002016.</u>	<u>230050005002017.</u>
<u>230050001003003.</u>	<u>230050001003004.</u>	<u>230050005002018.</u>	<u>230050005002019.</u>
<u>230050001003005.</u>	<u>230050001003006.</u>	<u>230050011001000.</u>	<u>230050011001001.</u>
<u>230050001003007.</u>	<u>230050001003008.</u>	<u>230050011003000.</u>	<u>230050011003001.</u>
<u>230050002001000.</u>	<u>230050002001001.</u>	<u>230050011003002.</u>	<u>230050011003003.</u>
<u>230050002001002.</u>	<u>230050002001003.</u>	<u>230050011003004.</u>	<u>230050011003005.</u>
<u>230050002001004.</u>	<u>230050002001005.</u>	<u>230050011003006.</u>	<u>230050011003007.</u>
<u>230050002001006.</u>	<u>230050002001007.</u>	<u>230050023001026.</u>	<u>230050024001000.</u>
<u>230050002001008.</u>	<u>230050002001009.</u>	<u>230050024001001.</u>	<u>230050024001002.</u>
<u>230050002002000.</u>	<u>230050002002001.</u>	<u>230050024001003.</u>	<u>230050024001004.</u>
<u>230050002002002.</u>	<u>230050002002003.</u>	<u>230050024001005.</u>	<u>230050024001006.</u>
<u>230050002002004.</u>	<u>230050002002005.</u>	<u>230050024001007.</u>	<u>230050024001008.</u>
<u>230050002002006.</u>	<u>230050002002007.</u>	<u>230050024001009.</u>	<u>230050024001010.</u>
<u>230050002003000.</u>	<u>230050002003001.</u>	<u>230050024001011.</u>	<u>230050024001012.</u>
<u>230050002003002.</u>	<u>230050002003003.</u>	<u>230050024001013.</u>	<u>230050024001014.</u>
<u>230050002003004.</u>	<u>230050002003005.</u>	<u>230050024001015.</u>	<u>230050024001016.</u>
<u>230050002003006.</u>	<u>230050002003007.</u>	<u>230050024001017.</u>	<u>230050024001018.</u>
<u>230050002003008.</u>	<u>230050002003009.</u>	<u>230050024001019.</u>	<u>230050024001020.</u>
<u>230050002003010.</u>	<u>230050002003011.</u>	<u>230050024001021.</u>	<u>230050024001022.</u>
<u>230050003001000.</u>	<u>230050003001001.</u>	<u>230050024001023.</u>	<u>230050024001024.</u>
<u>230050003001002.</u>	<u>230050003001003.</u>	<u>230050024001025.</u>	<u>230050024001026.</u>
<u>230050003001004.</u>	<u>230050003001005.</u>	<u>230050024001027.</u>	<u>230050024001028.</u>
<u>230050003001006.</u>	<u>230050003001007.</u>	<u>230050024001029.</u>	<u>230050024001030.</u>
<u>230050003001008.</u>	<u>230050003001009.</u>	<u>230050024001031.</u>	<u>230050024001032.</u>
<u>230050003001010.</u>	<u>230050003001011.</u>	<u>230050024001033.</u>	<u>230050024001034.</u>
<u>230050003001018.</u>	<u>230050003001019.</u>	<u>230050024001035.</u>	<u>230050024001036.</u>
<u>230050003001020.</u>	<u>230050003001021.</u>	<u>230050024001037.</u>	<u>230050024001038.</u>
<u>230050003001022.</u>	<u>230050003001023.</u>	<u>230050024001039.</u>	<u>230050024001040.</u>
<u>230050003001024.</u>	<u>230050003001025.</u>	<u>230050024001041.</u>	<u>230050024001042.</u>
<u>230050003001026.</u>	<u>230050003001027.</u>	<u>230050024001043.</u>	<u>230050024001044.</u>
<u>230050003001028.</u>	<u>230050003001029.</u>	<u>230050024001045.</u>	<u>230050024001046.</u>
<u>230050003001030.</u>	<u>230050003001031.</u>	<u>230050024001047.</u>	<u>230050024001048.</u>
<u>230050003001032.</u>	<u>230050003001033.</u>	<u>230050024001049.</u>	<u>230050024001050.</u>
<u>230050003001034.</u>	<u>230050003001035.</u>	<u>230050024001051.</u>	<u>230050024001052.</u>
<u>230050003001036.</u>	<u>230050003001037.</u>	<u>230050024001053.</u>	<u>230050024001054.</u>
<u>230050003001038.</u>	<u>230050003001039.</u>	<u>230050024002000.</u>	<u>230050024002001.</u>
<u>230050003001040.</u>	<u>230050003001041.</u>	<u>230050024002002.</u>	<u>230050024002003.</u>
<u>230050003001042.</u>	<u>230050003001043.</u>	<u>230050024002004.</u>	<u>230050024002005.</u>
<u>230050003001044.</u>	<u>230050003001045.</u>	<u>230050024002006.</u>	<u>230050024002007.</u>
<u>230050003001046.</u>	<u>230050003001047.</u>	<u>230050024002008.</u>	<u>230050024002009.</u>
<u>230050003001048.</u>	<u>230050003001049.</u>	<u>230050024002010.</u>	<u>230050024002011.</u>
<u>230050003001050.</u>	<u>230050003001051.</u>	<u>230050024002012.</u>	<u>230050024002013.</u>
<u>230050003001052.</u>	<u>230050003001053.</u>	<u>230050024002014.</u>	<u>230050024002015.</u>
<u>230050003001054.</u>	<u>230050003001055.</u>	<u>230050024002016.</u>	<u>230050024002017.</u>
<u>230050003001056.</u>	<u>230050003001067.</u>	<u>230050024002018.</u>	<u>230050024002019.</u>
<u>230050003001068.</u>	<u>230050003001069.</u>	<u>230050024002020.</u>	<u>230050024002021.</u>
<u>230050003001070.</u>	<u>230050003001071.</u>	<u>230050024002022.</u>	<u>230050024002023.</u>
<u>230050003001072.</u>	<u>230050003001073.</u>	<u>230050024002024.</u>	<u>230050024002025.</u>
<u>230050003001074.</u>	<u>230050003001075.</u>	<u>230050024002026.</u>	<u>230050024003000.</u>
<u>230050003002000.</u>	<u>230050003002001.</u>	<u>230050024003001.</u>	<u>230050024003002.</u>

230050024003003, 230050024003014,
230050024003015, 230050024003016,
230050024003017, 230050024003018,
230050024003019, 230050024003020,
230050024003021, 230059900000006,
230059900000007, 230059900000008,
230059900000009, 230059900000010,
230059900000011, 230059900000012,
230059900000013 and 230059900000017.

120. House District 120. House District 120, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of South Portland:

<u>230050030011001,</u>	<u>230050030011002,</u>
<u>230050030011003,</u>	<u>230050030011004,</u>
<u>230050030011005,</u>	<u>230050030011006,</u>
<u>230050030011007,</u>	<u>230050030011008,</u>
<u>230050030011009,</u>	<u>230050030011010,</u>
<u>230050030011011,</u>	<u>230050030011012,</u>
<u>230050030011013,</u>	<u>230050030011014,</u>
<u>230050030011015,</u>	<u>230050030011016,</u>
<u>230050030011017,</u>	<u>230050030011018,</u>
<u>230050030011019,</u>	<u>230050030011020,</u>
<u>230050030011021,</u>	<u>230050030011022,</u>
<u>230050030011023,</u>	<u>230050030011024,</u>
<u>230050030011025,</u>	<u>230050030011026,</u>
<u>230050030012000,</u>	<u>230050030012001,</u>
<u>230050030012002,</u>	<u>230050030012003,</u>
<u>230050030012004,</u>	<u>230050030012005,</u>
<u>230050030012006,</u>	<u>230050030012007,</u>
<u>230050030012008,</u>	<u>230050030012009,</u>
<u>230050030012010,</u>	<u>230050030012011,</u>
<u>230050030012012,</u>	<u>230050030012013,</u>
<u>230050030012014,</u>	<u>230050030012015,</u>
<u>230050030012016,</u>	<u>230050030012017,</u>
<u>230050030012018,</u>	<u>230050030012019,</u>
<u>230050030012020,</u>	<u>230050030012021,</u>
<u>230050030012022,</u>	<u>230050030012023,</u>
<u>230050030012024,</u>	<u>230050030013000,</u>
<u>230050030013001,</u>	<u>230050030013002,</u>
<u>230050030013003,</u>	<u>230050030013004,</u>
<u>230050030013005,</u>	<u>230050030013006,</u>
<u>230050030013007,</u>	<u>230050030013008,</u>
<u>230050030013009,</u>	<u>230050030013010,</u>
<u>230050030013011,</u>	<u>230050030013012,</u>
<u>230050030013013,</u>	<u>230050030013014,</u>
<u>230050030013015,</u>	<u>230050030013016,</u>
<u>230050030013017,</u>	<u>230050030013018,</u>
<u>230050030013019,</u>	<u>230050030013020,</u>
<u>230050030021000,</u>	<u>230050030021001,</u>
<u>230050030021002,</u>	<u>230050030021003,</u>
<u>230050030021004,</u>	<u>230050030021005,</u>
<u>230050030021006,</u>	<u>230050030021007,</u>
<u>230050030021008,</u>	<u>230050030021009,</u>
<u>230050030021010,</u>	<u>230050030021011,</u>
<u>230050030021012,</u>	<u>230050030021013,</u>
<u>230050030021014,</u>	<u>230050030021015,</u>
<u>230050030021016,</u>	<u>230050030021017,</u>
<u>230050030021018,</u>	<u>230050030021019,</u>

<u>230050030021020,</u>	<u>230050030021021,</u>
<u>230050030021022,</u>	<u>230050030021023,</u>
<u>230050030021024,</u>	<u>230050030021025,</u>
<u>230050030021026,</u>	<u>230050030021027,</u>
<u>230050030021028,</u>	<u>230050030021029,</u>
<u>230050030021030,</u>	<u>230050030021031,</u>
<u>230050030021032,</u>	<u>230050030022000,</u>
<u>230050030022001,</u>	<u>230050030022002,</u>
<u>230050030022003,</u>	<u>230050030022004,</u>
<u>230050030022005,</u>	<u>230050030022006,</u>
<u>230050030022007,</u>	<u>230050030022008,</u>
<u>230050030022009,</u>	<u>230050030022010,</u>
<u>230050030022011,</u>	<u>230050030022012,</u>
<u>230050030022013,</u>	<u>230050030022014,</u>
<u>230050030022015,</u>	<u>230050030022016,</u>
<u>230050030022017,</u>	<u>230050030022018,</u>
<u>230050030022019,</u>	<u>230050030022020,</u>
<u>230050030022021,</u>	<u>230050030022022,</u>
<u>230050030022023,</u>	<u>230050030022024,</u>
<u>230050030022025,</u>	<u>230050030022026,</u>
<u>230050030022027,</u>	<u>230050030022028,</u>
<u>230050030022029,</u>	<u>230050030022030,</u>
<u>230050030022031,</u>	<u>230050030022032,</u>
<u>230050030022033,</u>	<u>230050030022034,</u>
<u>230050030022035,</u>	<u>230050030022036,</u>
<u>230050031004002,</u>	<u>230050031004004,</u>
<u>230050031004005,</u>	<u>230050031004006,</u>
<u>230050031004007,</u>	<u>230050031004009,</u>
<u>230050031004010,</u>	<u>230050031004011,</u>
<u>230050031004012,</u>	<u>230050031004013,</u>
<u>230050031004014,</u>	<u>230050031004015,</u>
<u>230050031004016,</u>	<u>230050031004017,</u>
<u>230050031004018,</u>	<u>230050031004019,</u>
<u>230050033002000,</u>	<u>230050033002001,</u>
<u>230050033002002,</u>	<u>230050033002003,</u>
<u>230050033002004,</u>	<u>230050033002005,</u>
<u>230050033002006,</u>	<u>230050033002007,</u>
<u>230050033002008,</u>	<u>230050033002009,</u>
<u>230050033002010,</u>	<u>230050033002011,</u>
<u>230050033002012,</u>	<u>230050033002013,</u>
<u>230050033002014,</u>	<u>230050033002015,</u>
<u>230050033002016,</u>	<u>230050033002017,</u>
<u>230050033002018,</u>	<u>230050033002019,</u>
<u>230050033002020,</u>	<u>230050033002021,</u>
<u>230050033002022,</u>	<u>230050033002023,</u>
<u>230050033002024,</u>	<u>230050033002025,</u>
<u>230050033002026,</u>	<u>230050033002027,</u>
<u>230050033002028,</u>	<u>230050033002029 and</u>
<u>230050033002030.</u>	

121. House District 121. House District 121, wholly located in Cumberland County, consists of the following census blocks from the minor civil divisions of Cape Elizabeth and South Portland:

<u>230050037022000,</u>	<u>230050037022001,</u>
<u>230050037022006,</u>	<u>230050037022007,</u>
<u>230050037022010,</u>	<u>230050037022011,</u>
<u>230050031001000,</u>	<u>230050031001001,</u>
<u>230050031001002,</u>	<u>230050031001003,</u>
<u>230050031001004,</u>	<u>230050031001005,</u>

<u>230050031001006,</u>	<u>230050031001007,</u>	<u>230050032001010,</u>	<u>230050032002000,</u>
<u>230050031002009,</u>	<u>230050031002010,</u>	<u>230050032002001,</u>	<u>230050032002002,</u>
<u>230050031002011,</u>	<u>230050031002012,</u>	<u>230050032002003,</u>	<u>230050032002004,</u>
<u>230050031002013,</u>	<u>230050031002014,</u>	<u>230050032002005,</u>	<u>230050032002006,</u>
<u>230050031003000,</u>	<u>230050031003001,</u>	<u>230050032002007,</u>	<u>230050032002008,</u>
<u>230050031003002,</u>	<u>230050031003003,</u>	<u>230050032002009,</u>	<u>230050032002010,</u>
<u>230050031003004,</u>	<u>230050031003005,</u>	<u>230050032002011,</u>	<u>230050032002012,</u>
<u>230050031004000,</u>	<u>230050031004001,</u>	<u>230050032002013,</u>	<u>230050032002014,</u>
<u>230050031004003,</u>	<u>230050031004008,</u>	<u>230050032003000,</u>	<u>230050032003001,</u>
<u>230050033001000,</u>	<u>230050033001001,</u>	<u>230050032003002,</u>	<u>230050032003003,</u>
<u>230050033001002,</u>	<u>230050033001003,</u>	<u>230050032003004,</u>	<u>230050032003005,</u>
<u>230050033001004,</u>	<u>230050033001005,</u>	<u>230050032003006,</u>	<u>230050032003007,</u>
<u>230050033001006,</u>	<u>230050033001007,</u>	<u>230050032003008,</u>	<u>230050032003009,</u>
<u>230050033001008,</u>	<u>230050033001009,</u>	<u>230050032003010,</u>	<u>230050032003011,</u>
<u>230050033001010,</u>	<u>230050033001011,</u>	<u>230050032003012,</u>	<u>230050032003013,</u>
<u>230050033001012,</u>	<u>230050033001013,</u>	<u>230050032003014,</u>	<u>230050032003015,</u>
<u>230050033001014,</u>	<u>230050033001015,</u>	<u>230050032003016,</u>	<u>230050032003017,</u>
<u>230050033001016,</u>	<u>230050033001017,</u>	<u>230050032003018,</u>	<u>230050032003019,</u>
<u>230050033001018,</u>	<u>230050034002000,</u>	<u>230050032003020,</u>	<u>230050032003021,</u>
<u>230050034002001,</u>	<u>230050034002002,</u>	<u>230050032003022,</u>	<u>230050032003023,</u>
<u>230050034002003,</u>	<u>230050034002006,</u>	<u>230050034001000,</u>	<u>230050034001001,</u>
<u>230050034002007,</u>	<u>230050034002008,</u>	<u>230050034001002,</u>	<u>230050034001003,</u>
<u>230050034002009,</u>	<u>230050034002010,</u>	<u>230050034001004,</u>	<u>230050034001005,</u>
<u>230050034003000,</u>	<u>230050034003001,</u>	<u>230050034001006,</u>	<u>230050034001007,</u>
<u>230050034003002,</u>	<u>230050034003003,</u>	<u>230050034001008,</u>	<u>230050034001009,</u>
<u>230050034003004,</u>	<u>230050034003005,</u>	<u>230050034001010,</u>	<u>230050034001011,</u>
<u>230050034003006,</u>	<u>230050034003007,</u>	<u>230050034001012,</u>	<u>230050034001013,</u>
<u>230050034003008,</u>	<u>230050034003009,</u>	<u>230050034001014,</u>	<u>230050034001015,</u>
<u>230050034003010,</u>	<u>230050034003011,</u>	<u>230050034001016,</u>	<u>230050034002004,</u>
<u>230050034003012,</u>	<u>230050034003013,</u>	<u>230050034002005,</u>	<u>230050035001000,</u>
<u>230050034003014,</u>	<u>230050034003015,</u>	<u>230050035001001,</u>	<u>230050035001002,</u>
<u>230050034003016,</u>	<u>230050034003018,</u>	<u>230050035001003,</u>	<u>230050035001004,</u>
<u>230050034004000,</u>	<u>230050034004001,</u>	<u>230050035001005,</u>	<u>230050035001006,</u>
<u>230050034004002,</u>	<u>230050034004003,</u>	<u>230050035001007,</u>	<u>230050035001008,</u>
<u>230050034004004,</u>	<u>230050034004005,</u>	<u>230050035001009,</u>	<u>230050035001010,</u>
<u>230050034004006,</u>	<u>230050034004007,</u>	<u>230050035001011,</u>	<u>230050035001012,</u>
<u>230050034004008,</u>	<u>230050034005000,</u>	<u>230050035001013,</u>	<u>230050035001014,</u>
<u>230050034005001,</u>	<u>230050034005002,</u>	<u>230050035001015,</u>	<u>230050035001016,</u>
<u>230050034005003,</u>	<u>230050034005004,</u>	<u>230050035001017,</u>	<u>230050035001018,</u>
<u>230050034005005,</u>	<u>230050034005006,</u>	<u>230050035001019,</u>	<u>230050035001020,</u>
<u>230050034005007,</u>	<u>230050034005008,</u>	<u>230050035001021,</u>	<u>230050035001022,</u>
<u>230050034005009,</u>	<u>230050034005010,</u>	<u>230050035001023,</u>	<u>230050035001024,</u>
<u>230050034005011,</u>	<u>230050034005012,</u>	<u>230050035001025,</u>	<u>230050035002000,</u>
<u>230050034005013,</u>	<u>230050034005014,</u>	<u>230050035002001,</u>	<u>230050035002002,</u>
<u>230050034005015,</u>	<u>230050034005016</u>	<u>230050035002003,</u>	<u>230050035002004,</u>
<u>230050034005017,</u>		<u>230050035002005,</u>	<u>230050035002006,</u>
		<u>230050035002007,</u>	<u>230050035002008,</u>
		<u>230050035002009,</u>	<u>230050035002010,</u>
		<u>230050035002011,</u>	<u>230050035002012,</u>
		<u>230050035002013,</u>	<u>230050035002014,</u>
		<u>230050035002015,</u>	<u>230050035002016,</u>
		<u>230050035002017,</u>	<u>230050035002018,</u>
		<u>230050035002019,</u>	<u>230050035002020,</u>
		<u>230050035002021,</u>	<u>230050035002022,</u>
		<u>230050035002023,</u>	<u>230050035002024,</u>
		<u>230050035002025,</u>	<u>230050035002026,</u>
		<u>230050035002027,</u>	<u>230050035002028,</u>
		<u>230050035002029,</u>	<u>230050035002030,</u>
		<u>230050035003000,</u>	<u>230050035003001,</u>

122. House District 122. House District 122, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of South Portland:

<u>230050031002001,</u>	<u>230050031002002,</u>
<u>230050031002003,</u>	<u>230050031002004,</u>
<u>230050031002005,</u>	<u>230050031002006,</u>
<u>230050031002007,</u>	<u>230050031002008,</u>
<u>230050032001000,</u>	<u>230050032001001,</u>
<u>230050032001002,</u>	<u>230050032001003,</u>
<u>230050032001004,</u>	<u>230050032001005,</u>
<u>230050032001006,</u>	<u>230050032001007,</u>
<u>230050032001008,</u>	<u>230050032001009,</u>

230050035003002, 230050035003003,
230050035003004, 230050035003005,
230050035003006, 230050035003007,
230050035003008, 230050035003009,
230050035003010, 230050035003011,
230050035003012, 230050035003013,
230050035003014, 230050035003015,
230050035003016, 230050035003017,
230050035003018, 230050035003019,
230050035003020, 230050035003021,
230050035003022, 230050035003023 and
230050035003024.

123. House District 123. House District 123, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Cape Elizabeth: 230050034003017,
230050037011000, 230050037011001,
230050037011002, 230050037011003,
230050037011004, 230050037011005,
230050037011006, 230050037011007,
230050037011008, 230050037011009,
230050037011010, 230050037011011,
230050037011012, 230050037011013,
230050037011014, 230050037011015,
230050037011016, 230050037011017,
230050037011018, 230050037011019,
230050037011020, 230050037011021,
230050037011022, 230050037011023,
230050037011024, 230050037011025,
230050037011026, 230050037011027,
230050037011028, 230050037011029,
230050037011030, 230050037011031,
230050037012000, 230050037012001,
230050037012002, 230050037012003,
230050037012004, 230050037012005,
230050037012006, 230050037012007,
230050037012008, 230050037012009,
230050037012010, 230050037012011,
230050037012012, 230050037012013,
230050037012014, 230050037012015,
230050037012016, 230050037012017,
230050037012018, 230050037012019,
230050037012020, 230050037021000,
230050037021001, 230050037021002,
230050037021003, 230050037021004,
230050037021005, 230050037021006,
230050037021007, 230050037021008,
230050037021009, 230050037021010,
230050037021011, 230050037021012,
230050037021013, 230050037021014,
230050037021015, 230050037021016,
230050037021017, 230050037021018,
230050037021019, 230050037021020,
230050037021021, 230050037022002,
230050037022003, 230050037022004,
230050037022005, 230050037022008,
230050037022009, 230050037022012,
230050037022013, 230050037022014,
230050037022015, 230050037022016,

230050037022017, 230050037022018,
230050037022019, 230050037022020,
230050037022021, 230050037022022,
230050037022023, 230050037022024,
230050037022025, 230050037023000,
230050037023001, 230050037023002,
230050037023003, 230050037023004,
230050037023005, 230050037023006,
230050037023007, 230050037023008,
230050037023009, 230050037023010,
230050037023011, 230050037023012,
230050037023013, 230050037023014,
230050037023015, 230050037023016,
230050037023017, 230050037023018,
230050037023019, 230050037023020,
230050037023021, 230050037023022,
230050037023023, 230050037023024,
230059900000014, 230059900000015,
230059900000016, 230059900000021,
230059900000022 and 230059900000024.

124. House District 124. House District 124, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Scarborough: 230050173031000,
230050173031001, 230050173031002,
230050173031003, 230050173031004,
230050173031005, 230050173031006,
230050173031007, 230050173031008,
230050173031009, 230050173031010,
230050173031011, 230050173031013,
230050173031014, 230050173031015,
230050173031016, 230050173031017,
230050173031018, 230050173031019,
230050173031020, 230050173031021,
230050173031022, 230050173031023,
230050173033002, 230050173033004,
230050173033006, 230050173033007,
230050173033008, 230050173033009,
230050173033010, 230050173033011,
230050173033012, 230050173033013,
230050173071000, 230050173071001,
230050173071002, 230050173071003,
230050173071004, 230050173071005,
230050173071006, 230050173071007,
230050173071008, 230050173071009,
230050173071010, 230050173071011,
230050173071012, 230050173071013,
230050173071014, 230050173071015,
230050173071016, 230050173071017,
230050173071018, 230050173071019,
230050173071020, 230050173071021,
230050173071022, 230050173071023,
230050173071024, 230050173072000,
230050173072001, 230050173072002,
230050173072003, 230050173072004,
230050173072005, 230050173072006,
230050173072007, 230050173072008,
230050173072009, 230050173072010,
230050173072011, 230050173072012,

<u>230050173072013,</u>	<u>230050173072014,</u>	<u>230050173032022,</u>	<u>230050173032023,</u>
<u>230050173072015,</u>	<u>230050173072016,</u>	<u>230050173033000,</u>	<u>230050173033001,</u>
<u>230050173072017,</u>	<u>230050173072018,</u>	<u>230050173033003,</u>	<u>230050173033005,</u>
<u>230050173072019,</u>	<u>230050173072020,</u>	<u>230050173051000,</u>	<u>230050173051001,</u>
<u>230050173072021,</u>	<u>230050173072022,</u>	<u>230050173051002,</u>	<u>230050173051003,</u>
<u>230050173072023,</u>	<u>230050173081000,</u>	<u>230050173051004,</u>	<u>230050173051005,</u>
<u>230050173081001,</u>	<u>230050173081002,</u>	<u>230050173051006,</u>	<u>230050173051007,</u>
<u>230050173081003,</u>	<u>230050173081004,</u>	<u>230050173051008,</u>	<u>230050173051009,</u>
<u>230050173081005,</u>	<u>230050173081006,</u>	<u>230050173051010,</u>	<u>230050173051011,</u>
<u>230050173081007,</u>	<u>230050173081008,</u>	<u>230050173051012,</u>	<u>230050173051013,</u>
<u>230050173081009,</u>	<u>230050173081010,</u>	<u>230050173051014,</u>	<u>230050173051015,</u>
<u>230050173081011,</u>	<u>230050173081012,</u>	<u>230050173051016,</u>	<u>230050173051017,</u>
<u>230050173081013,</u>	<u>230050173081014,</u>	<u>230050173051018,</u>	<u>230050173051019,</u>
<u>230050173082013,</u>	<u>230050173082014,</u>	<u>230050173051020,</u>	<u>230050173051021,</u>
<u>230050173082016,</u>	<u>230050173082018,</u>	<u>230050173051022,</u>	<u>230050173051023,</u>
<u>230050173082019,</u>	<u>230050173082020,</u>	<u>230050173051024,</u>	<u>230050173051025,</u>
<u>230050173082021,</u>	<u>230050173082022,</u>	<u>230050173051026,</u>	<u>230050173052000,</u>
<u>230050173082023,</u>	<u>230050173082024,</u>	<u>230050173052001,</u>	<u>230050173052002,</u>
<u>230050173082025,</u>	<u>230050173082026,</u>	<u>230050173052003,</u>	<u>230050173052004,</u>
<u>230050173082027,</u>	<u>230050173082028,</u>	<u>230050173052005,</u>	<u>230050173052006,</u>
<u>230050173083000,</u>	<u>230050173083001,</u>	<u>230050173052007,</u>	<u>230050173052008,</u>
<u>230050173083002,</u>	<u>230050173083003,</u>	<u>230050173052009,</u>	<u>230050173052010,</u>
<u>230050173083004,</u>	<u>230050173083005,</u>	<u>230050173052011,</u>	<u>230050173052012,</u>
<u>230050173083006,</u>	<u>230050173083007,</u>	<u>230050173052013,</u>	<u>230050173052014,</u>
<u>230050173083008,</u>	<u>230050173083010,</u>	<u>230050173052015,</u>	<u>230050173052016,</u>
<u>230050173083011,</u>	<u>230050173083012,</u>	<u>230050173052017,</u>	<u>230050173052018,</u>
<u>230050173083013,</u>	<u>230050173083014,</u>	<u>230050173052019,</u>	<u>230050173052020,</u>
<u>230050173083015,</u>	<u>230050173083016,</u>	<u>230050173052021,</u>	<u>230050173052022,</u>
<u>230050173083017,</u>	<u>230050173083018,</u>	<u>230050173052023,</u>	<u>230050173053000,</u>
<u>230050173083019,</u>	<u>230050173083020,</u>	<u>230050173053001,</u>	<u>230050173053002,</u>
<u>230050173083021,</u>	<u>230050173083022,</u>	<u>230050173053003,</u>	<u>230050173053004,</u>
<u>230050173083023,</u>	<u>230050173083024,</u>	<u>230050173053005,</u>	<u>230050173053006,</u>
<u>230050173083025,</u>	<u>230050173083026,</u>	<u>230050173053007,</u>	<u>230050173053008,</u>
<u>230050173083027,</u>	<u>230050173083028,</u>	<u>230050173053009,</u>	<u>230050173053010,</u>
<u>230050173083029,</u>	<u>230050173083030,</u>	<u>230050173053011,</u>	<u>230050173053012,</u>
<u>230050173083031,</u>	<u>230050173083032,</u>	<u>230050173053013,</u>	<u>230050173053014,</u>
<u>230050173083033,</u>	<u>230050173083034,</u>	<u>230050173053015,</u>	<u>230050173053016,</u>
<u>230050173083035,</u>	<u>230050173083036,</u>	<u>230050173053017,</u>	<u>230050173053018,</u>
<u>230050173083037,</u>	<u>230050173083038,</u>	<u>230050173053019,</u>	<u>230050173053020,</u>
<u>230050173083039,</u>	<u>230050173083040,</u>	<u>230050173053021,</u>	<u>230050173053022,</u>
<u>230050173083041,</u>	<u>230050173083042,</u>	<u>230050173053023,</u>	<u>230050173053024,</u>
<u>230050173083043,</u>	<u>230059900000018,</u>	<u>230050173053025,</u>	<u>230050173053026,</u>
<u>230059900000019,</u>	<u>230059900000020,</u>	<u>230050173053027,</u>	<u>230050173053028,</u>
<u>230059900000023 and 230059900000025.</u>		<u>230050173053029,</u>	<u>230050173053030,</u>
		<u>230050173053031,</u>	<u>230050173053032,</u>
		<u>230050173053033,</u>	<u>230050173053034,</u>
		<u>230050173053035,</u>	<u>230050173053036,</u>
		<u>230050173053037,</u>	<u>230050173053038,</u>
		<u>230050173053039,</u>	<u>230050173053040,</u>
		<u>230050173053041,</u>	<u>230050173053042,</u>
		<u>230050173053043,</u>	<u>230050173053044,</u>
		<u>230050173053045,</u>	<u>230050173061010,</u>
		<u>230050173061011,</u>	<u>230050173061012,</u>
		<u>230050173061013,</u>	<u>230050173061014,</u>
		<u>230050173061015,</u>	<u>230050173061016,</u>
		<u>230050173061017,</u>	<u>230050173061018,</u>
		<u>230050173061019,</u>	<u>230050173061020,</u>
		<u>230050173061021,</u>	<u>230050173061022,</u>
		<u>230050173061023,</u>	<u>230050173061025,</u>

125. House District 125. House District 125, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Scarborough:

<u>230050173032000,</u>	<u>230050173032001,</u>
<u>230050173032002,</u>	<u>230050173032003,</u>
<u>230050173032004,</u>	<u>230050173032005,</u>
<u>230050173032006,</u>	<u>230050173032007,</u>
<u>230050173032008,</u>	<u>230050173032009,</u>
<u>230050173032010,</u>	<u>230050173032011,</u>
<u>230050173032012,</u>	<u>230050173032013,</u>
<u>230050173032014,</u>	<u>230050173032015,</u>
<u>230050173032016,</u>	<u>230050173032017,</u>
<u>230050173032018,</u>	<u>230050173032019,</u>
<u>230050173032020,</u>	<u>230050173032021,</u>

230050173063020, 230050173063021,
230050173063022, 230050173082000,
230050173082001, 230050173082002,
230050173082003, 230050173082004,
230050173082005, 230050173082006,
230050173082007, 230050173082008,
230050173082009, 230050173082010,
230050173082011, 230050173082012,
230050173082015, 230050173082017 and
230050173083009.

126. House District 126. House District 126 consists of:

A. In Cumberland County, the following census blocks from the minor civil divisions of Scarborough and Westbrook: 230050173061000,
230050173061001, 230050173061002,
230050173061003, 230050173061004,
230050173061005, 230050173061006,
230050173061007, 230050173061008,
230050173061009, 230050173061024,
230050173062000, 230050173062001,
230050173062002, 230050173062003,
230050173062004, 230050173062005,
230050173062006, 230050173062007,
230050173062008, 230050173062009,
230050173062010, 230050173062011,
230050173062012, 230050173062013,
230050173062014, 230050173062015,
230050173062016, 230050173062017,
230050173062018, 230050173062019,
230050173062020, 230050173062021,
230050173062022, 230050173062023,
230050173062024, 230050173062025,
230050173062026, 230050173062027,
230050173063000, 230050173063001,
230050173063002, 230050173063003,
230050173063004, 230050173063005,
230050173063006, 230050173063007,
230050173063008, 230050173063009,
230050173063010, 230050173063011,
230050173063012, 230050173063013,
230050173063014, 230050173063015,
230050173063016, 230050173063017,
230050173063018, 230050173063019,
230050173063023, 230050173063024,
230050173063025, 230050029012002,
230050029012003, 230050029012004,
230050029012005, 230050029012006,
230050029012007, 230050029012008,
230050029012009, 230050029012010,
230050029012011, 230050029012012,
230050029012013, 230050029012014,
230050029012015, 230050029012016,
230050029012017, 230050029012018,
230050029012019, 230050029012020,
230050029012021, 230050029012022,
230050029012023 and 230050029012024; and

B. In York County, the following census blocks from the minor civil division of Saco:
230310051001000, 230310051001001,
230310051001002, 230310051001003,
230310051001004, 230310051001005,
230310051001006, 230310051001007,
230310051001008, 230310051001009,
230310051001010, 230310051001011,
230310051001012, 230310051001013,
230310051001014, 230310051001015,
230310051001017, 230310051001018,
230310051001022, 230310051001023,
230310051001024, 230310051001025,
230310051001026, 230310051001030,
230310051001031, 230310051001032,
230310051001033, 230310051001039,
230310051001040, 230310051001041,
230310051001045, 230310051001046,
230310051001047, 230310051002000,
230310051002001, 230310051002002,
230310051002003, 230310051002004,
230310051002005, 230310051002006,
230310051002007, 230310051002008,
230310051002014, 230310051002015,
230310051002017, 230310051002018 and
230310051002019.

127. House District 127. House District 127, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Westbrook: 230050028001000, 230050028001001,
230050028001002, 230050028001003,
230050028001004, 230050028001005,
230050028001006, 230050028001007,
230050028001008, 230050028001009,
230050028001010, 230050028001011,
230050028001012, 230050028001013,
230050028001014, 230050028001015,
230050028001016, 230050028001017,
230050028001018, 230050028001019,
230050028001020, 230050028001021,
230050028001022, 230050028001023,
230050028001024, 230050028001025,
230050028001026, 230050028001027,
230050028002000, 230050028002001,
230050028002002, 230050028002003,
230050028002004, 230050028002005,
230050028002006, 230050028002007,
230050028002008, 230050028002009,
230050028002010, 230050028002011,
230050028002012, 230050028002013,
230050028002014, 230050028002015,
230050028002016, 230050028002017,
230050028002018, 230050028002019,
230050028002020, 230050028002021,
230050028002022, 230050028002023,
230050028002024, 230050028002025,
230050028002026, 230050028002027,
230050029011000, 230050029011001,
230050029011002, 230050029011003,

230050029011004, 230050029011005,
230050029011006, 230050029011007,
230050029011008, 230050029011009,
230050029011010, 230050029011011,
230050029011012, 230050029011013,
230050029012000, 230050029012001,
230050029021000, 230050029021001,
230050029021002, 230050029021003,
230050029021004, 230050029021005,
230050029021006, 230050029021007,
230050029021008, 230050029021009,
230050029021010, 230050029021011,
230050029021012, 230050029021013,
230050029021014, 230050029021015,
230050029021016, 230050029021017,
230050029022000, 230050029022001,
230050029022002, 230050029022003,
230050029022004, 230050029022005,
230050029022006, 230050029022007,
230050029022008, 230050029022009,
230050029022010, 230050029022011,
230050029022012, 230050029022013,
230050029022014, 230050029023000,
230050029023001, 230050029023002,
230050029023003, 230050029023004,
230050029023005, 230050029023006,
230050029023007, 230050029023008,
230050029023009, 230050029023010,
230050029023011, 230050029023012,
230050029023013, 230050029023014,
230050029023015 and 230050029023016.

128. House District 128. House District 128, wholly located in Cumberland County, consists of the following census blocks from the minor civil division of Westbrook: 230050026001000, 230050026001001,
230050026001002, 230050026001003,
230050026001004, 230050026001005,
230050026001006, 230050026001007,
230050026001008, 230050026001009,
230050026001010, 230050026001011,
230050026001012, 230050026001013,
230050026001014, 230050026001015,
230050026001016, 230050026001017,
230050026001018, 230050026001019,
230050026001020, 230050026001021,
230050026001022, 230050026001023,
230050026001024, 230050026001025,
230050026001026, 230050026001027,
230050026001028, 230050026001029,
230050026001030, 230050026001031,
230050026001032, 230050026001033,
230050026001034, 230050026002000,
230050026002001, 230050026002002,
230050026002003, 230050026002004,
230050026002005, 230050026002006,
230050026002007, 230050026002008,
230050026002009, 230050026002010,
230050026002011, 230050026002012,
230050026002013, 230050026002014,

230050026002015, 230050026002016,
230050027001000, 230050027001001,
230050027001002, 230050027001003,
230050027001004, 230050027001005,
230050027001006, 230050027001007,
230050027001008, 230050027001009,
230050027001010, 230050027001011,
230050027001012, 230050027001013,
230050027001014, 230050027001015,
230050027001016, 230050027001017,
230050027001018, 230050027001019,
230050027002000, 230050027002001,
230050027002002, 230050027002003,
230050027002004, 230050027002005,
230050027002006, 230050027002007,
230050027002008, 230050027002009,
230050027002010, 230050027002011,
230050027002012, 230050027002013,
230050027002014, 230050027002015,
230050027003000, 230050027003001,
230050027003002, 230050027003003,
230050027003004, 230050027003005,
230050027003006, 230050027003007,
230050027003008, 230050027003009,
230050027003010, 230050027003011,
230050027003012, 230050027003013,
230050027003014, 230050027003015,
230050027003016, 230050027003017,
230050027003018 and 230050027003019.

129. House District 129. House District 129, wholly located in York County, consists of the following census blocks from the minor civil division of Saco: 230310051001016, 230310051001019,
230310051001020, 230310051001021,
230310051001027, 230310051001028,
230310051001029, 230310051001034,
230310051001035, 230310051001036,
230310051001037, 230310051001038,
230310051001042, 230310051001043,
230310051001044, 230310051001048,
230310051001049, 230310051003000,
230310051003001, 230310051003002,
230310051003003, 230310051003004,
230310051003005, 230310051003006,
230310051003007, 230310051003008,
230310051003009, 230310051003010,
230310051003011, 230310051003012,
230310051003013, 230310051003014,
230310051003015, 230310051003016,
230310051003017, 230310051003018,
230310051003019, 230310051003020,
230310051003021, 230310051003022,
230310051003023, 230310051003024,
230310051003025, 230310051003026,
230310053011000, 230310053011001,
230310053011002, 230310053011003,
230310053011004, 230310053011005,
230310053011006, 230310053011007,
230310053011008, 230310053011009,

230310053011010, 230310053011011,
230310053011012, 230310053011013,
230310053011014, 230310053011015,
230310053011016, 230310053011017,
230310053011018, 230310053011019,
230310053012000, 230310053012001,
230310053012002, 230310053012003,
230310053012004, 230310053012005,
230310053012006, 230310053012007,
230310053012008, 230310053012009,
230310053012010, 230310053012011,
230310053012012, 230310053012013,
230310053012014, 230310053012017,
230310053012018, 230310053012019,
230310053012020, 230310053012021,
230310053012022, 230310053012023,
230310053012024, 230310053012025,
230310053012026, 230310053012027,
230310053012028, 230310053013000,
230310053013001, 230310053013002,
230310053013003, 230310053013004,
230310053013005, 230310053013006,
230310053013007, 230310053013008,
230310053013009, 230310053013010,
230310053013011, 230310053013012,
230310053013013, 230310053013014,
230310053013015, 230310053013016,
230310053021000, 230310053021001,
230310053021002, 230310053021003,
230310053021004, 230310053021005,
230310053021006, 230310053021007,
230310053021008, 230310053021009,
230310053021010, 230310053021011,
230310053021012, 230310053021013,
230310053021014, 230310053021015,
230310053021016, 230310053021017,
230310053021018, 230310053022000,
230310053022001, 230310053022002,
230310053022003, 230310053022004,
230310053022005, 230310053022006,
230310053022007, 230310053022008,
230310053022009, 230310053022010 and
230310053022011.

130. House District 130. House District 130, wholly located in York County, consists of the following census blocks from the minor civil division of Saco:

230310051002009, 230310051002010,
230310051002011, 230310051002012,
230310051002013, 230310051002016,
230310052001000, 230310052001001,
230310052001002, 230310052001003,
230310052001004, 230310052001005,
230310052001006, 230310052001007,
230310052001008, 230310052001009,
230310052001010, 230310052001011,
230310052001012, 230310052001013,
230310052001014, 230310052001015,
230310052001016, 230310052001017,
230310052001018, 230310052001019,

230310052001020, 230310052001021,
230310052001022, 230310052001023,
230310052001024, 230310052001025,
230310052001026, 230310052001027,
230310052001028, 230310052001029,
230310052001030, 230310052001031,
230310052001032, 230310052001033,
230310052001034, 230310052001035,
230310052001036, 230310052001037,
230310052001038, 230310052001039,
230310052001040, 230310052001041,
230310052001042, 230310052001043,
230310052001044, 230310052001045,
230310052001046, 230310052002000,
230310052002001, 230310052002002,
230310052002003, 230310052002004,
230310052002005, 230310052002006,
230310052002007, 230310052002008,
230310052002009, 230310052002010,
230310052002011, 230310052002012,
230310052002013, 230310052002014,
230310052002015, 230310052002016,
230310052002017, 230310052002018,
230310052002019, 230310052002020,
230310052002021, 230310052002022,
230310052002023, 230310052002024,
230310052002025, 230310052002026,
230310052003000, 230310052003001,
230310052003002, 230310052003003,
230310052003004, 230310052003005,
230310052003006, 230310052003007,
230310052003008, 230310052003009,
230310052003010, 230310052003011,
230310052003012, 230310052003013,
230310052003014, 230310052003015,
230310052003016, 230310052003017,
230310053012015, 230310053012016,
230310054001000, 230310054001001,
230310054001002, 230310054001003,
230310054001004, 230310054001005,
230310054001006, 230310054001007,
230310054001008, 230310054001009,
230310054001010, 230310054001011,
230310054001012, 230310054001013,
230310054001014, 230310054001015,
230310054001016, 230310054001017,
230310054001018, 230310054001019,
230310054001020, 230310054001021,
230310054001022, 230310054001023,
230310054001024, 230310054001025,
230310054001026, 230310054001027,
230310054001028, 230310054002000,
230310054002001, 230310054002002,
230310054002003, 230310054002004,
230310054002005, 230310054002006,
230310054002007, 230310054002008,
230310054002009, 230310054002010,
230310054002011, 230310054002012,

230310054002013, 230319901000006 and
230319901000007.

131. House District 131. House District 131, wholly located in York County, consists of the minor civil division of Old Orchard Beach.

132. House District 132. House District 132, wholly located in York County, consists of the following census blocks from the minor civil division of Biddeford: 230310252031000, 230310252031001,
230310252032000, 230310252032001,
230310252032002, 230310252032003,
230310252032004, 230310252033000,
230310252033001, 230310252033002,
230310252033003, 230310252033004,
230310252033005, 230310252033006,
230310252033007, 230310252041008,
230310252051000, 230310252051001,
230310252051002, 230310252051003,
230310252051004, 230310252051005,
230310252051006, 230310252051007,
230310252052000, 230310252052001,
230310252052002, 230310252052003,
230310252052004, 230310252052005,
230310252052006, 230310252052007,
230310252052008, 230310252052009,
230310252052010, 230310252052011,
230310252052012, 230310252052013,
230310252052014, 230310252052015,
230310252052016, 230310252052017,
230310252052018, 230310252052019,
230310252052020, 230310252052021,
230310252052022, 230310252052023,
230310252052024, 230310252052025,
230310252053000, 230310252053001,
230310252053002, 230310252053003,
230310252053004, 230310252053005,
230310252053006, 230310252053007,
230310252053008, 230310252053009,
230310252053010, 230310252053011,
230310252053012, 230310252053013,
230310252053014, 230310252053015,
230310252061000, 230310252061001,
230310252061002, 230310252061003,
230310252061004, 230310252061005,
230310252061006, 230310252061007,
230310252061008, 230310252061009,
230310252061010, 230310252061011,
230310252061012, 230310252061013,
230310252061014, 230310252062000,
230310252062001, 230310252062002,
230310252062003, 230310252062004,
230310252062005, 230310252062006,
230310252062007, 230310252062008,
230310252062009, 230310252062010,
230310252062011, 230310252062012,
230310252062013, 230310252062014,
230310252062015, 230310252062016,
230310252062017, 230310252063000.

230310252063001, 230310252063002,
230310252063003, 230310252063004,
230310252063005, 230310252063006,
230310252063007, 230310252063008,
230310252063009, 230310252063010,
230310252063011, 230310252063012,
230310252064000, 230310252064001,
230310252064002, 230310252064003,
230310252064004, 230310252064005,
230310252064006, 230310252064007,
230310252064008 and 230310252064009.

133. House District 133. House District 133, wholly located in York County, consists of the following census blocks from the minor civil division of Biddeford: 230310251001000, 230310251001001,
230310251001002, 230310251001003,
230310251001004, 230310251001005,
230310251001006, 230310251001007,
230310251001008, 230310251001009,
230310251001010, 230310251001011,
230310251001012, 230310251001013,
230310251001014, 230310251001015,
230310251001016, 230310251001017,
230310251001018, 230310251001019,
230310251001020, 230310251001021,
230310251002000, 230310251002001,
230310251002002, 230310251002003,
230310251002004, 230310251002005,
230310251002006, 230310251002007,
230310251002008, 230310251002009,
230310251002010, 230310251002011,
230310251002012, 230310251002013,
230310251002014, 230310251002015,
230310251002016, 230310251002017,
230310251003000, 230310251003001,
230310251003002, 230310251003003,
230310251003004, 230310251003005,
230310251003006, 230310251003007,
230310251003008, 230310251003009,
230310251003010, 230310251003011,
230310251003012, 230310251003013,
230310251003014, 230310251003015,
230310251003016, 230310251003017,
230310251003018, 230310251003019,
230310251003020, 230310251003021,
230310251003022, 230310251003023,
230310251003024, 230310251003025,
230310251003026, 230310251003027,
230310251003028, 230310251003029,
230310251003030, 230310251003031,
230310251003032, 230310251003033,
230310251003034, 230310251003035,
230310251003036, 230310251003037,
230310251003038, 230310251003039,
230310251003040, 230310252031002,
230310252031003, 230310252031004,
230310252031005, 230310252031006,
230310252031007, 230310252031008,
230310252031009, 230310252031010,

230310252031011, 230310252031012,
230310252031013, 230310252031014,
230310252031015, 230310252032005,
230310252032006, 230310252033008,
230310252033009, 230310252033010,
230310252041000, 230310252041001,
230310252041002, 230310252041003,
230310252041004, 230310252041005,
230310252041006, 230310252041007,
230310252041009, 230310252041010,
230310252041011, 230310252041012,
230310252041013, 230310252041014,
230310252041015, 230310252041016,
230310252041017, 230310252041018,
230310252042000, 230310252042001,
230310252042002, 230310252042003,
230310252042004, 230310252042005,
230310252042006, 230310252042007,
230310252042008, 230310252042009,
230310252042010, 230310253001000,
230310253001001, 230310253001002,
230310253001003, 230310253001004,
230310253001005, 230310253001006,
230310253001007, 230310253001008,
230310253001009, 230310253001010,
230310253001011, 230310253001012,
230310253001013, 230310253001014,
230310253001015, 230310253001016,
230310253001017, 230310253001018 and
230310253002000.

134. House District 134. House District 134, wholly located in York County, consists of the minor civil division of Kennebunkport and the following census blocks from the minor civil divisions of Biddeford and Kennebunk:

230310253002001,
230310253002002, 230310253002003,
230310253002004, 230310253002005,
230310253002006, 230310253002007,
230310253002008, 230310253002009,
230310253002010, 230310253002011,
230310253002012, 230310253002013,
230310253002014, 230310253002015,
230310253002016, 230310253002017,
230310253002018, 230310253002019,
230310254001000, 230310254001001,
230310254001002, 230310254001003,
230310254001004, 230310254001005,
230310254001006, 230310254001007,
230310254001008, 230310254001009,
230310254001010, 230310254001011,
230310254001012, 230310254001013,
230310254001014, 230310254001015,
230310254001016, 230310254001017,
230310254001018, 230310254001019,
230310254001020, 230310254001021,
230310254001022, 230310254001023,
230310254001024, 230310254001025,
230310254001026, 230310254001027,
230310254001028, 230310254001029,

230310254001030, 230310254001031,
230310254001032, 230310254001033,
230310254002000, 230310254002001,
230310254002002, 230310254002003,
230310254002004, 230310254002005,
230310254002006, 230310254002007,
230310254002008, 230310254002009,
230310254002010, 230310254002011,
230310254002012, 230310254002013,
230310254002014, 230310254002015,
230310254002016, 230310254002017,
230310254002018, 230310254002019,
230310254002020, 230310254002021,
230310254002022, 230319901000008,
230319901000009, 230310280041000,
230310280041001, 230310280041002,
230310280041003, 230310280041004,
230310280041005, 230310280041009,
230310280041010, 230310280041011,
230310280041012, 230310280041013,
230310280041014, 230310280041015,
230310280041016, 230310280041023,
230310280041024, 230310280041025,
230310280041026, 230310280041038,
230310280041039, 230310280041040,
230310280041041, 230310280041042,
230310280041043, 230310280042000,
230310280042001, 230310280042002,
230310280042003, 230310280042004,
230310280042005, 230310280042006,
230310280042007, 230310280042008,
230310280042009, 230310280042010,
230310280042011, 230310280042012,
230310280042013, 230310280042014,
230310280042015, 230310280042016,
230310280042017, 230310280042018,
230310280042019, 230310280042020,
230310280042021, 230310280042022,
230310280042023, 230310280042024,
230310280042025, 230310280042026,
230310280042027, 230310280042028,
230310280042029, 230310280042030,
230310280042031, 230310280042032,
230310280042033, 230310280042034,
230310280042035, 230310280042036,
230310280042037, 230310280042038,
230310280042039, 230310280042040,
230310280042041, 230310280042042,
230310280042043, 230310280043016,
230310280043017, 230310280043018 and
230319901000011.

135. House District 135. House District 135, wholly located in York County, consists of the following census blocks from the minor civil division of Kennebunk: 230310280011000, 230310280011001, 230310280011002, 230310280011003, 230310280011004, 230310280011005, 230310280011006, 230310280011007, 230310280011008, 230310280011009,

230310280011010, 230310280011011,
230310280011012, 230310280011013,
230310280011014, 230310280011015,
230310280011016, 230310280011017,
230310280011018, 230310280011019,
230310280011020, 230310280011021,
230310280011022, 230310280011023,
230310280011024, 230310280011025,
230310280011026, 230310280011027,
230310280011028, 230310280011029,
230310280011030, 230310280011031,
230310280011032, 230310280011033,
230310280012000, 230310280012001,
230310280012002, 230310280012003,
230310280012004, 230310280012005,
230310280012006, 230310280012007,
230310280012008, 230310280012009,
230310280012010, 230310280012011,
230310280012012, 230310280012013,
230310280012014, 230310280012015,
230310280012016, 230310280012017,
230310280012018, 230310280012019,
230310280012020, 230310280012021,
230310280012022, 230310280012023,
230310280012024, 230310280012025,
230310280012026, 230310280012027,
230310280012028, 230310280031000,
230310280031001, 230310280031002,
230310280031003, 230310280031004,
230310280031005, 230310280031006,
230310280031007, 230310280031008,
230310280031009, 230310280031010,
230310280031011, 230310280031012,
230310280031013, 230310280031014,
230310280031015, 230310280031016,
230310280032000, 230310280032001,
230310280032002, 230310280032003,
230310280032004, 230310280032005,
230310280032006, 230310280032007,
230310280032008, 230310280032009,
230310280032010, 230310280032011,
230310280032012, 230310280032013,
230310280032014, 230310280033000,
230310280033001, 230310280033002,
230310280033003, 230310280033004,
230310280033005, 230310280033006,
230310280033007, 230310280033008,
230310280033009, 230310280033010,
230310280033011, 230310280034000,
230310280034001, 230310280034002,
230310280034003, 230310280034004,
230310280034005, 230310280034006,
230310280034007, 230310280034008,
230310280034009, 230310280034010,
230310280034011, 230310280034012,
230310280034013, 230310280034014,
230310280034015, 230310280034016,
230310280034017, 230310280034018,
230310280034019, 230310280034020,

230310280034021, 230310280034022,
230310280041006, 230310280041007,
230310280041008, 230310280041017,
230310280041018, 230310280041019,
230310280041020, 230310280041021,
230310280041022, 230310280041027,
230310280041028, 230310280041029,
230310280041030, 230310280041031,
230310280041032, 230310280041033,
230310280041034, 230310280041035,
230310280041036, 230310280041037,
230310280043000, 230310280043001,
230310280043002, 230310280043003,
230310280043004, 230310280043005,
230310280043006, 230310280043007,
230310280043008, 230310280043009,
230310280043010, 230310280043011,
230310280043012, 230310280043013,
230310280043014, 230310280043015 and
230319901000012.

136. House District 136. House District 136, wholly located in York County, consists of the minor civil division of Alfred and the following census blocks from the minor civil divisions of Lyman and Waterboro: 230310245011013, 230310245011014,
230310245011031, 230310245011032,
230310245011035, 230310245011036,
230310245011037, 230310245011038,
230310245011039, 230310245011040,
230310245011041, 230310245011042,
230310245012013, 230310245012014,
230310245012015, 230310245012026,
230310245012027, 230310245012028,
230310245012029, 230310245012030,
230310245012031, 230310245012032,
230310245012033, 230310245013000,
230310245013001, 230310245013002,
230310245013003, 230310245013004,
230310245013005, 230310245013006,
230310245013007, 230310245013008,
230310245013009, 230310245013010,
230310245013011, 230310245013012,
230310245013013, 230310245013014,
230310245013015, 230310245013016,
230310245013017, 230310245013018,
230310245013019, 230310245013020,
230310245013021, 230310245013022,
230310245013023, 230310245013024,
230310245013025, 230310245013026,
230310245013027, 230310245013028,
230310245013029, 230310240011014,
230310240011015, 230310240011016,
230310240011017, 230310240011021,
230310240011022, 230310240011023,
230310240011024, 230310240011025,
230310240011026, 230310240011027,
230310240011028, 230310240011029,
230310240011031, 230310240011032,
230310240021016, 230310240021017,

<u>230310240021019,</u>	<u>230310240021020,</u>	<u>230310200012000,</u>	<u>230310200012001,</u>
<u>230310240021021,</u>	<u>230310240021022,</u>	<u>230310200012002,</u>	<u>230310200012003,</u>
<u>230310240022003,</u>	<u>230310240022010,</u>	<u>230310200012004,</u>	<u>230310200012005,</u>
<u>230310240022011,</u>	<u>230310240022012,</u>	<u>230310200012006,</u>	<u>230310200012007,</u>
<u>230310240022013,</u>	<u>230310240022014,</u>	<u>230310200012008,</u>	<u>230310200012009,</u>
<u>230310240022015,</u>	<u>230310240022016,</u>	<u>230310200012010,</u>	<u>230310200012011,</u>
<u>230310240022017,</u>	<u>230310240022018,</u>	<u>230310200012012,</u>	<u>230310200012013,</u>
<u>230310240022019,</u>	<u>230310240022020,</u>	<u>230310200012014,</u>	<u>230310200012015,</u>
<u>230310240022021,</u>	<u>230310240022022,</u>	<u>230310200012016,</u>	<u>230310200012017,</u>
<u>230310240022023,</u>	<u>230310240022024,</u>	<u>230310200012018,</u>	<u>230310200012019,</u>
<u>230310240022025,</u>	<u>230310240022026,</u>	<u>230310200012020,</u>	<u>230310200012021,</u>
<u>230310240022027,</u>	<u>230310240022028,</u>	<u>230310200012022,</u>	<u>230310200012023,</u>
<u>230310240022029,</u>	<u>230310240022030,</u>	<u>230310200012024,</u>	<u>230310200012025,</u>
<u>230310240022031,</u>	<u>230310240022032,</u>	<u>230310200012026,</u>	<u>230310200012027,</u>
<u>230310240022033,</u>	<u>230310240022034,</u>	<u>230310200012028,</u>	<u>230310200012029,</u>
<u>230310240022035,</u>	<u>230310240022036,</u>	<u>230310200012030,</u>	<u>230310200012031,</u>
<u>230310240022037,</u>	<u>230310240022038,</u>	<u>230310200012032,</u>	<u>230310200012033,</u>
<u>230310240022039,</u>	<u>230310240022040,</u>	<u>230310200012034,</u>	<u>230310200012035,</u>
<u>230310240022041,</u>	<u>230310240022042,</u>	<u>230310200012036,</u>	<u>230310200012037,</u>
<u>230310240022043,</u>	<u>230310240022044,</u>	<u>230310200021030,</u>	<u>230310200021031,</u>
<u>230310240022045,</u>	<u>230310240022046,</u>	<u>230310200021032,</u>	<u>230310200021033,</u>
<u>230310240022047,</u>	<u>230310240022048,</u>	<u>230310200021034,</u>	<u>230310200021035,</u>
<u>230310240022049,</u>	<u>230310240022050,</u>	<u>230310200021041,</u>	<u>230310200021042,</u>
<u>230310240022051,</u>	<u>230310240022052,</u>	<u>230310200021043,</u>	<u>230310200021044,</u>
<u>230310240022053,</u>	<u>230310240022054,</u>	<u>230310200021045,</u>	<u>230310200022007,</u>
<u>230310240022055,</u>	<u>230310240022056,</u>	<u>230310200022008,</u>	<u>230310200022009,</u>
<u>230310240022057,</u>	<u>230310240023000,</u>	<u>230310200022010,</u>	<u>230310200022011,</u>
<u>230310240023001,</u>	<u>230310240023002,</u>	<u>230310200022012,</u>	<u>230310200022013,</u>
<u>230310240023003,</u>	<u>230310240023004,</u>	<u>230310200022014,</u>	<u>230310200022015,</u>
<u>230310240023005,</u>	<u>230310240023006,</u>	<u>230310200022016,</u>	<u>230310200022017,</u>
<u>230310240023007,</u>	<u>230310240023008,</u>	<u>230310200022018,</u>	<u>230310200022019,</u>
<u>230310240023009,</u>	<u>230310240023010,</u>	<u>230310200022020,</u>	<u>230310200022021,</u>
<u>230310240023011,</u>	<u>230310240023012,</u>	<u>230310200022022,</u>	<u>230310200022023,</u>
<u>230310240023013,</u>	<u>230310240023014,</u>	<u>230310200022024,</u>	<u>230310200022025,</u>
<u>230310240023015,</u>	<u>230310240023016,</u>	<u>230310200022026,</u>	<u>230310200022027,</u>
<u>230310240023017,</u>	<u>230310240023018,</u>	<u>230310200022028,</u>	<u>230310200022029,</u>
<u>230310240023019,</u>	<u>230310240023020,</u>	<u>230310200022030,</u>	<u>230310200022031,</u>
<u>230310240023021,</u>	<u>230310240023022,</u>	<u>230310200022032,</u>	<u>230310200022033,</u>
<u>230310240023023,</u>	<u>230310240023024,</u>	<u>230310200022034,</u>	<u>230310200022035,</u>
<u>230310240023025 and 230310240023026,</u>		<u>230310200022036,</u>	<u>230310200022037,</u>
		<u>230310200022038,</u>	<u>230310200022039,</u>
		<u>230310200022040,</u>	<u>230310200022041,</u>
		<u>230310200022042,</u>	<u>230310200022043,</u>
		<u>230310200022044,</u>	<u>230310200022045,</u>
		<u>230310200022046,</u>	<u>230310200022047,</u>
		<u>230310200022048,</u>	<u>230310200022049,</u>
		<u>230310200022050,</u>	<u>230310200022051,</u>
		<u>230310200022052,</u>	<u>230310200022053,</u>
		<u>230310200022054,</u>	<u>230310200022055,</u>
		<u>230310200022056,</u>	<u>230310200022057,</u>
		<u>230310210001028,</u>	<u>230310210001029,</u>
		<u>230310210001030,</u>	<u>230310210001031,</u>
		<u>230310210001032,</u>	<u>230310210001035,</u>
		<u>230310210002000,</u>	<u>230310210002001,</u>
		<u>230310210002003,</u>	<u>230310210002004,</u>
		<u>230310210002005,</u>	<u>230310210002006,</u>
		<u>230310210002007,</u>	<u>230310210002008,</u>
		<u>230310210002009,</u>	<u>230310210002010,</u>
		<u>230310210002011,</u>	<u>230310210002012,</u>

137. House District 137. House District 137, wholly located in York County, consists of the following census blocks from the minor civil divisions of Buxton and Hollis: 230310200011000, 230310200011001, 230310200011002, 230310200011003, 230310200011004, 230310200011005, 230310200011006, 230310200011007, 230310200011008, 230310200011009, 230310200011010, 230310200011011, 230310200011012, 230310200011013, 230310200011014, 230310200011015, 230310200011016, 230310200011017, 230310200011018, 230310200011019, 230310200011020, 230310200011021, 230310200011022, 230310200011023, 230310200011024, 230310200011025, 230310200011026, 230310200011027, 230310200011028, 230310200011029, 230310200011030, 230310200011031,

230310210002013, 230310210002014,
230310210002015, 230310210002029,
230310210002030, 230310210002031,
230310210002032, 230310210002033,
230310210002034, 230310210002035,
230310210002036, 230310210002037,
230310210002038, 230310210002039,
230310210002040, 230310210002041,
230310210002042, 230310210002043,
230310210002044, 230310210002045,
230310210002046, 230310210003000,
230310210003001, 230310210003002,
230310210003003, 230310210003004,
230310210003005, 230310210003006,
230310210003007, 230310210003008,
230310210003009, 230310210003010,
230310210003011, 230310210003012,
230310210003013, 230310210003014,
230310210003015, 230310210003016,
230310210003017, 230310210003018,
230310210003019, 230310210003020,
230310210003021, 230310210003022,
230310210003023, 230310210003024,
230310210003025, 230310210003026,
230310210003027 and 230310210003028.

138. House District 138. House District 138, wholly located in York County, consists of the minor civil divisions of Cornish and Limington and the following census blocks from the minor civil divisions of Buxton and Hollis: 230310200021000,
230310200021001, 230310200021002,
230310200021003, 230310200021004,
230310200021005, 230310200021006,
230310200021007, 230310200021008,
230310200021009, 230310200021010,
230310200021011, 230310200021012,
230310200021013, 230310200021014,
230310200021015, 230310200021016,
230310200021017, 230310200021018,
230310200021019, 230310200021020,
230310200021021, 230310200021022,
230310200021023, 230310200021024,
230310200021025, 230310200021026,
230310200021027, 230310200021028,
230310200021029, 230310200021036,
230310200021037, 230310200021038,
230310200021039, 230310200021040,
230310200021046, 230310200021047,
230310200021048, 230310200022000,
230310200022001, 230310200022002,
230310200022003, 230310200022004,
230310200022005, 230310200022006,
230310210001000, 230310210001001,
230310210001002, 230310210001003,
230310210001004, 230310210001005,
230310210001006, 230310210001007,
230310210001008, 230310210001009,
230310210001010, 230310210001011,
230310210001012, 230310210001013,

230310210001014, 230310210001015,
230310210001016, 230310210001017,
230310210001018, 230310210001019,
230310210001020, 230310210001021,
230310210001022, 230310210001023,
230310210001024, 230310210001025,
230310210001026, 230310210001027,
230310210001033, 230310210001034,
230310210001036, 230310210001037,
230310210001038, 230310210001039,
230310210001040, 230310210001041,
230310210002002, 230310210002016,
230310210002017, 230310210002018,
230310210002019, 230310210002020,
230310210002021, 230310210002022,
230310210002023, 230310210002024,
230310210002025, 230310210002026,
230310210002027, 230310210002028 and
230310210003029.

139. House District 139. House District 139, wholly located in York County, consists of the minor civil divisions of Limerick and Parsonsfield and the following census blocks from the minor civil division of Waterboro: 230310240011000, 230310240011001,
230310240011002, 230310240011003,
230310240011004, 230310240011005,
230310240011006, 230310240011007,
230310240011008, 230310240011009,
230310240011010, 230310240011011,
230310240011012, 230310240011013,
230310240011018, 230310240011019,
230310240011020, 230310240011030,
230310240012000, 230310240012001,
230310240012002, 230310240012003,
230310240012004, 230310240012005,
230310240012006, 230310240012007,
230310240012008, 230310240012009,
230310240012010, 230310240012011,
230310240012012, 230310240012013,
230310240012014, 230310240012015,
230310240012016, 230310240012017,
230310240012018, 230310240012019,
230310240012020, 230310240012021,
230310240012022, 230310240012023,
230310240012024, 230310240012025,
230310240012026, 230310240012027,
230310240012028, 230310240012029,
230310240012030, 230310240012031,
230310240012032, 230310240012033,
230310240012034, 230310240012035,
230310240012036, 230310240012037,
230310240012038, 230310240012039,
230310240012040, 230310240012041,
230310240012042, 230310240012043,
230310240012044, 230310240012045,
230310240012046, 230310240012047,
230310240012048, 230310240012049,
230310240021000, 230310240021001,
230310240021002, 230310240021003,

230310240021004, 230310240021005,
230310240021006, 230310240021007,
230310240021008, 230310240021009,
230310240021010, 230310240021011,
230310240021012, 230310240021013,
230310240021014, 230310240021015,
230310240021018, 230310240022000,
230310240022001, 230310240022002,
230310240022004, 230310240022005,
230310240022006, 230310240022007,
230310240022008 and 230310240022009.

140. House District 140. House District 140 wholly located in York County, consists of the minor civil divisions of Arundel and Dayton and the following census blocks from the minor civil division of Lyman:
230310245011000, 230310245011001,
230310245011002, 230310245011003,
230310245011004, 230310245011005,
230310245011006, 230310245011007,
230310245011008, 230310245011009,
230310245011010, 230310245011011,
230310245011012, 230310245011015,
230310245011016, 230310245011017,
230310245011018, 230310245011019,
230310245011020, 230310245011021,
230310245011022, 230310245011023,
230310245011024, 230310245011025,
230310245011026, 230310245011027,
230310245011028, 230310245011029,
230310245011030, 230310245011033,
230310245011034, 230310245011043,
230310245012000, 230310245012001,
230310245012002, 230310245012003,
230310245012004, 230310245012005,
230310245012006, 230310245012007,
230310245012008, 230310245012009,
230310245012010, 230310245012011,
230310245012012, 230310245012016,
230310245012017, 230310245012018,
230310245012019, 230310245012020,
230310245012021, 230310245012022,
230310245012023, 230310245012024,
230310245012025 and 230310245012034.

141. House District 141. House District 141, wholly located in York County, consists of the minor civil divisions of Newfield and Shapleigh and the following census blocks from the minor civil division of Sanford:
230310301011000, 230310301011001,
230310301011002, 230310301011003,
230310301011004, 230310301011005,
230310301011006, 230310301011007,
230310301011008, 230310301011009,
230310301011010, 230310301011011,
230310301011012, 230310301011013,
230310301011014, 230310301011015,
230310301011016, 230310301011017,
230310301011018, 230310301011019,
230310301011020, 230310301011021,

230310301011022, 230310301012000,
230310301012001, 230310301012002,
230310301012003, 230310301012004,
230310301012005, 230310301012006,
230310301012007, 230310301012008,
230310301012009, 230310301012010,
230310301012011, 230310301012012,
230310301012013, 230310301012014,
230310301012015, 230310301012016,
230310301021000, 230310301021001,
230310301021002, 230310301021003,
230310301021004, 230310301021005,
230310301021006, 230310301021007,
230310301021008, 230310301021026,
230310301021033, 230310301021034,
230310301021035, 230310301021036,
230310301021037, 230310301021038,
230310301021039, 230310301021040,
230310301021041, 230310302012000,
230310302012001, 230310302012022,
230310302012023, 230310302012026,
230310302013000, 230310302013001,
230310302013002, 230310302013003,
230310302013004, 230310302013005,
230310302013006, 230310302013007,
230310302013008, 230310302013009,
230310302013010, 230310302013011,
230310302013012, 230310302013013,
230310302013014 and 230310302013015.

142. House District 142. House District 142, wholly located in York County, consists of the following census blocks from the minor civil division of Sanford:
230310301011023, 230310301011024,
230310301011025, 230310301021009,
230310301021010, 230310301021011,
230310301021012, 230310301021013,
230310301021014, 230310301021015,
230310301021016, 230310301021017,
230310301021018, 230310301021019,
230310301021020, 230310301021021,
230310301021022, 230310301021023,
230310301021024, 230310301021025,
230310301021027, 230310301021028,
230310301021029, 230310301021030,
230310301021031, 230310301021032,
230310301021042, 230310301021043,
230310301021044, 230310302011000,
230310302011001, 230310302011002,
230310302011003, 230310302011004,
230310302011005, 230310302011006,
230310302011007, 230310302011008,
230310302011009, 230310302011010,
230310302011011, 230310302011012,
230310302011013, 230310302011014,
230310302011015, 230310302011016,
230310302011017, 230310302011018,
230310302011019, 230310302011020,
230310302011021, 230310302011022,
230310302011023, 230310302011024,

230310302011025, 230310302011026,
230310302011027, 230310302011028,
230310302011029, 230310302011030,
230310302011031, 230310302011032,
230310302011033, 230310302012002,
230310302012003, 230310302012004,
230310302012005, 230310302012006,
230310302012007, 230310302012008,
230310302012009, 230310302012010,
230310302012011, 230310302012012,
230310302012013, 230310302012014,
230310302012015, 230310302012016,
230310302012017, 230310302012018,
230310302012019, 230310302012020,
230310302012021, 230310302012029,
230310302012030, 230310302012031,
230310302012032, 230310302012033,
230310302012034, 230310302012035,
230310302041000, 230310302041001,
230310302041002, 230310302041003,
230310302041004, 230310302041005,
230310302041006, 230310302041007,
230310302041008, 230310302041009,
230310302041010, 230310302041011,
230310302041012, 230310302041013,
230310302041014, 230310302041015,
230310302041016, 230310302041017,
230310302042000, 230310302042001,
230310302042002, 230310302042003,
230310302042004, 230310302042005,
230310302042006, 230310302042007,
230310302042008, 230310302042009,
230310302042010, 230310302042011,
230310302042012, 230310302042013,
230310302042014, 230310302042015,
230310302042016, 230310302042017,
230310302042018, 230310302042019,
230310302042020, 230310302042021,
230310302042022, 230310302042023,
230310302042024, 230310302042025,
230310302042026, 230310302042027,
230310302042028, 230310302042029,
230310302042030, 230310302042031,
230310302042032, 230310302042033,
230310302042034, 230310302042035,
230310302042036, 230310302051000,
230310302051001, 230310302051002,
230310302051004, 230310302051012,
230310302052000, 230310302052001,
230310302052002, 230310302052003,
230310302052004, 230310302052005,
230310302052006, 230310302052007,
230310302052008, 230310302052009,
230310302052010, 230310302052011,
230310302052012, 230310302052013,
230310302052014, 230310302052016,
230310302052017, 230310302052018,
230310302052019, 230310302052020,

230310303001004, 230310303001005 and
230310303001014.

143. House District 143. House District 143, wholly located in York County, consists of the following census blocks from the minor civil division of Sanford: 230310302012024, 230310302012025,
230310302012027, 230310302012028,
230310302031000, 230310302031001,
230310302031002, 230310302031003,
230310302031004, 230310302031005,
230310302031006, 230310302031007,
230310302031008, 230310302031009,
230310302031010, 230310302031011,
230310302031012, 230310302031013,
230310302031014, 230310302031015,
230310302031016, 230310302031017,
230310302031018, 230310302031019,
230310302032000, 230310302032001,
230310302032002, 230310302032003,
230310302032004, 230310302032005,
230310302032006, 230310302032007,
230310302032008, 230310302032009,
230310302032010, 230310302032011,
230310302032012, 230310302032013,
230310302032014, 230310302032015,
230310302032016, 230310302032017,
230310302032018, 230310302032019,
230310302032020, 230310302032021,
230310302032022, 230310302032023,
230310302032024, 230310302032025,
230310302032026, 230310302032027,
230310302032028, 230310302033000,
230310302033001, 230310302033002,
230310302033003, 230310302033004,
230310302033005, 230310302033006,
230310302033007, 230310302033008,
230310302033009, 230310302033010,
230310302033011, 230310302051003,
230310302051005, 230310302051006,
230310302051007, 230310302051008,
230310302051009, 230310302051010,
230310302051011, 230310302051013,
230310302052015, 230310302052021,
230310302052022, 230310302052023,
230310302052024, 230310302052025,
230310302052026, 230310302052027,
230310302052028, 230310302052029,
230310302052030, 230310302052031,
230310302052032, 230310302052033,
230310302052034, 230310302052035,
230310302052036, 230310302052037,
230310303001000, 230310303001001,
230310303001002, 230310303001003,
230310303001006, 230310303001007,
230310303001008, 230310303001009,
230310303001010, 230310303001011,
230310303001012, 230310303001013,
230310303001015, 230310303001016,
230310303001017, 230310303001018,

230310303001019, 230310303001020,
230310303001021, 230310303001022,
230310303001023, 230310303001024,
230310303001025, 230310303001026,
230310303001027, 230310303001028,
230310303001029, 230310303002000,
230310303002001, 230310303002002,
230310303002003, 230310303002004,
230310303002005, 230310303002006,
230310303002007, 230310303002008,
230310303002009, 230310303002010,
230310303002011, 230310303002012,
230310303002013, 230310303002014,
230310303002015, 230310303002016,
230310303002017, 230310303002018,
230310303002019, 230310303002020,
230310303002021, 230310303002022,
230310303002023, 230310303002024,
230310303003000, 230310303003001,
230310303003002, 230310303003003,
230310303003004, 230310303003005,
230310303003006, 230310303003007,
230310303003008, 230310303003009,
230310303003010, 230310303003011,
230310303003012, 230310303003013,
230310303003014, 230310303003015,
230310303003016, 230310303003017,
230310303003018, 230310303003019,
230310303003020, 230310303003021,
230310303003022, 230310303003023,
230310303003024, 230310303003025,
230310303003026, 230310303003027,
230310303003028 and 230310303003029.

144. House District 144. House District 144, wholly located in York County, consists of the minor civil divisions of Acton and Lebanon.

145. House District 145. House District 145, wholly located in York County, consists of the following census blocks from the minor civil division of Wells: 230310340021000, 230310340021001,
230310340021002, 230310340021003,
230310340021004, 230310340021005,
230310340021006, 230310340021007,
230310340021008, 230310340021009,
230310340021010, 230310340021011,
230310340021012, 230310340021013,
230310340021014, 230310340021015,
230310340021016, 230310340021017,
230310340021018, 230310340021019,
230310340022000, 230310340022001,
230310340022002, 230310340022003,
230310340022004, 230310340022005,
230310340022006, 230310340022007,
230310340022008, 230310340022009,
230310340022010, 230310340022011,
230310340022012, 230310340022013,
230310340022014, 230310340022015,
230310340022016, 230310340022017,

230310340022018, 230310340022019,
230310340022020, 230310340022021,
230310340022022, 230310340022023,
230310340022024, 230310340022025,
230310340023000, 230310340023001,
230310340023002, 230310340023003,
230310340023004, 230310340023005,
230310340023006, 230310340023007,
230310340023008, 230310340023009,
230310340023010, 230310340023011,
230310340023012, 230310340023013,
230310340023014, 230310340023015,
230310340023016, 230310340023017,
230310340023018, 230310340023019,
230310340023020, 230310340023021,
230310340023022, 230310340023023,
230310340023024, 230310340023025,
230310340023026, 230310340023027,
230310340023028, 230310340023029,
230310340023030, 230310340023031,
230310340024000, 230310340024001,
230310340024002, 230310340024003,
230310340024004, 230310340024005,
230310340024006, 230310340024007,
230310340024008, 230310340024009,
230310340024010, 230310340024011,
230310340024012, 230310340024013,
230310340024014, 230310340024015,
230310340024016, 230310340024017,
230310340024018, 230310340024019,
230310340024020, 230310340024021,
230310340024022, 230310340024023,
230310340024024, 230310340024025,
230310340024026, 230310340024027,
230310340024028, 230310340024029,
230310340024030, 230310340024031,
230310340024032, 230310340024033,
230310340024034, 230310340024035,
230310340025000, 230310340025001,
230310340025002, 230310340025003,
230310340025004, 230310340025005,
230310340025006, 230310340025007,
230310340025008, 230310340025009,
230310340025010, 230310340025011,
230310340025012, 230310340025013,
230310340025014, 230310340025015,
230310340025016, 230310340025017,
230310340025018, 230310340025019,
230310340025020, 230310340025021,
230310340025022, 230310340025023,
230310340025024, 230310340025025,
230310340025026, 230310340031000,
230310340031001, 230310340031002,
230310340031003, 230310340031004,
230310340031005, 230310340031006,
230310340031007, 230310340031008,
230310340031009, 230310340031010,
230310340031011, 230310340031012,
230310340031013, 230310340031014,

<u>230310340031015,</u>	<u>230310340031016,</u>	<u>230310340051015,</u>	<u>230310340051016,</u>
<u>230310340031017,</u>	<u>230310340031018,</u>	<u>230310340051017,</u>	<u>230310340051018,</u>
<u>230310340031019,</u>	<u>230310340031020,</u>	<u>230310340051019,</u>	<u>230310340051020,</u>
<u>230310340031021,</u>	<u>230310340031022,</u>	<u>230310340051021,</u>	<u>230310340051022,</u>
<u>230310340031023,</u>	<u>230310340031024,</u>	<u>230310340051023,</u>	<u>230310340051024,</u>
<u>230310340031025,</u>	<u>230310340031026,</u>	<u>230310340051025,</u>	<u>230310340051026,</u>
<u>230310340031027,</u>	<u>230310340031028,</u>	<u>230310340051027,</u>	<u>230310340051028,</u>
<u>230310340031029,</u>	<u>230310340031030,</u>	<u>230310340051029,</u>	<u>230310340051030,</u>
<u>230310340031031,</u>	<u>230310340031032,</u>	<u>230310340052000,</u>	<u>230310340052001,</u>
<u>230310340031033,</u>	<u>230310340031034,</u>	<u>230310340052002,</u>	<u>230310340052003,</u>
<u>230310340031035,</u>	<u>230310340031036,</u>	<u>230310340052004,</u>	<u>230310340052005,</u>
<u>230310340031037,</u>	<u>230310340032000,</u>	<u>230310340052006,</u>	<u>230310340052007,</u>
<u>230310340032001,</u>	<u>230310340032002,</u>	<u>230310340052008,</u>	<u>230310340052009,</u>
<u>230310340032003,</u>	<u>230310340032004,</u>	<u>230310340052010,</u>	<u>230310340052011,</u>
<u>230310340032005,</u>	<u>230310340032006,</u>	<u>230310340052012,</u>	<u>230310340052013,</u>
<u>230310340032007,</u>	<u>230310340032008,</u>	<u>230310340052014,</u>	<u>230310340052015,</u>
<u>230310340032009,</u>	<u>230310340032010,</u>	<u>230310340052016,</u>	<u>230310340052017,</u>
<u>230310340032011,</u>	<u>230310340032012,</u>	<u>230310340052018,</u>	<u>230310340052019,</u>
<u>230310340032013,</u>	<u>230310340032014,</u>	<u>230310340052020,</u>	<u>230310340052021,</u>
<u>230310340032015,</u>	<u>230310340032016,</u>	<u>230310340052022,</u>	<u>230310340052023,</u>
<u>230310340032017,</u>	<u>230310340032018,</u>	<u>230310340052024,</u>	<u>230310340052025,</u>
<u>230310340032019,</u>	<u>230310340032020,</u>	<u>230310340052026,</u>	<u>230319901000013,</u>
<u>230310340032021,</u>	<u>230310340032022,</u>	<u>230310360021000,</u>	<u>230310360021001,</u>
<u>230310340041000,</u>	<u>230310340041001,</u>	<u>230310360021002,</u>	<u>230310360021003,</u>
<u>230310340041002,</u>	<u>230310340041003,</u>	<u>230310360021004,</u>	<u>230310360021005,</u>
<u>230310340041004,</u>	<u>230310340041005,</u>	<u>230310360021006,</u>	<u>230310360021007,</u>
<u>230310340041006,</u>	<u>230310340041007,</u>	<u>230310360021008,</u>	<u>230310360021009,</u>
<u>230310340041008,</u>	<u>230310340041009,</u>	<u>230310360021010,</u>	<u>230310360021011,</u>
<u>230310340041010,</u>	<u>230310340041011,</u>	<u>230310360021012,</u>	<u>230310360021013,</u>
<u>230310340041012,</u>	<u>230310340041013,</u>	<u>230310360021014,</u>	<u>230310360021015,</u>
<u>230310340041014,</u>	<u>230310340041015,</u>	<u>230310360021016,</u>	<u>230310360021017,</u>
<u>230310340041016 and 230310340041017.</u>		<u>230310360021018,</u>	<u>230310360021019,</u>
		<u>230310360021020,</u>	<u>230310360021021,</u>
		<u>230310360021022,</u>	<u>230310360021023,</u>
		<u>230310360021024,</u>	<u>230310360021025,</u>
		<u>230310360021026,</u>	<u>230310360021027,</u>
		<u>230310360021028,</u>	<u>230310360021029,</u>
		<u>230310360021030,</u>	<u>230310360022000,</u>
		<u>230310360022001,</u>	<u>230310360022002,</u>
		<u>230310360022003,</u>	<u>230310360022004,</u>
		<u>230310360022005,</u>	<u>230310360022006,</u>
		<u>230310360022007,</u>	<u>230310360022008,</u>
		<u>230310360022009,</u>	<u>230310360022010,</u>
		<u>230310360022011,</u>	<u>230310360022012,</u>
		<u>230310360022013,</u>	<u>230310360022014,</u>
		<u>230310360022015,</u>	<u>230310360022016,</u>
		<u>230310360022017,</u>	<u>230310360022018,</u>
		<u>230310360022019,</u>	<u>230310360022020,</u>
		<u>230310360022021,</u>	<u>230310360022022,</u>
		<u>230310360022023,</u>	<u>230310360022024,</u>
		<u>230310360022025,</u>	<u>230310360022026,</u>
		<u>230310360022027,</u>	<u>230310360022028,</u>
		<u>230310360022029,</u>	<u>230310360022030,</u>
		<u>230310360022031,</u>	<u>230310360022032,</u>
		<u>230310360022033,</u>	<u>230310360022034,</u>
		<u>230310360022035,</u>	<u>230310360023000,</u>
		<u>230310360023001,</u>	<u>230310360023002,</u>
		<u>230310360023003,</u>	<u>230310360023004,</u>
		<u>230310360023005,</u>	<u>230310360023006,</u>

146. House District 146. House District 146, wholly located in York County, consists of the minor civil division of Ogunquit and the following census blocks from the minor civil divisions of Wells and York: 230310340041018, 230310340041019, 230310340041020, 230310340041021, 230310340041022, 230310340041023, 230310340041024, 230310340041025, 230310340041026, 230310340041027, 230310340041028, 230310340041029, 230310340041030, 230310340041031, 230310340041032, 230310340041033, 230310340041034, 230310340041035, 230310340041036, 230310340041037, 230310340041038, 230310340041039, 230310340041040, 230310340041041, 230310340041042, 230310340041043, 230310340041044, 230310340041045, 230310340041046, 230310340041047, 230310340041048, 230310340051000, 230310340051001, 230310340051002, 230310340051003, 230310340051004, 230310340051005, 230310340051006, 230310340051007, 230310340051008, 230310340051009, 230310340051010, 230310340051011, 230310340051012, 230310340051013, 230310340051014,

230310360042035, 230310360042036,
230310360042037, 230310360042038,
230310360042039, 230310360042040,
230310360042041, 230310360042042,
230310360042043, 230310360043000,
230310360043001, 230310360043002,
230310360043003, 230310360043004,
230310360043005, 230310360043006,
230310360043007, 230310360043008,
230310360043009, 230310360043010,
230310360043011, 230310360043012,
230310360043013, 230310360043014,
230310360043015, 230310360043016,
230310360043017, 230310360043018,
230310360043019, 230310360043020,
230310360043021, 230310360043022,
230310360043023, 230310360043024,
230310360043025, 230310360043026,
230310360043027, 230310360043028,
230310360043029, 230310360043030,
230310360043031, 230319901000015 and
230319901000016.

148. House District 148. House District 148, wholly located in York County, consists of the minor civil division of Berwick and the following census blocks from the minor civil division of North Berwick:

230310330001000, 230310330001001,

230310330001002, 230310330001003,

230310330001004, 230310330001005,

230310330001006, 230310330001007,

230310330001008, 230310330001012,

230310330001013, 230310330001017,

230310330001018, 230310330001019,

230310330001020, 230310330001021,

230310330001030, 230310330003000,

230310330003001, 230310330003002,

230310330003003, 230310330003004,

230310330003005, 230310330003006,

230310330003007, 230310330003008,

230310330003009, 230310330003010,

230310330003014, 230310330003015,

230310330003016, 230310330003017,

230310330003018, 230310330003019,

230310330003025, 230310330003051,

230310330003052 and 230310330003053.

149. House District 149. House District 149, wholly located in York County, consists of the following census blocks from the minor civil divisions of North Berwick and South Berwick:

230310330001009,

230310330001010, 230310330001011,

230310330001014, 230310330001015,

230310330001016, 230310330001022,

230310330001023, 230310330001024,

230310330001025, 230310330001026,

230310330001027, 230310330001028,

230310330001029, 230310330001031,

230310330001032, 230310330001033,

230310330001034, 230310330001035,

230310330001036, 230310330002000,

230310330002001, 230310330002002,

230310330002003, 230310330002004,

230310330002005, 230310330002006,

230310330002007, 230310330002008,

230310330002009, 230310330002010,

230310330002011, 230310330002012,

230310330002013, 230310330002014,

230310330002015, 230310330002016,

230310330002017, 230310330002018,

230310330002019, 230310330002020,

230310330002021, 230310330002022,

230310330002023, 230310330002024,

230310330002025, 230310330003011,

230310330003012, 230310330003013,

230310330003020, 230310330003021,

230310330003022, 230310330003023,

230310330003024, 230310330003026,

230310330003027, 230310330003028,

230310330003029, 230310330003030,

230310330003031, 230310330003032,

230310330003033, 230310330003034,

230310330003035, 230310330003036,

230310330003037, 230310330003038,

230310330003039, 230310330003040,

230310330003041, 230310330003042,

230310330003043, 230310330003044,

230310330003045, 230310330003046,

230310330003047, 230310330003048,

230310330003049, 230310330003050,

230310350011000, 230310350011001,

230310350011002, 230310350011003,

230310350011004, 230310350011005,

230310350011006, 230310350011007,

230310350011008, 230310350011009,

230310350011010, 230310350011011,

230310350011012, 230310350011013,

230310350011014, 230310350011015,

230310350011016, 230310350011017,

230310350011018, 230310350011019,

230310350011020, 230310350011021,

230310350011022, 230310350011023,

230310350011024, 230310350011025,

230310350011026, 230310350011027,

230310350011028, 230310350011029,

230310350011030, 230310350011031,

230310350011032, 230310350011033,

230310350011034, 230310350011035,

230310350011036, 230310350011037,

230310350011038, 230310350011039,

230310350011040, 230310350011041,

230310350011042, 230310350011043,

230310350011044, 230310350011045,

230310350011046, 230310350011047,

230310350011048, 230310350011049,

230310350011050, 230310350012000,

230310350012001, 230310350012002,

230310350012003, 230310350012004,

230310350012005, 230310350012006,

230310350012007, 230310350012008,
230310350012009, 230310350012010,
230310350012011, 230310350012012,
230310350012013, 230310350021000,
230310350021001, 230310350021002,
230310350021003, 230310350021004,
230310350021005, 230310350021006,
230310350021007, 230310350021008,
230310350021009, 230310350021010,
230310350021011, 230310350021012,
230310350021013, 230310350021014,
230310350021015, 230310350021016,
230310350021017, 230310350021018,
230310350021019, 230310350021020,
230310350021021, 230310350021022,
230310350021023, 230310350022000,
230310350022001, 230310350022002,
230310350022003, 230310350022004,
230310350022005, 230310350022006,
230310350022007, 230310350022008,
230310350022015, 230310350022016,
230310350022017 and 230310350022018.

150. House District 150. House District 150, wholly located in York County, consists of the minor civil division of Eliot and the following census blocks from the minor civil divisions of Kittery and South Berwick: 230310380021015, 230310380021016,
230310380021024, 230310380021025,
230310380021026, 230310380021027,
230310380021028, 230310380021032,
230310380021033, 230310380021034,
230310380021035, 230310380021039,
230310380021040, 230310380021042,
230310350022009, 230310350022010,
230310350022011, 230310350022012,
230310350022013, 230310350022014,
230310350022019, 230310350022020,
230310350023000, 230310350023001,
230310350023002, 230310350023003,
230310350023004, 230310350023005,
230310350023006, 230310350023007,
230310350023008, 230310350023009,
230310350023010, 230310350023011,
230310350023012, 230310350023013,
230310350023014, 230310350023015,
230310350023016, 230310350023017,
230310350023018, 230310350023019,
230310350023020, 230310350023021 and
230310350023022.

151. House District 151. House District 151, wholly located in York County, consists of the following census blocks from the minor civil division of Kittery: 230310380011000, 230310380011001,
230310380011002, 230310380011003,
230310380011004, 230310380011005,
230310380011006, 230310380011007,
230310380011008, 230310380011009,
230310380011010, 230310380011011,

230310380011012, 230310380011013,
230310380011014, 230310380011015,
230310380011016, 230310380011017,
230310380011018, 230310380011019,
230310380011020, 230310380011021,
230310380011022, 230310380011023,
230310380011024, 230310380011025,
230310380011026, 230310380011027,
230310380011028, 230310380011029,
230310380011030, 230310380011031,
230310380011032, 230310380011033,
230310380012000, 230310380012001,
230310380012002, 230310380012003,
230310380012004, 230310380012005,
230310380012006, 230310380012007,
230310380012008, 230310380012009,
230310380012010, 230310380012011,
230310380012012, 230310380012013,
230310380012014, 230310380012015,
230310380012016, 230310380012017,
230310380012018, 230310380012019,
230310380012020, 230310380012021,
230310380012022, 230310380012023,
230310380012024, 230310380012025,
230310380012026, 230310380013000,
230310380013001, 230310380013002,
230310380013003, 230310380013004,
230310380013005, 230310380013006,
230310380013007, 230310380013008,
230310380013009, 230310380013010,
230310380013011, 230310380013012,
230310380013013, 230310380013014,
230310380013015, 230310380013016,
230310380013017, 230310380013018,
230310380014000, 230310380014001,
230310380014002, 230310380014003,
230310380014004, 230310380014005,
230310380014006, 230310380014007,
230310380014008, 230310380014009,
230310380014010, 230310380014011,
230310380014012, 230310380014013,
230310380014014, 230310380014015,
230310380014016, 230310380014017,
230310380014018, 230310380014019,
230310380014020, 230310380014021,
230310380014022, 230310380014023,
230310380014024, 230310380014025,
230310380014026, 230310380014027,
230310380014028, 230310380014029,
230310380014030, 230310380014031,
230310380014032, 230310380014033,
230310380014034, 230310380014035,
230310380014036, 230310380014037,
230310380014038, 230310380014039,
230310380014040, 230310380014041,
230310380014042, 230310380014043,
230310380014044, 230310380014045,
230310380014046, 230310380014047,
230310380014048, 230310380014049,

<u>230310380014050,</u>	<u>230310380014051,</u>
<u>230310380014052,</u>	<u>230310380014053,</u>
<u>230310380014054,</u>	<u>230310380015000,</u>
<u>230310380015001,</u>	<u>230310380015002,</u>
<u>230310380015003,</u>	<u>230310380015004,</u>
<u>230310380015005,</u>	<u>230310380015006,</u>
<u>230310380015007,</u>	<u>230310380015008,</u>
<u>230310380015009,</u>	<u>230310380015010,</u>
<u>230310380015011,</u>	<u>230310380015012,</u>
<u>230310380021000,</u>	<u>230310380021001,</u>
<u>230310380021002,</u>	<u>230310380021003,</u>
<u>230310380021004,</u>	<u>230310380021005,</u>
<u>230310380021006,</u>	<u>230310380021007,</u>
<u>230310380021008,</u>	<u>230310380021009,</u>
<u>230310380021010,</u>	<u>230310380021011,</u>
<u>230310380021012,</u>	<u>230310380021013,</u>
<u>230310380021014,</u>	<u>230310380021017,</u>
<u>230310380021018,</u>	<u>230310380021019,</u>
<u>230310380021020,</u>	<u>230310380021021,</u>
<u>230310380021022,</u>	<u>230310380021023,</u>
<u>230310380021029,</u>	<u>230310380021030,</u>
<u>230310380021031,</u>	<u>230310380021036,</u>
<u>230310380021037,</u>	<u>230310380021038,</u>
<u>230310380021041,</u>	<u>230310380022000,</u>
<u>230310380022001,</u>	<u>230310380022002,</u>
<u>230310380022003,</u>	<u>230310380022004,</u>
<u>230310380022005,</u>	<u>230310380022006,</u>
<u>230310380022007,</u>	<u>230310380022008,</u>
<u>230310380022009,</u>	<u>230310380022010,</u>
<u>230310380022011,</u>	<u>230310380022012,</u>
<u>230310380022013,</u>	<u>230310380022014,</u>
<u>230310380022015,</u>	<u>230310380022016,</u>
<u>230310380022017,</u>	<u>230310380022018,</u>
<u>230310380022019,</u>	<u>230310380022020,</u>
<u>230310380022021,</u>	<u>230310380022022,</u>
<u>230310380022023,</u>	<u>230310380022024,</u>
<u>230310380022025,</u>	<u>230310380022026,</u>
<u>230310380022027,</u>	<u>230310380022028,</u>
<u>230310380022029,</u>	<u>230310380022030,</u>
<u>230310380022031,</u>	<u>230310380022032,</u>
<u>230310380023000,</u>	<u>230310380023001,</u>
<u>230310380023002,</u>	<u>230310380023003,</u>
<u>230310380023004,</u>	<u>230310380023005,</u>
<u>230310380023006,</u>	<u>230310380023007,</u>
<u>230310380023008,</u>	<u>230310380023009,</u>
<u>230310380023010,</u>	<u>230310380023011,</u>
<u>230310380023012,</u>	<u>230310380023013,</u>
<u>230310380023014 and 230319901000017.</u>	

PART C

Sec. C-1. 21-A MRSA §1205-A is enacted to read:

§1205-A. Congressional districts

The State is divided into 2 districts for the election of Representatives to the United States Congress as follows.

1. First District. The First District consists of the counties of Cumberland, Knox, Lincoln, Sagadahoc

and York and the following municipalities and areas within Kennebec County: Albion, Benton, China, Clinton, Litchfield, Pittston, Unity Township, Vassalboro, Waterville, West Gardiner, Windsor and Winslow.

2. Second District. The Second District consists of the counties of Androscoggin, Aroostook, Franklin, Hancock, Oxford, Penobscot, Piscataquis, Somerset, Waldo and Washington and the following municipalities and areas within Kennebec County: Augusta, Belgrade, Chelsea, Farmingdale, Fayette, Gardiner, Hallowell, Manchester, Monmouth, Mount Vernon, Oakland, Randolph, Readfield, Rome, Sidney, Vienna, Wayne and Winthrop.

PART D

Sec. D-1. 30-A MRSA §66-C, as enacted by PL 2021, c. 492, §1 and c. 506, §1, is repealed.

Sec. D-2. 30-A MRSA §67 is enacted to read:

§67. County commissioner districts

1. Creation of Androscoggin County Commissioner Districts. Androscoggin County is divided into the following 7 districts.

A. Commissioner District Number 1 consists of the following census units in the minor civil division of Lewiston: Census Tract 201; Block 2010, Block 2011, Block 2012, Block 2013, Block 2014, Block 2015, Block 2016, Block 2017, Block 2018, Block 2019, Block 2020, Block 2021 and Block 2022 of Census Tract 202; Block 2010, Block 2011, Block 3000, Block 3001, Block 3002, Block 3003, Block 3004, Block 3005, Block 3006, Block 3007, Block 3008, Block 3009, Block 3010, Block 3013 and Block 3014 of Census Tract 203.01; Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1007, Block 1008, Block 1009, Block 1010, Block 1011, Block 1012, Block 1013, Block 1014, Block 1018, Block 1019, Block 1020, Block 1021, Block 1022, Block 1023, Block 1024, Block 1025 and Block 1026 of Census Tract 203.02; Census Tract 203.03; Census Tract 204.01; Census Tract 204.02; Block Group 1, Block Group 4 and Block Group 5 of Census Tract 205; Block Group 2, Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1013, Block 1017, Block 1018, Block 1019, Block 1020, Block 1021, Block 1022, Block 1023 and Block 1024 of Census Tract 206; and Block 1001 and Block 1002 of Census Tract 207. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the following census units in the minor civil division of Lewiston: Block Group 1, Block 2000, Block 2001, Block 2002, Block 2003, Block 2004, Block 2005, Block 2006, Block 2007, Block 2008 and Block 2009 of Census Tract 202; Block Group 1,

Block 2000, Block 2001, Block 2002, Block 2003, Block 2004, Block 2005, Block 2006, Block 2007, Block 2008, Block 2009, Block 3011 and Block 3012 of Census Tract 203.01; Block 1000, Block 1001, Block 1015, Block 1016, Block 1017 and Block 1027 of Census Tract 203.02; Block Group 3 of Census Tract 205; Block Group 2, Block Group 3, Block Group 4, Block Group 5, Block 1000, Block 1003, Block 1004 and Block 1005 of Census Tract 207; Block Group 2, Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1007, Block 1008, Block 1009 and Block 1012 of Census Tract 208.01; Block Group 3 of Census Tract 208.02; and Census Tract 209. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the following census units in the minor civil division of Lewiston: Block Group 2 of Census Tract 205; Block Group 3, Block 1007, Block 1008, Block 1009, Block 1010, Block 1011, Block 1012, Block 1014, Block 1015, Block 1016, Block 1025, Block 1026, Block 1027, Block 1028, Block 1029, Block 1030, Block 1031, Block 1032, Block 1033, Block 1034, Block 1035, Block 1036, Block 1037 and Block 1038 of Census Tract 206; Block Group 3, Block Group 4, Block 1010 and Block 1011 of Census Tract 208.01; and Block Group 1, Block Group 2 and Block Group 4 of Census Tract 208.02; and the minor civil divisions of Durham and Greene. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

D. Commissioner District Number 4 consists of the minor civil divisions of Lisbon, Sabattus and Wales. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

E. Commissioner District Number 5 consists of the following census units in the minor civil division of Auburn: Census Tract 101; Census Tract 102; Census Tract 103; Block Group 2, Block Group 3, Block 1000, Block 1001, Block 1002, Block 1003, Block 1004 and Block 1011 of Census Tract 104; Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1007, Block 1008, Block 1014, Block 1024, Block 1025, Block 1026, Block 1027, Block 1028, Block 1029, Block 1030, Block 1031, Block 1032, Block 1033, Block 1034, Block 1035, Block 1036, Block 1037, Block 1038, Block 1039, Block 1040, Block 1041, Block 1042, Block 1043, Block 1044, Block 1045, Block 1046, Block 1047, Block 1048, Block 1049, Block 1050 and Block 1051 of Census Tract 107; and Census Tract 108. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

F. Commissioner District Number 6 consists of the following census units in the minor civil division of Auburn: Block 1005, Block 1006, Block 1007, Block 1008, Block 1009, Block 1010, Block 1012, Block 1013, Block 1014, Block 1015, Block 1016, Block 1017, Block 1018, Block 1019, Block 1020, Block 1021, Block 1022 and Block 1023 of Census Tract 104; Census Tract 105; Census Tract 106; and Block Group 2, Block 1009, Block 1010, Block 1011, Block 1012, Block 1013, Block 1015, Block 1016, Block 1017, Block 1018, Block 1019, Block 1020, Block 1021, Block 1022, Block 1023, Block 1052 and Block 1053 of Census Tract 107; and the minor civil divisions of Mechanic Falls and Poland. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

G. Commissioner District Number 7 consists of the minor civil divisions of Leeds, Livermore, Livermore Falls, Minot and Turner. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

2. Creation of Aroostook County Commissioner Districts. Aroostook County is divided into the following 3 districts.

A. Commissioner District Number 1 consists of the minor civil divisions and unorganized territories of Amity, Blaine, Bridgewater, Crystal, Dyer Brook, Easton, Fort Fairfield, Glenwood Plantation, Hammond, Haynesville, Hersey, Hodgdon, Houlton, Island Falls, Linneus, Littleton, Ludlow, Macwahoc Plantation, Mars Hill, Merrill, Monticello, Moro Plantation, New Limerick, Oakfield, Orient, Reed Plantation, Sherman, Smyrna, South Aroostook and Weston. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions and the unorganized territories of Ashland, Caribou, Castle Hill, Central Aroostook, Chapman, Mapleton, Presque Isle, Washburn and Westfield. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Allagash, Caswell, Connor Township, Cyr Plantation, Eagle Lake, Fort Kent, Frenchville, Garfield Plantation, Grand Isle, Hamlin, Limestone, Madawaska, Masardis, Nashville Plantation, New Canada, New Sweden, Northwest Aroostook, Perham, Portage Lake, Square Lake, St. Agatha, St. Francis, St. John Plantation, Stockholm, Van Buren, Wade, Wallagrass, Westmanland, Winterville Plantation and Woodland. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

3. Creation of Cumberland County Commissioner Districts. Cumberland County is divided into the following 5 districts.

A. Commissioner District Number 1 consists of the minor civil divisions of Baldwin, Bridgton, Gorham, Scarborough, Sebago and Standish. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions of Casco, Falmouth, Frye Island, Gray, Harrison, Naples, New Gloucester, Raymond and Windham. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions of Brunswick, Chebeague Island, Cumberland, Freeport, Harpswell, Long Island, North Yarmouth, Pownal and Yarmouth. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

D. Commissioner District Number 4 consists of the minor civil divisions of Cape Elizabeth, South Portland, Westbrook and the following census units in the minor civil division of Portland: Block 1012, Block 1013, Block 2005, Block 2006, Block 2007, Block 2008, Block 2009, Block 2010, Block 2013, Block 3000, Block 3001, Block 3002, Block 3003, Block 3004, Block 3005, Block 3006, Block 3007, Block 3008, Block 3009, Block 3010, Block 3012, Block 3013, Block 3019, Block 3020 and Block Group 4 of Census Tract 19; and Block 3008, Block 3009, Block 3010, Block 3011, Block 3012, Block 3013, Block 3014, Block Group 2 and Block Group 4 of Census Tract 21.02. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

E. Commissioner District Number 5 consists of the following census units in the minor civil division of Portland: Census Tract 1; Census Tract 2; Census Tract 3; Census Tract 5; Census Tract 6; Census Tract 10; Census Tract 11; Census Tract 12; Census Tract 13; Census Tract 15; Census Tract 17; Census Tract 18; Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1007, Block 1008, Block 1009, Block 1010, Block 1011, Block 1014, Block 2000, Block 2001, Block 2002, Block 2003, Block 2004, Block 2011, Block 2012, Block 2014, Block 3011, Block 3014, Block 3015, Block 3016, Block 3017 and Block 3018 of Census Tract 19; Census Tract 20.01; Census Tract 20.02; Census Tract 21.01; Block 3000, Block 3001, Block 3002, Block 3003, Block 3004, Block 3005, Block 3006, Block 3007 and Block Group 1 of Census Tract 21.02; Census Tract 22; Census Tract 23; Block 3000, Block 3001, Block 3002, Block 3003, Block 3014, Block 3016, Block 3017, Block 3018, Block 3019, Block

3020, Block 3021, Block Group 1 and Block Group 2 of Census Tract 24; and Block 0006, Block 0007, Block 0011, Block 0012, Block 0013 and Block 0017 of Census Tract 9900. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

4. Creation of Franklin County Commissioner Districts. Franklin County is divided into districts as follows.

A. Until November 5, 2024, Franklin County is divided into the following 3 districts.

(1) Commissioner District Number 1 consists of the minor civil divisions and unorganized territories of Carthage, Dallas Plantation, Jay, Rangeley Plantation, Sandy River Plantation, South Franklin, Weld, West Central Franklin and Wilton. The term of office of the commissioner from this district expires in 2024.

(2) Commissioner District Number 2 consists of the minor civil divisions of Chesterville, Farmington and Temple. The term of office of the commissioner from this district expires in 2024.

(3) Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Avon, Carrabassett Valley, Coplin Plantation, East Central Franklin, Eustis, Industry, Kingfield, New Sharon, New Vineyard, North Franklin, Phillips, Rangeley, Strong and Wyman Township. The term of office of the commissioner from this district expires in 2022, and again in 2024.

B. Beginning November 5, 2024, Franklin County is divided into the following 5 districts.

(1) Commissioner District Number 1 consists of the minor civil divisions of Temple and Wilton; and the following census units in the minor civil division of Farmington: Block 4029, Block 4030, Block 4031, Block 4032, Block 4033, Block 4034, Block 4035, Block 4037, Block 4038, Block 4039, Block 4040, Block 4041, Block 4042, Block 4043, Block 4044, Block 4045, Block 4046, Block 4047, Block 4048 and Block 4049 of Census Tract 9712.01; and Block 2000, Block 2001, Block 2002, Block 2003, Block 2004, Block 2005, Block 2006, Block 2007, Block 2008, Block 2009, Block 2010, Block 2011, Block 2012, Block 2013, Block 2014, Block 2015, Block 2016, Block 2017, Block 2018, Block 2019, Block 2020 and Block 2021 of Census Tract 9712.02. The term of office of the commissioner from this district expires in 2028 and every 4 years thereafter.

(2) Commissioner District Number 2 consists of the following census units in the minor civil division of Farmington: Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1007, Block 1008, Block 1009, Block 1010, Block 2000, Block 2001, Block 2002, Block 2003, Block 2004, Block 2005, Block 2006, Block 2007, Block 3000, Block 3001, Block 3002, Block 3003, Block 3004, Block 3005, Block 3006, Block 3007, Block 3008, Block 3009, Block 3010, Block 3011, Block 3012, Block 3013, Block 4000, Block 4001, Block 4002, Block 4003, Block 4004, Block 4005, Block 4006, Block 4007, Block 4008, Block 4009, Block 4010, Block 4011, Block 4012, Block 4013, Block 4014, Block 4015, Block 4016, Block 4017, Block 4018, Block 4019, Block 4020, Block 4021, Block 4022, Block 4023, Block 4024, Block 4025, Block 4026, Block 4027, Block 4028 and Block 4036 of Census Tract 9712.01; and Block 1000, Block 1001, Block 1002, Block 1003, Block 1004, Block 1005, Block 1006, Block 1007, Block 1008, Block 1009, Block 1010, Block 1011, Block 1012, Block 1013, Block 1014, Block 1015, Block 1016, Block 1017, Block 3000, Block 3001, Block 3002, Block 3003, Block 3004, Block 3005, Block 3006, Block 3007, Block 3008, Block 3009, Block 3010, Block 4000, Block 4001, Block 4002, Block 4003, Block 4004, Block 4005, Block 4006, Block 4007, Block 4008, Block 4009, Block 4010, Block 4011, Block 4012, Block 4013, Block 4014, Block 4015, Block 4016, Block 4017, Block 4018, Block 4019, Block 4020, Block 4021, Block 4022, Block 4023, Block 4024, Block 4025, Block 4026, Block 4027, Block 4028, Block 4029 and Block 4030 of Census Tract 9712.02. The term of office of the commissioner from this district expires in 2028 and every 4 years thereafter.

(3) Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Avon, Carthage, Coplin Plantation, Eustis, North Franklin, Phillips, Rangeley, Rangeley Plantation, Sandy River Plantation, South Franklin, Strong, Weld and West Central Franklin. The term of office of the commissioner from this district expires in 2028 and every 4 years thereafter.

(4) Commissioner District Number 4 consists of the minor civil divisions and unorganized territories of Carrabassett Valley, Dallas Plantation, East Central Franklin, Industry, Kingfield, New Sharon, New Vineyard and Wyman

Township. The term of office of the commissioner from this district expires in 2026 and every 4 years thereafter.

(5) Commissioner District Number 5 consists of the minor civil divisions of Chesterville and Jay. The term of office of the commissioner from this district expires in 2026 and every 4 years thereafter.

5. Creation of Hancock County Commissioner Districts. Hancock County is divided into the following 3 districts.

A. Commissioner District Number 1 consists of the minor civil divisions and unorganized territories of Amherst, Aurora, Blue Hill, Central Hancock, East Hancock, Eastbrook, Ellsworth, Gouldsboro, Great Pond, Mariaville, Northwest Hancock, Osborn, Otis, Sorrento, Sullivan, Surry, Waltham and Winter Harbor. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions of Brooklin, Brooksville, Bucksport, Castine, Dedham, Deer Isle, Orland, Penobscot, Sedgwick, Stonington and Verona Island. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Bar Harbor, Cranberry Isles, Franklin, Frenchboro, Hancock, Lamoine, Marshall Island, Mount Desert, Southwest Harbor, Swan's Island, Tremont and Trenton. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

6. Creation of Kennebec County Commissioner Districts. Kennebec County is divided into the following 3 districts.

A. Commissioner District Number 1 consists of the minor civil divisions of Augusta, Chelsea, China, Manchester, Sidney, Vassalboro and Windsor. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions of Farmingdale, Fayette, Gardiner, Hallowell, Litchfield, Monmouth, Mount Vernon, Pittston, Randolph, Readfield, Vienna, Wayne, West Gardiner and Winthrop. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Albion, Belgrade, Benton, Clinton, Oakland, Rome, Unity Township, Waterville and Winslow.

The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

7. Creation of Knox County Commissioner Districts. Knox County is divided into the following 3 districts.

A. Commissioner District Number 1 consists of the minor civil divisions of Rockland, South Thomaston, St. George and Thomaston. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions of Appleton, Cushing, Friendship, Union, Warren and Washington. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Camden, Criehaven, Hope, Isle au Haut, Matinicus Isle Plantation, Muscle Ridge Islands, North Haven, Owls Head, Rockport and Vinalhaven. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

8. Creation of Lincoln County Commissioner Districts. Lincoln County is divided into the following 3 districts.

A. Commissioner District Number 1 consists of the minor civil divisions of Boothbay, Boothbay Harbor, Edgecomb, Southport, Westport Island and Wiscasset. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions and unorganized territories of Bremen, Bristol, Louds Island, Monhegan Plantation, Nobleboro, South Bristol and Waldoboro. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Alna, Damariscotta, Dresden, Hibberts Gore, Jefferson, Newcastle, Somerville and Whitefield. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

9. Creation of Oxford County Commissioner Districts. Oxford County is divided into the following 3 districts.

A. Commissioner District Number 1 consists of the minor civil divisions and unorganized territories of Brownfield, Denmark, Fryeburg, Greenwood, Hiram, Lovell, Norway, Porter, South Oxford, Stoneham, Stow, Sweden and Waterford. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions and unorganized territories of Andover, Bethel, Byron, Canton, Dixfield, Gilead, Hanover, Lincoln Plantation, Magalloway Plantation, Mexico, Milton Township, Newry, North Oxford, Peru, Roxbury, Rumford and Upton. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions of Buckfield, Hartford, Hebron, Otisfield, Oxford, Paris, Sumner, West Paris and Woodstock. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

10. Creation of Penobscot County Commissioner Districts. Penobscot County is divided into the following 3 districts.

A. Commissioner District Number 1 consists of the minor civil divisions of Bangor, Brewer, Clifton, Eddington, Holden and Orrington. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions of Carmel, Charleston, Corinna, Corinth, Dexter, Dixmont, Etna, Exeter, Garland, Glenburn, Hampden, Hermon, Hudson, Kenduskeag, Levant, Newburgh, Newport, Plymouth and Stetson. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Alton, Argyle Township, Bradford, Bradley, Burlington, Carroll Plantation, Chester, Drew Plantation, East Central Penobscot, East Millinocket, Edinburg, Enfield, Greenbush, Howland, Kingman Township, Lagrange, Lakeville, Lee, Lincoln, Lowell, Mattawamkeag, Maxfield, Medway, Millford, Millinocket, Mount Chase, North Penobscot, Old Town, Orono, Passadumkeag, Patten, Penobscot Indian Island, Prentiss Township, Seboeis Plantation, Springfield, Stacyville, Twombly Ridge Township, Veazie, Webster Plantation, Whitney Township, Winn and Woodville. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

11. Creation of Piscataquis County Commissioner Districts. Piscataquis County is divided into the following 3 districts.

A. Commissioner District Number 1 consists of the minor civil divisions and unorganized territories of Abbot, Blanchard, Bowerbank, Guilford, Kingsbury, Monson, Parkman, Sangerville, Shirley, Wellington and Willimantic. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions and unorganized territories of Dover-Foxcroft, Medford, Sebec and Southeast Piscataquis. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Beaver Cove, Brownville, Greenville, Lake View, Milo, Northeast Piscataquis and Northwest Piscataquis. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

12. Creation of Sagadahoc County Commissioner Districts. Sagadahoc County is divided into the following 3 districts.

A. Commissioner District Number 1 consists of the minor civil divisions of Bowdoin and Topsham. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions of Bath and Bowdoinham. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions and unorganized territories of Arrowsic, Georgetown, Perkins Township, Phippsburg, Richmond, West Bath and Woolwich. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

13. Creation of Somerset County Commissioner Districts. Somerset County is divided into the following 5 districts.

A. Commissioner District Number 1 consists of the minor civil divisions of Fairfield and Norridgewock. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions and unorganized territories of Anson, Central Somerset, Highland Plantation, Madison, Mercer, New Portland, Northwest Somerset, Smithfield and Starks. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions of Cambridge, Detroit, Harmony, Palmyra, Pittsfield, Ripley and St. Albans. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

D. Commissioner District Number 4 consists of the minor civil divisions of Cornville and Skowhegan. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

E. Commissioner District Number 5 consists of the minor civil divisions and unorganized territories of Athens, Bingham, Brighton Plantation, Canaan, Caratunk, Dennistown Plantation, Embden, Hartland, Jackman, Moose River, Moscow, Northeast Somerset, Pleasant Ridge Plantation, Seboomook Lake, Solon, The Forks Plantation and West Forks Plantation. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

14. Creation of Waldo County Commissioner Districts. Waldo County is divided into the following 3 districts.

A. Commissioner District Number 1 consists of the minor civil divisions of Belfast, Belmont, Islesboro, Lincolnville, Northport and Waldo. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions of Frankfort, Jackson, Monroe, Prospect, Searsport, Stockton Springs, Swanville and Winterport. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions of Brooks, Burnham, Freedom, Knox, Liberty, Montville, Morrill, Palermo, Searsmont, Thorndike, Troy and Unity. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

15. Creation of Washington County Commissioner Districts. Washington County is divided into the following 3 districts.

A. Commissioner District Number 1 consists of the minor civil divisions and unorganized territories of Alexander, Baileyville, Baring, Beddington, Calais, Charlotte, Codyville, Cooper, Crawford, Danforth, Deblois, Grand Lake Stream, Marshfield, Meddybemps, North Washington, Northfield, Passamaquoddy Indian Township, Princeton, Robbinston, Talmadge, Topsfield, Vanceboro, Waite, Wesley and Whitneyville. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions and unorganized territories of Cutler, Dennysville, East Central Washington, East Machias, Eastport, Lubec, Machias, Passamaquoddy Pleasant Point, Pembroke, Perry and Whiting. The term of office of the commissioner from

this district expires in 2024 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions of Addison, Beals, Cherryfield, Columbia, Columbia Falls, Harrington, Jonesboro, Jonesport, Machiasport, Milbridge, Roque Bluffs and Steuben. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

16. Creation of York County Commissioner Districts. York County is divided into the following 5 districts.

A. Commissioner District Number 1 consists of the minor civil divisions of Acton, Berwick, Cornish, Lebanon, Limington, Newfield, North Berwick, Parsonsfield, Shapleigh and South Berwick. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

B. Commissioner District Number 2 consists of the minor civil divisions of Arundel, Biddeford, Kennebunk and Kennebunkport. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

C. Commissioner District Number 3 consists of the minor civil divisions of Buxton, Hollis, Old Orchard Beach and Saco. The term of office of the commissioner from this district expires in 2022 and every 4 years thereafter.

D. Commissioner District Number 4 consists of the minor civil divisions of Alfred, Dayton, Limerick, Lyman, Sanford and Waterboro. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

E. Commissioner District Number 5 consists of the minor civil divisions of Eliot, Kittery, Ogunquit, Wells and York. The term of office of the commissioner from this district expires in 2024 and every 4 years thereafter.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 4, 2022.

CHAPTER 553

S.P. 624 - L.D. 1786

**An Act To Maintain
Consistency among Maine's
Nondiscrimination Statutes**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 4 MRSA §805-A, sub-§1, as corrected by RR 2021, c. 1, Pt. B, §23, is amended to read:

1. Certificate of qualification; admission. Any person who produces a certificate of qualification from the board recommending that person's admission to the bar may be admitted to practice as an attorney in the courts of this State on motion in open court. A person may not be denied the opportunity to qualify for admission because of actual or perceived race, creed, color, national origin or sex, sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status.

Sec. 2. 5 MRSA §783, as amended by PL 2021, c. 348, §2, is further amended to read:

§783. Appointment, assignment and promotion of personnel

Officials and supervisory employees shall appoint, assign and promote personnel on the basis of merit and fitness, without regard to actual or perceived race, color, religious creed, national origin, sex, ancestry, age or sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status, unless related to a bona fide occupational qualification. Each appointing authority shall designate an affirmative action officer. The officer must be so placed within the agency's organizational structure that the officer has direct access to the appointing authority. Each department or agency shall prepare an affirmative action program for that department or agency in accordance with criteria set forth by the Bureau of Human Resources.

Sec. 3. 5 MRSA §784, sub-§1, as amended by PL 2021, c. 348, §3, is further amended to read:

1. State action. An agency or individual employee of the State or state-related agency may not discriminate because of actual or perceived race, color, religious creed, sex, national origin, ancestry, age or sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status while providing any function or service to the public, in enforcing any regulation, or in any education, counseling, vocational guidance, apprenticeship and on-the-job training programs. Similarly, a state or state-related agency contractor, subcontractor, or labor union or representative of the workers with which the contractor has an agreement may not discriminate unless based on a bona fide occupational qualification. State agencies or related agencies may withhold financial assistance to any recipient found to be in violation of the Maine Human Rights Act or the federal Civil Rights Act. Any state agency or related agency shall decline any job order carrying a specification or limitation as to actual or perceived race, color, religious creed, sex, national origin, ancestry, age or sexual orientation, gender identity, physical or mental disability,

religion, ancestry or national origin, age or familial status, unless it is related to a bona fide job requirement.

Sec. 4. 5 MRSA §784, sub-§2, ¶A, as amended by PL 2021, c. 348, §4, is further amended to read:

A. The contractor will not discriminate against any employee or applicant for employment because of actual or perceived race, color, religious creed, sex, national origin, ancestry, age or sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status. Such action includes, but is not limited to, the following: employment, upgrading, demotions, transfers, recruitment or recruitment advertising; layoffs or terminations; rates of pay or other forms of compensation; and selection for training, including apprenticeship.

Sec. 5. 5 MRSA §784, sub-§2, ¶B, as amended by PL 2021, c. 348, §5, is further amended to read:

B. The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to actual or perceived race, color, religious creed, sex, national origin, ancestry, age or sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status.

Sec. 6. 5 MRSA §785, as amended by PL 2021, c. 348, §6, is further amended to read:

§785. State employment services

Any state agency or state-related agency engaged in employment, referral or placement service for private industry or public agencies shall fill all job orders on a nondiscriminatory basis, and shall decline any job order carrying a specification or limitation as to actual or perceived race, color, religious creed, sex, national origin, ancestry, age or sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status, unless it relates to a bona fide job requirement.

Sec. 7. 5 MRSA §786, as amended by PL 2021, c. 348, §7, is further amended to read:

§786. Training for job opportunities

All educational and vocational-guidance counseling programs and all apprenticeship and on-the-job training programs conducted, supervised or funded by the State or state-related agency must be conducted to encourage the fullest development of interest and aptitudes without regard to actual or perceived race, color, religious creed, sex, national origin, ancestry, age or sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status, unless sex or age relates to a bona fide job requirement. In the event that any such programs

are conducted in conjunction with private employers or private educational institutions, the supervising or contracting department or agency shall ~~insure~~ ensure that the provisions of this chapter are complied with fully by such private employer or private educational institution.

Sec. 8. 5 MRSA §787, as amended by PL 2021, c. 348, §8, is further amended to read:

§787. State financial assistance

A state agency or state-related agency may not approve a grant of state financial assistance to any recipient who is engaged in discriminatory practices. All recipients of state financial assistance shall submit to the Maine Human Rights Commission, at its request, information relating to the recipient's operations with regard to actual or perceived race, color, religious creed, sex, national origin, ancestry, age or sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status. Such information must be furnished on a form to be prescribed by the Maine Human Rights Commission.

Sec. 9. 5 MRSA §789, 2nd ¶, as amended by PL 2021, c. 348, §9, is further amended to read:

All powers and duties granted to the Maine Human Rights Commission under chapter 337 apply to this section. Complaints of discrimination based on actual or perceived race, color, religious creed, sex, national origin, age or sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status should be made to the Maine Human Rights Commission.

Sec. 10. 5 MRSA §1825-L, sub-§2, ¶A, as enacted by PL 2001, c. 439, Pt. NNNN, §1, is amended to read:

A. Comply with all applicable wage, health, labor, environmental and safety laws, legal guarantees of freedom of association, building and fire codes and laws relating to discrimination in hiring, promotion or compensation on the basis of actual or perceived race, disability, national origin, gender, color, sex, sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status or affiliation with any political, nongovernmental or civic group except when federal law precludes the State from attaching the procurement conditions provided in this subchapter.

Sec. 11. 5 MRSA §7051, sub-§2, as enacted by PL 1985, c. 785, Pt. B, §38, is amended to read:

2. Discrimination prohibited. In carrying out this chapter, ~~no~~ discrimination may not be made on account of political or religious opinions or affiliations or because of actual or perceived race or national origin, color, sex or marital status or age or, sexual orientation, gender identity, physical or mental disability, religion,

ancestry or national origin, age or familial status, unless based upon a bona fide occupational qualification.

Sec. 12. 10 MRSA §986, sub-§6, as amended by PL 1985, c. 344, §31, is further amended to read:

6. Nondiscrimination. The opportunity to receive assistance from the authority, directly or indirectly, ~~shall must~~ be open to all persons regardless of actual or perceived race, creed, color, sex, national origin, age, sexual orientation, gender identity, physical or mental impairment or disability, religion, ancestry or national origin, age, marital status or familial status. The authority shall ~~assure~~ ensure the availability of its programs on an equitable basis in all geographic areas of the State, ~~provided that but~~ this section does not preclude the authority from identifying areas of the State ~~which that~~ which that may be better suited to certain natural resource enterprises than others and does not preclude the authority from recognizing the value of a critical mass of natural resource economic activity in given areas.

Sec. 13. 14 MRSA §1202-A, as amended by PL 2021, c. 348, §17 and c. 366, §25, is further amended to read:

§1202-A. Prohibition of discrimination

A citizen may not be excluded from jury service in this State on account of actual or perceived race, color, religion, sex, sexual orientation, gender identity, national origin, ancestry, economic status, marital status, age or physical disability, religion, ancestry or national origin or familial status, except as provided in this chapter.

Sec. 14. 21-A MRSA §1101, sub-§2, as enacted by PL 1989, c. 802, §1, is amended to read:

2. The code form. The code, printed on the form provided to candidates under subsection 1, must read as follows:

"Maine Code of Fair Campaign Practices

I shall conduct my campaign and, to the extent reasonably possible, insist that my supporters conduct themselves, in a manner consistent with the best Maine and American traditions, discussing the issues and presenting my record and policies with sincerity and candor.

I shall uphold the right of every qualified voter to free and equal participation in the election process.

I shall not participate in and I shall condemn defamation of and other attacks on any opposing candidate or party that I do not believe to be truthful, provable and relevant to my campaign.

I shall not use or authorize and I shall condemn material relating to my campaign that falsifies, misrepresents or distorts the facts, including, but not

limited to, malicious or unfounded accusations creating or exploiting doubts as to the morality, patriotism or motivations of any party or candidate.

I shall not appeal to and I shall condemn appeals to prejudices based on actual or perceived race, creed, sex, sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status.

I shall not practice and I shall condemn practices that tend to corrupt or undermine the system of free election or that hamper or prevent the free expression of the will of the voters.

I shall promptly and publicly repudiate the support of any individual or group that resorts, on behalf of my candidacy or in opposition to that of an opponent, to methods in violation of the letter or spirit of this code.

I, the undersigned, candidate for election to public office in the State of Maine, hereby voluntarily endorse, subscribe to and solemnly pledge to conduct my campaign in accordance with the above principles and practices.

Candidate for Public Office"

Sec. 15. 24-A MRSA §2169-B, sub-§2, ¶A, as enacted by PL 2003, c. 223, §1, is amended to read:

A. Use an insurance score that is calculated using race, sex, sexual orientation, gender identity, religion, ancestry or national origin, income, ~~gender~~, address, zip code, ~~ethnic group, religion, or marital status or nationality~~ of a consumer as a factor;

Sec. 16. 24-A MRSA §2303, sub-§1, ¶G, as enacted by PL 1989, c. 797, §4 and affected by §§37 and 38, is amended to read:

G. Risks may be grouped by classifications for the establishment of rates and minimum premiums. Classification rates may be modified to produce rates for individual risks in accordance with rating plans that establish standards for measuring variations in hazards or expense provisions, or both. These standards may measure any differences among risks that may have a probable effect upon losses or expenses. No risk classification may be based upon race, ~~creed~~, religion, ancestry or national origin or the religion of the insured.

Sec. 17. 24-A MRSA §6910, sub-§3, ¶B, as amended by PL 2021, c. 366, §29, is further amended by amending subparagraph (2) to read:

(2) Providers contracting with a carrier contracted to provide coverage to plan enrollees do not refuse to provide services to a plan enrollee on the basis of health status, medical condition, previous insurance status, race,

color, creed, age, religion, ancestry or national origin, citizenship status, ~~gender sex~~, sexual orientation, gender identity, disability or marital status. This subparagraph may not be construed to require a provider to furnish medical services that are not within the scope of that provider's license; and

Sec. 18. 26 MRSA §979-D, sub-§1, ¶E, as amended by PL 1997, c. 741, §6 and affected by §12, is further amended by amending subparagraph (1), division (f) to read:

(f) Rules for personnel administration, ~~except the following: Rules for rules~~ relating to applicants for employment in state or legislative service and state classified employees in an initial probationary status, including any extensions thereof, ~~provided as long as~~ such rules are not discriminatory by reason of an applicant's actual or perceived race, color, ~~creed~~, sex, sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status;

Sec. 19. 26 MRSA §1285, sub-§1, ¶E, as amended by PL 1989, c. 596, Pt. N, §6, is further amended by amending subparagraph (6) to read:

(6) Rules for personnel administration, except for rules relating to applicants for employment and employees in an initial probationary status, including any extensions thereof, ~~provided that~~ as long as the rules are not discriminatory by reason of an applicant's actual or perceived race, color, ~~creed~~, sex, sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status.

Sec. 20. 30-A MRSA §3010, sub-§6, as amended by PL 2021, c. 348, §48, is further amended to read:

6. Rights of individuals. A cable system operator may not deny service, deny access or otherwise discriminate against subscribers, channel users or general citizens on the basis of age, actual or perceived race, religion color, sex, sexual orientation, gender identity, physical or mental disability, ancestry or country of natural national origin, age or familial status.

Sec. 21. 33 MRSA §124, sub-§4, as amended by PL 2021, c. 348, §51, is further amended to read:

4. Class of persons to whom residential real estate may be sold. To restrict the class of persons to whom residential real estate may be sold or leased, as long as that restriction does not discriminate based upon actual or perceived race, color, sex, sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin or familial status and does

not otherwise contravene the Constitution of Maine or the United States Constitution, except that the prohibition under this subsection regarding discrimination on the basis of familial status does not apply to housing for older persons, as defined in Title 5, section 4581, subsection 2;

Sec. 22. 34-B MRSA §3611, sub-§9, ¶B, as amended by PL 2021, c. 366, §32, is further amended to read:

B. A person may not be excluded from the council system or discriminated against within the council system by reason of actual or perceived race, ~~creed~~, color, ~~gender sex~~, sexual orientation, gender identity, ~~age~~, marital status, homelessness, physical or mental disability, religion, ancestry or national origin, ~~disability~~ age, familial status or status as a consumer of mental health services.

See title page for effective date.

CHAPTER 554

H.P. 1336 - L.D. 1795

An Act To Update Statutory References to Building Code Standards for Public Improvements

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §1742, sub-§6-A, as amended by PL 2001, c. 607, §1, is further amended to read:

6-A. Building code. To adopt for design purposes for all public improvements the ~~most recent version of one of the following published compilations of rules that has been prepared by the International Code Council, the American Insurance Association, the Building Officials and Code Administrators International, the International Conference of Building Officials, the National Fire Protection Association or the Southern Building Code Congress, except that, where an administrative unit has adopted one of the above codes, that code must be used for the design of a school building in that administrative unit~~ current Maine Uniform Building and Energy Code pursuant to Title 10, section 9722.

~~The bureau has discretion to determine which portions of the building codes used in this subsection are applicable to public improvement projects. This determination must be adopted by rule and applies to all public improvement projects covered by those codes. Rules adopted pursuant to this subsection are routine technical rules as defined in chapter 375, subchapter H-A 2-A;~~

Sec. 2. 5 MRSA §1742, sub-§24, as amended by PL 2005, c. 634, §4, is further amended to read:

24. Application of minimum air ventilation standards. ~~Beginning September 1, 1988, to To apply ASHRAE Standard 62-1989 entitled, Ventilation for Acceptable Indoor Air Quality, as prepared by the American Society of Heating, Refrigeration and Air Conditioning Engineers, Inc. or more stringent standards Maine Uniform Building and Energy Code ventilation standards to buildings occupied by state employees during normal working hours. These standards must be applied to buildings that are constructed or substantially renovated by the State after September 1, 1988 and to buildings for which the State enters into new leases or renews leases following the date in this subsection. For the purpose of this subsection, "substantial renovation" means any renovation for which the cost exceeds 50% of the buildings' value.~~

~~A. The bureau, in cooperation with a labor management committee established to look at this issue, shall develop a plan by which priorities are established for improving indoor air quality and ventilation standards in buildings occupied by state employees. This plan must include data gathering and analysis of air quality in a sample number of buildings by which reasonable projections and estimates concerning air quality can be established. The bureau shall report its findings to the joint standing committee of the Legislature having jurisdiction over state and local government no later than January 16, 1989. This report, at a minimum, must contain the following:~~

- ~~(1) A description of the extent of the problem, if any, with respect to air quality and ventilation in buildings occupied by state employees;~~
- ~~(2) Priorities of locations for which the improvement of air quality is necessary. These locations must be areas occupied by state employees during normal working hours;~~
- ~~(3) A timetable by which these priorities could be addressed;~~
- ~~(4) A description of what may be necessary to address these priorities, including feasible alternatives;~~
- ~~(5) The costs of addressing these priorities; and~~
- ~~(6) If possible, locations leased by the State that may not meet the air quality standards defined in this subsection.~~

~~Nothing in this paragraph may be construed to require the bureau to conduct an in depth analysis for each building or to present technical data for each building occupied by state employees.~~

~~B. The indoor air quality and ventilation standards applied by the bureau remain in effect until the Board of Occupational Safety and Health adopts air quality and ventilation standards;~~

Sec. 3. 5 MRSA §1762, as amended by PL 1989, c. 501, Pt. DD, §1, is further amended to read:

§1762. No facility constructed without life-cycle costs

~~No A public improvement, as defined in this chapter, public school facility or other building or addition constructed or substantially renovated in whole or in part with public funds or using public loan guarantees, with an area in excess of 5,000 square feet, may not be constructed without having secured from the designer a proper an evaluation of life-cycle costs, as computed by a qualified architect or engineer. The requirements of this section with respect to substantial renovation shall pertain only to that portion of the building being renovated. Construction shall may proceed only upon disclosing, for the design chosen, the life-cycle costs as determined in section 1764 and the capitalization of the initial construction costs of the facility or building. The life-cycle costs shall must be a primary consideration in the selection of the design. As a minimum, the design shall must meet the energy efficiency building performance standards promulgated adopted by the Department of Economic and Community Development Public Safety in the Maine Uniform Building and Energy Code as defined in Title 10, section 9721, subsection 2.~~

Sec. 4. 5 MRSA §1764, sub-§1, as amended by PL 1997, c. 541, §2, is further amended to read:

1. Bureau of General Services to adopt rules and procedures. The Bureau of General Services shall adopt rules, including energy conservation guidelines that conform as a minimum to the energy efficiency building performance standards adopted by the Department of Economic and Community Development Public Safety for conducting an energy-related life-cycle costs analysis of alternative architectural or engineering designs, or both, and shall evaluate the efficiency of energy utilization for designs in the construction and lease of public improvements and public school facilities. ~~Any rules adopted take effect 90 days after the enactment of this subchapter.~~

Sec. 5. 26 MRSA §565-A, as amended by PL 2011, c. 691, Pt. B, §25, is further amended to read:

§565-A. Air quality and ventilation; evaluation of buildings; standards

1. Advise and propose standards Evaluation of indoor air quality. The board shall work with the Bureau of General Services with respect to evaluation of indoor air quality and ventilation in public school buildings and buildings occupied by state employees and the preparation of the report pursuant to Title 5, section 1742, subsection 24, paragraph A.

~~A. The board may advise the Bureau of General Services and propose for consideration by the bureau air quality and ventilation standards that are~~

~~more stringent than the minimum standards as defined in Title 5, section 1742, subsection 24.~~

See title page for effective date.

CHAPTER 555

H.P. 1337 - L.D. 1796

An Act To Coordinate Marine Port Development

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 23 MRSA §4420, first ¶, as amended by PL 1999, c. 753, §4, is further amended to read:

The Maine Port Authority, as established by Title 5, section 12004-F, subsection 8, is a body both corporate and politic in the State established for the general purpose of acquiring, financing, constructing and operating any kind of marine port terminal facility and railroad facility associated multimodal infrastructure facilities that directly support marine port operations within the State in coordination with the Department of Transportation with all the rights, privileges and ~~power~~ powers necessary. Oil pipelines and other oil off-loading facilities are limited to sites in Portland and Searsport harbors.

Sec. 2. 23 MRSA §4423, sub-§1, as amended by PL 1993, c. 649, Pt. J, §3, is further amended to read:

1. Authorization. The Maine Port Authority may provide by resolution from time to time for the issuance of bonds for the purpose of funding the establishment, acquisition or effectuation of marine port terminal facilities, railroad and associated multimodal infrastructure facilities and things incidental thereto, for construction of proposed facilities and improvement of existing or acquired facilities and for the fulfillment of other undertakings that it may assume. The bonds of the Maine Port Authority do not constitute a debt of the State, or of any agency or political subdivision thereof, but are payable solely from the revenue of the authority, and neither the faith nor credit nor taxing power of the State, or any political subdivision thereof, is pledged to payment of the bonds. Any provision of any law to the contrary notwithstanding, any bonds issued pursuant to this subchapter are fully negotiable. In case any director whose signature appears on the bond or coupons ceases to be a director before the delivery of those bonds, that signature is valid and sufficient for all purposes as if that director had remained a director until delivery.

Sec. 3. 23 MRSA §4423, sub-§3, as amended by PL 1993, c. 649, Pt. J, §3, is further amended to read:

3. Money received. All money received from any bonds issued must be applied solely for the establishment, acquisition or effectuation of marine port terminal

facilities, railroad facilities and associated multimodal infrastructure facilities that directly support marine port operations and things incidental ~~thereto~~ to those facilities, for the construction of proposed facilities, improvement of existing or acquired facilities and the fulfillment of other undertakings that are within the power of the authority. There is created a lien upon the money until so applied in favor of the bondholders or any trustee as may be provided in respect of the bonds.

Sec. 4. 23 MRSA §4428, as enacted by PL 1997, c. 643, Pt. AA, §2, is amended to read:

§4428. Statewide transportation infrastructure strategy Funds received to support marine port linkages

Notwithstanding any other provision of this subchapter, funds ~~repaid~~ paid to the Maine Port Authority as a result of state investments or loans for the ~~redevelopment~~ development of ~~Mack Point~~ marine port terminal facilities and associated multimodal infrastructure facilities that directly support marine port operations may be used by the Maine Port Authority, in cooperation with the Department of Transportation, to undertake projects that link the State's marine ports and rail systems with the transportation infrastructure throughout the State to freight networks within the State.

Sec. 5. 23 MRSA §4429, as enacted by PL 2001, c. 439, Pt. LLLL, §1, is amended to read:

§4429. Marketing program

The Maine Port Terminal Facilities Marketing Program is established to encourage and promote business opportunities for ~~Eastport's~~ marine port terminal facility facilities and associated multimodal infrastructure facilities that directly support marine port operations developed by the Maine Port Authority or the Department of Transportation including facilities in Portland, Searsport and Eastport. The Maine Port Authority shall develop and implement the marketing program. The authority may enter into agreements or cooperative arrangements with any person or entity for the purpose of increasing the use of ~~Eastport's~~ marine port terminal facility facilities and associated multimodal infrastructure facilities that directly support marine port operations developed by the Maine Port Authority or the Department of Transportation. The authority may receive, administer and disburse funds, either independently or in conjunction with state funds allocated for the purpose, ~~provided that as long as~~ as long as funds ~~so~~ contributed ~~must be~~ are used only for the purpose of marketing and economic development programs.

Sec. 6. 23 MRSA §4430, sub-§1, as enacted by PL 2007, c. 134, §5, is amended to read:

1. Employees; executive director. The board of directors of the Maine Port Authority ~~may~~ shall hire an

executive director and set the compensation, fringe benefits and term and determine all other significant employment provisions regarding the executive director. The board may authorize the executive director to hire other employees as the board considers necessary or desirable to fulfill its purposes, if the board approves the compensation, fringe benefits and terms and determines all other significant provisions regarding those employees. The board may also ~~contract~~ authorize the executive director to competitively procure contracts for the services of assistants, port operations, capital planning services, engineers, construction contractors, marketing services, finance and accounting services, attorneys, experts, inspectors and other consultants as the board considers or services necessary or desirable for to fulfill its purposes.

Sec. 7. 23 MRSA §4431 is enacted to read:

§4431. Report to Legislature; departmental review of certain fiscal items

1. Annual report. Beginning January 1, 2023, on an annual basis, the Maine Port Authority shall present a report of the authority's activities for the preceding fiscal year, including a report of its receipts and expenditures from all sources and a description of progress toward its strategic goals, to the Legislative Council and send copies to the joint standing committee of the Legislature having jurisdiction over transportation matters and to the Commissioner of Transportation.

2. Budget and fiscal items affecting department. Beginning May 1, 2023, on an annual basis, the executive director shall present the portions of the operating budget, the capital plans and all other fiscal items of the Maine Port Authority that affect the budgets, capital planning or work plans of the Department of Transportation for the next fiscal year to the Commissioner of Transportation for approval. The Maine Port Authority may make expenditures regarding such items only in accordance with allocations approved annually by the commissioner or in accordance with changes approved by the commissioner or the commissioner's designee.

See title page for effective date.

CHAPTER 556

H.P. 1338 - L.D. 1797

**An Act To Amend the Laws
Governing the Maine Length of
Service Award Program**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §3372, sub-§1, ¶A-1 is enacted to read:

A-1. "Ambulance service" means an ambulance service licensed by the Emergency Medical Services' Board pursuant to Title 32, section 88.

Sec. 2. 5 MRSA §3372, sub-§1, ¶C-1 is enacted to read:

C-1. "Department" means a fire department, an ambulance service or a nontransporting emergency medical service.

Sec. 3. 5 MRSA §3372, sub-§1, ¶D, as enacted by PL 2015, c. 352, §1, is amended to read:

D. "Eligible volunteer" means a bona fide volunteer performing qualified services in a ~~municipal fire~~ department if that bona fide volunteer is:

(1) A firefighter who is an active part-time or on-call member of a ~~municipal~~ fire department or a volunteer firefighter; or

(2) An emergency medical services person or an emergency medical services ambulance operator who is duly licensed under rules and protocols established by the Emergency Medical Services' Board pursuant to Title 32, section 88 and who provides on-call, part-time or volunteer emergency medical treatment response under the direction of the chief of a ~~municipal~~ fire department and who is duly licensed under rules and protocols established by the Emergency Medical Services' Board pursuant to Title 32, section 88 or for an ambulance service or a nontransporting emergency medical service.

Sec. 4. 5 MRSA §3372, sub-§1, ¶D-1 is enacted to read:

D-1. "Emergency medical services ambulance operator" has the same meaning as in Title 32, section 83, subsection 12-A.

Sec. 5. 5 MRSA §3372, sub-§1, ¶D-2 is enacted to read:

D-2. "Emergency Medical Services' Board" means the Emergency Medical Services' Board established pursuant to Title 5, section 12004-A, subsection 15.

Sec. 6. 5 MRSA §3372, sub-§1, ¶G, as enacted by PL 2015, c. 352, §1, is repealed.

Sec. 7. 5 MRSA §3372, sub-§1, ¶G-1 is enacted to read:

G-1. "Fire department" means an organized firefighting unit established under municipal charter or ordinance or under bylaws to prevent and extinguish fires and, if authorized by charter, ordinance or bylaw, to provide emergency services.

Sec. 8. 5 MRSA §3372, sub-§1, ¶G-2 is enacted to read:

G-2. "Nontransporting emergency medical service" means a nontransporting emergency medical service licensed by the Emergency Medical Services' Board pursuant to Title 32, section 88.

Sec. 9. 5 MRSA §3372, sub-§3, ¶A, as enacted by PL 2015, c. 352, §1, is amended to read:

A. The board, as established in section 12004-G, subsection 30-E, is composed of ~~7~~⁹ trustees, as follows:

- (1) Four persons who are eligible volunteers, appointed by the Governor. Three of the persons appointed under this subparagraph must be selected from a list of 6 nominees submitted by a statewide federation of firefighters;
- (2) A chief of a ~~municipal~~ fire department, appointed by the Governor and selected from a list of 3 nominees submitted by a statewide association of fire chiefs;
- (3) A person who is qualified through training or experience in the field of investments, accounting, banking or insurance or who is an actuary, appointed by the Governor; ~~and~~
- (4) A person designated by a statewide municipal association; ~~and~~
- (5) Two persons who are licensed as emergency medical services persons under Title 32, chapter 2-B, appointed by the Governor and selected from a list of 3 nominees submitted by the Emergency Medical Services' Board.

Sec. 10. 5 MRSA §3372, sub-§7, as enacted by PL 2015, c. 352, §1, is amended to read:

7. Waiver of participation. An eligible volunteer may waive the right to participate in the program by filing with the board a written, signed and irrevocable waiver of participation that is signed by the ~~fire~~ chief, ~~as described in Title 30-A, section 3153, of a municipal fire of the~~ department of which the eligible volunteer is a member.

Sec. 11. 5 MRSA §3372, sub-§9, as enacted by PL 2015, c. 352, §1, is amended to read:

9. Procedure for reporting service credit. A ~~municipal fire~~ department shall submit a list of all persons who were eligible volunteers during a calendar year to the board for review and approval by May 1st following the end of that calendar year. The list must indicate which eligible volunteers earned service credit during the calendar year and must be prepared, certified under oath by the ~~fire~~ chief of the ~~municipal fire~~ department, posted in the ~~fire~~ department for at least 30 days and then submitted to and received by the board by May 1st. During the 30-day posting period, an eligible volunteer must be given the opportunity to dispute the service credit shown for the eligible volunteer in accordance with law. The ~~fire~~ chief shall indicate in writing to the

board that the list was posted for at least 30 days and that all disputes regarding the service credit shown on the list as having been earned during the year have been resolved. The board, at its sole discretion, may audit a list prepared by a ~~municipal fire~~ department under this subsection. If the list is not received by the board by May 1st, a contribution may not be credited to the program account of any eligible volunteer whose name was or should have been reported on the list as having earned one year of service credit during the calendar year, except as provided in subsection 12.

Sec. 12. 5 MRSA §3372, sub-§10, ¶C, as enacted by PL 2015, c. 352, §1, is amended to read:

C. A ~~municipal fire~~ department or a fire company or volunteer organization associated with a ~~municipal fire~~ department;

Sec. 13. 5 MRSA §3372, sub-§11, ¶C, as enacted by PL 2015, c. 352, §1, is amended to read:

C. A ~~municipal fire~~ department subaccount, which is an account of a participant derived from contributions from a specific ~~municipal fire~~ department or a fire company or volunteer organization associated with a ~~municipal fire~~ department to the program. A participant's ~~municipal fire~~ department subaccount must reflect the respective contributions from that ~~municipal fire~~ department or fire company or volunteer organization associated with a ~~municipal fire~~ department along with forfeitures, investment income or loss as well as administrative and investment expenses allocated to the subaccount and distributions paid from the subaccount. A participant's ~~municipal fire~~ department subaccount is subject to the vesting schedule set forth in subsection 12.

(1) For a given calendar year, the total contribution from a specific ~~municipal fire~~ department or a fire company or volunteer organization associated with a ~~municipal fire~~ department, if any, must be allocated equally to the ~~municipal fire~~ department subaccounts of the participants who are eligible volunteers of that ~~municipal fire~~ department or fire company or volunteer organization associated with a ~~municipal fire~~ department and who earned one year of service credit during that calendar year.

(2) Forfeitures from a participant's ~~municipal fire~~ department subaccount must be added to and allocated as ~~municipal fire~~ department contributions as designated by the ~~municipal fire~~ department or fire company or volunteer organization associated with a ~~municipal fire~~ department in the calendar year in which the forfeitures are determined to occur pursuant to subsection 13;

See title page for effective date.

**CHAPTER 557
H.P. 1365 - L.D. 1844**

**An Act To Amend Provisions
in the Laws Governing
Aquaculture Leases**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 12 MRSA §6072, sub-§1-A, as amended by PL 1999, c. 567, §1, is further amended to read:

1-A. Lease requirement; finfish and suspension culture. Except as provided in paragraphs B and B-1 and sections 6072-A, 6072-B and 6072-C, it is unlawful for a person who does not have a lease issued by the commissioner under this section to construct or operate in the coastal waters of the State a facility for the culture of finfish in nets, pens or other enclosures or for the suspended culture of any other marine organism. For the purposes of this subsection, "suspended culture" includes all forms of culture except for the placement of marine organisms on the ocean bottom without the use of gear of any type.

B. A person operating a facility in the coastal waters of the State, on or before the effective date of this subsection, for the culture of finfish in nets, pens or other enclosures or for the suspended culture of shellfish that is not leased under this section must register the facility with the commissioner on or before January 1, 1992 on a form specified by the commissioner. A person registering under this paragraph must submit a completed lease application on or before July 1, 1992. A registrant whose application under this paragraph is denied shall immediately cease operations at the facility and remove all related structures from the coastal waters of the State.

B-1. A person operating a facility in the coastal waters of the State for the suspended culture of a marine organism other than shellfish that is not leased under this section must register the facility with the commissioner on or before January 1, 1994 on a form specified by the commissioner. A person registering under this paragraph must submit a completed lease application on or before July 1, 1994. A registrant whose application under this paragraph is denied shall immediately cease operations at the facility and remove all related structures from the coastal waters of the State.

C. The commissioner may not consider an application for a lease under this section on an area registered under paragraph B or B-1 from a person other than the registrant prior to rendering a final decision on any application submitted by a registrant under paragraph B or B-1.

A person who violates this subsection is subject to a civil penalty, payable to the State, of no more than \$1,000 for each day of the violation.

Sec. 2. 12 MRSA §6072-B, sub-§2, ¶A, as enacted by PL 1997, c. 231, §6, is amended to read:

A. The applicant holds a lease pursuant to section 6072 or 6072-A, except that this paragraph does not apply if the department is the applicant;

Sec. 3. 12 MRSA §6085, sub-§8 is enacted to read:

8. License expiration. Notwithstanding section 6301, subsection 2, the commissioner may issue a license under this section for more than one calendar year.

See title page for effective date.

**CHAPTER 558
H.P. 1367 - L.D. 1846**

**An Act To Allow for a
Variance Rate in the Amount
and Potency of Cannabinoids
in Adult Use Edible Marijuana
Products**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 28-B MRSA §602, sub-§3, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

3. Testing process, protocols and standards. The department shall establish by rule processes, protocols and standards for mandatory and other testing of marijuana and marijuana products that conform with the best practices generally used within the marijuana industry, including, but not limited to, an allowable variance rate for determining the amount or potency of THC or other cannabinoids in edible marijuana products.

Sec. 2. 28-B MRSA §701, sub-§1, ¶F, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

F. Information on the THC potency of the marijuana or marijuana product and the potency of such other cannabinoids or other chemicals in the marijuana or marijuana product, including, but not limited to, cannabidiol. For edible marijuana products, the information required pursuant to this paragraph must be consistent with section 703, subsection 1, paragraphs F and F-1;

Sec. 3. 28-B MRSA §701, sub-§1, ¶G, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

G. Information on the amount of THC and cannabidiol per serving of the marijuana or marijuana product ~~and, for~~ For edible marijuana products, the

information required pursuant to this paragraph must be consistent with section 703, subsection 1, paragraphs F and F-1 and contain the number of servings per package;

Sec. 4. 28-B MRSA §703, sub-§1, ¶F, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

F. May not contain more than 10 milligrams of THC per serving of the product and may not contain more than 100 milligrams of THC per package of the product, with an allowable variance rate of 10%, except that the allowable variance may not be less than 0.6 milligrams or greater than 5 milligrams. In the calculation of the amount of THC allowed under this paragraph, the allowable variance rate must be in addition to the allowable variance rate applicable to a testing facility pursuant to section 602, subsection 3;

Sec. 5. 28-B MRSA §703, sub-§1, ¶F-1 is enacted to read:

F-1. May, except as provided in paragraph F, have the amount or potency of cannabinoids calculated using an allowable variance rate of 10%, except that the allowable variance may not be less than 0.6 milligrams or greater than 5 milligrams. In the calculation of the amount or potency of cannabinoids allowed under this paragraph, the allowable variance rate may be in addition to the allowable variance rate applicable to a testing facility pursuant to section 602, subsection 3;

See title page for effective date.

CHAPTER 559

H.P. 1407 - L.D. 1900

**An Act To Amend the Laws
Governing Name Changes**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 18-C MRSA §1-701, sub-§2, as amended by PL 2021, c. 14, §1, is further amended to read:

~~**2. Notice and name change; adults; notice.** Upon receipt of a petition filed by an adult under subsection 1, paragraph A, the court, after due notice, may change the name of the person who is an adult. To protect the safety of the person for whom the name change is sought, the court may limit the notice required if the person shows by a preponderance of the evidence that the person is currently in reasonable fear of the person's safety. The court may not require public notice before approving the name change.~~

Sec. 2. 18-C MRSA §1-701, sub-§2-A, as enacted by PL 2021, c. 14, §1, is amended to read:

2-A. Notice and name change; minors. A parent or guardian who has filed a petition under subsection 1, paragraph B or has requested a name change in a District Court proceeding under subsection 1, paragraph C shall provide notice pursuant to the applicable rules of procedure to any other parent, any guardian and any person or agency with legal custody of the minor; to the guardian ad litem if one is currently appointed; and to the minor if the minor is 14 years of age or older, ~~but does not need to publish notice of the minor's name change unless the court orders that notice of the name change of the minor be published due to the specific circumstances of the case.~~ To protect the safety of the minor for whom the name change is sought, the court may limit notice required under this subsection if the parent who has sole parental rights and responsibilities shows by a preponderance of the evidence that:

- A. The minor is a victim of abuse; or
- B. The minor or petitioner is currently in reasonable fear of the minor's or petitioner's safety.

Sec. 3. 18-C MRSA §1-701, sub-§3, as amended by PL 2021, c. 14, §1, is further amended to read:

3. Record. The court shall make and preserve a record of a name change. ~~If the court limited the notice required under subsection 2 or 2-A, the~~ The court may make the record of the name change confidential or not public.

See title page for effective date.

CHAPTER 560

H.P. 1488 - L.D. 2002

**An Act To Eliminate Inactive
Boards and Commissions**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §12004-G, sub-§15-A, as amended by PL 2017, c. 407, Pt. A, §8, is repealed.

Sec. 2. 5 MRSA §12004-H, sub-§10-A, as enacted by PL 2013, c. 403, §1, is repealed.

Sec. 3. 5 MRSA §12004-I, sub-§12-B, as enacted by PL 2015, c. 267, Pt. CCC, §1, is repealed.

Sec. 4. 5 MRSA §20078-A, as amended by PL 2017, c. 407, Pt. A, §46, is repealed.

Sec. 5. 7 MRSA §970, sub-§2, as enacted by PL 2013, c. 403, §2, is repealed.

Sec. 6. 7 MRSA §972-B, as enacted by PL 2013, c. 403, §4, is repealed.

Sec. 7. 7 MRSA §974-A, sub-§1, ¶D, as amended by PL 2013, c. 403, §6, is further amended to read:

D. Other terms and conditions prescribed by rule by the board ~~upon consultation with the committee.~~

Sec. 8. 10 MRSA §1023-N, first ¶, as amended by PL 2021, c. 31, §4, is further amended to read:

There is created a fund known as the Potato Marketing Improvement Fund, referred to in this section as "the fund." The fund must be deposited with and maintained by the authority to be used solely for investment in the Maine potato industry. The fund must be administered by the Maine Potato Board, established in Title 36, section 4603 and referred to in this section as "the board," ~~and the Potato Marketing Improvement Fund Committee, established in Title 5, section 12004-H, subsection 10-A.~~ All money received by the authority from any source for the development and implementation of improved storage, packing and marketing and programs and activities that improve the economic viability of the potato industry must be credited to the fund. Any money credited to the fund from the issuance of bonds on behalf of the State for agricultural development may be used only for the purposes of state loans as prescribed by Title 7, section 974-A to provide assistance to potato farmers for the design, construction, improvement, support and operation of storage, packing and marketing facilities; for programs and activities that improve the economic viability of the potato industry; and to pay the administrative costs of processing loan applications and servicing and administering the fund and loans and grants made therein, to the extent that the costs exceed the fee for administrative costs established by Title 7, section 974-A, subsection 2-A. At the discretion of the Commissioner of Agriculture, Conservation and Forestry, the authority shall make payments directly to the board, which shall use those payments to implement the requirements of this section. During any period that the commissioner has authorized direct payments from the authority to the board, the authority shall make written annual reports to the commissioner and the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters detailing the amounts of payments to the board and the dates payments were made and detailing the expenditure of those payments. Repayment of the loans and interest on the loans must be credited to the fund to be available for making additional state loans for the same purposes, except that any interest earned on the cash balance of the fund may be used for the grants authorized by Title 7, section 975-A. In order to provide additional amounts for loans, the commissioner, upon consultation with the board, may take such actions and enter into such agreements as may be necessary to sell or assign up to \$2,000,000 in the aggregate principal amount of loans and undivided interests in a pool of loans and assign or pledge any mortgage or

other security to the authority, under the terms and conditions the commissioner considers advisable upon consultation with the board. The assignment and related transactions may not result in indebtedness of the State. The proceeds of the sale or assignment must be credited to the fund and used for the purposes authorized in this section.

Sec. 9. 20-A MRSA §6663, as enacted by PL 2015, c. 267, Pt. CCC, §2, is repealed.

Sec. 10. Appropriations and allocations. The following appropriations and allocations are made.

EDUCATION, DEPARTMENT OF

Commission To End Student Hunger Z192

Initiative: Eliminates base allocation due to commission being eliminated.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	(\$500)
OTHER SPECIAL REVENUE	\$0	(\$500)
FUNDS TOTAL		

See title page for effective date.

CHAPTER 561

H.P. 160 - L.D. 225

An Act Regarding the Treatment of Vacation Time upon the Cessation of Employment

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 26 MRSA §626, first ¶, as amended by PL 2017, c. 219, §11, is further amended to read:

An employee leaving employment must be paid in full no later than the employee's next established payday. Any overcompensation may be withheld if authorized under section 635 and any loan or advance against future earnings or wages may be deducted if evidenced by a statement in writing signed by the employee. Whenever the terms of employment or the employer's established practice includes provisions for paid vacations, vacation pay on cessation of employment has the same status as wages earned. All unused paid vacation accrued pursuant to the employer's vacation policy on and after January 1, 2023 must be paid to the employee on cessation of employment unless the employee is employed by an employer with 10 or fewer employees or by a public employer. If the employee's employment is governed by a collective bargaining agreement that includes provisions addressing payment of vacation pay

upon cessation of employment, the collective bargaining agreement supersedes this paragraph.

Sec. 2. 26 MRSA §626, 5th ¶, as amended by PL 1991, c. 162, is further amended to read:

An action for unpaid wages under this section may be brought by the affected employee or employees or by the Department of Labor on behalf of the employee or employees. An employer found in violation of this section is liable for the amount of unpaid wages and, ~~in~~ all accrued vacation pay that must be paid to the employee or employees on cessation of employment pursuant to this section. In addition, the judgment rendered in favor of the employee or employees must include a reasonable rate of interest, an additional amount equal to twice the amount of those unpaid wages and that accrued vacation pay as liquidated damages and costs of suit, including a reasonable attorney's fee.

Sec. 3. 26 MRSA §626, 6th ¶, as amended by PL 2017, c. 219, §12, is further amended to read:

Within 2 weeks after the sale of a business, the seller of the business shall pay employees of that business any wages earned while employed by the seller. If the terms of employment or the employer's established practice includes provisions for paid vacations, vacation pay on cessation of employment has the same status as wages earned. All unused paid vacation accrued pursuant to the employer's vacation policy on and after January 1, 2023 must be paid to the employees on cessation of employment unless the employer has 10 or fewer employees or is a public employer. If the employees' employment is governed by a collective bargaining agreement that includes provisions addressing payment of vacation pay upon cessation of employment, the collective bargaining agreement supersedes this paragraph. The seller of a business may comply with the provisions of this paragraph through a specific agreement with the buyer in which the buyer agrees to pay any wages earned by employees through employment with the seller and to honor any paid vacation earned under the seller's vacation policy.

Sec. 4. 26 MRSA §626, as amended by PL 2017, c. 219, §§11 and 12, is further amended by enacting at the end a new paragraph to read:

For the purposes of this section, "public employer" means the State, a county, a municipality, the University of Maine System, the Maine Community College System, a school administrative unit and any other political body or its political or administrative subdivision.

See title page for effective date.

CHAPTER 562

S.P. 186 - L.D. 482

An Act Regarding Pet Insurance

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA c. 44 is enacted to read:

CHAPTER 44

PET INSURANCE

§3151. Short title

This chapter may be known and cited as "the Pet Insurance Act."

§3152. Scope and applicability

This chapter establishes requirements for the sale, solicitation, negotiation or offer of pet insurance in this State.

1. Applicability. The requirements of this chapter apply to pet insurance policies that are sold, solicited, negotiated or offered in this State and that are issued to any resident of this State and to policies or certificates that are delivered or issued for delivery in this State.

2. General provisions of Title 24-A. All applicable provisions of this Title apply to pet insurance, except that the specific provisions of this chapter supersede any general provisions of this Title that would otherwise be applicable to pet insurance.

§3153. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Chronic condition. "Chronic condition" means a condition that can be treated or managed, but not cured.

2. Congenital anomaly or disorder. "Congenital anomaly or disorder" means a condition that is present from birth, whether inherited or caused by the environment, which may cause or contribute to illness or disease.

3. Hereditary disorder. "Hereditary disorder" means an abnormality that is genetically transmitted from parent to offspring and may cause illness or disease.

4. Orthopedic. "Orthopedic" refers to conditions affecting the bones, skeletal muscle, cartilage, tendons, ligaments and joints, including, but not limited to, elbow dysplasia, hip dysplasia, intervertebral disc degeneration, patellar luxation and cranial cruciate ligament ruptures but not including cancers or metabolic, hemopoietic or autoimmune diseases.

5. Pet insurance. "Pet insurance" means property insurance that provides coverage for accidents and illnesses of pets.

6. Preexisting condition. "Preexisting condition" means a condition for which any of the following are true prior to the effective date of a pet insurance policy or during a waiting period:

A. A veterinarian provided medical advice regarding the condition;

B. The pet received previous treatment for the condition; or

C. Based on information from verifiable sources, the pet had signs or symptoms directly related to the condition for which a claim is being made.

7. Renewal. "Renewal" means to issue and deliver at the end of an insurance policy period a policy that supersedes a policy previously issued and delivered by the same insurer or an affiliated insurer and that provides types and limits of coverage substantially similar to those contained in the policy being superseded.

8. Veterinarian. "Veterinarian" means an individual who holds a valid license to practice veterinary medicine from the appropriate licensing entity in the jurisdiction in which the individual practices.

9. Veterinary expenses. "Veterinary expenses" means the costs associated with medical advice, diagnosis, care or treatment provided by a veterinarian, including, but not limited to, the cost of drugs prescribed by a veterinarian.

10. Waiting period. "Waiting period" means the period of time specified in a pet insurance policy that is required to transpire before some or all of the coverage in the policy begins.

11. Wellness program. "Wellness program" means a subscription-based or reimbursement-based program that is separate from an insurance policy and that provides goods and services to promote the general health, safety or well-being of a pet.

§3154. Policy definitions and exclusions

1. Use of defined terms. If an insurer uses any of the terms that are defined in section 3153 in a pet insurance policy, the insurer shall use the definition of each of those terms as set forth in section 3153 and include the definition of those terms in the policy. The insurer shall also make the definition available through a clear and conspicuous link on the main page of the insurer's or insurer's program administrator's publicly accessible website.

2. Exclusions. This chapter does not limit or prohibit the types of exclusions an insurer may use in a pet insurance policy or require an insurer to include any of the limitations or exclusions described in section 3155.

§3155. Required disclosures

1. Disclosures. An insurer transacting pet insurance shall disclose to consumers:

A. Whether the policy excludes coverage due to any of the following:

(1) A preexisting condition;

(2) A hereditary disorder;

(3) A congenital anomaly or disorder; or

(4) A chronic condition;

B. Whether the policy includes any other exclusions and, if so, add the following statement: "Other exclusions may apply. Please refer to the exclusions section of the policy for more information.";

C. Any policy provision that limits coverage through a waiting period or affiliation period, a deductible, coinsurance or an annual or lifetime policy limit;

D. Whether the insurer reduces coverage or increases premiums based on the insured's claim history, the age of the covered pet or a change in the geographic location of the insured; and

E. Whether the underwriting company differs from the brand name used to market and sell the product.

2. Right to examine and return a policy. Unless the insured has filed a claim under a pet insurance policy, an applicant for pet insurance has the right to examine and return a policy, certificate or rider to the insurer or the insurer's producer within 15 days of its receipt and to have the premium refunded if, after examination of the policy, certificate or rider, the applicant is not satisfied for any reason. A pet insurance policy, certificate or rider must have a notice prominently printed on or attached to the first page including specific instructions for returning a policy. The following statement or language substantially similar to the following statement must be included:

"You have 15 days from the day you receive this policy, certificate or rider to review it and return it to the company if you decide not to keep it. You do not have to tell the company why you are returning it. If you decide not to keep it, simply return it to the company at its administrative office or you may return it to the insurance producer that you bought it from as long as you have not filed a claim. You must return it within 15 days of the day you first received it. The company will refund the full amount of any premium paid within 30 days after it receives the returned policy, certificate or rider. The premium refund will be sent directly to the person who paid it. The policy, certificate or

rider will be void as if it had never been issued."

3. Basis for claims payments. An insurer shall clearly disclose a summary description of the basis on or formula by which the insurer determines claim payments under a pet insurance policy within the policy, prior to issuance of the policy and through a clear and conspicuous link on the main page of the insurer's or insurer's program administrator's publicly accessible website.

4. Use of benefit schedule. An insurer that uses a benefit schedule to determine claim payments under a pet insurance policy shall:

A. Clearly disclose the applicable benefit schedule in the policy; and

B. Disclose all benefit schedules used by the insurer under its pet insurance policies through a clear and conspicuous link on the main page of the insurer's or insurer's program administrator's publicly accessible website.

5. Fees. An insurer that determines claim payments under a pet insurance policy based on usual and customary fees, or any other reimbursement limitation based on prevailing veterinary expenses, shall:

A. Include a usual and customary fee limitation provision in the policy that clearly describes the insurer's basis for determining usual and customary fees and how that basis is applied in calculating claim payments; and

B. Disclose the insurer's basis for determining usual and customary fees through a clear and conspicuous link on the main page of the insurer's or insurer's program administrator's publicly accessible website.

6. Medical examination. If a medical examination by a licensed veterinarian is required to effectuate coverage under a pet insurance policy, the insurer shall clearly and conspicuously disclose the required aspects of the examination prior to purchase and disclose that documentation of the examination may result in a preexisting condition exclusion.

7. Waiting period. A waiting period and any applicable requirements for that waiting period must be clearly and prominently disclosed to consumers prior to the pet insurance policy purchase.

8. Summary of policy provisions. An insurer shall include a summary of all policy provisions required in this section in a separate document titled "Insurer Disclosure of Important Policy Provisions." The insurer shall post the "Insurer Disclosure of Important Policy Provisions" document required in this subsection through a clear and conspicuous link on the main page of the insurer's or insurer's program administrator's publicly accessible website. In connection with the issuance

of a new pet insurance policy, the insurer shall provide the consumer with a copy of the "Insurer Disclosure of Important Policy Provisions" document required in this subsection in at least 12-point type upon delivery of the policy.

9. Written disclosure. At the time a pet insurance policy is issued or delivered to a policyholder, the insurer shall include a written disclosure with the following information, printed in 12-point boldface type:

A. The bureau's mailing address and toll-free telephone number and a link to the bureau's publicly accessible website;

B. The address and customer service telephone number of the insurer or the producer of record; and

C. If the policy was issued or delivered by a producer, a statement advising the policyholder how to contact the producer for assistance.

10. Additional disclosures. The disclosures required in this section are in addition to any other disclosure requirements required by law, rule or regulation.

§3156. Policy conditions

1. Exclusion. An insurer may issue a pet insurance policy that excludes coverage on the basis of one or more preexisting conditions with appropriate disclosure to the consumer. The insurer has the burden of proving that the preexisting condition exclusion applies to the condition for which a claim is being made.

2. Waiting periods. An insurer may issue a pet insurance policy that imposes a waiting period upon effectuation of the policy as long as that waiting period does not exceed 30 days for illnesses or orthopedic conditions not resulting from an accident. A waiting period for illnesses or orthopedic conditions resulting from an accident is prohibited. An insurer may not impose a waiting period on the renewal of existing coverage. An insurer imposing a waiting period as permitted by this subsection shall include a provision in the pet insurance policy contract that allows the waiting period to be waived upon completion of a medical examination. An insurer may require the examination to be conducted by a licensed veterinarian after the purchase of the policy. A medical examination conducted pursuant to this subsection must be paid for by the policyholder, unless the policy specifies that the insurer will pay for the examination. An insurer may specify elements to be included as part of the examination and require documentation of the elements, as long as the specifications do not unreasonably restrict a consumer's ability to waive the waiting period.

3. Renewal. An insurer may not require a veterinary examination of the covered pet for the insured to have the pet insurance policy renewed. A condition for

which coverage is afforded on a policy may not be considered a preexisting condition on any renewal of the policy.

4. Other benefits. If an insurer includes any prescription, wellness or noninsurance benefits in the pet insurance policy form, those benefits become part of the pet insurance policy contract and the provision of those benefits must follow all applicable laws in this Title and any rules adopted pursuant to those laws.

5. Participation in wellness program. An insurer may not condition a person's eligibility to purchase a pet insurance policy on participation, or lack of participation, in a separate wellness program.

§3157. Wellness programs

1. Marketing. An insurer or insurance producer may not:

- A. Market a wellness program as pet insurance; or
- B. Market a wellness program during the sale, solicitation or negotiation of pet insurance.

2. Sale of wellness program. If a wellness program is sold by an insurer or insurance producer, the following requirements apply:

- A. The purchase of a wellness program may not be a requirement of the purchase of pet insurance;
- B. The costs of a wellness program must be separate and identifiable from any pet insurance policy sold by an insurer or insurance producer;
- C. The terms and conditions for a wellness program must be separate from any pet insurance policy sold by an insurer or insurance producer;
- D. The products or coverages available through a wellness program may not duplicate products or coverages available through the pet insurance policy; and
- E. The advertising of a wellness program may not be misleading and must differentiate the wellness program from pet insurance.

3. Disclosure. An insurer or insurance producer shall clearly disclose the following to consumers of wellness program products, printed in 12-point bold-face type:

- A. That wellness programs are not insurance;
- B. The bureau's mailing address and toll-free telephone number and a link to the bureau's publicly accessible website; and
- C. The address and customer service telephone number of the insurer or the producer of record.

4. Wellness benefits. Any coverages included in a pet insurance policy contract described as "wellness benefits" are considered insurance. If a wellness program undertakes to indemnify another party, pays a

specified amount upon determinable contingencies or provides coverage for a fortuitous event, it is transacting the business of insurance and is subject to the requirements of this Title, except that a contract directly between a service provider and a pet owner that involves only those 2 parties is not transacting the business of insurance unless other indications of insurance also exist.

§3158. Insurance producer requirements

1. Training. An insurance producer may not sell, solicit or negotiate a pet insurance product until after the producer is appropriately licensed and has completed the required training identified in subsection 2.

2. Requirements. An insurer shall ensure that any producer holding an appointment has been appropriately trained on the features of any pet insurance product offered by the producer. The training required under this subsection must include information on the following topics:

- A. Preexisting conditions and waiting periods;
- B. The differences between pet insurance and non-insurance wellness programs;
- C. Hereditary disorders, congenital anomalies or disorders and chronic conditions and how pet insurance policies interact with those conditions or disorders; and
- D. Rating, underwriting, renewal and other related administrative topics.

§3159. Enforcement

The superintendent may assess a civil penalty or take any other action permitted under section 12-A against any person that violates any provision of this chapter.

§3160. Rules

The superintendent may adopt rules to implement this chapter. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

§3161. Effective date

This chapter takes effect January 1, 2023.

See title page for effective date.

**CHAPTER 563
H.P. 443 - L.D. 607**

**An Act To Direct the
Department of Labor To
Educate Business and
Nonprofit Communities on
Overtime Laws**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 26 MRSA §673-A is enacted to read:

§673-A. Comprehensive educational campaign regarding overtime laws; annual report

1. Department of Labor to educate businesses on overtime laws. The Department of Labor shall conduct a comprehensive educational campaign to ensure that the State’s business and nonprofit communities fully understand overtime laws that regulate employees in the State. The comprehensive educational campaign must include educational activities as follows.

A. At the request of employers and employer groups, the Department of Labor, Bureau of Labor Standards shall provide targeted training to employers on the requirements of the State’s wage statutes regarding overtime, including a review of the State’s minimum hourly wage as established in section 664, the determination of the salary threshold as described in section 663, subsection 3, paragraph K and the determination for whether an employee is exempt from the overtime provisions of the law as described in department rules.

B. In collaboration with organizations representing the State’s business and nonprofit communities, the Department of Labor, Bureau of Labor Standards shall:

(1) Create and distribute to employers and employer groups compliance toolkits covering the requirements of the State’s wage statutes regarding overtime; and

(2) Offer employers the opportunity to review with bureau staff the employers’ classification of employees regarding eligibility for or exemption from overtime pay.

C. The Department of Labor shall launch a social media campaign focusing on overtime requirements and connecting employers and employees with resources to determine the pertinent salary threshold as described in section 663, subsection 3, paragraph K and whether an employee is eligible for or exempt from overtime provisions of the law.

2. Annual report on overtime laws. The Department of Labor shall report to the joint standing committee of the Legislature having jurisdiction over labor

matters beginning February 15, 2023 and annually thereafter describing the department’s educational activities on overtime laws under subsection 1 and the result of those activities. The report must also include data regarding complaints and violations of overtime laws and the status of the department’s enforcement efforts regarding overtime laws during the previous calendar year.

See title page for effective date.

**CHAPTER 564
H.P. 627 - L.D. 859**

**An Act To Give Municipalities
More Options in Municipal
Elections**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 30-A MRSA §2528, sub-§10, as amended by PL 1997, c. 733, §1, is further amended to read:

10. Election by plurality vote; tie vote. Unless otherwise provided for at a municipal meeting held at least 180 days before the election, the provisions of this subsection apply. Election must be by plurality vote. In the case of a tie vote, the meeting must be adjourned to a day certain, when ballots are again cast for the candidates tied for the office in question, unless all but one tied candidate withdraw from a subsequent election by delivering written notice of withdrawal signed by the candidate and notarized to the municipal offices within the 7-day period following the election. After the 7-day period has expired, the municipal officers shall call a run-off election between the remaining candidates by posting a warrant in the manner required for calling a town meeting. If only one candidate remains, that candidate is declared the winner and sworn into office.

If the meeting is adjourned sine die before a tie vote is resolved or the tie vote is discovered after the meeting adjourns sine die and more than one candidate remains, a new meeting must be called to conduct a run-off election by the method described in this subsection.

See title page for effective date.

**CHAPTER 565
H.P. 1023 - L.D. 1389**

**An Act To Improve Maritime
Education in Maine**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 20-A MRSA §8238, 2nd ¶, as amended by PL 2019, c. 655, §4, is further amended to read:

Notwithstanding any other provision of law, all powers, duties and authority of the school under this chapter and under any other law terminate 90 days after the adjournment of the ~~Second~~ First Regular Session of the ~~130th~~ 131st Legislature.

Sec. 2. Transition of the Maine School for Marine Science, Technology, Transportation and Engineering to an educational program-based model; report. Notwithstanding its establishment as a public magnet school pursuant to the Maine Revised Statutes, Title 20-A, chapter 312-A, the Maine School for Marine Science, Technology, Transportation and Engineering, referred to in this section as “the Maine Ocean School,” shall transition from a public magnet school to an educational program-based model focused on marine-related science, technology, engineering and mathematics no later than 90 days after the adjournment of the First Regular Session of the 131st Legislature. In order to provide for this transition, the Maine Ocean School shall:

1. Develop a new funding model that will support the program;
2. Develop a new supervisory model for the program, which may include agreements to join Regional School Unit 20 or another educational partner as a program instead of a diploma-granting educational institution. Notwithstanding any provision of law to the contrary, the Maine Ocean School is authorized to make and sign any agreements necessary to assist in the transition to this new supervisory model;
3. Design the program to operate regionally and accept students at the program’s physical location and through remote, virtual or distance-based learning for students attending from the local region and throughout the State; and
4. Endeavor to identify potential grant funding for which the program may be eligible and any other funding to support the new program from federal and private sources.

The Maine Ocean School shall submit a report, no later than January 15, 2023, to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs on the progress toward the transition to the program-based model, including suggested legislation necessary to finalize the transition. The committee may report out legislation related to the Maine Ocean School to the 131st Legislature in 2023.

See title page for effective date.

**CHAPTER 566
H.P. 1327 - L.D. 1776**

**An Act To Allow Pharmacists
To Dispense an Emergency
Supply of Chronic
Maintenance Drugs**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA §4317-E is enacted to read:

§4317-E. Coverage for emergency supply of chronic maintenance drugs

1. Definition. As used in this section, unless the context otherwise indicates, "chronic maintenance drug" has the same meaning as in Title 32, section 13786-F, subsection 1.

2. Coverage required. A carrier offering a health plan in this State must make available coverage for an emergency supply of a chronic maintenance drug dispensed pursuant to Title 32, section 13786-F in the same manner as coverage for other drugs under the health plan. A carrier may impose any deductible, copayment, coinsurance or other cost-sharing requirement for the chronic maintenance drug as long as the amount of the deductible, copayment, coinsurance or other cost-sharing requirement is applied in the same manner as if the chronic maintenance drug were dispensed as prescribed by a provider.

3. Application. This section does not apply to a health plan offered for use with a health savings account unless the federal Internal Revenue Service determines that the benefits required by this section are permissible benefits in a high deductible health plan as defined in the federal Internal Revenue Code, Section 223(c)(2).

Sec. 2. 32 MRSA §13786-F is enacted to read:

§13786-F. Dispensing of emergency supplies of chronic maintenance drug

1. Definition. For the purposes of this section, "chronic maintenance drug" means a medication prescribed to treat a chronic, long-term condition and that is taken on a regular, recurring basis.

2. Emergency supply. A pharmacist may dispense an emergency supply of a chronic maintenance drug without a current, valid prescription from a practitioner, subject to the following requirements:

A. The pharmacy at which the pharmacist is practicing has a record of a prescription for the chronic maintenance drug in the name of the patient who is requesting the emergency supply, including the amount of the chronic maintenance drug dispensed as provided in the most recent prescription or the

standard unit of dispensing for the chronic maintenance drug, and the record of that prescription for the chronic maintenance drug does not include a notation from a practitioner that no emergency supply is permitted;

B. The pharmacist attempts but is unable to obtain authorization to refill the prescription described in paragraph A from the practitioner who issued the prescription or another practitioner responsible for the patient's care;

C. In the pharmacist's professional judgment, the chronic maintenance drug is essential to sustain the life of the patient or to continue therapy for a chronic condition of the patient and failure to dispense the chronic maintenance drug could reasonably produce undesirable health consequences or cause physical or mental discomfort;

D. Except as provided in this subsection, the amount of the chronic maintenance drug dispensed does not exceed a 30-day supply as provided in the prescription or, if the standard unit of dispensing for the chronic maintenance drug exceeds a 30-day supply, the amount of the chronic maintenance drug dispensed does not exceed the smallest standard unit of dispensing;

E. With respect to a chronic maintenance drug that is a controlled substance included in Schedule III or IV of 21 United States Code, Section 812 or 21 Code of Federal Regulations, Section 1308, the amount of the chronic maintenance drug dispensed does not exceed a 7-day supply;

F. The chronic maintenance drug is not a controlled substance included in Schedule I or II of 21 United States Code, Section 812 or 21 Code of Federal Regulations, Section 1308; and

G. The pharmacist has not dispensed the chronic maintenance drug in an emergency supply under this subsection to the same patient more than twice in the preceding 12-month period.

The pharmacist shall exercise professional judgment in determining the amount of the chronic maintenance drug to be dispensed, up to the maximum amount specified in this subsection. The pharmacist shall notify the practitioner who issued the prescription or another practitioner responsible for the patient's care no later than 72 hours after the chronic maintenance drug is dispensed. The pharmacist shall fulfill all documentation and other requirements established by the board when dispensing an emergency supply of a chronic maintenance drug.

3. Rules. The board may adopt rules for determining what constitutes a chronic maintenance drug and what reporting procedures are necessary in dispensing an emergency supply of a chronic maintenance drug. Rules adopted by the board pursuant to this subsection

are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

CHAPTER 567

H.P. 1346 - L.D. 1804

An Act To Provide Consistency in the Laws Regarding Domestic Partners

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 1 MRSA §72, sub-§2-C is enacted to read:

2-C. Domestic partner. "Domestic partner" means one of 2 unmarried adults who are domiciled together under long-term arrangements that evidence a commitment to remain responsible indefinitely for each other's welfare.

Sec. 2. 1 MRSA §1012, sub-§2-A, as enacted by PL 2009, c. 208, §2, is repealed.

Sec. 3. 3 MRSA §312-A, sub-§4-B, as enacted by PL 2007, c. 630, §2, is repealed.

Sec. 4. 4 MRSA §807, sub-§3, ¶S, as amended by PL 2019, c. 597, §1, is further amended to read:

S. An individual who is the sole member of a limited liability company or is a member of a limited liability company that is owned by a married couple, registered domestic partners or an individual and that individual's issue as defined in Title 18-C, section 1-201, subsection 27 who is not an attorney but is appearing for that company in an action for forcible entry and detainer pursuant to Title 14, chapter 709;

Sec. 5. 5 MRSA §19, sub-§1, ¶B-1, as enacted by PL 2011, c. 634, §15, is repealed.

Sec. 6. 5 MRSA §286-M, sub-§2, ¶B, as enacted by PL 2005, c. 636, Pt. A, §3, is amended to read:

B. "Dependent" means a spouse, an unmarried child under 19 years of age, a child who is a student under 23 years of age and financially dependent upon the enrollee, a child of any age who is disabled and dependent upon the enrollee or a domestic partner as defined in Title 24-A, section 2741-A.

Sec. 7. 15 MRSA §321, sub-§1, as amended by PL 2017, c. 402, Pt. C, §31 and affected by PL 2019, c. 417, Pt. B, §14, is further amended to read:

1. Definition. For purposes of this section, "family or household members" means spouses or domestic partners or former spouses or former domestic partners,

individuals presently or formerly living as spouses, natural parents of the same child, adult household members related by consanguinity or affinity or minor children of any household member when the offender is an adult household member. Holding oneself out to be a spouse is not necessary to constitute "living as spouses." For purposes of this subsection, "domestic partners" has the same meaning as in Title 18-C, section 1-201, subsection 14.

Sec. 8. 17-A MRSA §253, sub-§2, ¶L, as amended by PL 2019, c. 438, §1, is further amended to read:

L. The actor is employed to provide care to a dependent person, who is not the actor's spouse or domestic partner and who is unable to perform self-care because of advanced age or physical or mental disease, disorder or defect. ~~For the purposes of this paragraph, "domestic partners" means 2 unmarried adults who are domiciled together under a long-term arrangement that evidences a commitment to remain responsible indefinitely for each other's welfare.~~ Violation of this paragraph is a Class C crime;

Sec. 9. 17-A MRSA §255-A, sub-§1, ¶W, as enacted by PL 2011, c. 423, §6, is amended to read:

W. The actor is employed to provide care to a dependent person, who is not the actor's spouse or domestic partner and who is unable to perform self-care because of advanced age or physical or mental disease, disorder or defect. ~~For the purposes of this paragraph, "domestic partners" means 2 unmarried adults who are domiciled together under a long-term arrangement that evidences a commitment to remain responsible indefinitely for each other's welfare.~~ Violation of this paragraph is a Class D crime; or

Sec. 10. 17-A MRSA §260, sub-§1, ¶M, as enacted by PL 2011, c. 423, §9, is amended to read:

M. The actor is employed to provide care to a dependent person, who is not the actor's spouse or domestic partner and who is unable to perform self-care because of advanced age or physical or mental disease, disorder or defect. ~~For the purposes of this paragraph, "domestic partners" means 2 unmarried adults who are domiciled together under a long-term arrangement that evidences a commitment to remain responsible indefinitely for each other's welfare.~~ Violation of this paragraph is a Class D crime.

Sec. 11. 17-A MRSA §1807, sub-§4, as amended by PL 2021, c. 174, §5, is further amended to read:

4. Findings or explanation required in certain cases when completion of domestic violence intervention program is not ordered as a condition of

probation. If an individual is convicted of a crime under chapter 9 or 13 or section 758 that the State pleads and proves was committed by the individual against a spouse, domestic partner or sexual partner; a former spouse, domestic partner or sexual partner; a victim with whom the individual is living or lived as a spouse; or a victim who is or was a dating partner of the individual and the court does not order as a condition of probation that the individual complete a domestic violence intervention program certified pursuant to Title 19-A, section 4014, the court shall make findings on the record of the court's reasons for not ordering the individual to complete a certified domestic violence intervention program. If a plea agreement submitted to the court in accordance with Rule 11A(b) of the Maine Rules of Unified Criminal Procedure does not contain a provision ordering the individual to complete a certified domestic violence intervention program, the attorney for the State shall indicate, in a writing submitted to the court, the basis for the plea agreement's not including completion of a certified domestic violence intervention program as a condition of probation. For purposes of this subsection, "dating partner" means a victim currently or formerly involved in dating the individual, whether or not the individual and the victim are or were sexual partners. ~~For purposes of this subsection, "domestic partner" means one of 2 unmarried adults who are domiciled together under a long-term arrangement that evidences a commitment to remain responsible indefinitely for each other's welfare.~~

Sec. 12. 18-C MRSA §1-201, sub-§14, as enacted by PL 2017, c. 402, Pt. A, §2 and affected by PL 2019, c. 417, Pt. B, §14, is amended to read:

14. Domestic partner. "Domestic partner" means ~~one of 2 unmarried adults who are domiciled together under long-term arrangements that evidence a commitment to remain responsible indefinitely for each other's welfare~~ has the same meaning as in Title 1, section 72, subsection 2-C.

Sec. 13. 18-C MRSA §5-916, sub-§1, ¶D, as enacted by PL 2017, c. 402, Pt. A, §2 and affected by PL 2019, c. 417, Pt. B, §14, is amended to read:

D. The principal's spouse, ~~registered~~ domestic partner, parent or descendant;

Sec. 14. 18-C MRSA §5-931, sub-§2, as enacted by PL 2017, c. 402, Pt. A, §2 and affected by PL 2019, c. 417, Pt. B, §14, is amended to read:

2. Limitation on creating interest in principal's property. Notwithstanding a grant of authority to do an act described in subsection 1, unless the power of attorney otherwise provides, an agent that is not an ancestor, spouse, ~~registered~~ domestic partner or descendant of the principal may not exercise authority under a power of attorney to create in the agent, or in an individual to whom the agent owes a legal obligation of support, an interest in the principal's property, whether

by gift, right of survivorship, beneficiary designation, disclaimer or otherwise.

Sec. 15. 18-C MRSA §5-940, sub-§2, as enacted by PL 2017, c. 402, Pt. A, §2 and affected by PL 2019, c. 417, Pt. B, §14, is amended to read:

2. New insurance or annuity contract for principal and family. Procure new, different and additional contracts of insurance and annuities for the principal and the principal's spouse, ~~registered~~ domestic partner, children and other dependents and select the amount, type of insurance or annuity and mode of payment;

Sec. 16. 18-C MRSA §5-943, sub-§1, ¶A, as enacted by PL 2017, c. 402, Pt. A, §2 and affected by PL 2019, c. 417, Pt. B, §14, is amended to read:

A. Perform the acts necessary to maintain the customary standard of living of the principal, the principal's spouse or the principal's ~~registered~~ domestic partner and the following individuals, whether living when the power of attorney is executed or later born:

- (1) Individuals legally entitled to be supported by the principal; and
- (2) Individuals whom the principal has customarily supported or indicated the intent to support;

Sec. 17. 19-A MRSA §4002, sub-§4, as amended by PL 2019, c. 113, Pt. C, §66 and c. 412, §7, is further amended to read:

4. Family or household members. "Family or household members" means spouses or domestic partners or former spouses or former domestic partners, individuals presently or formerly living together as spouses, parents of the same child, adult household members related by consanguinity or affinity or minor children of a household member when the defendant is an adult household member and, for the purposes of Title 15, section 1023, subsection 4, paragraph B-1 and Title 15, section 1094-B, this chapter and Title 17-A, sections 15, 207-A, 208-D, 208-E, 208-F, 209-A, 210-B, 210-C, 211-A, 1802, 1804 and 2301, subsection 1 only, includes individuals presently or formerly living together and individuals who are or were sexual partners. Holding oneself out to be a spouse is not necessary to constitute "living as spouses." ~~For purposes of this subsection, "domestic partners" means 2 unmarried adults who are domiciled together under long-term arrangements that evidence a commitment to remain responsible indefinitely for each other's welfare.~~

Sec. 18. 21-A MRSA §1, sub-§13-A, as enacted by PL 2007, c. 122, §1, is repealed.

Sec. 19. 22 MRSA §2843, sub-§2, as amended by PL 2013, c. 20, §1, is further amended to read:

2. Permit for disinterment or removal. A dead human body may not be disinterred or removed from

any vault or tomb until the person in charge of the disinterment or removal has obtained a permit from the State Registrar of Vital Statistics or from the clerk of the municipality where the dead human body is buried or entombed. The permit must be issued upon receipt of a notarized application signed by the next of kin of the deceased who verifies that the signer is the closest surviving known relative and, when any other family member of equal or greater legal or blood relationship or a domestic partner of the decedent also survives, that all such persons are aware of, and do not object to, the disinterment or removal. This subsection does not preclude a court of competent jurisdiction from ordering or enjoining disinterment or removal pursuant to section 3029 or in other appropriate circumstances. ~~For purposes of this subsection, "domestic partner" means one of 2 unmarried adults who are domiciled together under long-term arrangements that evidence a commitment to remain responsible indefinitely for each other's welfare.~~

Sec. 20. 22 MRSA §2843-A, sub-§1, ¶D, as amended by PL 2015, c. 208, §1, is further amended by amending subparagraph (1-A) to read:

(1-A) A domestic partner. For purposes of this section, "domestic partner" means ~~the partner of the subject who: a registered domestic partner or one of 2 unmarried adults who had been domiciled together under long-term arrangements that evidenced a commitment to remain responsible indefinitely for each other's welfare, including evidence of an emotional, physical or financial relationship with the subject similar to that of a spouse;~~

- ~~(a) Is a mentally competent adult;~~
- ~~(b) Had been legally domiciled with the subject for at least 12 months immediately preceding the death of the subject;~~
- ~~(c) Is not legally married to or legally separated from another individual;~~
- ~~(d) Was the sole partner of the subject; and~~
- ~~(e) Was jointly responsible with the subject for each other's common welfare as evidenced by joint living arrangements, joint financial arrangements or joint ownership of real or personal property;~~

Sec. 21. 22 MRSA §2846, first ¶, as amended by PL 2003, c. 672, §21, is further amended to read:

For the purposes of this chapter, ~~the "authorized person" responsible person,~~ in the context of responsibility for obtaining or filing a permit or certificate, means a member of the immediate family of the deceased, the domestic partner of the deceased, a person authorized in writing by a member of the immediate family of the deceased if no member of the immediate

family of the deceased wishes to assume the responsibility or by the domestic partner of the deceased if the domestic partner does not wish to assume the responsibility or, in the absence of immediate family or a known domestic partner, a person authorized in writing by the deceased. ~~For purposes of this section, "domestic partner" means one of 2 unmarried adults who are domiciled together under long term arrangements that evidence a commitment to remain responsible indefinitely for each other's welfare.~~

Sec. 22. 22 MRSA §2942, sub-§5, as enacted by PL 2007, c. 601, §2, is amended to read:

5. Disinterested witness. "Disinterested witness" means a witness other than the spouse, ~~registered~~ domestic partner, child, parent, sibling, grandchild, grandparent or guardian of the individual who makes, amends, revokes or refuses to make an anatomical gift, or another adult who exhibited special care and concern for the individual and who is familiar with the individual's personal values. "Disinterested witness" does not include a person to which an anatomical gift could pass under section 2951.

Sec. 23. 22 MRSA §2942, sub-§27, as enacted by PL 2007, c. 601, §2, is repealed.

Sec. 24. 22 MRSA §2949, sub-§1, ¶C, as enacted by PL 2007, c. 601, §2, is amended to read:

C. The ~~registered~~ domestic partner of the decedent. For purposes of this section, "domestic partner" means a registered domestic partner or one of 2 unmarried adults who had been domiciled together under long-term arrangements that evidenced a commitment to remain responsible indefinitely for each other's welfare, including evidence of an emotional, physical or financial relationship with the decedent similar to that of a spouse;

Sec. 25. 22 MRSA §4313, sub-§2, as amended by PL 2017, c. 62, §1, is further amended to read:

2. Burial or cremation. In the event of the death of an eligible person, the funeral director shall notify the overseer prior to burial or cremation or by the end of 3 business days following the funeral director's receipt of the body, whichever is earlier. Notwithstanding section 4305, subsection 3, paragraph C, a decision on any application for assistance with burial expenses need not be rendered until the overseer has verified that a relative or other resource is not available to pay for the direct burial or cremation costs, but the decision must be rendered within 8 days after receiving an application. The father, mother, grandfather, grandmother, children or grandchildren, by consanguinity, or the spouse or ~~registered~~ domestic partner are responsible for the burial or cremation costs of the eligible person in proportion to their respective abilities. When no legally liable relative possesses a financial capacity to pay either in lump sum or on an installment basis for the direct costs

of a burial or cremation, the contribution of a municipality under this subsection is limited to a reasonable calculation of the funeral director's direct costs, less any and all contributions from any other source. ~~For the purposes of this subsection, "registered domestic partner" means an individual registered as a domestic partner under section 2710, subsection 3.~~

Sec. 26. 24 MRSA §2319-A, sub-§1, as enacted by PL 2001, c. 347, §1 and affected by §5, is repealed.

Sec. 27. 24 MRSA §2319-A, sub-§4, as enacted by PL 2001, c. 347, §1 and affected by §5, is amended to read:

4. Evidence of domestic partnership. As a condition of eligibility for coverage, a nonprofit hospital and medical service organization or a group policyholder may require a subscriber or member and the subscriber's or member's domestic partner to sign an affidavit attesting that the subscriber or member and the subscriber's or member's domestic partner meet the definition ~~in subsection 4 of domestic partner under Title 1, section 72, subsection 2-C~~ and to show documentation of joint ownership or occupancy of real property, such as a joint deed, joint mortgage or joint lease, or the existence of a joint credit card, joint bank account or powers of attorney in which each domestic partner is authorized to act for the other.

Sec. 28. 24 MRSA §2319-A, sub-§6, as enacted by PL 2001, c. 347, §1 and affected by §5, is amended to read:

6. Termination of domestic partner benefits. A nonprofit hospital and medical service organization may terminate coverage in accordance with other applicable provisions of this Title for the domestic partner of a subscriber or member upon notification by the subscriber or member that the domestic partner relationship has terminated. ~~A subscriber or member may not enroll another individual as a domestic partner under an individual or group contract until 12 months after the termination of coverage for a prior domestic partner.~~

Sec. 29. 24 MRSA §2907, sub-§1, ¶A, as enacted by PL 2005, c. 376, §1, is amended to read:

A. "Relative" means an alleged victim's spouse, parent, grandparent, stepfather, stepmother, child, grandchild, brother, sister, half brother, half sister or spouse's parents. "Relative" includes these relationships that are created as a result of adoption. In addition, "relative" includes any ~~person who has a domestic partner relationship with domestic partner of an alleged victim.~~ As used in this paragraph, "domestic partner" is a person who has registered as a domestic partner pursuant to Title 22, section 2710.

Sec. 30. 24-A MRSA §2741-A, sub-§1, as enacted by PL 2001, c. 347, §2 and affected by §5, is repealed.

Sec. 31. 24-A MRSA §2741-A, sub-§4, as enacted by PL 2001, c. 347, §2 and affected by §5, is amended to read:

4. Evidence of domestic partnership. As a condition of eligibility for coverage, an insurer may require a policyholder and the policyholder's domestic partner to sign an affidavit attesting that the policyholder and the policyholder's domestic partner meet the definition ~~in subsection 1 of domestic partner under Title 1, section 72, subsection 2-C~~ and to show documentation of joint ownership or occupancy of real property, such as a joint deed, joint mortgage or a joint lease, or the existence of a joint credit card, joint bank account or powers of attorney in which each domestic partner is authorized to act for the other.

Sec. 32. 24-A MRSA §2741-A, sub-§6, as enacted by PL 2001, c. 347, §2 and affected by §5, is amended to read:

6. Termination of domestic partner benefits. An insurer may terminate coverage in accordance with other applicable provisions of this Title for the domestic partner of a policyholder upon notification by the policyholder that the domestic partner relationship has terminated. ~~A policyholder may not enroll another individual as a domestic partner under an individual contract until 12 months after the termination of coverage for a prior domestic partner.~~

Sec. 33. 24-A MRSA §2832-A, sub-§1, as enacted by PL 2001, c. 347, §3 and affected by §5, is repealed.

Sec. 34. 24-A MRSA §2832-A, sub-§4, as enacted by PL 2001, c. 347, §3 and affected by §5, is amended to read:

4. Evidence of domestic partnership. As a condition of eligibility for coverage, an insurer or group policyholder may require a certificate holder and the certificate holder's domestic partner to sign an affidavit attesting that the certificate holder and the certificate holder's domestic partner meet the definition ~~in subsection 1 of domestic partner under Title 1, section 72, subsection 2-C~~ and to show documentation of joint ownership or occupancy of real property, such as a joint deed, joint mortgage or a joint lease, or the existence of a joint credit card, joint bank account or powers of attorney in which each domestic partner is authorized to act for the other.

Sec. 35. 24-A MRSA §2832-A, sub-§6, as enacted by PL 2001, c. 347, §3 and affected by §5, is amended to read:

6. Termination of domestic partner benefits. An insurer may terminate coverage in accordance with other applicable provisions of this Title for the domestic

partner of a certificate holder upon notification by the certificate holder that the domestic partner relationship has terminated. ~~A certificate holder may not enroll another individual as a domestic partner under a group contract until 12 months after the termination of coverage for a prior domestic partner.~~

Sec. 36. 24-A MRSA §3952, sub-§4, as enacted by PL 2011, c. 90, Pt. B, §8, is amended to read:

4. Dependent. "Dependent" means a spouse, a domestic partner ~~as defined in section 2832-A, subsection 1~~ or a child under 26 years of age.

Sec. 37. 24-A MRSA §4249, sub-§1, as enacted by PL 2001, c. 347, §4 and affected by §5, is repealed.

Sec. 38. 24-A MRSA §4249, sub-§4, as enacted by PL 2001, c. 347, §4 and affected by §5, is amended to read:

4. Evidence of domestic partnership. As a condition of eligibility for coverage, a health maintenance organization or group policyholder may require an enrollee or member and the enrollee's or member's domestic partner to sign an affidavit attesting that the enrollee or member and enrollee's or member's domestic partner meet the definition ~~in subsection 1 of domestic partner under Title 1, section 72, subsection 2-C~~ and to show documentation of joint ownership or occupancy of real property, such as a joint deed, joint mortgage or a joint lease, or the existence of a joint credit card, joint bank account or powers of attorney in which each domestic partner is authorized to act for the other.

Sec. 39. 24-A MRSA §4249, sub-§6, as enacted by PL 2001, c. 347, §4 and affected by §5, is amended to read:

6. Termination of domestic partner benefits. A health maintenance organization may terminate coverage in accordance with other applicable provisions of this Title for the domestic partner of an enrollee or member upon notification by the enrollee or member that the domestic partner relationship has terminated. ~~An enrollee or member may not enroll another individual as a domestic partner under an individual or group contract until 12 months after the termination of coverage for a prior domestic partner.~~

Sec. 40. 24-A MRSA §6903, sub-§3, as enacted by PL 2003, c. 469, Pt. A, §8, is amended to read:

3. Dependent. "Dependent" means a spouse, ~~a domestic partner~~, an unmarried child under 19 years of age, a child who is a student under 23 years of age and is financially dependent upon a plan enrollee or a person of any age who is the child of a plan enrollee and is disabled and dependent upon that plan enrollee. ~~"Dependent" may include a domestic partner consistent with sections 2741-A, 2832-A and 4249 and Title 24, section 2319-A.~~

Sec. 41. 26 MRSA §843, sub-§7, as enacted by PL 2007, c. 261, §2, is repealed.

Sec. 42. 26 MRSA §849-A is enacted to read:

§849-A. Rules

The Department of Labor shall adopt rules to provide guidance in the application of this subchapter to domestic partners. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. The department shall make the rules available on a publicly accessible website maintained by the department.

Sec. 43. 26 MRSA §875, sub-§1, ¶E, as amended by PL 2017, c. 402, Pt. C, §80 and affected by PL 2019, c. 417, Pt. B, §14, is further amended to read:

E. The employee is unable to work because the employee is needed to provide care or assistance to one or more of the following individuals: the employee's spouse or domestic partner as defined under Title 18 C, section 1 201, subsection 14; the employee's parent; or the employee's child or child for whom the employee is the legal guardian.

Sec. 44. 39-A MRSA §102, sub-§11, ¶A, as amended by PL 2009, c. 452, §3, is further amended by amending subparagraph (4) in the first blocked paragraph to read:

Any person may revoke or rescind that person's waiver upon 30 days' written notice to the board and that person's employer. The parent, spouse, domestic partner as defined in Title 24, section 2319 A, subsection 1 or child of a person who has made a waiver under the previous sentence may state, in writing, that the parent, spouse, domestic partner as defined in Title 24, section 2319 A, subsection 1 or child waives all the benefits and privileges provided by the workers' compensation laws if the board finds that the waiver is not a prerequisite condition to employment and if the parent, spouse, domestic partner as defined in Title 24, section 2319 A, subsection 1 or child is employed by the same corporation that employs the person who has made the first waiver;

Sec. 45. 39-A MRSA §102, sub-§11, ¶A, as amended by PL 2009, c. 452, §3, is further amended by amending subparagraph (5) to read:

(5) Except for persons engaged in harvesting of forest products, the parent, spouse, domestic partner as defined in Title 24, section 2319 A, subsection 1 or child of a sole proprietor who is employed by that sole proprietor or the parent, spouse, domestic partner as defined in Title 24, section 2319 A, subsection 1 or child of a partner who is employed by the partnership of that partner or the parent, spouse, domestic partner as defined in Title 24, section

~~2319 A, subsection 1~~ or child of a member of a limited liability company who is employed by that limited liability company may state, in writing, that the parent, spouse, domestic partner as defined in Title 24, section 2319 A, subsection 1 or child waives all the benefits and privileges provided by the workers' compensation laws if the board finds that the waiver is not a prerequisite condition to employment;

Sec. 46. 39-A MRSA §102, sub-§11, ¶B-1, as amended by PL 2007, c. 350, §2, is further amended by amending subparagraph (1), division (b) to read:

(b) Performs all of the wood harvesting alone or with the assistance of one or more of the following persons whose relationship with the person is that of spouse, domestic partner as defined in Title 24, section 2319 A, subsection 1, parent, sibling, child, niece or nephew;

Sec. 47. 39-A MRSA §102, sub-§11, ¶B-1, as amended by PL 2007, c. 350, §2, is further amended by amending subparagraph (2) to read:

(2) A spouse, domestic partner as defined in Title 24, section 2319 A, subsection 1, parent, sibling, child, niece or nephew of a person who contracts directly with the landowner to perform all of the wood harvesting alone or with the assistance of one or more of the following: the person's spouse, domestic partner as defined in Title 24, section 2319 A, subsection 1, parent, sibling, child, niece or nephew; or

See title page for effective date.

CHAPTER 568

H.P. 1354 - L.D. 1821

An Act To Protect Public Election Officials

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 17-A MRSA §751, sub-§2, as amended by PL 1997, c. 351, §2, is further amended to read:

2. This section does not apply to:

A. Refusal by a person to submit to an arrest or detention; or

B. Escape by a person from official custody, as defined in section 755; or

C. Intentional interference by a person under Title 21-A, section 674, subsection 2, paragraph E.

Sec. 2. 21-A MRSA §1, sub-§34, as enacted by PL 1985, c. 161, §6, is amended to read:

34. Public official. "Public official" means a person elected or appointed to serve the people, including but not limited to an election official, municipal clerk or registrar.

Sec. 3. 21-A MRSA §101, sub-§9, as enacted by PL 2001, c. 415, §1 and affected by §5, is amended to read:

9. Training. The registrar ~~must~~ shall attend a training session that is approved by the Secretary of State at least once every 2 years in regard to the conduct of voter registration. The training must include, but is not limited to, training on the de-escalation of conflicts and the process for reporting threats to or harassment of public officials related to the conduct of federal, state or municipal elections to the Secretary of State.

Sec. 4. 21-A MRSA §505, sub-§7-A, as enacted by PL 2001, c. 415, §4 and affected by §5, is amended to read:

7-A. Training. Attend a training session that is approved by the Secretary of State at least once every 2 years in regard to the conduct of elections. The training must include, but is not limited to, training on the de-escalation of conflicts and the process for reporting threats to or harassment of public officials related to the conduct of federal, state or municipal elections to the Secretary of State. The Secretary of State shall offer training sessions regionally at least once every 2 years at no fee. The Secretary of State shall encourage municipalities to provide training biennially to all election officials; and

Sec. 5. 21-A MRSA §674, sub-§2, ¶A, as amended by PL 2003, c. 447, §16, is further amended to read:

A. Assists another person in voting, knowing that the other person is not eligible to vote; ~~or~~

Sec. 6. 21-A MRSA §674, sub-§2, ¶E is enacted to read:

E. Intentionally interferes by force, violence or intimidation or by any physical act with any public official who is in fact performing or who the person believes is performing an official function relating to a federal, state or municipal election.

Sec. 7. 21-A MRSA §675 is enacted to read:

§675. Reports of threats or harassment

1. Reporting of threats or harassment. The Secretary of State shall accept and maintain a record of reports of threats to or harassment of public officials related to the conduct of federal, state or municipal elections in the State. The Secretary of State shall adopt routine technical rules, as defined in Title 5, chapter 375, subchapter 2-A, regarding the process for submitting reports pursuant to this subsection.

2. Annual report. Beginning February 1, 2023, and annually thereafter, the Secretary of State shall report the number and type of reports of threats to or harassment of public officials received by the Secretary of State during the previous calendar year to the joint standing committee of the Legislature having jurisdiction over election matters.

See title page for effective date.

CHAPTER 569

H.P. 1356 - L.D. 1823

An Act To Amend the Enforcement Provisions of the Law Governing Earned Paid Leave

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 26 MRSA §637, sub-§7, as enacted by PL 2019, c. 156, §3 and affected by §4, is amended to read:

7. Enforcement. The bureau has the exclusive authority pursuant to section 42 to enforce this section, except that nothing in this section prohibits the parties to a collective bargaining agreement from agreeing to also address any violation of this section through the dispute resolution process set forth in that collective bargaining agreement.

See title page for effective date.

CHAPTER 570

S.P. 647 - L.D. 1830

An Act To Amend the Election Laws

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 21-A MRSA §112-A, sub-§1, as enacted by PL 2009, c. 253, §11, is amended to read:

1. Government-issued photograph identification document or credential. A government-issued photograph identification document or credential, including, but not limited to, a current and valid United States passport, military identification, driver's license or state identification or identification card issued by a federally recognized Indian tribe;

Sec. 2. 21-A MRSA §381, sub-§1, as amended by PL 1997, c. 436, §56, is further amended to read:

1. Nominees chosen. The Governor shall order the appropriate political committees to meet and shall set the deadline for choosing nominees. The deadline

may not be sooner than the 15th day after the date of the Governor's proclamation declaring a vacancy. The political committees shall follow the procedure outlined in section 363.

Sec. 3. 21-A MRSA §382, sub-§1, as amended by PL 2011, c. 409, §2, is further amended to read:

1. Nominees chosen. The Governor shall order the appropriate political committees to meet and shall set the deadline for choosing nominees, ~~which may not be less than 15 days following the~~. The deadline may not be sooner than the 15th day after the date of the Governor's proclamation declaring a vacancy. The political committees shall follow the procedure outlined in section 363.

Sec. 4. 21-A MRSA §753-B, sub-§5, as repealed and replaced by PL 2019, c. 371, §35, is repealed and the following enacted in its place:

5. Alternate method of absentee voting by residents of certain licensed facilities. Residents of certain nursing homes, residential care facilities and assisted living programs may cast absentee ballots under the provisions of this subsection. This subsection applies to a licensed nursing home subject to the provisions of Title 22, chapter 405; a licensed level IV residential care facility subject to the provisions of Title 22, chapter 1664; and a licensed assisted living program with more than 6 beds subject to the provisions of Title 22, chapter 1664. As used in this subsection, "level IV residential care facility" means a residential care facility as defined by Title 22, section 7852, subsection 14 that has a licensed capacity of more than 6 residents.

A. The municipal clerk shall designate one time during the 30-day period prior to an election during which the municipal clerk shall be present in each facility to which this subsection applies in the municipality for the purpose of conducting absentee voting by residents of these facilities. The clerk shall designate which areas in these facilities constitute the voting place, the voting booth and the guardrail enclosure. The clerk shall post a notice in the municipal office that absentee voting will be conducted as prescribed in this subsection. The clerk shall provide a notice to each facility of the date and time when absentee voting will be conducted. The notice must state that the facility is required to notify the contact person or persons, if any, for each resident that absentee voting will be conducted. Each facility shall provide notice, which may be in the form of an e-mail or an electronic newsletter, to the contact person or persons, if any, for each resident of the date and time when absentee voting will be conducted at the facility. Sections 681 and 682 apply to voting in these facilities within the areas designated by the clerk.

B. To protect public health, the Secretary of State may designate procedures for conducting absentee

voting for the residents of a facility to which this subsection applies that differ from the procedures described in paragraph A if:

(1) The Department of Health and Human Services declares a health emergency under Title 22, section 802, subsection 2;

(2) The Governor declares an extreme public health emergency under Title 22, section 802, subsection 2-A;

(3) The Department of Health and Human Services determines that a public health threat, as defined in Title 22, section 801, subsection 10, threatens the health, welfare or safety of the municipal clerk or the residents of a facility described in this subsection; or

(4) A facility described in this subsection prohibits the municipal clerk from entering the facility.

Procedures designated under this paragraph remain in effect for the duration of the health emergency, extreme public health emergency or public health threat or for as long as the municipal clerk remains prohibited from entering the facility, as the case may be.

Sec. 5. 21-A MRSA §901, sub-§4, as amended by PL 2007, c. 234, §2, is further amended to read:

4. Ballot question. The ballot question for an initiative or a people's veto referendum must be drafted by the Secretary of State in accordance with section 906 and rules adopted in accordance with the Maine Administrative Procedure Act. The Secretary of State shall provide the ballot question to the applicant for a people's veto referendum within 10 business days after receipt of a properly completed application. If an initiative is filed with the Secretary of State and certified pursuant to the Constitution of Maine, Article IV, Part Third, Section 18 as having a sufficient number of signatures ~~and is not enacted without change by the Legislature at the session at which it is presented, then~~ the Secretary of State shall propose a ballot question to be submitted for public comment as provided in section 905-A.

Sec. 6. 21-A MRSA §901-A, sub-§2, as amended by PL 2009, c. 611, §1, is further amended to read:

2. Required statements; placement of information. On each page of a petition that contains space intended for voter signatures, the Secretary of State shall include a space at the top right or left corner of each such page to be submitted to the voters, which must be filled in with the name of the circulator collecting signatures on that petition and a unique identifying number, ~~and. On the first page of a petition only, the Secretary of State shall include the summary prepared under section 901, subsection 5 and the fiscal impact of~~

the initiative as described in Title 1, section 353 directly below the following statement at the top of the petition in a type size of no less than 16 points:

"Freedom of Citizen Information: Before a registered voter signs any initiative petition, signature gatherers must offer the voter the opportunity to read the proposed initiative summary and fiscal impact statement prepared by the Secretary of State."

Sec. 7. 21-A MRSA §903, as enacted by PL 1985, c. 161, §6, is amended to read:

§903. Instructions to be printed on

The Secretary of State shall prepare complete instructions to inform the clerk and the signer or circulator of a petition of the statutory and constitutional requirements. The instructions must specify the conditions ~~which that~~ have been held to invalidate either individual signatures or complete petitions. The instructions must be printed ~~in bold type or capital letters~~ on the petition.

Sec. 8. 21-A MRSA §905, sub-§2, as amended by PL 2009, c. 611, §6, is further amended to read:

2. Superior Court. Any voter named in the application under section 901, or any person who has validly signed the petitions, if these petitions are determined to be invalid, or any other voter, if these petitions are determined to be valid, may appeal the decision of the Secretary of State by commencing an action in the Superior Court. This action must be conducted in accordance with the Maine Rules of Civil Procedure, Rule 80C, except as modified by this section. In reviewing the decision of the Secretary of State, the court shall determine whether the description of the subject matter is understandable to a reasonable voter reading the question for the first time and will not mislead a reasonable voter who understands the proposed legislation into voting contrary to that voter's wishes. This Except as provided in subsection 4, this action must be commenced within 10 days of the date of the decision of the Secretary of State. Upon timely application, anyone may intervene in this action when the applicant claims an interest relating to the subject matter of the petitions, unless the applicant's interest is adequately represented by existing parties. The court shall advance the action on the docket and give it priority over other cases when the court determines the interests of justice so require. The court shall issue its written decision containing its findings of fact and stating the reasons for its decision within 40 days of the date of before the 40th day after the decision of the Secretary of State.

Sec. 9. 21-A MRSA §905, sub-§3, as amended by PL 1987, c. 119, §1, is further amended to read:

3. Supreme Judicial Court. Any aggrieved party may appeal the decision of the Superior Court, on questions of law, by filing a notice of appeal within 3 days of that decision. The appellant must file the required

number of copies of the record with the clerk within 3 days after filing notice of appeal. After a notice of appeal is filed, the parties have 10 days to file briefs with the clerk of courts. As soon as the record and briefs have been filed, the court shall immediately consider the case. The standard of review ~~shall must~~ be the same as for the Superior Court. The Except as provided in subsection 4, the court shall issue its decision within 30 days of the date of the decision of the Superior Court.

Sec. 10. 21-A MRSA §905, sub-§4 is enacted to read:

4. Expedited proceedings. If the Secretary of State's written decision on the validity of a petition under subsection 1 is issued within 120 days of the general or statewide election in which the people's veto referendum or direct initiative, if finally determined to be valid, will appear on the ballot, the following modifications to the procedures established in subsections 2 and 3 apply:

A. An appeal under subsection 2 must be commenced within 5 days of the date on which the Secretary of State's written decision was issued under subsection 1, unless the Secretary of State fails to provide notice of the 5-day deadline in the written decision;

B. The Superior Court shall conduct the appeal in accordance with subsection 2, except that the court shall issue its written decision containing its findings of fact and stating the reasons for its decision no later than 60 days prior to the general or statewide election in which the people's veto referendum or direct initiative, if finally determined to be valid, will appear on the ballot. In establishing the timeline for the proceedings and in issuing its written decision, the Superior Court shall give due regard to the deadline for completion of a further appeal under paragraph C; and

C. If an aggrieved party files an appeal with the Supreme Judicial Court under subsection 3, the court shall issue its decision no later than 50 days prior to the general or statewide election in which the people's veto referendum or direct initiative, if finally determined to be valid, will appear on the ballot.

Sec. 11. 21-A MRSA §905-A, first ¶, as enacted by PL 2007, c. 234, §6, is amended to read:

No later than ~~40~~ 15 business days after the Legislature adjourns sine die the Secretary of State issues a written decision under section 905, subsection 1 finding a petition for a direct initiative to be valid, the Secretary of State shall give public notice of a proposed ballot question for any ~~that~~ initiative ~~that will be submitted to the voters at the next statewide election or special election~~ by posting ~~all proposed ballot questions~~ the question on the Secretary of State's publicly accessible website. The Secretary of State may also publish notice for one day in newspapers having general circulation in the

State. After giving public notice of a the proposed ballot question in accordance with this section, the Secretary of State shall provide a 30-day public comment period for the purpose of receiving comments on the content and form of the proposed questions to be placed on the ballot for any pending initiatives question. No later than 10 days after receiving public comments in accordance with this section and after review of those comments, the Secretary of State shall write the ballot question for any pending the initiative. An aggrieved voter may appeal the final decision of the Secretary of State under this section using the procedures for court review provided for in section 905, subsections 2 and 3.

See title page for effective date.

**CHAPTER 571
H.P. 1366 - L.D. 1845**

**An Act To Amend the
Education Statutes**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §8, as enacted by PL 1991, c. 407, §1, is amended to read:

§8. Restructuring public schools Public school innovation

~~The~~ In order to support a culture of research and development and elevate the professionalism of the State's education practitioners, the commissioner shall encourage school administrative units to pursue an on-going process of school restructuring continuous improvement processes to identify opportunities to innovate school structures and policies as a means of more effectively meeting the learning needs and improving the academic performance of all students. The public and private postsecondary institutions of higher education in the State are urged to cooperate partner with the department, the state board and school administrative units to provide appropriate and timely professional development programs and other support services to educators employed in public schools engaged in school restructuring innovation efforts.

1. School restructuring innovation. For the purposes of this section, the term "school restructuring innovation" means the process by which schools and communities use pilot programs and make significant changes in the existing school structure, including the policies, roles, relationships, pathways and schedules that influence teaching and learning in the school. School restructuring innovation recognizes the critical educational role of technology and integrates technology and technological systems in the classroom, in school governance and in school record keeping. School restructuring innovation is based on:

- A. The development of comprehensive educational goals establishing community expectations for what all students should know, the skills they should possess, the attitude toward work and learning they should hold upon completing school and the role of the school in the community;
- B. A formal appraisal of the basic structures that govern operation of the school; and
- C. A commitment to revise the basic school structure to achieve the comprehensive educational goals.

School restructuring innovation, which is most effectively carried out at the local level, depends on community and educator involvement and approval and student participation. School restructuring innovation includes consideration of changing roles for understanding of the various roles of stakeholders, including parents, students, teachers, administrators, support staff, postsecondary education institutions and officials, and various segments of the community. It focuses on understanding and defining the root cause of challenges and innovates and tests solutions. School innovation may include a significantly broadened role for schools and school administrative units that engage in education research and development. The commissioner may designate a school administrative unit that engages in education research and development as a demonstration site.

~~School restructuring may include schools and school administrative units combining efforts to cooperatively pursue restructuring activities. When that occurs, one or more schools or units may be designated as demonstration sites.~~

2. Waiver of rules for local schools. A school administrative unit undergoing school restructuring innovation may request that the commissioner waive the application of specific rules to that unit, or to certain schools in that unit, if such action the waiver is necessary to achieve school restructuring the proposed innovation. The commissioner shall grant a waiver if the requesting unit, as determined by the commissioner, has:

- A. Demonstrated that one or more state rules prevent or seriously handicap the unit's pursuit of its restructuring innovation goals;
- B. Demonstrated that reasonable steps have been taken to provide the safeguards offered by the rules in question to allow continued educational progress by students and protect the continuity and integrity of the unit and employees of that unit;
- C. Provided evidence that the necessary resources and community and staff support are present to ensure that the restructuring innovative changes requiring the waiver stand a reasonable chance of succeeding; and

D. Informed any bargaining agent or agents representing affected school employees of the waiver request; and

~~E. Established a working relationship regarding professional development with an institution of higher education or a professional development service provider.~~

The request for the waiver must include documentation to substantiate the conditions of this subsection. If the request is denied, the commissioner shall provide the reasons for denying the request to the school unit.

3. Waiver of rules for educator preparation programs. In order to prepare educators to work in ~~restructuring~~ innovative schools, an educator preparation program may request that the state board waive the application of specific rules governing approval of that program. The state board shall grant waiver requests if, in the board's opinion, the program has:

A. Demonstrated that the rules for which a waiver is requested prevent or seriously handicap the program in its pursuit of a plan to meet the educational needs of its students and the staffing needs of ~~restructuring~~ innovative schools;

B. Demonstrated that reasonable steps have been taken to provide the safeguards offered by the rules in question to allow continued educational progress by students and protect the continuity and integrity of the program and employees of that program;

C. Provided evidence that the necessary resources and support from the governing body and staff of an institution of higher education are present to ensure that the changes requiring the waiver stand a reasonable chance of succeeding;

D. Informed any bargaining agent or agents representing affected program employees of the waiver request; and

E. Developed service, research and teaching relationships with one or more ~~restructuring~~ innovative public schools.

The request for the waiver must include documentation to substantiate the conditions of this subsection. If the request is denied, the state board shall communicate the reasons for denying the request to the petitioning program.

Sec. 2. 20-A MRSA §4502, sub-§2, as amended by PL 2009, c. 313, §1, is further amended to read:

2. Curriculum requirements. Schools must meet all curriculum requirements established in chapter 207-A. Schools that offer public preschool programs shall demonstrate curriculum practice for those programs that implements the Maine early ~~childhood~~ learning ~~guidelines~~ and development standards established

by the department and is appropriate for the age and development level of the children.

Sec. 3. 20-A MRSA §4707, as enacted by PL 1989, c. 80, is amended to read:

§4707. Instruction in Braille and ~~Nemeth Code~~ Unified English Braille

Schools may offer instruction in Braille and ~~Nemeth Code~~ Unified English Braille as part of the school curriculum. ~~When~~ If Braille or ~~Nemeth Code~~ Unified English Braille courses are offered, schools shall determine appropriate credit for completion of those courses.

Sec. 4. 20-A MRSA §4709, sub-§1, ¶A, as enacted by PL 1991, c. 292, §1, is amended to read:

A. "Braille" means the system of reading and writing through touch, ~~commonly known as standard English Braille.~~

Sec. 5. 20-A MRSA §4721, sub-§1, as amended by PL 2021, c. 190, §3, is further amended to read:

1. Comprehensive program of instruction. A secondary school shall provide a comprehensive program of instruction ~~of at least 2 years in length,~~ which must meet the requirements of this chapter and the parameters for essential instruction and graduation diploma requirements established under section 6209. The program must include instruction for all students in life and career readiness, English language arts, health education and physical education, mathematics, technology, science and technology and engineering, social studies, visual and performing arts and world languages.

Sec. 6. 20-A MRSA §4722, sub-§1, as amended by PL 2019, c. 202, §1, is further amended to read:

1. Minimum instructional requirements. The instructional requirements leading to a high school diploma must ~~include a minimum 4 year~~ be part of a program of at least 4 years that meets the requirements established by this section and any other instructional requirements established by the commissioner and the school board.

Sec. 7. 20-A MRSA §4722, sub-§2, as amended by PL 2019, c. 202, §1, is further amended to read:

2. ~~Required subjects~~ Diploma requirements. Instruction in the following subjects must be provided in separate ~~or,~~ integrated study programs, and students or applied learning programs. Students may demonstrate achievement of the standards through multiple pathways, including those identified in section 4703, and by evidence documented by course and learning experiences using multiple measures, including examinations, quizzes, portfolios, performances, exhibitions,

projects and community service. A diploma indicates that the graduate has completed the requirements described in this section and is ready to enter a postsecondary education program or a career as a clear and effective communicator, a self-directed and lifelong learner, a creative and practical problem solver, a responsible and involved citizen and an informed and integrative thinker. Students must complete the following minimum requirements for a high school diploma:

- A. English--4 years or the equivalent in standards achievement;
- B. Social studies and history, including American history, government, civics and personal finance--2 years or the equivalent in standards achievement;
- C. Mathematics--2 years or the equivalent in standards achievement;
- D. Science, including at least one year of laboratory study--2 years or the equivalent in standards achievement; and
- E. Fine arts, which may include art, music, forensics or drama--one year or the equivalent in standards achievement.

Sec. 8. 20-A MRSA §4722, sub-§2-A, as amended by PL 2019, c. 202, §1, is repealed.

Sec. 9. 20-A MRSA §4722, sub-§2-B, as enacted by PL 2019, c. 202, §1, is repealed.

Sec. 10. 20-A MRSA §4722, sub-§3, as amended by PL 2019, c. 202, §1, is further amended to read:

3. Satisfactory completion. A secondary school student may earn a diploma ~~may be awarded to a secondary school if the student who~~ has satisfactorily completed all diploma requirements in accordance with the academic standards of the school administrative unit and this section. ~~All secondary school students must achieve the content standards of the parameters for essential instruction and graduation requirements established pursuant to section 6209.~~ A school administrative unit shall award a high school diploma to a child with a disability, as defined in section 7001, subsection 1-B, who satisfies the local diploma requirements in the manner specified by the child's individualized education plan ~~must be awarded a high school diploma.~~ Career and technical students may, ~~consistent with the approval of the commissioner and the local school board,~~ satisfy the requirements of subsection 2 through separate or integrated study within the career and technical school curriculum, including through courses provided pursuant to section 8402 or 8451-A, on the approval of the commissioner and the local school board.

Sec. 11. 20-A MRSA §6213, sub-§10, ¶D, as enacted by PL 2011, c. 446, §2, is amended to read:

- D. The applicable federal statutes and regulations pertaining to student assessment as required by the

~~federal No-Child Left Behind Act of 2001 Every Student Succeeds Act of 2015,~~ 20 United States Code, Chapter 70; and

Sec. 12. 20-A MRSA §6801-A, sub-§1, as enacted by PL 1983, c. 859, Pt. A, §§24 and 25, is amended to read:

1. Authority to withhold state subsidy. If, after giving due notice and an opportunity for a hearing, the commissioner finds that a school administrative unit or career and technical education region is not in compliance with the reporting, program or other requirements of this Title, the commissioner may withhold state subsidy from that unit or region. The withholding ~~shall~~ may continue only as long as necessary to achieve compliance.

Sec. 13. 20-A MRSA §6801-A, sub-§2, as amended by PL 1989, c. 414, §19 and c. 910, §1, is further amended to read:

2. Authority to withhold state subsidy until reports are received. Notwithstanding any other provision of law, if a school administrative unit or career and technical education region has failed to file the reports required by this Title in the format and within the time periods specified, the commissioner may withhold state subsidy payments until these reports are received.

Sec. 14. 20-A MRSA §6801-A, sub-§3, as amended by PL 1989, c. 414, §19, is further amended to read:

3. Action by Attorney General. If compliance cannot be achieved by withholding subsidy payment, or if withholding would be an inappropriate or unavailable remedy, or if a school ~~or~~ school unit ~~which is not eligible for state subsidy or career and technical education region~~ is out of compliance with this Title and that school, school unit or career and technical education region is not eligible for state subsidy, the commissioner may refer the matter to the Attorney General for action. The Attorney General may seek injunctive relief to enjoin activities not in compliance with the governing law or seek any other remedy authorized by law.

Sec. 15. 20-A MRSA §6801-A, sub-§5, as amended by PL 1985, c. 797, §39, is further amended to read:

5. Complaint process. A ~~complaint that alleges~~ person alleging that a school administrative unit or career and technical education region is not in compliance with the requirements of this Title or of rules adopted by the department ~~shall be filed~~ may file a complaint pursuant to the requirements for a petition under section 258-A.

Sec. 16. 20-A MRSA §15005, sub-§1, as repealed and replaced by PL 1991, c. 824, Pt. A, §37, is amended to read:

1. Apportionments. ~~Apportionments Unless otherwise required by law, the State shall pay apportionments to school administrative units, career and technical education regions and private schools, unless specifically directed by statute, must be made annually commencing in July in the following manner. An~~ The State shall pay an amount not to exceed 1/12 of the subsidy ~~must be paid~~ each month no later than the last day of the month. ~~Any~~ The State shall pay any balance ~~must be paid~~ within 7 days after the end of the fiscal year. If the ~~State pays the~~ balance of state subsidy for a fiscal year ~~is paid~~ after the end of the fiscal year, ~~the a school administrative unit, career and technical education region or private school may record the final payment may be recorded~~ as an account receivable due from the State in that fiscal year.

Sec. 17. 20-A MRSA §15671, first ¶, as amended by PL 2017, c. 284, Pt. C, §14, is further amended to read:

Essential programs and services are those educational resources that are identified in this chapter necessary to ensure the opportunity for all students to meet the standards in the 8 content standard subject areas and goals of the system of learning results established in chapter 222. In order to achieve this system of learning results, school funding based on essential programs and services must be available in all schools on an equitable basis. Essential programs and services utilize resources that are currently provided or could be adapted to implement a system of learning results, as well as additional resources, including federal funds, that are ~~also~~ needed to ensure that these programs and services are available to all students. These essential programs and services ~~must~~ provide the basis for the system of school funding ~~no later than 2007-08~~. School funding must be adequate to fully provide for all of the staffing and other material resource needs of the essential programs and services identified by the Legislature.

Sec. 18. 20-A MRSA §15671, sub-§1, as amended by PL 2019, c. 398, §29, is further amended to read:

1. State and local partnership. The State and each local school administrative unit are jointly responsible for contributing to the cost of the components of essential programs and services described in this chapter. The state contribution to the cost of the components of essential programs and services must be made in accordance with this subsection:

A. ~~The level of the state share of funding attributable to the cost of the components of essential programs and services must be at least 50% of eligible state and local General Fund education costs statewide, no later than fiscal year 2006-07; and~~

B. ~~By fiscal year 2008-09~~ Beginning in fiscal year 2021-22, and in each subsequent fiscal year, the

state share of the total cost of funding public education from kindergarten to grade 12, as described by essential programs and services, ~~must be is~~ 55%. ~~Beginning in fiscal year 2005-06 and in each fiscal year until fiscal year 2008-09, the state share of essential programs and services described costs must increase toward the 55% level required in fiscal year 2008-09.~~

~~Beginning in fiscal year 2005-06 and in each fiscal year thereafter, the~~ The commissioner shall use the funding level determined in accordance with this section as the basis for a recommended funding level for the state share of the cost of the components of essential programs and services.

Sec. 19. 20-A MRSA §15671, sub-§1-A, as amended by PL 2015, c. 389, Pt. C, §2, is further amended to read:

1-A. State funding for kindergarten to grade 12 public education. ~~Beginning in fiscal year 2017-18 2022-23 and in each fiscal year thereafter until, if the annual target under subsection 7, paragraph B for the state share percentage of the total cost of funding public education from kindergarten to grade 12 reaches for that fiscal year is less than 55% pursuant to subsection 7, paragraph B,~~ the State shall increase the state share percentage of the funding for the cost of essential programs and services by at least one percentage point per year over the percentage of the previous year and the department, in allocating funds, shall make this increase in funding a priority. For those fiscal years that the funding appropriated or allocated for the cost of essential programs and services is less than 55% and is not sufficient to increase the state share percentage of the total cost of funding public education from kindergarten to grade 12 by at least one percentage point, no new programs or initiatives may be established for kindergarten to grade 12 public education within the department that would divert funds that would otherwise be distributed as general purpose aid for local schools pursuant to subsection 5.

Sec. 20. 20-A MRSA §15671, sub-§6, as amended by PL 2017, c. 284, Pt. C, §17, is further amended to read:

6. Targeted funds. Funds for technology, implementation of a standards-based system and the costs of additional investments in educating children in kindergarten to grade 2 as described in section 15681 must be provided as targeted allocations. ~~School administrative units shall submit a plan for the use of these funds and receive funding based on approval of the plan by the commissioner.~~ State funds for extended learning provided above the basic economically disadvantaged student adjustment in section 15675, subsection 2 must also be provided as targeted allocations and restricted to approved programs that benefit economically disadvantaged students.

Sec. 21. 20-A MRSA §15672, sub-§1-A, as enacted by PL 2005, c. 2, Pt. D, §36 and affected by §§72 and 74 and c. 12, Pt. WW, §18, is repealed.

Sec. 22. 20-A MRSA §15672, sub-§1-C, as amended by PL 2005, c. 519, Pt. J, §1, is further amended to read:

1-C. Bus purchase costs. "Bus purchase costs" includes expenditures for bus purchase payments approved by the commissioner and made during the year prior to the allocation year. ~~For bus purchases approved in fiscal year 2004-05 only, 50% of first year approved payments must be allocated in fiscal year 2006-07 and 50% of first year approved payments must be allocated in fiscal year 2007-08.~~

Sec. 23. 20-A MRSA §15672, sub-§1-D, as amended by PL 2017, c. 171, §12, is repealed.

Sec. 24. 20-A MRSA §15672, sub-§2-A, ¶B, as amended by PL 2017, c. 284, Pt. VVVVV, §9, is further amended by repealing subparagraph (1).

Sec. 25. 20-A MRSA §15672, sub-§2-A, ¶B, as amended by PL 2017, c. 284, Pt. VVVVV, §9, is further amended by amending subparagraph (2), division (a) to read:

(a) A school administrative unit with state-approved need for instructional space may lease temporary or interim space, with state support, for a maximum of 5 years. A school administrative unit may appeal to the commissioner if this limitation presents an undue burden. When making a determination on a school administrative unit's request for relief based on undue burden, the commissioner may consider, ~~but is not limited to considering~~, the following:

- (i) Fiscal capacity;
- (ii) Enrollment demographics; ~~and~~
- (iii) Unforeseen circumstances not within the control of the appealing school administrative unit; ~~and~~
- (iv) Other relevant factors.

An extension granted by the commissioner beyond the 5-year maximum for state support is limited to a period of one year. ~~Any~~ An additional request for ~~extensions~~ an extension must be submitted and reviewed on an annual basis. The commissioner's decision is final.

Sec. 26. 20-A MRSA §15672, sub-§9, as amended by PL 2005, c. 2, Pt. D, §36 and affected by §§72 and 74 and c. 12, Pt. WW, §18, is repealed.

Sec. 27. 20-A MRSA §15672, sub-§23, as amended by PL 2017, c. 381, §16, is repealed and the following enacted in its place:

23. Property fiscal capacity. "Property fiscal capacity" means the average of the certified state valuations for the 3 most recent years prior to the most recently certified state valuation or the certified state valuation for the most recent prior year, whichever is lower.

Sec. 28. 20-A MRSA §15680, sub-§2, as enacted by PL 2003, c. 504, Pt. A, §6, is repealed.

Sec. 29. 20-A MRSA §15680, sub-§3, as enacted by PL 2003, c. 504, Pt. A, §6, is amended to read:

3. Fiscal year 2006-07 and beyond. For fiscal year 2006-07 and for each subsequent year, the commissioner shall recalculate the per-pupil amounts for additional cost components under subsection 1 using the amounts approved by the state board ~~under subsection 2 for the previous year~~ as a base and including appropriate trends in the Consumer Price Index or other comparable index.

Sec. 30. 20-A MRSA §15680-A, as amended by PL 2019, c. 213, §§1 and 2, is further amended to read:

§15680-A. System administration allocation

~~Beginning in fiscal year 2017-18, the commissioner shall determine~~ The system administration allocation ~~in accordance with this section is \$135 per pupil~~ based on the number of subsidizable students determined pursuant to section 15674.

~~**3. Fiscal year 2019-20.** For fiscal year 2019-20, the system administration allocation is \$141 per pupil. Of this amount, \$47 must be allocated to the school administrative unit for system administration and \$94 must be allocated as a targeted amount to school administrative units that have established regionalized administrative services pursuant to chapter 123.~~

~~**4. Beginning in fiscal year 2020-21.** Beginning in fiscal year 2020-21, the system administration allocation is \$135 per pupil.~~

Sec. 31. 20-A MRSA §15681-A, sub-§4, as amended by PL 2017, c. 284, Pt. C, §40, is repealed.

Sec. 32. 20-A MRSA §15683, first ¶, as amended by PL 2005, c. 2, Pt. D, §47 and affected by §§72 and 74 and c. 12, Pt. WW, §18, is further amended to read:

For each school administrative unit, that unit's total operating allocation is the base total set forth in subsection 1 ~~as adjusted in accordance with subsection 2 and including the total amount of other subsidizable costs as described in section 15681-A.~~

Sec. 33. 20-A MRSA §15689, sub-§12, as enacted by PL 2011, c. 655, Pt. C, §10, is repealed.

Sec. 34. 20-A MRSA §15689, sub-§13, as amended by PL 2017, c. 284, Pt. C, §52, is repealed.

Sec. 35. 20-A MRSA §15689-B, sub-§7-A, as enacted by PL 2007, c. 539, Pt. C, §14, is amended to read:

7-A. Penalty for late submission of required data. Notwithstanding any other provision of this Title, the commissioner may ~~implement the following~~ assess a subsidy penalty for a school administrative unit or career and technical education region that is not in compliance with subsection 7. If a school administrative unit has not filed the required data pursuant to subsection 7 within 3 months of the due date, a penalty in an amount equal to 1% of that unit's or region's monthly subsidy check times the number of months past due is assessed.

Sec. 36. 20-A MRSA §15689-B, sub-§9 is enacted to read:

9. Career and technical education region. This section applies to a career and technical education region in the same manner as to a school administration unit.

See title page for effective date.

CHAPTER 572

S.P. 606 - L.D. 1854

An Act To Amend the Finance Authority of Maine Act To Allow for Remote Meetings

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, Public Law 2021, chapter 290, An Act Regarding Remote Participation in Public Proceedings, does not apply to public bodies such as the Finance Authority of Maine to which specific statutory provisions for remote participation already apply; and

Whereas, the Finance Authority of Maine prefers to have the new law apply to its proceedings instead of the older, more limited statute governing emergency board meetings in certain cases; and

Whereas, there is a need to have in place a law that governs remote participation in public proceedings of the Finance Authority of Maine after the termination of the state of emergency declared by the Governor pursuant to the Maine Revised Statutes, Title 37-B, section 742 in response to the public health emergency caused by the spread of the novel coronavirus disease referred to as COVID-19; and

Whereas, members of the Finance Authority of Maine inhabit various parts of the State and may need

or wish, based on public health or other considerations such as severe weather, to conduct business remotely as soon as possible; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 10 MRSA §971, as amended by PL 1995, c. 117, Pt. C, §1, is further amended to read:

§971. Actions of the members

Seven members of the authority constitute a quorum of the members. The affirmative vote of the greater of 5 members, present and voting, or a majority of those members present and voting is necessary for any action taken by the members. ~~No~~ A vacancy in the membership of the authority ~~may~~ does not impair the right of the quorum to exercise all powers and perform all duties of the members.

~~Notwithstanding any other provision of law, in a situation determined by the chief executive officer to be an emergency requiring action of the members on not more than 3 days' oral notice, an emergency meeting of the members may be conducted by telephone in accordance with the following.~~

~~1. Placement of call.~~ A conference call to the members must be placed by ordinary commercial means at an appointed time.

~~2. Record of call.~~ The authority shall arrange for recordation of the conference call when appropriate and prepare minutes of the emergency meeting.

~~3. Notice of emergency meeting.~~ Public notice of the emergency meeting must be given in accordance with Title 1, section 406 and that public notice must include the time of the meeting and the location of a telephone with a speakerphone attachment that enables all persons participating in the telephone meeting to be heard and understood and that is available for members of the public to hear the business conducted at the telephone meeting.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 7, 2022.

**CHAPTER 573
H.P. 1491 - L.D. 2005**

**An Act Regarding the
Reapportionment of the Knox
County Budget Committee
Districts**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 30-A, section 757 requires the Knox County Commissioners to prepare a redistricting plan for Knox County budget committee seats by June 1, 2021 and submit that plan to the Secretary of State; and

Whereas, upon receipt of the redistricting plan, the Secretary of State is required to submit the plan to the Legislature for "review and enactment"; and

Whereas, although the Knox County Commissioners determined that no changes in the budget committee districts were necessary, this legislation is needed to provide clarity in time for the elections of budget committee members this year; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §757, sub-§1, as amended by PL 2013, c. 481, §1, is further amended to read:

1. Redistricting process. The county commissioners shall review the districts established in subsection 2 and, if changes are necessary, prepare a redistricting plan for county budget committee seats by June 1, ~~2021~~ 2031 and every 10 years thereafter. The county commissioners shall submit ~~the any redistricting~~ the any redistricting plan to the Secretary of State within 5 days of adoption. ~~The If redistricting is required,~~ If redistricting is required, the Secretary of State shall immediately transmit the redistricting plan to the Legislature for review and enactment.

Sec. 2. Knox County budget committee districts. Notwithstanding that provision of the Maine Revised Statutes, Title 30-A, section 757, subsection 1 that requires a redistricting plan to be prepared in 2021 by the Knox County Commissioners and reviewed and enacted by the Legislature, the Knox County budget committee districts specified in Title 30-A, section 757, subsection 2 remain the same until a redistricting plan is submitted to the Secretary of State by the Knox County Commissioners in 2031 or later and that plan is subsequently reviewed and enacted by the Legislature.

Sec. 3. Application. This Act is not intended to affect the terms of the Knox County budget committee members in office on the effective date of this Act.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 7, 2022.

**CHAPTER 574
H.P. 1504 - L.D. 2024**

**An Act To Allow County and
Regional Communications
Centers To Request Polygraph
Examinations for Employees
and Applicants for
Employment**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, under current law, employees of or applicants for employment with law enforcement agencies, including as emergency services dispatchers for those agencies, are subject to polygraph examinations; and

Whereas, other public safety dispatchers, such as for fire or emergency medical services, are not subject to polygraph examinations, despite having access to confidential records such as investigative and criminal intelligence information; and

Whereas, to ensure that such information is not misused, it is necessary to correct this disparity as soon as possible; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 32 MRSA §7364, sub-§3, as enacted by PL 2013, c. 316, §3 and affected by §5, is amended to read:

3. Exception. This section does not apply to employees of or applicants for employment with law enforcement agencies or county and regional communications centers. As used in this subsection, "county and regional communications centers" means publicly owned and publicly operated entities that dispatch emergency services, but does not include dispatch cen-

ters that dispatch only fire services or emergency medical services and does not include an entity operated by or under the control of a law enforcement agency.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 7, 2022.

**CHAPTER 575
S.P. 660 - L.D. 1861**

An Act To Establish the Safe Homes Program

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 1 MRSA §150-R is enacted to read:

§150-R. Safe Homes Awareness Month

The month of September of each year is designated as Safe Homes Awareness Month and the Governor shall annually issue a proclamation to raise awareness among the people of the State of the importance of safety in the home and of the existence of and assistance that is available from the Safe Homes Program established in Title 25, section 7001.

Sec. 2. 25 MRSA Pt. 15 is enacted to read:

**PART 15
SAFE HOMES
CHAPTER 801
SAFE HOMES PROGRAM**

§7001. Safe Homes Program

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

- A. "Dangerous weapon" has the same meaning as in Title 17-A, section 2, subsection 9, paragraph C.
- B. "Department" means the Department of Public Safety.
- C. "Designated groups" means law enforcement agencies and associations, public schools, public preschool programs, foster homes, hospitals or other facilities in which newborns are delivered, veterans' programs and members of the public.
- D. "Firearm" has the same meaning as in Title 17-A, section 2, subsection 12-A.
- E. "Foster home" means a family foster home as defined in Title 22, section 8101, subsection 3.
- F. "Prescription drug" has the same meaning as in Title 22, section 8731, subsection 3-A.

G. "Public preschool program" has the same meaning as in Title 20-A, section 1, subsection 23-A.

H. "Public school" has the same meaning as in Title 20-A, section 1, subsection 24.

I. "Safety device" means a device designed to secure a firearm, a dangerous weapon or prescription drugs, including but not limited to a firearms safety device, safe, lock or lockbox designed for securing firearms, dangerous weapons or prescription drugs.

2. Program established. The Safe Homes Program is established and is administered by the department to support the safe storage of prescription drugs, firearms and dangerous weapons in homes or public spaces by providing grants for purchasing safety devices in accordance with this section.

3. Grants. The Safe Homes Program, established under subsection 2, must provide grants to fund the purchase of safety devices.

A. Grants may be provided under this subsection to designated groups and nonprofit and community organizations serving designated groups.

B. The department shall administer the provision of grants pursuant to this subsection through an agreement with a statewide law enforcement association.

C. The department shall adopt rules to implement this subsection. The rules must include procedures for assisting applicants with the following: the application process; accepting applications; approving and disapproving applications; distributing funding, coupons or vouchers to successful applicants; and expenditures of funds. Rules adopted pursuant to this paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

4. Safe Homes Program Fund. The Safe Homes Program Fund is established as a nonlapsing fund to provide funding to achieve the purposes of this section. The fund consists of any funds received from private and public sources. The fund must be held separate and apart from all other money, funds and accounts. Any balance remaining in the fund at the end of any fiscal year must be carried forward to the next fiscal year. A small portion of the funding may be used by the department to fund administration of the grant program.

Sec. 3. Report. By January 1, 2023 the Commissioner of Public Safety shall report to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters on plans for an education program to implement the Safe Homes Program established pursuant to the Maine Revised Statutes, Title 25, section 7001 and Safe Homes Awareness Month established by Title 1, section 150-R.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

**PUBLIC SAFETY, DEPARTMENT OF
Safe Homes Program Fund N949**

Initiative: Establishes the Safe Homes Program Fund to provide grants for purchasing safety devices for the safe storage of prescription drugs, firearms and dangerous weapons in homes or public spaces.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$500
<hr/>		<hr/>
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$500
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$500
<hr/>		<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$500

See title page for effective date.

**CHAPTER 576
H.P. 1397 - L.D. 1887**

**An Act To Establish the
Securities Restitution
Assistance Fund for Victims of
Securities Violations**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 32 MRSA c. 135, sub-c. 5-A is enacted to read:

SUBCHAPTER 5-A

**SECURITIES RESTITUTION ASSISTANCE
FUND**

§16521. Definitions

As used in this subchapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Claimant. "Claimant" means a victim that files an application for restitution assistance under this subchapter. "Claimant" includes the named party in a restitution award in a final order, the executor of a named party in a restitution award in a final order, the heirs and assigns of a named party in a restitution award in a final order and any other person with lawful authority to act for or on behalf of a named party in a restitution award in a final order.

2. Eligible adult. "Eligible adult" means:

A. An individual 65 years of age or older; or

B. An individual protected under the Adult Protective Services Act.

3. Final order. "Final order" means a final order issued by the administrator under this chapter or a final order issued by a court in a legal action initiated by the administrator under this chapter.

4. Fund. "Fund" means the Securities Restitution Assistance Fund established under section 16522.

5. Securities violation. "Securities violation" means a violation of this chapter and any rules adopted pursuant to this chapter.

6. Victim. "Victim" means a person that suffered monetary injury as a result of a securities violation and was awarded restitution in a final order.

§16522. Securities Restitution Assistance Fund

1. Fund established. The Securities Restitution Assistance Fund is established within the Department of Professional and Financial Regulation, Office of Securities to provide funds for restitution assistance for victims that were awarded restitution in a final order issued by the administrator under this chapter or were awarded restitution in a final order in a legal action initiated by the administrator under this chapter but did not receive the full amount of restitution ordered before the application for restitution assistance under section 16523, subsection 2 was due.

2. Funding. The fund consists of the following amounts received by the administrator:

A. Five dollars of each annual agent renewal license fee paid if the operating fund balance of the Office of Securities under section 16601, subsection 6 as of October 1st of the previous calendar year exceeds 135% of the office's current annual budget;

B. Five dollars of each annual investment adviser representative renewal license fee paid if the operating fund balance of the Office of Securities under section 16601, subsection 6 as of October 1st of the previous calendar year exceeds 135% of the office's current annual budget;

C. All grants, donations and payments received or accepted by the administrator for victim restitution assistance; and

D. Any other amounts designated by the administrator for victim restitution assistance.

3. Nonlapsing fund. The amounts received for the fund may be used by the administrator only to pay awards of restitution assistance under this subchapter and to administer this subchapter and may not be placed in the General Fund. Any balance in the fund does not lapse but must be carried forward to be used for the same purposes.

§16523. Claims

1. Eligible victims. The following victims are eligible for restitution assistance:

A. A natural person who was a resident of the State at the time of the securities violation; and

B. A person, other than a natural person, that was domiciled in the State at the time of the securities violation.

2. Application. A person that is eligible for restitution assistance under this subchapter may submit an application in a manner and form prescribed by the administrator. The administrator may provide forms for the submission of applications.

3. Deadline. The application for restitution assistance under this subchapter must be received by the administrator not more than one year after the date of the final order awarding restitution to the victim.

4. Extension. Notwithstanding subsection 3, the administrator may grant an extension of time for submission of an application for restitution assistance for good cause shown by the claimant.

§16524. Confidentiality of personal information

Personal information contained in an application for restitution assistance under this subchapter is not subject to disclosure to the extent the information is designated as not a public record by section 16607, subsection 2, paragraph E.

§16525. Payment of restitution assistance; limits

1. Payment cap. The administrator may award to a claimant restitution assistance that is:

A. The lesser of \$15,000 and 25% of the amount of unpaid restitution awarded in the final order if the victim is not an eligible adult; or

B. The lesser of \$30,000 and 50% of the amount of unpaid restitution awarded in the final order if the victim is an eligible adult.

2. Waiver. The administrator may waive the payment caps in subsection 1 for good cause shown.

3. Award limited. An award of restitution assistance under this subchapter may be made to only one claimant per victim.

Restitution assistance awards may be made under this subchapter only to victims awarded restitution in a final order issued on or after the effective date of this subchapter.

§16526. Conditions under which award of restitution assistance prohibited

The administrator may not award restitution assistance if:

1. Participating in or committing securities violation. The victim sustained the monetary injury primarily as a result of:

A. Participating or assisting in a securities violation; or

B. Attempting to commit or committing a securities violation;

2. Profit from securities violation. The victim profited or would have profited from a securities violation;

3. Previous restitution assistance. The victim has received restitution assistance under this subchapter in the previous 5 years; or

4. Final order overturned. An award of restitution in a final order is overturned on appeal.

§16527. Final order overturned; recovery of restitution assistance

If an award of restitution in a final order is overturned on appeal after restitution assistance under this subchapter has been paid, the administrator in the administrator's discretion may recover the restitution assistance from the claimant by order or may request that the Attorney General bring a civil action to recover the restitution assistance.

§16528. Award not subject to execution, attachment, garnishment or other process

A restitution assistance award made by the administrator under this subchapter is not subject to execution, attachment, garnishment or other process, except an execution, attachment, garnishment or other process brought by or on behalf of the State.

§16529. Claimant convicted of forgery, fraud, deception or falsification forfeits restitution assistance award; recovery

1. Conviction in connection with claim. A claimant convicted of any crime involving forgery, fraud, deception or falsification in connection with a claim made under this subchapter forfeits any restitution assistance award paid to the claimant under this subchapter.

2. Civil action for recovery. The administrator may request that the Attorney General bring a civil action in accordance with section 16603 to recover funds awarded to a claimant convicted of any crime involving forgery, fraud, deception or falsification in connection with a claim made under this subchapter.

§16530. Rights of State

1. Subrogation. The State is subrogated to the rights of a claimant awarded restitution assistance under this subchapter to the extent of the restitution assistance award made. The subrogation rights are against the person ordered to pay restitution to a victim for a securities violation.

2. Lien on recovery. The State is entitled to a lien in the amount of the restitution assistance award on any recovery made by or on behalf of a victim. The State

may assert its right to this amount in a separate action or intervene in an action brought by or on behalf of the victim.

§16531. Refund of excess award

A claimant shall refund to the administrator any amount of restitution received that when combined with the restitution assistance under this subchapter exceeds the restitution award in the final order.

§16532. Return of recovered money to fund

The administrator shall return to the fund any money recovered by the administrator under this subchapter.

§16533. Suspension of payment

If payment of restitution assistance under this subchapter would result in a fund balance below \$250,000, the administrator may suspend payment of claims or prorate payment of claims at the administrator's discretion until such time as the administrator determines a sufficient balance has been restored to the fund.

§16534. Rulemaking

The administrator may adopt rules pursuant to the Maine Administrative Procedure Act to carry out the purposes of this subchapter. Rules adopted under this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. 32 MRSA §16601, sub-§6, as enacted by PL 2005, c. 65, Pt. A, §2, is amended to read:

6. **Nonlapsing operating fund.** ~~There~~ Except as provided in section 16522, subsection 2, there is established an operating fund to be used to carry out the purposes of this chapter and any other statutory duties of the administrator. The operating fund consists of all annual renewal license fees for agents and investment adviser representatives received pursuant to this chapter. Any balance in the operating fund does not lapse, but must be carried forward to be used for the same purposes.

Sec. 3. **Transfers from available fiscal year 2022-23 Office of Securities Other Special Revenue Funds balances to Securities Restitution Assistance Fund.** The State Controller shall transfer \$350,000 from the available balance in the Department of Professional and Financial Regulation, Office of Securities Other Special Revenue Funds account to the Securities Restitution Assistance Fund established in the Maine Revised Statutes, Title 32, section 16522.

Sec. 4. **Appropriations and allocations.** The following appropriations and allocations are made.

**PROFESSIONAL AND FINANCIAL
REGULATION, DEPARTMENT OF
Securities Restitution Assistance Fund N328**

Initiative: Provides an allocation to the Securities Restitution Assistance Fund.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$882,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$882,000

See title page for effective date.

**CHAPTER 577
H.P. 1398 - L.D. 1888**

**An Act To Amend Laws
Affecting Sex Offenders and
Petitions for the Determination
of Parental Rights and
Responsibilities**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 19-A MRSA §1653, sub-§6-C is enacted to read:

6-C. Forensic risk assessment. Upon motion from either party or upon the court's own motion, the court may order a parent to complete a forensic risk assessment performed by a licensed clinical social worker, psychologist or psychiatrist qualified to conduct psychosexual evaluations.

A. In determining whether to order a forensic risk assessment, the court may consider:

- (1) The existence of any court findings, including but not limited to a criminal conviction, that the parent has committed a child-related sexual offense as defined in subsection 6-A, paragraph A or dissemination of sexually explicit material or possession of sexually explicit material as described in Title 17-A, chapter 12;
- (2) The existence of substantiated findings of abuse or neglect under Title 22, section 4004, subsection 2, paragraph C-1, or an equivalent finding from another state, against the parent involving a child-related sexual offense as defined in subsection 6-A, paragraph A or dissemination of sexually explicit material or possession of sexually explicit material as described in Title 17-A, chapter 12;
- (3) Whether a guardian ad litem appointed to the case recommends the assessment; and
- (4) Any other factor the court considers relevant.

B. The court may order that the person performing the forensic risk assessment may interview the parent who is the subject of the order and any other parent of the child and have access to court documents, records of any interview with the child and other relevant documents.

C. The court shall order that the parent ordered to complete the forensic risk assessment is responsible for any fees associated with the assessment unless another parent agrees to pay part or all of the fees.

D. If the parent ordered to complete the forensic risk assessment has completed an assessment in the past year, the court may order the parent to release that assessment to the court, the guardian ad litem or another party and may order the parent to complete a new assessment only if the court determines a new assessment is necessary.

See title page for effective date.

CHAPTER 578

H.P. 1400 - L.D. 1890

An Act To Equalize Sales Tax Treatment of Certain Vehicles

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA §1752, sub-§11, ¶B, as amended by PL 2021, c. 181, Pt. B, §§2 and 3, is further amended by amending subparagraph (3-A) to read:

(3-A) The sale, to a person primarily engaged in the business of renting automobiles, of ~~pickup~~ trucks or vans with a gross vehicle weight of less than 26,000 pounds, integral parts of such vehicles or accessories for such vehicles, for rental or for use in such a vehicle rented for a period of less than one year;

Sec. 2. 36 MRSA §1752, sub-§14, ¶A, as amended by PL 2019, c. 401, Pt. B, §5, is further amended by amending subparagraph (4) to read:

(4) In the case of the lease or rental for a period of less than one year of an automobile or of a ~~pickup~~ truck or van with a gross vehicle weight of less than 26,000 pounds rented from a person primarily engaged in the business of renting automobiles, the value is the total rental charged to the lessee and includes, but is not limited to, maintenance and service contracts, drop-off or pick-up fees, airport surcharges, mileage fees and any separately itemized charges on the rental agreement to recover the owner's estimated costs of the charges imposed by government authority for title fees, inspection fees, local excise tax and agent fees

on all vehicles in its rental fleet registered in the State. All fees must be disclosed when an estimated quote is provided to the lessee; and

Sec. 3. 36 MRSA §1752, sub-§17-B, as amended by PL 2013, c. 156, §2, is further amended to read:

17-B. Taxable service. "Taxable service" means the rental of living quarters in a hotel, rooming house or tourist or trailer camp; the transmission and distribution of electricity; the rental or lease of an automobile, a camper trailer, or a motor home, as defined in Title 29-A, section 101, subsection 40; the rental or lease of a ~~pickup~~ truck or van with a gross vehicle weight of less than 26,000 pounds from a person primarily engaged in the business of renting automobiles; the sale of an extended service contract on an automobile or truck that entitles the purchaser to specific benefits in the service of the automobile or truck for a specific duration; and the sale of prepaid calling service.

Sec. 4. 36 MRSA §1811, sub-§1, ¶D, as amended by PL 2019, c. 607, Pt. B, §5, is further amended by amending subparagraph (4), division (b) to read:

(b) A ~~pickup~~ truck or van with a gross vehicle weight of less than 26,000 pounds rented from a person primarily engaged in the business of renting automobiles; or

See title page for effective date.

CHAPTER 579

S.P. 666 - L.D. 1896

An Act To Allow Certain Bulk Sale Customers To Opt Out of Paper Delivery Tickets

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 10 MRSA §2624, sub-§4, as enacted by PL 1973, c. 91, §10, is amended to read:

4. Identity. The identity in the most descriptive terms commercially practicable, including any quality representation made in connection with the sale; and

Sec. 2. 10 MRSA §2624, as amended by PL 2001, c. 491, §2, is further amended by enacting at the end a new paragraph to read:

Notwithstanding any other provision of this section, a vendor using a bulk sale delivery system equipped with the capability of issuing an electronic receipt, ticket or other recorded representation for a bulk sale may give a purchaser the option to receive any information required under this section through electronic means, such as a cellular telephone, a computer or e-mail, in lieu of or in addition to a paper delivery ticket.

If the purchaser opts to receive information electronically, the vendor shall obtain the purchaser's consent in writing, which may be through electronic means.

See title page for effective date.

CHAPTER 580

H.P. 1454 - L.D. 1951

An Act Related to Hunting Dogs and Civil Trespass

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §10265, as amended by PL 2019, c. 501, §7, is further amended to read:

§10265. Landowner Relations Fund

The Landowner Relations Fund, referred to in this section as "the fund," is established within the department as a nonlapsing fund to be used by the commissioner to fund or assist in funding the landowner relations program established pursuant to section 10108, subsection 4-A and the Keep Maine Clean program established in section 10108, subsection 4-B. All funds from fees collected under section 10108, subsection 4-A, paragraph C and money accepted by the commissioner pursuant to section 10108, subsection 4-B must be deposited in the fund. Funds from fees collected under section 11163, subsection 3, after the deduction of any administrative costs incurred in collecting the fees, must be deposited in the fund. The fund receives any other funds appropriated or allocated to the fund. The commissioner may accept and deposit into the fund monetary gifts, donations or other contributions from public or private sources for the purposes specified in this section. The fund must be held separate and apart from all other money, funds and accounts.

Sec. 2. 12 MRSA §10657-A is enacted to read:

§10657-A. Civil trespass with hunting dog

1. Definitions. For the purposes of this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Dog handler" means a person involved in releasing a dog to pursue a wild animal, including but not limited to the owner of the dog and any person involved in transporting, loading, unloading, catching, restraining, releasing or tracking the dog.

B. "Turn a hunting dog loose" means to release or to be involved as a dog handler in the release of a dog to pursue a wild animal for the purposes of hunting the wild animal or in order to train the dog in hunting wild animals and includes but is not limited to the release of the dog to join other dogs already in pursuit of the wild animal.

2. Prohibition. While engaging in any activity regulated under this Part, a person may not turn a hunting dog loose in pursuit of a bear, coyote, bobcat, fox or raccoon:

A. Onto the property of another if:

(1) The landowner or the landowner's agent has personally communicated to a dog handler of the dog that the landowner does not want a hunting dog released onto that property; or

(2) The property is posted in accordance with Title 17-A, section 402, subsection 4 or in a manner reasonably likely to come to the attention of a person, unless a dog handler of the dog has express permission from the landowner or the landowner's agent to turn a hunting dog loose onto that property; or

B. In a manner that results in the hunting dog entering the property of another, if a hunting dog has been previously found on that property and any dog handler of the hunting dog has been notified in writing by a law enforcement officer within the previous 365 days that the landowner does not permit hunting dogs on that property.

3. Civil penalties. The following penalties apply to violations of this section.

A. A person who violates this section commits a civil violation for which a fine of not less than \$250 and not more than \$500 may be adjudged.

B. A person who violates this section after having been adjudicated of violating this section in the prior 365 days commits a civil violation for which a fine of not less than \$500 and not more than \$1,000 may be adjudged.

Sec. 3. 12 MRSA §10902, sub-§6, ¶I, as amended by PL 2013, c. 538, §7, is further amended to read:

I. Hunting bear over another person's bait without written permission of that person in violation of section 11301, subsection 1-A; ~~or~~

Sec. 4. 12 MRSA §10902, sub-§6, ¶J, as amended by PL 2013, c. 538, §8, is amended to read:

J. Hunting or any violation of section 10906 while that person's license is revoked; ~~or~~

Sec. 5. 12 MRSA §10902, sub-§6, ¶K is enacted to read:

K. A 2nd violation of civil trespass with a hunting dog in violation of section 10657-A.

Sec. 6. 12 MRSA §10902, sub-§7-D is enacted to read:

7-D. Civil trespass with hunting dog. The commissioner shall revoke the dog training and hunting permit of a person convicted or adjudicated of civil trespass

with a hunting dog in violation of section 10657-A, and that person is ineligible to obtain a dog training and hunting permit under section 11163 as follows:

- A. For a first offense, for a period of one year from the date of adjudication; and
- B. For a 2nd offense, for a period of 2 years from the date of adjudication.

Sec. 7. 12 MRSA §11163 is enacted to read:

§11163. Dog training and hunting permit

1. Permit required. Except as otherwise authorized pursuant to this Part, a person may not train a hunting dog on bear, fox or raccoon or hunt bear, coyote, bobcat, fox or raccoon with a dog without a valid dog training and hunting permit issued under this section. A person who is training or hunting with a dog under the supervision of and in the presence of a licensed guide who has a valid dog training and hunting permit is exempt from this subsection.

2. Issuance of permit. The commissioner or the commissioner's authorized agent shall issue a dog training and hunting permit to an applicant 16 years of age or older permitting the applicant to hunt with or train dogs. A person under 16 years of age may, without a dog training and hunting permit, hunt with or train dogs in accordance with this Part.

3. Fee. The fee for a dog training and hunting permit is \$12.

4. Violations. The following penalties apply to violations of this section.

- A. A person who violates this section commits a civil violation for which a fine of not less than \$100 and not more than \$500 may be adjudged.
- B. A person who violates this section after having been adjudicated as having committed 3 or more civil violations under this Part within the previous 5-year period commits a Class E crime.

Sec. 8. 12 MRSA §11228, sub-§1, as enacted by PL 2011, c. 432, §2, is amended to read:

1. Collar required. A person may not hunt with a dog in pursuit of bear, coyote or bobcat, fox or raccoon unless the dog has a collar with a functioning global positioning system tracker and a collar that legibly provides the name, telephone number and address of the owner of that dog. For purposes of this subsection, "global positioning system tracker" means an electronic device that allows a person hunting with a dog to track the dog's location at all times.

- A. A person who violates this subsection commits a civil violation for which a fine of not less than \$100 or more than \$500 may be adjudged.
- B. A person who violates this subsection after having been adjudicated as having committed 3 or

more civil violations under this Part within the previous 5-year period commits a Class E crime.

Sec. 9. 12 MRSA §11228, sub-§2, as enacted by PL 2011, c. 432, §2, is amended to read:

2. Limit on number of dogs. A person or persons may not use more than 6 dogs at any one time to hunt coyotes, foxes, raccoons or bobcats. A person who violates this subsection commits a Class E crime.

Sec. 10. 12 MRSA §12051, sub-§2-A is enacted to read:

2-A. Collar requirements. A person may not train a dog on bear, fox or raccoon unless the dog has a collar with a functioning global positioning system tracker and a collar that legibly provides the name, telephone number and address of the owner of that dog. For purposes of this subsection, "global positioning system tracker" means an electronic device that allows a person hunting with a dog to track the dog's location at all times.

A. A person who violates this subsection commits a civil violation for which a fine of not less than \$100 and not more than \$500 may be adjudged.

B. A person who violates this subsection after having been adjudicated as having committed 3 or more civil violations under this Part within the previous 5-year period commits a Class E crime.

Sec. 11. 12 MRSA §12051, sub-§2-B is enacted to read:

2-B. Permit requirement. A person may not train a dog in pursuit of a bear, fox or raccoon unless that person has a valid dog training and hunting permit in accordance with section 11163. A person who violates this subsection is subject to the penalties provided in section 11163.

Sec. 12. Appropriations and allocations. The following appropriations and allocations are made.

**INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF**

Landowner Relations Fund Z140

Initiative: Provides allocation for expenditures to assist the landowner relations program.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$18,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$18,000

See title page for effective date.

**CHAPTER 581
H.P. 1467 - L.D. 1972**

**An Act To Implement the
Recommendations of the Right
To Know Advisory Committee
Concerning Public Records
Exceptions Related to Research
and Aquaculture Leases**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 12 MRSA §6072, sub-§10, ¶D, as amended by PL 2013, c. 512, §1, is further amended to read:

D. The lessee shall annually submit to the department a seeding and harvesting report for the past year and a seeding and harvesting plan for the coming year. Upon written request, the department shall provide a copy of the report to the municipality or municipalities in which or adjacent to which the lease is located. The seeding and harvesting reports submitted by a lessee under this paragraph are considered confidential statistics for the purposes of section 6173. A copy of a report provided to a municipality pursuant to this paragraph is confidential.

See title page for effective date.

**CHAPTER 582
H.P. 1476 - L.D. 1990**

**An Act Allowing Electric-
powered School Buses To Have
Distinctively Colored Bumpers,
Wheels and Rub Rails and
Allowing Public Service
Vehicles To Be Equipped with
a Flashing Green Auxiliary
Light**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 29-A MRSA §2054, sub-§2, ¶C, as amended by PL 2021, c. 205, §1, is further amended by enacting a new subparagraph (2-B) to read:

(2-B) A public service vehicle may be equipped with a flashing green auxiliary light mounted on top of the vehicle in such a manner as to emit a green light over a 360-degree angle. A flashing green auxiliary light on a public service vehicle equipped in accordance with this subparagraph may be used only when assisting members of the public or law enforcement officers with a disabled vehicle.

loading a vehicle onto a wrecker, removing debris from a roadway or constructing, maintaining, inspecting or repairing utility infrastructure.

Sec. 2. 29-A MRSA §2302, sub-§1, ¶B, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

B. Must have no other lettering on the front or rear, except lettering not more than 4 inches high indicating an emergency exit and a bus number and lettering from the original manufacturer;

Sec. 3. 29-A MRSA §2302, sub-§1, ¶C, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

C. Must be painted national school bus glossy yellow, except that the hood may be lusterless black and the wheels and rub rails may be glossy black or, if the bus is an electric-powered school bus, the color painted by the original manufacturer;

Sec. 4. 29-A MRSA §2302, sub-§1, ¶D, as enacted by PL 1993, c. 683, Pt. A, §2 and affected by Pt. B, §5, is amended to read:

D. Must have bumpers of glossy black unless painting is impracticable through use of rubber, reflective material or other devices or unless the bus is an electric-powered school bus and the bumpers were painted a different color by the original manufacturer;

See title page for effective date.

**CHAPTER 583
H.P. 1502 - L.D. 2020**

**An Act To Implement
Recommendations Regarding
the Regulation of Firefighting
or Fire-suppressing Foams to
Which Perfluoroalkyl and
Polyfluoroalkyl Substances
Have Been Intentionally Added**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 38 MRSA §424-C, sub-§4, as enacted by PL 2021, c. 449, §1, is amended to read:

4. Manufacture, sale and distribution prohibited. Beginning January 1, 2022, a person may not manufacture, sell, offer for sale, distribute for sale or distribute for use in the State a firefighting or fire-suppressing foam to which PFAS have been intentionally added, except when:

A. Such foam is manufactured, sold or distributed for use at an oil terminal facility in the State. As

used in this paragraph, "oil terminal facility" has the same meaning as in section 542, subsection 7.

This paragraph is repealed January 1, 2025; ~~or~~

B. Such foam is manufactured, sold or distributed for use at an airport in the State, as long as the foam is required by federal law or regulation to be used at airports for firefighting or fire-suppressing purposes, including, but not limited to, as required by 14 Code of Federal Regulations, Section 139.317 as that section existed on January 1, 2021. If, on or after January 1, 2022, no federal law or regulation requires the use of such foam at airports for firefighting or fire-suppressing purposes, the exception in this paragraph to the prohibition in this subsection does not apply; ~~or~~

C. Such foam is manufactured, sold or distributed for a marine defense application and the use of the foam is required by the United States Department of Defense.

A person that manufactures for sale or distribution in the State a firefighting or fire-suppressing foam shall, upon the request of the department, provide the department with a certificate of compliance certifying that the foam does not contain intentionally added PFAS or is excepted from the prohibition in this subsection under paragraph A, B or C.

Sec. 2. 38 MRSA §424-C, sub-§5, as enacted by PL 2021, c. 449, §1, is amended to read:

5. Notice and recall. Except as provided in subsection 4, paragraph A ~~or~~, B or C, 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:

A. Provide written notification regarding the prohibition in subsection 4 to any person in the State that, prior to January 1, 2022, received such foam from the manufacturer for sale, distribution or use in the State; and

B. Issue a recall of all such foam, which must include a process by which a person in the State that received such foam will be reimbursed by the manufacturer for the recalled foam.

See title page for effective date.

**CHAPTER 584
S.P. 167 - L.D. 379**

**An Act To Establish the Maine
State Cemetery Preservation
Commission**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §12004-I, sub-§2-H is enacted to read:

2-H.

Cemeteries Maine State Cemetery Not Authorized 13 MRSA
Preservation Commission §1374

Sec. 2. 13 MRSA §1374 is enacted to read:

§1374. Maine State Cemetery Preservation Commission

The Maine State Cemetery Preservation Commission, referred to in this section as "the cemetery preservation commission," is established by Title 5, section 12004-I, subsection 2-H to provide advice and education regarding matters related to preserving cemeteries.

1. Members. The cemetery preservation commission has the following 10 members:

A. Two members representing a statewide association dedicated to the preservation of neglected cemeteries, appointed by its board of directors;

B. Two members representing a statewide association of cemetery directors and supervisors, appointed by its board of directors;

C. One member representing a statewide association representing municipalities, appointed by its board of directors;

D. One member representing a statewide association of town clerks, appointed by its board of directors;

E. One member representing a statewide association of funeral directors, appointed by its board of directors;

F. The Director of the Maine Bureau of Veterans' Services within the Department of Defense, Veterans and Emergency Management, or the director's designee;

G. One member representing a statewide association of real estate brokers, appointed by its board of directors; and

H. One member representing a statewide historical society, appointed by its board of directors.

2. Optional member. 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 may jointly appoint as a member of the cemetery preservation commission an individual who is a member of a federally recognized Indian nation, tribe or band in the State.

3. Duties. The cemetery preservation commission may:

A. Advise and educate municipalities and property owners about the existence of burying grounds and cemeteries and the laws applicable to burying grounds and cemeteries;

B. Advise and educate municipalities, property owners and owners of burying grounds and cemeteries on the proper care and preservation of graves, gravestones, walls and fences in and around burying grounds and cemeteries; and

C. Review statutes applicable to burying grounds and cemeteries and provide information to the Legislature on recommended changes.

4. Bureau's duties. Notwithstanding subsection 3, the duties of the Department of Defense, Veterans and Emergency Management, Maine Bureau of Veterans' Services are limited to arranging for and attending cemetery preservation commission meetings and must be accomplished within existing resources.

5. Bylaws. The members shall adopt bylaws within one year of the effective date of this section. The bylaws must provide for the regulation and management of the affairs of the cemetery preservation commission and must establish the terms of office, including staggering the initial terms, the method for selecting a chair and the method for filling a vacancy on the cemetery preservation commission. The bylaws may be amended at any time by the affirmative vote of a majority of members.

See title page for effective date.

CHAPTER 585

H.P. 1383 - L.D. 1873

An Act Related to Airboats

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §13068-A, sub-§10, ¶A-2, as enacted by PL 2021, c. 166, §1, is amended by amending the last blocked paragraph to read:

This paragraph is repealed on September 30, 2022 2023.

Sec. 2. Stakeholder group; department action; report. The Commissioner of Inland Fisheries and Wildlife and the Commissioner of Marine Resources, referred to in this section as "the commissioners," shall reconvene the stakeholder group convened

pursuant to Public Law 2021, chapter 166 to continue its discussions regarding issues related to airboat noise levels.

1. Staffing. The commissioners shall provide necessary staffing services to the stakeholder group.

2. Department actions. The Department of Inland Fisheries and Wildlife, referred to in this section as "the department," shall seek ways to increase water access points for shellfish harvesters and shall monitor the noise decibel levels of airboats.

3. Report. The department shall provide a report that includes its findings, any findings of the stakeholder group, a list of stakeholders that participated in the stakeholder group meetings and any recommendations of the department or the stakeholder group, including any proposed statutory changes if needed, to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters by January 3, 2024. The committee may report out a bill related to airboats to the Second Regular Session of the 131st Legislature.

See title page for effective date.

CHAPTER 586

H.P. 1368 - L.D. 1847

An Act To Prohibit a Public Utility from Terminating or Disconnecting Service to a Public Safety Facility without Advance Notice and Approval

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, continuous utility services are increasingly essential to the operation of Maine's public safety facilities; and

Whereas, on at least 2 occasions public safety facilities in Maine have been disconnected or nearly disconnected due to billing errors and without advance notice; and

Whereas, the purpose of this legislation is to ensure that public safety facilities receive adequate notice of terminations or disconnections of utility services; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 35-A MRSA §102, sub-§12-B is enacted to read:

12-B. Public safety facility. "Public safety facility" has the same meaning as in Title 30-A, section 5222, subsection 14-A.

Sec. 2. 35-A MRSA §719 is enacted to read:

§719. Termination of utility services for public safety facilities for nonpayment of rates, fees or charges for utility service

1. Termination. A public utility may not terminate or disconnect a public safety facility's utility service for nonpayment of rates, fees or charges for utility service unless the public utility has:

A. Provided written notice to the municipal or plantation government using the public safety facility of the public utility's intention to terminate or disconnect the public safety facility's utility service at least 60 days before the termination or disconnection date;

B. Obtained from the commission written authorization to terminate or disconnect the public safety facility's utility service; and

C. Obtained from the Department of Public Safety written authorization to terminate or disconnect the public safety facility's utility service.

2. Penalties. Notwithstanding section 1508-A, subsection 1, the commission shall impose an administrative penalty on a public utility that violates this section in accordance with this subsection.

A. For violations of this section by a public utility, the commission shall impose an administrative penalty for each violation in an amount between 0.1% and 0.25% of the annual gross revenue that the public utility received from sales in the State. Each day a violation continues constitutes a separate offense. The maximum administrative penalty for any related series of violations under this paragraph may not exceed 5% of the annual gross revenue that the public utility received from sales in the State.

B. For a violation in which a public utility was explicitly notified by the commission that it was not in compliance with the requirements of this section and that failure to comply could result in the imposition of administrative penalties, the commission shall impose an additional administrative penalty of an amount between 0.1% and 0.25% of the annual gross revenue for each violation.

C. In determining the amount of an administrative penalty under this subsection, the commission shall take into account the considerations in section 1508-A, subsection 2.

3. Rules. The commission shall adopt or amend rules to implement this section. The commission shall ensure that any process or system changes made by a public utility to comply with this section are cost effective, result in operation and maintenance costs that are prudent and reasonable and do not involve capital investment. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. In adopting rules pursuant to this subsection, the commission shall consult with the Department of Public Safety and a statewide organization representing municipal interests in the State.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 12, 2022.

CHAPTER 587

S.P. 633 - L.D. 1858

An Act Regarding Delegating Authority for Services Performed by Emergency Medical Services Personnel in Health Care Facilities

Emergency preamble. **Whereas,** acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, current law authorizes licensed emergency medical services persons to provide medical services in hospital settings under delegated authority if certain criteria are met; and

Whereas, the authority of licensed emergency medical services persons who work in other health care facility settings to provide medical services in those settings under delegated authority is unclear; and

Whereas, the authority of licensed emergency medical services persons to work in health care settings, including approved pilot projects, must be clarified as soon as possible; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 32 MRSA §85, sub-§7, as enacted by PL 2019, c. 609, §1, is amended to read:

7. Delegation. This chapter may not be construed to prohibit a person licensed as an emergency medical services person from rendering medical services in a

hospital or other health care facility setting if those services are:

- A. Rendered in the person's capacity as an employee of the hospital or health care facility;
- B. Authorized by the hospital or health care facility; and
- C. Delegated in accordance with section 2594-A or 3270-A.

Sec. 2. Critical access integrated paramedic projects. Notwithstanding any provision of law to the contrary and as authorized in accordance with the Maine Revised Statutes, Title 32, chapter 2-B, an emergency medical services person is authorized to provide the services described in the application approved by the Emergency Medical Services' Board on October 6, 2021 for a pilot project to be implemented in the Town of Jackman, jointly sponsored by North East Mobile Health Services, St. Joseph Hospital, Penobscot Community Health Center and the Town of Jackman and known as "the Maine EMS Critical Access Integrated Paramedic (CAIP) Pilot Project," for as long as the project remains approved by the Emergency Medical Services' Board.

Sec. 3. Development of guidance for emergency medical services persons acting under delegated authority. The Board of Licensure in Medicine and the Board of Osteopathic Licensure, in consultation with the Emergency Medical Services' Board and interested stakeholders, shall develop guidance under which physicians and physician assistants may delegate activities pursuant to the Maine Revised Statutes, Title 32, sections 2594-A and 3270-A to an individual acting contemporaneously pursuant to a contractual arrangement as a medical assistant under delegated authority and as an emergency medical services person under a license issued in accordance with Title 32, section 82. The guidance for the contractual arrangements required to be developed by this section must address the legal relationship of the parties to such arrangements, the appropriate settings for the arrangements, the scope and extent of supervision under delegated authority for the arrangements and any education and training requirements for persons acting under delegated authority pursuant to the arrangements. The boards shall submit a report including the guidance and any recommendations for necessary statutory changes to the joint standing committee of the Legislature having jurisdiction over physician licensing matters no later than January 31, 2023. The committee may submit legislation related to the report to the First Regular Session of the 131st Legislature.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 12, 2022.

CHAPTER 588
S.P. 702 - L.D. 1966

An Act To Facilitate Access to Heating Assistance

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, COVID-19 has decreased in-person access to community action agencies that administer fuel assistance; and

Whereas, individuals must apply annually for fuel assistance; and

Whereas, there is currently no online application for fuel assistance; and

Whereas, this legislation requires the Maine State Housing Authority to adopt rules requiring that online applications for fuel assistance be accepted beginning no later than the next winter season; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §4992, sub-§4, as enacted by PL 1991, c. 622, Pt. J, §23 and affected by §25, is amended to read:

4. Availability standards. Standards requiring local program operators and administrators to be available to the general public for a minimum specified period of time each week; ~~and~~

Sec. 2. 30-A MRSA §4992, sub-§5, as enacted by PL 1991, c. 622, Pt. J, §23 and affected by §25, is amended to read:

5. Expeditious provision of assistance standards. Standards that ensure that qualified program recipients are expeditiously provided with assistance by the local program operator or administrator; and

Sec. 3. 30-A MRSA §4992, sub-§6 is enacted to read:

6. Application. Standards that, beginning no later than the 2022-23 winter season, require local program operators and administrators to accept online applications for the fuel assistance program. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 12, 2022.

CHAPTER 589

H.P. 1399 - L.D. 1889

An Act To Amend the Whistleblowers' Protection Act To Ensure Coverage in Unionized Workplaces

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 26 MRSA §837, as enacted by PL 1983, c. 452 and reallocated by c. 583, §15, is repealed.

See title page for effective date.

CHAPTER 590

H.P. 1465 - L.D. 1970

An Act To Implement Agency Recommendations Relating to Sea Level Rise and Climate Resilience Provided Pursuant to Resolve 2021, Chapter 67

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 12 MRSA §685-B, sub-§1-A, ¶A, as amended by PL 2001, c. 402, §4, is repealed and the following enacted in its place:

A. A permit is not required for the repair and maintenance of an existing road culvert or for the replacement of an existing road culvert, including ancillary culverting activities such as excavation and filling, as long as:

- (1) Erosion control measures are taken to prevent sedimentation of the water;
- (2) The road culvert does not block passage for fish in flowing water; and
- (3) For replacements of existing road culverts crossing flowing water:
 - (a) The replacement culvert is designed, installed and maintained to match the natural grade of the channel bed of the water to avoid drops or perching; and
 - (b) As site conditions allow, culverts that are not open bottomed are embedded in the channel bed of the water a minimum

of one foot or at least 25% of the culvert or other structure's diameter, whichever is greater, except that a culvert does not have to be embedded more than 2 feet.

For purposes of this paragraph, "repair and maintenance" includes, but is not limited to, the riprapping of side slopes or culvert ends; removing debris and blockages within the culvert structure and at its inlet and outlet; and installing or replacing culvert ends if less than 50% of the culvert structure is being replaced;

Sec. A-2. 12 MRSA §685-B, sub-§4, ¶C, as amended by PL 2011, c. 682, §19, is repealed and the following enacted in its place:

C. Adequate provision has been made for fitting the proposal harmoniously into the existing natural environment in order to ensure there will be no undue adverse effect on existing uses, scenic character and natural and historic resources in the area likely to be affected by the proposal.

(1) In making a determination under this paragraph regarding whether an applicant has made adequate provision for fitting the proposal harmoniously into the existing natural environment, the commission may consider the effect of at least 1.5 feet of sea level rise by 2050 and 4 feet of relative sea level rise by 2100 as specified by the commission by rule adopted pursuant to section 685-A, subsection 3.

(2) In making a determination under this paragraph regarding development to facilitate withdrawal of groundwater, the commission shall consider the effects of the proposed withdrawal on waters of the State, as defined by Title 38, section 361-A, subsection 7; water-related natural resources; and existing uses, including, but not limited to, public or private wells, within the anticipated zone of contribution to the withdrawal. In making findings under this subparagraph, the commission shall consider both the direct effects of the proposed withdrawal and its effects in combination with existing water withdrawals.

(3) In making a determination under this paragraph regarding a community-based offshore wind energy project, the commission shall consider the project's effects on scenic character and existing uses related to scenic character in accordance with Title 35-A, section 3452.

(4) In making a determination under this paragraph regarding a wind energy development, as defined in Title 35-A, section 3451, subsection 11, that is not a grid-scale wind energy development, that has a generating capacity of 100 kilowatts or greater and that is proposed

for location within the expedited permitting area, the commission shall consider the development's or project's effects on scenic character and existing uses relating to scenic character in the manner provided for in Title 35-A, section 3452:

Sec. A-3. 30-A MRSA §4301, sub-§4-A, as enacted by PL 2001, c. 578, §2, is amended to read:

4-A. Critical rural area. "Critical rural area" means a rural area that is specifically identified and designated by a municipality's or multimunicipal region's comprehensive plan as deserving maximum protection from development to preserve natural resources and related economic activities that may include, but are not limited to, significant farmland, forest land or mineral resources; high-value wildlife or fisheries habitat; scenic areas; public water supplies; scarce or especially vulnerable natural resources; flood buffer areas and flood-prone areas; and open lands functionally necessary to support a vibrant rural economy.

Sec. A-4. 30-A MRSA §4301, sub-§8-A is enacted to read:

8-A. Local climate action plan. "Local climate action plan" means a planning and decision-making document adopted by a municipality or multimunicipal region that:

A. Includes compiled information regarding climate and health risks;

B. Includes an evaluation of options for addressing climate and health risks by individuals, committees or offices in local or regional government that are responsible for planning, implementing and monitoring activities that reduce climate risk, build resilience to natural hazards and improve health and community capacity to manage crises; and

C. Is produced using community dialogue and participation in a manner that ensures the input and needs of the community's most vulnerable citizens are elevated and prioritized.

Sec. A-5. 30-A MRSA §4301, sub-§14-B, as enacted by PL 2001, c. 578, §6, is amended to read:

14-B. Rural area. "Rural area" means a geographic area that is identified and designated in a municipality's or multimunicipal region's comprehensive plan as an area that is deserving of some level of regulatory protection from unrestricted development for purposes that may include, but are not limited to, supporting agriculture, forestry, mining, open space, erosion mitigation, water retention, wildlife habitat, fisheries habitat and scenic lands, and away from which most development projected over 10 years is diverted.

Sec. A-6. 30-A MRSA §4326, sub-§1, ¶J, as enacted by PL 1989, c. 104, Pt. A, §45 and Pt. C, §10, is amended to read:

J. Land use information describing current and projected development patterns; ~~and~~

Sec. A-7. 30-A MRSA §4326, sub-§1, ¶K, as enacted by PL 1989, c. 104, Pt. A, §45 and Pt. C, §10, is amended to read:

K. An assessment of capital facilities and public services necessary to support growth and development and to protect the environment and health, safety and welfare of the public and the costs of those facilities and services; ~~and~~

Sec. A-8. 30-A MRSA §4326, sub-§1, ¶L is enacted to read:

L. For a municipality or multimunicipal region that has adopted a local climate action plan, a climate vulnerability assessment specific to the municipality or multimunicipal region prepared by the municipality or multimunicipal region.

Sec. A-9. 30-A MRSA §4326, sub-§4-B is enacted to read:

4-B. Addressing climate risks and building resilience to natural hazards. A municipality or multimunicipal region may include in its comprehensive plan projections regarding risks posed by climate change as identified in its climate vulnerability assessment prepared pursuant to subsection 1, paragraph L and the potential effects of those risks on buildings, transportation infrastructure, sewage treatment facilities and other relevant municipal, multimunicipal or privately held infrastructure, property or protected natural resources and may develop a coordinated plan for addressing those risks and for building resilience to natural hazards.

As used in this subsection, "protected natural resource" has the same meaning as in Title 38, section 480-B, subsection 8.

Sec. A-10. 30-A MRSA §4346, 2nd ¶, as amended by PL 2011, c. 655, Pt. JJ, §20 and affected by §41, is further amended to read:

The department may enter into financial assistance grants only to the extent that funds are available. In making grants, the department shall consider the need for planning in a municipality or multimunicipal region, the proximity of the municipality or multimunicipal region to other areas that are conducting or have completed the planning process and the economic and geographic role of the municipality or multimunicipal region within a regional context. The department shall give priority in making grants to any municipality or multimunicipal region that has adopted a local climate action plan and, if the municipality or multimunicipal region has adopted a comprehensive plan or growth management program, prepared a climate vulnerability assessment pursuant to section 4326, subsection 1, paragraph L. The department may consider other criteria in making grants, as long as the criteria support the goal

of encouraging and facilitating the adoption and implementation of local and multimunicipal growth management programs consistent with the procedures, goals and guidelines established in this subchapter. In order to maximize the availability of the technical and financial assistance program to all municipalities, multimunicipal regions and regional councils, financial assistance programs administered competitively under this article are exempt from rules adopted by the Department of Administrative and Financial Services pursuant to Title 5, section 1825-C for use in the purchase of services and the awarding of grants and contracts. The department shall publish a program statement describing its grant program and advertising its availability to eligible applicants.

PART B

Sec. B-1. 38 MRSA §484, sub-§3, ¶I is enacted to read:

I. In determining whether a developer has made adequate provision for fitting the development harmoniously into the existing natural environment, the department may consider the effect of at least 1.5 feet of relative sea level rise by 2050 and 4 feet of relative sea level rise by 2100 as specified by the department by rule adopted pursuant to section 489-E.

Sec. B-2. 38 MRSA §1310-N, sub-§2-F, ¶C, as repealed and replaced by PL 1993, c. 680, Pt. A, §37, is amended to read:

C. The applicant has made adequate provision for fitting the proposed solid waste facility harmoniously into the existing natural environment and the proposed solid waste facility will not unreasonably adversely affect existing uses, scenic character, air quality, water quality or other natural resources in the municipality or in neighboring municipalities. In determining whether an applicant has made adequate provision for fitting the proposed solid waste facility harmoniously into the existing natural environment, the department may consider the effect of at least 1.5 feet of relative sea level rise by 2050 and 4 feet of relative sea level rise by 2100 as specified by the department by rule. Rules adopted by the department pursuant to this paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

**CHAPTER 591
H.P. 1396 - L.D. 1886**

**An Act To Repeal the Law
Regarding the County Jail
Reimbursement Fee**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 17-A MRSA §1502, sub-§2, ¶G, as enacted by PL 2019, c. 113, Pt. A, §2, is repealed.

Sec. 2. 17-A MRSA §1751, as enacted by PL 2019, c. 113, Pt. A, §2, is repealed.

Sec. 3. 17-A MRSA §2306, sub-§1, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

1. Time detained for failure to appear for a default hearing. An individual arrested and detained for failing to appear for a hearing to explain nonpayment of a fine, a county jail reimbursement fee or restitution or to explain nonperformance of community service work who subsequently is committed by the court conducting the default hearing to the custody of a jail for an unexcused default must receive a day-for-day deduction from the length of the confinement specified in the court's order for each day detained as a result of the arrest pursuant to section 1711, subsection 4; ~~section 1751, subsection 6~~; section 2015, subsection 3; or section 2033, subsection 6.

See title page for effective date.

**CHAPTER 592
S.P. 608 - L.D. 1750**

**An Act To Create a
Framework for Maine's Spirits
Contract**

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 28-A MRSA §90, as enacted by PL 2013, c. 269, Pt. A, §4 and amended by c. 368, Pt. V, §61, is repealed and the following enacted in its place:

§90. Contract for wholesale spirits activities and marketing

1. Statement of purpose. The Legislature finds that it is in the public interest to continue to maximize growth in the State's wholesale spirits business while ensuring that growth in revenue from the business is achieved in a socially responsible manner. The contracting of the operations of the wholesale spirits business serves this purpose and provides the State's agency

liquor store partners with effective and efficient services in order to responsibly serve consumers of spirits in the State.

2. Contract for spirits administration and trade marketing. Upon the expiration or termination of all contracts for the operation of the State's wholesale spirits business in effect on January 1, 2022, the commissioner shall enter into a single 10-year contract for spirits administration and spirits trade marketing in accordance with the requirements in this section.

3. Competitive bid process. A contract described in subsection 2 must be awarded pursuant to a competitive bid process in a manner consistent with the process described in Title 5, chapter 155, subchapter 1-A.

4. Request for proposals. The commissioner shall develop a request for proposals for the competitive bid process required under subsection 3 designed to encourage vigorous bidding. The request for proposals must:

A. Inform potential bidders of the State's target gross revenue profit margin over the term of the contract;

B. Instruct potential bidders to propose the scope of spirits administration and spirits trade marketing services that will be provided and the fee for those services expressed as a percentage of revenue generated by the wholesale business;

C. Direct potential bidders to indicate whether subcontractors will be used for any portion of the services described in paragraph B and to identify those subcontractors;

D. Inform potential bidders that they may propose incentives intended to encourage responsible growth of revenue and enhanced efficiencies in services provided; and

E. Require each bidder to affirm that neither the bidder nor any of the principal officers of the bidder has a direct financial interest in a license or permit in this State or another state for the manufacture of spirits, other than a minor investment in not more than 1% of the securities of a business entity that holds such a license or permit.

5. Information provided by bidder. A bidder seeking consideration of the award of a contract pursuant to this section shall:

A. Demonstrate the bidder's knowledge of the wholesale liquor business, the alcoholic beverage industry or a related field as well as the bidder's experience or knowledge, if any, of the responsible marketing of liquor;

B. Propose the bidder's marketing strategies and the scope of the spirits administration services the bidder will provide as well as the fee for those strategies and services expressed as a percentage of revenue generated by the wholesale business;

C. Identify the strategies and services proposed in paragraph B for which the bidder may use a subcontractor and identify those subcontractors;

D. Demonstrate the bidder's financial capacity and access to capital to maintain the strategies and services proposed in paragraph B;

E. Demonstrate the bidder's capabilities for providing transportation and distribution of spirits to agency liquor stores, which must include:

(1) Delivery vehicles with the appropriate capacity to deliver spirits to the full range of agency liquor stores, including both large and small stores;

(2) Drivers with the requisite driver's license credentials to drive all sizes of delivery vehicles;

(3) The ability to make deliveries to agency liquor stores on at least 250 days per year; and

(4) The ability to provide the minimum number of deliveries established in the request for proposals per week to each store, which may not be less than 2;

F. Demonstrate the bidder's warehousing capacity and ability to expand its warehousing capacity over the term of the contract. The bidder shall propose bailment rates and related fees that the bidder proposes to charge spirits suppliers;

G. Describe the bidder's information technology capabilities, which must include methods for processing orders and invoices, inventory management and sales data analysis;

H. Describe the bidder's plan for enhancing services to spirits suppliers and agency liquor stores;

I. Describe the bidder's business plan to provide services in a manner that will assist the State in achieving a responsible growth rate for the wholesale spirits business;

J. Demonstrate the positive impact on the economy, employment and state revenues that the bidder's overall proposal will provide;

K. Demonstrate that the bidder, any principal officer of the bidder and any named subcontractor have not been found to have violated any state or federal law or rule governing the manufacture, distribution or sale of spirits; and

L. Affirm that neither the bidder nor any of the principal officers of the bidder has a direct financial interest in a license or permit in this State or another state for the manufacture of spirits, other than a minor investment in not more than 1% of the securities of a business entity that holds such a license or permit.

In addition to the requirements of paragraphs A to L, the commissioner, in order to ensure that the objective of maximizing growth in the State's wholesale spirits business is achieved, may require a bidder to provide additional information, including disclosure of the potential of a bidder's direct and substantial conflict of interest with the State's financial interest.

6. Award criteria and issuance of contract. The commissioner shall choose the best-value bidder in conformity with Title 5, section 1825-B, subsection 7 and shall consider as criteria for award the information required to be provided in subsection 5. The commissioner may not award the contract to a bidder that holds or has a direct financial interest in, or that has a principal officer that holds or has a direct financial interest in, a license or permit in this State or another state to manufacture spirits. A minor investment in not more than 1% of the securities of a business entity that holds a license or permit in this State or another state to manufacture spirits does not constitute a financial interest prohibited by this subsection.

The commissioner shall ensure that the following criteria are met before entering into a contract:

A. That revenue to the State from the sale of spirits is predictable over the term of the contract;

B. That revenue from the sale of spirits will be maximized by the issuance of the contract and achieved through efficiency of services;

C. That the bidder has demonstrated that services provided to agency liquor stores will be enhanced; and

D. That, upon execution of the contract, the disruption of services to agency liquor stores and spirits suppliers will be minimal or absent.

7. Mandatory contract provisions. A contract entered into with a successful bidder in accordance with this section must:

A. Require that the person awarded the contract submit to the bureau, in a manner determined by the bureau, an annual report audited by an independent 3rd party. The bureau, following receipt of the report, shall provide the report annually to the joint standing committees of the Legislature having jurisdiction over appropriations and financial affairs and alcoholic beverages matters;

B. Prohibit the person awarded the contract from engaging in activities reserved for agency liquor stores licensed as reselling agents to provide spirits to establishments licensed for on-premises consumption;

C. Include provisions that allow for ongoing performance standards review so that deficiencies in such standards may result in amendments to the contract or nullification. Performance standards

subject to contract amendments or nullification include:

(1) Working in partnership with the State to achieve the goal of a responsible growth rate for the wholesale spirits business as negotiated with the successful bidder at the time of award;

(2) Transparency in annual reporting and conformance to the reporting requirements established in consultation with the successful bidder throughout the term of the contract by the bureau; and

(3) Responsiveness to the service needs of agency liquor stores;

D. Include provisions establishing standards of efficiency and quality of operations; and

E. Require that the bureau approve all bailment rates and related fees.

8. Extension. The commissioner and a successful bidder awarded a contract under this section may agree to a single extension of the existing terms of the contract for a period of no more than 3 years following the end of the original 10-year contract term.

9. Price regulation. Notwithstanding any other provision of this section to the contrary, the State shall regulate the wholesale and retail prices of all spirits sold in the State.

Sec. A-2. No effect on existing contracts. Nothing in this Act is intended to affect the validity of or cause a premature termination of the spirits administration and spirits trade marketing contracts under the Maine Revised Statutes, Title 28-A, section 90 that were in effect on the day prior to the effective date of this Act.

PART B

Sec. B-1. 28-A MRSA §83-C, sub-§5, as enacted by PL 2013, c. 476, Pt. A, §9, is repealed.

Sec. B-2. 28-A MRSA §606, sub-§4-A, as amended by PL 2019, c. 404, §10, is repealed and the following enacted in its place:

4-A. Discount rates for agency liquor stores; rulemaking. Beginning July 1, 2014, the bureau shall set the wholesale price of spirits, which is the price an agency liquor store pays to purchase spirits, at a minimum discount of 12% off the retail price. Upon the expiration or termination of all contracts for the operation of the State's wholesale spirits business in effect on January 1, 2022, the bureau shall set the wholesale price of spirits, which is the price an agency liquor store pays to purchase spirits, at a minimum discount of 18% off of the retail price.

The bureau by rule may establish discount rates greater than the minimum discount rates established in this subsection, including:

A. Graduated discount rates, which must be structured in a way that does not adversely affect agency liquor stores that stock a low level of inventory; and

B. Increased discount rates to be awarded as part of a sales incentive program for agency liquor stores. In adopting a sales incentive program under this paragraph, the bureau shall consider the effect of the sales incentive program on state revenue and on any pending or existing contracts awarded under section 90.

Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. B-3. Report on discount rate rulemaking. The Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations shall submit a report to the joint standing committee of the Legislature having jurisdiction over alcoholic beverages matters no later than February 1, 2023 describing the steps taken by the bureau after the effective date of this Act to adopt or amend or to propose to adopt or amend rules governing the wholesale prices of spirits under the Maine Revised Statutes, Title 28-A, section 606, subsection 4-A, including rules establishing graduated discount rates or a sales incentive program for agency liquor stores. The report must include a copy of any rules finally adopted after the effective date of this Act or a description of the substance of the rules that the bureau has proposed or intends to propose for adoption after the effective date of this Act. The joint standing committee of the Legislature having jurisdiction over alcoholic beverages matters may report out legislation based upon the report to any session of the 131st Legislature.

Sec. B-4. Bureau of Alcoholic Beverages and Lottery Operations to convene stakeholder group regarding sale and distribution of certain spirits products; report. The Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations shall convene a stakeholder group to consider changes to the law that would allow the importation and sale of spirits products containing between 8% and 15% alcohol by volume by certificate of approval holders under the Maine Revised Statutes, Title 28-A, section 1361 and that would allow the production and sale of such spirits products by in-state manufacturers of malt liquor or wine licensed under Title 28-A, section 1355-A. The stakeholder group must include, at a minimum, agency liquor stores; on-premises and off-premises retail licensees; certificate of approval holders under Title 28-A, sections 1361 and 1381; in-state manufacturers licensed under Title 28-A, section 1355-A, including small breweries and small distilleries; and wholesale licensees.

The stakeholder group shall hold at least 3 meetings for the purpose of considering the following:

1. Changes to current law that would allow retailers licensed to sell malt liquor or wine for on-premises or off-premises consumption that are not agency liquor stores to sell spirits products containing between 8% and 15% alcohol by volume, including but not limited to amending the definition of "low-alcohol spirits products" and creating a new category of spirits product that includes products commonly known as "ready-to-drink" cocktails; and

2. Changes to current law that would establish the category of the spirits products identified in subsection 1 that certificate of approval holders under Title 28-A, section 1361 should be authorized to import and sell and that manufacturers of malt liquor or wine licensed under Title 28-A, section 1355-A should be authorized to produce and sell; the categories of the spirits products identified in subsection 1 that wholesale licensees should be authorized to distribute for resale; and the categories of spirits products identified in subsection 1 that the State should continue to distribute to agency liquor stores.

No later than March 1, 2023, the bureau shall submit a report summarizing any conclusions reached and proposals supported by the stakeholder group, which may include suggested legislation, to the joint standing committee of the Legislature having jurisdiction over alcoholic beverages matters. The committee may report out legislation related to the report to the 131st Legislature in 2023.

See title page for effective date.

CHAPTER 593

H.P. 455 - L.D. 619

**An Act Regarding Eligibility
for Burial in the Maine
Veterans' Memorial Cemetery
System**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Honorable John L. Tuttle, Jr., served for 10 years as a member of the Maine Army National Guard and for nearly 30 years in both the Senate and House of Representatives in the Maine State Legislature; and

Whereas, the Honorable John L. Tuttle, Jr., passed away on January 27, 2022 while serving his 12th term in the House of Representatives; and

Whereas, there is pending federal legislation that will allow states to determine eligibility criteria for burial in state veterans' cemeteries of those who died while

a member or former member of the military forces identified in this legislation; and

Whereas, the Legislature wishes to honor the services of the Honorable John L. Tuttle, Jr., by allowing his burial in the Maine Veterans' Memorial Cemetery System in accordance with the pending federal legislation; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 37-B MRSA §504, sub-§4, ¶B-1 is enacted to read:

B-1. The director may allow the earth burial in one of the cemeteries of a person, and any spouse or minor child of that person, who meets the criteria established by the department by rule and who died while:

- (1) A member or former member of the National Guard;
- (2) A member or former member of the state military forces or the Reserve Components of the United States Armed Forces; or
- (3) A member of a reserve officer training corps of the United States Armed Forces.

The department shall adopt rules necessary to implement this paragraph, including rules governing the eligibility for burial in the cemeteries. In establishing criteria for the burial of a person under this paragraph, the department shall ensure that such criteria comply with any applicable state or federal requirements. Rules adopted pursuant to this paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 14, 2022.

CHAPTER 594

H.P. 1314 - L.D. 1763

An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes

Emergency preamble. **Whereas**, acts and resolves of the Legislature do not become effective until

90 days after adjournment unless enacted as emergencies; and

Whereas, state tax law needs to be updated to conform to federal law before the 90-day period expires to avoid delay in the processing of income tax returns for 2021; and

Whereas, legislative action is immediately necessary to ensure continued and efficient administration of the state income tax and certain other state taxes; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA §111, sub-§1-A, as amended by PL 2021, c. 398, Pt. H, §1, is further amended to read:

1-A. Code. "Code" means the United States Internal Revenue Code of 1986 and amendments to that Code as of ~~April 30~~ December 31, 2021.

Sec. 2. Application. This Act applies to tax years beginning on or after January 1, 2021 and to any prior tax year as specifically provided by the United States Internal Revenue Code of 1986 and amendments to that Code as of December 31, 2021.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 14, 2022.

CHAPTER 595

H.P. 1416 - L.D. 1910

An Act To Improve Children's Mental Health by Requiring Insurance Coverage for Certain Mental Health Treatment

Emergency preamble. **Whereas**, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the COVID-19 pandemic has exacerbated the need for mental health treatment, especially among young people in the State; and

Whereas, in response to COVID-19 and on an ongoing basis, it is important for young people in the State to have access to mental health treatment that uses evidence-based practices; and

Whereas, health insurance carriers are denying to children mental health treatment that uses evidence-based practices, such as multisystemic treatments; and

Whereas, the purpose of this legislation is to ensure that health insurance carriers provide coverage for mental health treatment that uses evidence-based practices; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA §2749-C, as amended by PL 2019, c. 5, Pt. D, §1, is further amended by amending the section headnote to read:

~~§2749-C. Mandated offer of coverage for certain mental illnesses~~ **Mental health services coverage**

Sec. 2. 24-A MRSA §2749-C, sub-§1, ¶B, as amended by PL 2019, c. 5, Pt. D, §1, is further amended by amending subparagraph (2) to read:

(2) At the request of a reimbursing insurer, a provider of medical treatment for mental illness shall furnish data substantiating that initial or continued treatment is medically necessary health care. When making the determination of whether treatment is medically necessary health care, the provider shall use the same criteria for medical treatment for mental illness as for medical treatment for physical illness under the individual policy. An insurer may not deny treatment for mental health services that use evidence-based practices and are determined to be medically necessary health care for an individual 21 years of age or younger. For the purposes of this subparagraph, "evidence-based practices" means clinically sound and scientifically based policies, practices and programs that reflect expert consensus on the prevention, treatment and recovery science, including, but not limited to, policies, practices and programs published and disseminated by the Substance Abuse and Mental Health Services Administration and the Title IV-E Prevention Services Clearinghouse within the United States Department of Health and Human Services, the What Works Clearinghouse within the United States Department of Education, Institute of Education Sciences and the California Evidence-Based Clearinghouse for Child Welfare within the California Department of Social Services, Office of Child Abuse Prevention.

Sec. 3. 24-A MRSA §2843, sub-§3, ¶A-3 is enacted to read:

A-3. "Evidence-based practices" means clinically sound and scientifically based policies, practices and programs that reflect expert consensus on the prevention, treatment and recovery science, including, but not limited to, policies, practices and programs published and disseminated by the Substance Abuse and Mental Health Services Administration and the Title IV-E Prevention Services Clearinghouse within the United States Department of Health and Human Services, the What Works Clearinghouse within the United States Department of Education, Institute of Education Sciences and the California Evidence-Based Clearinghouse for Child Welfare within the California Department of Social Services, Office of Child Abuse Prevention.

Sec. 4. 24-A MRSA §2843, sub-§5-C, ¶B, as amended by PL 2003, c. 20, Pt. VV, §14 and affected by §25, is further amended by amending subparagraph (2) to read:

(2) At the request of a reimbursing insurer, a provider of medical treatment for mental illness shall furnish data substantiating that initial or continued treatment is medically necessary health care. When making the determination of whether treatment is medically necessary health care, the provider shall use the same criteria for medical treatment for mental illness as for medical treatment for physical illness under the group contract. An insurer may not deny treatment for mental health services that use evidence-based practices and are determined to be medically necessary health care for an individual 21 years of age or younger.

Sec. 5. 24-A MRSA §2843, sub-§5-C, as amended by PL 2017, c. 407, Pt. A, §96, is further amended by repealing the last blocked paragraph.

Sec. 6. 24-A MRSA §2843, sub-§5-D, as amended by PL 2003, c. 20, Pt. VV, §15 and affected by §25, is repealed.

Sec. 7. 24-A MRSA §4234-A, sub-§3, ¶A-3 is enacted to read:

A-3. "Evidence-based practices" means clinically sound and scientifically based policies, practices and programs that reflect expert consensus on the prevention, treatment and recovery science, including, but not limited to, policies, practices and programs published and disseminated by the Substance Abuse and Mental Health Services Administration and the Title IV-E Prevention Services Clearinghouse within the United States Department of Health and Human Services, the What

Works Clearinghouse within the United States Department of Education, Institute of Education Sciences and the California Evidence-Based Clearinghouse for Child Welfare within the California Department of Social Services, Office of Child Abuse Prevention.

Sec. 8. 24-A MRSA §4234-A, sub-§6, ¶B, as amended by PL 2003, c. 20, Pt. VV, §20 and affected by §25, is further amended by amending subparagraph (2) to read:

(2) At the request of a reimbursing health maintenance organization, a provider of medical treatment for mental illness shall furnish data substantiating that initial or continued treatment is medically necessary health care. When making the determination of whether treatment is medically necessary health care, the provider shall use the same criteria for medical treatment for mental illness as for medical treatment for physical illness under the group contract. An insurer may not deny treatment for mental health services that use evidence-based practices and are determined to be medically necessary health care for an individual 21 years of age or younger.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 14, 2022.

CHAPTER 596

H.P. 1449 - L.D. 1944

An Act To Provide the State Harness Racing Commission Greater Efficiency in Rules Enforcement

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the State Harness Racing Commission places great value on resolving violations quickly when a potential return of a race purse is called for, and a disqualified participant may retain a purse garnered unfairly while distribution to the rightful recipients may be delayed because of the adjudicatory process; and

Whereas, this legislation authorizes the State Harness Racing Commission to enter into consent agreements to resolve violations of the laws and rules relating to harness racing in a more efficient and timely manner; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of

the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 8 MRSA §279-B, sub-§3 is enacted to read:

3. Consent agreements. The commission may execute a consent agreement that resolves a complaint or investigation without further proceedings. A consent agreement may be entered into only with the consent of the licensee, the commission and the Department of the Attorney General. Any remedy, penalty, purse return or fine that is otherwise available by law may be achieved by consent agreement, including long-term suspension and permanent revocation of a license or registration. A consent agreement is not subject to review or appeal and may be modified only by a writing executed by all parties to the original consent agreement. A consent agreement is enforceable by an action in Superior Court.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 14, 2022.

CHAPTER 597

H.P. 1483 - L.D. 1996

An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government, Highway Fund and Other Funds and To Change 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

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Appropriations and allocations. The following appropriations and allocations are made.

PUBLIC SAFETY, DEPARTMENT OF

State Police 0291

Initiative: Establishes 2 Office Associate II positions funded 65% General Fund and 35% Highway Fund within the same program and provides funding for related All Other costs to implement use of body cameras by the State Police.

HIGHWAY FUND	2021-22	2022-23
Personal Services	\$0	\$51,502
All Other	\$0	\$334,562
HIGHWAY FUND TOTAL	\$0	\$386,064

State Police 0291

Initiative: Provides funding to increase the hours of one Forensic Chemist Technician position from 40 hours to 80 hours biweekly.

HIGHWAY FUND	2021-22	2022-23
Personal Services	\$2,150	\$8,986
All Other	\$240	\$251
HIGHWAY FUND TOTAL	\$2,390	\$9,237

State Police 0291

Initiative: Establishes 3 State Police Trooper positions funded 65% General Fund and 35% Highway Fund within the same program to provide mandatory instruction at the Maine Criminal Justice Academy and provides funding for related All Other costs.

HIGHWAY FUND	2021-22	2022-23
Personal Services	\$0	\$100,896
All Other	\$0	\$46,717
HIGHWAY FUND TOTAL	\$0	\$147,613

State Police 0291

Initiative: Establishes 3 State Police Detective positions funded 65% General Fund and 35% Highway Fund within the same program and provides funding for related All Other costs.

HIGHWAY FUND	2021-22	2022-23
Personal Services	\$0	\$148,008
All Other	\$0	\$47,292
HIGHWAY FUND TOTAL	\$0	\$195,300

State Police 0291

Initiative: Establishes one State Police Sergeant-E position funded 65% General Fund and 35% Highway Fund within the same program to provide supervision in the cold case homicide unit and provides funding for related All Other costs.

HIGHWAY FUND	2021-22	2022-23
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Personal Services	\$0	\$50,596
All Other	\$0	\$15,808

HIGHWAY FUND TOTAL	\$0	\$66,404
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State Police 0291

Initiative: Establishes 8 Behavioral Health Program Coordinator positions funded 65% General Fund and 35% Highway Fund within the same program and provides funding for related All Other costs.

HIGHWAY FUND	2021-22	2022-23
Personal Services	\$0	\$276,336
All Other	\$0	\$20,045

HIGHWAY FUND TOTAL	\$0	\$296,381
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State Police 0291

Initiative: Provides funding for monthly charges for a new data server to support new evidence-tracking software.

HIGHWAY FUND	2021-22	2022-23
All Other	\$5,349	\$10,697

HIGHWAY FUND TOTAL	\$5,349	\$10,697
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State Police 0291

Initiative: Provides funding for technology costs for the evidence-tracking software annual fees.

HIGHWAY FUND	2021-22	2022-23
All Other	\$3,957	\$3,957

HIGHWAY FUND TOTAL	\$3,957	\$3,957
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State Police 0291

Initiative: Provides one-time funding to upgrade polygraph equipment.

HIGHWAY FUND	2021-22	2022-23
All Other	\$7,195	\$0

HIGHWAY FUND TOTAL	\$7,195	\$0
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State Police 0291

Initiative: Provides one-time funding for noise-reduction equipment.

HIGHWAY FUND	2021-22	2022-23
All Other	\$0	\$42,840

HIGHWAY FUND TOTAL	\$0	\$42,840
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State Police 0291

Initiative: Provides funding for increased technology costs for the Odyssey software system.

HIGHWAY FUND	2021-22	2022-23
All Other	\$11,153	\$11,153

HIGHWAY FUND TOTAL	\$11,153	\$11,153
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State Police 0291

Initiative: Provides funding for technology costs related to a server, licenses and yearly maintenance costs for the Maine State Police Crime Laboratory.

HIGHWAY FUND	2021-22	2022-23
All Other	\$9,963	\$9,963
HIGHWAY FUND TOTAL	<u>\$9,963</u>	<u>\$9,963</u>

State Police 0291

Initiative: Establishes one State Police Polygraph Examiner position funded 65% General Fund and 35% Highway Fund within the same program and provides funding for related All Other costs.

HIGHWAY FUND	2021-22	2022-23
Personal Services	\$0	\$42,014
All Other	\$0	\$2,714
HIGHWAY FUND TOTAL	<u>\$0</u>	<u>\$44,728</u>

**PUBLIC SAFETY,
DEPARTMENT OF
DEPARTMENT TOTALS**

	2021-22	2022-23
HIGHWAY FUND	\$40,007	\$1,224,337
DEPARTMENT TOTAL - ALL FUNDS	<u>\$40,007</u>	<u>\$1,224,337</u>

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

**SECRETARY OF STATE, DEPARTMENT OF
Administration - Motor Vehicles 0077**

Initiative: Establishes 2 Customer Service Representative Specialist positions and provides funding for related All Other costs.

HIGHWAY FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	2.000
Personal Services	\$0	\$152,716
All Other	\$0	\$28,833
HIGHWAY FUND TOTAL	<u>\$0</u>	<u>\$181,549</u>

Administration - Motor Vehicles 0077

Initiative: Establishes one Planning and Research Associate II position and funds All Other costs within the Department of the Secretary of State's central office to assist in the facilitation of the Address Confidentiality Program, including, but not limited to, aiding participants in enrolling in the program, navigating matters that may arise and processing daily mailings to participants.

HIGHWAY FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$105,708
All Other	\$0	\$7,345
HIGHWAY FUND TOTAL	<u>\$0</u>	<u>\$113,053</u>

Administration - Motor Vehicles 0077

Initiative: Provides funding for technology cost increases.

HIGHWAY FUND	2021-22	2022-23
All Other	\$152,049	\$223,993
HIGHWAY FUND TOTAL	<u>\$152,049</u>	<u>\$223,993</u>

Administration - Motor Vehicles 0077

Initiative: Provides funding for meter postage increases.

HIGHWAY FUND	2021-22	2022-23
All Other	\$3,780	\$15,119
HIGHWAY FUND TOTAL	<u>\$3,780</u>	<u>\$15,119</u>

Administration - Motor Vehicles 0077

Initiative: Provides funding for the additional cost of aluminum used to make registration plates.

HIGHWAY FUND	2021-22	2022-23
All Other	\$58,518	\$228,413
HIGHWAY FUND TOTAL	<u>\$58,518</u>	<u>\$228,413</u>

Administration - Motor Vehicles 0077

Initiative: Establishes one Contract/Grant Manager position and provides funding for related All Other costs.

HIGHWAY FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$106,317
All Other	\$0	\$15,318
HIGHWAY FUND TOTAL	<u>\$0</u>	<u>\$121,635</u>

Administration - Motor Vehicles 0077

Initiative: Provides one-time funding for the roofing project and repair of the concrete buttresses at the Maine State Prison plate shop.

HIGHWAY FUND	2021-22	2022-23
Capital Expenditures	\$128,000	\$14,000
HIGHWAY FUND TOTAL	<u>\$128,000</u>	<u>\$14,000</u>

Administration - Motor Vehicles 0077

Initiative: Establishes one Agency Application Architect position and provides funding for related All Other costs.

HIGHWAY FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$122,610
All Other	\$0	\$18,201
HIGHWAY FUND TOTAL	<u>\$0</u>	<u>\$140,811</u>

Administration - Motor Vehicles 0077

Initiative: Provides funding for the increase in the International Registration Plan, Inc. annual membership dues.

HIGHWAY FUND	2021-22	2022-23
All Other	\$0	\$17,691
HIGHWAY FUND TOTAL	\$0	\$17,691

Administration - Motor Vehicles 0077

Initiative: Continues and makes permanent 6 Customer Representative Associate II - Motor Vehicle positions. These positions were previously continued in Public Law 2021, chapter 224.

HIGHWAY FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	6.000	6.000
Personal Services	\$0	\$7,866
HIGHWAY FUND TOTAL	\$0	\$7,866

Administration - Motor Vehicles 0077

Initiative: Provides funding for increased branch lease costs for new locations and renewals at 6 existing locations.

HIGHWAY FUND	2021-22	2022-23
All Other	\$31,389	\$206,059
HIGHWAY FUND TOTAL	\$31,389	\$206,059

Administration - Motor Vehicles 0077

Initiative: Provides funding for the addition of security cameras at each branch location.

HIGHWAY FUND	2021-22	2022-23
All Other	\$40,736	\$32,446
HIGHWAY FUND TOTAL	\$40,736	\$32,446

Administration - Motor Vehicles 0077

Initiative: Provides funding for the ongoing maintenance costs of security cameras in the new Bangor branch location.

HIGHWAY FUND	2021-22	2022-23
All Other	\$10,223	\$20,448
HIGHWAY FUND TOTAL	\$10,223	\$20,448

Administration - Motor Vehicles 0077

Initiative: Provides funding for the ongoing software maintenance and customer messaging services from the online appointment booking solution purchased from the current lobby management service provider.

HIGHWAY FUND	2021-22	2022-23
All Other	\$17,660	\$21,988
HIGHWAY FUND TOTAL	\$17,660	\$21,988

Administration - Motor Vehicles 0077

Initiative: Provides funding for the approved reorganization of one Auditor I position to an Auditor II position and provides funding for related All Other costs.

HIGHWAY FUND	2021-22	2022-23
Personal Services	\$1,342	\$8,212
All Other	\$63	\$385
HIGHWAY FUND TOTAL	\$1,405	\$8,597

Administration - Motor Vehicles 0077

Initiative: Provides funding for the approved reorganization of 2 Information System Support Specialist positions to 2 Information System Support Specialist II positions. This initiative also provides funding for related All Other costs.

HIGHWAY FUND	2021-22	2022-23
Personal Services	\$3,052	\$15,252
All Other	\$143	\$715
HIGHWAY FUND TOTAL	\$3,195	\$15,967

SECRETARY OF STATE, DEPARTMENT OF DEPARTMENT TOTALS

	2021-22	2022-23
HIGHWAY FUND	\$446,955	\$1,369,635
DEPARTMENT TOTAL - ALL FUNDS	\$446,955	\$1,369,635

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

TRANSPORTATION, DEPARTMENT OF

Administration 0339

Initiative: Transfers and reallocates positions and All Other costs within funds and programs to more appropriately account for work being done.

HIGHWAY FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	2.000	2.000
Personal Services	\$241,332	\$245,248
HIGHWAY FUND TOTAL	\$241,332	\$245,248

Administration 0339

Initiative: Provides funding to increase biweekly hours of various positions in order to make these positions full-time. Position detail is on file at the Bureau of the Budget.

HIGHWAY FUND	2021-22	2022-23
Personal Services	\$102,334	\$107,033
HIGHWAY FUND TOTAL	\$102,334	\$107,033

Fleet Services 0347

Initiative: Transfers and reallocates positions and All Other costs within funds and programs to more appropriately account for work being done.

FLEET SERVICES FUND - DOT	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	(1,000)	(1,000)
Personal Services	(\$93,450)	(\$94,208)
FLEET SERVICES FUND - DOT TOTAL	(\$93,450)	(\$94,208)

Highway and Bridge Capital 0406

Initiative: Transfers and reallocates positions and All Other costs within funds and programs to more appropriately account for work being done.

HIGHWAY FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	4,000	4,000
Personal Services	\$189,141	\$194,591
HIGHWAY FUND TOTAL	\$189,141	\$194,591

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$210,162	\$216,219
FEDERAL EXPENDITURES FUND TOTAL	\$210,162	\$216,219

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$21,010	\$21,612
OTHER SPECIAL REVENUE FUNDS TOTAL	\$21,010	\$21,612

Highway and Bridge Capital 0406

Initiative: Provides funding to increase biweekly hours of various positions in order to make these positions full-time. Position detail is on file at the Bureau of the Budget.

HIGHWAY FUND	2021-22	2022-23
POSITIONS - FTE COUNT	0.545	0.545
Personal Services	\$71,929	\$74,865
HIGHWAY FUND TOTAL	\$71,929	\$74,865

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$79,919	\$83,173
FEDERAL EXPENDITURES FUND TOTAL	\$79,919	\$83,173

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$7,984	\$8,314
OTHER SPECIAL REVENUE FUNDS TOTAL	\$7,984	\$8,314

Highway and Bridge Capital 0406

Initiative: Provides funding to upgrade positions necessary to meet capital work needs.

HIGHWAY FUND	2021-22	2022-23
Personal Services	\$173,635	\$179,587
HIGHWAY FUND TOTAL	\$173,635	\$179,587

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$192,918	\$199,549
FEDERAL EXPENDITURES FUND TOTAL	\$192,918	\$199,549

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$19,291	\$19,953
OTHER SPECIAL REVENUE FUNDS TOTAL	\$19,291	\$19,953

Highway and Bridge Capital 0406

Initiative: Provides allocation for the Highway and Bridge Capital program to reflect a one-time transfer from General Fund unappropriated surplus to support highway and bridge projects.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Capital Expenditures	\$0	\$85,000,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$85,000,000

Highway Light Capital Z095

Initiative: Adjusts and increases allocation for light capital paving.

HIGHWAY FUND	2021-22	2022-23
Personal Services	\$3,000,000	\$2,459,000
Capital Expenditures	(\$3,000,000)	\$0
HIGHWAY FUND TOTAL	\$0	\$2,459,000

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Capital Expenditures	\$3,000,000	\$3,000,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$3,000,000	\$3,000,000

Local Road Assistance Program 0337

Initiative: Adjusts funding for the Local Road Assistance Program at the correctly proportioned rate in accordance with the Maine Revised Statutes, Title 23, section 1803-B.

HIGHWAY FUND	2021-22	2022-23
All Other	\$19,332	\$241,334
HIGHWAY FUND TOTAL	\$19,332	\$241,334

Maintenance and Operations 0330

Initiative: Transfers and reallocates positions and All Other costs within funds and programs to more appropriately account for work being done.

HIGHWAY FUND	2021-22	2022-23
POSITIONS -	(7,000)	(7,000)
LEGISLATIVE COUNT		
Personal Services	(\$664,884)	(\$684,720)
HIGHWAY FUND TOTAL	(\$664,884)	(\$684,720)
FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	(\$27,699)	(\$28,522)
FEDERAL EXPENDITURES FUND TOTAL	(\$27,699)	(\$28,522)

Multimodal - Island Ferry Service 2016

Initiative: Transfers and reallocates positions and All Other costs within funds and programs to more appropriately account for work being done.

HIGHWAY FUND	2021-22	2022-23
All Other	\$101,317	\$105,888
HIGHWAY FUND TOTAL	\$101,317	\$105,888
ISLAND FERRY SERVICES FUND	2021-22	2022-23
POSITIONS -	2,000	2,000
LEGISLATIVE COUNT		
Personal Services	\$202,634	\$211,776
ISLAND FERRY SERVICES FUND TOTAL	\$202,634	\$211,776

Multimodal - Island Ferry Service 2016

Initiative: Provides funding for the approved reorganization of one Public Service Manager II position to a Public Service Manager III position and transfers All Other to Personal Services to fund the reorganization.

ISLAND FERRY SERVICES FUND	2021-22	2022-23
Personal Services	\$4,085	\$16,331
All Other	(\$4,085)	(\$16,331)
ISLAND FERRY SERVICES FUND TOTAL	\$0	\$0

Multimodal - Ports and Marine 0323

Initiative: Provides increased federal allocation to properly expense federal discretionary grants.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$1,000,000	\$1,500,000
FEDERAL EXPENDITURES FUND TOTAL	\$1,000,000	\$1,500,000

Multimodal - Transit 0443

Initiative: Transfers and reallocates positions and All Other costs within funds and programs to more appropriately account for work being done.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
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Personal Services	(\$138,168)	(\$141,740)
FEDERAL EXPENDITURES FUND TOTAL	(\$138,168)	(\$141,740)

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS -	(1,000)	(1,000)
LEGISLATIVE COUNT		
Personal Services	(\$69,087)	(\$69,369)
OTHER SPECIAL REVENUE FUNDS TOTAL	(\$69,087)	(\$69,369)

Multimodal Transportation Fund 2017

Initiative: Transfers and reallocates positions and All Other costs within funds and programs to more appropriately account for work being done.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS -	1,000	1,000
LEGISLATIVE COUNT		
Personal Services	\$159,310	\$160,410
OTHER SPECIAL REVENUE FUNDS TOTAL	\$159,310	\$160,410

Multimodal Transportation Fund 2017

Initiative: Provides allocation for the Multimodal Transportation Fund program to reflect a one-time transfer from General Fund unappropriated surplus to support multimodal transportation projects.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$15,000,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$15,000,000

TRANSPORTATION, DEPARTMENT OF DEPARTMENT TOTALS	2021-22	2022-23
HIGHWAY FUND	\$234,136	\$2,922,826
FEDERAL EXPENDITURES FUND	\$1,317,132	\$1,828,679
OTHER SPECIAL REVENUE FUNDS	\$3,138,508	\$103,140,920
FLEET SERVICES FUND - DOT	(\$93,450)	(\$94,208)
ISLAND FERRY SERVICES FUND	\$202,634	\$211,776

DEPARTMENT TOTAL - ALL FUNDS	\$4,798,960	\$108,009,993
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Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 14, 2022.

**CHAPTER 598
H.P. 1513 - L.D. 2031**

An Act To Allow Outdoor Stadiums and Pool Halls To Sell Spirits

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, outdoor stadiums are currently authorized to serve alcohol, but only wine and malt liquor; and

Whereas, authorizing outdoor stadiums to also serve spirits will benefit the State's tourism industry; and

Whereas, the Legislature recognizes the importance of ensuring that outdoor stadiums are authorized to serve spirits in time for this year's tourism season; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 28-A MRSA §2, sub-§15, ¶M, as amended by PL 2011, c. 629, §3, is further amended to read:

M. "Outdoor stadium" means ~~any~~ a commercially operated outdoor facility with 3,000 or more fixed seats ~~that is~~ designed or used for the playing of ~~any~~ a sport or ~~for an~~ event that is open to the ~~general~~ public, ~~charges for~~ a fee and ~~that~~ has adequate facilities for the sale and consumption of wine ~~and~~ malt liquor ~~and~~ spirits.

Sec. 2. 28-A MRSA §1001, sub-§3, ¶J-1 is enacted to read:

J-1. Outdoor stadiums;

Sec. 3. 28-A MRSA §1001, sub-§3, ¶K-1 is enacted to read:

K-1. Pool halls;

Sec. 4. 28-A MRSA §1003, sub-§3, ¶J-1 is enacted to read:

J-1. Outdoor stadiums;

Sec. 5. 28-A MRSA §1003, sub-§3, ¶K-1 is enacted to read:

K-1. Pool halls;

Sec. 6. 28-A MRSA §1074, sub-§1, as amended by PL 1997, c. 373, §101, is further amended to read:

1. Issuance of licenses. The bureau may issue ~~licenses~~ a license under this section for the sale of ~~wine and malt liquor to be consumed on the premises, wine and spirits for on-premises consumption to an outdoor stadium~~ stadium, as defined in section 2, subsection 15, paragraph M. A concessionaire or lessee may be issued a license under this section, regardless of whether it controls the premises, as long as that concessionaire or lessee complies with the notice provisions applicable to qualified catering services in section 1076, subsection 7 prior to exercising the license.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 14, 2022.

CHAPTER 599

H.P. 82 - L.D. 116

An Act Relating to the Hunting of Antlerless Deer

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §10264, 2nd ¶, as amended by PL 2021, c. 409, §6, is further amended to read:

Notwithstanding section 10801, subsection 4, \$2 of each deer registration fee collected under section 12301-A, subsection 3, paragraph C must be deposited in the fund. Fifty percent of the funds deposited in the fund from the deer registration fees must be used for predator control purposes and 50% of the deposited fees must be used to acquire or enhance deer habitat. In addition, the revenue from each antlerless deer permit fee collected under section 11152, subsection 9, minus administrative costs, must be deposited in the fund. The commissioner may accept and deposit into the fund monetary gifts, donations or other contributions from public or private sources for the purposes specified in this section. The fund must be held separate and apart from all other money, funds and accounts. The department shall report annually to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters on the fund and its utilization.

Sec. 2. 12 MRSA §10902, sub-§6, ¶F, as amended by PL 2013, c. 538, §5, is further amended to read:

F. Buying or selling deer, exceeding the bag limit on deer or hunting deer after having killed one, in violation of section 11217 or 11501 or unlawfully

hunting or possessing an antlerless deer in a wildlife management district ~~for which no antlerless deer permits have been issued in which the taking of antlerless deer is not allowed~~ in violation of section 11152, subsection 1-A;

Sec. 3. 12 MRSA §10953, sub-§1, ¶C, as amended by PL 2019, c. 98, §1, is further amended to read:

C. Hunt moose with a crossbow in areas of the State open to moose hunting during the open season on moose established by rule in section 11552, subsections 1 and 2 and according to the rules pertaining to moose hunting permits adopted by the commissioner for the protection of the moose resource under section 11551 and in accordance with the provisions of section 11601; and

Sec. 4. 12 MRSA §10953, sub-§1, ¶D, as amended by PL 2019, c. 98, §1, is further amended to read:

D. Hunt deer with a crossbow during the open firearm season on deer as provided in section 11401.

Sec. 5. 12 MRSA §10953, sub-§1, ¶E, as amended by PL 2019, c. 637, §2, is repealed.

Sec. 6. 12 MRSA §10953, sub-§1, ¶F, as enacted by PL 2019, c. 98, §1, is repealed.

Sec. 7. 12 MRSA §10953, sub-§1-C, as amended by PL 2019, c. 637, §3, is further amended to read:

1-C. Hunting with a crossbow; 65 years of age or older. A person 65 years of age or older who meets the eligibility requirements of sections 11105, 11106 and 11162 may hunt a wild bird or a wild animal with a crossbow during any open season on that wild bird or wild animal subject to this Part ~~and may take an antlerless deer with a crossbow during the regular archery-only deer hunting season without an antlerless deer permit issued in accordance with section 11152.~~

Sec. 8. 12 MRSA §11109-A, sub-§2-A, as enacted by PL 2019, c. 116, §2, is amended to read:

2-A. Antlerless deer permit. A super pack license includes:

A. An antlerless deer permit as provided under section 11152, except that it is valid only for antlerless deer in wildlife management districts in which at least ~~3,500~~ 2,000 antlerless deer permits are issued. No more than 2.5% of those antlerless deer permits may be in the form of a super pack license. The commissioner shall implement a system for issuing antlerless deer permits under this paragraph; and

B. An opportunity to enter a ~~bonus antlerless only~~ an antlerless deer permit lottery established by the commissioner by rule pursuant to section 11152.

If a super pack licensee obtains an antlerless deer permit pursuant to paragraph A, that person is not eligible to obtain an antlerless deer permit through an antlerless deer permit lottery established by the commissioner pursuant to section 11152.

Sec. 9. 12 MRSA §11109-A, sub-§3, ¶A, as enacted by PL 2007, c. 163, §1 and affected by §3, is amended to read:

A. One deer during either the regular open firearm season or the regular ~~archery-only~~ archery season or the special muzzle-loading season in accordance with sections 11401, 11403 and 11404, respectively;

Sec. 10. 12 MRSA §11110, sub-§1, as amended by PL 2017, c. 379, §1, is further amended to read:

1. Transfer permitted. A person who has been assigned a designated hunting area, zone or season by the department for purposes of hunting a ~~game animal~~ moose may exchange that designated zone, area or season with another person assigned a different hunting zone, area or season ~~for the same game animal~~ for purposes of hunting ~~that same game animal~~ moose. The department may assist in the exchange to ensure that the permit holders meet the requirements of section 10756, but the State bears no responsibility for enforcing the terms of the exchange between the permit holders. The commissioner may adopt rules to implement this section. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 11. 12 MRSA §11152, as amended by PL 2019, c. 324, §2, is further amended to read:

§11152. Antlerless deer; regulation and authority to issue permits

1. Permit required. Except as otherwise authorized pursuant to this Part, a person may not hunt antlerless deer as authorized in this section unless that person has a valid permit issued under this section or is hunting in an area that is designated by rule as open to the hunting of antlerless deer or either-sex deer without an antlerless deer permit.

A. Each day a person violates this subsection that person commits a Class E crime for which a minimum fine of \$50 and an amount equal to twice the applicable license fee must be imposed.

1-A. Antlerless deer in wildlife management districts with no permits issued. Except as otherwise provided in this Part, a person may not hunt or possess an antlerless deer in a wildlife management district or a portion of a wildlife management district ~~that does not have permits issued in which the taking of antlerless deer is not allowed.~~ A person may possess in one of those districts an antlerless deer that has been lawfully

~~registered taken in another district where permits have been issued antlerless deer may be legally taken.~~

A person that violates this subsection commits a Class D crime for which a minimum fine of \$1,000 must be imposed, and the court shall impose a sentencing alternative involving a term of imprisonment of at least 3 days, none of which may be suspended.

2. Authority to regulate taking of antlerless deer. The commissioner may regulate the taking of antlerless deer by rule within an area of the State as necessary to maintain deer populations in balance with available habitat if the demarcation of each area follows recognizable physical boundaries such as rivers, roads and railroad rights-of-way. This subsection does not apply to a person with a special antlerless deer permit under subsection 7.

~~**2-A. Authority to regulate taking of antlerless deer in certain areas within wildlife management districts where no permits are issued.** The commissioner may by rule issue permits in a designated geographical area within a wildlife management district where no antlerless deer permits are issued to maintain balanced deer populations. A designated geographical area under this subsection may consist of an entire town or other area but must have a demarcation of the area that follows recognizable physical boundaries such as rivers, roads and railroad rights of way.~~

3. Rulemaking. The commissioner may adopt rules necessary for the administration, implementation, enforcement and interpretation of this section, except that the commissioner is not authorized to establish an antlerless deer permit system lottery unless otherwise specified in this section. If the commissioner establishes by rule a lottery for issuing antlerless deer permits to eligible persons, the commissioner may also allow for the direct purchase of additional antlerless deer permits in certain wildlife management districts or portions of wildlife management districts as the commissioner finds necessary to maintain balanced deer populations. The commissioner may appoint clerks or agents under section 10801 to process applications for permits issued under this section. A clerk or agent appointed by the commissioner to process applications shall charge a fee of \$2 for each application processed by that clerk or agent under this section. Rules adopted by the commissioner that provide for permits to be issued to nonresident hunters must provide that:

B. No more than 15% of the antlerless deer permits issued in any one district or in any one zone may be issued to nonresident hunters.

Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

4. Landowner consideration. An antlerless deer permit system lottery adopted by the commissioner pur-

suant to this section may include a provision giving special consideration to landowners who keep their lands open to hunting by the public. As part of the special consideration to those landowners, the commissioner shall provide at least 25% of the available antlerless deer permits in a wildlife management district to eligible landowners that apply for an antlerless deer permit in that district. Any 2 or more areas of land owned by the same person that are open for hunting and that would be contiguous except for being divided by one or more roads are considered contiguous for the purposes of determining landowner eligibility for special consideration under this subsection.

~~**5. Hunter permit transfers.** A resident may take an antlerless deer if another resident who holds a valid antlerless deer permit transfers the permit to that resident by identifying the name and address of the transferee on the permit as well as any other information reasonably requested by the commissioner and then returns the permit to the department prior to the start of the fire arm season on deer. A nonresident may take an antlerless deer if another nonresident who holds a valid antlerless deer permit transfers the permit to that nonresident by identifying the name and address of the transferee on the permit as well as any other information reasonably requested by the commissioner and then returns the permit to the department prior to the start of the fire arm season on deer. The commissioner shall record a transfer under this subsection and return the permit to the transferee. A valid permit must be in the possession of the transferee in order for the transferee to take an antlerless deer.~~

~~**5-A. Permit transfer to junior hunter.** Notwithstanding subsection 5, a junior hunter may take an antlerless deer if another person who holds a valid antlerless deer permit transfers that permit to that junior hunter by identifying the name and address of the transferee on the permit as well as any other information reasonably requested by the commissioner and then returns the permit to the department at least 48 hours prior to the junior hunter's hunting antlerless deer. Upon transfer of the antlerless deer permit to a junior hunter, the transferor may not hunt an antlerless deer pursuant to the transferred permit but remains eligible, unless otherwise prohibited, to take a deer other than an antlerless deer in accordance with this Part.~~

~~The commissioner shall record a transfer under this subsection and return the permit to the transferee. A valid permit must be in the possession of the transferee in order for the transferee to take an antlerless deer.~~

7. Special antlerless deer permit. The commissioner shall issue a special antlerless deer permit to an eligible person who has lost all or part of one or more lower limbs, not including a partial foot amputation, or is suffering from the permanent loss of use of both lower limbs. The commissioner shall issue a permit upon application and after the applicant verifies that

person's ambulatory disability with a letter signed by a physician confirming the person's condition. A person who is issued a special antlerless deer permit under this subsection may take an antlerless deer in any part of the State open to the taking of antlerless deer pursuant to subsection 3.

8. Junior hunter consideration. An antlerless deer permit ~~system lottery~~ adopted by the commissioner pursuant to this section may include a provision giving special consideration to persons with a valid junior hunting license. As part of the special consideration to junior hunters, the commissioner shall provide at least 25% of the available antlerless deer permits in a wildlife management district to persons with a valid junior hunting license who apply for an antlerless deer permit in that district.

9. Fee. The fee for an antlerless deer permit is \$12 for residents and nonresidents.

Sec. 12. 12 MRSA §11403, sub-§2, as amended by PL 2019, c. 325, §5, is further amended to read:

2. Open archery season on deer. The commissioner shall by rule establish a regular ~~archery only archery~~ archery season beginning at least 30 days prior and extending to the beginning of the regular deer hunting season, as described in section 11401, subsection 1, paragraph A, for the purpose of hunting deer with bow and arrow ~~only or crossbow~~. During the regular ~~archery only archery~~ archery season on deer the following restrictions apply.

A. A person may not take a deer during a regular ~~archery only archery~~ archery season unless that person uses a hand-held bow and broadhead arrow in accordance with section 11214, subsection 1, paragraph P ~~or a crossbow in accordance with section 10953, subsection 3.~~

B. A person may not carry firearms of any kind while hunting any species of wildlife with bow and arrow ~~or crossbow~~ during the regular ~~archery only archery~~ archery season on deer. This paragraph may not be construed to prohibit a person from carrying a concealed weapon in accordance with Title 25, section 2001-A.

C. Except as provided in section 11109-A, subsection 3, if a person takes a deer with bow and arrow ~~or crossbow~~ during the regular ~~archery only archery~~ archery season on deer, that person is precluded from further hunting for deer during that year ~~except as otherwise provided in law or rule.~~

D. Except as provided in this subsection, the provisions of this Part concerning deer are applicable to the taking of deer with bow and arrow ~~and crossbow~~, including the transportation, registration and possession of deer taken by ~~this method~~ these methods.

A person who violates this subsection commits a Class E crime.

Sec. 13. 12 MRSA §11701, first ¶, as amended by PL 2019, c. 98, §2, is further amended to read:

The commissioner may establish open seasons for hunting wild turkeys, designate areas that are open to the taking of wild turkeys in any part of the State, prescribe the form and regulate the number of permits to be issued, determine the number and sex of the birds to be harvested, establish bag limits, establish permit eligibility requirements, establish legal hunting times, specify the types of weapons to be used during any open wild turkey hunting season and make any other rules that the commissioner considers necessary for the protection of the wild turkey resource. The rules must permit the use of a crossbow during an open season for hunting wild turkey, ~~except that a person may not hunt wild turkey with a crossbow during the fall open season on hunting wild turkey~~ as established by the commissioner.

Sec. 14. Examination of crossbow laws. The Department of Inland Fisheries and Wildlife shall determine the statutory changes necessary to remove the distinction between hunting with a bow and arrow and crossbow. The department shall report the department's findings and recommendations on the necessary changes as well as the cost, timeline and impact of the changes to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters by January 3, 2023. The committee may report out a bill related to crossbows to the 131st Legislature in 2023.

Sec. 15. Appropriations and allocations. The following appropriations and allocations are made.

**INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF**

**Resource Management Services - Inland Fisheries
and Wildlife 0534**

Initiative: Provides allocations to acquire or enhance deer habitat.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$811,044
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$811,044

See title page for effective date.

CHAPTER 600
S.P. 143 - L.D. 337

**An Act Regarding the Powers
of the Efficiency Maine Trust
and the Maine Clean Energy
and Sustainability Accelerator**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 35-A MRSA §10105, sub-§8 is enacted to read:

8. Powers. The trust may:

A. Make, modify and carry out any agreement necessary or useful for performing any of its powers, duties or purposes, including without limitation any construction agreement, purchase or acquisition agreement, loan or lease agreement, energy performance contract, partnership agreement, limited partnership agreement, joint venture agreement, participation agreement or agreement with a leasing corporation or other financial intermediary;

B. Obtain any certification, warranty, affidavit or other representation necessary or useful for performing any of its powers or duties;

C. Insure or guarantee performance of any loan agreement or other obligation and procure insurance in aid of any of the trust's purposes;

D. Procure professional services including, but not limited to, audit, banking, legal, communications, energy, engineering, evaluation, financial, information technology, media, research and analysis and website management services; and

E. Acquire, use, improve or dispose of any interest in or type of real or personal property, including by means of grant, purchase, sale, borrowing, loan, lease, foreclosure, mortgage, lien, security interest, assignment or other lawful means, with or without public bidding, and also including the assessment of fees, the receipt of reimbursements for expenses incurred in carrying out its purposes and the expenditure or investment of its funds.

Sec. 2. 35-A MRSA §10129, sub-§1, ¶G-1 is enacted to read:

G-1. "Lease" means a transfer of the right to possession and use of property, goods or equipment in connection with a qualified project for a term in return for consideration. A lease may include or use a finance lease, a municipal lease as defined under Title 30-A, section 6006-C, a lease-purchase agreement, an installment sales contract or a similar property acquisition and financing arrangement.

Sec. 3. 35-A MRSA §10129, sub-§1, ¶K-1 is enacted to read:

K-1. "Security interest" means an interest in property created by agreement for the purpose of securing payment or performance of an obligation or indemnifying against loss or liability. A security interest may include, but is not limited to, a mortgage, a pledge, a security agreement, a purchase-money security interest, a financing statement, assignments of leases and rents or other forms of lien or encumbrance.

Sec. 4. 35-A MRSA §10129, sub-§2, as enacted by PL 2021, c. 358, §2 and reallocated by RR 2021, c. 1, Pt. A, §40, is amended to read:

2. Establishment. The Maine Clean Energy and Sustainability Accelerator is established under the trust and is administered by the trust as a dedicated, specialized finance program designed to drive private capital into market gaps for goods and services producing low or zero greenhouse gas emissions and use finance tools to mitigate climate change; that does not take deposits; that is funded by government, public, private or charitable contributions as described in subsection 7; and that invests in or finances projects alone or in conjunction with other investors.

Sec. 5. 35-A MRSA §10129, sub-§4, as enacted by PL 2021, c. 358, §2 and reallocated by RR 2021, c. 1, Pt. A, §40, is amended to read:

4. Finance and investment. The following provisions govern the finance and investment activities of the accelerator.

A. The accelerator may provide finance and investment services, including but not limited to:

(1) Originating, evaluating, underwriting and closing financing and investment transactions in qualified projects;

(2) Partnering with private capital providers and capital markets to attract co-investment from private banks, community development financial institutions, investors and others in order to drive new investment into underpenetrated markets, to increase the efficiency of private capital markets with respect to investing in greenhouse gas reduction projects and to increase total investment caused by the accelerator;

(3) Managing the accelerator's portfolio of assets to ensure performance and monitor risk;

(4) Ensuring appropriate debt and risk mitigation products are offered; ~~and~~

(5) Overseeing prudent, noncontrolling equity investments in businesses engaged in building, developing, financing, owning, operating or supplying materials for qualified projects; and

(6) Lending money or otherwise extending credit to any person and exercising all powers of a lender or creditor, including obtaining, perfecting and enforcing security interests.

B. The accelerator may provide capital to qualified projects in the form of:

- (1) Debt financing;
- (2) Credit enhancements, including loan loss reserves and loan guarantees;
- (3) Aggregation and warehousing;
- (4) Equity capital; ~~and~~
- (5) Any other financial product approved by the board; ~~and~~
- (6) Leases.

Sec. 6. 35-A MRSA §10129, sub-§7, ¶A, as enacted by PL 2021, c. 358, §2 and reallocated by RR 2021, c. 1, Pt. A, §40, is repealed and the following enacted in its place:

A. The accelerator may be capitalized with:

- (1) Federal funds available from a national clean energy and sustainability accelerator and may accept other federal funds as available;
- (2) State funds appropriated or allocated for purposes consistent with this section;
- (3) Revenues of the trust received from transmission and distribution utilities, natural gas utilities, the Regional Greenhouse Gas Initiative Trust Fund established by section 10109, subsection 2 and the New England independent system operator;
- (4) Funds from settlements approved by the commission, the Office of the Attorney General or any governmental subdivision of the State or its agencies; or
- (5) Any other public or private sources as may be approved by the board.

See title page for effective date.

**CHAPTER 601
H.P. 580 - L.D. 775**

**An Act To Include within the
Definitions of "Public
Employee" and "Judicial
Employee" Those Who Have
Been Employed for Less Than
6 Months**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 5 MRSA §7051, sub-§5, as amended by PL 1987, c. 240, §3, is further amended to read:

5. Probationary period; permanent appointments. All original appointments to the classified service and all subsequent promotional appointments within the classified service ~~shall~~ **must** be for a probationary period. The duration of the probationary period ~~shall be~~ **is** determined by the director in consultation with the director or commissioner of the agency, but in no case may it be for less than 6 months.

~~A. Probationary employees shall~~ An employee during the probationary period must be reviewed at the end of ~~their~~ the employee's 3rd month of employment by ~~their supervisors~~ the employee's supervisor. The supervisor and the employee shall mutually discuss the job tasks and the performance of the employee, including any necessary improvements.

~~B. Probationary employees shall~~ An employee during the probationary period must be included in the payroll of the department in which ~~they have~~ the employee has been hired at the time of the commencement of ~~their~~ the employee's duties. ~~Probationary employees shall~~ An employee during the probationary period must be compensated in the same manner as a permanent full-time employees employee, ~~provided they have~~ as long as the employee has been hired in accordance with all applicable laws and procedures.

C. During the probationary period, an employee is not entitled to a pre-disciplinary hearing and may be dismissed, suspended or otherwise disciplined without cause. Dismissal, suspension or any other disciplinary action against an employee during the probationary period is not subject to the grievance and arbitration provision of the collective bargaining agreement.

Sec. 2. 5 MRSA §7051, sub-§7, as amended by PL 1987, c. 9, §3 and PL 1995, c. 560, Pt. K, §82, affected by §83 and amended by PL 2001, c. 354, §3 and PL 2003, c. 689, Pt. B, §6, is further amended to read:

7. Dismissal and disciplinary action. ~~An~~ Except as provided in subsection 5, an appointing authority may dismiss, suspend or otherwise discipline an employee in the classified service for cause. This right is subject to the right of appeal and arbitration of grievances set forth in the applicable labor contract, in sections 7081 to 7084 or by civil service rule; and sections 7081 to 7084 ~~shall~~ apply to any employee who has satisfactorily completed an initial probationary period. This subsection does not apply to unclassified employees listed in section 931, nor does this subsection in any way limit the collective bargaining rights of classified and unclassified employees. This subsection does not

apply to an employee appointed to a major policy-influencing position listed in sections 932 to 953.

Notwithstanding any ~~other~~ provision of law to the contrary, the head of any institution under the control of the Department of Health and Human Services as the appointing authority may suspend with pay any employee who is charged by indictment with the commission of a criminal offense involving acts alleged to have been perpetrated upon any resident or residents of any such institution. Any suspension with pay may be authorized by the appointing authority only when to permit the employee to remain on duty at the institution would be against the best interest of any one or more of the residents of the institution, and authorization for suspension with pay ~~shall apply~~ applies only during the pendency of the criminal proceedings in the trial court, but not longer than 30 working days. Sections 7081 to 7084 ~~shall do~~ not apply to suspension with pay ordered by the appointing authority under this paragraph.

Sec. 3. 26 MRSA §962, sub-§6, ¶F, as repealed and replaced by PL 1969, c. 578, §1, is repealed.

Sec. 4. 26 MRSA §979-A, sub-§6, ¶E, as enacted by PL 1973, c. 774, is repealed.

Sec. 5. 26 MRSA §979-D, sub-§1, ¶E, as amended by PL 1997, c. 741, §6 and affected by §12, is further amended by amending subparagraph (3) to read:

(3) Cost items ~~shall~~ must be submitted for inclusion in the Governor's next operating budget within 10 days after the date on which the agreement is ratified by the parties. If the Legislature rejects any of the cost items submitted to it, all cost items submitted ~~shall~~ must be returned to the parties for further bargaining. Cost items related to a collective bargaining agreement reached under this chapter and submitted to the Legislature for its approval under this subparagraph ~~shall~~ may not be submitted in the same legislation that contains cost items for employees exempted from the definition of "state employee" under section 979-A, subsection 6; and employees of the legislative branch, except that cost items for those employees exempted under section 979-A, subsection 6, ~~paragraphs E and~~ paragraph F; need not be excluded.

Sec. 6. 26 MRSA §1282, sub-§5, ¶E, as enacted by PL 1983, c. 702, is amended to read:

E. Who is appointed to serve as a law clerk to a judge or a justice; or

Sec. 7. 26 MRSA §1282, sub-§5, ¶F, as enacted by PL 1983, c. 702, is amended to read:

F. Who is a temporary, seasonal or on-call employee, including interns; ~~or~~.

Sec. 8. 26 MRSA §1282, sub-§5, ¶G, as enacted by PL 1983, c. 702, is repealed.

Sec. 9. 26 MRSA §1283-A is enacted to read:

§1283-A. Judicial employees; probationary period

If the public employer requires a judicial employee to complete a probationary period, that judicial employee may be dismissed, suspended or otherwise disciplined without cause during that probationary period. Dismissal, suspension or any other disciplinary action against a judicial employee during the probationary period is not subject to the grievance and arbitration provision of the collective bargaining agreement.

Sec. 10. 26 MRSA §1285, sub-§1, ¶E, as amended by PL 1989, c. 596, Pt. N, §6, is further amended to read:

E. To confer and negotiate in good faith with respect to wages, hours, working conditions and contract grievance arbitration, except that by such obligation neither party may be compelled to agree to a proposal or be required to make a concession. All matters relating to the relationship between the employer and employees ~~shall be~~ are the subject of collective bargaining, except those matters ~~which~~ that are prescribed or controlled by law. Such matters appropriate for collective bargaining, to the extent they are not prescribed or controlled by law, include, but are not limited to:

- (1) Wage and salary schedules to the extent they are inconsistent with rates prevailing in commerce and industry for comparable work within the State;
- (2) Work schedules relating to assigned hours and days of the week;
- (3) Use of vacation or sick leave, or both;
- (4) General working conditions;
- (5) Overtime practices; and
- (6) Rules for personnel administration, except for rules relating to applicants for employment and employees in an initial probationary status, including any extensions thereof, ~~provided that~~ as long as the rules are not discriminatory by reason of an applicant's race, color, creed, sex or national origin.

Cost items ~~shall~~ must be included in the Judicial Department's next operating budget in accordance with Title 4, section 24. If the Legislature rejects any of the cost items submitted to it, all cost items submitted ~~shall~~ must be returned to the parties for further bargaining. Cost items related to a collective bargaining agreement reached under this chapter and submitted to the Legislature for its approval under this subsection ~~shall~~ may not be submitted in the same legislation that contains cost items for

employees exempted from the definition of "judicial employee" under section 1282, subsection 5, except that cost items for employees exempted under section 1282, subsection 5, ~~paragraphs paragraph F and G,~~ need not be excluded.

Sec. 11. 30-A MRSA §501, sub-§2-A, as enacted by PL 2009, c. 106, §1, is amended to read:

2-A. Probationary period for corrections officials. ~~Beginning October 1, 2009, a~~ A person who is hired as jailer, master, keeper or a subordinate assistant or employee under section 1501 must complete an employment probationary period that lasts for one year. During the probationary period, a person who is hired as jailer, master, keeper or a subordinate assistant or employee under section 1501 may be dismissed, suspended or otherwise disciplined without cause. Dismissal, suspension or any other disciplinary action against an employee during the probationary period is not subject to the grievance and arbitration provision of the collective bargaining agreement.

Sec. 12. 30-A MRSA §2701, amended by PL 1993, c. 744, §15, is further amended by adding at the end a new paragraph to read:

During the probationary period, an employee may be dismissed, suspended or otherwise disciplined without cause. Dismissal, suspension or any other disciplinary action against an employee during the probationary period is not subject to the grievance and arbitration provision of the collective bargaining agreement.

See title page for effective date.

CHAPTER 602

H.P. 834 - L.D. 1156

**An Act To Reduce Errors in
Employment Tax Increment
Financing Benefits**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA §6753, sub-§5-B is enacted to read:

5-B. Benefit base. "Benefit base" means the total incremental gross wages paid during the calendar year by a qualified business to qualified employees multiplied by 4.5%.

Sec. 2. 36 MRSA §6753, sub-§7, as amended by PL 2005, c. 351, §22 and affected by §26, is further amended to read:

7. Employment tax increment. "Employment For reimbursement based on calendar years prior to 2022, "employment tax increment" means that level of employment, payroll and state income withholding taxes attributed to qualified employees employed by a

qualified business above the base level for the qualified business, adjusted pursuant to subsection 12 for shifts in employment by affiliated businesses. For reimbursement based on calendar year 2022, and for each calendar year thereafter, "employment tax increment" means the total gross wages paid by a qualified business to qualified employees above the base level of employment for the qualified business.

Sec. 3. 36 MRSA §6753, sub-§9, as enacted by PL 1995, c. 669, §5, is amended to read:

9. Gross employment tax increment. "Gross For reimbursement based on calendar years prior to 2022, "gross employment tax increment" means that level of employment, payroll and State state income tax withholding taxes attributed to qualified employees employed by a qualified business that is greater than the base level for the qualified business. For reimbursement based on calendar year 2022, and for each calendar year thereafter, "gross employment tax increment" means the total gross wages paid by a qualified business to qualified employees above the base level of employment for the qualified business.

Sec. 4. 36 MRSA §6753, sub-§9-A is enacted to read:

9-A. Gross wages. "Gross wages" means taxable wages, tips and other compensation included on the wage and tax statement for services performed in this State during the calendar year.

Sec. 5. 36 MRSA §6754, sub-§1, as amended by PL 2021, c. 398, Pt. III, §7, is further amended to read:

1. Generally. Subject to the provisions of subsection 2, a qualified business is entitled to reimbursement of ~~Maine income tax withheld~~ gross wages paid during the calendar year for which reimbursement is requested and attributed to qualified employees after July 1, 1996 in the following amounts.

A. For qualified employees employed by a qualified business in labor market areas in this State in which the labor market unemployment rate is at or below the State's unemployment rate at the time of application, the reimbursement is equal to 30% of ~~Maine income tax withheld~~ the benefit base during each of the first 5 calendar years for which reimbursement is requested and attributed to those qualified employees. The percentage of reimbursement for the 6th to 10th years of the employment tax increment financing development program is established based upon the labor market unemployment rate at the beginning of the 6th year.

B. For qualified employees employed by a qualified business in labor market areas in this State in which the labor market unemployment rate is greater than the State's unemployment rate at the time of application, the reimbursement is equal to

50% of ~~Maine income tax withheld~~ the benefit base during each of the first 5 calendar years for which reimbursement is requested and attributed to those qualified employees. The percentage of reimbursement for the 6th to 10th years of the employment tax increment financing development program is established based upon the labor market unemployment rate at the beginning of the 6th year.

C. For qualified employees employed by a qualified business in labor market areas in this State in which the labor market unemployment rate is greater than 150% of the State's unemployment rate at the time of application, the reimbursement is equal to 75% of ~~Maine income tax withheld~~ the benefit base during each of the first 5 calendar years for which reimbursement is requested and attributed to those qualified employees. The percentage of reimbursement for the 6th to 10th years of the employment tax increment financing development program is established based upon the labor market unemployment rate at the beginning of the 6th year.

D. For qualified Pine Tree Development Zone employees, as defined in Title 30-A, section 5250-I, subsection 18, employed directly in the qualified business activity of a qualified Pine Tree Development Zone business, as defined in Title 30-A, section 5250-I, subsection 17, for whom a certificate of qualification has been issued in accordance with Title 30-A, section 5250-O, the reimbursement under this subsection is equal to 80% of ~~Maine income tax withheld~~ the benefit base each year for which reimbursement is requested and attributed to those qualified employees for a period of no more than 10 years for a tier 1 location as defined in Title 30-A, section 5250-I, subsection 21-A and no more than 5 years for a tier 2 location as defined in Title 30-A, section 5250-I, subsection 21-B. Reimbursement under this paragraph may not be paid for years beginning after December 31, 2033.

Sec. 6. 36 MRSA §6762 is enacted to read:

§6762. Benefit calculation for calendar years beginning with 2022

Notwithstanding any provision of this chapter to the contrary, for requests for reimbursement under this chapter for calendar years beginning after December 31, 2021, the amount of reimbursement must be based on the benefit base for a qualified employer rather than on the amount of income tax withheld for qualified employees. The commissioner and the State Tax Assessor shall take whatever action is necessary to implement this subsection, including the adoption of routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

**CHAPTER 603
H.P. 874 - L.D. 1196**

An Act Regarding Reporting on Spending for Behavioral Health Care Services and To Clarify Requirements for Credentialing by Health Insurance Carriers

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 24-A MRSA §6903, sub-§1-A is enacted to read:

1-A. Behavioral health care. "Behavioral health care" means services to address mental health and substance use conditions.

Sec. A-2. 24-A MRSA §6951, sub-§13 is enacted to read:

13. Behavioral health care reporting. Beginning January 15, 2023 and annually thereafter, the forum shall submit to the Department of Health and Human Services and the joint standing committee of the Legislature having jurisdiction over health coverage and health insurance matters a report on behavioral health care spending using claims data from the Maine Health Data Organization and information on the methods used to reimburse behavioral health care providers requested annually from payors. As used in this subsection, "payor" has the same meaning as in Title 22, section 8702, subsection 8. The report must include:

A. Of their respective total medical expenditures, the percentage paid for behavioral health care by commercial insurers, the MaineCare program, Medicare, the organization that administers health insurance for state employees and the Maine Education Association benefits trust and the average percentage of total medical expenditures paid for behavioral health care across all payors;

B. The total behavioral health care-related nonclaims-based payments and associated member months;

C. The total payments associated with substance use disorder services that are redacted from the payor's claims data submissions to the Maine Health Data Organization as required under 42 Code of Federal Regulations, Part 2, the methods used to redact the substance use disorder claims, the specific code lists that are used for procedure codes, revenue codes and diagnosis codes, provider types and any other detail on the claim that is required to select the substance use disorder redacted claim; and

D. The methods used by commercial insurers, the MaineCare program, Medicare, the organization that administers health insurance for state employees and the Maine Education Association benefits trust to pay for behavioral health care.

Within 60 days of a request from the Maine Health Data Organization, a payor shall provide the supplemental datasets specific to payments for behavioral health care services necessary to provide the information required in paragraphs B and C. In its request to a payor, the organization shall specify the time period for which the data is requested and define the datasets requested to ensure uniformity in the data submitted by payors.

Sec. A-3. Maine Quality Forum to conduct health spending reporting study. The Maine Quality Forum, established in the Maine Revised Statutes, Title 24-A, section 6951, shall consult with other state and national agencies and organizations to determine the best practices for reporting spending on behavioral health care by insurers. For purposes of this section, "behavioral health care" means services to address mental health and substance use conditions.

PART B

Sec. B-1. 24-A MRSA §4303, sub-§2, ¶D, as amended by PL 2015, c. 84, §1, is further amended to read:

D. A carrier shall make credentialing decisions, including those granting or denying credentials, within 60 days of receipt of a completed credentialing application from a provider. The time period for granting or denying credentials may be extended upon written notification from the carrier within 60 days following submission of a completed application stating that information contained in the application requires additional time for verification. All credentialing decisions must be made within 180 days of receipt of a completed application. For the purposes of this paragraph, an application is completed if the application includes all of the information required by the uniform credentialing application used by carriers and providers in this State, such attachments to that application as required by the carrier at the time of application and all corrections required by the carrier. ~~A~~ Within 30 days of initial receipt of a credentialing application, a carrier shall review the entire application before returning and, if it is incomplete, shall return it to the provider for corrections with a comprehensive list of all corrections needed at the time the application is first returned to the provider. A carrier may not require that a provider have a home address within the State before accepting an application. A carrier that is unable to make a credentialing decision on a completed credentialing application within the 60-day period as required in this paragraph shall notify the bureau in writing prior to the expiration of the 60-day period on that

application and request authorization for an extension on that application. A carrier that requests an extension shall also submit to the bureau an explanation of the reasons why the credentialing decision on an application is taking longer than is permitted or, if the problem is not specific to a particular application, a written remediation plan to bring the carrier's credentialing practices in line with the 60-day limit in this paragraph.

Sec. B-2. Bureau of Insurance review. The Department of Professional and Financial Regulation, Bureau of Insurance shall review the requirements in Bureau of Insurance rule Chapter 850, Health Plan Accountability, related to the verification of information on credentialing applications from health care practitioners and determine whether amendments must be made to the rule's requirements in order to improve the ability of carriers to make a credentialing decision within the 60-day period in accordance with the Maine Revised Statutes, Title 24-A, section 4303, subsection 2, paragraph D without an impact on quality standards or accreditation standards. Notwithstanding Title 24-A, section 4309, any amendments to Bureau of Insurance rule Chapter 850 adopted following the review required by this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. B-3. Appropriations and allocations. The following appropriations and allocations are made.

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF Insurance - Bureau of 0092

Initiative: Provides funding for one Senior Insurance Examiner position and related All Other costs to examine insurer requests related to accreditation of health care providers.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$121,132
All Other	\$0	\$10,803
OTHER SPECIAL REVENUE	\$0	\$131,935
FUNDS TOTAL		

See title page for effective date.

**CHAPTER 604
H.P. 880 - L.D. 1202**

An Act To Establish a Wood-fired Combined Heat and Power Program

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §1766-A, as amended by PL 2009, c. 329, Pt. A, §1, is further amended to read:

§1766-A. Electricity purchases for state buildings

No later than January 1, 2010, all electricity consumed in state-owned buildings must be supplied by renewable resources. For purposes of this section, "renewable resource" has the same meaning as in Title 35-A, section 3210, subsection 2, paragraph C. In purchasing electricity for state-owned buildings, the State may give preference to electricity generated by community-based renewable energy projects, as defined in Title 35-A, section 3602, subsection 1 and electricity generated by combined heat and power projects, as defined in Title 35-A, section 3622, subsection 1.

Sec. 2. 35-A MRSA §3212, sub-§4-E is enacted to read:

4-E. Combined heat and power energy. The commission may incorporate energy generated by combined heat and power projects as defined in section 3622, subsection 1 into the supply of standard-offer service. The commission shall encourage entities based in this State that are not otherwise either a standard-offer service provider or its affiliate to participate in supplying energy from combined heat and power projects pursuant to this subsection.

Sec. 3. 35-A MRSA c. 36-A is enacted to read:

CHAPTER 36-A

WOOD-FIRED COMBINED HEAT AND POWER ACT

§3621. Short title

This chapter may be known and cited as "the Wood-fired Combined Heat and Power Act."

§3622. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Combined heat and power project. "Combined heat and power project" means a facility that uses wood fuel to generate electric heat and power that is used for industrial or space heating purposes.

2. Net generating capacity. "Net generating capacity" means the electric output of an electricity generating facility delivered to the transmission and distribution utility system. "Net generating capacity" does not include any energy consumed by the generator to operate the electricity generating facility or any energy consumed for facility lighting, power and auxiliary facilities.

3. Program participant. "Program participant" means a combined heat and power project that is participating in the combined heat and power program established in section 3623.

4. Wood fuel. "Wood fuel" means biomass derived from:

A. Forest products manufacturing residuals, including, but not limited to, mill chips, sawdust, bark, shavings and fines;

B. Harvest residues, including trees or portions of harvested trees that are too small or of too poor quality to be used for wood products; or

C. Downed trees from weather events and natural disasters, nonhazardous landscape or right-of-way trimmings and plant material removed for purposes of invasive species control.

§3623. Combined heat and power program

1. Program established. The combined heat and power program, referred to in this chapter as "the program," is established to encourage the development in the State of combined heat and power projects that will promote the climate action plan developed in accordance with Title 38, section 577, subsection 1. The program is administered by the commission.

2. Program scope; limits on net generating capacity. The commission shall limit participation in the program in accordance with this subsection.

A. The net generating capacity of a program participant may not be less than 3 megawatts or more than 10 megawatts.

B. The total net generating capacity of all program participants combined may not exceed 20 megawatts.

The commission may modify the amount of total net generating capacity stipulated under this paragraph based on program experience.

3. Program eligibility criteria. To be eligible to participate in the program, a combined heat and power project must:

A. Be connected to the electric grid of this State;

B. Have an in-service date after November 1, 2022;

C. Satisfy the limits on net generating capacity established in subsection 2, paragraph A;

D. Be highly efficient, as determined by the commission; and

E. Not be a participant in net energy billing under section 3209-A or 3209-B.

The commission shall prescribe an application form or procedure that must be used to apply to the program under this chapter, which must include any information that the commission determines necessary for the purpose of administering the program. The commission shall inform an applicant, within 30 days of receipt of

an application, if the application is complete. The commission shall determine whether the combined heat and power project qualifies for participation in the program as soon as practicable and respond in writing.

§3624. Long-term contracts for combined heat and power

1. Investor-owned transmission and distribution utilities; required participation. Notwithstanding section 3204, the commission may direct an investor-owned transmission and distribution utility to enter into long-term contracts with one or more program participants located within the service territory of the utility for energy, capacity resources or renewable energy credits. The commission may direct investor-owned transmission and distribution utilities to enter into contracts under this subsection only as agents for their customers and only in accordance with this section. An investor-owned transmission and distribution utility shall sell energy, capacity resources or renewable energy credits purchased pursuant to this subsection into the wholesale electricity market or take other action relative to such energy, capacity resources or renewable energy credits as directed by the commission.

2. Consumer-owned transmission and distribution utilities; voluntary participation. A consumer-owned transmission and distribution utility may, at the option of the utility, enter into long-term contracts with one or more program participants located within the service territory of the utility for energy, capacity resources or renewable energy credits. Consumer-owned transmission and distribution utilities may enter into contracts under this subsection only as agents for their customers and only in accordance with this section.

3. Sale of energy; contract procedures. Energy, capacity resources or renewable energy credits contracted through long-term contracts pursuant to this section may be sold into the wholesale electricity market separately or in conjunction with solicitations for standard-offer supply bids under section 3212 or solicitations for green power offer bids under section 3212-B. To the greatest extent possible, the commission shall develop procedures for long-term contracts for transmission and distribution utilities under this section having the same legal and financial effect as the procedures used for standard-offer service pursuant to section 3212 for transmission and distribution utilities.

4. Contract term. A contract entered into pursuant to this section may not be for more than 20 years.

5. Contract pricing; cost containment. The commission shall solicit contract bids under the program. In selecting contracts, the commission shall weigh the characteristics of a proposed combined heat and power project as follows:

A. A weight of 30% must be given to the combined efficiency of the electricity generation and heat utilization of the project;

B. A weight of 40% must be given to the total cost of the project; and

C. A weight of 30% must be given to the following factors:

(1) The design of the project to meet the State's waste reduction and diversion priorities established by Title 38, section 2101, including, but not limited to, the proximity of the project to wood fuel derived from forest products manufacturing residuals;

(2) The location of the project and whether electricity generated will meet a demand for electricity;

(3) The net greenhouse gas emissions from the project, as determined in consultation with the Department of Environmental Protection;

(4) The economic impact to the State from the project, including, but not limited to, jobs the project will create and maintain in wood fuel supply, at the electric generation plant and at the facility using the heat;

(5) Whether the generation of electricity most effectively accounts for the changing seasonal time of day and other electricity usage characteristics associated with beneficial electrification as defined in section 10102, subsection 3-A over the duration of the contract; and

(6) The effect on other Class I resources and Class IA resources, as defined in section 3210, subsection 2.

The commission may not direct an investor-owned transmission and distribution utility to enter into a long-term contract under this chapter in which the contract price for energy exceeds 10 cents per kilowatt-hour.

If at the close of the competitive bidding process under this subsection the commission determines that no proposal meets the requirements of the solicitation or that an approval is not in the public interest, the commission may reject all proposals and may open a new competitive bidding process.

6. Cost and benefit allocation. The commission shall ensure that all costs and benefits associated with contracts involving investor-owned transmission and distribution utilities entered into under this section are allocated to electricity consumers in accordance with section 3210-F.

7. Contract payments. Contracts for capacity and related energy entered into pursuant to this section must provide that payments will be made only after contracted amounts of energy have been provided.

8. Ratepayer protection. The commission shall ensure that mechanisms are established to provide protections for ratepayers over the term of contracts entered into pursuant to this section.

§3625. Rules

The commission may adopt rules to implement this chapter. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

§3626. Tracking; biennial report

The commission shall develop and administer a system to register and track the development of combined heat and power projects under this chapter and by January 15, 2023, and biennially thereafter, shall report to the joint standing committee of the Legislature having jurisdiction over utilities and energy matters on the program and the development of combined heat and power projects. The report must include, but is not limited to:

1. Combined heat and power project development. Documentation of the progress of combined heat and power project development, including the number of such projects in the State, the net generating capacity of those projects and the kilowatt-hours of electricity purchased from those projects; and

2. Program implementation; assessment; recommendations. Actions taken by the commission to implement the program, an assessment of the effectiveness of the program with respect to encouraging the sustainable development of combined heat and power projects in the State and recommendations, including any necessary implementing legislation, to improve the program.

§3627. Regulatory approvals; use of public resources

1. Regulatory approval. The development, siting and operation of a combined heat and power project is subject to all applicable regulatory reviews and approvals required by governmental entities, including, but not limited to, municipalities and state agencies, pursuant to law, ordinance or rule.

2. Use of publicly owned land, water or facilities. Nothing in this chapter limits the authority of the State or a political subdivision of the State to use publicly owned land, water or facilities in the development and operation of a combined heat and power project or to lease publicly owned land, water or facilities to other qualifying owners for the development and operation of a combined heat and power project.

See title page for effective date.

**CHAPTER 605
H.P. 1044 - L.D. 1428**

**An Act To Increase the
Availability of Intranasal
Naloxone in Community and
Corrections Settings**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §2353, sub-§1, ¶F is enacted to read:

F. "Corrections officer" means a person who is responsible for the custody or direct supervision of a person confined in a jail, prison or correctional facility pursuant to an order of a court or as a result of an arrest.

Sec. 2. 22 MRSA §2353, sub-§3, as amended by PL 2017, c. 220, §1, is further amended to read:

3. Authorized administration and dispensing of naloxone hydrochloride by law enforcement officers, corrections officers and municipal firefighters. A law enforcement agency as defined in Title 25, section 3701, subsection 1, a regional or county jail, a prison, a correctional facility as defined in Title 34-A, section 1001, subsection 6 or a municipal fire department as defined in Title 30-A, section 3151, subsection 1 is authorized to obtain a supply of naloxone hydrochloride to be administered or dispensed in accordance with this subsection. A law enforcement officer as defined in Title 17-A, section 2, subsection 17, in accordance with policies adopted by the law enforcement agency, a corrections officer who possesses a current and valid certificate issued by the Board of Trustees of the Maine Criminal Justice Academy pursuant to Title 25, section 2803-A, in accordance with policies adopted by the jail, prison or correctional facility, and a municipal firefighter as defined in Title 30-A, section 3151, subsection 2, in accordance with policies adopted by the municipality, may administer or dispense intranasal naloxone hydrochloride as clinically indicated if the law enforcement officer, corrections officer or municipal firefighter has received medical training in accordance with protocols adopted by the Medical Direction and Practices Board established in Title 32, section 83, subsection 16-B. The Medical Direction and Practices Board shall establish medical training protocols for law enforcement officers, corrections officers and municipal firefighters pursuant to this subsection.

See title page for effective date.

**CHAPTER 606
S.P. 520 - L.D. 1636**

An Act To Determine Potential Savings in Prescription Drug Costs by Using International Pricing

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA c. 1683, sub-c. 4 is enacted to read:

SUBCHAPTER 4

INTERNATIONAL REFERENCED RATE PRICING FOR PRESCRIPTION DRUGS

§8741. International referenced rate pricing

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Manufacturer" has the same meaning as in section 8731, subsection 3.

B. "Prescription drug" has the same meaning as in section 8731, subsection 3-A.

C. "Referenced rate" means the maximum rate established using the wholesale acquisition cost and other pricing data described in subsection 2, paragraph B.

D. "Wholesale acquisition cost" has the same meaning as in section 8731, subsection 6.

2. Referenced rates determined. The following provisions govern the determination of referenced rates of prescription drugs.

A. Based on the payments reported in the organization's claims database, the organization shall identify the 100 most costly prescription drugs and the 100 most frequently prescribed prescription drugs in the State, the manufacturers of those drugs and the average wholesale acquisition cost for each drug for the most current 12-month period.

B. To the extent possible, the organization, in conjunction with the Maine Prescription Drug Affordability Board established in Title 5, section 12004-G, subsection 14-I, shall determine the referenced rate for each drug identified in paragraph A by comparing the wholesale acquisition cost to the cost in official publications of the governments of the Canadian provinces of Ontario, Quebec, British Columbia and Alberta. The referenced rate for each prescription drug must be calculated as the lowest cost among the resources described in this paragraph and the wholesale acquisition cost for the most recent 12-month period. If a specific drug identified in paragraph A is not included within the

resources described in this paragraph, the organization shall use for the purpose of determining the referenced rate the ceiling price for drugs as reported in other official publications of the government of Canada.

C. For each drug identified in paragraph A, the organization shall determine the potential savings that could be achieved by subjecting those drugs to the referenced rate as calculated pursuant to paragraph B. The savings must be determined based on the payments reported in the organization's claims database for the most current 12-month period.

3. Reporting. By January 1, 2023, and annually thereafter, the organization shall produce and post on its publicly accessible website a report including the information required under subsection 2. The organization shall submit the report required by this subsection to the Office of Affordable Health Care established in Title 5, section 3122, the Maine Prescription Drug Affordability Board established in Title 5, section 12004-G, subsection 14-I and the joint standing committee of the Legislature having jurisdiction over health data reporting and prescription drug matters. The joint standing committee of the Legislature having jurisdiction over health data reporting and prescription drug matters may report out legislation based on the report to the first regular or second regular session of the Legislature, depending on the year in which the report is submitted.

See title page for effective date.

**CHAPTER 607
S.P. 619 - L.D. 1782**

An Act Regarding Contributing to Candidates and Political Action Committees

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 21-A MRSA §1015, sub-§2, as repealed and replaced by PL 2021, c. 274, §5 and affected by §13, is amended to read:

2. Contributions by party committees, ballot question committees and political action committees. Except as provided in paragraph A, a ballot question committee, a party committee under section 1013-A, subsection 3, a political action committee and any other committee may not make contributions to a candidate.

A. A party committee under section 1013-A, subsection 3, a ballot question 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 in support of the candidacy of one person aggregating no more than the amount that an individual may contribute to that candidate under subsection 1, except that the committee may not make any monetary contributions to a candidate using funds that derive, in whole or in part, from a business entity. Nothing in this paragraph prohibits a separate segregated fund committee that receives nonmonetary contributions from a business entity under section 1056-D, subsection 2, paragraph A from making monetary contributions to a candidate within the limits described in this paragraph.

Sec. 2. 21-A MRSA §1056-C, sub-§2, as enacted by PL 2021, c. 274, §11 and affected by §13, is amended to read:

2. Contributions by party committees, ballot question committees and political action committees. Except as provided in paragraph A, a party committee under section 1013-A, subsection 3, a ballot question committee, a political action committee and any other committee may not make contributions to a leadership political action committee.

A. A party committee under section 1013-A, subsection 3, a ballot question 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 election under section 1015, subsection 2, paragraph A, 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. Nothing in this paragraph prohibits a separate segregated fund committee that receives nonmonetary contributions from a business entity under section 1056-D, subsection 2, paragraph A from making monetary contributions to a candidate within the limits described in this paragraph.

Sec. 3. 21-A MRSA §1056-D, sub-§1, as enacted by PL 2021, c. 274, §12 and affected by §13, is amended to read:

1. Contributions by individuals. An individual may not make contributions to a separate segregated fund committee aggregating more than \$5,000 in a calendar year. Beginning December 1, 2023, contribution limits under this subsection are adjusted every 2 years based on the Consumer Price Index as reported by the United States Department of Labor, Bureau of Labor Statistics and rounded to the nearest amount divisible by \$25. The commission shall post the current contribution limit and the amount of the next adjustment and

the date that it will become effective on its publicly accessible website and include this information with any publication to be used as a guide for candidates.

Sec. 4. 21-A MRSA §1056-D, sub-§2, ¶A, as enacted by PL 2021, c. 274, §12 and affected by §13, is amended to read:

A. The corporation, membership organization, cooperative or labor or other organization that established the separate segregated fund committee, referred to in this paragraph as "the parent entity," may contribute the paid staff time of its employees and independent contractors to establish the committee and to provide fundraising and administrative services directly to the committee. The parent entity may also provide the separate segregated fund committee with the use of offices, telephones, computers and similar equipment when that use does not result in additional cost to the parent entity.

Sec. 5. Effective date. This Act takes effect January 1, 2023.

Effective January 1, 2023.

CHAPTER 608

H.P. 1410 - L.D. 1903

An Act To Update Criminal and Related Statutes and Respond to Decisions of the Law Court

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 5 MRSA §20071, sub-§1, as amended by PL 1999, c. 448, §1, is further amended to read:

1. Alcohol-related or other drug-related motor vehicle incident. "Alcohol-related or other drug-related motor vehicle incident" means a conviction or administrative action resulting in the suspension of a motor vehicle operator's license for a violation under former Title 29, section 1311-A; Title 29, section 1312, subsection 10-A; Title 29, section 1312-C; Title 29, section 1312-B; Title 29, section 1313-B; Title 29, section 2241, subsection 1, paragraph N; Title 29, section 2241-G, subsection 2, paragraph B, subparagraph (2); Title 29, section 2241-J; Title 29-A, section 1253; Title 29-A, section 2411; Title 29-A, section 2453; Title 29-A, section 2454, subsection 2; Title 29-A, section 2456; Title 29-A, section 2457; Title 29-A, section 2472, subsection 3, paragraph B and subsection 4; Title 29-A, section 2503; Title 29-A, sections 2521 ~~to~~ and 2523; or Title 29-A, section 2525 or the rules adopted

by the Department of the Secretary of State for the suspension of commercial drivers' licenses.

Sec. A-2. 25 MRSA §2005-A, sub-§3, as amended by PL 1995, c. 65, Pt. A, §77 and affected by §153 and Pt. C, §15, is further amended to read:

3. Suspension in effect during pendency pendency. The suspension remains in effect until the entry of judgment if charges are filed of violating Title 17-A, section 1057 or of operating a motor vehicle, snowmobile, ATV, or watercraft under the influence of intoxicating liquor or drugs, unless it is determined by the court in which the criminal charge or civil violation is pending, or by the Secretary of State if a hearing is held pursuant to Title 29-A, section 2521, ~~2522~~ or 2523, that the law enforcement officer did not have probable cause to require the permit holder to submit to chemical testing.

Sec. A-3. 29-A MRSA §2431, sub-§3, as amended by PL 1995, c. 368, Pt. AAA, §15, is further amended to read:

3. Failure as evidence. Failure of a person to submit to a chemical test is admissible in evidence on the issue of whether that person was under the influence of intoxicants.

If the law enforcement officer fails to give the required warnings, the failure of the person to submit to a chemical test is not admissible, ~~except when a test was required under section 2522.~~

If a failure to submit to a chemical test is not admitted into evidence, the court may inform the jury that no test result is available.

If a test result is not available for a reason other than failing to submit to a chemical test, the unavailability and the reason ~~is~~ are admissible in evidence.

Sec. A-4. 29-A MRSA §2521, sub-§6-A is enacted to read:

6-A. Suspension for refusal when probable cause exists to believe death has occurred or will occur. Except when a longer period of suspension is otherwise provided by law, if, in addition to the probable cause set forth in subsection 1, there is also probable cause to believe that death occurred or will occur, the suspension is for a period of one year for a first refusal.

Sec. A-5. 29-A MRSA §2521, sub-§8, ¶A-1 is enacted to read:

A-1. For the purposes of subsection 6-A, there is probable cause to believe that death has occurred or will occur;

Sec. A-6. 29-A MRSA §2522, as amended by PL 2013, c. 459, §9, is repealed.

PART B

Sec. B-1. 15 MRSA §393, sub-§1, ¶A-1, as amended by PL 2015, c. 470, §1, is further amended by amending subparagraph (3) to read:

(3) A crime under the laws of ~~any other state~~ another jurisdiction that, in accordance with the laws of that jurisdiction, is punishable by a term of imprisonment exceeding one year. This subparagraph does not include a crime under the laws of another ~~state~~ jurisdiction that is classified by the laws of that ~~state~~ jurisdiction as a misdemeanor and is punishable by a term of imprisonment of 2 years or less;

Sec. B-2. 15 MRSA §393, sub-§1, ¶A-1, as amended by PL 2015, c. 470, §1, is further amended by amending subparagraph (4) to read:

(4) A crime under the laws of ~~any other state~~ another jurisdiction that, in accordance with the laws of that jurisdiction, does not come within subparagraph (3) but is elementally substantially similar to a crime in this State that is punishable by a term of imprisonment ~~for~~ of one year or more; or

Sec. B-3. 15 MRSA §393, sub-§1, ¶A-1, as amended by PL 2015, c. 470, §1, is further amended by amending subparagraph (5) to read:

(5) A crime under the laws of ~~the United States, this State or any other state or the Passamaquoddy Tribe or Penobscot Nation~~ another jurisdiction in a proceeding in which the prosecuting authority was required to plead and prove that the person committed the crime with the use of:

- (a) A firearm against a person; or
- (b) Any other dangerous weapon.

Sec. B-4. 15 MRSA §393, sub-§1, ¶C, as amended by PL 2015, c. 470, §1, is further amended to read:

C. Has been adjudicated in this State or under the laws of ~~the United States or any other state~~ another jurisdiction to have engaged in conduct as a juvenile that, if committed by an adult, would have been a disqualifying conviction:

- (1) Under paragraph A-1, subparagraphs (1) to (4) and bodily injury to another person was threatened or resulted; or
- (3) Under paragraph A-1, subparagraph (5).

Violation of this paragraph is a Class C crime;

Sec. B-5. 15 MRSA §393, sub-§1, ¶D, as amended by PL 2015, c. 470, §1, is further amended to read:

D. Is subject to an order of a court of ~~the United States or a state, territory, commonwealth or tribe~~

this State or another jurisdiction that restrains that person from harassing, stalking or threatening an intimate partner, as defined in 18 United States Code, Section 921(a), of that person or a child of the intimate partner of that person, or from engaging in other conduct that would place the intimate partner in reasonable fear of bodily injury to the intimate partner or the child, except that this paragraph applies only to a court order that was issued after a hearing for which that person received actual notice and at which that person had the opportunity to participate and that:

- (1) Includes a finding that the person represents a credible threat to the physical safety of an intimate partner or a child; or
- (2) By its terms, explicitly prohibits the use, attempted use or threatened use of physical force against an intimate partner or a child that would reasonably be expected to cause bodily injury.

Violation of this paragraph is a Class D crime;

Sec. B-6. 15 MRSA §393, sub-§1-A, as amended by PL 2015, c. 470, §2, is further amended to read:

1-A. Limited prohibition for nonviolent juvenile offenses. A person who has been adjudicated in this State or under the laws of ~~the United States or any other state~~ another jurisdiction to have engaged in conduct as a juvenile that, if committed by an adult, would have been a disqualifying conviction under subsection 1, paragraph A-1 or subsection 1-B, paragraph A but is not an adjudication under subsection 1, paragraph C or an adjudication under subsection 1-B, paragraph B in which bodily injury to another person was threatened or resulted may not own or have in that person's possession or control a firearm for a period of 3 years following completion of any disposition imposed or until that person reaches 18 years of age, whichever is later. Violation of this subsection by a person at least 18 years of age is a Class C crime.

Sec. B-7. 15 MRSA §393, sub-§1-B, ¶A, as amended by PL 2015, c. 470, §3, is further amended by amending subparagraph (2) to read:

- (2) A crime under the laws of ~~the United States or any other state~~ another jurisdiction that in accordance with the laws of that jurisdiction is elementally substantially similar to a crime in subparagraph (1).

Sec. B-8. 15 MRSA §393, sub-§1-B, ¶B, as amended by PL 2015, c. 470, §3, is further amended to read:

B. Has been adjudicated in this State or under the laws of ~~the United States or any other state~~ another jurisdiction to have engaged in conduct as a juvenile that, if committed by an adult, would have

been a disqualifying conviction under this subsection. Violation of this paragraph is a Class C crime.

Sec. B-9. 15 MRSA §393, sub-§7, ¶C, as enacted by PL 2001, c. 549, §4, is repealed.

Sec. B-10. 15 MRSA §393, sub-§7, ¶F is enacted to read:

F. "Another jurisdiction" has the same meaning as in Title 17-A, section 2, subsection 3-B.

PART C

Sec. C-1. 15 MRSA §1026, sub-§5, as amended by PL 2021, c. 397, §6, is further amended to read:

5. Contents of release order. In a release order issued under subsection 2-A or 3, the judicial officer shall:

A. Include a written statement that sets forth:

(1) All the conditions to which the ~~release defendant~~ is subject in a manner sufficiently clear and specific to serve as a guide for the defendant's conduct; and

(2) If an agreement to forfeit money under subsection 3, paragraph A, subparagraph (11) or (12) is ordered, the reason the judicial officer has set the amount of money ordered to be forfeited under the agreement; and

B. Advise the defendant ~~of that~~:

(1) ~~The penalties if the defendant fails to appear as required~~ conditions of release take effect and are fully enforceable immediately as of the time the judicial officer sets the conditions, unless the release order expressly excludes a condition or conditions of release from immediate applicability; and

(2) ~~The penalties for and consequences of violating a condition of release, including the immediate issuance of a warrant for the defendant's arrest~~ Failure to appear or comply with a condition or conditions of release may subject the defendant to revocation of bail and additional criminal penalties.

Sec. C-2. 15 MRSA §1026, sub-§7, as enacted by PL 1995, c. 356, §5, is amended to read:

7. Applicability of conditions of release. A condition of release takes effect and is fully enforceable ~~immediately~~ as of the time the judicial officer sets the condition, unless the bail release order expressly excludes ~~it~~ a condition of release from immediate applicability, if the defendant is advised by a judicial officer, a law enforcement officer or an employee of a county or regional jail or a correctional facility having custody of the defendant:

A. Of the condition; and

B. That failure to appear or comply with the condition may subject the defendant to revocation of bail and additional criminal penalties.

PART D

Sec. D-1. 17-A MRSA §1805, sub-§1, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

1. Determination of date probation begins; revocation; place of imprisonment. Unless prohibited pursuant to section 1802, subsection 1, paragraphs A to F, the court may impose a split sentence by sentencing an individual to a term of imprisonment not to exceed the maximum term authorized for the crime, an initial portion of which is to be served and the remainder of which is to be suspended, and accompany the suspension with a period of probation not to exceed the maximum period authorized for the crime. The period of probation commences on the date the individual is released from the unsuspended portion of the term of imprisonment, unless the court orders it to commence on an earlier date. If the period of probation commences on the date the person is released from the initial unsuspended portion of the term of imprisonment, that day is counted as the first full day of the period of probation.

A. If the period of probation commences upon release of the individual from an unsuspended portion of the term of imprisonment, the court may revoke probation for any criminal conduct committed during that unsuspended portion of the term of imprisonment.

B. If execution of the sentence is stayed, the court may revoke probation for criminal conduct committed during the period of stay or for failure to report as ordered.

C. The court may revoke probation if, during any unsuspended portion of the term of imprisonment, an individual sentenced as a repeat sexual assault offender, pursuant to section 1804, subsection 4, refuses to actively participate in a sex offender treatment program in accordance with the expectations and judgment of the treatment providers, when requested to do so by the Department of Corrections.

D. The court may revoke probation if, during an unsuspended portion of the term of imprisonment:

- (1) The individual has contact with a victim with whom the individual has been ordered not to have contact as a condition of probation;
- (2) In the case of an individual who has been committed to the Department of Corrections, the individual has contact with any victim with whom the individual has been prohibited to have contact by the Department of Corrections; or

(3) In the case of an individual who has been committed to a county or regional jail, the individual has contact with any victim with whom the individual has been prohibited to have contact by the county or regional jail.

E. As to both the suspended and unsuspended portions of the sentence, the place of imprisonment must be as follows.

(1) For a Class D or Class E crime, the court must specify a county jail as the place of imprisonment.

(2) For a Class A, Class B or Class C crime, the court must:

- (a) Specify a county jail as the place of imprisonment for any portion of the sentence that is 9 months or less; and
- (b) Commit the individual to the Department of Corrections for any portion of the sentence that is more than 9 months.

Sec. D-2. 17-A MRSA §1806, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

§1806. Wholly suspended term of imprisonment with probation

Unless prohibited pursuant to section 1802, subsection 1, paragraphs A to F, the court may sentence an individual to a term of imprisonment not to exceed the maximum term authorized for the crime, suspend the entire term of imprisonment and accompany the suspension with a period of probation not to exceed the maximum period authorized for the crime, to commence on the date the individual goes into actual execution of the sentence. The day the individual goes into actual execution of the sentence is counted as the first full day of the period of probation.

Sec. D-3. 17-A MRSA §1812, sub-§7, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

7. Tolling of period of probation; conditions of probation continue in effect. The running of the period of probation is tolled upon either the delivery of the summons, the filing of the written notice with the court that the person cannot be located or the arrest of the person. If the court finds a violation of probation, the day upon which the tolling occurs does not count toward the period of probation. If the motion is dismissed or withdrawn, or if the court finds no violation of probation, the running of the period of probation is deemed not to have been tolled. The conditions of probation continue in effect during the tolling of the running of the period of probation, and any violation of a condition subjects the person to a revocation of probation pursuant to the provisions of this subchapter.

Sec. D-4. 17-A MRSA §1815 is enacted to read:

§1815. Completion of period of probation

A period of probation is completed when the last day of the period, excluding any days during which the running of the period of probation is tolled, ends.

PART E

Sec. E-1. 17-A MRSA §253, sub-§2, ¶M, as amended by PL 2019, c. 438, §2, is further amended to read:

M. The other person has not expressly or impliedly acquiesced to the sexual act and the actor is criminally negligent with regard to whether the other person has acquiesced. Violation of this paragraph is a Class C crime; or

Sec. E-2. 17-A MRSA §255-A, sub-§1, ¶A, as enacted by PL 2001, c. 383, §23 and affected by §156, is amended to read:

A. The other person has not expressly or impliedly acquiesced in the sexual contact and the actor is criminally negligent with regard to whether the other person has acquiesced. Violation of this paragraph is a Class D crime;

Sec. E-3. 17-A MRSA §255-A, sub-§1, ¶B, as enacted by PL 2001, c. 383, §23 and affected by §156, is amended to read:

B. The other person has not expressly or impliedly acquiesced in the sexual contact, the actor is criminally negligent with regard to whether the other person has acquiesced and the sexual contact includes penetration. Violation of this paragraph is a Class C crime;

Sec. E-4. 17-A MRSA §260, sub-§1, ¶A, as enacted by PL 2003, c. 138, §5, is amended to read:

A. The other person has not expressly or impliedly acquiesced in the sexual touching and the actor is criminally negligent with regard to whether the other person has acquiesced. Violation of this paragraph is a Class D crime;

See title page for effective date.

CHAPTER 609

S.P. 691 - L.D. 1954

An Act To Ensure Access to Prescription Contraceptives

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24 MRSA §2332-J, sub-§4 is enacted to read:

4. Coverage of contraceptive supplies. Coverage required under this section must include coverage for contraceptive supplies in accordance with the following

requirements. For purposes of this section, "contraceptive supplies" means all contraceptive drugs, devices and products approved by the federal Food and Drug Administration to prevent an unwanted pregnancy.

A. Coverage must be provided without any deductible, coinsurance, copayment or other cost-sharing requirement.

B. If the federal Food and Drug Administration has approved one or more therapeutic equivalents of a contraceptive supply, an insurer is not required to cover all those therapeutically equivalent versions in accordance with this subsection, as long as at least one is covered without any deductible, coinsurance, copayment or other cost-sharing requirement in accordance with this subsection.

C. Coverage must be provided for the furnishing or dispensing of prescribed contraceptive supplies intended to last for a 12-month period, which may be furnished or dispensed all at once or over the course of the 12 months at the discretion of the health care provider.

Sec. 2. 24-A MRSA §2756, sub-§3, as enacted by PL 2017, c. 190, §1, is amended to read:

3. Coverage of contraceptive supplies. Coverage required under this section must include coverage for contraceptive supplies in accordance with the following requirements. For purposes of this section, "contraceptive supplies" means all contraceptive drugs, devices and products approved by the federal Food and Drug Administration to prevent an unwanted pregnancy.

A. Coverage must be provided without any deductible, coinsurance, copayment or other cost-sharing requirement for at least one contraceptive supply within each method of contraception that is identified by the federal Food and Drug Administration to prevent an unwanted pregnancy and prescribed by a health care provider.

B. If there is a therapeutic equivalent of a contraceptive supply within a contraceptive method approved by the federal Food and Drug Administration, an insurer may provide coverage for more than has approved one or more therapeutic equivalents of a contraceptive supply and may impose, an insurer is not required to cover all those therapeutically equivalent versions in accordance with this subsection, as long as at least one is covered without any deductible, coinsurance, copayment or other cost-sharing requirements as long as at least one contraceptive supply within that method is available without cost sharing requirement in accordance with this subsection.

C. If an individual's health care provider recommends a particular contraceptive supply approved by the federal Food and Drug Administration for the individual based on a determination of medical

~~necessity, the insurer shall defer to the provider's determination and judgment and shall provide coverage without cost sharing for the prescribed contraceptive supply.~~

D. Coverage must be provided for the furnishing or dispensing of prescribed contraceptive supplies intended to last for a 12-month period, which may be furnished or dispensed all at once or over the course of the 12 months at the discretion of the health care provider.

Sec. 3. 24-A MRSA §2847-G, sub-§4, as enacted by PL 2017, c. 190, §2, is amended to read:

4. Coverage of contraceptive supplies. Coverage required under this section must include coverage for contraceptive supplies in accordance with the following requirements. For purposes of this section, "contraceptive supplies" means all contraceptive drugs, devices and products approved by the federal Food and Drug Administration to prevent an unwanted pregnancy.

A. Coverage must be provided without any deductible, coinsurance, copayment or other cost-sharing requirement ~~for at least one contraceptive supply within each method of contraception that is identified by the federal Food and Drug Administration to prevent an unwanted pregnancy and prescribed by a health care provider.~~

B. ~~If there is a therapeutic equivalent of a contraceptive supply within a contraceptive method approved by the federal Food and Drug Administration, an insurer may provide coverage for more than has approved one or more therapeutic equivalents of a contraceptive supply and may impose, an insurer is not required to cover all those therapeutically equivalent versions in accordance with this subsection, as long as at least one is covered without any deductible, coinsurance, copayment or other cost-sharing requirements as long as at least one contraceptive supply within that method is available without cost sharing requirement in accordance with this subsection.~~

C. ~~If an individual's health care provider recommends a particular contraceptive supply approved by the federal Food and Drug Administration for the individual based on a determination of medical necessity, the insurer shall defer to the provider's determination and judgment and shall provide coverage without cost sharing for the prescribed contraceptive supply.~~

D. Coverage must be provided for the furnishing or dispensing of prescribed contraceptive supplies intended to last for a 12-month period, which may be furnished or dispensed all at once or over the course of the 12 months at the discretion of the health care provider.

Sec. 4. 24-A MRSA §4247, sub-§4, as enacted by PL 2017, c. 190, §3, is amended to read:

4. Coverage of contraceptive supplies. Coverage required under this section must include coverage for contraceptive supplies in accordance with the following requirements. For purposes of this section, "contraceptive supplies" means all contraceptive drugs, devices and products approved by the federal Food and Drug Administration to prevent an unwanted pregnancy.

A. Coverage must be provided without any deductible, coinsurance, copayment or other cost-sharing requirement ~~for at least one contraceptive supply within each method of contraception that is identified by the federal Food and Drug Administration to prevent an unwanted pregnancy and prescribed by a health care provider.~~

B. ~~If there is a therapeutic equivalent of a contraceptive supply within a contraceptive method approved by the federal Food and Drug Administration, a health maintenance organization may provide coverage for more than has approved one or more therapeutic equivalents of a contraceptive supply and may impose, a health maintenance organization is not required to cover all those therapeutically equivalent versions in accordance with this subsection, as long as at least one is covered without any deductible, coinsurance, copayment or other cost-sharing requirements as long as at least one contraceptive supply within that method is available without cost sharing requirement in accordance with this subsection.~~

C. ~~If an individual's health care provider recommends a particular contraceptive supply approved by the federal Food and Drug Administration for the individual based on a determination of medical necessity, the health maintenance organization shall defer to the provider's determination and judgment and shall provide coverage without cost sharing for the prescribed contraceptive supply.~~

D. Coverage must be provided for the furnishing or dispensing of prescribed contraceptive supplies intended to last for a 12-month period, which may be furnished or dispensed all at once or over the course of the 12 months at the discretion of the health care provider.

Sec. 5. Application. The requirements of this Act apply to all policies, contracts and certificates executed, delivered, issued for delivery, continued or renewed in this State on or after January 1, 2023. For purposes of this Act, all contracts are deemed to be renewed no later than the next yearly anniversary of the contract date.

Sec. 6. Exemption from review. Notwithstanding the Maine Revised Statutes, Title 24-A, sec-

tion 2752, this Act is enacted without review and evaluation by the Department of Professional and Financial Regulation, Bureau of Insurance.

Sec. 7. No addition to State's essential health benefits; legislative finding. The requirements of this Act do not constitute an addition to the State's essential health benefits that requires defrayal of costs by the State pursuant to 42 United States Code, Section 18031(d)(3)(B) because this Act clarifies that health insurance carriers must provide coverage for contraceptive supplies prescribed by an individual's health care provider without cost sharing.

See title page for effective date.

CHAPTER 610

H.P. 1458 - L.D. 1958

An Act To Amend the Maine Parentage Act with Regard to Presumed Parentage

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 19-A MRSA §1832, sub-§1, as enacted by PL 2015, c. 296, Pt. A, §1 and affected by Pt. D, §1, is amended to read:

1. Acknowledged father parent. "Acknowledged ~~father parent~~" means a ~~man~~ person who has established parentage under subchapter 3.

Sec. 2. 19-A MRSA §1881, sub-§4, as enacted by PL 2015, c. 296, Pt. A, §1 and affected by Pt. D, §1, is amended to read:

4. Rebuttal or challenge of presumption. A presumption established under this subchapter may be rebutted or challenged only by a court determination of parentage pursuant to section 1882 or a valid denial of parentage under subchapter 3.

Sec. 3. 19-A MRSA §1882, as enacted by PL 2015, c. 296, Pt. A, §1 and affected by Pt. D, §1, is amended to read:

§1882. Challenge to ~~presumed-parent~~ presumption of parentage

1. Two-year limitation. Except as provided in subsection 2, a proceeding to challenge the parentage of an individual whose parentage is presumed under section 1881 must be commenced not later than 2 years after the birth of the child; otherwise the presumption cannot be rebutted. If such a proceeding is commenced within 2 years by a presumed parent, by the woman who gave birth to the child or by a 3rd party with a claim of parentage, the following apply.

A. If the presumed parent is also identified under section 1904 as a genetic parent of the child, the

court shall adjudicate the presumed parent to be a parent of the child.

B. If the presumed parent is not identified under section 1904 as a genetic parent of the child and the genetic parent is not a donor under section 1922, the court shall adjudicate the parentage of the child in accordance with the factors in section 1912, subsection 2, consistent with section 1901, subsection 2, section 1915, subsection 2 and this chapter. Challenges regarding the parentage of a child conceived through assisted reproduction must be resolved under subchapter 7.

2. Later than 2 years. A proceeding to challenge the parentage of an individual whose parentage is presumed under section 1881 may not be commenced, and the presumption of parentage under section 1881 cannot be rebutted, more than 2 years after the birth of the child except in the following situations.

A. A presumed parent under section 1881, subsection 1 who is not the genetic parent of a child and who could not reasonably have known about the birth of the child may commence a proceeding under this subsection within 2 years after learning of the child's birth.

B. An alleged genetic parent who did not know of the potential genetic parentage of a child, and who could not reasonably have known on account of material misrepresentation or concealment, may commence a proceeding under this subsection within 2 years after discovering the potential genetic parentage. If the individual is adjudicated to be the genetic parent of the child, the court may not disestablish a presumed parent and, consistent with section 1853, subsection 2, the court shall determine parental rights and responsibilities of the parents in accordance with section 1653.

C. ~~A mother~~ The woman who gave birth or a presumed parent under section 1881, subsection 3 disputing the validity of the presumption may commence a proceeding under this subsection at any time.

Sec. 4. 19-A MRSA §1901, as enacted by PL 2015, c. 296, Pt. A, §1 and affected by Pt. D, §1, is repealed and the following enacted in its place:

§1901. Scope of subchapter

1. Scope. This subchapter governs procedures and requirements of genetic testing and genetic testing results of an individual to determine parentage and adjudication of parentage based on genetic testing, whether the individual voluntarily submits to testing or is tested pursuant to an order of the court or the department.

2. Genetic testing. Genetic testing may not be used to challenge the parentage of a person who is a parent by operation of law under subchapter 7 or 8 or to establish the parentage of a person who is a donor.

Sec. 5. 19-A MRSA §1911, sub-§3, as enacted by PL 2015, c. 296, Pt. A, §1 and affected by Pt. D, §1, is amended to read:

3. No presumed, acknowledged or adjudicated parent. ~~The department~~ A child support enforcement agency may seek an order for genetic testing only if there is no presumed parent, acknowledged ~~father par-~~ ent, adjudicated parent or intended parent who consented to assisted reproduction pursuant to this chapter. Genetic testing may not be ordered if the person who is the subject of the request for order is a donor.

Sec. 6. 19-A MRSA §1912, as enacted by PL 2015, c. 296, Pt. A, §1 and affected by Pt. D, §1, is amended by amending the section headnote to read:

§1912. Authority to deny requested order for genetic testing or admission of test results or to consider other factors when adjudicating parentage

Sec. 7. 19-A MRSA §1912, sub-§2, as enacted by PL 2015, c. 296, Pt. A, §1 and affected by Pt. D, §1, is amended to read:

2. Factors. In determining whether to deny a motion seeking an order for genetic testing under this chapter or a request for admission of such test results at trial, or in an adjudication of parentage pursuant to section 1882 or 1915, the court shall consider the best interest of the child, including the following factors, if relevant:

- A. The length of time between the proceeding to adjudicate parentage and the time that a parent was placed on notice that genetic parentage is at issue;
- B. The length of time during which the parent has assumed a parental role for the child;
- C. The facts surrounding discovery that genetic parentage is at issue;
- D. The nature of the relationship between the child and the parent;
- E. The age of the child;
- F. Any adverse effect on the child that may result if parentage is successfully disproved;
- G. The nature of the relationship between the child and any alleged parent;
- H. The extent to which the passage of time reduces the chances of establishing the parentage of another person and a child support obligation in favor of the child; and
- I. Factors in addition to those in paragraphs A to H, including factors set forth in section 1653, subsection 3, that may affect the equities arising from the disruption of the relationship between the child and the parent or the chance of other adverse effect to the child.

Sec. 8. 19-A MRSA §1913, sub-§3, as enacted by PL 2015, c. 296, Pt. A, §1 and affected by Pt. D, §1, is amended to read:

3. Results inadmissible; exceptions. If a child has a presumed parent, acknowledged ~~father~~ parent or adjudicated parent, the results of genetic testing are admissible to adjudicate parentage only:

A. With the consent of each person who is a parent of the child under this chapter, unless the court otherwise orders under section 1912; or

B. Pursuant to an order of the court under section 1911.

Sec. 9. 19-A MRSA §1915, as enacted by PL 2015, c. 296, Pt. A, §1 and affected by Pt. D, §1, is amended by amending the section headnote to read:

§1915. Adjudication of parentage based on genetic testing; multiple claims of parentage

Sec. 10. 19-A MRSA §1915, sub-§1, ¶A, as enacted by PL 2015, c. 296, Pt. A, §1 and affected by Pt. D, §1, is amended by amending subparagraph (2) to read:

(2) If genetic testing results pursuant to section 1904 identify a person as the genetic parent of a child, the court shall ~~find that person to be the genetic parent and~~ may adjudicate the person as the child's parent, unless otherwise provided by this chapter.

Sec. 11. 19-A MRSA §1915, sub-§1-A is enacted to read:

1-A. Adjudication of multiple claims of parentage. In a proceeding to adjudicate parentage based on a claim of, or challenge by, a genetic parent who is not a donor or involving a genetic parent who is not a donor that also involves a challenge to an acknowledged parent under subchapter 3 or a presumed parent under subchapter 4, the court shall adjudicate parentage based on the factors set forth in section 1912, subsection 2.

Sec. 12. 19-A MRSA §3051, sub-§2, ¶F, as corrected by RR 2015, c. 2, §10, is amended to read:

F. An acknowledged ~~father~~ parent of the child as provided in chapter 61, subchapter 3;

See title page for effective date.

**CHAPTER 611
H.P. 1466 - L.D. 1971**

**An Act To Implement the
Recommendations of the Right
To Know Advisory Committee
Concerning Remote
Participation**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 1 MRSA §403-B, sub-§2, ¶A, as enacted by PL 2021, c. 290, §1, is amended to read:

A. After notice and hearing the body has adopted a written policy governing the conditions upon which members of the body and the public may participate in a public proceeding of that body by remote methods:

(1) If a public body has not adopted a policy authorizing remote methods of participation under this section and if the chair of the body determines that an emergency or urgent issue exists that prevents the public body from meeting in person to adopt a policy, the chair may call a meeting of the body in which the members may participate by remote methods. Notice of the meeting must include information about how the public can participate in the meeting and the proposed policy or instructions on how to obtain a copy of the proposed policy in advance of the meeting. Once the meeting is convened, the members shall vote on whether to support the chair's determination that an emergency or urgent issue exists that prevents the public body from meeting in person.

(2) If 2/3 of the members vote in support of the chair's determination under subparagraph (1), after an opportunity for hearing, the members may vote on whether to adopt a policy authorizing remote methods of participation in public proceedings of the body under this section:

Sec. 2. 1 MRSA §403-B, sub-§2, ¶H, as enacted by PL 2021, c. 290, §1, is amended to read:

H. 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. The public body must make the proposed policy regarding remote participation

available in advance of the meeting if meeting remotely under paragraph A, subparagraphs (1) and (2).

See title page for effective date.

**CHAPTER 612
H.P. 1471 - L.D. 1985**

**An Act To Improve Testing
Requirements for Adult Use
Marijuana**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 28-B MRSA §601, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

§601. Testing program established

The department shall establish a testing program for adult use marijuana and adult use marijuana products. Except as otherwise provided in this subchapter, the program must require a licensee, prior to selling or distributing adult use marijuana or an adult use marijuana product to a consumer ~~or to another licensee~~, to submit the marijuana or marijuana product to a testing facility for testing to ensure that the marijuana or marijuana product does not exceed the maximum level of allowable contamination for any contaminant that is injurious to health and for which testing is required and to ensure correct labeling. The department shall adopt rules establishing a testing program pursuant to this section, rules identifying the types of contaminants that are injurious to health for which marijuana and marijuana products must be tested under this subchapter and rules regarding the maximum level of allowable contamination for each contaminant. Rules adopted pursuant to this subchapter are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. 28-B MRSA §602, first ¶, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

A licensee may not sell or distribute adult use marijuana or an adult use marijuana product to a consumer ~~or to another licensee~~ under this chapter unless the marijuana or marijuana product has been tested pursuant to this subchapter and the rules adopted pursuant to this subchapter and that mandatory testing has demonstrated that the marijuana or marijuana product does not exceed the maximum level of allowable contamination for any contaminant that is injurious to health and for which testing is required.

Sec. 3. 28-B MRSA §605, first ¶, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

Notwithstanding section 602, a licensee may sell or furnish to a consumer ~~or to another licensee~~ adult use

marijuana or an adult use marijuana product that the licensee has not submitted for testing in accordance with this subchapter and rules adopted pursuant to this subchapter if:

Sec. 4. 28-B MRSA §605, sub-§4, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

4. No subsequent processing, manufacturing or alteration. Since the performance of the prior testing under subsection 1, the marijuana or marijuana product has not undergone any further processing, manufacturing or alteration, ~~other than the packaging and labeling of the marijuana or marijuana product for sale that would result in an increase in the concentration of any contaminants or factors identified in section 602, subsection 1 or in any rules adopted by the department pursuant to that section.~~

See title page for effective date.

CHAPTER 613

S.P. 724 - L.D. 2007

**An Act To Create the
Amyotrophic Lateral Sclerosis
Incidence Registry**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA c. 255-A is enacted to read:

CHAPTER 255-A

AMYOTROPHIC LATERAL SCLEROSIS

§1411. Registry established

The Maine Center for Disease Control and Prevention shall establish, maintain and operate a statewide amyotrophic lateral sclerosis incidence registry, referred to in this chapter as "the registry."

§1412. Duty of health care providers

A physician, surgeon, nurse practitioner, physician assistant or other health care practitioner and a hospital or other health care facility that screens for, diagnoses or provides therapeutic services to patients with amyotrophic lateral sclerosis shall report to the department all persons diagnosed as having amyotrophic lateral sclerosis no later than 6 months from the date of diagnosis. The report must include, but is not limited to, information on each person's usual occupation and industry of employment and other elements determined by rule to be appropriate.

§1413. Confidentiality

Information that directly or indirectly identifies individual persons contained within the registry is confidential and protected by applicable law, including section 42, subsections 2 and 5 and chapters 401 and 857.

Information within the registry may be disclosed in aggregated, de-identified form. Information that directly or indirectly identifies individual persons contained within the registry may be disclosed only in a manner consistent with applicable state and federal confidentiality laws and policies. The department may establish data sharing and protection agreements with state, regional and national amyotrophic lateral sclerosis registries for bidirectional data exchange, in a manner consistent with applicable state and federal confidentiality laws and policies. The department may disclose the minimum information necessary to accomplish a specified research purpose only upon successful completion of the research disclosure approval process established by the department and as permitted under applicable human subject research protections, state and federal laws and the department's confidentiality policies and processes.

§1414. Annual report

The department shall prepare and submit to the Governor annual reports containing statewide prevalence and incidence estimates of amyotrophic lateral sclerosis, including any trends occurring over time across the State. The reports may not contain any information that directly or indirectly identifies individual persons.

§1415. Rules

The department shall adopt rules to implement this chapter, including, but not limited to, rules governing the operation of the registry, reporting to the registry and data release protocols. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

CHAPTER 614

H.P. 1384 - L.D. 1874

**An Act To Clarify COVID-19
Paid Leave for School
Employees**

Emergency preamble. **Whereas**, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, Public Law 2021, chapter 378 requires school administrative units to grant up to 15 sick leave days used by a public school employee affected by COVID-19; and

Whereas, the provisions of Public Law 2021, chapter 378 apply only to leave taken before the effective date of that law; and

Whereas, public school employees continue to experience the personal and economic effects of the COVID-19 pandemic but remain without sufficient paid leave to weather these effects; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §13605, as enacted by PL 2021, c. 378, §1, is amended to read:

§13605. School administrative units to grant sick paid leave to public school employees affected by COVID-19

A school administrative unit shall grant up to 15 sick paid leave days ~~used by~~ to a public school employee affected by the illness caused by infection with the coronavirus SARS-CoV-2, referred to in this section as "COVID-19," in accordance with the following.

1. Requirements. A public school employee who ~~was is~~ affected by COVID-19 ~~and used sick is granted up to a maximum of 15 days of paid leave prior to the effective date of this section is entitled to have sick leave time restored for those days used by that employee up to a maximum of 15 days if when needed by~~ the employee because the employee:

- A. ~~Was is~~ subject to a federal, state or local quarantine order related to COVID-19;
- B. ~~Had Has~~ been or ~~was is~~ advised by a health care provider to self-quarantine for reasons related to COVID-19;
- C. ~~Experienced Is experiencing~~ symptoms of COVID-19 and ~~sought is seeking~~ a medical diagnosis;
- D. ~~Cared Is caring~~ for an individual subject to a federal, state or local quarantine order related to COVID-19; or
- E. Is a parent or guardian who ~~provided is provid-~~ing care for a child whose school or place of child care ~~was is~~ closed or unavailable due to precautions related to COVID-19.

2. Application. ~~This section~~ Subsection 1 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 paid leave for the purposes described in this section, except as provided in subsection 3.

3. Exception. A public school employee who, on or after the effective date of this subsection, has 60 days or more of accrued paid leave is not eligible for leave pursuant to subsection 1.

4. Funding. A school administrative unit may use federal funds to provide the paid leave required under this section, including but not limited to funds from the federal Coronavirus Aid, Relief, and Economic Security Act, Public Law 116-136, the American Rescue Plan Elementary and Secondary School Emergency Relief Fund and the American Rescue Plan Act of 2021, Public Law 117-2, to the extent the funds are eligible to be used for the purposes of this section in accordance with federal law and regulations.

Sec. 2. Restoration. A school administrative unit shall restore sick leave time to a public school employee who used sick leave pursuant to the Maine Revised Statutes, Title 20-A, section 13605 between October 19, 2021 and the effective date of this Act. A school administrative unit shall compensate for an absence a public school employee who was absent from work for any reason described in Title 20-A, section 13605 between January 1, 2021 and the effective date of this Act and who was not eligible to be paid for that absence.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 15, 2022.

CHAPTER 615

H.P. 853 - L.D. 1175

An Act To Prohibit Excessive Telephone Charges in Maine Jails and Prisons

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 34-A MRSA §3015 is enacted to read:

§3015. Telephone services in Department of Corrections facilities

Beginning October 1, 2022, the department and a service provider that contracts with the department to provide telephone services for residents of a department facility shall provide telephone services in accordance with this section.

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

- A. "Department facility" means a detention facility or correctional facility.
- B. "Resident" means a person who resides in a department facility.

C. "Service provider" means an entity that provides telephone services by contract with the department through which a resident initiates outgoing telephone calls from a department facility.

2. Resident right to make telephone calls. The department shall provide a resident with a reasonable opportunity to make interstate and intrastate telephone calls in accordance with departmental policies and institutional procedures and in accordance with the following.

A. The department shall provide a resident with a reasonable opportunity to make telephone calls to relatives and friends, except that the department may restrict or prohibit telephone calls when the restriction or prohibition is necessary for the security of the department facility. The department shall provide to a resident who has less than \$10 in the resident's facility account a free telephone call allowance for 30 minutes of telephone calls per week under this paragraph.

B. The department shall provide a resident with a reasonable opportunity to make telephone calls protected by the attorney-client privilege. The department shall provide to a resident who has less than \$10 in the resident's facility account a free telephone call allowance for 30 minutes of telephone calls per week under this paragraph.

3. Requirements for service providers. A service provider that enters into or renews a contract on or after October 1, 2022 with the department to provide outgoing interstate and intrastate telephone services is subject to the following requirements.

A. The rates and charges that the service provider may charge for interstate and intrastate telephone calls made by residents may not exceed the rates for interstate telephone calls adopted by the Federal Communications Commission in effect on the date of the contract.

B. A service provider may not charge a fee to a resident, the department facility or the department for providing the free outgoing telephone calls required pursuant to subsection 2, paragraphs A and B.

C. A service provider may not charge a connection fee to a resident to initiate an outgoing telephone call.

D. A service provider shall permit the receiving party of a telephone call to terminate the telephone call prior to connection without the resident or receiving party incurring a charge.

E. A service provider may not block a collect telephone call to a receiving party because the service provider lacks a prior billing relationship with the receiving party's telephone service provider unless

the service provider offers debit, prepaid or prepaid collect calling options.

F. A service provider, prior to connecting a telephone call, shall identify itself to the receiving party and disclose to the receiving party how to obtain rate quotations.

Sec. A-2. Application. That section of this Part that enacts the Maine Revised Statutes, Title 34-A, section 3015 applies to all contracts for telephone services entered into or renewed by the Department of Corrections on or after October 1, 2022.

PART B

Sec. B-1. 30-A MRSA §1566 is enacted to read:

§1566. Telephone services in jails

Beginning October 1, 2022, a jail and a service provider that contracts with the jail to provide telephone services for residents of the jail shall provide telephone services in accordance with this section.

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Jail" means a county or municipal detention facility for which standards are set by the Commissioner of Corrections under Title 34-A, section 1208 or a facility for which standards are set by the Commissioner of Corrections under Title 34-A, section 1208-A.

B. "Resident" means a person who resides in a jail.

C. "Service provider" means an entity that provides telephone services by contract with a jail through which a resident initiates outgoing telephone calls from the jail.

2. Requirements for service providers. A service provider that enters into or renews a contract on or after October 1, 2022 with a jail to provide outgoing interstate and intrastate telephone services is subject to the following requirements. The rates and charges that the service provider may charge for interstate and intrastate telephone calls made by residents may not exceed the rates for interstate telephone calls adopted by the Federal Communications Commission in effect on the date of the contract.

Sec. B-2. Application. That section of this Part that enacts the Maine Revised Statutes, Title 30-A, section 1566 applies to all contracts for telephone services entered into or renewed by or on behalf of a jail on or after October 1, 2022.

See title page for effective date.

**CHAPTER 616
S.P. 664 - L.D. 1894**

**An Act To Support Municipal
Broadband Infrastructure
through Incentives and
Competition**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 35-A MRSA §2111 is enacted to read:

§2111. Expansion into broadband by consumer-owned utilities; registration requirements

A consumer-owned public utility shall register with the commission prior to exercising any authority the consumer-owned public utility may have, pursuant to other law, to directly or indirectly own, lease, construct, maintain or operate broadband or other Internet access systems or to provide broadband or other Internet access services to the public. A consumer-owned public utility registering under this section shall provide to the commission the name, mailing address and phone number of a contact person who is knowledgeable regarding the consumer-owned public utility's broadband and Internet access systems activities in the State. The commission shall inform the consumer-owned public utility of the requirements of section 713.

Sec. 2. 35-A MRSA §9211-A, sub-§3, as amended by PL 2021, c. 293, Pt. B, §11 and c. 362, §3, is further amended to read:

3. Purpose of the fund. The fund is established to address the need in the State for access to broadband infrastructure that will enhance the State's competitiveness in national and international economies. ~~To~~ Except as described in subsection 3-A, to the extent funds are available, the fund must be used to provide grants to municipalities to support public-private partnerships to support a municipal gigabit fiber-optic broadband network in their regions with the following goals:

- A. Provide high-speed broadband access to attract, create and grow the State's economy and market the products and services of businesses in the State in national and international markets with symmetric connectivity and address challenges in geography;
- B. Provide expanded health care services by facilitating access to telehealth, as defined in Title 24-A, section 4316, subsection 1, and state and local services for senior citizens and persons with disabilities;
- C. Expand educational opportunities for students across the State through virtual and distance learning;

D. Facilitate broader access for the public to services provided by municipal and county governments, including, but not limited to, law enforcement entities, the judicial system and child, youth and family social services; and

E. Provide expanded residential services to support employment opportunities.

In order to facilitate the achievement of the goals and policies of this section, the authority shall establish and regularly update, after opportunity for public comment and taking into consideration relevant federal policies, definitions of "gigabit fiber-optic broadband network" and "broadband infrastructure."

Sec. 3. 35-A MRSA §9211-A, sub-§3-A is enacted to read:

3-A. Purpose of the fund; grant match funding.

In addition to grants provided in accordance with subsection 3, the fund may be used to provide grant match funding to municipal entities applying for project grants from other sources that require applicants to provide matching funds. To the extent that funds are available, grant match funding may be awarded for a project under this subsection only if the authority finds the project is consistent with the purposes stated in subsection 3. A municipal entity selected for grant match funding under this subsection must provide services to any unserved community anchor institution in the project area to which the municipal entity is extending services that provides or will provide open access to the Internet for the public. For purposes of this subsection, "municipal entity" means a municipality or a group of municipalities working together to support a gigabit fiber-optic broadband network project. The authority shall, by rule, define an applicant's "project area" and "unserved community anchor institution" for the purposes of this subsection. The authority may also adopt other rules to administer grant match funding awards under this subsection.

Sec. 4. 35-A MRSA §9211-A, sub-§4, as amended by PL 2021, c. 362, §3, is further amended to read:

4. Implementation grants; maximum awards.

To the extent funds are available, the authority shall award implementation grants to achieve the purpose of the fund as described in ~~subsection~~ subsections 3 and 3-A as follows.

- C. An applicant selected for funding, other than grant match funding in accordance with subsection 3-A, must be required to provide a 25% cash match.
- D. ConnectMaine funds may not be used to fund more than 50% of the total cost of a project.
- E. An applicant must demonstrate either that no more than one Internet service provider already offers symmetrical high-speed Internet to a majority

of the premises to be served or that the grant will be used to construct or expand an open-access network.

Sec. 5. Water district charter language; development. The ConnectMaine Authority, as established by the Maine Revised Statutes, Title 35-A, section 9203, in consultation with the Public Utilities Commission and the Office of the Public Advocate, shall develop standard charter provisions that may be used by a water district to help it develop a legislative proposal to amend its charter to operate broadband or other Internet access systems or to provide broadband or other Internet access services to the public. Once the standard charter provisions are developed, the authority shall make them available to the public and may provide to any water district assistance in adapting the standard charter provisions to address the needs of the water district.

See title page for effective date.

CHAPTER 617

H.P. 292 - L.D. 408

An Act To Update Dates and Committees of Jurisdiction for the State Government Evaluation Act Review of Agencies

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 3 MRSA §959, sub-§1, as amended by PL 2019, c. 378, §§1 and 2, is further amended to read:

1. Scheduling guidelines. Except as provided in subsection 2, reviews of agencies or independent agencies must be scheduled in accordance with the following. Subsequent reviews must be scheduled on an ongoing basis every 8 years after the dates specified in this subsection.

A. The joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters shall use the following list as a guideline for scheduling reviews:

- (1) Baxter State Park Authority in ~~2017~~ 2025;
- (2) Board of Pesticides Control in ~~2019~~ 2027;
- (3) Wild Blueberry Commission of Maine in ~~2019~~ 2027;
- (4) Maine Dairy and Nutrition Council in ~~2015~~ 2023;
- (5) Maine Dairy Promotion Board in ~~2015~~ 2023;
- (6) Maine Milk Commission in ~~2015~~ 2023;

(7) State Harness Racing Commission in ~~2015~~ 2023;

(8) Maine Agricultural Bargaining Board in ~~2017~~ 2025;

(9) Department of Agriculture, Conservation and Forestry in ~~2017~~ 2025; and

(10) Land for Maine's Future Board in ~~2015~~ 2023.

B. The joint standing committee of the Legislature having jurisdiction over health coverage, insurance and financial services matters shall use the following list as a guideline for scheduling reviews:

(1) State Employee Health Commission in ~~2017~~ 2025; and

(2) Department of Professional and Financial Regulation, in conjunction with the joint standing committee of the Legislature having jurisdiction over innovation, development, economic advancement and business and economic development matters, in ~~2015~~ 2023.

C. The joint standing committee of the Legislature having jurisdiction over innovation, development, economic advancement and business, research and economic development matters shall use the following list as a guideline for scheduling reviews:

(1) Maine Development Foundation in ~~2021~~ 2029;

(5) Department of Professional and Financial Regulation, in conjunction with the joint standing committee of the Legislature having jurisdiction over health coverage, insurance and financial services matters, in ~~2015~~ 2023;

(19) Department of Economic and Community Development in ~~2021~~ 2029;

~~(23) Maine State Housing Authority in 2015;~~

(32) Finance Authority of Maine in ~~2017~~ 2025; and

(45) State Board of Registration for Professional Engineers in ~~2019~~ 2027.

D. The joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters shall use the following list as a guideline for scheduling reviews:

(1) Department of Public Safety, except for the Emergency Services Communication Bureau, in ~~2015~~ 2023;

(2) Department of Corrections in ~~2019~~ 2027; and

(3) The Maine Emergency Management Agency within the Department of Defense,

Veterans and Emergency Management in ~~2015~~ 2023.

E. The joint standing committee of the Legislature having jurisdiction over education and cultural affairs shall use the following list as a guideline for scheduling reviews:

- (2) Department of Education in ~~2021~~ 2029;
- (2-A) State Board of Education in ~~2021~~ 2029;
- (3) Maine Arts Commission in ~~2015~~ 2023;
- (5) Maine Historic Preservation Commission in ~~2015~~ 2023;
- (5-A) Notwithstanding section 952, Maine Historical Society in ~~2015~~ 2023;
- (6) Maine Library Commission in ~~2015~~ 2023;
- (6-A) Maine State Cultural Affairs Council in ~~2015~~ 2023;
- (6-B) Maine State Library in ~~2015~~ 2023;
- (6-C) Maine State Museum in ~~2015~~ 2023;
- (7) Maine State Museum Commission in ~~2015~~ 2023;
- (8) Office of State Historian in ~~2015~~ 2023;
- (9) Board of Trustees of the Maine Maritime Academy in ~~2017~~ 2025;
- (10) Board of Trustees of the University of Maine System in ~~2017~~ 2025;
- (12) Maine Community College System in ~~2017~~ 2025; and
- (13) Maine Health and Higher Educational Facilities Authority in ~~2019~~ 2027.

F. The joint standing committee of the Legislature having jurisdiction over health and human services matters shall use the following list as a guideline for scheduling reviews:

- (6) Department of Health and Human Services in ~~2017~~ 2025;
- (7) Board of the Maine Children's Trust Incorporated in ~~2019~~ 2027; and
- (9) Maine Developmental Disabilities Council in ~~2019~~; and 2027.
- ~~(10) The bureau or division within the Department of Administrative and Financial Services that administers and enforces the Maine Medical Use of Marijuana Act in 2025.~~

G. The joint standing committee of the Legislature having jurisdiction over inland fisheries and wild-life matters shall use the following list as a guideline for scheduling reviews:

(1) Department of Inland Fisheries and Wildlife in ~~2015~~ 2023; and

(2) Advisory Board for the Licensing of Taxidermists in ~~2015~~ 2023.

H. The joint standing committee of the Legislature having jurisdiction over judiciary matters shall use the following list as a guideline for scheduling reviews:

(2) Maine Human Rights Commission in ~~2017~~ 2029;

(3) Maine Indian Tribal-State Commission in ~~2019~~ 2027; and

(4) Department of the Attorney General in ~~2019~~ 2027.

I. The joint standing committee of the Legislature having jurisdiction over labor matters shall use the following list as a guideline for scheduling reviews:

(2) Department of Labor in ~~2015~~ 2023;

(3) Maine Labor Relations Board in ~~2017~~ 2025; and

(4) Workers' Compensation Board in ~~2017~~ 2025.

J. The joint standing committee of the Legislature having jurisdiction over ~~legal and veterans~~ veterans and legal affairs shall use the following ~~schedule~~ list as a guideline for scheduling reviews:

(2) State Liquor and Lottery Commission in ~~2015~~ 2023;

(3) The Department of Administrative and Financial Services with regard to the enforcement of the law relating to the manufacture, importation, storage, transportation and sale of all liquor and the laws relating to licensing and the collection of taxes on malt liquor and wine in ~~2015~~ 2023; and

(4) Department of Defense, Veterans and Emergency Management in ~~2019~~ 2027, except for the Maine Emergency Management Agency within the department.

K. The joint standing committee of the Legislature having jurisdiction over marine ~~resource~~ resources matters shall use the following list as a guideline for scheduling reviews:

(1) Atlantic States Marine Fisheries Commission in ~~2021~~ 2029;

(2) Department of Marine Resources in ~~2021~~ 2029; and

(4) Lobster Advisory Council in ~~2015~~ 2023.

L. The joint standing committee of the Legislature having jurisdiction over environmental and natural resource resources matters shall use the following list as a guideline for scheduling reviews:

- (1) Department of Environmental Protection in ~~2017~~ 2025;
- (2) Board of Environmental Protection in ~~2017~~ 2025;
- (4) Saco River Corridor Commission in ~~2024~~ 2029; and
- (5) Board of Underground Oil Tank Installers in ~~2019~~ 2027.

M. The joint standing committee of the Legislature having jurisdiction over state and local government matters shall use the following list as a guideline for scheduling reviews:

- (1) Capitol Planning Commission in ~~2019~~ 2027;
- (1-A) Maine Governmental Facilities Authority in ~~2021~~ 2029;
- (2) State Civil Service Appeals Board in ~~2021~~ 2029;
- (3) State Claims Commission in ~~2021~~ 2029;
- (4) Maine Municipal Bond Bank in ~~2015~~ 2023;
- (5) Office of the Treasurer of State in ~~2015~~ 2023;
- (6) Department of Administrative and Financial Services, except for the Bureau of Revenue Services and the bureau or division within the department that administers and enforces the Maine Medical Use of Marijuana Act, in ~~2019~~ 2027; and
- (7) Department of the Secretary of State, except for the Bureau of Motor Vehicles, in ~~2019~~ 2027.

N. The joint standing committee of the Legislature having jurisdiction over taxation matters shall use the following schedule list as a guideline for scheduling reviews:

- (1) State Board of Property Tax Review in ~~2019~~ 2027; and
- (2) Department of Administrative and Financial Services, Bureau of Revenue Services in ~~2019~~ 2027.

O. The joint standing committee of the Legislature having jurisdiction over transportation matters shall use the following schedule list as a guideline for scheduling reviews:

- (1) Maine Turnpike Authority in ~~2021~~ 2029;

(2) The Bureau of Motor Vehicles within the Department of the Secretary of State in ~~2015~~ 2023;

(3) The Department of Transportation in ~~2017~~ 2025; and

(4) Maine State Pilotage Commission in ~~2017~~ 2025.

P. The joint standing committee of the Legislature having jurisdiction over utilities and energy matters shall use the following list as a guideline for scheduling reviews:

(1) Public Advocate in ~~2019~~ 2027;

(2) Board of Directors, Maine Municipal and Rural Electrification Cooperative Agency in ~~2015~~ 2023;

(3) Public Utilities Commission, including the Emergency Services Communication Bureau, in ~~2021~~ 2029; and

(5) Telecommunications Relay Services Council in ~~2017~~ 2025.

Q. The joint standing committee of the Legislature having jurisdiction over retirement matters shall use the following list as a guideline for scheduling reviews:

(1) Maine Public Employees Retirement System in ~~2021~~ 2029.

R. The joint standing committee of the Legislature having jurisdiction over professional licensing of health care professions matters shall use the following list as a guideline for scheduling reviews:

(1) Board of Dental Practice in ~~2019~~ 2027;

(2) Board of Osteopathic Licensure in ~~2019~~ 2027;

(3) Board of Licensure in Medicine in ~~2019~~ 2027;

(4) State Board of Nursing in ~~2019~~ 2027; and

(5) State Board of Optometry in ~~2019~~ 2027.

S. The joint standing committee of the Legislature having jurisdiction over medical use of marijuana matters shall use the following list as a guideline for scheduling reviews:

(1) The bureau or division within the Department of Administrative and Financial Services that administers and enforces the Maine Medical Use of Marijuana Act in 2025.

T. The joint standing committee of the Legislature having jurisdiction over housing matters shall use the following list as a guideline for scheduling reviews:

(1) Maine State Housing Authority in 2023.

Sec. 2. 3 MRSA §963, as amended by PL 2013, c. 505, §2, is further amended to read:

§963. Review

The joint standing committee of the Legislature having jurisdiction over state and local government matters shall review the provisions and effects of this chapter no later than ~~June 30, 2022~~ March 30, 2032 and at least once every 10 years ~~after June 30, 2022~~ thereafter. The committee may report out legislation during the session of the Legislature in which a review under this section is completed.

See title page for effective date.

CHAPTER 618

H.P. 608 - L.D. 840

An Act To Prevent Power Line Electrocutions

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 35-A MRSA §760, as enacted by PL 1995, c. 348, §1, is amended to read:

§760. Indemnification Liability

A person is liable to the owner or operator of the overhead high-voltage line and 3rd parties, if any, for all or part of the damages to facilities, and injuries to persons and all or part of the costs, expenses and liabilities incurred by the owner or operator of the overhead high-voltage lines and 3rd parties, if any, as a result of any contact with an overhead high-voltage line if the person causes, permits or allows any work or activity in violation of a provision of this chapter and, as a result, a physical or electrical contact with an overhead high-voltage line occurs. The allocation of damages must be based on the comparative negligence of the parties as set forth in Title 14, section 156, except that employers of injured persons are immune from payment of damages to the extent provided under the Maine Workers' Compensation Act of 1992.

See title page for effective date.

CHAPTER 619

H.P. 1062 - L.D. 1446

An Act To Aid Municipalities in the Issuance of Concealed Handgun Permits

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 25 MRSA §2002, sub-§9, as amended by PL 2011, c. 366, §5, is further amended to read:

9. Issuing authority. "Issuing authority" means the following:

A. To a legal resident of a municipality with a full-time chief of police:

(1) ~~The mayor and~~ Except as otherwise provided in this paragraph, the municipal officers or councilors of a city, the municipal officers or councilors of a town or the assessors of a plantation or, if they so choose, their full-time chief of police as their designee of the municipality; or

(2) The Chief of the State Police as the designee of the municipal officers under section 2002-A;

(3) The chief of police of the municipality if the municipal officers of the municipality designate the chief as the issuing authority;

(4) The chief of police of an adjacent municipality if the municipal officers of the municipality designate the chief as the issuing authority and the chief agrees to the designation in accordance with section 2002-B; or

(5) The sheriff of the county where the municipality is located if the municipal officers of the municipality designate the sheriff as the issuing authority and the sheriff agrees to the designation in accordance with section 2002-B;

A-1. To a legal resident of a municipality without a full-time chief of police:

(1) Except as otherwise provided in this paragraph, the municipal officers of the municipality;

(2) The chief of police of an adjacent municipality if the municipal officers of the municipality designate the chief as the issuing authority and the chief agrees to the designation in accordance with section 2002-B;

(3) The sheriff of the county where the municipality is located if the municipal officers of the municipality designate the sheriff as the issuing authority and the sheriff agrees to the designation in accordance with section 2002-B; or

(4) The Chief of the State Police if the municipal officers of the municipality designate the chief as the issuing authority and the chief agrees to the designation in accordance with section 2002-A;

B. To a resident of an unorganized territory:

(1) The Chief of the State Police;

C. To a nonresident:

- (1) The Chief of the State Police; and
- D. To a professional investigator licensed under Title 32, chapter 89:

- (1) The Chief of the State Police.

Sec. 2. 25 MRSA §2002, sub-§10-B is enacted to read:

10-B. Municipal officers. "Municipal officers" means the mayor, municipal officers or councilors of a city; the municipal officers or councilors of a town; or the assessors of a plantation.

Sec. 3. 25 MRSA §2002-B is enacted to read:

§2002-B. Assignment of authority; chief of police of adjacent municipality or county sheriff

The municipal officers of a municipality may designate the chief of police of an adjacent municipality or the sheriff of the county in which the municipality is located as the issuing authority for that municipality if the chief or sheriff agrees to the designation. The designation must be made by written agreement with the chief or sheriff. The agreement must include provisions for termination of the agreement. During the term of an agreement, the chief or sheriff shall perform all the functions of the issuing authority, including suspension and revocation of permits. The chief or sheriff is entitled to receive any fees authorized for performing the functions of an issuing authority. The chief or sheriff continues to serve as the issuing authority until the chief or sheriff receives from the municipal officers written notice of cancellation or revocation of the designation.

Sec. 4. State Police; stakeholder group; report. The Department of Public Safety, Bureau of State Police shall convene a stakeholder group to review the laws of this State regulating the issuance of permits to carry a concealed handgun and develop findings and recommendations for changes to those laws to improve the existing permitting process or to address other identified issues with the process. The stakeholder group must include, at a minimum, a representative of a statewide association of county sheriffs and a representative of a statewide association representing the interests of municipalities. On or before February 15, 2023, the Bureau of State Police shall submit to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters a report outlining the findings and recommendations of the stakeholder group, including any proposed legislation. After reviewing the report, the joint standing committee may report out related legislation to the 131st Legislature in 2023.

See title page for effective date.

CHAPTER 620

H.P. 1276 - L.D. 1721

An Act Regarding Dignity for Women in Correctional Facilities

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §4003, sub-§5, as enacted by PL 1999, c. 731, Pt. AA, §5 and amended by PL 2013, c. 368, Pt. CCCC, §7, is further amended to read:

5. Report on children in department's custody and children of incarcerated parents. Require the department to report monthly to the joint standing committees of the Legislature having jurisdiction over appropriations and financial affairs and health and human services matters, ~~beginning in July 2000~~, on the status of children served by the Office of Child and Family Services. The report must include, at a minimum, information on the department's ~~caseload~~ case load, the location of the children in the department's custody and the number of cases of abuse and neglect that were not opened for assessment. This information must be identified by program and funding source. The report must also include information on the number of children in the department's custody known to have one or more incarcerated parents and information on the number of those children for whom the case goal is reunification.

Sec. 2. 30-A MRSA §1561-A is enacted to read:

§1561-A. Transportation of female prisoners to and from medical appointments

A county jail housing female prisoners shall ensure to the greatest extent practicable the presence of a female corrections officer during the transportation of a female prisoner to and from a medical appointment and shall ensure that the prisoner is afforded the greatest amount of privacy practicable during the appointment consistent with safety and security considerations.

Sec. 3. 30-A MRSA §1651, sub-§2, as enacted by PL 2003, c. 482, Pt. A, §1, is amended to read:

2. Appointment. The sheriff for each county shall appoint a board of ~~5~~ 7 visitors for each correctional facility under the sheriff's supervision.

A. Members of the boards of visitors serve for terms of one year ~~except that, of the initial appointments, 2 must be for terms of 3 years, 2 must be for terms of 2 years and one must be for a term of one year.~~

B. Members of the boards of visitors are eligible for reappointment at the expiration of their terms. The boards of visitors must be representative of a broad range of professionals, family members and citizens interested in the well-being of prisoners,

including representatives of advocacy groups for human and civil rights, medical and psychiatric professionals, persons who have served in corrections settings and other interested citizens. One member of each board of visitors must be a person with knowledge of issues related to the incarceration of women. One member of each board of visitors must be a woman who has been incarcerated in the State and who has prior child welfare experience with the Department of Health and Human Services, Office of Child and Family Services.

C. A member of the Legislature may not serve on a board of visitors.

D. The sheriffs of 2 or more counties, at their discretion, may appoint a joint board of visitors of § 7 or more members.

Sec. 4. 34-A MRSA §1402, sub-§5, as amended by PL 2009, c. 1, Pt. S, §3, is further amended to read:

5. Grievance procedures. The commissioner shall establish procedures for hearing grievances of clients. The commissioner shall establish a separate grievance process for addressing complaints by prisoners about their medical and mental health treatment as well as a separate grievance process for addressing complaints regarding compliance with the standards established pursuant to sections 1208, 1208-A and 1208-B.

Sec. 5. 34-A MRSA §3001-A, sub-§1-A is enacted to read:

1-A. Boards of visitors for women's services; membership. The Governor shall appoint boards of visitors for women's services to inspect correctional facilities housing female clients and, with regard to female clients, perform the duties assigned to boards of visitors appointed pursuant to subsection 1. Boards of visitors for women's services shall ensure that the incarceration of and services provided to female clients are designed to meet their gender identity needs and reflect best practices established for such incarceration and services. Boards of visitors for women's services are otherwise subject to the same requirements and responsibilities under this section as a board of visitors appointed pursuant to subsection 1, except that, in addition to the member described in subsection 1, paragraph D, a board of visitors for women's services must include one member who was formerly incarcerated in the custody of the department and who has prior child welfare experience with the Department of Health and Human Services, Office of Child and Family Services, one member who represents a health care provider that provides sexual and reproductive health care and education, one member who is a health care practitioner who provides sexual and reproductive health care and education to women and one member who has an understanding of or experience with domestic violence.

Sec. 6. 34-A MRSA §3031, sub-§8, as amended by PL 2021, c. 263, §3, is further amended to read:

8. Visitation. A reasonable opportunity to visit with relatives and friends, in accordance with departmental policies and institutional procedures, except that the department may restrict or prohibit visits when the restriction or prohibition is necessary for the security of the institution. Departmental policies and institutional procedures must provide to a person in a correctional facility or detention facility opportunities and conditions for visits with the child of the person that provide time together in settings that allow for as positive a parent-child interaction as practicably can be achieved while protecting the emotional and physical well-being of the child, as long as such visits are not prohibited by court order, prohibited by a department policy due to the child's being a victim of the person, contrary to the wishes of the child's other parent or guardian or inconsistent with the security of the institution;

Sec. 7. 34-A MRSA §3039, sub-§5 is enacted to read:

5. Billing. A correctional facility or detention facility may not bill an indigent client for future payment of services and medications.

Sec. 8. 34-A MRSA §3050 is enacted to read:

§3050. Report regarding juveniles in custody

By February 1, 2023 and annually thereafter, the department shall report to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters on the number of juveniles in the custody of the department as juvenile detainees or juvenile clients or under department supervision on probation whose parents or primary caregivers are known to the department to be in the custody of the department or under the supervision of the department.

Sec. 9. 34-A MRSA §3051 is enacted to read:

§3051. Transportation of female clients to and from medical appointments

A correctional facility or detention facility housing female clients shall ensure to the greatest extent practicable the presence of a female corrections officer during the transportation of a female client to and from a medical appointment and shall ensure that the client is afforded the greatest amount of privacy practicable during the appointment consistent with safety and security considerations.

Sec. 10. Provision of contact information for Office of Child and Family Services required. The Department of Corrections shall adopt rules to provide any person residing in a correctional facility or detention facility in the State with the contact information for the Department of Health and Human Services, Office of Child and Family Services as well

as information on the relevance of that contact to the family reunification provisions of the Maine Revised Statutes, Title 22, section 4041. Contact with the Office of Child and Family Services must be provided at no cost to the person. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 11. Publicly available information regarding persons incarcerated at county jails; report. The Department of Health and Human Services, Office of Child and Family Services shall evaluate options for obtaining publicly available information regarding persons incarcerated at county jail facilities and, by January 31, 2024, submit a report to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters regarding its progress in obtaining that information and any findings or recommendations based on the information. After reviewing the report, the joint standing committee may report out legislation related to the report to the 131st Legislature in 2024.

See title page for effective date.

CHAPTER 621

S.P. 618 - L.D. 1857

**An Act To Prioritize the
Prosecution of Child Homicide
Cases**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Request. The Attorney General shall send a formal request to the appropriate members of the judicial branch that those members give priority in scheduling to homicide cases in which the victim is a person who has not attained 18 years of age.

See title page for effective date.

CHAPTER 622

S.P. 668 - L.D. 1906

**An Act To Streamline and
Modernize the Department of
Administrative and Financial
Services, Bureau of Alcoholic
Beverages and Lottery
Operations**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 28-A MRSA §81, sub-§5 is enacted to read:

5. Retail price; reconsideration. The commission shall, in accordance with section 1651 and after considering any recommendation submitted by the bureau, establish the retail price of spirits sold in the State. The director of the bureau shall notify the affected spirits supplier of the commission's decision establishing the retail price and of the affected spirits supplier's opportunity to request reconsideration of the retail price determination at an adjudicatory hearing conducted by the commission in accordance with Title 5, chapter 375, subchapter 4. The decision of the commission issued after an adjudicatory hearing requested under this subsection is final agency action for the purposes of judicial review under Title 5, chapter 375, subchapter 7. The commission shall adopt rules establishing the procedures for the conduct of adjudicatory hearings under this subsection, including but not limited to the deadline for an affected spirits supplier to request a hearing. Rules adopted under this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. For purposes of this subsection, "affected spirits supplier" means a spirits supplier that supplies a spirits product that is the subject of a retail price determination of the State.

Sec. 2. 28-A MRSA §84, sub-§6, as amended by PL 2019, c. 13, §8, is further amended to read:

6. Implement a spirits sales data reporting system. Collect from reselling agents data on spirits sales made by each reselling agent to establishments licensed to sell spirits for on-premises consumption. The data must include, but is not limited to, the amount and date of sale of each product code sold to on-premises licensees by the reselling agent. For the purposes of this subsection, "product code" has the same meaning as in section 461. For the purposes of collecting on-premises spirits sales data from reselling agents, the director shall enter into a contract with a trade association representing states that control and manage the sale of spirits. The contract must require the trade association to compile aggregate data for each product code on the monthly sales made by reselling agents to establishments licensed to sell spirits for on-premises consumption and to make that data and the data provided in subsection 6-A available to spirits suppliers. The contract must also require that neither the bureau nor the trade association may make publicly available any information that would specifically identify the reselling agent, including, but not limited to, the reseller's name, the name of the reseller's agency liquor store, the reseller's agency liquor store's address or the address of any associated storage facility of the reselling agent; ~~and~~

Sec. 3. 28-A MRSA §84, sub-§6-A is enacted to read:

6-A. Wholesale spirits sales data. Provide to the trade association awarded the contract under subsection 6 data on spirits sales made each month by the State to

agency liquor stores. The data must include, but is not limited to, aggregate sales of each product code sold to agency liquor stores by the State. For the purposes of this subsection, "product code" has the same meaning as in section 461; and

Sec. 4. 28-A MRSA §1404, as amended by PL 1997, c. 373, §128, is further amended to read:

§1404. Unbonded wholesale licensees

1. Procedure for unbonded wholesale licensees. Unbonded wholesale licensees shall order and purchase malt liquor and wine under the following procedures.

A. The bureau shall furnish all purchase order forms.

~~B. The unbonded wholesale licensee shall complete the forms in quintuplicate.~~

C. The unbonded wholesale licensee ordering malt liquor or wine shall mail 3 copies submit to the bureau, in a manner specified by the bureau, a copy of the completed purchase order form to the bureau with a check payment for the amount of excise taxes required to cover the amount of the order.

~~D. The unbonded wholesale licensee may mail the original copy of the order to the brewery or winery or wholesaler with whom the licensee wishes to place the order.~~

E. On receipt of the 3 copies copy of the completed purchase order form and a check payment for excise taxes submitted under paragraph C, the bureau shall promptly process the payment and submit copies and return one copy of the completed purchase order form indicating that excise taxes have been paid to the unbonded wholesale licensee and send one to the brewery, winery or foreign wholesaler designated to receive certificate of approval holder with which the unbonded wholesale licensee wishes to place the order. ~~The bureau shall keep the 3rd copy on file.~~

F. ~~No brewery, winery or foreign wholesaler~~ A certificate of approval holder may not ship or release malt liquor or wine for delivery in Maine the State until notified by the bureau that the excise tax has been paid in accordance with this section.

Sec. 5. 28-A MRSA §1405, sub-§1, as amended by PL 1997, c. 373, §129, is further amended to read:

1. Procedures for bonded wholesale licensees. Bonded wholesale licensees shall order and purchase malt liquor and wine under the following procedures.

A. The bureau shall furnish all purchase order forms.

~~B. The bonded wholesale licensee shall complete the forms in triplicate.~~

C. The bonded wholesale licensee shall submit ~~the original~~ a copy of the completed purchase order form to the brewery, winery or foreign wholesaler certificate of approval holder with whom he which the bonded wholesale licensee wishes to place the order.

D. The bonded wholesale licensee shall ~~then mail~~ submit to the bureau ~~one, in a manner specified by the bureau,~~ a copy of the completed purchase order form and retain ~~one~~ a copy for the licensee's files.

Sec. 6. Report. Not later than January 15, 2023, the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations shall submit a report to the joint standing committee of the Legislature having jurisdiction over alcoholic beverages matters that describes the process by which the State Liquor and Lottery Commission established in the Maine Revised Statutes, Title 5, section 12004-G, subsection 14 establishes the retail price of spirits sold in the State; describes the process by which the bureau develops recommended retail prices for the commission's consideration; explains how any pricing formula or calculator employed by the bureau to establish such recommended retail prices operates, the factors that affect a retail price calculated using such a formula or calculator and the reasons that the bureau chose to incorporate those factors in the formula or calculator; and informs the committee of the status of the commission's adoption of rules pursuant to the Maine Revised Statutes, Title 28-A, section 81, subsection 5. The committee may submit legislation related to the report to the 131st Legislature in 2023.

See title page for effective date.

CHAPTER 623

S.P. 674 - L.D. 1913

An Act To Create the Electric Ratepayer Advisory Council

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the affordability of electricity in the State is a major issue facing many ratepayers; and

Whereas, stakeholders need to begin immediately to evaluate measures to make electricity more affordable and advise the Public Advocate on these potential measures; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §12004-I, sub-§93 is enacted to read:

93.

<u>Public Advocate</u>	<u>Electric Ratepayer Advisory Council</u>	<u>Not Authorized</u>	<u>35-A MRSA §1714</u>
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Sec. 2. 35-A MRSA §1714 is enacted to read:
§1714. Electric Ratepayer Advisory Council

1. Appointment; composition. The Electric Ratepayer Advisory Council, referred to in this section as "the council" and established by Title 5, section 12004-I, subsection 93, consists of 18 members as follows:

A. Thirteen voting members appointed by the Public Advocate including:

- (1) One member representing the interests of senior citizens and the aging population of the State;
- (2) One member representing an equal justice advocacy organization operating in the State;
- (3) One member representing an association of community action agencies as defined in Title 22, section 5321, subsection 2;
- (4) One member representing a statewide organization that advocates for affordable housing;
- (5) One member from each investor-owned transmission and distribution utility in the State;
- (6) One member representing a consumer-owned transmission and distribution utility in the State;
- (7) One member representing a large industrial employer based in the State;
- (8) One member representing a research organization dedicated to improving the economic outlook of the State and its residents;
- (9) One member who is a member of a federally recognized Indian nation, tribe or band in the State 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 Public Advocate shall appoint a member of a federally recognized Indian nation, tribe or band in the State and rotate the appointment among members of

each federally recognized Indian nation, tribe or band in the State;

(10) Two public members, one of whom is a customer of an investor-owned transmission and distribution utility serving the northern portion of the State and one of whom is a customer of an investor-owned transmission and distributed utility serving the southern portion of the State; and

(11) One public member who is a small business owner; and

B. Five ex officio, nonvoting members including:

(1) The Public Advocate or the Public Advocate's designee;

(2) The Director of the Governor's Energy Office or the director's designee;

(3) The chair of the commission or the chair's designee;

(4) The Director of the Efficiency Maine Trust or the director's designee; and

(5) The director of the Maine State Housing Authority or the director's designee.

2. Duties. The council shall make recommendations to the Public Advocate regarding methods to ensure that ratepayers are able to afford electricity in the State. In developing recommendations, the council shall:

A. Review the electric rates and rate design in effect when the council is developing its recommendations, projected changes in those rates and the policy goals and other factors contributing to projected changes in those rates;

B. Review electric assistance programs in existence when the council is developing its recommendations, including those programs implemented pursuant to section 3214, and consider more streamlined and cost-effective options to provide assistance to all ratepayers that may be struggling to pay their electric utility bills, including an electric utility relief program that provides assistance to individuals receiving benefits under a state or federal low-income assistance program or whose family income is equal to or below 200% of the federal nonfarm income official poverty line;

C. Identify methods to:

(1) Fund electric assistance programs that do not result in shifting costs to ratepayers;

(2) Improve education and outreach efforts regarding electric assistance programs, the retail electricity supply market and energy efficiency programs; and

(3) Make energy efficiency programs more accessible to low-income, moderate-income and small business ratepayers, including those ratepayers that rent housing accommodations or commercial spaces; and

D. Identify any other methods that may improve the affordability of electricity.

3. Terms. The term of a member appointed to the council is 3 years, except that a vacancy during an unexpired term must be filled in the same manner as for the original member for the unexpired portion of the member's term.

4. Meetings. The council shall meet at least once a year.

5. Chair. The Public Advocate shall appoint a chair.

6. Public participation. Meetings of the council are public proceedings and may allow for public comment.

7. Staff assistance. The Public Advocate and the commission shall provide necessary administrative staffing services to the council.

8. Reports. By December 1st of each year, the Public Advocate shall submit a report to the joint standing committee of the Legislature having jurisdiction over utilities and energy matters on the activities of the council and any recommendations the council made to the Public Advocate pursuant to subsection 2. The committee may report out a bill to the Legislature relating to the recommendation of the council.

Sec. 3. Electric Ratepayer Advisory Council; appointments; meetings. The Public Advocate shall make initial appointments to the Electric Ratepayer Advisory Council pursuant to the Maine Revised Statutes, Title 35-A, section 1714, subsection 1 no later than 60 days after the effective date of this Act. Notwithstanding Title 35-A, section 1714, subsection 4, during the 2022 calendar year the Electric Ratepayer Advisory Council shall hold its first meeting no later than July 1, 2022 and shall hold at least 5 meetings in total during that calendar year.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

EXECUTIVE DEPARTMENT

Public Advocate 0410

Initiative: Provides a one-time allocation for the cost of contracted services to develop a report on the activities and recommendations of the Electric Ratepayer Advisory Council.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$100,000

OTHER SPECIAL REVENUE	\$0	\$100,000
FUNDS TOTAL		

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 18, 2022.

CHAPTER 624

H.P. 1473 - L.D. 1987

An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2022-23

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, prompt determination and certification of the municipal cost components in the Unorganized Territory Tax District are necessary to the establishment of a mill rate and the levy of the Unorganized Territory Educational and Services Tax; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Municipal cost components for services rendered. In accordance with the Maine Revised Statutes, Title 36, chapter 115, the Legislature determines that the net municipal cost component for services and reimbursements to be rendered in fiscal year 2022-23 is as follows:

Fiscal Administration - Office of the State Auditor	\$272,457
Education	\$12,962,563
Forest Fire Protection	\$150,000
Human Services - General Assistance	\$60,000
Property Tax Assessment	\$1,224,615
Maine Land Use Planning Commission	\$616,833
TOTAL STATE AGENCIES	\$15,286,468
County Reimbursements for Services	
Aroostook	\$1,875,014

Franklin	\$1,308,216
Hancock	\$204,512
Kennebec	\$9,125
Lincoln	\$31,798
Oxford	\$1,645,000
Penobscot	\$1,521,141
Piscataquis	\$1,609,793
Somerset	\$2,246,513
Washington	\$1,464,444
TOTAL COUNTY SERVICES	\$11,915,556
COUNTY TAX INCREMENT FINANCING DISTRUBUTIONS FROM FUND	
Tax Increment Financing Payments	\$3,218,057
TOTAL REQUIREMENTS	\$30,420,081
COMPUTATION OF ASSESSMENT	
Requirements	\$30,420,081
Less Revenue Deductions:	
General Revenue	
Municipal Revenue Sharing	\$220,000
Miscellaneous Revenue	\$210,000
Use of Unassigned Fund Balance	\$1,951,872
TOTAL GENERAL REVENUE DEDUCTIONS	\$2,381,872
Education Revenue	
Land Reserved Trust Interest	\$90,000
Tuition and School Transportation Charges	\$130,000
Special - Teacher Retirement	\$240,000
Funding from State	
TOTAL EDUCATION REVENUE DEDUCTIONS	\$460,000
TOTAL REVENUE DEDUCTIONS	\$2,841,872
TAX ASSESSMENT BEFORE COUNTY TAXES AND OVERLAY (Title 36, §1602)	\$27,578,209

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 18, 2022.

**CHAPTER 625
H.P. 419 - L.D. 574**

An Act To Amend the Maine Food Sovereignty Act and To Recognize the Maine Food Sovereignty Act in Plantations and Unorganized Territories

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 7 MRSA §282, sub-§2, as enacted by PL 2017, c. 314, §1, is amended to read:

2. Food or food products. "Food or food products" means food or food products ~~intended that are~~ grown, produced, processed or prepared for human consumption, including, but not limited to, vegetables, fruit, milk or milk products, meat or meat products, poultry or poultry products, fish or fish products, seafood or seafood products, cider or juice, acidified foods or canned fruits or vegetables.

Sec. 2. 7 MRSA §282, sub-§3, as enacted by PL 2017, c. 314, §1, is repealed.

Sec. 3. 7 MRSA §284, as enacted by PL 2017, c. 314, §1, is amended to read:

§284. Home rule authority Authority

Pursuant to the home rule authority granted to municipalities by Title 30-A, section 3001 and by the Constitution of Maine, Article VIII, Part Second, pursuant to the authority granted to plantations by Title 30-A, section 7051, and notwithstanding any provision of ~~state food law~~ regulating food in this Title or Title 22 to the contrary, except as contained in section 285, a municipality or plantation may adopt ordinances regarding direct producer-to-consumer transactions and the State shall recognize such ordinances by not enforcing those ~~state food laws or implementing rules~~ with respect to those direct producer-to-consumer transactions that are governed by the ordinance.

Pursuant to the authority granted to county commissioners by Title 30-A, section 7505 and notwithstanding any provision of law regulating food in this Title or Title 22 to the contrary, except as contained in section 285, a county may adopt ordinances regarding direct producer-to-consumer transactions within one or more unorganized territories within that county and the State shall recognize such an ordinance by not enforcing those laws or implementing rules with respect to those direct producer-to-consumer transactions that are governed by the ordinance.

Sec. 4. 7 MRSA §286, as enacted by PL 2017, c. 314, §1, is amended to read:

§286. Compliance with food safety regulations

An individual who grows, produces, processes or prepares food or food products for purposes other than direct producer-to-consumer transactions in a municipality ~~that adopts or amends, plantation or unorganized territory governed by an ordinance authorized~~ pursuant to section 284 shall grow, produce, process or prepare the food or food products in compliance with all applicable state and federal food safety laws, rules and regulations.

Sec. 5. 30-A MRSA §7051, sub-§11, as amended by PL 2019, c. 138, §1, is further amended to read:

11. Ordinances. Chapter 141, but only with respect to animal control ordinances, subject to Title 7, section 3950, the sale and use of consumer fireworks within the plantation, subject to Title 8, section 223-A, ~~and~~ the accumulation of garbage, refuse, rubbish or trash or unwanted or discarded material of any kind or source on private property and ordinances adopted in accordance with Title 7, chapter 8-F.

Sec. 6. 30-A MRSA §7505 is enacted to read:

§7505. Ordinances authorized under the Maine Food Sovereignty Act

The county commissioners of each county may adopt ordinances regarding direct producer-to-consumer transactions in accordance with Title 7, chapter 8-F. Ordinances adopted by the county commissioners govern direct producer-to-consumer transactions in any unorganized territory within the county whose residents have opted, in a manner prescribed by the county commissioners, to have the ordinance apply in that unorganized territory.

See title page for effective date.

CHAPTER 626

S.P. 523 - L.D. 1639

An Act To Protect the Health and Welfare of Maine Communities and Reduce Harmful Solid Waste

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 38 MRSA §1303-C, sub-§40-A, as enacted by PL 2019, c. 619, §3, is amended by enacting at the end a new first blocked paragraph to read:

Beginning February 1, 2023, notwithstanding paragraphs B, C and E, if the total weight of the residue generated in a calendar year by an incineration facility, recycling facility or solid waste processing facility that is disposed of or otherwise placed in a solid waste landfill in that calendar year exceeds the total weight of the solid waste initially generated within the State that was incinerated or processed by that facility in that calendar year, any such excess residue generated by that facility is not considered waste generated within the State.

Sec. 2. 38 MRSA §1310-N, sub-§5-A, ¶B, as amended by PL 2019, c. 619, §4, is further amended by amending subparagraph (2) to read:

(2) A solid waste processing facility that generates residue requiring disposal shall recycle or process into fuel for combustion all waste accepted at the facility to the maximum extent practicable, but in no case at a rate less than

50%. For purposes of this subsection, "recycle" includes, but is not limited to, the reuse of waste generated within the State as defined in section 1303-C, subsection 40-A, paragraph C; the recovery of metals from waste; the use of waste or waste-derived product as material substitutes in construction; and the use of waste as boiler fuel substitutes.

At least 50% of the waste that a solid waste processing facility characterizes as recycled under this subparagraph must have been reused or recycled by the facility through methods other than placement of the waste in a solid waste landfill, except that a solid waste processing facility that was in operation during calendar year 2018, that accepts exclusively construction and demolition debris and that accepted more than 200,000 tons of such debris in calendar year 2018 shall:

- (a) Reuse or recycle at least 15% of such debris through methods other than placement in a solid waste landfill by January 1, 2022; and
- (b) Reuse or recycle at least 20% of such debris through methods other than placement in a solid waste landfill by January 1, 2023;
- (c) Reuse or recycle at least 30% of such debris through methods other than placement in a solid waste landfill by January 1, 2024;
- (d) Reuse or recycle at least 40% of such debris through methods other than placement in a solid waste landfill by January 1, 2025; and
- (e) Reuse or recycle at least 50% of such debris through methods other than placement in a solid waste landfill by January 1, 2026.

~~A solid waste processing facility that was in operation during calendar year 2018, that accepts exclusively construction and demolition debris and that accepted more than 200,000 tons of such debris in calendar year 2018 may request and the department may grant a waiver of the applicable provisions of this subparagraph for a specified period of time if the facility is able to demonstrate that compliance with the applicable provisions of this subparagraph would result in an unreasonable adverse impact on the facility. The demonstration may include results of a 3rd party audit of the facility. In determining whether to grant such a waiver request, the department may consider trends in local, regional, national and international markets; the availability and cost of~~

~~technologies and services; transportation and handling logistics; and overall costs that may be associated with various waste handling methods.~~

Sec. 3. 38 MRSA §1310-AA, sub-§3, ¶C, as amended by PL 2007, c. 338, §3 and affected by §5, is further amended to read:

C. Is not inconsistent with local, regional or state waste collection, storage, transportation, processing or disposal; ~~and~~

Sec. 4. 38 MRSA §1310-AA, sub-§3, ¶D, as amended by PL 2007, c. 655, §10, is further amended to read:

D. For a determination of public benefit under subsection 1-A only, facilitates the operation of a solid waste disposal facility and the operation of that solid waste disposal facility would be precluded or significantly impaired if the waste is not accepted; ~~and~~

Sec. 5. 38 MRSA §1310-AA, sub-§3, ¶E is enacted to read:

E. For a proposed facility or the expansion of a facility, is not inconsistent with ensuring environmental justice for the community in which the facility or expansion is proposed.

As used in this paragraph, "environmental justice" means the right to be protected from environmental pollution and to live in and enjoy a clean and healthful environment regardless of ancestry, class, disability, ethnicity, income, national origin or religion. "Environmental justice" includes the equal protection and meaningful involvement of all people with respect to the development, implementation and enforcement of waste management laws, rules, regulations and licensing decisions.

Sec. 6. Department of Administrative and Financial Services, Bureau of General Services to evaluate options for renegotiation of operating services agreement governing operation of state-owned landfill. The Department of Administrative and Financial Services, Bureau of General Services shall evaluate options for the renegotiation of the operating services agreement of February 5, 2004, as amended, governing the operation of the state-owned solid waste landfill in Old Town for the purpose of ensuring that existing capacity at that landfill is prioritized for management of waste initially generated within the State within the meaning of the Maine Revised Statutes, Title 38, section 1303-C, subsection 40-A, paragraph A.

By January 15, 2023, the Department of Administrative and Financial Services, Bureau of General Services shall report to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters the results of its evaluation

under this section and shall provide any recommendations for legislative action necessary to ensure that existing capacity at the state-owned solid waste landfill in Old Town is prioritized for management of waste initially generated within the State. After receiving the report, the joint standing committee may report out legislation to implement any such recommendations to the 131st Legislature in 2023.

Sec. 7. Appropriations and allocations. The following appropriations and allocations are made.

**ENVIRONMENTAL PROTECTION,
DEPARTMENT OF**

Remediation and Waste Management 0247

Initiative: Deallocates funding for grants to municipalities for the costs of landfill closure and remediation.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	(\$156,250)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$156,250)

See title page for effective date.

**CHAPTER 627
H.P. 1321 - L.D. 1770**

**An Act To Create a
Commercial Halibut Fishing
License**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §6039, sub-§1, as enacted by PL 2007, c. 615, §6, is amended to read:

1. Sources. The fund is capitalized by fees assessed under section 6506, subsections 4 and 5 and received through the sale of commercial halibut fishing licenses and tags. In addition to those revenues, the commissioner may accept and deposit into the fund money from any other source, public or private. All money in the fund must be used for the purposes set forth in this section.

Sec. 2. 12 MRSA §6302-A, sub-§1, as amended by PL 2019, c. 640, §2, is further amended to read:

1. Tribal exemption; commercial harvesting licenses. A member of the Passamaquoddy Tribe, Penobscot Nation, Aroostook Band of Micmacs or Houlton Band of Maliseet Indians who is a resident of the State is not required to hold a state license or permit issued under section 6421, 6501, 6502-A, 6502-C, 6505-A, 6505-C, 6506, 6535, 6601, 6602, 6701, 6702, 6703, 6731, 6745, 6746, 6748, 6748-A, 6748-D, 6751,

6803, 6804 or 6808 to conduct activities authorized under the state license or permit if that member holds a valid license issued by the tribe, nation or band or the agent of the band to conduct the activities authorized under the state license or permit. A member of the Passamaquoddy Tribe, Penobscot Nation, Aroostook Band of Micmacs or Houlton Band of Maliseet Indians issued a tribal license pursuant to this subsection to conduct activities is subject to all laws and rules applicable to a person who holds a state license or permit to conduct those activities and to all the provisions of chapter 625, except that the member of the tribe, nation or band:

A. May utilize lobster traps tagged with trap tags issued by the tribe, nation or band or the agent of the band in a manner consistent with trap tags issued pursuant to section 6431-B. A member of the tribe, nation or band is not required to pay trap tag fees under section 6431-B if the tribe, nation or band or the agent of the band issues that member trap tags;

B. May utilize elver fishing gear tagged with elver gear tags issued by the tribe, nation or band or the agent of the band in a manner consistent with tags issued pursuant to section 6505-B. A member of the tribe, nation or band is not required to pay elver fishing gear fees under section 6505-B if the tribe, nation or band or the agent of the band issues that member elver fishing gear tags; and

C. Is not required to hold a state shellfish license issued under section 6601 to obtain a municipal shellfish license pursuant to section 6671.

Sec. 3. 12 MRSA §6501, sub-§3, ¶B, as amended by PL 2011, c. 266, Pt. A, §14, is further amended to read:

B. A person may fish for, take, possess or transport halibut if they have been taken by tub trawl or by hook and line and are only for personal use.

This paragraph is repealed January 1, 2023.

Sec. 4. 12 MRSA §6501, sub-§6, as amended by PL 2011, c. 598, §21, is further amended to read:

6. Definition. For the purposes of this chapter, "fish" means all marine finfish except Atlantic herring, Atlantic menhaden, whiting, spiny dogfish, river herring, Atlantic mackerel, blueback herring, squid, butterfish, scup, black sea bass, smelt ~~and~~ shad ~~and~~ Atlantic halibut. For the purposes of this chapter, "fish" also means all other marine organisms, except lobsters, crabs, sea urchins, shellfish, scallops, marine worms, elvers, sea cucumbers, eels, shrimp or seaweed.

Sec. 5. 12 MRSA §6506 is enacted to read:

§6506. Commercial halibut fishing license

1. License required. Beginning January 1, 2023, a person may not engage in the activities authorized under this section without a current:

A. Commercial halibut fishing license for a resident operator;

B. Commercial halibut fishing license for a resident operator and all crew members;

C. Commercial halibut fishing license for a nonresident operator and all crew members; or

D. Commercial halibut fishing license for an operator with a federal northeast multispecies groundfish permit authorizing halibut fishing for the operator and all crew members.

2. Licensed activity; commercial license. The holder of a commercial halibut fishing license issued under subsection 1 may fish for, take, possess, ship, transport or sell halibut that the holder has taken. Crew members aboard a license holder's vessel may fish for, take, possess, ship or transport halibut only if the license provides for crew members.

3. Eligibility. A commercial halibut fishing license issued under subsection 1 may be issued only to an individual.

4. Fees. Fees for commercial halibut fishing licenses issued under subsection 1 are as follows:

A. For a commercial halibut fishing license for a resident operator, \$48;

B. For a commercial halibut fishing license for a resident operator and all crew members, \$128;

C. For a commercial halibut fishing license for a nonresident operator and all crew members, \$481; and

D. For a commercial halibut fishing license for an operator with a federal northeast multispecies groundfish permit authorizing halibut fishing for the operator and all crew members, \$2.

The commissioner shall deposit fees collected pursuant to this subsection in the Halibut Fund established under section 6039.

5. Halibut tags. The holder of a commercial halibut fishing license issued under subsection 1 must annually purchase halibut tags to fish for or take halibut. A license holder may purchase an allotment of halibut tags only once per year. A vessel may have only one license holder's tags assigned to that vessel. The commissioner shall establish by rule the maximum number of halibut tags that may be issued to a license holder per year, and may establish up to 2 options for the number of tags a license holder may purchase. The commissioner may establish a fee, not to exceed \$4 per tag, for each purchase option. Unless otherwise specified in routine technical rules adopted by the commissioner pursuant to Title 5, chapter 375, subchapter 2-A, the following fees apply to halibut tags:

A. For 10 halibut tags, \$10; and

B. For 25 halibut tags, \$100.

The commissioner shall deposit fees collected pursuant to this subsection in the Halibut Fund established under section 6039.

Sec. 6. Appropriations and allocations. The following appropriations and allocations are made.

**MARINE RESOURCES, DEPARTMENT OF
Bureau of Marine Science 0027**

Initiative: Provides allocations for expenditures related to halibut research and for the implementation of management measures needed for the halibut fishery.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$48,500
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$48,500</u>

Sec. 7. Effective date. That section of this Act that amends the Maine Revised Statutes, Title 12, section 6501, subsection 6 takes effect January 1, 2023.

See title page for effective date, unless otherwise indicated.

CHAPTER 628

H.P. 1350 - L.D. 1817

**An Act To Allow the State's
Adult Use Marijuana Tracking
System To Track Plants and
Products by Group**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 28-B MRSA §105, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

§105. Tracking system

The department shall implement and administer a system, referred to in this section as "the tracking system," for the tracking of marijuana plants, adult use marijuana and adult use marijuana products from immature marijuana plant to the point of retail sale, disposal or destruction. The tracking system must allow for marijuana plants at the stage of cultivation and upon transfer from the stage of cultivation to another licensee to be tracked by group. The department may implement a tracking system that allows adult use marijuana or adult use marijuana products to be tracked by group.

The department shall ensure that the system implemented and administered under this section, whether tracking individually or by group, maintains a detailed record at every stage from immature marijuana plant to the point of retail sale, disposal or destruction.

1. Data submission requirements. The tracking system must allow licensees to submit tracking data for adult use marijuana or adult use marijuana products to the department through manual data entry or through the use of tracking system software commonly used within the marijuana industry as determined by the department.

1-A. Group tracking. Marijuana plants at the same stage of growth that are of the same varietal or cultivar of the plant genus cannabis may be tracked by group if they:

A. Are planted in the same specific area at the same time;

B. Are transplanted to the same specific area at the same time; or

C. Include marijuana plants that were planted in a specific area and marijuana plants that were transplanted to the same specific area.

For marijuana plants that are tracked as a group, a licensee shall designate the square footage of the specific area in which the plants are planted or transplanted. Marijuana plants may not be tracked as a group unless they are intended for harvest as a group.

1-B. Tagging. A licensee shall affix a tag containing the identifying information required by the department by rule to each group of marijuana plants tracked under this section. The department may not require marijuana plants that are being tracked as a group to be individually affixed with a tag during cultivation or transfer to another licensee.

1-C. Group transfers. When a group of marijuana plants tracked under this section is transferred to another licensee, the licensee transferring the group of marijuana plants must provide a manifest that lists every marijuana plant within the group and any other relevant information required by the department by rule.

2. Rules. The department shall adopt rules regarding the implementation and administration of the tracking system and tracking requirements for licensees. Rules adopted under this section must include, but are not limited to, the following:

A. Record-keeping requirements for the tracking of marijuana plants when tracked individually and when tracked by group; and

B. Record-keeping requirements necessary to ensure the department's ability to implement a recall for reasons related to health and safety when tracking marijuana plants individually or by group.

Sec. 2. Report. The Department of Administrative and Financial Services, office of marijuana policy shall conduct a review of the adult use marijuana tracking requirements under the Maine Revised Statutes, Title 28-B, section 105 and evaluate whether the current

tracking system implemented by the department includes the functionality necessary to track marijuana plants, adult use marijuana and adult use marijuana products from immature marijuana plants to the point of retail sale, disposal or destruction in accordance with Title 28-B, section 105. The department shall also review relevant feedback it has previously received regarding the tracking system implemented for the adult use marijuana program, solicit additional feedback from relevant stakeholders and evaluate whether the current tracking system implemented by the department can be used or streamlined in a way that addresses those concerns. No later than January 1, 2023, the department shall submit a report to the joint standing committee of the Legislature having jurisdiction over adult use marijuana matters summarizing its findings and any recommendations based on the reviews required under this section. The joint standing committee of the Legislature having jurisdiction over adult use marijuana matters may report out legislation to the First Regular Session of the 131st Legislature related to the findings and recommendations in the department's report.

See title page for effective date.

CHAPTER 629

H.P. 1389 - L.D. 1879

An Act To Support Law Enforcement Officers, Corrections Officers, E-9-1-1 Dispatchers, Firefighters and Emergency Medical Services Persons Diagnosed with Post-traumatic Stress Disorder

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 39-A MRSA §153, sub-§11 is enacted to read:

11. Reports on use of rebuttable presumption. The board shall submit reports containing claims data from claims brought under section 201, subsection 3-A, paragraph B to the joint standing committee of the Legislature having jurisdiction over labor matters in accordance with this subsection.

A. No later than April 1, 2025, the board shall submit to the joint standing committee of the Legislature having jurisdiction over labor matters a report regarding claims brought by corrections officers, as defined in section 328-A, subsection 1, and E-9-1-1 dispatchers, including emergency medical dispatchers, as defined in Title 32, section 85-A, subsection 1, paragraph D. The committee may report out legislation related to the content of the report to the First Regular Session of the 132nd Legislature.

B. No later than January 1, 2027, the board shall submit to the joint standing committee of the Legislature having jurisdiction over labor matters a report regarding claims brought by law enforcement officers, firefighters and emergency medical services persons, as defined in section 328-A, subsection 1. The committee may report out legislation related to the content of the report to the First Regular Session of the 133rd Legislature.

C. No later than January 1, 2032, the board shall submit to the joint standing committee of the Legislature having jurisdiction over labor matters a report regarding claims brought by corrections officers, as defined in section 328-A, subsection 1, and E-9-1-1 dispatchers, including emergency medical dispatchers, as defined in Title 32, section 85-A, subsection 1, paragraph D. The committee may report out legislation related to the content of the report to the Second Regular Session of the 135th Legislature.

The reports must include, to the extent the information is available, an analysis of claims brought under section 201, subsection 3-A, paragraph B for the particular category of employees, as provided in this subsection. The reports must include the portion of those claims that resulted in a settlement or award of benefits and the effect of the claims on costs to the State and its subdivisions. The Department of Administrative and Financial Services, Bureau of Human Resources and the Department of Public Safety shall assist the board in developing the reports, and the board shall seek the input of an association whose membership consists exclusively of counties, municipalities and other political or administrative subdivisions in the development of the report.

This subsection is repealed October 1, 2025.

Sec. 2. 39-A MRSA §201, sub-§3-A, ¶B, as amended by PL 2021, c. 419, §1, is further amended to read:

B. The employee is a law enforcement officer, corrections officer, E-9-1-1 dispatcher, firefighter or emergency medical services person and is diagnosed by an allopathic physician or an osteopathic physician licensed under Title 32, chapter 48 or chapter 36, respectively, with a specialization in psychiatry or a psychologist licensed under Title 32, chapter 56 as having post-traumatic stress disorder that resulted from work stress, that the work stress was extraordinary and unusual compared with that experienced by the average employee and the work stress and not some other source of stress was the predominant cause of the post-traumatic stress disorder, in which case the post-traumatic stress disorder is presumed to have arisen out of and in the course of the worker's employment. This presumption may be rebutted by clear and convincing evidence to the contrary. For purposes of this paragraph, "law enforcement officer," "corrections

officer, "firefighter" and "emergency medical services person" have the same meaning as in section 328-A, subsection 1. For the purposes of this paragraph, "E-9-1-1 dispatcher" means a person who receives calls made to the E-9-1-1 system and dispatches emergency services. "E-9-1-1 dispatcher" includes an emergency medical dispatcher as defined in Title 32, chapter 2-B, section 85-A, subsection 1, paragraph D.

~~By January 1, 2022, the board shall submit a report to the joint standing committee of the Legislature having jurisdiction over labor matters that includes an analysis of the number of claims brought under this paragraph, the portion of those claims that resulted in a settlement or award of benefits and the effect of the provisions of this paragraph on costs to the State and its subdivisions. The Department of Administrative and Financial Services, Bureau of Human Resources and the Department of Public Safety shall assist the board in developing the report, and the board shall seek the input of an association, the membership of which consists exclusively of counties, municipalities and other political or administrative subdivisions, in the development of the report.~~

Each time the Legislature amends this paragraph to provide for a rebuttable presumption for a new category of employees, the board shall submit a report to the joint standing committee of the Legislature having jurisdiction over labor matters no later than the January 1st after the 5th year of the addition of the category of employees and no later than the January 1st after the 10th year of the addition of the category of employees. The reports must include an analysis of the number of claims brought under this paragraph, the portion of those claims that resulted in a settlement or award of benefits and the effect of the provisions of this paragraph on costs to the State and its subdivisions. The Department of Administrative and Financial Services, Bureau of Human Resources and the Department of Public Safety shall assist the board in developing the reports, and the board shall seek the input of an association the membership whose consists exclusively of counties, municipalities and other political or administrative subdivisions in the development of the report.

This paragraph is repealed October 1, ~~2022~~ 2025.

See title page for effective date.

CHAPTER 630 H.P. 1423 - L.D. 1917

An Act To Amend the Tax Laws of the State

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 36 MRSA §2519, as amended by PL 2021, c. 181, Pt. A, §4, is further amended to read:

§2519. Ratio of tax on foreign insurance companies

An insurance company incorporated in the District of Columbia, a state or possession of the United States or province of Canada whose laws impose upon insurance companies chartered by this State a greater tax than is provided in this chapter shall pay the same tax upon business done by it in this State, in place of the tax provided in any other section of this chapter. If the insurance company fails to pay the tax as provided in section 2521-A, the assessor shall certify that failure to the Superintendent of Insurance, who shall suspend the insurance company's right to do business in this State. For purposes of this section, an insurance company incorporated ~~by in~~ another country is deemed to be incorporated ~~by in~~ the state, district or possession of the United States where it has elected to make its deposit and establish its principal agency in the United States. ~~For nonadmitted insurance premiums subject to section 2531, the rate applied pursuant to this section must be the highest rate that the state, district, possession or province applies to nonadmitted insurance premiums taxed in that state, district or possession or province.~~

Sec. A-2. 36 MRSA §2531, sub-§2, as repealed and replaced by PL 2011, c. 548, §19 and affected by §36, is amended to read:

2. Rate and incidence of tax. Except as otherwise provided in section ~~2519 or~~ 2532, the rate of taxation is ~~3% of the on~~ premiums subject to tax under this section is the greater of 3% and the highest rate of taxation that applies to nonadmitted insurance premiums in the state, district or possession of the United States or province of Canada in which the insurer is incorporated. For purposes of this section, an insurance company incorporated in another country is deemed to be incorporated in the state, district or possession of the United States where it has elected to make its deposit and establish its principal agency in the United States. For all coverage placed in accordance with Title 24-A, chapter 19, the tax must be paid by the surplus lines producer. For all other nonadmitted insurance, the tax must be paid by the insured.

Sec. A-3. 36 MRSA §5255-B, as amended by PL 1999, c. 414, §53, is further amended to read:

§5255-B. Certain items of income under the United States Internal Revenue Code

~~Any~~ A person maintaining an office or transacting business within this State and who that is required to deduct and withhold a tax on items of income under the Code, other than wages subject to withholding as provided in section 5250 ~~or~~, sales of real estate subject to withholding as provided in section 5250-A ~~or~~ gambling winnings subject to withholding as provided in section 5255-C, shall deduct and withhold from such items, to the extent they constitute income that is not excluded from taxation under Maine law, a tax equal to 5% of the income, unless withholding pursuant to the Code is based on other than a flat rate amount. In that event, the State's withholding procedure ~~should~~ must estimate taxable income using the same approach to exemptions as the Code and the amount of tax to be withheld ~~should~~ must be calculated in accordance with withholding methods prescribed pursuant to section 5250.

Sec. A-4. 36 MRSA §5255-C is enacted to read:

§5255-C. Withholding on certain gambling winnings

A person maintaining an office or transacting business within this State that is required to deduct and withhold a tax on items of income under the Code, Section 3402(q) shall deduct and withhold from such items, to the extent they constitute income that is not excluded from taxation under Maine law, a tax equal to those winnings multiplied by the highest marginal tax rate under section 5111 applicable to the tax year during which the winnings are paid plus any other tax applicable to the winnings under this Part.

Sec. A-5. Application. Those sections of this Part that amend the Maine Revised Statutes, Title 36, section 2519 and section 2531, subsection 2 apply to tax periods beginning on or after January 1, 2023.

PART B

Sec. B-1. 36 MRSA §208, as repealed and replaced by PL 2019, c. 607, Pt. A, §4, is amended to read:

§208. Equalization

The State Tax Assessor has the duty of equalizing the ~~state and~~ county taxes among all municipalities and the unorganized territory. The State Tax Assessor shall equalize and adjust the assessment list of each municipality by adding to or deducting from it such amount as will make it equal to its just value as of April 1st. Notice of the proposed valuations of municipalities within each county must be sent annually to the municipal officers of each municipality within that county on or before the first day of October. The valuation so determined is subject to review by the State Board of Property Tax Review pursuant to subchapter 2-A, but the

valuation finally certified to the Secretary of State pursuant to section 381 must be used for all computations required by law to be based upon the state valuation with respect to municipalities. A municipality shall provide to the State Tax Assessor, upon request, such information as may be necessary for the State Tax Assessor to carry out the purposes of this section.

Sec. B-2. 36 MRSA §652, sub-§1, ¶A, as amended by PL 2007, c. 627, §20, is further amended to read:

A. The real estate and personal property owned and occupied or used solely for their own purposes by incorporated benevolent and charitable institutions ~~incorporated by this State~~ are exempt from taxation. Such an institution may not be deprived of the right of exemption by reason of the source from which its funds are derived or by reason of limitation in the classes of persons for whose benefit the funds are applied.

For the purposes of this paragraph, "benevolent and charitable institutions" includes, but is not limited to, nonprofit nursing homes licensed by the Department of Health and Human Services pursuant to Title 22, chapter 405, nonprofit residential care facilities licensed by the Department of Health and Human Services pursuant to Title 22, chapter 1663, nonprofit community mental health service facilities licensed by the Commissioner of Health and Human Services in accordance with rules adopted pursuant to Title 34-B, chapter 3 and nonprofit child care centers incorporated by this State as benevolent and charitable institutions. For the purposes of this paragraph, "nonprofit" refers to an institution that has been determined by the United States Internal Revenue Service to be exempt from taxation under Section 501(c)(3) of the Code.

Sec. B-3. 36 MRSA §706-A, sub-§1, as enacted by PL 2017, c. 367, §5, is amended to read:

1. Taxpayers to list property; inquiries. Before making an assessment, the assessor ~~or assessors, chief assessor of a primary assessing area or State Tax Assessor in the case of the unorganized territory~~ may give seasonable timely notice in writing to all persons liable to taxation or qualifying for an exemption pursuant to subchapter 4-C in the municipality, the primary assessing area or the unorganized territory subject to full or partial reimbursement by the State to furnish to the assessor ~~or assessors, chief assessor or State Tax Assessor~~ true and perfect lists of all the property the taxpayer possessed on the first day of April of the same year and may at the time of the notice or thereafter require the taxpayer to answer in writing all proper inquiries as to the nature, situation and value of the taxpayer's property liable to be taxed in the State or subject to an exemption pursuant to subchapter 4-C subject to full or partial reimbursement by the State. The list and answers are not

conclusive upon the assessor ~~or assessors, chief assessor or State Tax Assessor.~~

As may be reasonably necessary to ascertain the value of property according to the income approach to value pursuant to the requirements of section 208-A or generally accepted assessing practices, these inquiries may seek information about income and expense, manufacturing or operational efficiencies, manufactured or generated sales price trends or other related information.

A taxpayer has 30 days from receipt of a request for a true and perfect list or of proper inquiries to respond to the request or inquiries. Upon written request to the assessor ~~or assessors, chief assessor of a primary assessing area or State Tax Assessor in the case of the unorganized territory,~~ a taxpayer is entitled to a 30-day extension to respond to the request for a true and perfect list or proper inquiries, and the assessor may at any time grant additional extensions upon written request. Information provided by the taxpayer in response to an inquiry that is proprietary information, and is clearly labeled by the taxpayer as proprietary and confidential information, is confidential and is not a public record for purposes of Title 1, chapter 13.

A notice to or inquiry of a taxpayer made under this section may be by mail directed to the last known address of the taxpayer or by any other method that provides reasonable notice to the taxpayer.

If notice is given by mail and the taxpayer does not furnish the list and answers to all proper inquiries, the taxpayer may not apply to the assessor ~~or assessors, chief assessor of a primary assessing area or State Tax Assessor in the case of the unorganized territory~~ for an abatement or appeal an application for abatement of those taxes unless the taxpayer furnishes the list and answers with the application and satisfies the assessing authority or authority to whom an appeal is made that the taxpayer was unable to furnish the list and answers in the time required. The list and answers are not conclusive upon the assessor ~~or assessors, chief assessor or State Tax Assessor.~~

If the assessor ~~or assessors, chief assessor of a primary assessing area or State Tax Assessor in the case of the unorganized territory~~ fails to give notice by mail, the taxpayer is not prohibited from applying for an abatement; however, upon demand, the taxpayer shall furnish the list and answer in writing all proper inquiries as to the nature, situation and value of the taxpayer's property liable to be taxed in the State. A taxpayer's refusal or neglect to answer the inquiries bars an appeal, but the list and answers are not conclusive upon the assessor ~~or assessors, chief assessor or State Tax Assessor.~~

The assessor ~~or assessors, chief assessor of a primary assessing area or State Tax Assessor in the case of the unorganized territory~~ may require the person furnishing

the list and answers to all proper inquiries to subscribe under oath to the truth of the list and answers.

Sec. B-4. 36 MRSA §1483, sub-§7, as amended by PL 2009, c. 434, §20, is further amended to read:

7. Benevolent and charitable institutions. Vehicles owned and used solely for their own purposes by benevolent and charitable institutions ~~that are incorporated by this State and~~ entitled to exemption from property tax under section 652, subsection 1;

Sec. B-5. 36 MRSA §6234, as enacted by PL 2021, c. 69, §1, is amended to read:

§6234. Municipal authority; veterans

The legislative body of a municipality may by ordinance adopt a program to provide benefits to veterans with homesteads owning or renting a permanent residence in the municipality.

1. Definitions. For the purposes of this section, the following terms have the following meanings.

~~A. "Homestead" has the same meaning as in section 681, subsection 2.~~

A-1. "Permanent residence" has the same meaning as in section 681, subsection 3.

B. "Veteran" has the same meaning as in section 653, subsection 1, paragraph E and includes any family members eligible for an exemption under that subsection.

2. Conditions of program. A program adopted under this section must:

A. Require that the claimant has maintained a homestead permanent residence in the municipality for a certain period of time, as determined by the municipality;

B. Provide benefits for both owners and renters of homesteads permanent residences; and

C. Calculate benefits in a way that provides that:

(1) If the claimant is the owner of the property, the benefit is equal to the difference between the reduction in property tax due to the exemptions provided in section 653 and the amount of property tax reduction that would have applied if the assessed value of the property was the same as the just value; and

(2) If the claimant is a renter, the benefit is equal to \$100.

3. Repeal of program. A municipality that has adopted a program under this section may repeal it through the same procedure by which the program was adopted.

Sec. B-6. 36 MRSA §6251, sub-§6, as amended by PL 2021, c. 483, Pt. AA, §6, is further amended to read:

6. Appeal. A taxpayer aggrieved by the denial of a claim for deferral of homestead property taxes or disqualification from deferral of homestead property taxes may file an appeal of the State Tax Assessor's determination, within 30 days of notification of denial or disqualification by the State Tax Assessor, with the State Board of Property Tax Review as provided in chapter 101, subchapter 2-A. ~~When the State Tax Assessor disagrees with the municipal valuation of a property subject to deferral, the abatement and appeals process under chapter 105, subchapter 8 applies.~~

PART C

Sec. C-1. 36 MRSA §501, sub-§1-A is enacted to read:

1-A. Current use program. "Current use program" means the:

A. Maine Tree Growth Tax Law established in subchapter 2-A;

B. Farm and open space tax law established in subchapter 10; and

C. Current use valuation of certain working waterfront land tax law established in subchapter 10-A.

Sec. C-2. 36 MRSA §578, sub-§1, as amended by PL 2021, c. 398, Pt. J, §1, is further amended by amending the first blocked paragraph to read:

The State Tax Assessor shall determine annually the amount of acreage in each municipality that is classified and taxed in accordance with this subchapter. Each municipality is entitled to annual payments distributed in accordance with this section from money appropriated by the Legislature if it submits a completed annual return in accordance with section 383. The State Tax Assessor shall pay any municipal claim found to be in satisfactory form by October 15th of the year following the submission of the annual return. The total municipal reimbursement appropriation is calculated on the basis of 90% of the tax lost as a result of this subchapter. For purposes of this section, "classified forest lands" means forest lands classified pursuant to this subchapter as well as all areas identified as forested land within farm-land parcels that are transferred from tree growth classification pursuant to section 1112 on or after October 1, 2011. For the purposes of this section, "tax lost" means the tax that would have been assessed, but for this subchapter, on the classified forest lands if they were assessed according to the current regional per acre undeveloped land value as determined for state valuation purposes, or according to the current local per acre undeveloped land value as determined for state valuation purposes, whichever is less, minus the tax that was actually assessed on the same lands in accordance with

this subchapter, and adjusted for the aggregate municipal savings in required educational costs attributable to the reduction in state valuation as a result of this subchapter. A municipality that fails to achieve the minimum assessment ratio established in section 327 loses 10% of the reimbursement provided by this section for each one percentage point the minimum assessment ratio falls below the ratio established in section 327.

Sec. C-3. 36 MRSA §578, sub-§1, ¶C, as amended by PL 2021, c. 398, Pt. J, §1, is further amended by amending subparagraph (2), division (a) to read:

(a) Classified under the laws governing a current use valuation set forth in chapter 105, subchapter 2-A, 10 or 10-A program;

Sec. C-4. 36 MRSA §581, sub-§1-A, as amended by PL 2011, c. 618, §4, is further amended to read:

1-A. Notice of compliance. No earlier than 185 days prior to a deadline established by section 574-B, if the ~~landowner~~ owner has not yet complied with the requirements of that section, the assessor must provide the ~~landowner~~ owner with written notice by certified mail informing the ~~landowner~~ owner of the statutory requirements that need to be met to comply with section 574-B and the date of the deadline for compliance or by which the parcel may be transferred to ~~open space classification pursuant to subchapter 10~~ another current use program. The notice must also state that if the owner fails to meet the deadline for complying with section 574-B or transferring the parcel to ~~open space classification~~ another current use program, a supplemental assessment of \$500 will be assessed and that continued noncompliance will lead to a subsequent supplemental assessment of \$500. If the notice is issued less than 120 days before the deadline, the owner has 120 days from the date of the notice to provide the assessor with the documentation to achieve compliance with section 574-B or transfer the parcel to ~~open space classification~~ another current use program, and the notice must specify the date by which the owner must comply.

If the ~~landowner~~ owner fails to provide the assessor with the documentation to achieve compliance with section 574-B or transfer the parcel to ~~open space classification pursuant to subchapter 10~~ another current use program by the deadline specified in the notice, the assessor shall impose a \$500 penalty to be assessed and collected as a supplemental assessment in accordance with section 713-B. The assessor shall send notification of the supplemental assessment by certified mail and notify the ~~landowner~~ owner that, no later than 6 months from the date of the 2nd notice, the ~~landowner~~ owner must comply with the requirements of section 574-B or transfer the parcel to ~~open space classification pursuant to subchapter 10~~ another current use program and that failure to comply will result in an additional supplemental assessment of \$500 and the ~~landowner~~ owner

will have an additional 6-month period in which to comply with these requirements before the withdrawal of the parcel and the assessment of substantial financial penalties against the landowner owner.

At the expiration of 6 months, if the landowner owner has not complied with section 574-B or transferred the parcel to open space classification under subchapter 10 another current use program, the assessor shall assess an additional \$500 supplemental assessment. The assessor shall send notification of the 2nd supplemental assessment by certified mail and notify the landowner owner that, no later than 6 months from the date of the notice, the landowner owner must comply with the requirements of section 574-B or transfer the parcel to open space classification pursuant to subchapter 10 another current use program or the land will be withdrawn from the tree growth tax program taxation under this subchapter.

If the landowner owner has not complied within 6 months from the date of the 2nd supplemental assessment, the assessor shall remove the parcel from taxation under this subchapter and assess a penalty for the parcel's withdrawal pursuant to subsection 3.

This subsection does not limit the assessor from issuing other notices or compliance reminders to property owners at any time in addition to the notice required by this subsection.

Sec. C-5. 36 MRSA §581, sub-§3, as repealed and replaced by PL 2007, c. 627, §16, is amended to read:

3. Penalty. If land is withdrawn from taxation under this subchapter, the assessor shall impose a penalty upon the owner. The penalty is the greater of:

A. An amount equal to the taxes that would have been assessed on the land on the first day of April for the 5 tax years, or any lesser number of tax years starting with the year in which the land was first classified, preceding the withdrawal had that land been assessed in each of those years at its just value on the date of withdrawal. ~~That amount must be reduced by less~~ all taxes paid on that land over the preceding 5 years, or any lesser number of tax years starting with the year in which the land was first classified, and increased by interest at the prevailing municipal rate from the date or dates on which those amounts would have been payable; and

B. An amount computed by multiplying the amount, if any, by which the just value of the land on the date of withdrawal exceeds the 100% valuation of the land pursuant to this subchapter on the preceding April 1st by the following rates.

(1) If the land was subject to valuation under this subchapter for 10 years or ~~less fewer~~ prior to the date of withdrawal, the rate is 30%.

(2) If the land was subject to valuation under this subchapter for more than 10 years prior to the date of withdrawal, the rate is ~~that percentage obtained by subtracting 1% from 30% reduced by one percentage point~~ for each full year beyond 10 years that the land was subject to valuation under this subchapter prior to the date of withdrawal, except that the minimum rate is 20%.

For purposes of this subsection, just value at the time of withdrawal is the assessed just value of comparable property in the municipality adjusted by the municipality's certified assessment ratio.

Sec. C-6. 36 MRSA §581, sub-§4, as repealed and replaced by PL 2007, c. 627, §16, is amended to read:

4. Assessment and collection of penalties. The owner shall pay the penalties for withdrawal under this section ~~must be paid~~ upon withdrawal to the tax collector as additional property taxes. Penalties may be assessed and collected as supplemental assessments in accordance with section 713-B.

Sec. C-7. 36 MRSA §581, sub-§5, as repealed and replaced by PL 2007, c. 627, §16, is amended to read:

5. Eminent domain. A penalty may not be assessed under this section ~~for a~~ if the withdrawal of the parcel is occasioned by a transfer to an the State or other entity holding the power of eminent domain ~~if the transfer results~~ resulting from the exercise or threatened exercise of that power.

Sec. C-8. 36 MRSA §581, sub-§6, as repealed and replaced by PL 2007, c. 627, §16, is amended to read:

6. Relief from requirements. Upon withdrawal ~~under this section~~, the land is relieved of the requirements of this subchapter immediately and is returned to taxation under ~~chapter 105~~, subchapter 2 beginning the following April 1st following withdrawal.

Sec. C-9. 36 MRSA §581, sub-§7, as repealed and replaced by PL 2007, c. 627, §16, is amended to read:

7. Reclassification as farmland or open space land under other current use program. A penalty may not be assessed upon the withdrawal of land from taxation under this subchapter if the owner applies for classification of that land ~~as farmland or open space land under subchapter 10~~ in another current use program prior to withdrawal and that application is accepted. If a penalty is later assessed under section ~~112~~ 112-C or 1138, the period of time that the land was taxed as forest land under this subchapter is included for purposes of establishing the amount of the penalty.

Sec. C-10. 36 MRSA §713-B, as enacted by PL 1993, c. 452, §6, is amended to read:

§713-B. Penalties assessed as supplemental assessments

Penalties imposed under section 581 ~~or 1112, 1112-C or 1138~~ may be assessed as supplemental assessments pursuant to section 713 regardless of the number of years applicable in determining the penalty.

Sec. C-11. 36 MRSA §1109, sub-§5, as repealed and replaced by PL 2007, c. 438, §28, is amended by amending the first blocked paragraph to read:

If the owner fails to report to the assessor as required by this subsection, the assessor shall assess those taxes ~~that should have been required to be paid~~, shall assess the penalty provided in section ~~1112~~ 1112-C and shall assess an additional penalty equal to 25% of the penalty provided in section ~~1112~~ 1112-C. The assessor may waive the additional penalty for cause.

Sec. C-12. 36 MRSA §1112, as amended by PL 2019, c. 379, Pt. A, §6, is repealed.

Sec. C-13. 36 MRSA §1112-C is enacted to read:

§1112-C. Recapture penalty

1. Assessor determination; owner request. If the assessor determines that land subject to this subchapter no longer meets the requirements of this subchapter, the assessor shall withdraw the land from taxation under this subchapter. The owner of land subject to this subchapter may at any time request withdrawal of any of the owner's land from taxation under this subchapter by certifying in writing to the assessor that the land is no longer to be classified under this subchapter. For purposes of this section, the transfer of land between different classifications within this subchapter does not constitute a withdrawal.

2. Withdrawal of portion. In the case of withdrawal of a portion of farmland or open space land, the owner, as a condition of withdrawal, shall file with the assessor a schedule including the information required under section 1109 showing the area withdrawn and the area remaining under this subchapter.

3. Penalty. If land is withdrawn from taxation under this subchapter, the assessor shall impose a penalty upon the owner. The penalty is the greater of:

- A. An amount equal to the taxes that would have been assessed on the land on the first day of April for the 5 tax years, or any lesser number of tax years starting with the year in which the land was first classified, preceding the withdrawal had that land been assessed in each of those years at its just value on the date of withdrawal less all taxes paid on that land over the preceding 5 years, or any lesser number of tax years starting with the year in

which the land was first classified, and increased by interest at the prevailing municipal rate from the date or dates on which those amounts would have been payable; and

B. An amount computed by multiplying the amount, if any, by which the just value of the land on the date of withdrawal exceeds the 100% valuation of the land pursuant to this subchapter on the preceding April 1st by the following rates:

(1) If the land was subject to valuation under this subchapter for 10 years or fewer prior to the date of withdrawal, the rate is 30%; and

(2) If the land was subject to valuation under this subchapter for more than 10 years prior to the date of withdrawal, the rate is 30% reduced by one percentage point for each full year beyond 10 years that the land was subject to valuation under this subchapter prior to the date of withdrawal, except that the minimum rate is 20%.

For purposes of this subsection, just value at the time of withdrawal is the assessed just value of comparable property in the municipality adjusted by the municipality's certified assessment ratio.

4. Assessment and collection of penalties. The owner shall pay the penalties for withdrawal upon withdrawal to the tax collector as additional property taxes. Penalties may be assessed and collected as supplemental assessments in accordance with section 713-B.

5. Eminent domain. A penalty may not be assessed under this section if the withdrawal of the parcel is occasioned by a transfer to the State or other entity holding the power of eminent domain resulting from the exercise or threatened exercise of that power.

6. Relief from requirements. Upon withdrawal, the land is relieved of the requirements of this subchapter immediately and is returned to taxation under subchapter 2 beginning the April 1st following withdrawal.

7. Reclassification under other current use program. A penalty may not be assessed upon the withdrawal of land from taxation under this subchapter if the owner applies for classification of that land in another current use program prior to withdrawal and the application is accepted. If a penalty is later assessed under section 581 or 1138, the period of time that the land was taxed as farmland or open space land under this subchapter is included for purposes of establishing the amount of the penalty.

8. Report of penalty. A municipality that receives a penalty for the withdrawal of land from taxation under this subchapter shall report to the State Tax Assessor the total amount received in that reporting year on the municipal valuation return form described in section 383.

9. Collection of farmland penalty; annual installments. An owner of farmland that has been classified under this subchapter for 5 full years or more may pay any penalty owed under this section in up to 5 equal annual installments with interest at the rate set by the municipality, which begins to accrue 60 days after the date of assessment. Notwithstanding section 943, for an owner paying a penalty under this subsection, the period during which the tax lien mortgage, including interest and costs, must be paid to avoid foreclosure and expiration of the right of redemption is 48 months from the date of the filing of the tax lien certificate.

Sec. C-14. 36 MRSA §1113, as amended by PL 2009, c. 496, §9, is further amended to read:

§1113. Enforcement provision

A lien is created to secure the payment of the penalties provided in section 1109, subsections 2 and 5 and section ~~1112~~ 1112-C, which may be enforced in the same manner as liens created by section 552.

Sec. C-15. 36 MRSA §1115, as amended by PL 2009, c. 496, §10, is further amended to read:

§1115. Transfer of portion of parcel of land

Transfer of a portion of a parcel of farmland subject to taxation under this subchapter does not affect the taxation under this subchapter of the resulting parcels unless they do not meet the minimum acreage requirements of this subchapter. Transfer of a portion of a parcel of open space land subject to taxation under this subchapter does not affect the taxation under this subchapter of the resulting parcels unless either or both of the parcels no longer provide a public benefit in one of the areas enumerated in section 1102, subsection 6. Each resulting parcel must be taxed to the owners under this subchapter until it is withdrawn from taxation under this subchapter, in which case the penalties provided in section ~~1112~~ 1112-C apply only to the owner of that parcel. If the transfer of a portion of a parcel of farmland subject to taxation under this subchapter results in the creation of a parcel that is less than the minimum acreage required by this subchapter or if the transfer of a portion of a parcel of open space land subject to taxation under this subchapter results in the creation of a parcel that no longer provides a public benefit in one of the areas enumerated in section 1102, subsection 6, that parcel is deemed to have been withdrawn from taxation under this subchapter as a result of the transfer and is subject to the penalties provided in section ~~1112~~ 1112-C.

Sec. C-16. 36 MRSA §1121, as amended by PL 2001, c. 652, §9 and PL 2011, c. 657, Pt. W, §5, is further amended to read:

§1121. Program monitoring

The Department of Agriculture, Conservation and Forestry and the Bureau of Revenue Services shall periodically review the level of participation in the farm and open space tax program, the taxes saved due to that

participation, the fiscal impact, if any, on municipalities, including the impact of any penalties assessed under section ~~1112~~ 1112-C and the effectiveness of the program in preserving farmland and open space. The department and the bureau may report to the joint standing committee of the Legislature having jurisdiction over taxation matters on the status of the program. The department and the bureau may identify problems that prevent realization of the purposes of this subchapter and potential solutions to remedy those problems.

Sec. C-17. 36 MRSA §1138, as enacted by PL 2007, c. 466, Pt. A, §58, is amended to read:

§1138. Recapture penalty

1. Assessor determination; owner request. If the assessor determines that land subject to this subchapter no longer meets the requirements of this subchapter, the assessor must withdraw the land from taxation under this subchapter. The owner ~~or owners~~ of land subject to this subchapter may at any time request withdrawal of any land from taxation under this subchapter by certifying in writing to the assessor that the land is no longer to be classified under this subchapter.

2. Withdrawal of portion. In the case of withdrawal of a portion of the working waterfront land, the owner ~~or owners~~, as a condition of withdrawal, shall file with the assessor a schedule including the information required under section 1137, subsection 1 showing the area withdrawn and the area remaining under this subchapter.

3. Penalty. If land is withdrawn from taxation under this subchapter, the assessor shall impose a penalty upon the owner ~~or owners~~. The penalty is the greater of:

A. An amount equal to the taxes that would have been assessed on the land on the first day of April for the 5 tax years, or any lesser number of tax years starting with the year in which the ~~property~~ land was first classified, preceding ~~such the~~ withdrawal had ~~such real estate~~ that land been assessed in each of those years at its just value on the date of withdrawal less all taxes paid on that ~~real estate~~ land over the preceding 5 years, or any lesser number of tax years starting with the year in which the land was first classified, and increased by interest at the prevailing municipal rate from the date or dates on which those amounts would have been payable; and

B. An amount computed by multiplying the amount, if any, by which the ~~fair market~~ just value of the ~~real estate~~ land on the date of withdrawal exceeds the 100% valuation of the ~~real estate~~ land pursuant to this subchapter on the preceding April 1st by the following rates:

(1) If the ~~real estate~~ land was subject to valuation under this subchapter for 10 years or less

prior to the date of withdrawal, the rate is 30%; and

(2) If the real estate land was subject to valuation under this subchapter for more than 10 years prior to the date of withdrawal, the rate is ~~that percentage obtained by subtracting 1% from 30% reduced by one percentage point for each full year beyond 10 years that the real estate land~~ was subject to valuation under this subchapter prior to the date of withdrawal ~~until a, except that the minimum rate of is 20% is reached.~~

For purposes of this section subsection, just value at the time of withdrawal is the assessed just value of comparable property in the municipality adjusted by the municipality's certified assessment ratio.

4. Assessment and collection of penalties. The owner shall pay the penalties for withdrawal must be paid upon withdrawal to the tax collector as additional property taxes. Penalties may be assessed and collected as supplemental assessments in accordance with section 713-B.

5. Eminent domain. A penalty may not be assessed under this section if the withdrawal of the parcel is occasioned by a transfer to the State or other entity holding the power of eminent domain resulting from the exercise or threatened exercise of that power.

6. Relief from requirements. Upon withdrawal, the land is relieved of the requirements of this subchapter immediately and is returned to taxation under the statutes relating to the taxation of real property to be so taxed on subchapter 2 beginning the following April 1st following withdrawal.

7. Reclassification as open space under other current use program. No A penalty may not be assessed upon the withdrawal of land from taxation under this subchapter if the owner or owners apply applies for and are accepted for classification of that land as open space land under subchapter 10 in another current use program prior to withdrawal and that application is accepted. If a penalty is later assessed under section 581 or section 1112-C, the period of time that the land was taxed as working waterfront land under this subchapter is included for purposes of establishing the amount of the penalty.

8. Report of penalty. Any municipality that receives a penalty for the withdrawal of land from taxation under this subchapter shall report to the State Tax Assessor the total amount received in that reporting year on the municipal valuation return form described in section 383.

PART D

Sec. D-1. 23 MRSA §4210-B, sub-§7-A, as amended by PL 2021, c. 446, §1, is further amended to read:

7-A. Sales tax revenue. ~~Beginning July 1, 2012 and every On July 1st thereafter, except as provided in Title 36, section 1820 of each year,~~ the State Controller shall transfer to the Multimodal Transportation Fund an amount, as certified by the State Tax Assessor, that is equivalent to 100% of the revenue from the tax imposed on the value of rental of a pickup truck or van with a gross weight of less than 26,000 pounds rented from a person primarily engaged in the business of renting automobiles and the value of rental for a period of less than one year of an automobile pursuant to Title 36, section 1811 for the first 6 months of the prior fiscal year after the reduction for the transfer to the Local Government Fund as described by Title 30-A, section 5681, subsection 5 and the transfer to the ATV Recreational Management Fund pursuant to Title 36, section 1820. ~~Beginning on October 1, 2012 and every On October 1st thereafter, except as provided in Title 36, section 1820 of each year,~~ the State Controller shall transfer to the Multimodal Transportation Fund an amount, as certified by the State Tax Assessor, that is equivalent to 100% of the revenue from the tax imposed on the value of rental of a pickup truck or van with a gross weight of less than 26,000 pounds rented from a person primarily engaged in the business of renting automobiles and the value of rental for a period of less than one year of an automobile pursuant to Title 36, section 1811 for the last 6 months of the prior fiscal year after the reduction for the transfer to the Local Government Fund as described by Title 30-A, section 5681, subsection 5 and the transfer to the ATV Recreational Management Fund pursuant to Title 36, section 1820. The tax amount must be based on actual sales for that fiscal year and may not consider any accruals that may be required by law.

Sec. D-2. 36 MRSA §1820, as enacted by PL 2021, c. 446, §2, is amended to read:

§1820. Tax on rental of all-terrain vehicles

By the 20th day of each month beginning January 1, 2022 and ending July 20, 2022, the assessor shall notify the State Controller and the Treasurer of State of the amount of revenue attributable to the tax collected under this Part on the rental of all-terrain vehicles as defined in Title 12, section 13001, subsection 3. When notified by the assessor, the State Controller shall transfer 90% of that amount to the ATV Recreational Management Fund established in Title 12, section 1893, subsection 2 and 10% to the Multimodal Transportation Fund established in Title 23, section 4210-B.

Beginning July 1, 2023 and every July 1st thereafter, the State Controller shall transfer to the ATV Recreational Management Fund established in Title 12, section 1893, subsection 2 an amount, as certified by the State Tax Assessor, that is equivalent to 90% of the revenue from the tax imposed under this Part on the rental of all-terrain vehicles for the first 6 months of the prior fiscal year after the reduction for the transfer to the Lo-

cal Government Fund as described by Title 30-A, section 5681, subsection 5. Beginning on October 1, 2023 and every October 1st thereafter, the State Controller shall transfer to the ATV Recreational Management Fund an amount, as certified by the State Tax Assessor, that is equivalent to 90% of the revenue from the tax imposed under this Part on the rental of all-terrain vehicles for the last 6 months of the prior fiscal year after the reduction for the transfer to the Local Government Fund as described by Title 30-A, section 5681, subsection 5. The remaining 10% of the revenue from the tax imposed under this Part on the rental of all-terrain vehicles is transferred to the Multimodal Transportation Fund pursuant to Title 23, section 4210-B, subsection 7-A. The tax amount must be based on actual sales for that fiscal year and may not consider any accruals that may be required by law.

See title page for effective date.

**CHAPTER 631
S.P. 678 - L.D. 1923**

**An Act To Establish the Maine
Space Corporation**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 5 MRS A c. 393 is enacted to read:

CHAPTER 393

MAINE SPACE CORPORATION

§13201. Maine Space Corporation established

The Maine Space Corporation is established as a body corporate and politic to carry out the purposes of this chapter. The corporation shall leverage the State's geographic, rocketry, manufacturing and higher education assets and capabilities to establish the State as a national and international industry destination and an authority in launching small launch vehicles and small satellites into polar orbit by:

1. Properties. Acquiring and managing properties within the geographic boundaries of the State to develop and operate the Maine Space Complex and its ancillary facilities;

2. Permits. Facilitating the acquisition of permits for launch sites from the Federal Government in order to host launch providers;

3. Workforce. Facilitating the creation of a highly skilled workforce and attracting and retaining young workers in a new space economy. The corporation shall work closely with the University of Maine System, the Maine Community College System, career and technical education centers and regions and satellite programs, elementary and secondary schools and other organizations in the State to ensure education, training

and recruitment programs are in place for the primary purpose of ensuring the availability of a highly skilled workforce to support the State's new space economy;

4. Facilities. Providing facilities for research and development; small rocket and small satellite manufacturing, integration, testing and evaluation; and education and tourism;

5. Education. Enhancing science, technology, engineering and mathematics education and engagement in kindergarten to grade 12 and higher education curricula through partnerships with private industry to explore use cases for satellite data;

6. Business intelligence. Providing satellite-derived business intelligence for local industries to improve decision making;

7. Businesses and jobs. Facilitating new high-tech and data-driven businesses and jobs creation;

8. Engagement. Serving as a place to engage and inspire the public through programming;

9. Out-of-state. Attracting out-of-state businesses, business visitors and tourists to the State; and

10. Revenue. Creating new revenue and expanding the tax base of the primary impact communities as an international asset.

§13202. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Board of directors. "Board of directors" means the board of directors of the corporation established in section 13203, subsection 4.

2. Bond. "Bond" means a bond or note or other evidence of indebtedness authorized under this chapter, whether issued under or pursuant to a bond resolution, trust indenture, loan or other security agreement.

3. Corporation. "Corporation" means the Maine Space Corporation established in section 13201.

4. Maine Space Complex. "Maine Space Complex" or "complex" means the Maine Space Complex established pursuant to section 13203, subsection 1.

5. New space economy. "New space economy" means the full range of decentralized, diversified, entrepreneurial and accessible activities and the use of resources and players across industries that create value and benefits to human beings in the course of exploring, researching, understanding, managing and using extra-terrestrial space.

6. Operating revenues. "Operating revenues" means funds available to the corporation from fees, fares and rental or sale of property and miscellaneous revenue and interest not otherwise pledged or dedicated.

7. Primary impact communities. "Primary impact communities" means Aroostook County, Cumberland County and Washington County.

8. Real or personal property. "Real or personal property" means properties and assets purchased by the corporation or transferred to the corporation from federal, state, local and private entities and individuals.

§13203. Maine Space Corporation; powers; board of directors; obligations

1. Maine Space Complex. The corporation shall establish and promote the Maine Space Complex, which must include but is not limited to the following business units:

A. The Maine Space Data and Advanced Analytics Center of Excellence, which must be a state-of-the-art computer center with networks equipped to import or downlink, store, cleanse, manage and analyze satellite data in concert with terrestrial data for the purposes of addressing business and public issues in innovative ways and creating new data products and services;

B. The Maine New Space Innovation Hub, which must be an industry meeting place, a hub for new business incubation and acceleration, facilities for satellite and launch vehicle manufacturing and integration and ground control for satellite launch operations. The shared space must contain specialized equipment to facilitate business research and development, academic and scientific inquiry and a kindergarten to grade 12 learning center and must be designed to attract both in-state and out-of-state interests; and

C. Maine Launch Sites and Services, which must consist of staging and launch sites for sending small vehicles with nanosatellites into polar orbit. Maine Launch Sites and Services shall allocate the use of its staging and launch sites in a manner that prioritizes Maine-based businesses and businesses that minimize the environmental effects of their space vehicles and launches.

The corporation shall restrict the Maine Space Complex to commercial, research and educational uses.

2. Additional powers. The corporation may:

A. Sue and be sued;

B. Adopt bylaws or rules consistent with this chapter for the governance of its affairs;

C. Exercise all of the general powers of corporations under Title 13-C, section 302;

D. Provide for public safety by imposing appropriate rules, regulating appropriate use of the complex's facilities and ensuring compliance with rules as they apply to the use of the complex's facilities;

E. Charge and collect fees, charges and rents for the use of the complex's properties and other services and use the proceeds of those fees, charges and rents for the purposes provided in this chapter, subject to and in accordance with any agreement with bondholders that may be made as provided in this chapter;

F. Contract with the Federal Government or its instrumentalities or agencies; the State or its agencies, instrumentalities or municipalities; public bodies; private corporations; partnerships; associations; and individuals to carry out the purposes of this chapter;

G. Accept the aid and cooperation of the Federal Government or its agencies in the construction, maintenance, reconstruction, operation and financing of the complex's facilities and take necessary actions to make use of that aid and cooperation;

H. Borrow money and apply for and accept advances, loans, grants, contributions and other forms of financial assistance from the Federal Government, the State, a municipality or other public body or from other sources, public or private, for the purposes of this chapter and give any security that is required and enter into and carry out contracts in connection with any financial assistance;

I. Borrow money and make, issue and sell at public or private sale negotiable notes, bonds and other evidences of indebtedness or obligation of the corporation for the purposes of this chapter and secure the payment of that indebtedness or obligation or any part of that indebtedness or obligation by pledge of all or any part of the operating revenues of the corporation;

J. Enter into loan or security agreements with one or more lending institutions, including, but not limited to, banks, insurance companies and institutions that administer pension funds, or with trustees of those institutions, for the issuance of bonds and exercise with respect to those loan or security agreements all of the powers delineated in this chapter for the issuance of bonds;

K. Provide from operating revenues for the maintenance, construction or reconstruction of facilities to ensure the public safety for which the corporation has not otherwise provided;

L. Adopt rules for the administration of this chapter. Rules adopted pursuant to this paragraph are routine technical rules pursuant to chapter 375, subchapter 2-A; and

M. Take all other lawful action necessary and incidental to these powers.

3. Members of corporation. Members of the corporation are individuals and organizations that pay dues

to the corporation. Memberships may be set at different levels.

A. Members are private individuals, partnerships, small and large businesses, federal, state and local governmental entities, private and public higher education institutions and other public or quasi-public entities that are interested in advancing the State's new space economy.

B. Other than the right to vote on matters as specified in the bylaws of the corporation, the members have no authority to manage or direct the affairs and activities of the corporation.

4. Board of directors. The Board of Directors of the Maine Space Corporation consists of 17 directors, of whom 6 directors are ex officio as specified in paragraph B, and 11 directors are appointed as specified in paragraph C. Each director is entitled to one vote.

A. The board of directors has the full authority to direct the affairs and activities of the corporation.

B. Ex officio members of the board of directors are:

(1) The Commissioner of Economic and Community Development or the commissioner's designee;

(2) The President of the Maine Technology Institute or the president's designee;

(3) The Chancellor of the University of Maine System or the chancellor's designee;

(4) The President of the Maine Community College System or the president's designee;

(5) The executive director of the Midcoast Regional Redevelopment Authority or the executive director's designee; and

(6) The executive director of the Loring Development Authority of Maine or the executive director's designee.

C. The members of the board of directors who are not ex officio members are appointed by the Governor and subject to confirmation by the Senate and must be individuals or representatives of organizations that are in a position to advance the purposes and goals of the corporation and are able to have a significant impact on improving the State's space economy infrastructure as specified in the bylaws of the corporation. Membership under this paragraph must include:

(1) A representative of a business in the State with fewer than 25 employees that is involved in the aerospace industry;

(2) A representative of a business in the State with 25 or more employees that is involved in the aerospace industry;

(3) A resident of Aroostook County or Piscataquis County;

(4) A resident of Cumberland County, York County or Androscoggin County;

(5) A resident of Washington County, Hancock County or Penobscot County;

(6) A resident of Waldo County, Knox County, Lincoln County, Sagadahoc County or Kennebec County;

(7) A resident of Somerset County, Franklin County or Oxford County;

(8) A representative of a nonprofit research organization in the State that uses satellite-based data;

(9) A representative of an elementary or secondary school in the State;

(10) A representative of a business that is involved in innovation and research and development in satellite development and manufacturing, data and analytics or launch services; and

(11) A representative of business investors.

The terms of the members of the board of directors who are not ex officio members must be staggered as specified in the bylaws of the corporation.

D. The board of directors shall elect a chair and vice-chair from among its members. The corporation may employ an executive director, technical experts and other agents and employees, permanent and temporary, as required and may determine their qualifications, duties and compensation. For required legal services, the corporation may employ or retain its own counsel and legal staff.

E. For transacting business at board meetings, a majority of directors then in office constitutes a quorum. The vote of a majority of the directors present at board meetings constitutes the act of the board of directors.

5. Liability. The liability of the corporation is governed by the Maine Tort Claims Act. A member of the board of directors or an employee of the corporation is not subject to any personal liability for having acted in the service of the member's or employee's duty as a member of the board of directors or an employee of the corporation within the course and scope of membership or employment to carry out a power or duty under this chapter. The corporation shall indemnify a member of the board of directors or an employee of the corporation against expenses actually and necessarily incurred in connection with the defense of an action or proceeding in which a member of the board of directors or an employee of the corporation is made a party by reason of past or present association with the corporation.

6. Expenses. A member of the board of directors is not entitled to receive compensation for services to the corporation but is entitled to receive reimbursement for necessary expenditures, including travel expenses incurred in carrying out those services.

§13204. Use of operating revenues

1. Principal use of revenues. Operating revenues must be used principally to reinvest in the properties held by the corporation.

2. Permitted liability limited. All expenses incurred in carrying out the provisions of this chapter must be paid solely from funds provided by the corporation, and liability or obligation may not be incurred under this chapter beyond the extent to which funds have been provided by the corporation.

3. Equal opportunity employers. Contractors and subcontractors on corporation construction and reconstruction projects must be equal opportunity employers and, for contracts of more than \$250,000, shall pursue in good faith affirmative action programs as defined in section 782.

§13205. Property of corporation

The corporation may hold and acquire property as set out in this section.

1. Lease or sale. Properties may be leased, purchased or sold to develop and operate the Maine Space Complex as determined appropriate by the corporation. Resources acquired as a result of the lease or sale of these properties become operating revenues or assets of the corporation.

2. Authority for transfers of interest in land to corporation. Upon the corporation's request, on reasonable and fair terms and conditions and without the necessity for advertisement, order of court or action or formality other than the regular and formal action of the authorities concerned, counties, municipalities, public agencies or instrumentalities of the State, public service corporations and special districts may lease, lend, grant or convey to the corporation real or personal property or rights in that property that may be necessary or convenient for the effectuation of the authorized purposes of the corporation, including real and personal property or rights in that property already devoted to public use. As used in this subsection, "public service corporation" includes a public utility as defined in Title 35-A, section 102, subsection 13 and a corporation under Title 13-C.

§13206. Maine Space Complex Fund

1. Maine Space Complex Fund established. There is established a nonlapsing fund to be known as the Maine Space Complex Fund, referred to in this section as "the fund," for the purpose of receiving funds from the State and gifts, grants, devises, bequests, trusts or security documents to support the operations of the corporation and the Maine Space Complex. The State

shall credit to the fund any appropriation made to the corporation in the fiscal year in which the appropriation is made.

A. The fund must be used to:

(1) Purchase, lease, acquire, own, improve, use, sell, convey, transfer or otherwise deal in and with a corporation property, a corporation project or any interest in the corporation property or corporation project, whether tangible or intangible, as otherwise authorized under this chapter;

(2) Pay the costs of operating, maintaining, improving and repairing all property and projects of the corporation;

(3) Pay the costs of administering and operating the corporation, including, but not limited to, all wages, salaries, benefits and other expenses authorized by the board of directors or the executive director;

(4) Pay the principal and premium, if any, and the interest on the outstanding bonds of the corporation related to a corporation property or corporation project as they become due and payable;

(5) Create and maintain reserves required or provided for in any law authorizing or any security document securing the bonds of the corporation related to a corporation property or corporation project;

(6) Create and maintain a capital improvement fund for a corporation property and corporation project established by the board of directors;

(7) Pay all taxes owed by the corporation related to a corporation property or corporation project; and

(8) Pay all expenses incident to the management and operation of the corporation.

B. The fund constitutes a continuing appropriation for the benefit of the corporation. Any amount remaining in the fund at the close of any fiscal year is carried over and credited to the fund for the succeeding year.

C. Money in the fund must be paid to the corporation on manifests approved by the Governor and Legislature in the same manner as other state claims are paid.

D. The revenues received by and due to the corporation from all sources other than state appropriation must be retained by the corporation and must be used in such a manner as the board of directors determines consistent with the provisions of this section or as otherwise provided by law or by the

terms and conditions of any gift, grant, devise, bequest, trust or security document.

§13207. Bonds

1. Hearing required. The corporation may issue bonds to finance its activities only after giving notice of the proposed issuance and its terms at least twice in a newspaper of general circulation in the appropriate primary impact community and holding a duly advertised public hearing on the issuance.

2. Authority. The corporation may issue bonds from time to time in its discretion to finance the undertaking of an authorized activity under this chapter, including, but not limited to, the payment of principal and interest upon advances for surveys and plans, and may issue refunding bonds for the payment or retirement of bonds previously issued.

A. The principal and interest of bonds must be made payable solely from the income, proceeds, revenues and funds of the corporation derived from or held for activities under this chapter. Payment of the principal and interest of bonds may be further secured by a pledge of a loan, grant or contribution from the Federal Government or other source in aid of activities of the corporation under this chapter and by a mortgage of an urban activity or a project or part of a project, title to which is in the corporation.

B. Bonds issued under this section do not constitute an indebtedness within the meaning of any constitutional or statutory debt limitation or restriction and are not subject to other laws or charters relating to the authorization, issuance or sale of bonds. Bonds issued under this chapter are declared to be issued for an essential public and governmental purpose and, together with interest on and income from the bonds, are exempt from all taxes.

C. Bonds may not be issued by the corporation until the corporation has received a certificate of approval from the Finance Authority of Maine authorizing issuance of the bonds. Before issuing a certificate of approval under this section, the Finance Authority of Maine must determine that there is a reasonable likelihood that the income, proceeds, revenues and funds of the corporation derived from or held for activities under this chapter or otherwise pledged to payment of the bonds will be sufficient to pay the principal, the interest and all other amounts that may at any time become due and payable under the bonds. In making this determination, the Finance Authority of Maine shall consider the corporation's analysis of the proposed bond issue and the revenues to make payments on the bonds and may require such information, projections, studies and independent analyses as it considers necessary or desirable and may

charge the corporation reasonable fees and expenses. The issuance by the Finance Authority of Maine of a certificate of approval under this section does not constitute an endorsement of the bonds or the projects or purposes for which those bonds are issued, and the corporation or any other person or entity, including, without limitation, any holder of bonds of the corporation, has no cause of action against the Finance Authority of Maine with respect to any certificate of approval. The Finance Authority of Maine may require that it be indemnified, defended and held harmless by the corporation for any liability or cause of action arising with respect to the bonds.

3. General characteristics. Bonds authorized under this section may be issued in one or more series. The resolution, trust indenture or mortgage under which the bonds are issued may include the following:

A. The date or dates borne by the bonds;

B. Whether the bonds are payable upon demand or mature at a certain time or times;

C. The interest rate or rates of the bonds;

D. The denomination or denominations of the bonds;

E. The form of the bonds, whether coupon or registered;

F. The conversion or registration privileges carried by the bonds;

G. The rank or priority of the bonds;

H. The manner of execution of the bonds;

I. The medium and place or places of payment of the bonds;

J. The terms of redemption of the bonds, with or without premium;

K. The manner in which the bonds are secured; and

L. Any other characteristics of the bonds.

4. Price sold. The bonds may be:

A. Exchanged for other bonds on the basis of par;

B. Sold to the Federal Government at private sale at not less than par. If less than all of the authorized principal amount of the bonds is sold to the Federal Government, the balance may be sold at private sale at not less than par at an interest cost to the corporation that does not exceed the interest cost to the corporation of the portion of the bonds sold to the Federal Government; or

C. Sold to a person on such terms as the corporation may negotiate.

5. Signatures of outgoing officers; negotiability. If an official of the corporation whose signature appears

on a bond or coupon issued under this chapter ceases to be an official before the bond is delivered, the signature is nevertheless valid for all purposes as if the official had remained in office until the delivery. Notwithstanding contrary provisions of law, bonds issued under this chapter are fully negotiable.

6. Bond recitation; conclusive presumptions. In actions or proceedings involving the validity or enforceability of a bond issued under this chapter or the security for that bond, a bond reciting in substance that it has been issued by the corporation in connection with an activity is conclusively deemed to have been issued for that purpose and the activity is conclusively deemed to have been planned, located and carried out in accordance with this chapter.

7. No personal liability; not debt of State. A member of the board of directors and the person executing the bonds are not liable personally on the bonds by reason of the issuance of the bonds. The bonds and other obligations of the corporation must have stated on their face that they are not a debt of the State and that the State is not liable on the bonds. The bonds or obligations may not be payable out of funds or properties other than those of the corporation acquired for the purposes of this chapter.

8. Bonds as legal investments. Public officers, municipal corporations, political subdivisions and public bodies; banks, trust companies, bankers, savings banks and institutions, building and loan associations, savings and loan associations, investment companies and other persons carrying on a banking business; insurance companies, insurance associations and other persons carrying on an insurance business; and executors, administrators, curators, trustees and other fiduciaries may legally invest sinking funds, money or other funds belonging to them or within their control in bonds or other obligations issued by the corporation under this chapter. These bonds or other obligations are authorized security for all public deposits. It is the purpose of this section to authorize persons, political subdivisions and officers, public or private, to use funds owned or controlled by them for the purchase of these bonds or other obligations. This section does not relieve a person of any duty or of exercising reasonable care in selecting securities.

9. Investment of funds; redemption of bonds. The corporation may:

A. Invest, in property or securities in which savings banks may legally invest funds subject to their control, funds held in reserves, sinking funds or funds not required for immediate disbursement; and

B. Cancel its bonds by redeeming them at the redemption price established in the bonds or by purchasing them at less than redemption price.

§13208. Interest of public officials, directors or employees

1. Present or past interest in property. If a public official, member of the board of directors or employee of the corporation presently owns or controls, or owned or controlled within the preceding 2 years, a direct or an indirect interest in property known to be included or planned to be included in a corporation activity, that public official, trustee or employee shall disclose this fact immediately in writing to the board of directors and the disclosure must be entered in the board's minutes.

2. Recusal. A public official, member of the board of directors or employee of the corporation with an interest in property under this section may not participate in an action by the corporation affecting that property.

3. Violation. A violation of this section is a Class E crime.

§13209. Exemption from execution

1. Property exempt from execution. The real and personal property, including funds, of the corporation is exempt from levy and sale by virtue of an execution. An execution or other judicial process may not be issued against the corporation's real and personal property, and a judgment against the corporation may not be a charge or lien upon its real and personal property.

2. Construction; limitation of application. This section does not:

A. Prohibit the corporation from making payments in lieu of taxes to a municipality; or

B. Apply to or limit the right of an obligee to foreclose or otherwise enforce a mortgage of the corporation or to pursue remedies for the enforcement of a pledge or lien given by the corporation on its rents, fees, grants, revenues or other sources pledged by the corporation to the payment of its bonds.

§13210. Termination of corporation

The corporation is not dissolved until:

1. Legislature provides for termination. It is terminated by the Legislature; and

2. Payment of bonds, premium and interest. The bonds, premium, if any, and interest have been paid or a sufficient amount for the payment of the bonds and interest to maturity or a prior redemption date have been irrevocably set aside in trust for the benefit of the bondholders.

§13211. Annual report

1. Annual financial report. The corporation shall submit annually to the Governor, the Executive Director of the Legislative Council and the joint standing committee of the Legislature having jurisdiction over

economic development matters, not later than 120 days after the close of the corporation's fiscal year, a complete report on the activities of the corporation. The report may also be provided to any other member of the Legislature and to any other person. The report must include all of the following for the previous fiscal year:

- A. A description of the corporation's operations;
- B. An accounting of the corporation's receipts and expenditures, assets and liabilities at the end of its fiscal year;
- C. A listing of all property transactions pursuant to section 13205;
- D. An accounting of all activities related to the Maine Space Complex Fund under section 13206;
- E. A listing of any bonds issued during the fiscal year under section 13207;
- F. A statement of the corporation's proposed and projected activities for the ensuing year; and
- G. Recommendations regarding further actions that may be suitable for achieving the purposes of this chapter.

See title page for effective date.

**CHAPTER 632
S.P. 700 - L.D. 1962**

**An Act To Increase Learning
Potential by Providing
Innovative Instruction and
Tutoring Program Grants**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA c. 320 is enacted to read:

CHAPTER 320

**INNOVATIVE INSTRUCTION AND TUTORING
GRANT PROGRAM FUND**

**§9101. Innovative Instruction and Tutoring Grant
Program Fund; standards; tutoring plan**

1. Innovative Instruction and Tutoring Grant Program Fund. The Innovative Instruction and Tutoring Grant Program Fund, referred to in this chapter as "the fund," is established in the department to encourage the facilitation of innovative instruction and tutoring programs, including so-called high-impact tutoring, that address learning loss or unfinished learning through the use of project-based learning and other interdisciplinary approaches. Eligible local education providers throughout the State may be awarded grants upon approval of their applications. The commissioner shall administer the fund. For the purposes of this chap-

ter, "local education provider" means a school administrative unit, a school in the unorganized territory under chapter 119, a public charter school under chapter 112 or a school or program established under subpart 2.

2. Standards for award of grants. The commissioner shall establish eligibility standards for the award of grants from the fund under this section to local education providers and determine the allowable uses of grant money by eligible local education providers, including but not limited to hiring or contracting for program staff; providing stipends or other incentives to teachers, paraprofessionals, retired teachers and community organizations; developing curricula and related supplies; covering costs associated with renting or purchasing physical space for programming; and paying administrative expenses.

3. Innovative instruction and tutoring program plan; eligibility. To be eligible for a grant under this section, a local education provider must submit an innovative instruction and tutoring program plan to the department. To the extent practicable, the plan must include a program that is:

- A. Provided for groups of students;
- B. Provided to the same groups of students for a minimum of 6 weeks;
- C. Provided by high-quality, trained staff, including but not limited to teachers, paraprofessionals or community providers;
- D. Aligned with the local education provider's academic standards using high-quality content-rich, project-based curricula and that incorporates relevant student experiences and student background knowledge in the development of the learning projects;
- E. Data-driven, with interim assessments to monitor student progress; and
- F. Targeted to all students in a grade level or school.

If the innovative instruction and tutoring program plan does not include all of the components in this subsection, the plan must address the reason for the modification or omission and how the local education provider intends to achieve the same desired student outcomes.

4. Priority. The commissioner shall prioritize grant awards for innovative instruction and tutoring program plans submitted pursuant to subsection 3 that address educational disparities due to race or income, serve students from low-income households or underserved students to address learning loss or unfinished learning due to extended gaps or interruptions in a student's education. The commissioner shall also prioritize grant awards for innovative instruction and tutoring program plans submitted pursuant to subsection 3 that include partnerships with community-based programs.

§9102. Report

1. Grant recipient report. In each year in which a local education provider receives a grant pursuant to section 9101 for an innovative instruction and tutoring program plan submitted pursuant to section 9101, subsection 3, the local education provider shall submit a report to the department. The report must include:

- A. The number of students who are participating in the innovative instruction and tutoring program, including demographic information;
- B. Any adjustments made to the innovative instruction and tutoring program plan and the reason for those adjustments;
- C. How the local education provider maintained consistent access for participating students to instruction in the core curriculum and other instruction;
- D. How grants were used by the local education provider and a summary of other resources used;
- E. The student outcomes associated with the innovative instruction and tutoring program; and
- F. Whether the innovative instruction and tutoring program will continue in the following school year and, if not, the reason the innovative instruction and tutoring program will not continue.

Sec. 2. Guidance. The Commissioner of Education shall issue guidance and best practices for the delivery of innovative instruction and tutoring programs as provided in the Maine Revised Statutes, Title 20-A, chapter 320, including but not limited to mechanisms to expand innovative instruction and tutoring program plans using any federal funding available for this purpose and potential pathways into the teaching profession for program staff working toward educator certification.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

**EDUCATION, DEPARTMENT OF
Innovative Instruction and Tutoring Grant
Program Fund N958**

Initiative: Provides a base allocation to authorize the expenditures of funds received for grants to local education providers for innovative instruction programs.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$500
FEDERAL EXPENDITURES	\$0	\$500
FUND TOTAL		

See title page for effective date.

**CHAPTER 633
S.P. 733 - L.D. 2022**

**An Act To Amend the Judicial
Districts and Divisions for
York County**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 4 MRSA §153, sub-§29, as amended by PL 1989, c. 98, §1, is repealed and the following enacted in its place:

29. York. York consists of the entire County of York. The District Court for York must be held at Biddeford or in any other court facility in the division.

Sec. 2. 4 MRSA §153, sub-§30, as amended by PL 1989, c. 98, §2, is repealed.

Sec. 3. 4 MRSA §153, sub-§31 is repealed.

Sec. 4. 4 MRSA §154, sub-§10, as amended by PL 1989, c. 98, §3, is further amended to read:

10. Tenth District. The 10th district consists of the ~~divisions of Eastern York (Biddeford or Saco) as above determined, Western York (Sanford) and Southern York (York) division of York (Biddeford or any other court facility in the division).~~

Sec. 5. Effective date. This Act takes effect January 1, 2023.

Effective January 1, 2023.

**CHAPTER 634
H.P. 1511 - L.D. 2029**

**An Act To Enhance the
Prevention of and Response to
Sexual Assault and Sexual
Harassment in the Maine
National Guard**

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. Review; report. The Attorney General shall review the manner in which law enforcement agencies and prosecutors within the State investigated and prosecuted allegations of sexual assault or the crime of harassment, as defined in the Maine Revised Statutes, Title 17-A, section 506-A, by members of the Maine National Guard against other members of the Maine National Guard during the 5-year period ending on March 31, 2022. For purposes of this section, "Maine National Guard" includes both the Maine Air National Guard and the Maine Army National Guard.

At a minimum, the review must include an examination of:

1. The nature of each allegation, including information that was available and unavailable to the law enforcement agency at the outset of and during the course of investigation;

2. Whether the allegation was adequately and properly investigated by the law enforcement agency;

3. Whether the results of the law enforcement agency's investigation were communicated to the appropriate prosecutorial office and whether appropriate action was taken by that prosecutorial office; and

4. Whether the results of the law enforcement agency's investigation and the prosecution, if any, were communicated to the relevant officials within the Maine National Guard, if requested and appropriate.

By February 15, 2023, the Attorney General shall submit a report to the joint standing committee of the Legislature having jurisdiction over veterans affairs summarizing the results of the review and including recommendations for improving the process by which law enforcement agencies and prosecutors investigate and prosecute allegations of sexual assault and the crime of harassment between members of the Maine National Guard in the future. The committee may report out legislation regarding the subject matter of the report to the 131st Legislature in 2023.

PART B

Sec. B-1. 5 MRSA §4653, sub-§1, ¶B, as amended by PL 2019, c. 359, §1, is further amended to read:

B. If the alleged harassment does not meet the definition in section 4651, subsection 2, paragraph C or is not related to an allegation of domestic violence, violence against a dating partner, sexual assault, stalking or harassment as described in Title 17-A, section 506, subsection 1, paragraph A-1 or A-2, a copy of a notice to stop harassing the plaintiff issued to the defendant pursuant to Title 17-A, section 506-A, subsection 1, paragraph A, subparagraph (1), division (a) or subparagraph (3) or a statement of good cause why such a notice was not sought or obtained. The court has discretion, based on the nature of the allegations as well as any further inquiry that the court may make of the plaintiff, to issue an order even if notice to stop harassing the plaintiff has not been issued to the defendant as described in Title 17-A, section 506-A, subsection 1, paragraph A, subparagraph (1), division (a) or subparagraph (3).

Sec. B-2. 17-A MRSA §506-A, sub-§1, ¶A, as amended by PL 2009, c. 246, §1, is further amended by amending subparagraph (1), division (b) to read:

(b) A court in a protective order issued under Title 5, section 4654 or 4655 or Title 19-A, section 4006 or 4007; ~~or~~

Sec. B-3. 17-A MRSA §506-A, sub-§1, ¶A, as amended by PL 2009, c. 246, §1, is further amended by amending subparagraph (2) to read:

(2) If the person is an adult in the custody or under the supervision of the Department of Corrections, after having been forbidden to engage in such conduct by the Commissioner of Corrections, the chief administrative officer of the facility, the correctional administrator for the region or their designees; or

Sec. B-4. 17-A MRSA §506-A, sub-§1, ¶A, as amended by PL 2009, c. 246, §1, is further amended by enacting a new subparagraph (3) to read:

(3) After having been notified, in writing or otherwise, while the person was a member of the National Guard, not to engage in such conduct by a commanding officer. A person violates this subparagraph regardless of whether the person is a member of the National Guard when the person engages in the conduct and regardless of where the conduct occurs. The notification not to engage in such conduct expires one year from the date of issuance.

Sec. B-5. 17-A MRSA §506-A, sub-§3, as enacted by PL 1991, c. 566, §3, is amended to read:

3. For the purposes of this section, "immediate family" means spouse, parent, child, sibling, stepchild and stepparent, "National Guard" has the same meaning as in Title 37-B, section 102, subsection 1 and "commanding officer" has the same meaning as in Title 37-B, section 402, subsection 4.

Sec. B-6. 19-A MRSA §4013, sub-§1, ¶A, as amended by PL 2021, c. 174, §9, is further amended by amending subparagraph (10) to read:

(10) Up to 4 3 members-at-large, appointed by the Governor;

Sec. B-7. 19-A MRSA §4013, sub-§1, ¶A, as amended by PL 2021, c. 174, §9, is further amended by amending subparagraph (15) to read:

(15) One member, appointed by the Governor, who is a representative of a tribal court; ~~and~~

Sec. B-8. 19-A MRSA §4013, sub-§1, ¶A, as amended by PL 2021, c. 174, §9, is further amended by amending subparagraph (16) to read:

(16) One member, appointed by the Governor, who is a representative of tribal government; and

Sec. B-9. 19-A MRSA §4013, sub-§1, ¶A, as amended by PL 2021, c. 174, §9, is further amended by enacting a new subparagraph (17) to read:

(17) One member, appointed by the Governor, who is a member of the military community with experience in sexual assault response.

Sec. B-10. 37-B MRSA §3, sub-§1, ¶D, as repealed and replaced by PL 2017, c. 475, Pt. A, §63 and amended by PL 2019, c. 377, §6, is further amended by enacting a new subparagraph (24) to read:

(24) The Adjutant General shall provide current and former members of the National Guard who were the victims of sexual assault or sexual harassment while members of the National Guard and who are involved in administrative or Maine Code of Military Justice proceedings related to the sexual assault or sexual harassment with financial assistance to fully cover the expenses of traveling to and from and participating in those proceedings.

Sec. B-11. 37-B MRSA §3, sub-§1, ¶D, as repealed and replaced by PL 2017, c. 475, Pt. A, §63 and amended by PL 2019, c. 377, §6, is further amended by enacting a new subparagraph (25) to read:

(25) By February 15, 2023 and annually thereafter, the Adjutant General shall submit a report to the joint standing committee of the Legislature having jurisdiction over veterans affairs containing:

(a) Data regarding all reported incidents of sexual assault and sexual harassment within the National Guard in each of the preceding 10 years, including information on the current duty status of victims and the outcome of any state or federal criminal or Maine Code of Military Justice proceedings arising out of such incidents, to the extent that the sharing of such data and information is not prohibited by federal law or federal regulation and can be presented in a way that does not identify, and that cannot be used with other information to identify, any victim of sexual assault or sexual harassment. If necessary to protect the identity of victims of sexual assault or sexual harassment, the Adjutant General may submit a summary of specific items of data or information required to be included in the report;

(b) A description of all sexual assault and sexual harassment prevention training provided to members of the National Guard in the preceding year;

(c) A description of the current practices and procedures for the prevention of sexual assault and sexual harassment and investigation of and disciplinary actions

taken in response to reports of sexual assault and sexual harassment in the National Guard; and

(d) A summary of the activities during the preceding year of any advisory council or special study group convened by the Governor or the department or in which officials of the department have been asked to participate whose duties involve, at least in part, examining or making recommendations regarding the prevention of or the response to sexual assault and sexual harassment in the National Guard or, if no advisory council or special study group with such duties engaged in activities during the preceding year, a statement to that effect.

After reviewing the report, the committee may report out legislation related to the report.

Sec. B-12. 37-B MRSA §463 is enacted to read:

§463. Harassment

1. Prohibition; criminal harassment. Any person subject to this Code who commits an offense prohibited under Title 17-A, section 506-A is guilty of that offense under this Code.

2. Punishment. Any person found guilty of an offense prohibited under Title 17-A, section 506-A must be punished as a court-martial may direct.

Sec. B-13. Maine Commission on Domestic and Sexual Abuse; transition. Notwithstanding the Maine Revised Statutes, Title 19-A, section 4013, subsection 1, paragraph A, the members of the Maine Commission on Domestic and Sexual Abuse serving immediately prior to the effective date of this Act continue to serve as members of the commission for the terms for which they were appointed until the Governor appoints their successors.

Sec. B-14. Report by Adjutant General. The Adjutant General shall include in the report required by the Maine Revised Statutes, Title 37-B, section 3, subsection 1, paragraph D, subparagraph (25) due February 15, 2023 the following additional information:

1. A copy of any report prepared by the United States National Guard Bureau, Office of Complex Investigations regarding any evaluation of the Maine National Guard's policies and procedures with respect to sexual assault prevention and response, sexual assault investigations and sexual harassment and equal opportunity programs or, if no report is available, an update on the progress of any related evaluation in the process of being conducted by the Office of Complex Investigations; and

2. A copy of any report submitted to the Governor by the Advisory Council on Military Sexual Trauma established by the Governor in Executive Order 1 FY 21/22.

See title page for effective date.

CHAPTER 635

H.P. 1482 - L.D. 1995

An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government, General Fund and Other Funds and To Change 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

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Accident - Sickness - Health Insurance 0455

Initiative: Establishes one Public Service Manager II position to provide expertise related to both state and federal insurance laws and provides funding for related All Other costs.

ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND	2021-22	2022-23
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POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$121,746
All Other	\$0	\$8,333

ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND TOTAL	\$0	\$130,079
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Accident - Sickness - Health Insurance 0455

Initiative: Reorganizes one part-time Accountant I position to a full-time Public Service Coordinator I position and transfers the position from the General Fund to the Accident, Sickness and Health Insurance Internal Service Fund within the same program.

GENERAL FUND POSITIONS - LEGISLATIVE COUNT	2021-22	2022-23
Personal Services	(0.500)	(0.500)
	(\$32,600)	(\$34,006)

GENERAL FUND TOTAL	(\$32,600)	(\$34,006)
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ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND POSITIONS - LEGISLATIVE COUNT	2021-22	2022-23
Personal Services	1.000	1.000
	\$83,936	\$88,181

ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND TOTAL	\$83,936	\$88,181
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Accident - Sickness - Health Insurance 0455

Initiative: Provides funding for the approved reclassification of one Public Service Coordinator I position from range 21 to range 22 and transfers All Other to Personal Services to fund the reclassification.

FIREFIGHTERS AND LAW ENFORCEMENT OFFICERS HEALTH INSURANCE PROGRAM FUND	2021-22	2022-23
Personal Services	\$6,584	\$3,831
All Other	(\$6,584)	(\$3,831)

FIREFIGHTERS AND LAW ENFORCEMENT OFFICERS HEALTH INSURANCE PROGRAM FUND TOTAL	\$0	\$0
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Accident - Sickness - Health Insurance 0455

Initiative: Provides funding for the approved reclassification of one Public Service Executive I position to a Public Service Executive II position and provides retroactive pay from May 28, 2021.

ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND	2021-22	2022-23
Personal Services	\$7,073	\$12,221

ACCIDENT, SICKNESS AND HEALTH INSURANCE	\$7,073	\$12,221
INTERNAL SERVICE FUND TOTAL		

Administration - Human Resources 0038

Initiative: Establishes one Public Service Coordinator II position to provide legal research and guidance for the executive branch and to represent management in negotiations, grievance arbitration and legal challenges and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$130,080
All Other	\$0	\$8,333
GENERAL FUND TOTAL	\$0	\$138,413

Alcoholic Beverages - General Operation 0015

Initiative: Provides funding for the approved reclassification of one Secretary Associate Supervisor position to an Office Specialist II Supervisor position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$8,870	\$16,123
GENERAL FUND TOTAL	\$8,870	\$16,123

Alcoholic Beverages - General Operation 0015

Initiative: Provides funding for the approved reclassification of one Accounting Associate I position to an Office Associate II position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$1,518	\$2,713
GENERAL FUND TOTAL	\$1,518	\$2,713

Alcoholic Beverages - General Operation 0015

Initiative: Provides funding for the approved reclassification of 2 Office Associate II positions to Liquor Tax Auditor positions.

GENERAL FUND	2021-22	2022-23
Personal Services	\$4,117	\$7,166
GENERAL FUND TOTAL	\$4,117	\$7,166

Alcoholic Beverages - General Operation 0015

Initiative: Establishes 2 Liquor Licensing Inspector positions to provide investigative and protective services work inspecting and licensing retail liquor stores, restaurants and clubs throughout the State per statutory requirements.

STATE ALCOHOLIC BEVERAGE FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	2.000
Personal Services	\$0	\$175,390
All Other	\$0	\$75,473

STATE ALCOHOLIC BEVERAGE FUND TOTAL	\$0	\$250,863
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Alcoholic Beverages - General Operation 0015

Initiative: Provides funding for the approved reclassification of one Public Service Coordinator I position to a Public Service Coordinator II position.

STATE ALCOHOLIC BEVERAGE FUND	2021-22	2022-23
Personal Services	\$5,937	\$10,688
STATE ALCOHOLIC BEVERAGE FUND TOTAL	\$5,937	\$10,688

Buildings and Grounds Operations 0080

Initiative: Provides funding and transfers funding from the Buildings and Grounds Operations program, General Fund to the Capital Construction/Repairs/Improvements - Administration program, General Fund to meet the current rates published by the Office of Information Technology for the network security costs associated with cameras.

GENERAL FUND	2021-22	2022-23
All Other	\$0	(\$22,920)
GENERAL FUND TOTAL	\$0	(\$22,920)

Buildings and Grounds Operations 0080

Initiative: Provides funding for the increased cost and utilization of natural gas at the Dorothea Dix Psychiatric Center complex in Bangor.

GENERAL FUND	2021-22	2022-23
All Other	\$120,000	\$0
GENERAL FUND TOTAL	\$120,000	\$0

Buildings and Grounds Operations 0080

Initiative: Establishes one Plant Maintenance Engineer I position within the Bureau of General Services.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$88,822
GENERAL FUND TOTAL	\$0	\$88,822

Capital Construction/Repairs/Improvements - Administration 0059

Initiative: Provides funding and transfers funding from the Buildings and Grounds Operations program, General Fund to the Capital Construction/Repairs/Improvements - Administration program, General Fund to meet the current rates published by the Office of Information Technology for the network security costs associated with cameras.

GENERAL FUND	2021-22	2022-23
All Other	\$186,007	\$208,927

GENERAL FUND TOTAL	\$186,007	\$208,927
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Central Administrative Applications Z234

Initiative: Provides funding to support the human resources management system and the modernization of the budget system.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$8,875,687

GENERAL FUND TOTAL	\$0	\$8,875,687
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Central Administrative Applications Z234

Initiative: Provides funding to automate the vendor/payee management process in the Office of the State Controller to reduce the risk of automated clearing house payment fraud, including indemnification of the State.

GENERAL FUND	2021-22	2022-23
All Other	\$250,000	\$215,000

GENERAL FUND TOTAL	\$250,000	\$215,000
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COVID Pandemic Relief Payment Program Z337

Initiative: Provides funding for a disaster relief program that will provide an \$850 relief payment to each eligible resident of the State. The costs of administration, programming, mailing, public outreach and taxpayer assistance must also come from the fund.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$320,892,000	\$408,408,000

OTHER SPECIAL REVENUE FUNDS TOTAL	\$320,892,000	\$408,408,000
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Financial and Personnel Services - Division of 0713

Initiative: Continues and makes permanent one Staff Accountant position and one Public Service Coordinator I position previously established by Financial Order 001943 F2.

FINANCIAL AND PERSONNEL SERVICES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	2.000
Personal Services	\$0	\$207,725
All Other	\$0	\$8,333

FINANCIAL AND PERSONNEL SERVICES FUND TOTAL	\$0	\$216,058
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Financial and Personnel Services - Division of 0713

Initiative: Provides funding for the approved reclassification of one Senior Staff Accountant position to an Accounting Analyst Supervisor position and transfers All Other to Personal Services to fund the reclassification.

FINANCIAL AND PERSONNEL SERVICES FUND	2021-22	2022-23
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Personal Services	\$5,495	\$8,898
All Other	(\$5,495)	(\$8,898)

FINANCIAL AND PERSONNEL SERVICES FUND TOTAL	\$0	\$0
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Financial and Personnel Services - Division of 0713

Initiative: Provides funding for the approved reorganization of one Office Assistant II position to a Public Service Manager II position and transfers All Other to Personal Services to fund the reorganization.

FINANCIAL AND PERSONNEL SERVICES FUND	2021-22	2022-23
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Personal Services	\$50,315	\$52,625
All Other	(\$50,315)	(\$52,625)

FINANCIAL AND PERSONNEL SERVICES FUND TOTAL	\$0	\$0
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Financial and Personnel Services - Division of 0713

Initiative: Eliminates one vacant Public Service Coordinator I position and one vacant Office Assistant II position.

FINANCIAL AND PERSONNEL SERVICES FUND	2021-22	2022-23
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POSITIONS - LEGISLATIVE COUNT	0.000	(2.000)
Personal Services	\$0	(\$174,761)

FINANCIAL AND PERSONNEL SERVICES FUND TOTAL	\$0	(\$174,761)
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Information Services 0155

Initiative: Establishes 4 Public Service Manager II positions, one Senior Technical Support Specialist position, 2 Public Service Coordinator I positions and one Technical Support Specialist position to support statewide security and establishes funding for All Other related costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	8.000
Personal Services	\$0	\$987,146
All Other	\$0	\$106,956

GENERAL FUND TOTAL	\$0	\$1,094,102
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Information Services 0155

Initiative: Transfers one Information Technology Consultant position, 2 Public Service Manager II positions and one Public Service Manager III position from 100% Office of Information Services Fund to 100% General

Fund within the same program and establishes funding for All Other related costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	4.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$600,625
All Other	\$0	\$62,391
GENERAL FUND TOTAL	\$0	\$663,016

OFFICE OF INFORMATION SERVICES FUND	2021-22	2022-23
POSITIONS -	0.000	(4.000)
LEGISLATIVE COUNT		
Personal Services	\$0	(\$600,625)
OFFICE OF INFORMATION SERVICES FUND TOTAL	\$0	(\$600,625)

Information Services 0155

Initiative: Provides funding to support the match required for federal cybersecurity to the State and local governments.

GENERAL FUND	2021-22	2022-23
All Other	\$325,000	\$650,000
GENERAL FUND TOTAL	\$325,000	\$650,000

Information Services 0155

Initiative: Establishes 3 Public Service Manager II positions and one Public Service Coordinator I position within the Office of Information Services Fund while also establishing funding for All Other related costs.

OFFICE OF INFORMATION SERVICES FUND	2021-22	2022-23
POSITIONS -	0.000	4.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$498,328
All Other	\$0	\$53,478
OFFICE OF INFORMATION SERVICES FUND TOTAL	\$0	\$551,806

Lottery Operations 0023

Initiative: Establishes one Games Manager position to manage all lottery games in the State.

STATE LOTTERY FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$85,991
All Other	\$0	\$12,536
STATE LOTTERY FUND TOTAL	\$0	\$98,527

Office of the Commissioner - Administrative and Financial Services 0718

Initiative: Establishes one Office Specialist I position to assist with the legislative affairs and communications

workload within the commissioner's office and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$82,517
All Other	\$0	\$8,333
GENERAL FUND TOTAL	\$0	\$90,850

Office of the Commissioner - Administrative and Financial Services 0718

Initiative: Establishes one Public Service Coordinator II position to assist in tracking and analyzing economic conditions and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$121,746
All Other	\$0	\$8,333
GENERAL FUND TOTAL	\$0	\$130,079

Office of the Commissioner - Administrative and Financial Services 0718

Initiative: Provides funding for the State Economist to participate in professional development opportunities.

GENERAL FUND	2021-22	2022-23
All Other	\$1,250	\$5,000
GENERAL FUND TOTAL	\$1,250	\$5,000

Office of the Commissioner - Administrative and Financial Services 0718

Initiative: Establishes one Director of Operations position within the office of the commissioner.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$136,011
All Other	\$0	\$8,833
GENERAL FUND TOTAL	\$0	\$144,844

Purchases - Division of 0007

Initiative: Provides funding to cover licensing costs to streamline the procurement workflow and contract review process.

GENERAL FUND	2021-22	2022-23
All Other	\$53,000	\$102,509
GENERAL FUND TOTAL	\$53,000	\$102,509

Revenue Services, Bureau of 0002

Initiative: Establishes one Revenue Agent position, which is required in order to comply with Public Law 2019, chapter 441, An Act Regarding the Collection of

the Sales and Use Tax by Marketplace Facilitators, and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$90,943
All Other	\$0	\$8,333
GENERAL FUND TOTAL	\$0	\$99,276

Revenue Services, Bureau of 0002

Initiative: Establishes 3 Tax Examiner II positions in Maine Revenue Services beginning October 1, 2022 and provides All Other funding for contracted temporary staffing associated with the new student loan repayment tax credit.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	3.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$211,104
All Other	\$0	\$130,306
GENERAL FUND TOTAL	\$0	\$341,410

Revenue Services, Bureau of 0002

Initiative: Provides funding for one Tax Examiner II position and related costs to perform desk audits and provide taxpayer assistance related to the new simplified student loan repayment tax credit.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$72,647
All Other	\$0	\$5,496
GENERAL FUND TOTAL	\$0	\$78,143

Revenue Services, Bureau of 0002

Initiative: Allocates funds for costs related to the administration of the pesticide container fee and changes to the sales tax form resulting from the repeal of Title 36, chapter 725.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$40,000	\$500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$40,000	\$500

Risk Management - Claims 0008

Initiative: Continues and makes permanent one Public Service Coordinator I position previously established by Financial Order 001783 F2 to assist with the recovery of funds owed to the State, eliminates one Assistant Risk Assessor position that is no longer needed and transfers All Other to Personal Services to fund the additional cost.

RISK MANAGEMENT FUND	2021-22	2022-23
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Personal Services	\$0	\$57,096
All Other	\$0	(\$57,096)

RISK MANAGEMENT FUND TOTAL	\$0	\$0
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Unorganized Territory Education and Services Fund - Finance 0573

Initiative: Provides funding to support the increasing revenue collected from unorganized territory taxpayers, which is reimbursed to the counties.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$5,500,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$5,500,000

Workers' Compensation Management Fund Program 0802

Initiative: Establishes one Public Service Coordinator I position to reduce the case load per manager to closer align with industry standards and provides funding for related All Other costs.

WORKERS' COMPENSATION MANAGEMENT FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$114,353
All Other	\$0	\$8,333
WORKERS' COMPENSATION MANAGEMENT FUND TOTAL	\$0	\$122,686

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	\$917,162	\$12,895,154
OTHER SPECIAL REVENUE FUNDS	\$320,932,000	\$413,908,500
FINANCIAL AND PERSONNEL SERVICES FUND	\$0	\$41,297
OFFICE OF INFORMATION SERVICES FUND	\$0	(\$48,819)
RISK MANAGEMENT FUND	\$0	\$0
WORKERS' COMPENSATION MANAGEMENT FUND	\$0	\$122,686
ACCIDENT, SICKNESS AND HEALTH INSURANCE INTERNAL SERVICE FUND	\$91,009	\$230,481
STATE ALCOHOLIC BEVERAGE FUND	\$5,937	\$261,551
STATE LOTTERY FUND	\$0	\$98,527

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(2.000)
Personal Services	\$0	(\$152,794)
All Other	\$0	(\$20,000)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$172,794)

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	2.000
Personal Services	\$0	\$152,794
All Other	\$0	\$8,146
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$160,940

Bureau of Agriculture 0393

Initiative: Establishes one Agricultural Compliance Officer position in the Bureau of Agriculture program and provides funding for related All Other costs associated with the position in the Bureau of Agriculture and Office of the Commissioner programs to focus on perfluoroalkyl and polyfluoroalkyl substances, or PFAS, field work and outreach to farmers.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$86,074
All Other	\$0	\$15,500
GENERAL FUND TOTAL	\$0	\$101,574

Bureau of Agriculture 0393

Initiative: Establishes one Management Analyst II position in the Bureau of Agriculture program and provides funding for related All Other costs associated with the position in the Bureau of Agriculture and Office of the Commissioner programs to assist tracking all financial transactions related to perfluoroalkyl and polyfluoroalkyl substances, or PFAS, mitigation efforts.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$92,371
All Other	\$0	\$3,500
GENERAL FUND TOTAL	\$0	\$95,871

Bureau of Agriculture 0393

Initiative: Establishes one State Veterinarian position in the Bureau of Agriculture program and provides funding for related All Other costs associated with the position in the Bureau of Agriculture and Office of the Commissioner programs to assist with live animal risk assessment and management on farms impacted by perfluoroalkyl and polyfluoroalkyl substances, or PFAS.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$126,398
All Other	\$0	\$15,500
GENERAL FUND TOTAL	\$0	\$141,898

Bureau of Agriculture 0393

Initiative: Establishes one Agricultural Compliance Officer position in the Bureau of Agriculture program and provides funding for related All Other costs associated with the position in the Bureau of Agriculture and Office of the Commissioner programs to focus on food safety issues that could arise from farms impacted by perfluoroalkyl and polyfluoroalkyl substances, or PFAS.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$86,074
All Other	\$0	\$3,500
GENERAL FUND TOTAL	\$0	\$89,574

Bureau of Agriculture 0393

Initiative: Establishes one Public Service Manager II position in the Bureau of Agriculture program and provides funding for related All Other costs associated with the position in the Bureau of Agriculture and Office of the Commissioner programs to manage all perfluoroalkyl and polyfluoroalkyl substances, or PFAS, related activities.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$118,712
All Other	\$0	\$3,500
GENERAL FUND TOTAL	\$0	\$122,212

Bureau of Agriculture 0393

Initiative: Establishes one Agency GIS/Technology Coordinator position in the Bureau of Agriculture program and provides funding for related All Other costs associated with the position in the Bureau of Agriculture and Office of the Commissioner programs to focus on perfluoroalkyl and polyfluoroalkyl substances, or PFAS, related data management.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$95,704
All Other	\$0	\$3,500
GENERAL FUND TOTAL	\$0	\$99,204

Bureau of Agriculture 0393

Initiative: Transfers one Consumer Protection Inspector position from the Federal Expenditures Fund to Other Special Revenue Funds within the same program.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0

Bureau of Agriculture 0393

Initiative: Provides one-time funding to abate, clean up and mitigate threats or hazards posed by perfluoroalkyl and polyfluoroalkyl substances, or PFAS, contamination affecting agricultural producers in the State and the food supply, to provide support to affected farms, to support critical PFAS research and to allow the department to otherwise strategically and effectively respond to PFAS concerns and issues as they arise.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$3,000,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$3,000,000

Bureau of Agriculture 0393

Initiative: Eliminates 3 vacant full-time Egg/Poultry Processing Inspector positions and 2 vacant intermittent Egg/Poultry Processing positions.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(3.000)
POSITIONS - FTE COUNT	0.000	(0.728)
Personal Services	\$0	(\$197,025)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$197,025)

Certified Seed Fund 0787

Initiative: Eliminates one vacant intermittent Certified Seed Specialist position.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - FTE COUNT	0.000	(0.240)
Personal Services	\$0	(\$18,345)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$18,345)

Division of Forest Protection Z232

Initiative: Provides funding for Department of Administrative and Financial Services, Central Fleet Management Division costs for newly hired rangers.

GENERAL FUND	2021-22	2022-23
All Other	\$104,000	\$104,000
GENERAL FUND TOTAL	\$104,000	\$104,000

Division of Forest Protection Z232

Initiative: Provides funding for increased insurance rates for aviation coverage.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$35,000
GENERAL FUND TOTAL	\$0	\$35,000

Division of Forest Protection Z232

Initiative: Provides funding to purchase aviation safety management systems per recommendation of the National Transportation Safety Board.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$28,000
GENERAL FUND TOTAL	\$0	\$28,000

Division of Forest Protection Z232

Initiative: Provides one-time funding to replace 3 out-board motors.

GENERAL FUND	2021-22	2022-23
Capital Expenditures	\$0	\$28,400
GENERAL FUND TOTAL	\$0	\$28,400

Division of Forest Protection Z232

Initiative: Provides funding to replace weather stations across the State.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$10,000
GENERAL FUND TOTAL	\$0	\$10,000

Division of Forest Protection Z232

Initiative: Provides one-time funding to replace 16 snowmobiles.

GENERAL FUND	2021-22	2022-23
Capital Expenditures	\$0	\$179,200
GENERAL FUND TOTAL	\$0	\$179,200

Division of Forest Protection Z232

Initiative: Provides funding for increased lease costs in Old Town.

GENERAL FUND	2021-22	2022-23
All Other	\$9,600	\$9,600
GENERAL FUND TOTAL	\$9,600	\$9,600

Forest Resource Management Z233

Initiative: Provides funding to align allocation with projected available resources within the Forest Resource Management program.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$80,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$80,000

Forest Resource Management Z233

Initiative: Reallocates one Office Associate II position from 50% General Fund and 50% Federal Expenditures Fund to 100% General Fund within the same program.

GENERAL FUND	2021-22	2022-23
Personal Services	\$33,179	\$34,474
GENERAL FUND TOTAL	\$33,179	\$34,474

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	(\$33,179)	(\$34,474)
FEDERAL EXPENDITURES FUND TOTAL	(\$33,179)	(\$34,474)

Forest Resource Management Z233

Initiative: Provides one-time funding to purchase 20 Garmin global positioning system units and ongoing funding for annual subscription costs.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$17,240
GENERAL FUND TOTAL	\$0	\$17,240

Forest Resource Management Z233

Initiative: Provides one-time funding to purchase 16 radios.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$8,000
GENERAL FUND TOTAL	\$0	\$8,000

Forest Resource Management Z233

Initiative: Reallocates 2 Entomology Technician positions from 100% Federal Expenditures Fund to 50% General Fund and 50% Federal Expenditures Fund and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$68,157
All Other	\$0	\$8,400
GENERAL FUND TOTAL	\$0	\$76,557

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	(\$68,157)
All Other	\$0	(\$11,130)

FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$79,287)
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Forest Resource Management Z233

Initiative: Reallocates 4 Entomology Technician positions from 100% Federal Expenditures Fund to 50% General Fund and 50% Federal Expenditures Fund and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$145,244
All Other	\$0	\$16,800
GENERAL FUND TOTAL	\$0	\$162,044

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	(\$145,244)
All Other	\$0	(\$17,404)

FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$162,648)
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Forest Resource Management Z233

Initiative: Reallocates 4 Conservation Aide positions from 100% Federal Expenditures Fund to 50% General Fund and 50% Federal Expenditures Fund and provides funding for related All other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$64,220
All Other	\$0	\$16,800
GENERAL FUND TOTAL	\$0	\$81,020

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	(\$64,220)
All Other	\$0	(\$17,404)

FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$81,624)
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Forest Resource Management Z233

Initiative: Provides one-time funding to replace 6 snow-mobiles.

GENERAL FUND	2021-22	2022-23
Capital Expenditures	\$0	\$67,200
GENERAL FUND TOTAL	\$0	\$67,200

Forest Resource Management Z233

Initiative: Provides one-time funding to replace one compound microscope with camera and purchase 2 dissecting microscopes with cameras.

GENERAL FUND	2021-22	2022-23
Capital Expenditures	\$0	\$19,000
GENERAL FUND TOTAL	\$0	\$19,000

Forest Resource Management Z233

Initiative: Establishes one Entomologist II position in the Forest Resource Management program and provides funding in the Office of the Commissioner program for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$89,522
All Other	\$0	\$15,500
GENERAL FUND TOTAL	\$0	\$105,022

Forest Resource Management Z233

Initiative: Establishes one Senior Entomology Technician position to respond to insect and disease inquiries in the central and southern regions and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$77,896
All Other	\$0	\$15,500
GENERAL FUND TOTAL	\$0	\$93,396

Forest Resource Management Z233

Initiative: Provides one-time funding to purchase a biosafety cabinet and an autoclave for the new entomology laboratory.

GENERAL FUND	2021-22	2022-23
Capital Expenditures	\$0	\$21,000
GENERAL FUND TOTAL	\$0	\$21,000

Forest Resource Management Z233

Initiative: Provides funding for Forest Inventory and Analysis plot access for remote plots due to a lack of drivable roads and navigable waters.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$8,000
GENERAL FUND TOTAL	\$0	\$8,000

Forest Resource Management Z233

Initiative: Provides one-time funding to purchase one all-terrain vehicle.

GENERAL FUND	2021-22	2022-23
Capital Expenditures	\$0	\$9,000
GENERAL FUND TOTAL	\$0	\$9,000

Forest Resource Management Z233

Initiative: Provides funding to replace a boat.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$4,000
GENERAL FUND TOTAL	\$0	\$4,000

Forest Resource Management Z233

Initiative: Establishes one Senior Planner position and 3 Forester I positions in the Forest Resource Management program to provide training and education to landowners on climate-friendly forest management practices and provides funding in the Office of the Commissioner program for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	4.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$370,795
All Other	\$0	\$54,000
GENERAL FUND TOTAL	\$0	\$424,795

Fund to Address Food Insecurity and Provide Nutrition Incentives Z329

Initiative: Provides funding to allow for the receipt of contributions from public and private sources in the Fund to Address Food Insecurity and Provide Nutrition Incentives program as authorized by Public Law 2021, chapter 468.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$50,000

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$50,000
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Geology and Resource Information Z237

Initiative: Establishes one Public Service Manager I position in the Geology and Resource Information program as the director of municipal planning assistance and provides funding in the Office of the Commissioner program for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$115,451
All Other	\$0	\$3,500
GENERAL FUND TOTAL	\$0	\$118,951

Geology and Resource Information Z237

Initiative: Establishes one limited-period Senior Planner position in the Geology and Resource Information program for the implementation of Maine Won't Wait, the December 2020 4-year plan of the Maine Climate Council, and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$96,064
All Other	\$0	\$3,500

GENERAL FUND TOTAL	\$0	\$99,564
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Geology and Resource Information Z237

Initiative: Establishes one limited-period Senior Planner position in the Geology and Resource Information

program to review grant applications, administer contracts and manage projects with grantees within the municipal planning assistance program and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$96,064
All Other	\$0	\$3,500
GENERAL FUND TOTAL	\$0	\$99,564

Geology and Resource Information Z237

Initiative: Provides one-time funding to add wells to the existing groundwater monitoring network and ongoing funding for data collection and maintenance.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$50,000
GENERAL FUND TOTAL	\$0	\$50,000

Geology and Resource Information Z237

Initiative: Establishes one limited-period Secretary Associate position to provide necessary support to staff in the Bureau of Resource Information and Land Use Planning and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$75,518
All Other	\$0	\$3,500
GENERAL FUND TOTAL	\$0	\$79,018

Geology and Resource Information Z237

Initiative: Provides funding for an annual contract for interns to assist with field work.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$16,000
GENERAL FUND TOTAL	\$0	\$16,000

Geology and Resource Information Z237

Initiative: Establishes one limited-period Planner II position in the Geology and Resource Information program to provide grant and contract management assistance, data assembly and technical assistance within the municipal planning assistance program and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$86,434
All Other	\$0	\$3,500
GENERAL FUND TOTAL	\$0	\$89,934

Harness Racing Commission 0320

Initiative: Adjusts funding to align allocation with projected available resources within the Harness Racing Commission program.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$218,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$218,000

Harness Racing Commission 0320

Initiative: Adjusts funding to align with revenue changes approved in the December 2021 revenue forecast.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$1,025,533	(\$1,417,831)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,025,533	(\$1,417,831)

Harness Racing Commission 0320

Initiative: Adjusts funding to align with revenue projections from the March 1, 2022 revenue forecast.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$905,034	\$263,120
OTHER SPECIAL REVENUE FUNDS TOTAL	\$905,034	\$263,120

Land for Maine's Future Z162

Initiative: Provides funding to cover the annual fee from InforME for the conservation lands registry database.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$6,000
GENERAL FUND TOTAL	\$0	\$6,000

Land for Maine's Future - Community Conservation Projects Z307

Initiative: Establishes one limited-period Senior Planner position and one limited-period Paralegal Assistant position to efficiently execute the Land for Maine's Future program's goals and provides funding in the Office of the Commissioner program for related All Other costs. These positions end on June 8, 2025.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$172,461
GENERAL FUND TOTAL	\$0	\$172,461

Land Management and Planning Z239

Initiative: Establishes one limited-period Forester II position in the Land Management and Planning program to focus on marketing forest products in the western region and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$98,043

All Other	\$0	\$8,399
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$106,442

Maine Conservation Corps Z149

Initiative: Transfers and reallocates the cost of one Office Associate II position from 90% Other Special Revenue Funds and 10% Federal Expenditures Fund to 50% General Fund, 40% Other Special Revenue Funds and 10% Federal Expenditures Fund and reallocates the cost of 2 Volunteer Services Coordinator positions from 100% Other Special Revenue Funds to 50% General Fund and 50% Other Special Revenue Funds and provides General Fund All Other for programmatic support.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$27,544	\$123,554
All Other	\$40,000	\$160,000
GENERAL FUND TOTAL	\$67,544	\$283,554

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
Personal Services	(\$27,544)	(\$123,015)
OTHER SPECIAL REVENUE FUNDS TOTAL	(\$27,544)	(\$123,015)

Maine Land Use Planning Commission Z236

Initiative: Establishes one Environmental Specialist IV position in the Maine Land Use Planning Commission program to investigate enforcement issues and provides funding in the Office of the Commissioner program for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$103,458
All Other	\$0	\$15,500
GENERAL FUND TOTAL	\$0	\$118,958

Maine Land Use Planning Commission Z236

Initiative: Establishes one limited-period Senior Planner position in the Maine Land Use Planning Commission program to improve connections with regional stakeholders, enhance planning and account for regional differences in the department's planning mission and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$96,064
All Other	\$0	\$3,500

GENERAL FUND TOTAL	\$0	\$99,564
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Maine Land Use Planning Commission Z236

Initiative: Provides funding for contracted services to scan old paper records and to provide access to electronic records.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$30,000
GENERAL FUND TOTAL	\$0	\$30,000

Maine Land Use Planning Commission Z236

Initiative: Establishes one limited-period Mapping and Graphic Arts Specialist II position in the Maine Land Use Planning Commission program to provide mapping support and database management and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$89,097
All Other	\$0	\$3,500

GENERAL FUND TOTAL	\$0	\$92,597
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Maine Land Use Planning Commission Z236

Initiative: Provides funding for contracted services for a consulting engineer to assist Maine Land Use Planning Commission staff.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$35,000
GENERAL FUND TOTAL	\$0	\$35,000

Maine Land Use Planning Commission Z236

Initiative: Provides funding for an annual contract for interns to assist with field work.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$8,000
GENERAL FUND TOTAL	\$0	\$8,000

Milk Commission 0188

Initiative: Adjusts funding to align with revenue changes approved in the December 2021 revenue forecast.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$156,481	(\$19,653)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$156,481	(\$19,653)

Milk Commission 0188

Initiative: Adjusts funding to align with revenue projections from the March 1, 2022 revenue forecast.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$4,692,368)	(\$7,299,888)

OTHER SPECIAL REVENUE (\$4,692,368) (\$7,299,888)
FUNDS TOTAL

Natural Areas Program Z821

Initiative: Provides funding for general operating expenses related to maintaining a statewide inventory of at-risk species and habitats and working with landowners and land managers on the management of unique natural areas.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$250,000

OTHER SPECIAL REVENUE \$0 \$250,000
FUNDS TOTAL

Office of the Commissioner 0401

Initiative: Establishes one Consumer Protection Inspector position funded 50% General Fund and 50% Federal Expenditures Fund in the Bureau of Agriculture program and provides funding in the Office of the Commissioner program for related All Other costs.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247

GENERAL FUND TOTAL \$0 \$3,247

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587

OTHER SPECIAL REVENUE \$0 \$587
FUNDS TOTAL

Office of the Commissioner 0401

Initiative: Establishes one limited-period Planning and Research Associate II position in the Bureau of Agriculture program and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247

GENERAL FUND TOTAL \$0 \$3,247

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587

OTHER SPECIAL REVENUE \$0 \$587
FUNDS TOTAL

Office of the Commissioner 0401

Initiative: Establishes one Departmental GIS Manager position to coordinate departmentwide geographic information system usage and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247

GENERAL FUND TOTAL \$0 \$3,247

OTHER SPECIAL REVENUE FUNDS

POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$116,417
All Other	\$0	\$6,899

OTHER SPECIAL REVENUE \$0 \$123,316
FUNDS TOTAL

Office of the Commissioner 0401

Initiative: Establishes one Deputy Commissioner Agriculture, Conservation and Forestry position to best serve the mission of the department, respond appropriately and efficiently to public needs and fulfill the legislative intent of the department and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$216,358
All Other	\$0	\$6,747

GENERAL FUND TOTAL \$0 \$223,105

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587

OTHER SPECIAL REVENUE \$0 \$587
FUNDS TOTAL

Office of the Commissioner 0401

Initiative: Provides funding for the Ending Hunger in Maine VISTA project.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$84,630

GENERAL FUND TOTAL \$0 \$84,630

Office of the Commissioner 0401

Initiative: Provides funding for the increased cost of centralized financial and human resources services provided by the Department of Administrative and Financial Services.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$45,157	\$44,390

OTHER SPECIAL REVENUE \$45,157 \$44,390
FUNDS TOTAL

Office of the Commissioner 0401

Initiative: Establishes one Planning and Research Associate II position in the Parks - General Operations program to manage grants and monitor federal Land and

Water Conservation Fund sites for compliance and provides funding in the Office of the Commissioner program for related All Other costs.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$3,247</u>
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$587</u>

Office of the Commissioner 0401

Initiative: Establishes one limited-period Historic Site Specialist position in the Parks - General Operations program to provide interpretation and planning around historical and archaeological sites and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$3,247</u>
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$587</u>

Office of the Commissioner 0401

Initiative: Establishes one limited-period Forester II position in the Land Management and Planning program to focus on marketing forest products in the western region and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$3,247</u>
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$587</u>

Office of the Commissioner 0401

Initiative: Establishes one Public Service Manager I position in the Geology and Resource Information program as the director of municipal planning assistance and provides funding in the Office of the Commissioner program for related All Other costs.

GENERAL FUND	2021-22	2022-23
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All Other	\$0	\$3,247
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$3,247</u>

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$587</u>

Office of the Commissioner 0401

Initiative: Establishes one Environmental Specialist IV position in the Maine Land Use Planning Commission program to investigate enforcement issues and provides funding in the Office of the Commissioner program for related All Other costs.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$3,247</u>
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$587</u>

Office of the Commissioner 0401

Initiative: Establishes one limited-period Senior Planner position in the Maine Land Use Planning Commission program to improve connections with regional stakeholders, enhance planning and account for regional differences in the department's planning mission and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$3,247</u>
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$587</u>

Office of the Commissioner 0401

Initiative: Establishes one limited-period Senior Planner position in the Geology and Resource Information program for the implementation of Maine Won't Wait, the December 2020 4-year plan of the Maine Climate Council, and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247

GENERAL FUND TOTAL	\$0	\$3,247
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$587

Office of the Commissioner 0401

Initiative: Establishes one limited-period Mapping and Graphic Arts Specialist II position in the Maine Land Use Planning Commission program to provide mapping support and database management and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247

GENERAL FUND TOTAL	\$0	\$3,247
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OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$587
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Office of the Commissioner 0401

Initiative: Establishes one limited-period Senior Planner position in the Geology and Resource Information program to review grant applications, administer contracts and manage projects with grantees within the municipal planning assistance program and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247

GENERAL FUND TOTAL	\$0	\$3,247
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OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$587
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Office of the Commissioner 0401

Initiative: Establishes one limited-period Secretary Associate position to provide necessary support to staff in the Bureau of Resource Information and Land Use Planning and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247

GENERAL FUND TOTAL	\$0	\$3,247
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OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$587
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Office of the Commissioner 0401

Initiative: Establishes one limited-period Planner II position in the Geology and Resource Information program to provide grant and contract management assistance, data assembly and technical assistance within the municipal planning assistance program and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247

GENERAL FUND TOTAL	\$0	\$3,247
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OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$587
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Office of the Commissioner 0401

Initiative: Establishes one limited-period Senior Planner position and one limited-period Paralegal Assistant position to efficiently execute the Land for Maine's Future program's goals and provides funding in the Office of the Commissioner program for related All Other costs. These positions end on June 8, 2025.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$6,494

GENERAL FUND TOTAL	\$0	\$6,494
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OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$1,173

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$1,173
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Office of the Commissioner 0401

Initiative: Provides funding to replace mobile and handheld comm net radios.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$5,950

GENERAL FUND TOTAL	\$0	\$5,950
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OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$1,075

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$1,075
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Office of the Commissioner 0401

Initiative: Establishes one Entomologist II position in the Forest Resource Management program and provides funding in the Office of the Commissioner program for related All Other costs.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247
GENERAL FUND TOTAL	\$0	\$3,247
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$587

Office of the Commissioner 0401

Initiative: Establishes one Senior Planner position and 3 Forester I positions in the Forest Resource Management program to provide training and education to landowners on climate-friendly forest management practices and provides funding in the Office of the Commissioner program for related All Other costs.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$15,511
GENERAL FUND TOTAL	\$0	\$15,511
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$2,803
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$2,803

Office of the Commissioner 0401

Initiative: Establishes one Agricultural Compliance Officer position in the Bureau of Agriculture program and provides funding for related All Other costs associated with the position in the Bureau of Agriculture and Office of the Commissioner programs to focus on perfluoroalkyl and polyfluoroalkyl substances, or PFAS, field work and outreach to farmers.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247
GENERAL FUND TOTAL	\$0	\$3,247
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$587

Office of the Commissioner 0401

Initiative: Establishes one Management Analyst II position in the Bureau of Agriculture program and provides funding for related All Other costs associated with

the position in the Bureau of Agriculture and Office of the Commissioner programs to assist tracking all financial transactions related to perfluoroalkyl and polyfluoroalkyl substances, or PFAS, mitigation efforts.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247
GENERAL FUND TOTAL	\$0	\$3,247
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$587

Office of the Commissioner 0401

Initiative: Establishes one State Veterinarian position in the Bureau of Agriculture program and provides funding for related All Other costs associated with the position in the Bureau of Agriculture and Office of the Commissioner programs to assist with live animal risk assessment and management on farms impacted by perfluoroalkyl and polyfluoroalkyl substances, or PFAS.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247
GENERAL FUND TOTAL	\$0	\$3,247
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$587

Office of the Commissioner 0401

Initiative: Establishes one Agricultural Compliance Officer position in the Bureau of Agriculture program and provides funding for related All Other costs associated with the position in the Bureau of Agriculture and Office of the Commissioner programs to focus on food safety issues that could arise from farms impacted by perfluoroalkyl and polyfluoroalkyl substances, or PFAS.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247
GENERAL FUND TOTAL	\$0	\$3,247
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$587

Office of the Commissioner 0401

Initiative: Establishes one Public Service Manager II position in the Bureau of Agriculture program and provides funding for related All Other costs associated with the position in the Bureau of Agriculture and Office of the Commissioner programs to manage all perfluoroalkyl and polyfluoroalkyl substances, or PFAS, related activities.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247
GENERAL FUND TOTAL	\$0	\$3,247
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$587

Office of the Commissioner 0401

Initiative: Establishes one Agency GIS/Technology Coordinator position in the Bureau of Agriculture program and provides funding for related All Other costs associated with the position in the Bureau of Agriculture and Office of the Commissioner programs to focus on perfluoroalkyl and polyfluoroalkyl substances, or PFAS, related data management.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,247
GENERAL FUND TOTAL	\$0	\$3,247
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$587
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$587

Office of the Commissioner 0401

Initiative: Provides funding for the approved reorganization of one Office Assistant II position to an Office Associate II position effective July 1, 2022.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$2,221
All Other	\$0	\$52
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$2,273

Office of the Commissioner 0401

Initiative: Establishes one Public Service Manager III position and one Public Service Coordinator I position and provides funding for related All Other costs in the Office of the Commissioner program.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	2.000	2.000
Personal Services	\$41,175	\$257,038

All Other	\$1,623	\$6,494
GENERAL FUND TOTAL	\$42,798	\$263,532
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$328	\$1,310
OTHER SPECIAL REVENUE FUNDS TOTAL	\$328	\$1,310

Office of the Commissioner 0401

Initiative: Provides funding for the fund to address perfluoroalkyl and polyfluoroalkyl substances, or PFAS, contamination.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$5,000,000	\$55,000,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$5,000,000	\$55,000,000

Off-Road Recreational Vehicles Program Z224

Initiative: Provides funding to align allocation with projected available resources within the Off-Road Recreational Vehicles Program.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$758,639
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$758,639

Off-Road Recreational Vehicles Program Z224

Initiative: Adjusts funding to align with revenue projections from the March 1, 2022 revenue forecast.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$33,677)	\$33,736
OTHER SPECIAL REVENUE FUNDS TOTAL	(\$33,677)	\$33,736

Parks - General Operations Z221

Initiative: Establishes 18 seasonal Assistant Park Ranger positions for 26 weeks each to meet current operational needs in Maine's state parks.

GENERAL FUND	2021-22	2022-23
POSITIONS - FTE COUNT	9.000	9.000
Personal Services	\$213,264	\$603,306
GENERAL FUND TOTAL	\$213,264	\$603,306

Parks - General Operations Z221

Initiative: Provides funding to equip park managers at state parks with smartphones for staff and visitor safety.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$13,200
GENERAL FUND TOTAL	\$0	\$13,200

Parks - General Operations Z221

Initiative: Establishes one Planning and Research Associate II position in the Parks - General Operations program to manage grants and monitor federal Land and Water Conservation Fund sites for compliance and provides funding in the Office of the Commissioner program for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$89,522
All Other	\$0	\$9,500
GENERAL FUND TOTAL	\$0	\$99,022

Parks - General Operations Z221

Initiative: Establishes one limited-period Historic Site Specialist position in the Parks - General Operations program to provide interpretation and planning around historical and archaeological sites and provides funding in the Office of the Commissioner program for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$96,064
All Other	\$0	\$3,500
GENERAL FUND TOTAL	\$0	\$99,564

AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF

DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$510,385	\$5,802,482
FEDERAL EXPENDITURES FUND	(\$33,179)	(\$478,679)
OTHER SPECIAL REVENUE FUNDS	\$2,378,944	\$51,233,787
DEPARTMENT TOTAL - ALL FUNDS	\$2,856,150	\$56,557,590

Sec. A-3. Appropriations and allocations. The following appropriations and allocations are made.

ATTORNEY GENERAL, DEPARTMENT OF THE

Administration - Attorney General 0310

Initiative: Continues one Assistant Attorney General position dedicated to the litigation division and provides funding for related All Other costs. This position was continued by Financial Order 001649 F2 and will end on June 8, 2025.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$116,224
All Other	\$0	\$6,363

OTHER SPECIAL REVENUE	\$0	\$122,587
FUNDS TOTAL		

Administration - Attorney General 0310

Initiative: Continues and makes permanent one Assistant Attorney General position dedicated to the natural resources division and provides funding for related All Other costs. This position was established by Financial Order 001836 F2.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$128,405
All Other	\$0	\$6,003

OTHER SPECIAL REVENUE	\$0	\$134,408
FUNDS TOTAL		

Administration - Attorney General 0310

Initiative: Provides funding for the approved reorganization of one Secretary Associate position to a Secretary Associate Legal position dedicated to the investigations division.

GENERAL FUND	2021-22	2022-23
Personal Services	\$798	\$3,198
GENERAL FUND TOTAL	\$798	\$3,198

Administration - Attorney General 0310

Initiative: Provides funding for the approved reclassification of one Research Assistant MSEA-B position from range 19 to range 23 dedicated to the administrative services division, including retroactive pay.

GENERAL FUND	2021-22	2022-23
Personal Services	\$6,646	\$5,285
GENERAL FUND TOTAL	\$6,646	\$5,285

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$5,418	\$4,318

OTHER SPECIAL REVENUE	\$5,418	\$4,318
FUNDS TOTAL		

Administration - Attorney General 0310

Initiative: Provides funding for the approved reorganization of one Research Assistant position from range 17 to range 21 dedicated to the administrative services division.

GENERAL FUND	2021-22	2022-23
Personal Services	\$783	\$2,964
GENERAL FUND TOTAL	\$783	\$2,964

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$641	\$2,423

OTHER SPECIAL REVENUE	\$641	\$2,423
FUNDS TOTAL		

Administration - Attorney General 0310

Initiative: Establishes one Assistant Attorney General position dedicated to the professional and financial regulation division and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$129,484
All Other	\$0	\$6,004

OTHER SPECIAL REVENUE	\$0	\$135,488
FUNDS TOTAL		

Human Services Division 0696

Initiative: Continues and makes permanent one Research Assistant MSEA-B position working 40 hours biweekly dedicated to the child support division. This position was continued by Public Law 2021, chapter 29.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.500	0.500

OTHER SPECIAL REVENUE	\$0	\$0
FUNDS TOTAL		

Human Services Division 0696

Initiative: Provides funding for the approved reorganization of one Secretary Legal position to a Secretary Associate Legal position dedicated to the child support division.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$1,260	\$5,308

OTHER SPECIAL REVENUE	\$1,260	\$5,308
FUNDS TOTAL		

Human Services Division 0696

Initiative: Provides funding for the approved reorganization of the first of 3 Secretary Legal positions to a Secretary Associate Legal position dedicated to the child protective division.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$1,476	\$5,905

OTHER SPECIAL REVENUE	\$1,476	\$5,905
FUNDS TOTAL		

Human Services Division 0696

Initiative: Provides funding for the approved reorganization of one Secretary Legal position to a Secretary

Associate Legal position dedicated to the Department of Health and Human Services division.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$1,447	\$6,039

OTHER SPECIAL REVENUE	\$1,447	\$6,039
FUNDS TOTAL		

Human Services Division 0696

Initiative: Provides funding for the approved reorganization of the 3rd of 3 Secretary Legal positions to a Secretary Associate Legal position dedicated to the child protective division.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$1,602	\$6,406

OTHER SPECIAL REVENUE	\$1,602	\$6,406
FUNDS TOTAL		

Human Services Division 0696

Initiative: Establishes one Assistant Attorney General position dedicated to the Department of Health and Human Services division and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$114,891
All Other	\$0	\$6,171

OTHER SPECIAL REVENUE	\$0	\$121,062
FUNDS TOTAL		

Human Services Division 0696

Initiative: Provides funding for the approved reorganization of the 2nd of 3 Secretary Legal positions to a Secretary Associate Legal position dedicated to the child protective division.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$1,570	\$6,406

OTHER SPECIAL REVENUE	\$1,570	\$6,406
FUNDS TOTAL		

ATTORNEY GENERAL, DEPARTMENT OF THE DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$8,227	\$11,447
OTHER SPECIAL REVENUE FUNDS	\$13,414	\$550,350

DEPARTMENT TOTAL - ALL FUNDS	\$21,641	\$561,797
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Sec. A-4. Appropriations and allocations. The following appropriations and allocations are made.

BAXTER STATE PARK AUTHORITY

Baxter State Park Authority 0253

Initiative: Provides funding for increasing the weeks of one seasonal Baxter Park Customer Representative position from 24 weeks to 30 weeks, one seasonal Baxter Park Customer Representative position from 27 weeks to 30 weeks and one seasonal Baxter Park Customer Representative position from 24 weeks to 25 weeks to ensure sufficient gate coverage and enhance access for visitors and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - FTE COUNT	0.000	0.192
Personal Services	\$0	\$10,380
All Other	\$0	\$305
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$10,685

Baxter State Park Authority 0253

Initiative: Provides funding for increasing the weeks of 2 seasonal Baxter Park Customer Representative positions from 23 weeks to 24 weeks to ensure full-season coverage at the visitor center and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - FTE COUNT	0.000	0.040
Personal Services	\$0	\$1,949
All Other	\$0	\$58
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$2,007

Baxter State Park Authority 0253

Initiative: Provides funding for increasing the weeks of one seasonal Baxter Park Campground Ranger position from 24 weeks to 26 weeks to account for expanded spring training and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - FTE COUNT	0.038	0.038
Personal Services	\$2,599	\$2,720
All Other	\$77	\$80
OTHER SPECIAL REVENUE FUNDS TOTAL	\$2,676	\$2,800

Baxter State Park Authority 0253

Initiative: Provides funding for increasing the weeks of one seasonal Baxter Park Customer Representative position from 12 weeks to 14 weeks and one seasonal Baxter Park Customer Representative position from 15

weeks to 17 weeks to account for expanded spring training and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - FTE COUNT	0.077	0.077
Personal Services	\$4,099	\$4,231
All Other	\$121	\$125
OTHER SPECIAL REVENUE FUNDS TOTAL	\$4,220	\$4,356

Baxter State Park Authority 0253

Initiative: Establishes one seasonal Baxter Park Campground Ranger position for 26 weeks to add search and rescue and natural resource interpretation capacity on Katahdin and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - FTE COUNT	0.500	0.500
Personal Services	\$10,849	\$35,266
All Other	\$976	\$1,038
OTHER SPECIAL REVENUE FUNDS TOTAL	\$11,825	\$36,304

Baxter State Park Authority 0253

Initiative: Continues and makes permanent one Management Analyst II position previously continued by Financial Order 001654 F2 and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNCIL	0.000	1.000
Personal Services	\$0	\$104,076
All Other	\$0	\$3,061
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$107,137

Baxter State Park Authority 0253

Initiative: Establishes one Parks Maintenance Coordinator position for 31 weeks to support the park's efforts to address deferred maintenance on park infrastructure including those areas that affect public safety and the protection of natural resources and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - FTE COUNT	0.596	0.596
Personal Services	\$15,377	\$49,699
All Other	\$453	\$1,462
OTHER SPECIAL REVENUE FUNDS TOTAL	\$15,830	\$51,161

BAXTER STATE PARK AUTHORITY DEPARTMENT TOTALS	2021-22	2022-23
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OTHER SPECIAL REVENUE FUNDS	\$34,551	\$214,450
DEPARTMENT TOTAL - ALL FUNDS	\$34,551	\$214,450

Sec. A-5. Appropriations and allocations. The following appropriations and allocations are made.

COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE

Maine Community College System - Board of Trustees 0556

Initiative: Provides ongoing funding for significant expansion of license-based programs within the Maine Community College System nursing programs.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$2,500,000
GENERAL FUND TOTAL	\$0	\$2,500,000

Maine Community College System - Board of Trustees 0556

Initiative: Adjusts funding for scholarships based on anticipated dedicated revenues from slot machine proceeds from the December 1, 2021 Revenue Forecasting Committee report.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$943,012	(\$179,822)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$943,012	(\$179,822)

Maine Community College System - Board of Trustees 0556

Initiative: Adjusts funding to align with revenue projections from the March 1, 2022 revenue forecast.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$192,553	\$151,462
OTHER SPECIAL REVENUE FUNDS TOTAL	\$192,553	\$151,462

MCCS Free Community College - Two Enrollment Years Z335

Initiative: Provides one-time funding for up to 2 years of free community college for all high school graduates in the classes of 2020, 2021, 2022 and 2023 who enroll in a Maine community college full-time in the fall of 2022 or the fall of 2023.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$20,000,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$20,000,000

COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE DEPARTMENT TOTALS

	2021-22	2022-23
GENERAL FUND	\$0	\$2,500,000
OTHER SPECIAL REVENUE FUNDS	\$1,135,565	\$19,971,640
DEPARTMENT TOTAL - ALL FUNDS	\$1,135,565	\$22,471,640

Sec. A-6. Appropriations and allocations. The following appropriations and allocations are made.

CORRECTIONS, DEPARTMENT OF Administration - Corrections 0141

Initiative: Provides one-time funding for the lapel camera program.

GENERAL FUND	2021-22	2022-23
All Other	\$239,700	\$0
GENERAL FUND TOTAL	\$239,700	\$0

Administration - Corrections 0141

Initiative: Provides funding for technology cost increases.

GENERAL FUND	2021-22	2022-23
All Other	\$979,665	\$905,521
GENERAL FUND TOTAL	\$979,665	\$905,521

Administration - Corrections 0141

Initiative: Eliminates one vacant Advocate position.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$88,386)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$88,386)

Adult Community Corrections 0124

Initiative: Eliminates one vacant part-time Probation Officer position.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(0.500)
Personal Services	\$0	(\$53,232)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$53,232)

Correctional Center 0162

Initiative: Eliminates one vacant intermittent Teacher MS+30 position.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - FTE COUNT	0.000	(0.488)
Personal Services	\$0	(\$51,801)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$51,801)

County Jails Operation Fund Z227

Initiative: Provides funding for the County Jails Operation Fund program.

GENERAL FUND	2021-22	2022-23
All Other	\$1,900,000	\$1,900,000
GENERAL FUND TOTAL	\$1,900,000	\$1,900,000

Long Creek Youth Development Center 0163

Initiative: Eliminates one vacant Teacher MS Juvenile position.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$104,100)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$104,100)

Mountain View Correctional Facility 0857

Initiative: Eliminates one vacant Juvenile Program Worker position.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$100,126)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$100,126)

Office of Victim Services 0046

Initiative: Adjusts funding in the Office of Victim Services. Funding was authorized in Public Law 2017, chapter 431 and ends on June 30, 2021.

GENERAL FUND	2021-22	2022-23
All Other	(\$150,000)	(\$150,000)
GENERAL FUND TOTAL	(\$150,000)	(\$150,000)

CORRECTIONS, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	2021-22	2022-23
FEDERAL EXPENDITURES FUND	\$2,969,365	\$2,655,521
	\$0	(\$397,645)
DEPARTMENT TOTAL - ALL FUNDS	\$2,969,365	\$2,257,876

Sec. A-7. Appropriations and allocations. The following appropriations and allocations are made.

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

Administration - Maine Emergency Management Agency 0214

Initiative: Provides funding for the approved reclassification of one Planning and Research Associate II position to an Emergency Response Training Coordinator position retroactive to July 30, 2020.

GENERAL FUND	2021-22	2022-23
Personal Services	\$1,315	\$1,122
GENERAL FUND TOTAL	\$1,315	\$1,122

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$3,947	\$3,364
FEDERAL EXPENDITURES FUND TOTAL	\$3,947	\$3,364

Military Training and Operations 0108

Initiative: Provides funding for the approved reorganization of one Custodial Worker III position to an Executive Housekeeper position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$188	\$1,249
GENERAL FUND TOTAL	\$188	\$1,249

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$564	\$3,751
FEDERAL EXPENDITURES FUND TOTAL	\$564	\$3,751

Military Training and Operations 0108

Initiative: Provides funding for the approved reorganization of 3 Custodial Worker II positions to 3 Building Custodian positions.

GENERAL FUND	2021-22	2022-23
Personal Services	\$637	\$2,547
GENERAL FUND TOTAL	\$637	\$2,547

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$1,908	\$7,627
FEDERAL EXPENDITURES FUND TOTAL	\$1,908	\$7,627

Military Training and Operations 0108

Initiative: Provides funding for the approved reorganization of one Building Maintenance Superintendent position to a Superintendent of Buildings position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$409	\$2,747
GENERAL FUND TOTAL	\$409	\$2,747

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$1,226	\$8,242
FEDERAL EXPENDITURES FUND TOTAL	\$1,226	\$8,242

Military Training and Operations 0108

Initiative: Provides funding for the approved reorganization of one Carpenter position to a Building Maintenance Coordinator position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$274	\$1,093
GENERAL FUND TOTAL	\$274	\$1,093

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$821	\$3,283
FEDERAL EXPENDITURES FUND TOTAL	\$821	\$3,283

Military Training and Operations 0108

Initiative: Provides funding for the approved reorganization of one Office Specialist I position to a Contract/Grant Specialist position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$322	\$1,939
GENERAL FUND TOTAL	\$322	\$1,939

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$965	\$5,810
FEDERAL EXPENDITURES FUND TOTAL	\$965	\$5,810

Military Training and Operations 0108

Initiative: Provides funding for custodial service contracts at armories and readiness centers across the State that currently do not have a custodian or custodial services contract.

GENERAL FUND	2021-22	2022-23
All Other	\$20,000	\$81,000
GENERAL FUND TOTAL	\$20,000	\$81,000

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$23,200	\$94,000
FEDERAL EXPENDITURES FUND TOTAL	\$23,200	\$94,000

Military Training and Operations 0108

Initiative: Provides funding to replace 2 leased vehicles with the Department of Administrative and Financial Services, Central Fleet Management Division.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$15,108
GENERAL FUND TOTAL	\$0	\$15,108

Military Training and Operations 0108

Initiative: Provides funding for the approved reorganization of one Civil Engineer II position to a Civil Engineer III position.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$1,677	\$10,645
FEDERAL EXPENDITURES FUND TOTAL	\$1,677	\$10,645

Military Training and Operations 0108

Initiative: Eliminates one vacant full-time Military Security Police Officer position, one vacant part-time Military Police Officer position, one vacant Inventory and Property Associate I position, one vacant Custodial Worker II position and one vacant part-time Building Mechanical Systems Specialist position.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(4.000)
Personal Services	\$0	(\$212,038)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$212,038)

Veterans Services 0110

Initiative: Provides funding for the approved reorganization of 11 Veterans Services Officer positions from range 23 to range 25.

GENERAL FUND	2021-22	2022-23
Personal Services	\$31,386	\$135,717
GENERAL FUND TOTAL	\$31,386	\$135,717

Veterans Services 0110

Initiative: Provides funding for the approved reorganization of 3 Heavy Equipment Operator II positions to 3 Grounds & Equipment Supervisor positions.

GENERAL FUND	2021-22	2022-23
Personal Services	\$2,732	\$17,158
GENERAL FUND TOTAL	\$2,732	\$17,158

Veterans Services 0110

Initiative: Provides funding for the approved reorganization of 6 Groundskeeper II positions to 6 Heavy Equipment Operator II positions.

GENERAL FUND	2021-22	2022-23
Personal Services	\$8,038	\$34,368

GENERAL FUND TOTAL \$8,038 \$34,368

Veterans Services 0110

Initiative: Provides funding for the approved reorganization of 2 Grounds & Equipment Supervisor positions to 2 Grounds & Equipment Maintenance Manager positions.

GENERAL FUND	2021-22	2022-23
Personal Services	\$2,021	\$11,563

GENERAL FUND TOTAL \$2,021 \$11,563

Veterans Services 0110

Initiative: Provides funding to increase the hours of one part-time Office Associate II position from 40 hours to 80 hours.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.500	0.500
LEGISLATIVE COUNT		
Personal Services	\$8,538	\$35,903

GENERAL FUND TOTAL \$8,538 \$35,903

Veterans Services 0110

Initiative: Adjusts funding to align with revenue projections from the March 1, 2022 revenue forecast.

OTHER SPECIAL	2021-22	2022-23
REVENUE FUNDS		
All Other	(\$8,711)	(\$8,834)

OTHER SPECIAL REVENUE (\$8,711) (\$8,834)

FUNDS TOTAL

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	\$75,860	\$341,514
FEDERAL	\$34,308	(\$75,316)
EXPENDITURES FUND		
OTHER SPECIAL	(\$8,711)	(\$8,834)
REVENUE FUNDS		

DEPARTMENT TOTAL - \$101,457 \$257,364

ALL FUNDS

Sec. A-8. Appropriations and allocations. The following appropriations and allocations are made.

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Administration - Economic and Community Development 0069

Initiative: Provides funding for the increased cost of centralized financial and human resources services provided by the Department of Administrative and Financial Services.

GENERAL FUND	2021-22	2022-23
All Other	\$9,198	\$9,198

GENERAL FUND TOTAL \$9,198 \$9,198

Administration - Economic and Community Development 0069

Initiative: Provides one-time funding for the Department of Economic and Community Development to cover certain operating expenses for the Loring Development Authority of Maine.

OTHER SPECIAL	2021-22	2022-23
REVENUE FUNDS		
All Other	\$970,100	\$0

OTHER SPECIAL REVENUE \$970,100 \$0

FUNDS TOTAL

Business Development 0585

Initiative: Provides funding for the Department of Economic and Community Development to administer programs for marketing and business attraction efforts on behalf of the Loring Development Authority of Maine.

GENERAL FUND	2021-22	2022-23
All Other	\$200,000	\$200,000

GENERAL FUND TOTAL \$200,000 \$200,000

Housing Opportunity Program Z336

Initiative: Establishes 2 limited-period Public Service Coordinator II positions through June 8, 2024 and provides funding for the associated All Other costs to administer the Housing Opportunity Program within the Department of Economic and Community Development.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$243,874
All Other	\$0	\$206,126

GENERAL FUND TOTAL \$0 \$450,000

Housing Opportunity Program Z336

Initiative: Provides funding for competitive grants to regional service providers to support town housing ordinance development, planning board and public processes in each participating municipality.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,000,000

GENERAL FUND TOTAL \$0 \$1,000,000

Housing Opportunity Program Z336

Initiative: Provides funding for community housing implementation grants to individual towns to support community housing priorities.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,450,000
GENERAL FUND TOTAL	\$0	\$1,450,000

Housing Opportunity Program Z336

Initiative: Provides one-time funds to reimburse municipalities by June 30, 2023 for the mandated costs of amending and implementing ordinances related to accessory dwelling units and multiple dwelling units allowed in residential areas.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$100,000
GENERAL FUND TOTAL	\$0	\$100,000

Maine Economic Growth Council 0727

Initiative: Provides funding to accommodate the increased costs associated with staff support for the Maine Economic Growth Council.

GENERAL FUND	2021-22	2022-23
All Other	\$35,000	\$35,000
GENERAL FUND TOTAL	\$35,000	\$35,000

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF DEPARTMENT TOTALS

	2021-22	2022-23
GENERAL FUND	\$244,198	\$3,244,198
OTHER SPECIAL REVENUE FUNDS	\$970,100	\$0
DEPARTMENT TOTAL - ALL FUNDS	\$1,214,298	\$3,244,198

Sec. A-9. Appropriations and allocations. The following appropriations and allocations are made.

EDUCATION, DEPARTMENT OF

Adult Education 0364

Initiative: Establishes one Education Specialist III position to provide professional development and monitoring and transfers funding from All Other to fund a portion of the position.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$97,872
All Other	\$0	(\$29,614)
GENERAL FUND TOTAL	\$0	\$68,258

Adult Education 0364

Initiative: Provides one-time funding for a cost-effective data management system solution for local

providers and the adult education office within the Department of Education.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$90,000
GENERAL FUND TOTAL	\$0	\$90,000

Child Development Services 0449

Initiative: Provides funding for increases in staff costs related to collective bargaining.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$2,951,224
GENERAL FUND TOTAL	\$0	\$2,951,224

Child Development Services 0449

Initiative: Transfers funding from the General Purpose Aid for Local Schools program to the Child Development Services program within the same fund for the state share of MaineCare expenditures related to children served by the Child Development Services System.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$800,000
GENERAL FUND TOTAL	\$0	\$800,000

Education in Unorganized Territory 0220

Initiative: Eliminates one vacant Teacher Aide position, one vacant Janitor/Bus Driver position and one vacant Office Assistant II position.

GENERAL FUND	2021-22	2022-23
POSITIONS - FTE COUNT	0.000	(1.818)
Personal Services	\$0	(\$111,096)
GENERAL FUND TOTAL	\$0	(\$111,096)

General Purpose Aid for Local Schools 0308

Initiative: Provides funding for the approved reorganization of one Public Service Coordinator I position from range 25 to range 27 and reduces All Other to fund the reorganization.

GENERAL FUND	2021-22	2022-23
Personal Services	\$1,887	\$7,547
All Other	(\$1,887)	(\$7,547)
GENERAL FUND TOTAL	\$0	\$0

General Purpose Aid for Local Schools 0308

Initiative: Adjusts allocation to align with dedicated revenue as projected by the December 2021 Revenue Forecasting Committee report.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$8,553,235	(\$1,130,164)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$8,553,235	(\$1,130,164)

General Purpose Aid for Local Schools 0308

Initiative: Provides funding for existing high school and middle school programs through Jobs for Maine's Graduates.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$336,000
GENERAL FUND TOTAL	\$0	\$336,000

General Purpose Aid for Local Schools 0308

Initiative: Reallocates the cost of one Public Service Executive II position and one Director of Communications position from 100% Leadership Team program to 50% Leadership Team program and 50% General Purpose Aid for Local Schools program within the same fund and reallocates the costs of one Public Service Executive II position from 100% Leadership Team program to 70% Leadership Team program and 30% General Purpose Aid for Local Schools program within the same fund. Also reduces All Other in the General Purpose Aid for Local Schools program to fund the reallocation.

GENERAL FUND	2021-22	2022-23
Personal Services	\$57,892	\$268,600
All Other	(\$57,892)	(\$268,600)
GENERAL FUND TOTAL	\$0	\$0

General Purpose Aid for Local Schools 0308

Initiative: Transfers funding from the General Purpose Aid for Local Schools program to the Child Development Services program within the same fund for the state share of MaineCare expenditures related to children served by the Child Development Services System.

GENERAL FUND	2021-22	2022-23
All Other	\$0	(\$800,000)
GENERAL FUND TOTAL	\$0	(\$800,000)

General Purpose Aid for Local Schools 0308

Initiative: Provides one-time funding for the increased cost of career and technical education materials and supplies.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,600,000
GENERAL FUND TOTAL	\$0	\$1,600,000

General Purpose Aid for Local Schools 0308

Initiative: Adjusts funding to align with revenue projections from the March 1, 2022 revenue forecast.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$1,396,696	\$1,206,324
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,396,696	\$1,206,324

Higher Education and Educator Support Services Z082

Initiative: Provides funding for the approved reorganization of one Public Service Manager II position to a Public Service Executive II position and transfers the position and related All Other costs from the Higher Education and Educator Support Services program to the Office of Workforce Development and Innovative Pathways program within the same fund.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUN	(1.000)	(1.000)
Personal Services	(\$31,797)	(\$133,449)
All Other	(\$500)	(\$2,000)
GENERAL FUND TOTAL	(\$32,297)	(\$135,449)

Higher Education and Educator Support Services Z082

Initiative: Transfers one Regional Education Representative position and related All Other costs from the Learning Systems Team program to the Higher Education and Educator Support Services program within the same fund.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUN	1.000	1.000
Personal Services	\$28,882	\$116,131
All Other	\$0	\$10,000
GENERAL FUND TOTAL	\$28,882	\$126,131

Higher Education and Educator Support Services Z082

Initiative: Provides funding for the approved reorganization of one Education Specialist III position to a Public Service Manager II position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$2,093	\$13,623
GENERAL FUND TOTAL	\$2,093	\$13,623

Leadership Team Z077

Initiative: Transfers 2 Regional Education Representative positions and related All Other costs from the Leadership Team program to the Office of Innovation program within the same fund.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUN	(2.000)	(2.000)
Personal Services	(\$58,087)	(\$237,187)
All Other	\$0	(\$20,000)
GENERAL FUND TOTAL	(\$58,087)	(\$257,187)

Leadership Team Z077

Initiative: Transfers funding for Council of Chief State School Officers membership dues from the Learning

Systems Team program to the Leadership Team program within the same fund.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$35,000
GENERAL FUND TOTAL	\$0	\$35,000

Leadership Team Z077

Initiative: Transfers one Contract/Grant Specialist position and one Office Associate II position from the Learning Systems Team program, Federal Expenditures Fund to the Leadership Team program, General Fund and provides funding in All Other in the Learning Systems Team program, Federal Expenditures Fund for allowable costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	2.000	2.000
LEGISLATIVE COUNT		
Personal Services	\$36,500	\$153,393
GENERAL FUND TOTAL	\$36,500	\$153,393

Leadership Team Z077

Initiative: Reallocates the cost of one Public Service Executive II position and one Director of Communications position from 100% Leadership Team program to 50% Leadership Team program and 50% General Purpose Aid for Local Schools program within the same fund and reallocates the costs of one Public Service Executive II position from 100% Leadership Team program to 70% Leadership Team program and 30% General Purpose Aid for Local Schools program within the same fund. Also reduces All Other in the General Purpose Aid for Local Schools program to fund the reallocation.

GENERAL FUND	2021-22	2022-23
Personal Services	(\$57,892)	(\$268,600)
GENERAL FUND TOTAL	(\$57,892)	(\$268,600)

Leadership Team Z077

Initiative: Continues and makes permanent one Public Service Executive III position, previously established by financial order in fiscal year 2021-22, reorganizes the position to an Associate Commissioner of Public Education position and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	1.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$48,949	\$196,913
All Other	\$2,461	\$8,245
GENERAL FUND TOTAL	\$51,410	\$205,158

Leadership Team Z077

Initiative: Continues and makes permanent one Public Service Executive III position, previously established by financial order in fiscal year 2021-22, reorganizes

the position to an Associate Commissioner of Policy and Programs position and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	1.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$48,949	\$196,913
All Other	\$2,461	\$8,245
GENERAL FUND TOTAL	\$51,410	\$205,158

Leadership Team Z077

Initiative: Continues and makes permanent one Public Service Coordinator I position previously established by Financial Order 001961 F2 and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$105,583
All Other	\$0	\$8,245
GENERAL FUND TOTAL	\$0	\$113,828

Leadership Team Z077

Initiative: Provides funding for the approved reorganization of one Public Service Coordinator II position to a Public Service Manager II position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$2,543	\$10,171
GENERAL FUND TOTAL	\$2,543	\$10,171

Leadership Team Z077

Initiative: Provides funding for the approved reorganization of one Public Service Manager III position, salary range 35 to a Public Service Executive II position, salary range 37.

GENERAL FUND	2021-22	2022-23
Personal Services	\$3,466	\$13,862
GENERAL FUND TOTAL	\$3,466	\$13,862

Leadership Team Z077

Initiative: Provides funding for the approved reorganization of one Public Service Manager III position, salary range 35 to a Public Service Executive II position, salary range 36.

GENERAL FUND	2021-22	2022-23
Personal Services	\$1,672	\$6,692
GENERAL FUND TOTAL	\$1,672	\$6,692

Leadership Team Z077

Initiative: Provides funding for the proposed reorganization of one Chief Innovation Officer position to a Public Service Executive II position and transfers the

position from the Leadership Team program to the Office of Innovation program. This initiative also adjusts funding for All Other related to general operations.

GENERAL FUND	2021-22	2022-23
POSITIONS -	(1.000)	(1.000)
LEGISLATIVE COUNT		
Personal Services	(\$39,621)	(\$159,017)
All Other	(\$1,055)	(\$4,219)
GENERAL FUND TOTAL	(\$40,676)	(\$163,236)

Learning Systems Team Z081

Initiative: Transfers one Regional Education Representative position and reallocates the cost from 50% General Fund and 50% Federal Expenditures Fund to 90% Federal Expenditures Fund and 10% General Fund within the same program and transfers All Other to Personal Services to fund the reallocation.

GENERAL FUND	2021-22	2022-23
POSITIONS -	(1.000)	(1.000)
LEGISLATIVE COUNT		
Personal Services	(\$11,383)	(\$45,766)
GENERAL FUND TOTAL	(\$11,383)	(\$45,766)

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS -	1.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$11,383	\$45,766
All Other	(\$11,383)	(\$45,766)

FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0
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Learning Systems Team Z081

Initiative: Eliminates one vacant Secretary Specialist position and one vacant Education Specialist II position. This initiative also provides funding in All Other in the Learning Systems Team program, Federal Expenditures Fund for allowable costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	(1.000)	(1.000)
LEGISLATIVE COUNT		
Personal Services	(\$17,050)	(\$79,641)
GENERAL FUND TOTAL	(\$17,050)	(\$79,641)

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS -	(1.000)	(1.000)
LEGISLATIVE COUNT		
Personal Services	(\$17,424)	(\$82,746)
All Other	\$17,424	\$82,746

FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0
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Learning Systems Team Z081

Initiative: Continues one limited-period Regional Education Representative position previously established

by Financial Order CV0348 F2 through September 30, 2023 and provides funding for related All Other costs.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	\$102,835
All Other	\$0	\$3,092
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$105,927

Learning Systems Team Z081

Initiative: Transfers 4 Regional Education Representative positions, one Public Service Manager II position, one Education Specialist III position and related All Other from the Learning Systems Team program to the Office of Innovation program within the same fund.

GENERAL FUND	2021-22	2022-23
POSITIONS -	(6.000)	(6.000)
LEGISLATIVE COUNT		
Personal Services	(\$184,020)	(\$741,335)
All Other	\$0	(\$93,000)
GENERAL FUND TOTAL	(\$184,020)	(\$834,335)

Learning Systems Team Z081

Initiative: Transfers one Education Specialist III position from the Learning Systems Team program to the Office of Workforce Development and Innovative Pathways program within the same fund. Also adjusts All Other for position overhead costs and office administration costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	(1.000)	(1.000)
LEGISLATIVE COUNT		
Personal Services	(\$29,743)	(\$120,566)
All Other	\$0	(\$56,700)
GENERAL FUND TOTAL	(\$29,743)	(\$177,266)

Learning Systems Team Z081

Initiative: Transfers one Regional Education Representative position and related All Other costs from the Learning Systems Team program to the Higher Education and Educator Support Services program within the same fund.

GENERAL FUND	2021-22	2022-23
POSITIONS -	(1.000)	(1.000)
LEGISLATIVE COUNT		
Personal Services	(\$28,882)	(\$116,131)
All Other	\$0	(\$10,000)
GENERAL FUND TOTAL	(\$28,882)	(\$126,131)

Learning Systems Team Z081

Initiative: Transfers funding for Council of Chief State School Officers membership dues from the Learning Systems Team program to the Leadership Team program within the same fund.

GENERAL FUND	2021-22	2022-23
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All Other	\$0	(\$35,000)
GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$35,000)</u>

Learning Systems Team Z081

Initiative: Continues one limited-period Public Service Manager III position, one limited-period Public Service Manager II position, 3 limited-period Public Service Coordinator II positions and 3 limited-period Management Analyst II positions previously continued by Financial Orders CV0276 F2, CV0277 F2, CV0278 F2 and CV0279 F2 through January 20, 2024. This initiative also provides funding for related All Other costs.

FEDERAL EXPENDITURES FUND - ARP	2021-22	2022-23
Personal Services	\$0	\$956,856
All Other	\$0	\$50,909
FEDERAL EXPENDITURES FUND - ARP TOTAL	<u>\$0</u>	<u>\$1,007,765</u>

Learning Systems Team Z081

Initiative: Continues one limited-period Public Service Manager III position and one limited-period Management Analyst II position previously continued by Financial Order CV0282 F2 through November 30, 2023. This initiative also provides funding to generate innovative learning models by providing equitable access to high-quality educational experiences for all students.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	\$263,036
All Other	\$0	\$7,598,119
FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$7,861,155</u>

Learning Systems Team Z081

Initiative: Transfers one Contract/Grant Specialist position and one Office Associate II position from the Learning Systems Team program, Federal Expenditures Fund to the Leadership Team program, General Fund and provides funding in All Other in the Learning Systems Team program, Federal Expenditures Fund for allowable costs.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	(2,000)	(2,000)
Personal Services	(\$36,500)	(\$153,393)
All Other	\$36,500	\$153,393
FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$0</u>

Learning Systems Team Z081

Initiative: Continues one limited-period Office Specialist I position previously established by Financial Order CV0352 F2 through September 30, 2023 and provides funding for related All Other costs.

FEDERAL EXPENDITURES FUND - ARP	2021-22	2022-23
Personal Services	\$0	\$76,068
All Other	\$0	\$2,287

FEDERAL EXPENDITURES FUND - ARP TOTAL	<u>\$0</u>	<u>\$78,355</u>
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Learning Systems Team Z081

Initiative: Transfers and reallocates the cost of 2 Regional Education Representative positions from 100% Learning Systems Team program, General Fund to 50% General Fund and 50% Federal Expenditures Fund in the Special Services Team program. This initiative also provides funding for related All Other costs.

GENERAL FUND POSITIONS - LEGISLATIVE COUNT	2021-22	2022-23
Personal Services	(2,000)	(2,000)
Personal Services	(\$61,760)	(\$249,197)
GENERAL FUND TOTAL	<u>(\$61,760)</u>	<u>(\$249,197)</u>

Learning Systems Team Z081

Initiative: Continues one limited-period Education Specialist III position previously continued by Public Law 2021, chapter 29 through August 31, 2028 and reallocates the position from 100% Learning Systems Team program, Federal Expenditures Fund to 90% Learning Systems Team program, Federal Expenditures Fund and 10% Office of Innovation program, General Fund. This initiative also adjusts funding for All Other costs related to the position and to administer the Maine Head Start state collaboration grant.

GENERAL FUND	2021-22	2022-23
All Other	\$0	(\$10,000)
GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$10,000)</u>

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	\$87,638
All Other	\$0	\$9,366

FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$97,004</u>
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Learning Systems Team Z081

Initiative: Continues one limited-period Public Service Executive II position previously continued by Financial Order CV0283 F2 through September 30, 2023 and provides funding for related All Other costs.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	\$144,785
All Other	\$0	\$4,354

FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$149,139</u>
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Learning Systems Team Z081

Initiative: Provides funding for the approved reorganization of one Public Service Manager II position to a Public Service Manager III position and transfers the position from the Learning Systems Team program to the Office of Innovation program within the same fund. Also adjusts funding for position overhead costs and general office operations.

GENERAL FUND	2021-22	2022-23
POSITIONS -	(1,000)	(1,000)
LEGISLATIVE COUNT		
Personal Services	(\$35,370)	(\$142,205)
All Other	\$0	(\$30,000)
GENERAL FUND TOTAL	(\$35,370)	(\$172,205)

Learning Systems Team Z081

Initiative: Eliminates one vacant Regional Education Representative position.

GENERAL FUND	2021-22	2022-23
POSITIONS -	(1,000)	(1,000)
LEGISLATIVE COUNT		
Personal Services	(\$24,476)	(\$115,033)
GENERAL FUND TOTAL	(\$24,476)	(\$115,033)

Learning Systems Team Z081

Initiative: Reallocates the cost of one Public Service Executive II position from 100% Learning Systems Team program, General Fund to 70% Learning Systems Team program, General Fund, 20% Learning Systems Team program, Federal Expenditures Fund and 10% School Finance and Operations program, Federal Expenditures Fund and reduces All Other to fund the reallocation.

GENERAL FUND	2021-22	2022-23
Personal Services	(\$13,934)	(\$56,081)
GENERAL FUND TOTAL	(\$13,934)	(\$56,081)

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$9,288	\$37,388
All Other	(\$9,288)	(\$37,388)

FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0
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Learning Systems Team Z081

Initiative: Continues one limited-period Management Analyst II position previously continued by financial order in fiscal year 2021-22 through January 20, 2024 and provides funding for related All Other costs.

FEDERAL EXPENDITURES FUND - ARP	2021-22	2022-23
Personal Services	\$0	\$91,912
All Other	\$0	\$2,764
FEDERAL EXPENDITURES FUND - ARP TOTAL	\$0	\$94,676

Local Foods Program Z297

Initiative: Transfers funding from the Local Foods Program to the School Finance and Operations program within the same fund to correct a duplicate transfer in previously enacted laws.

GENERAL FUND	2021-22	2022-23
All Other	(\$322,500)	(\$322,500)
GENERAL FUND TOTAL	(\$322,500)	(\$322,500)

Maine Commission for Community Service Z134

Initiative: Continues and makes permanent one Senior Planner position previously continued by Financial Order 001704 F2 and reduces All Other to fund the position.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$89,203
All Other	\$0	(\$89,203)
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0

Maine Commission for Community Service Z134

Initiative: Continues one limited-period Senior Planner position previously established by Financial Order CV0393 F2 through February 20, 2024 and provides funding for related All Other costs.

FEDERAL EXPENDITURES FUND - ARP	2021-22	2022-23
Personal Services	\$0	\$95,245
All Other	\$0	\$2,864

FEDERAL EXPENDITURES FUND - ARP TOTAL	\$0	\$98,109
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Maine School Safety Center Z293

Initiative: Continues and makes permanent one Regional Education Representative position previously established by Financial Order 001842 F2 and eliminates one Juvenile Program Worker position. This initiative also adjusts funding for position-related All Other costs between the School and Student Supports program and the Maine School Safety Center program.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$103,490
All Other	\$0	\$10,409

GENERAL FUND TOTAL	\$0	\$113,899
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Office of Innovation Z333

Initiative: Transfers 4 Regional Education Representative positions, one Public Service Manager II position, one Education Specialist III position and related All

Other from the Learning Systems Team program to the Office of Innovation program within the same fund.

GENERAL FUND	2021-22	2022-23
POSITIONS -	6.000	6.000
LEGISLATIVE COUNT		
Personal Services	\$184,021	\$741,335
All Other	\$0	\$93,000
GENERAL FUND TOTAL	\$184,021	\$834,335

Office of Innovation Z333

Initiative: Transfers 2 Regional Education Representative positions and related All Other costs from the Leadership Team program to the Office of Innovation program within the same fund.

GENERAL FUND	2021-22	2022-23
POSITIONS -	2.000	2.000
LEGISLATIVE COUNT		
Personal Services	\$58,087	\$237,187
All Other	\$0	\$20,000
GENERAL FUND TOTAL	\$58,087	\$257,187

Office of Innovation Z333

Initiative: Continues one limited-period Education Specialist III position previously continued by Public Law 2021, chapter 29 through August 31, 2028 and reallocates the position from 100% Learning Systems Team program, Federal Expenditures Fund to 90% Learning Systems Team program, Federal Expenditures Fund and 10% Office of Innovation program, General Fund. This initiative also adjusts funding for All Other costs related to the position and to administer the Maine Head Start state collaboration grant.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$11,971
All Other	\$0	\$10,000
GENERAL FUND TOTAL	\$0	\$21,971

Office of Innovation Z333

Initiative: Provides funding for the approved reorganization of one Public Service Manager II position to a Public Service Manager III position and transfers the position from the Learning Systems Team program to the Office of Innovation program within the same fund. Also adjusts funding for position overhead costs and general office operations.

GENERAL FUND	2021-22	2022-23
POSITIONS -	1.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$37,704	\$151,534
All Other	\$0	\$30,000
GENERAL FUND TOTAL	\$37,704	\$181,534

Office of Innovation Z333

Initiative: Provides funding for the proposed reorganization of one Chief Innovation Officer position to a

Public Service Executive II position and transfers the position from the Leadership Team program to the Office of Innovation program. This initiative also adjusts funding for All Other related to general operations.

GENERAL FUND	2021-22	2022-23
POSITIONS -	1.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$38,219	\$153,406
All Other	\$1,055	\$4,219
GENERAL FUND TOTAL	\$39,274	\$157,625

Office of Workforce Development and Innovative Pathways Z334

Initiative: Provides funding for the approved reorganization of one Public Service Manager II position to a Public Service Executive II position and transfers the position and related All Other costs from the Higher Education and Educator Support Services program to the Office of Workforce Development and Innovative Pathways program within the same fund.

GENERAL FUND	2021-22	2022-23
POSITIONS -	1.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$33,656	\$141,208
All Other	\$500	\$2,000
GENERAL FUND TOTAL	\$34,156	\$143,208

Office of Workforce Development and Innovative Pathways Z334

Initiative: Transfers one Education Specialist III position from the Learning Systems Team program to the Office of Workforce Development and Innovative Pathways program within the same fund. Also adjusts All Other for position overhead costs and office administration costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	1.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$29,743	\$120,566
All Other	\$0	\$56,700
GENERAL FUND TOTAL	\$29,743	\$177,266

Office of Workforce Development and Innovative Pathways Z334

Initiative: Provides funding for debt service costs associated with the bonding authority granted in Public Law 2021, chapter 398 for career and technical education centers and regions.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$149,429
GENERAL FUND TOTAL	\$0	\$149,429

Office of Workforce Development and Innovative Pathways Z334

Initiative: Establishes one Public Service Manager II position and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$122,025
All Other	\$0	\$8,245
GENERAL FUND TOTAL	\$0	\$130,270

School and Student Supports Z270

Initiative: Continues and makes permanent one part-time Regional Education Representative position previously established by financial order in fiscal year 2021-22. Also transfers and reallocates one Regional Education Representative position and one part-time Migrant Education Field Recruiter position from 100% Federal Expenditures Fund to 63% Federal Expenditures Fund and 37% Other Special Revenue Funds between accounts within the same program.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	0.500
POSITIONS - FTE COUNT	0.000	0.000
Personal Services	\$0	(\$7,460)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$7,460)

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$59,328
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$59,328

School and Student Supports Z270

Initiative: Continues and makes permanent one Regional Education Representative position previously established by Financial Order 001842 F2 and eliminates one Juvenile Program Worker position. This initiative also adjusts funding for position-related All Other costs between the School and Student Supports program and the Maine School Safety Center program.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$84,954)
All Other	\$0	(\$10,409)
GENERAL FUND TOTAL	\$0	(\$95,363)

School Finance and Operations Z078

Initiative: Establishes one Management Analyst II position to provide technical assistance and support for the finance team help desk and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
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POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$91,912
All Other	\$0	\$8,245
GENERAL FUND TOTAL	\$0	\$100,157

School Finance and Operations Z078

Initiative: Provides funding to school administrative units for the increased cost of maintaining an Internet-based application for free or reduced-price meals under the federal School Breakfast Program and National School Lunch Program.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$35,000
GENERAL FUND TOTAL	\$0	\$35,000

School Finance and Operations Z078

Initiative: Transfers funding from the Local Foods Program to the School Finance and Operations program within the same fund to correct a duplicate transfer in previously enacted laws.

GENERAL FUND	2021-22	2022-23
All Other	\$322,500	\$322,500
GENERAL FUND TOTAL	\$322,500	\$322,500

School Finance and Operations Z078

Initiative: Provides funding for the approved reorganization of one Education Specialist III position to an Education Program Supervisor position and reduces All Other to fund the reorganization.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$1,387	\$9,575
All Other	(\$1,387)	(\$9,575)
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0

School Finance and Operations Z078

Initiative: Provides funding for user licenses for an application used to automate internal processes that will help create efficiencies and increase productivity.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$51,725
GENERAL FUND TOTAL	\$0	\$51,725

School Finance and Operations Z078

Initiative: Provides funding 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 to implement changes enacted by the Legislature in Public Law 2021, chapter 398, Part 0000.

GENERAL FUND	2021-22	2022-23
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All Other	\$0	\$26,949,714
GENERAL FUND TOTAL	\$0	\$26,949,714

School Finance and Operations Z078

Initiative: Reallocates the cost of one Public Service Executive II position from 100% Learning Systems Team program, General Fund to 70% Learning Systems Team program, General Fund, 20% Learning Systems Team program, Federal Expenditures Fund and 10% School Finance and Operations program, Federal Expenditures Fund and reduces All Other to fund the re-allocation.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$4,644	\$18,693
All Other	(\$4,644)	(\$18,693)
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0

School Finance and Operations Z078

Initiative: Provides funding for the approved reclassification of 2 Education Specialist I positions to Education Specialist III positions effective January 31, 2021 and February 16, 2021, respectively. This initiative also reduces All Other to fund the reclassifications.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$28,892	\$23,480
All Other	(\$28,892)	(\$23,480)
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0

Special Services Team Z080

Initiative: Establishes one Office Specialist I position and one Management Analyst II position and provides funding for related All Other costs.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	2.000	2.000
Personal Services	\$40,049	\$167,980
All Other	\$1,204	\$5,051
FEDERAL EXPENDITURES FUND TOTAL	\$41,253	\$173,031

Special Services Team Z080

Initiative: Provides funding to support preschool programs in school administrative units. These funds do not lapse but must be carried forward to the next fiscal year to be used for the same purpose.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$2,937,500
GENERAL FUND TOTAL	\$0	\$2,937,500

Special Services Team Z080

Initiative: Transfers and reallocates the cost of 2 Regional Education Representative positions from 100% Learning Systems Team program, General Fund to 50% General Fund and 50% Federal Expenditures Fund in the Special Services Team program. This initiative also provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	2.000	2.000
Personal Services	\$30,881	\$124,604
GENERAL FUND TOTAL	\$30,881	\$124,604

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$30,879	\$124,593
All Other	\$929	\$3,747
FEDERAL EXPENDITURES FUND TOTAL	\$31,808	\$128,340

EDUCATION, DEPARTMENT OF DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	(\$3,728)	\$35,362,336
FEDERAL EXPENDITURES FUND	\$73,061	\$8,507,136
OTHER SPECIAL REVENUE FUNDS	\$9,949,931	\$135,488
FEDERAL EXPENDITURES FUND - ARP	\$0	\$1,278,905

DEPARTMENT TOTAL - ALL FUNDS	\$10,019,264	\$45,283,865
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Sec. A-10. Appropriations and allocations. The following appropriations and allocations are made.

EDUCATION, STATE BOARD OF

State Board of Education 0614

Initiative: Provides funding for per diem payments to board members.

GENERAL FUND	2021-22	2022-23
Personal Services	\$22,000	\$22,000
GENERAL FUND TOTAL	\$22,000	\$22,000

Sec. A-11. Appropriations and allocations. The following appropriations and allocations are made.

EFFICIENCY MAINE TRUST

Efficiency Maine Trust Z100

Initiative: Provides one-time funding to support electric vehicle rebate programs including incentive programs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$3,500,000

OTHER SPECIAL REVENUE	\$0	\$3,500,000
FUNDS TOTAL		

Sec. A-12. Appropriations and allocations. The following appropriations and allocations are made.

**ENVIRONMENTAL PROTECTION,
DEPARTMENT OF**

Administration - Environmental Protection 0251

Initiative: Transfers one Policy Development Specialist position and related All Other costs from the Remediation and Waste Management program to the Administration - Environmental Protection program within the same fund.

	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS		
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$120,600
All Other	\$0	\$7,844

OTHER SPECIAL REVENUE	\$0	\$128,444
FUNDS TOTAL		

Administration - Environmental Protection 0251

Initiative: Provides funding for increased insurance rates set by the Department of Administrative and Financial Services, Office of the State Controller, risk management division.

	2021-22	2022-23
GENERAL FUND		
All Other	\$182	\$182

GENERAL FUND TOTAL	\$182	\$182
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Air Quality 0250

Initiative: Transfers 2 Assistant Environmental Engineer positions from the Maine Environmental Protection Fund program, Other Special Revenue Funds to the Air Quality program, General Fund and adjusts funding for related All Other costs.

	2021-22	2022-23
GENERAL FUND		
POSITIONS - LEGISLATIVE COUNT	0.000	2.000
Personal Services	\$0	\$188,581
All Other	\$0	\$4,576

GENERAL FUND TOTAL	\$0	\$193,157
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Air Quality 0250

Initiative: Provides funding for increased insurance rates set by the Department of Administrative and Financial Services, Office of the State Controller, risk management division.

	2021-22	2022-23
GENERAL FUND		
All Other	\$364	\$364

GENERAL FUND TOTAL	\$364	\$364
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Land Resources Z188

Initiative: Provides funding for increased insurance rates set by the Department of Administrative and Financial Services, Office of the State Controller, risk management division.

	2021-22	2022-23
GENERAL FUND		
All Other	\$598	\$598

GENERAL FUND TOTAL	\$598	\$598
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Land Resources Z188

Initiative: Transfers one Environmental Hydrogeology Specialist position from the Water Quality program to the Land Resources program within the same fund and adjusts funding for related All Other costs.

	2021-22	2022-23
GENERAL FUND		
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$110,175
All Other	\$0	\$2,288

GENERAL FUND TOTAL	\$0	\$112,463
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Maine Environmental Protection Fund 0421

Initiative: Transfers 2 Assistant Environmental Engineer positions from the Maine Environmental Protection Fund program, Other Special Revenue Funds to the Air Quality program, General Fund and adjusts funding for related All Other costs.

	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS		
POSITIONS - LEGISLATIVE COUNT	0.000	(2.000)
Personal Services	\$0	(\$188,581)
All Other	\$0	(\$13,309)

OTHER SPECIAL REVENUE	\$0	(\$201,890)
FUNDS TOTAL		

Maine Environmental Protection Fund 0421

Initiative: Reallocates the cost of one Environmental Specialist IV position from 100% Water Quality program, Federal Expenditures Fund to 65% Water Quality program, Federal Expenditures Fund and 35% Maine Environmental Protection Fund program, Other Special Revenue Funds and adjusts funding for related All Other costs.

	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS		
Personal Services	\$0	\$37,281
All Other	\$0	\$1,685

OTHER SPECIAL REVENUE	\$0	\$38,966
FUNDS TOTAL		

Maine Environmental Protection Fund 0421

Initiative: Provides funding to align allocations with projected available resources for the wetlands compensation fee program.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$4,500,000
OTHER SPECIAL REVENUE	\$0	\$4,500,000
FUNDS TOTAL		

Maine Environmental Protection Fund 0421

Initiative: Transfers one Environmental Hydrogeology Manager position and related All Other from the Performance Partnership Grant program, Federal Expenditures Fund to the Maine Environmental Protection Fund program, Other Special Revenue Funds.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$136,375
All Other	\$0	\$8,557
OTHER SPECIAL REVENUE	\$0	\$144,932
FUNDS TOTAL		

Maine Environmental Protection Fund 0421

Initiative: Provides funding for increased insurance rates set by the Department of Administrative and Financial Services, Office of the State Controller, risk management division.

GENERAL FUND	2021-22	2022-23
All Other	\$130	\$130
GENERAL FUND TOTAL	\$130	\$130

Performance Partnership Grant 0851

Initiative: Transfers and reallocates the cost of one Biologist I position from 50% Performance Partnership Grant program, Federal Expenditures Fund and 50% Water Quality program, Other Special Revenue Funds to 100% Water Quality program, Other Special Revenue Funds and adjusts funding for related All Other costs. This initiative transfers All Other to Personal Services to fund the reallocation.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	(1.000)	(1.000)
Personal Services	(\$11,576)	(\$46,604)
All Other	(\$524)	(\$2,107)
FEDERAL EXPENDITURES	(\$12,100)	(\$48,711)
FUND TOTAL		

Performance Partnership Grant 0851

Initiative: Transfers one Environmental Hydrogeology Manager position and related All Other from the Performance Partnership Grant program, Federal Expenditures Fund to the Maine Environmental Protection Fund program, Other Special Revenue Funds.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
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POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$136,375)
All Other	\$0	(\$8,557)
FEDERAL EXPENDITURES	\$0	(\$144,932)
FUND TOTAL		

Performance Partnership Grant 0851

Initiative: Transfers one Environmental Specialist III position and one Environmental Specialist II position from the Performance Partnership Grant program, Federal Expenditures Fund to the Water Quality program, General Fund and adjusts funding for related All Other costs.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(2.000)
Personal Services	\$0	(\$171,539)
All Other	\$0	(\$12,538)
FEDERAL EXPENDITURES	\$0	(\$184,077)
FUND TOTAL		

Performance Partnership Grant 0851

Initiative: Provides funding for the approved reorganization of one Environmental Specialist III position to an Environmental Specialist IV position and transfers All Other to Personal Services to fund the reorganization.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$1,491	\$8,113
All Other	(\$1,491)	(\$8,113)
FEDERAL EXPENDITURES	\$0	\$0
FUND TOTAL		

Performance Partnership Grant 0851

Initiative: Eliminates 2 vacant intermittent Conservation Aid positions.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - FTE COUNT	0.000	(0.596)
Personal Services	\$0	(\$36,954)
FEDERAL EXPENDITURES	\$0	(\$36,954)
FUND TOTAL		

Remediation and Waste Management 0247

Initiative: Reduces funding to align allocations with projected available resources.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	(\$13,882)	(\$13,882)
FEDERAL EXPENDITURES	(\$13,882)	(\$13,882)
FUND TOTAL		

Remediation and Waste Management 0247

Initiative: Transfers one Policy Development Specialist position and related All Other costs from the Remediation and Waste Management program to the Administration - Environmental Protection program within the same fund.

	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS		
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$120,600)
All Other	\$0	(\$7,844)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$128,444)

Remediation and Waste Management 0247

Initiative: Transfers one Environmental Specialist III position from General Fund to Federal Expenditures Fund within the same program. Also transfers one Environmental Specialist III position from Federal Expenditures Fund to General Fund within the same program and adjusts funding for related All Other costs.

	2021-22	2022-23
GENERAL FUND		
Personal Services	\$0	\$5,683
GENERAL FUND TOTAL	\$0	\$5,683

	2021-22	2022-23
FEDERAL EXPENDITURES FUND		
Personal Services	\$0	(\$5,683)
All Other	\$0	(\$257)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$5,940)

Remediation and Waste Management 0247

Initiative: Provides funding for increased insurance rates set by the Department of Administrative and Financial Services, Office of the State Controller, risk management division.

	2021-22	2022-23
GENERAL FUND		
All Other	\$182	\$182
GENERAL FUND TOTAL	\$182	\$182

Remediation and Waste Management 0247

Initiative: Provides one-time funding to assist Maine laboratories with equipment purchases that will increase capacity for sample testing and analysis of perfluoroalkyl and polyfluoroalkyl substances, or PFAS.

	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS		
All Other	\$3,200,000	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$3,200,000	\$0

Remediation and Waste Management 0247

Initiative: Eliminates one vacant Office Associate II position.

	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS		
POSITIONS - LEGISLATIVE COUNT	0.000	(0.500)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0

Water Quality 0248

Initiative: Transfers and reallocates the cost of one Biologist I position from 50% Performance Partnership Grant program, Federal Expenditures Fund and 50% Water Quality program, Other Special Revenue Funds to 100% Water Quality program, Other Special Revenue Funds and adjusts funding for related All Other costs. This initiative transfers All Other to Personal Services to fund the reallocation.

	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS		
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$11,576	\$46,604
All Other	(\$11,576)	(\$46,604)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0

Water Quality 0248

Initiative: Reallocates the cost of one Environmental Specialist IV position from 100% Water Quality program, Federal Expenditures Fund to 65% Water Quality program, Federal Expenditures Fund and 35% Maine Environmental Protection Fund program, Other Special Revenue Funds and adjusts funding for related All Other costs.

	2021-22	2022-23
FEDERAL EXPENDITURES FUND		
Personal Services	\$0	(\$37,281)
All Other	\$0	(\$1,685)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$38,966)

Water Quality 0248

Initiative: Provides funding to align allocations with projected available resources in the Water Quality program.

	2021-22	2022-23
FEDERAL EXPENDITURES FUND		
All Other	\$0	\$208,243
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$208,243

Water Quality 0248

Initiative: Provides funding for increased insurance rates set by the Department of Administrative and Financial Services, Office of the State Controller, risk management division.

	2021-22	2022-23
GENERAL FUND		

All Other	\$624	\$624
GENERAL FUND TOTAL	\$624	\$624

Water Quality 0248

Initiative: Establishes 2 Assistant Environmental Engineer positions to support new infrastructure and other initiatives for the Clean Water State Revolving Loan Fund and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	2.000
Personal Services	\$0	\$183,258
All Other	\$0	\$13,068

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$196,326
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Water Quality 0248

Initiative: Transfers one Environmental Specialist III position and one Environmental Specialist II position from the Performance Partnership Grant program, Federal Expenditures Fund to the Water Quality program, General Fund and adjusts funding for related All Other costs.

GENERAL FUND POSITIONS - LEGISLATIVE COUNT	2021-22	2022-23
Personal Services	0.000	2.000
All Other	\$0	\$171,539
	\$0	\$4,576

GENERAL FUND TOTAL	\$0	\$176,115
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Water Quality 0248

Initiative: Transfers one Environmental Hydrogeology Specialist position from the Water Quality program to the Land Resources program within the same fund and adjusts funding for related All Other costs.

GENERAL FUND POSITIONS - LEGISLATIVE COUNT	2021-22	2022-23
Personal Services	0.000	(1.000)
All Other	\$0	(\$110,175)
	\$0	(\$2,288)

GENERAL FUND TOTAL	\$0	(\$112,463)
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Water Quality 0248

Initiative: Provides funding for the approved reclassification of one Biologist I position to a Biologist II position retroactive to January 2021 and transfers All Other to Personal Services to fund the reclassification.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$10,654	\$10,187
All Other	(\$10,654)	(\$10,187)

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0
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ENVIRONMENTAL PROTECTION, DEPARTMENT OF DEPARTMENT TOTALS

	2021-22	2022-23
GENERAL FUND FEDERAL EXPENDITURES FUND OTHER SPECIAL REVENUE FUNDS	\$2,080 (\$25,982)	\$377,035 (\$265,219)
	\$3,200,000	\$4,678,334
DEPARTMENT TOTAL - ALL FUNDS	\$3,176,098	\$4,790,150

Sec. A-13. Appropriations and allocations. The following appropriations and allocations are made.

ETHICS AND ELECTION PRACTICES, COMMISSION ON GOVERNMENTAL

Governmental Ethics and Election Practices - Commission on 0414

Initiative: Provides funding for the approved reorganization of one Secretary Associate Legal position to a Secretary Specialist position in the Governmental Ethics and Election Practices - Commission on program.

GENERAL FUND Personal Services	2021-22	2022-23
	\$1,641	\$6,568
GENERAL FUND TOTAL	\$1,641	\$6,568

OTHER SPECIAL REVENUE FUNDS Personal Services	2021-22	2022-23
	\$1,094	\$4,377

OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,094	\$4,377
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Governmental Ethics and Election Practices - Commission on 0414

Initiative: Reallocates the cost of one Public Service Executive II position, one Public Service Manager II position, one Public Service Coordinator I position, 2 Registration and Report Officer positions and one Secretary Associate Legal position between General Fund and Other Special Revenue Funds within the same program. Position detail is on file in the Bureau of the Budget. This initiative also reallocates funding for related All Other costs.

GENERAL FUND Personal Services All Other	2021-22	2022-23
	\$0	\$171,172
	\$0	\$107,821
GENERAL FUND TOTAL	\$0	\$278,993

OTHER SPECIAL REVENUE FUNDS Personal Services All Other	2021-22	2022-23
	\$0	(\$171,172)
	\$0	(\$107,821)

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$278,993)
ETHICS AND ELECTION PRACTICES, COMMISSION ON GOVERNMENTAL DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$1,641	\$285,561
OTHER SPECIAL REVENUE FUNDS	\$1,094	(\$274,616)
DEPARTMENT TOTAL - ALL FUNDS	\$2,735	\$10,945

Sec. A-14. Appropriations and allocations. The following appropriations and allocations are made.

EXECUTIVE DEPARTMENT

Administration - Executive - Governor's Office 0165

Initiative: Provides funding for the operations costs of the Governor's office.

GENERAL FUND	2021-22	2022-23
All Other	\$80,000	\$125,000
GENERAL FUND TOTAL	\$80,000	\$125,000

Governor's Energy Office Z122

Initiative: Continues and makes permanent one limited-period Public Service Coordinator II position previously continued by Financial Order 001666 F2.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$139,116
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$139,116

Governor's Energy Office Z122

Initiative: Continues and makes permanent one limited-period Public Service Coordinator II position previously continued by Financial Order 001665 F2.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$139,116
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$139,116

Office of Policy Innovation and the Future Z135

Initiative: Continues and makes permanent one limited-period Public Service Coordinator II position previously continued by Financial Order 001664 F2.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$25,410	\$143,338
OTHER SPECIAL REVENUE FUNDS TOTAL	\$25,410	\$143,338

Office of Policy Innovation and the Future Z135

Initiative: Establishes one Public Service Coordinator II position within the Office of Policy Innovation and the Future and provides All Other funding to support the coordination, communications and activities of the Governor's cabinet on aging across state agencies and to support stakeholder engagement.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$125,855
All Other	\$0	\$35,000
GENERAL FUND TOTAL	\$0	\$160,855

Ombudsman Program 0103

Initiative: Provides funding for the child welfare services ombudsman program.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$140,000
GENERAL FUND TOTAL	\$0	\$140,000

Public Advocate 0410

Initiative: Establishes one Office Specialist I position to bring the staffing level to 10 employees as authorized in the Maine Revised Statutes, Title 35-A, section 116, subsection 8 and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$20,509	\$85,971
All Other	\$361	\$1,464
OTHER SPECIAL REVENUE FUNDS TOTAL	\$20,870	\$87,435

EXECUTIVE DEPARTMENT DEPARTMENT TOTALS

GENERAL FUND	\$80,000	\$425,855
FEDERAL EXPENDITURES FUND	\$0	\$139,116
OTHER SPECIAL REVENUE FUNDS	\$46,280	\$369,889
DEPARTMENT TOTAL - ALL FUNDS	\$126,280	\$934,860

Sec. A-15. Appropriations and allocations. The following appropriations and allocations are made.

FINANCE AUTHORITY OF MAINE

Dairy Improvement Fund Z143

Initiative: Allocates funds to reflect increased revenue projections per the December 2021 report of the Revenue Forecasting Committee.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$168,689	(\$7)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$168,689	(\$7)

Dairy Improvement Fund Z143

Initiative: Adjusts funding to align with revenue projections from the March 1, 2022 revenue forecast.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$26,155	\$24,313
OTHER SPECIAL REVENUE FUNDS TOTAL	\$26,155	\$24,313

Educational Opportunity Tax Credit Marketing Fund Z174

Initiative: Provides funds to market the Job Creation Through Educational Opportunity Program throughout the State.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$26,500
GENERAL FUND TOTAL	\$0	\$26,500

FINANCE AUTHORITY OF MAINE DEPARTMENT TOTALS

	2021-22	2022-23
GENERAL FUND	\$0	\$26,500
OTHER SPECIAL REVENUE FUNDS	\$194,844	\$24,306
DEPARTMENT TOTAL - ALL FUNDS	\$194,844	\$50,806

Sec. A-16. Appropriations and allocations. The following appropriations and allocations are made.

FIRE PROTECTION SERVICES COMMISSION, MAINE

Maine Fire Protection Services Commission 0936

Initiative: Provides one-time funding for the Maine Length of Service Award Program to provide length of service awards to eligible volunteer firefighters and emergency medical services personnel.

GENERAL FUND	2021-22	2022-23
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All Other	\$0	\$1,000,000
GENERAL FUND TOTAL	\$0	\$1,000,000

Sec. A-17. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Child Care Services 0563

Initiative: Provides allocation to align with available grant resources.

FEDERAL BLOCK GRANT FUND - ARP	2021-22	2022-23
All Other	\$0	\$40,879,861
FEDERAL BLOCK GRANT FUND - ARP TOTAL	\$0	\$40,879,861

Child Care Services 0563

Initiative: Continues one limited-period Social Services Program Specialist II position, one limited-period Social Services Manager I position and 2 limited-period Management Analyst II positions previously established by Financial Order CV0298 F2 until September 30, 2023. This initiative also provides funding for related All Other costs.

FEDERAL BLOCK GRANT FUND - ARP	2021-22	2022-23
Personal Services	\$0	\$384,396
All Other	\$0	\$40,423
FEDERAL BLOCK GRANT FUND - ARP TOTAL	\$0	\$424,819

Child Care Services 0563

Initiative: Continues one limited-period Financial Resource Specialist position and one limited-period Community Care Worker position previously continued by Financial Order 001679 F2, funded 100% Federal Block Grant Fund in the Child Care Services program. These positions end on June 14, 2025. This initiative also provides funding for related All Other costs.

FEDERAL BLOCK GRANT FUND	2021-22	2022-23
Personal Services	\$0	\$159,947
All Other	\$0	\$19,090
FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$179,037

Child Care Services 0563

Initiative: Establishes one Public Service Manager II position funded 100% Federal Block Grant Fund in the Child Care Services program to serve as the associate director for child care and provides funding for related All Other costs.

FEDERAL BLOCK GRANT FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COURT	0.000	1.000
Personal Services	\$0	\$130,750
All Other	\$0	\$11,310
FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$142,060

Child Care Services 0563

Initiative: Establishes one Social Services Manager I position and one Management Analyst II position funded 100% General Fund within the Child Care Services program. This initiative also provides funding for related All Other costs and salary supplements awarded to individuals who provide child care or who are early childhood educators.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COURT	0.000	2.000
Personal Services	\$0	\$191,663
All Other	\$0	\$11,929,806
GENERAL FUND TOTAL	\$0	\$12,121,469

Child Care Services 0563

Initiative: Reduces allocations for grants for the establishment and administration of the Help Maine Grow System and the First 4 ME Early Care and Education Program authorized in Public Law 2021, chapter 483, Part EE. Funds are available as provided in Public Law 2021, chapter 457.

FEDERAL EXPENDITURES FUND - ARP STATE FISCAL RECOVERY	2021-22	2022-23
All Other	(\$1,114,916)	(\$4,121,559)
FEDERAL EXPENDITURES FUND - ARP STATE FISCAL RECOVERY TOTAL	(\$1,114,916)	(\$4,121,559)

Child Care Services 0563

Initiative: Provides additional one-time funding for grants to renovate, expand or construct child care facilities to increase availability of accessible and affordable child care.

FEDERAL EXPENDITURES FUND - ARP STATE FISCAL RECOVERY	2021-22	2022-23
All Other	\$1,114,916	\$4,121,559
FEDERAL EXPENDITURES FUND - ARP STATE FISCAL RECOVERY TOTAL	\$1,114,916	\$4,121,559

Child Support 0100

Initiative: Eliminates one vacant part-time Office Assistant position.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COURT	0.000	(0.500)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$0

Community Services Block Grant 0716

Initiative: Provides allocation to align with available grant resources.

FEDERAL BLOCK GRANT FUND	2021-22	2022-23
All Other	\$0	\$4,500,000
FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$4,500,000

Department of Health and Human Services Central Operations 0142

Initiative: Provides funding for technology and services provided by the Department of Administrative and Financial Services, Office of Information Technology.

GENERAL FUND	2021-22	2022-23
All Other	\$229,084	\$229,084
GENERAL FUND TOTAL	\$229,084	\$229,084

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$158,033	\$158,033
OTHER SPECIAL REVENUE FUNDS TOTAL	\$158,033	\$158,033

Department of Health and Human Services Central Operations 0142

Initiative: Provides funding for an increase in real estate taxes and other rent-related expenses at the Department of Health and Human Services building located at 109 Capitol Street, Augusta as well as a base rent increase.

GENERAL FUND	2021-22	2022-23
All Other	\$172,825	\$221,323
GENERAL FUND TOTAL	\$172,825	\$221,323

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$119,222	\$152,678
OTHER SPECIAL REVENUE FUNDS TOTAL	\$119,222	\$152,678

Department of Health and Human Services Central Operations 0142

Initiative: Provides funding for insurance rate increases from the Department of Administrative and Financial Services, Office of the State Controller, risk management division.

GENERAL FUND	2021-22	2022-23
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All Other	\$181,258	\$193,946
GENERAL FUND TOTAL	<u>\$181,258</u>	<u>\$193,946</u>

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$122,063	\$130,608
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$122,063</u>	<u>\$130,608</u>

Department of Health and Human Services Central Operations 0142

Initiative: Transfers 2 Public Service Coordinator I positions, one Public Service Manager I position and one Management Analyst II position from 50% General Fund and 50% Other Special Revenue Funds in the Department of Health and Human Services Central Operations program to 50% General Fund and 50% Federal Expenditures Fund in the Office of MaineCare Services program. Also adjusts funding for related All Other costs.

GENERAL FUND POSITIONS - LEGISLATIVE COUNT	2021-22	2022-23
Personal Services	0.000	(4.000)
All Other	\$0	(\$233,936)
GENERAL FUND TOTAL	<u>\$0</u>	<u>(\$247,010)</u>

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	(\$233,917)
All Other	\$0	(\$21,662)
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>(\$255,579)</u>

Department of Health and Human Services Central Operations 0142

Initiative: Provides one-time funding for public health emergency transitional case management services to those in need as federal COVID-19 related funding expires.

GENERAL FUND	2021-22	2022-23
All Other	\$200,000	\$550,000
GENERAL FUND TOTAL	<u>\$200,000</u>	<u>\$550,000</u>

Department of Health and Human Services Central Operations 0142

Initiative: Provides funding for one Social Services Manager I position to coordinate the organization of child abuse and neglect prevention initiatives across the department.

GENERAL FUND POSITIONS - LEGISLATIVE COUNT	2021-22	2022-23
Personal Services	0.000	1.000
All Other	\$0	\$121,700
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$6,537</u>

GENERAL FUND TOTAL	<u>\$0</u>	<u>\$128,237</u>
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Developmental Services - Community Z208

Initiative: Provides funding for services performed by the Office of the Attorney General.

GENERAL FUND	2021-22	2022-23
All Other	\$4,120	\$4,296
GENERAL FUND TOTAL	<u>\$4,120</u>	<u>\$4,296</u>

Developmental Services - Community Z208

Initiative: Provides funding to reimburse the Office of the Attorney General for one full-time Assistant Attorney General position dedicated to the Department of Health and Human Services.

GENERAL FUND	2021-22	2022-23
All Other	\$2,046	\$7,372
GENERAL FUND TOTAL	<u>\$2,046</u>	<u>\$7,372</u>

Developmental Services - Community Z208

Initiative: Provides funding for the approved reorganization of one Social Services Program Specialist II position to a Social Services Program Manager position to better align the position with the work that is being performed.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$14,776
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$14,776</u>

Developmental Services - Community Z208

Initiative: Provides funding for the approved reorganization of one Management Analyst II position to a Comprehensive Health Planner II position to serve as the communications manager for the office of aging and disability services.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$10,122
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$10,122</u>

Developmental Services - Community Z208

Initiative: Establishes 2 Developmental Disabilities Resources Coordinator positions funded 50% General Fund in the Developmental Services - Community program and 50% Federal Expenditures Fund in the Office of MaineCare Services program and one Developmental Disabilities Resources Coordinator position funded 100% General Fund in the Long Term Care - Office of Aging and Disability Services program. This initiative also provides funding for related All Other costs.

GENERAL FUND POSITIONS - LEGISLATIVE COUNT	2021-22	2022-23
Personal Services	0.000	2.000
All Other	\$0	\$86,284
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$6,537</u>

GENERAL FUND TOTAL \$0 \$92,821

Developmental Services - Community Z208

Initiative: Provides funding for the approved reclassification of 2 Mental Health & Developmental Disabilities Caseworker positions to Human Services Caseworker positions, retroactive to September 2020.

GENERAL FUND	2021-22	2022-23
Personal Services	\$21,154	\$12,328

GENERAL FUND TOTAL \$21,154 \$12,328

Developmental Services Waiver - MaineCare Z211

Initiative: Provides funding to replenish 50 reserve slots for individuals who have been determined Priority 1 waiver program candidates under the MaineCare Benefits Manual, Chapter II, Section 21, Home and Community Benefits for Members with Intellectual Disabilities or Autism Spectrum Disorder.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,562,068

GENERAL FUND TOTAL \$0 \$1,562,068

Developmental Services Waiver - MaineCare Z211

Initiative: Provides one-time funding for increased Non-Emergency Transportation, or NET, broker rates.

GENERAL FUND	2021-22	2022-23
All Other	\$63,241	\$77,316

GENERAL FUND TOTAL \$63,241 \$77,316

Developmental Services Waiver - MaineCare Z211

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$132,461,531

GENERAL FUND TOTAL \$0 \$132,461,531

Developmental Services Waiver - MaineCare Z211

Initiative: Adjusts funding as a result of the decrease in the Federal Medical Assistance Percentage for federal fiscal year 2023.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$2,070,422

GENERAL FUND TOTAL \$0 \$2,070,422

Developmental Services Waiver - MaineCare Z211

Initiative: Provides funding to reflect updated cost-of-living adjustments and to ensure labor components of rates equal at least 125% of the minimum wage for services under Public Law 2021, chapter 398, Part AAAA.

GENERAL FUND	2021-22	2022-23
All Other	\$3,197,006	\$14,260,120

GENERAL FUND TOTAL \$3,197,006 \$14,260,120

Developmental Services Waiver - MaineCare Z211

Initiative: Adjusts funding for the 6.2% increase in the Federal Medical Assistance Percentage rate.

GENERAL FUND	2021-22	2022-23
All Other	(\$16,808,561)	\$0

GENERAL FUND TOTAL (\$16,808,561) \$0

Developmental Services Waiver - MaineCare Z211

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the December 1, 2021 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	\$2,416,752	\$1,732,680

GENERAL FUND TOTAL \$2,416,752 \$1,732,680

Developmental Services Waiver - MaineCare Z211

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the March 1, 2022 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	(\$96,436)	\$0

GENERAL FUND TOTAL (\$96,436) \$0

Developmental Services Waiver - Supports Z212

Initiative: Provides one-time funding for increased Non-Emergency Transportation, or NET, broker rates.

GENERAL FUND	2021-22	2022-23
All Other	\$63,734	\$77,918

GENERAL FUND TOTAL \$63,734 \$77,918

Developmental Services Waiver - Supports Z212

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$32,143,655

GENERAL FUND TOTAL \$0 \$32,143,655

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$105,000

OTHER SPECIAL REVENUE FUNDS TOTAL \$0 \$105,000

Developmental Services Waiver - Supports Z212

Initiative: Adjusts funding as a result of the decrease in the Federal Medical Assistance Percentage for federal fiscal year 2023.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$568,848

GENERAL FUND TOTAL \$0 \$568,848

Developmental Services Waiver - Supports Z212

Initiative: Provides funding to reflect updated cost-of-living adjustments and to ensure labor components of rates equal at least 125% of the minimum wage for services under Public Law 2021, chapter 398, Part AAAA.

GENERAL FUND	2021-22	2022-23
All Other	\$171,758	\$1,066,506

GENERAL FUND TOTAL \$171,758 \$1,066,506

Developmental Services Waiver - Supports Z212

Initiative: Adjusts funding for the 6.2% increase in the Federal Medical Assistance Percentage rate.

GENERAL FUND	2021-22	2022-23
All Other	(\$3,628,247)	\$0

GENERAL FUND TOTAL (\$3,628,247) \$0

Developmental Services Waiver - Supports Z212

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the December 1, 2021 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	\$60,734	\$35,631

GENERAL FUND TOTAL \$60,734 \$35,631

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$27,951	\$27,951

OTHER SPECIAL REVENUE FUNDS TOTAL \$27,951 \$27,951

Disproportionate Share - Dorothea Dix Psychiatric Center Z225

Initiative: Continues and makes permanent one Public Service Manager III position funded 36.53% General Fund in the Disproportionate Share - Dorothea Dix Psychiatric Center program and 63.47% Other Special Revenue Funds in the Dorothea Dix Psychiatric Center program previously continued by Public Law 2021, chapter 29 through June 17, 2023. This initiative also provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$1,304
All Other	\$0	\$2,388

GENERAL FUND TOTAL \$0 \$3,692

Disproportionate Share - Dorothea Dix Psychiatric Center Z225

Initiative: Restores legislative head count and funding for one Hospital Nurse III position funded from Other Special Revenue Funds in the Disproportionate Share - Dorothea Dix Psychiatric Center program and General

Fund in the Dorothea Dix Psychiatric Center program for the new 18-bed inpatient unit at the Dorothea Dix Psychiatric Center. This position was authorized in Public Law 2019, chapter 343 but not included in the baseline budget enacted in Public Law 2021, chapter 29 due to a technical error.

GENERAL FUND	2021-22	2022-23
Personal Services	\$10,496	\$44,994
All Other	\$589	\$2,353

GENERAL FUND TOTAL \$11,085 \$47,347

Disproportionate Share - Dorothea Dix Psychiatric Center Z225

Initiative: Provides funding for the increased costs of travel nurses at the Dorothea Dix Psychiatric Center.

GENERAL FUND	2021-22	2022-23
All Other	\$405,104	\$996,695

GENERAL FUND TOTAL \$405,104 \$996,695

Disproportionate Share - Dorothea Dix Psychiatric Center Z225

Initiative: Provides one-time funding for the Dorothea Dix Psychiatric Center's roof repair and replacement project.

GENERAL FUND	2021-22	2022-23
Capital Expenditures	\$620,867	\$1,241,733

GENERAL FUND TOTAL \$620,867 \$1,241,733

Disproportionate Share - Dorothea Dix Psychiatric Center Z225

Initiative: Provides one-time funding for the renovation of patient bathrooms at the Dorothea Dix Psychiatric Center to make them ligature-resistant.

GENERAL FUND	2021-22	2022-23
Capital Expenditures	\$0	\$650,000

GENERAL FUND TOTAL \$0 \$650,000

Disproportionate Share - Dorothea Dix Psychiatric Center Z225

Initiative: Provides funding for the purchase of a patient monitoring system.

GENERAL FUND	2021-22	2022-23
All Other	\$60,656	\$39,578

GENERAL FUND TOTAL \$60,656 \$39,578

Disproportionate Share - Dorothea Dix Psychiatric Center Z225

Initiative: Provides one-time funding for a hospital-wide upgrade of the wireless access point technology at the Dorothea Dix Psychiatric Center.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$285,750

GENERAL FUND TOTAL \$0 \$285,750

Disproportionate Share - Dorothea Dix Psychiatric Center Z225

Initiative: Adjusts funding for positions in the Riverview Psychiatric Center and the Dorothea Dix Psychiatric Center as a result of the decrease in the Federal Medical Assistance Percentage. The blended rate is 63.47% Federal Expenditures Fund and 36.53% General Fund in state fiscal year 2023.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	(1.000)
LEGISLATIVE COUNT		
Personal Services	\$0	\$132,242

GENERAL FUND TOTAL \$0 \$132,242

Disproportionate Share - Dorothea Dix Psychiatric Center Z225

Initiative: Provides funding for the approved reclassification of one Office Specialist I position to a Secretary Specialist position, retroactive to March 2, 2020.

GENERAL FUND	2021-22	2022-23
Personal Services	\$2,037	\$2,148

GENERAL FUND TOTAL \$2,037 \$2,148

Disproportionate Share - Riverview Psychiatric Center Z220

Initiative: Establishes 2 Psychiatric Nurse Practitioner positions funded 36.53% General Fund in the Disproportionate Share - Riverview Psychiatric Center program and 63.47% Other Special Revenue Funds in the Riverview Psychiatric Center program to improve the recruitment and retention of qualified health care professionals and avoid higher locum tenens contracts. This initiative also provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$172,020
All Other	\$0	\$4,776

GENERAL FUND TOTAL \$0 \$176,796

Disproportionate Share - Riverview Psychiatric Center Z220

Initiative: Adjusts funding for positions in the Riverview Psychiatric Center and the Dorothea Dix Psychiatric Center as a result of the decrease in the Federal Medical Assistance Percentage. The blended rate is 63.47% Federal Expenditures Fund and 36.53% General Fund in state fiscal year 2023.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$181,837

GENERAL FUND TOTAL \$0 \$181,837

Division of Licensing and Certification Z036

Initiative: Establishes one Public Service Manager III position funded 35% General Fund and 65% Other Special Revenue Funds in the Division of Licensing and Certification program to serve as the chief operations officer. This initiative also provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$47,121
All Other	\$0	\$2,288

GENERAL FUND TOTAL \$0 \$49,409

OTHER SPECIAL REVENUE FUNDS

POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$87,514
All Other	\$0	\$7,440

OTHER SPECIAL REVENUE \$0 \$94,954

FUNDS TOTAL

Division of Licensing and Certification Z036

Initiative: Adjusts funding to align with existing resources.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$314,377

OTHER SPECIAL REVENUE \$0 \$314,377

FUNDS TOTAL

Dorothea Dix Psychiatric Center Z222

Initiative: Provides funding for technology and services provided by the Department of Administrative and Financial Services, Office of Information Technology.

GENERAL FUND	2021-22	2022-23
All Other	\$26,209	\$26,209

GENERAL FUND TOTAL \$26,209 \$26,209

Dorothea Dix Psychiatric Center Z222

Initiative: Continues and makes permanent one Public Service Manager III position funded 36.53% General Fund in the Disproportionate Share - Dorothea Dix Psychiatric Center program and 63.47% Other Special Revenue Funds in the Dorothea Dix Psychiatric Center program previously continued by Public Law 2021, chapter 29 through June 17, 2023. This initiative also provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	(\$156)
All Other	\$0	\$4,283

OTHER SPECIAL REVENUE \$0 \$4,127

FUNDS TOTAL

Dorothea Dix Psychiatric Center Z222

Initiative: Restores legislative head count and funding for one Hospital Nurse III position funded from Other Special Revenue Funds in the Disproportionate Share - Dorothea Dix Psychiatric Center program and General Fund in the Dorothea Dix Psychiatric Center program for the new 18-bed inpatient unit at the Dorothea Dix Psychiatric Center. This position was authorized in Public Law 2019, chapter 343 but not included in the baseline budget enacted in Public Law 2021, chapter 29 due to a technical error.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$18,644	\$78,176
All Other	\$1,707	\$6,952
OTHER SPECIAL REVENUE FUNDS TOTAL	\$20,351	\$85,128

Dorothea Dix Psychiatric Center Z222

Initiative: Adjusts funding for positions in the River-view Psychiatric Center and the Dorothea Dix Psychiatric Center as a result of the decrease in the Federal Medical Assistance Percentage. The blended rate is 63.47% Federal Expenditures Fund and 36.53% General Fund in state fiscal year 2023.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	(\$132,242)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$132,242)

Dorothea Dix Psychiatric Center Z222

Initiative: Provides funding for the approved reclassification of one Office Specialist I position to a Secretary Specialist position, retroactive to March 2, 2020.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$3,601	\$2,623
All Other	\$121	\$88
OTHER SPECIAL REVENUE FUNDS TOTAL	\$3,722	\$2,711

Dorothea Dix Psychiatric Center Z222

Initiative: Eliminates one vacant part-time Physician Assistant position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	(\$17,381)
GENERAL FUND TOTAL	\$0	(\$17,381)

Drinking Water Enforcement 0728

Initiative: Provides funding to align with the required state match for the Drinking Water Enforcement program.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,295,500
GENERAL FUND TOTAL	\$0	\$1,295,500

Homeless Youth Program 0923

Initiative: Provides funding for homeless youth services in the Mental Health Services - Children program and the Homeless Youth Program.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$487,063
GENERAL FUND TOTAL	\$0	\$487,063

IV-E Foster Care/Adoption Assistance 0137

Initiative: Provides funding for services performed by the Office of the Attorney General.

GENERAL FUND	2021-22	2022-23
All Other	\$1,482,379	\$1,545,509
GENERAL FUND TOTAL	\$1,482,379	\$1,545,509

IV-E Foster Care/Adoption Assistance 0137

Initiative: Provides funding to reimburse the Office of the Attorney General for one full-time Assistant Attorney General position dedicated to the Department of Health and Human Services.

GENERAL FUND	2021-22	2022-23
All Other	\$20,312	\$73,197
GENERAL FUND TOTAL	\$20,312	\$73,197

FEDERAL EXPENDITURES FUND

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$8,585	\$30,937
FEDERAL EXPENDITURES FUND TOTAL	\$8,585	\$30,937

IV-E Foster Care/Adoption Assistance 0137

Initiative: Provides one-time funding for child welfare cycle payments.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$6,885,371
GENERAL FUND TOTAL	\$0	\$6,885,371

IV-E Foster Care/Adoption Assistance 0137

Initiative: Provides funding for contracted staffing to support engagement between parents and the child welfare system.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$142,000
GENERAL FUND TOTAL	\$0	\$142,000

FEDERAL EXPENDITURES FUND

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$60,017

FEDERAL EXPENDITURES \$0 \$60,017
 FUND TOTAL

IV-E Foster Care/Adoption Assistance 0137

Initiative: Provides funding to expand the intensive family-based preservation service to serve reunifying families in all districts.

GENERAL FUND 2021-22 2022-23
 All Other \$0 \$1,562,000

GENERAL FUND TOTAL \$0 \$1,562,000

FEDERAL EXPENDITURES 2021-22 2022-23
 FUND All Other \$0 \$638,000

FEDERAL EXPENDITURES \$0 \$638,000
 FUND TOTAL

IV-E Foster Care/Adoption Assistance 0137

Initiative: Provides funding for additional services under the homebuilders program in the Office of Child and Family Services.

GENERAL FUND 2021-22 2022-23
 All Other \$0 \$1,000,000

GENERAL FUND TOTAL \$0 \$1,000,000

Long Term Care - Office of Aging and Disability Services 0420

Initiative: Provides funding to reduce the waiting list for programs under the office of aging and disabilities services rule Chapter 5, Section 63, In-Home and Community Support Services for Elderly and Other Adults.

GENERAL FUND 2021-22 2022-23
 All Other \$0 \$6,146,316

GENERAL FUND TOTAL \$0 \$6,146,316

Long Term Care - Office of Aging and Disability Services 0420

Initiative: Establishes 2 Developmental Disabilities Resources Coordinator positions funded 50% General Fund in the Developmental Services - Community program and 50% Federal Expenditures Fund in the Office of MaineCare Services program and one Developmental Disabilities Resources Coordinator position funded 100% General Fund in the Long Term Care - Office of Aging and Disability Services program. This initiative also provides funding for related All Other costs.

GENERAL FUND 2021-22 2022-23
 POSITIONS - 0.000 1.000
 LEGISLATIVE COUNT
 Personal Services \$0 \$86,276
 All Other \$0 \$6,537

GENERAL FUND TOTAL \$0 \$92,813

Long Term Care - Office of Aging and Disability Services 0420

Initiative: Provides funding to reflect updated cost-of-living adjustments and to ensure labor components of rates equal at least 125% of the minimum wage for services under Public Law 2021, chapter 398, Part AAAA.

GENERAL FUND 2021-22 2022-23
 All Other \$1,367,871 \$4,416,518

GENERAL FUND TOTAL \$1,367,871 \$4,416,518

Low-cost Drugs To Maine's Elderly 0202

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

GENERAL FUND 2021-22 2022-23
 All Other \$0 \$3,994,560

GENERAL FUND TOTAL \$0 \$3,994,560

Low-cost Drugs To Maine's Elderly 0202

Initiative: Provides funding for Medicare Parts A, B and D premium rate increases.

GENERAL FUND 2021-22 2022-23
 All Other \$68,908 \$594,716

GENERAL FUND TOTAL \$68,908 \$594,716

Maine Center for Disease Control and Prevention 0143

Initiative: Continues and makes permanent one Public Service Manager II position previously continued by Financial Order CV0287 F2 funded 60% General Fund and 40% Federal Expenditures Fund in the Maine Center for Disease Control and Prevention program to serve as the associate director of the office of health and population equity. This initiative also provides funding for related All Other costs.

GENERAL FUND 2021-22 2022-23
 POSITIONS - 0.000 1.000
 LEGISLATIVE COUNT
 Personal Services \$0 \$89,690
 All Other \$0 \$3,922

GENERAL FUND TOTAL \$0 \$93,612

FEDERAL EXPENDITURES 2021-22 2022-23
 FUND Personal Services \$0 \$59,792
 All Other \$0 \$4,785

FEDERAL EXPENDITURES \$0 \$64,577
 FUND TOTAL

Maine Center for Disease Control and Prevention 0143

Initiative: Provides one-time funding to support the purchase of a more effective and reliable child lead case management system for the lead poisoning prevention

program. The current system is outdated and not designed to handle the current case load size.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$200,000
GENERAL FUND TOTAL	\$0	\$200,000

Maine Center for Disease Control and Prevention 0143

Initiative: Provides one-time funding in the Maine Center for Disease Control and Prevention program, General Fund to relocate the Health and Environmental Testing Laboratory, in its entirety, from 221 State Street, Augusta to the east state office complex campus, Greenlaw building in Augusta.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$845,000
GENERAL FUND TOTAL	\$0	\$845,000

Maine Center for Disease Control and Prevention 0143

Initiative: Provides one-time funding to purchase perfluoroalkyl and polyfluoroalkyl substances, or PFAS, testing equipment for the Health and Environmental Testing Laboratory.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$4,000
Capital Expenditures	\$0	\$1,000,000
GENERAL FUND TOTAL	\$0	\$1,004,000

Maine Center for Disease Control and Prevention 0143

Initiative: Establishes 2 Chemist II positions and one Chemist I position and provides funding for perfluoroalkyl and polyfluoroalkyl substances, or PFAS, testing capacity in the Health and Environmental Testing Laboratory. This initiative also provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	3.000
Personal Services	\$0	\$277,761
All Other	\$0	\$322,611
GENERAL FUND TOTAL	\$0	\$600,372

Maine Center for Disease Control and Prevention 0143

Initiative: Provides allocation to align with available grant resources.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$58,778,742
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$58,778,742

FEDERAL EXPENDITURES FUND - ARP	2021-22	2022-23
All Other	\$0	\$14,013,455

FEDERAL EXPENDITURES FUND - ARP TOTAL	\$0	\$14,013,455
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Maine Center for Disease Control and Prevention 0143

Initiative: Provides funding to provide preventive oral health services through the Maine Center for Disease Control and Prevention to all schools in the State by January 1, 2025.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$191,474
GENERAL FUND TOTAL	\$0	\$191,474

Maine Center for Disease Control and Prevention 0143

Initiative: Provides funding for one Health Program Manager position to be the Oral Health Coordinator within the Maine Center for Disease Control and Prevention, rural health and primary care division, to lead the center's public health functions related to oral health.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$95,470
All Other	\$0	\$6,398

GENERAL FUND TOTAL	\$0	\$101,868
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Maternal and Child Health 0191

Initiative: Provides allocation to align with available grant resources.

FEDERAL BLOCK GRANT FUND	2021-22	2022-23
All Other	\$0	\$705,164

FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$705,164
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Medicaid Services - Developmental Services Z210

Initiative: Provides funding to replenish 50 reserve slots for individuals who have been determined Priority 1 waiver program candidates under the MaineCare Benefits Manual, Chapter II, Section 21, Home and Community Benefits for Members with Intellectual Disabilities or Autism Spectrum Disorder.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$305,666

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$305,666
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Medicaid Services - Developmental Services Z210

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
All Other	\$0	(\$175,535,445)
GENERAL FUND TOTAL	\$0	(\$175,535,445)

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	(\$3,102,786)

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$3,102,786)
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Medicaid Services - Developmental Services Z210

Initiative: Adjusts funding as a result of the decrease in the Federal Medical Assistance Percentage for federal fiscal year 2023.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$503,453
GENERAL FUND TOTAL	\$0	\$503,453

Medicaid Services - Developmental Services Z210

Initiative: Provides funding to reflect updated cost-of-living adjustments and to ensure labor components of rates equal at least 125% of the minimum wage for services under Public Law 2021, chapter 398, Part AAAA.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$1,229,993	\$2,355,713

OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,229,993	\$2,355,713
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Medicaid Services - Developmental Services Z210

Initiative: Provides funding due to an increase in inflation rates for MaineCare services required to provide a cost-of-living adjustment.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$911,015
GENERAL FUND TOTAL	\$0	\$911,015

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$319,424

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$319,424
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Medicaid Services - Developmental Services Z210

Initiative: Adjusts funding for the 6.2% increase in the Federal Medical Assistance Percentage rate.

GENERAL FUND	2021-22	2022-23
All Other	(\$4,434,184)	\$0
GENERAL FUND TOTAL	(\$4,434,184)	\$0

Medicaid Services - Developmental Services Z210

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the December 1, 2021 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	\$550,792	\$1,371,901
GENERAL FUND TOTAL	\$550,792	\$1,371,901

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$3,479,724)	(\$3,558,588)

OTHER SPECIAL REVENUE FUNDS TOTAL	(\$3,479,724)	(\$3,558,588)
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Medicaid Services - Developmental Services Z210

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the March 1, 2022 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	\$175,869	\$0
GENERAL FUND TOTAL	\$175,869	\$0

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$79,433)	\$0

OTHER SPECIAL REVENUE FUNDS TOTAL	(\$79,433)	\$0
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Medicaid Waiver for Brain Injury Residential /Community Serv Z218

Initiative: Provides one-time funding for increased Non-Emergency Transportation, or NET, broker rates.

GENERAL FUND	2021-22	2022-23
All Other	\$3,810	\$4,658
GENERAL FUND TOTAL	\$3,810	\$4,658

Medicaid Waiver for Brain Injury Residential /Community Serv Z218

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$7,352,600
GENERAL FUND TOTAL	\$0	\$7,352,600

Medicaid Waiver for Brain Injury Residential /Community Serv Z218

Initiative: Adjusts funding as a result of the decrease in the Federal Medical Assistance Percentage for federal fiscal year 2023.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$108,247

GENERAL FUND TOTAL \$0 \$108,247

Medicaid Waiver for Brain Injury Residential /Community Serv Z218

Initiative: Provides funding to reflect updated cost-of-living adjustments and to ensure labor components of rates equal at least 125% of the minimum wage for services under Public Law 2021, chapter 398, Part AAAA.

GENERAL FUND 2021-22 2022-23
All Other \$251,748 \$820,119

GENERAL FUND TOTAL \$251,748 \$820,119

Medicaid Waiver for Brain Injury Residential /Community Serv Z218

Initiative: Adjusts funding for the 6.2% increase in the Federal Medical Assistance Percentage rate.

GENERAL FUND 2021-22 2022-23
All Other (\$950,388) \$0

GENERAL FUND TOTAL (\$950,388) \$0

Medicaid Waiver for Other Related Conditions Z217

Initiative: Provides one-time funding for increased Non-Emergency Transportation, or NET, broker rates.

GENERAL FUND 2021-22 2022-23
All Other \$717 \$877

GENERAL FUND TOTAL \$717 \$877

Medicaid Waiver for Other Related Conditions Z217

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

GENERAL FUND 2021-22 2022-23
All Other \$0 \$3,455,078

GENERAL FUND TOTAL \$0 \$3,455,078

Medicaid Waiver for Other Related Conditions Z217

Initiative: Adjusts funding as a result of the decrease in the Federal Medical Assistance Percentage for federal fiscal year 2023.

GENERAL FUND 2021-22 2022-23
All Other \$0 \$51,525

GENERAL FUND TOTAL \$0 \$51,525

Medicaid Waiver for Other Related Conditions Z217

Initiative: Provides funding to reflect updated cost-of-living adjustments and to ensure labor components of rates equal at least 125% of the minimum wage for services under Public Law 2021, chapter 398, Part AAAA.

GENERAL FUND 2021-22 2022-23
All Other \$35,576 \$173,608

GENERAL FUND TOTAL \$35,576 \$173,608

Medicaid Waiver for Other Related Conditions Z217

Initiative: Adjusts funding for the 6.2% increase in the Federal Medical Assistance Percentage rate.

GENERAL FUND 2021-22 2022-23
All Other (\$450,668) \$0

GENERAL FUND TOTAL (\$450,668) \$0

Medical Care - Payments to Providers 0147

Initiative: Provides funding to replenish 50 reserve slots for individuals who have been determined Priority 1 waiver program candidates under the MaineCare Benefits Manual, Chapter II, Section 21, Home and Community Benefits for Members with Intellectual Disabilities or Autism Spectrum Disorder.

FEDERAL EXPENDITURES 2021-22 2022-23
FUND \$0 \$3,226,643
All Other \$0 \$3,226,643

FEDERAL EXPENDITURES \$0 \$3,226,643
FUND TOTAL

Medical Care - Payments to Providers 0147

Initiative: Provides one-time funding for increased Non-Emergency Transportation, or NET, broker rates.

GENERAL FUND 2021-22 2022-23
All Other \$270,190 \$325,188

GENERAL FUND TOTAL \$270,190 \$325,188

FEDERAL EXPENDITURES 2021-22 2022-23
FUND \$1,092,614 \$1,008,684
All Other \$1,092,614 \$1,008,684

FEDERAL EXPENDITURES \$1,092,614 \$1,008,684
FUND TOTAL

FEDERAL BLOCK GRANT FUND

All Other 2021-22 2022-23
\$5,694 \$5,359

FEDERAL BLOCK GRANT \$5,694 \$5,359
FUND TOTAL

Medical Care - Payments to Providers 0147

Initiative: Provides funding to implement new rates based on the fiscal year 2023 rate study for inpatient psychiatric services.

GENERAL FUND 2021-22 2022-23
All Other \$0 \$1,706,281

GENERAL FUND TOTAL \$0 \$1,706,281

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$4,316,064
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$4,316,064

Medical Care - Payments to Providers 0147

Initiative: Provides funding for the removal of member copays for federally qualified health center and rural health clinic services.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$25,399
GENERAL FUND TOTAL	\$0	\$25,399

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$61,492
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$61,492

Medical Care - Payments to Providers 0147

Initiative: Provides one-time funding for COVID-19 supplemental payments to hospitals.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$6,791,950
GENERAL FUND TOTAL	\$0	\$6,791,950

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$18,208,050
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$18,208,050

Medical Care - Payments to Providers 0147

Initiative: Reduces funding one time to reflect different planned effective dates and approved effective dates in Resolve 2021, chapters 111, 112 and 118.

GENERAL FUND	2021-22	2022-23
All Other	(\$638,966)	(\$615,752)
GENERAL FUND TOTAL	(\$638,966)	(\$615,752)

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	(\$1,182,186)	(\$1,082,915)
FEDERAL EXPENDITURES FUND TOTAL	(\$1,182,186)	(\$1,082,915)

Medical Care - Payments to Providers 0147

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
All Other	\$0	(\$48,201,624)

GENERAL FUND TOTAL	\$0	(\$48,201,624)
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OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	(\$4,296,854)

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$4,296,854)
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Medical Care - Payments to Providers 0147

Initiative: Provides one-time funding for add-on payments to account for recent increased staffing costs, including costs associated with COVID-19, for nursing facilities and residential care facilities.

GENERAL FUND	2021-22	2022-23
All Other	\$458,272	\$0
GENERAL FUND TOTAL	\$458,272	\$0

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$1,382,006	\$0

FEDERAL EXPENDITURES FUND TOTAL	\$1,382,006	\$0
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OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$128,392	\$0

OTHER SPECIAL REVENUE FUNDS TOTAL	\$128,392	\$0
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Medical Care - Payments to Providers 0147

Initiative: Provides funding to increase rates for psychiatric residential treatment facility services.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$332,373
GENERAL FUND TOTAL	\$0	\$332,373

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$611,530

FEDERAL EXPENDITURES FUND TOTAL	\$0	\$611,530
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Medical Care - Payments to Providers 0147

Initiative: Provides one-time funding for COVID-19 supplemental payments to long-term care providers.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,879,395
GENERAL FUND TOTAL	\$0	\$1,879,395

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$3,940,800

FEDERAL EXPENDITURES	\$0	\$3,940,800
FUND TOTAL		

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$337,305

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$337,305
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Medical Care - Payments to Providers 0147

Initiative: Adjusts funding as a result of the decrease in the Federal Medical Assistance Percentage for federal fiscal year 2023.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$9,379,212
GENERAL FUND TOTAL	\$0	\$9,379,212

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	(\$14,660,972)

FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$14,660,972)
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FUND FOR A HEALTHY MAINE	2021-22	2022-23
All Other	\$0	\$454,408

FUND FOR A HEALTHY MAINE TOTAL	\$0	\$454,408
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FEDERAL BLOCK GRANT FUND	2021-22	2022-23
All Other	\$0	(\$5,457)

FEDERAL BLOCK GRANT FUND TOTAL	\$0	(\$5,457)
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Medical Care - Payments to Providers 0147

Initiative: Provides funding to reflect updated cost-of-living adjustments and to ensure labor components of rates equal at least 125% of the minimum wage for services under Public Law 2021, chapter 398, Part AAAA.

GENERAL FUND	2021-22	2022-23
All Other	\$1,908,367	\$5,068,776

GENERAL FUND TOTAL	\$1,908,367	\$5,068,776
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FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$16,102,490	\$37,243,880

FEDERAL EXPENDITURES FUND TOTAL	\$16,102,490	\$37,243,880
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Medical Care - Payments to Providers 0147

Initiative: Provides funding due to an increase in inflation rates for MaineCare services required to provide a cost-of-living adjustment.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$694,094

GENERAL FUND TOTAL	\$0	\$694,094
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FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$6,597,652

FEDERAL EXPENDITURES FUND TOTAL	\$0	\$6,597,652
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FEDERAL BLOCK GRANT FUND	2021-22	2022-23
All Other	\$0	\$258,151

FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$258,151
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Medical Care - Payments to Providers 0147

Initiative: Establishes allocation in Other Special Revenue Funds in the Medical Care - Payments to Providers program and the Office of MaineCare Services program for savings accrued due to an increase in the Federal Medical Assistance Percentage per the federal American Rescue Plan Act of 2021, Public Law 117-2, Section 9817. Funding will be used to support services outlined in the State's Section 9817 spending plan and narrative.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$500	\$500

OTHER SPECIAL REVENUE FUNDS TOTAL	\$500	\$500
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Medical Care - Payments to Providers 0147

Initiative: Provides funding for Medicare Parts A, B and D premium rate increases.

GENERAL FUND	2021-22	2022-23
All Other	\$5,378,855	\$27,835,773

GENERAL FUND TOTAL	\$5,378,855	\$27,835,773
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FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$8,017,527	\$17,400,172

FEDERAL EXPENDITURES FUND TOTAL	\$8,017,527	\$17,400,172
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Medical Care - Payments to Providers 0147

Initiative: Adjusts funding for the 6.2% increase in the Federal Medical Assistance Percentage rate.

GENERAL FUND	2021-22	2022-23
All Other	(\$76,243,872)	\$0

GENERAL FUND TOTAL	(\$76,243,872)	\$0
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FEDERAL EXPENDITURES FUND	2021-22	2022-23
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All Other	\$120,265,496	\$0
FEDERAL EXPENDITURES FUND TOTAL	\$120,265,496	\$0
FUND FOR A HEALTHY MAINE	2021-22	2022-23
All Other	(\$3,986,788)	\$0
FUND FOR A HEALTHY MAINE TOTAL	(\$3,986,788)	\$0
FEDERAL BLOCK GRANT FUND	2021-22	2022-23
All Other	(\$1,051,634)	\$0
FEDERAL BLOCK GRANT FUND TOTAL	(\$1,051,634)	\$0

Medical Care - Payments to Providers 0147

Initiative: Provides one-time funding for a high MaineCare utilization add-on payment to private non-medical institutions that care for residents who are older or disabled, or PNMI-Cs.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$2,427,500
GENERAL FUND TOTAL	\$0	\$2,427,500
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$319,149
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$319,149

Medical Care - Payments to Providers 0147

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the December 1, 2021 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	\$648,688	\$494,752
GENERAL FUND TOTAL	\$648,688	\$494,752
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$648,688)	(\$494,752)
OTHER SPECIAL REVENUE FUNDS TOTAL	(\$648,688)	(\$494,752)

Medical Care - Payments to Providers 0147

Initiative: Provides one-time funding for COVID-19 supplemental payments to assist children's residential care facilities providing services under the MaineCare Benefits Manual, Chapter III, Section 97, Appendix D, which will be distributed in up to 2 different payments depending on the status of the necessary federal approvals.

GENERAL FUND	2021-22	2022-23
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All Other	\$2,800,000	\$0
GENERAL FUND TOTAL	\$2,800,000	\$0
FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$5,823,693	\$0
FEDERAL EXPENDITURES FUND TOTAL	\$5,823,693	\$0
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$547,886	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$547,886	\$0

Medical Care - Payments to Providers 0147

Initiative: Provides funding for services as outlined in Part JJJ of this Act.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$4,652,540
GENERAL FUND TOTAL	\$0	\$4,652,540
FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$10,411,790
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$10,411,790
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$401,495
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$401,495

Medical Care - Payments to Providers 0147

Initiative: Provides appropriations and allocations due to adjustment of the eligibility requirements and elimination of premiums in the Children's Health Insurance Program.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,072,864
GENERAL FUND TOTAL	\$0	\$3,072,864
FEDERAL BLOCK GRANT FUND	2021-22	2022-23
All Other	\$0	\$8,883,806
FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$8,883,806

Mental Health Services - Child Medicaid Z207

Initiative: Adjusts funding as a result of the decrease in the Federal Medical Assistance Percentage for federal fiscal year 2023.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$573,923
GENERAL FUND TOTAL	\$0	\$573,923

Mental Health Services - Child Medicaid Z207

Initiative: Provides funding due to an increase in inflation rates for MaineCare services required to provide a cost-of-living adjustment.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$115,743
GENERAL FUND TOTAL	\$0	\$115,743

Mental Health Services - Child Medicaid Z207

Initiative: Adjusts funding for the 6.2% increase in the Federal Medical Assistance Percentage rate.

GENERAL FUND	2021-22	2022-23
All Other	(\$5,036,925)	\$0
GENERAL FUND TOTAL	(\$5,036,925)	\$0

Mental Health Services - Child Medicaid Z207

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the December 1, 2021 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	\$116,833	\$83,763
GENERAL FUND TOTAL	\$116,833	\$83,763

Mental Health Services - Children Z206

Initiative: Provides allocation to align with available grant resources.

FEDERAL BLOCK GRANT FUND	2021-22	2022-23
All Other	\$0	\$5,500,000
FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$5,500,000

FEDERAL BLOCK GRANT FUND - ARP	2021-22	2022-23
All Other	\$0	\$2,388,417
FEDERAL BLOCK GRANT FUND - ARP TOTAL	\$0	\$2,388,417

FEDERAL BLOCK GRANT FUND - ARP	2021-22	2022-23
All Other	\$0	\$2,388,417
FEDERAL BLOCK GRANT FUND - ARP TOTAL	\$0	\$2,388,417

Mental Health Services - Children Z206

Initiative: Continues 2 limited-period Social Services Supervisor positions previously established by Financial Order 001721 F2 and 3 limited-period Social Services Supervisor positions, one limited-period Social Services Manager I position, one limited-period Data and Research Coordinator position, one limited-period Clinical Social Worker position, one limited-period Social Services Program Specialist I position and one limited-period Social Services Program Specialist II position previously continued by Financial Order 001680 F2 through August 30, 2024. These positions are

funded 100% Federal Expenditures Fund in the Mental Health Services - Children program. This initiative also provides funding for related All Other costs.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	\$1,066,122
All Other	\$0	\$121,413
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$1,187,535

Mental Health Services - Children Z206

Initiative: Provides funding for homeless youth services in the Mental Health Services - Children program and the Homeless Youth Program.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,512,937
GENERAL FUND TOTAL	\$0	\$1,512,937

Mental Health Services - Community Z198

Initiative: Provides funding for services performed by the Office of the Attorney General.

GENERAL FUND	2021-22	2022-23
All Other	\$285,961	\$298,139
GENERAL FUND TOTAL	\$285,961	\$298,139

Mental Health Services - Community Z198

Initiative: Provides allocation to align with available grant resources.

FEDERAL BLOCK GRANT FUND	2021-22	2022-23
All Other	\$0	\$6,372,874
FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$6,372,874

FEDERAL BLOCK GRANT FUND - ARP	2021-22	2022-23
All Other	\$0	\$3,138,475
FEDERAL BLOCK GRANT FUND - ARP TOTAL	\$0	\$3,138,475

FEDERAL BLOCK GRANT FUND - ARP	2021-22	2022-23
All Other	\$0	\$3,138,475
FEDERAL BLOCK GRANT FUND - ARP TOTAL	\$0	\$3,138,475

Mental Health Services - Community Z198

Initiative: Provides funding to reimburse the Office of the Attorney General for one full-time Assistant Attorney General position dedicated to the Department of Health and Human Services.

GENERAL FUND	2021-22	2022-23
All Other	\$2,940	\$10,596
GENERAL FUND TOTAL	\$2,940	\$10,596

Mental Health Services - Community Z198

Initiative: Provides funding to achieve parity with MaineCare cost-of-living adjustments for certain community behavioral health related services.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$280,145
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$280,145</u>

Mental Health Services - Community Z198

Initiative: Provides funding to achieve parity with MaineCare medication management rates increased in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
All Other	\$208,541	\$278,055
GENERAL FUND TOTAL	<u>\$208,541</u>	<u>\$278,055</u>

Mental Health Services - Community Z198

Initiative: Provides funding for private nonmedical institution, or PNMI, rental subsidy contracts.

GENERAL FUND	2021-22	2022-23
All Other	\$744,293	\$744,293
GENERAL FUND TOTAL	<u>\$744,293</u>	<u>\$744,293</u>

Mental Health Services - Community Z198

Initiative: Provides one-time funding for COVID-19 payments for home and community treatment, or HCT, under the MaineCare Benefits Manual, Chapter III, Section 65 of \$3,550,000; assertive community treatment, or ACT, under Section 17 of \$3,550,000; outpatient therapy for children and adults under Section 65 of \$3,000,000; targeted case management, or TCM, under Section 13 of \$2,000,000; and administrative costs of \$100,000. The payment method will be based on documented need, and outcomes reporting is required. These funds are nonlapsing for the purposes specified.

GENERAL FUND	2021-22	2022-23
All Other	\$12,200,000	\$0
GENERAL FUND TOTAL	<u>\$12,200,000</u>	<u>\$0</u>

Mental Health Services - Community Medicaid Z201

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$38,525,138
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$38,525,138</u>

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$6,939,786

OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$6,939,786</u>
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Mental Health Services - Community Medicaid Z201

Initiative: Adjusts funding as a result of the decrease in the Federal Medical Assistance Percentage for federal fiscal year 2023.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$719,082
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$719,082</u>

Mental Health Services - Community Medicaid Z201

Initiative: Provides funding due to an increase in inflation rates for MaineCare services required to provide a cost-of-living adjustment.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,358,587
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$1,358,587</u>

Mental Health Services - Community Medicaid Z201

Initiative: Adjusts funding for the 6.2% increase in the Federal Medical Assistance Percentage rate.

GENERAL FUND	2021-22	2022-23
All Other	(\$6,136,203)	\$0
GENERAL FUND TOTAL	<u>(\$6,136,203)</u>	<u>\$0</u>

Mental Health Services - Community Medicaid Z201

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the December 1, 2021 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	(\$918,512)	(\$972,409)
GENERAL FUND TOTAL	<u>(\$918,512)</u>	<u>(\$972,409)</u>

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$918,512	\$972,409

OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$918,512</u>	<u>\$972,409</u>
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Mental Health Services - Community Medicaid Z201

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the March 1, 2022 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	\$1,094,859	\$0
GENERAL FUND TOTAL	<u>\$1,094,859</u>	<u>\$0</u>

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$1,094,859)	\$0

OTHER SPECIAL REVENUE	(\$1,094,859)	\$0
FUNDS TOTAL		

Nursing Facilities 0148

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
All Other	\$0	(\$17,383,689)
GENERAL FUND TOTAL	\$0	(\$17,383,689)

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	(\$2,027,000)

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$2,027,000)
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Nursing Facilities 0148

Initiative: Provides one-time funding for add-on payments to account for recent increased staffing costs, including costs associated with COVID-19, for nursing facilities and residential care facilities.

GENERAL FUND	2021-22	2022-23
All Other	\$1,304,852	\$0
GENERAL FUND TOTAL	\$1,304,852	\$0

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$3,848,766	\$0

FEDERAL EXPENDITURES FUND TOTAL	\$3,848,766	\$0
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OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$328,954	\$0

OTHER SPECIAL REVENUE FUNDS TOTAL	\$328,954	\$0
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Nursing Facilities 0148

Initiative: Provides one-time funding for COVID-19 supplemental payments to long-term care providers.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$5,652,750
GENERAL FUND TOTAL	\$0	\$5,652,750

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$12,059,200

FEDERAL EXPENDITURES FUND TOTAL	\$0	\$12,059,200
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OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
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All Other	\$0	\$1,130,550
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OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$1,130,550
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Nursing Facilities 0148

Initiative: Adjusts funding as a result of the decrease in the Federal Medical Assistance Percentage for federal fiscal year 2023.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$2,542,740
GENERAL FUND TOTAL	\$0	\$2,542,740

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	(\$2,542,740)

FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$2,542,740)
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Nursing Facilities 0148

Initiative: Adjusts funding for the 6.2% increase in the Federal Medical Assistance Percentage rate.

GENERAL FUND	2021-22	2022-23
All Other	(\$22,239,361)	\$0
GENERAL FUND TOTAL	(\$22,239,361)	\$0

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$22,239,361	\$0

FEDERAL EXPENDITURES FUND TOTAL	\$22,239,361	\$0
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Nursing Facilities 0148

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the December 1, 2021 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	(\$512,375)	(\$1,418,907)
GENERAL FUND TOTAL	(\$512,375)	(\$1,418,907)

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$512,375	\$1,418,907

OTHER SPECIAL REVENUE FUNDS TOTAL	\$512,375	\$1,418,907
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Nursing Facilities 0148

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the March 1, 2022 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	\$2,000,000	\$0
GENERAL FUND TOTAL	\$2,000,000	\$0

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$2,000,000)	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>(\$2,000,000)</u>	<u>\$0</u>

Office for Family Independence Z020

Initiative: Provides one-time appropriations and allocations for required technology changes.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$17,310
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$17,310</u>

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$53,735
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$53,735</u>

Office for Family Independence - District 0453

Initiative: Provides funding for services performed by the Office of the Attorney General.

GENERAL FUND	2021-22	2022-23
All Other	\$101,253	\$105,565
GENERAL FUND TOTAL	<u>\$101,253</u>	<u>\$105,565</u>

Office for Family Independence - District 0453

Initiative: Establishes 14 limited-period Eligibility Specialist positions and one limited-period Family Independence Unit Supervisor position, funded 37.9% General Fund and 62.1% Other Special Revenue Funds within the Office for Family Independence - District program, until June 15, 2024 and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$437,835
All Other	\$0	\$37,163
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$474,998</u>

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$717,442
All Other	\$0	\$87,955
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$805,397</u>

Office of Aging and Disability Services Adult Protective Services Z040

Initiative: Provides funding for services performed by the Office of the Attorney General.

GENERAL FUND	2021-22	2022-23
All Other	\$10,131	\$10,562
GENERAL FUND TOTAL	<u>\$10,131</u>	<u>\$10,562</u>

Office of Aging and Disability Services Central Office 0140

Initiative: Provides allocation to align with available grant resources.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$2,058,998
FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$2,058,998</u>

FEDERAL EXPENDITURES FUND - ARP	2021-22	2022-23
All Other	\$0	\$2,782,751
FEDERAL EXPENDITURES FUND - ARP TOTAL	<u>\$0</u>	<u>\$2,782,751</u>

Office of Aging and Disability Services Central Office 0140

Initiative: Transfers and reallocates one Social Services Program Manager position from 50% General Fund and 50% Federal Expenditures Fund in the Office of MaineCare Services program to 100% General Fund in the Office of Aging and Disability Services Central Office program to align the funding with the work being performed. This initiative also adjusts funding for related All Other costs.

GENERAL FUND POSITIONS - LEGISLATIVE COUNCIL	2021-22	2022-23
Personal Services	0.000	1.000
All Other	\$0	\$112,356
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$118,893</u>

Office of Aging and Disability Services Central Office 0140

Initiative: Provides funding for the approved reorganization of one Social Services Program Manager position to a Public Service Manager II position to align with the work being performed by the position and the requirements of the office.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$27,179
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$27,179</u>

Office of Child and Family Services - Central 0307

Initiative: Establishes 5 Secretary Associate Legal positions funded 72% General Fund and 28% Other Special Revenue Funds in the Office of Child and Family Services - Central program due to increased legal casework. This initiative also provides funding for related All Other costs.

GENERAL FUND POSITIONS - LEGISLATIVE COUNCIL	2021-22	2022-23
Personal Services	0.000	5.000
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$279,880</u>

All Other	\$0	\$23,533
GENERAL FUND TOTAL	\$0	\$303,413

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$108,840
All Other	\$0	\$14,996
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$123,836

Office of Child and Family Services - Central 0307

Initiative: Provides funding for additional services under the parents as teachers program operated through the home visiting program in the Office of Child and Family Services.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,000,000
GENERAL FUND TOTAL	\$0	\$1,000,000

Office of Child and Family Services - Central 0307

Initiative: Provides funding to increase the contract for kinship navigators.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$420,000
GENERAL FUND TOTAL	\$0	\$420,000

Office of Child and Family Services - Central 0307

Initiative: Provides funding for temporary assistance to families through the Child Protective Services Contingency Fund.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$200,000
GENERAL FUND TOTAL	\$0	\$200,000

Office of Child and Family Services - District 0452

Initiative: Establishes 16 Child Protective Services Caseworker positions, 3 Child Protective Services Caseworker Supervisor positions and one Public Service Manager II position, funded 79% General Fund and 21% Other Special Revenue Funds in the Office of Child and Family Services District - program. Also provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	20.000
Personal Services	\$0	\$1,607,164
All Other	\$0	\$103,285
GENERAL FUND TOTAL	\$0	\$1,710,449

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$427,239
All Other	\$0	\$49,977

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$477,216
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Office of Child and Family Services - District 0452

Initiative: Continues and makes permanent 2 Social Services Program Specialist II positions previously established by Financial Order 001878 F2 funded 79% General Fund and 21% Other Special Revenue Funds in the Office of Child and Family Services - District program. This initiative also provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	2.000
Personal Services	\$0	\$151,106
All Other	\$0	\$10,328
GENERAL FUND TOTAL	\$0	\$161,434

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$40,166
All Other	\$0	\$4,238

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$44,404
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Office of MaineCare Services 0129

Initiative: Transfers and reallocates one Social Services Program Manager position from 50% General Fund and 50% Federal Expenditures Fund in the Office of MaineCare Services program to 100% General Fund in the Office of Aging and Disability Services Central Office program to align the funding with the work being performed. This initiative also adjusts funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	(\$56,176)
All Other	\$0	(\$3,269)
GENERAL FUND TOTAL	\$0	(\$59,445)

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$56,180)
All Other	\$0	(\$5,336)

FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$61,516)
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Office of MaineCare Services 0129

Initiative: Establishes 2 Developmental Disabilities Resources Coordinator positions funded 50% General Fund in the Developmental Services - Community program and 50% Federal Expenditures Fund in the Office of MaineCare Services program and one Developmental Disabilities Resources Coordinator position funded 100% General Fund in the Long Term Care - Office of

Aging and Disability Services program. This initiative also provides funding for related All Other costs.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	\$86,268
All Other	\$0	\$9,764
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$96,032

Office of MaineCare Services 0129

Initiative: Provides funding for the approved reclassification of 2 Mental Health & Developmental Disabilities Caseworker positions to Human Services Caseworker positions, retroactive to September 2020.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$7,052	\$4,106
All Other	\$245	\$143
FEDERAL EXPENDITURES FUND TOTAL	\$7,297	\$4,249

Office of MaineCare Services 0129

Initiative: Transfers 2 Public Service Coordinator I positions, one Public Service Manager I position and one Management Analyst II position from 50% General Fund and 50% Other Special Revenue Funds in the Department of Health and Human Services Central Operations program to 50% General Fund and 50% Federal Expenditures Fund in the Office of MaineCare Services program. Also adjusts funding for related All Other costs.

GENERAL FUND POSITIONS - LEGISLATIVE COUNT	2021-22	2022-23
	0.000	4.000
Personal Services	\$0	\$233,936
All Other	\$0	\$13,074
GENERAL FUND TOTAL	\$0	\$247,010

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	\$233,917
All Other	\$0	\$21,662
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$255,579

Office of MaineCare Services 0129

Initiative: Establishes 2 Comprehensive Health Planner I positions, one Medical Care Coordinator position and one Management Analyst II position funded 50% General Fund and 50% Federal Expenditures Fund in the Office of MaineCare Services program and provides funding for related All Other costs. This initiative also transfers All Other to Personal Services to cover a portion of these positions, which were previously procured through a staff augmentation contract.

GENERAL FUND	2021-22	2022-23
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Personal Services	\$0	\$170,737
All Other	\$0	(\$123,183)
GENERAL FUND TOTAL	\$0	\$47,554

FEDERAL EXPENDITURES FUND POSITIONS - LEGISLATIVE COUNT	2021-22	2022-23
	0.000	4.000
Personal Services	\$0	\$170,776
All Other	\$0	(\$119,868)
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$50,908

Office of MaineCare Services 0129

Initiative: Provides funding in the Office of MaineCare Services program due to increases in costs for financial, accounting and human resources management services provided by the Department of Administrative and Financial Services.

GENERAL FUND All Other	2021-22	2022-23
	\$0	\$108,029
GENERAL FUND TOTAL	\$0	\$108,029

FEDERAL EXPENDITURES FUND All Other	2021-22	2022-23
	\$0	\$111,785
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$111,785

Office of MaineCare Services 0129

Initiative: Establishes allocation in Other Special Revenue Funds in the Medical Care - Payments to Providers program and the Office of MaineCare Services program for savings accrued due to an increase in the Federal Medical Assistance Percentage per the federal American Rescue Plan Act of 2021, Public Law 117-2, Section 9817. Funding will be used to support services outlined in the State's Section 9817 spending plan and narrative.

OTHER SPECIAL REVENUE FUNDS All Other	2021-22	2022-23
	\$500	\$500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$500	\$500

Office of MaineCare Services 0129

Initiative: Provides appropriations and allocations for the Department of Health and Human Services to contract for outreach activities.

GENERAL FUND All Other	2021-22	2022-23
	\$0	\$42,082
GENERAL FUND TOTAL	\$0	\$42,082

FEDERAL BLOCK GRANT FUND	2021-22	2022-23
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All Other	\$0	\$124,910
FEDERAL BLOCK GRANT	\$0	\$124,910
FUND TOTAL		

Office of MaineCare Services 0129

Initiative: Provides one-time appropriations and allocations for required technology changes.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$124,369
GENERAL FUND TOTAL	\$0	\$124,369

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$386,079
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$386,079

Office of Substance Abuse & Mental Health Srv-Medicaid Seed Z202

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$5,681,926
GENERAL FUND TOTAL	\$0	\$5,681,926

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$516,854
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$516,854

Office of Substance Abuse & Mental Health Srv-Medicaid Seed Z202

Initiative: Adjusts funding as a result of the decrease in the Federal Medical Assistance Percentage for federal fiscal year 2023.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$216,382
GENERAL FUND TOTAL	\$0	\$216,382

FUND FOR A HEALTHY MAINE	2021-22	2022-23
All Other	\$0	\$19,122
FUND FOR A HEALTHY MAINE TOTAL	\$0	\$19,122

Office of Substance Abuse & Mental Health Srv-Medicaid Seed Z202

Initiative: Adjusts funding for the 6.2% increase in the Federal Medical Assistance Percentage rate.

GENERAL FUND	2021-22	2022-23
All Other	(\$1,354,426)	\$0

GENERAL FUND TOTAL	(\$1,354,426)	\$0
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FUND FOR A HEALTHY MAINE	2021-22	2022-23
All Other	(\$167,767)	\$0

FUND FOR A HEALTHY MAINE TOTAL	(\$167,767)	\$0
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Office of Substance Abuse & Mental Health Srv-Medicaid Seed Z202

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the December 1, 2021 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	\$305,984	\$0
GENERAL FUND TOTAL	\$305,984	\$0

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$305,984)	\$0

OTHER SPECIAL REVENUE FUNDS TOTAL	(\$305,984)	\$0
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Office of Substance Abuse & Mental Health Srv-Medicaid Seed Z202

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the March 1, 2022 Revenue Forecasting Committee projections.

GENERAL FUND	2021-22	2022-23
All Other	\$48,347	\$0
GENERAL FUND TOTAL	\$48,347	\$0

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$48,347)	\$0

OTHER SPECIAL REVENUE FUNDS TOTAL	(\$48,347)	\$0
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Office of Substance Abuse and Mental Health Services Z199

Initiative: Provides allocation to align with available grant resources.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$4,040,153
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$4,040,153

FEDERAL BLOCK GRANT FUND	2021-22	2022-23
All Other	\$0	\$18,280,972
FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$18,280,972

FEDERAL BLOCK GRANT FUND - ARP	2021-22	2022-23
All Other	\$0	\$5,640,385

FEDERAL BLOCK GRANT FUND - ARP TOTAL	\$0	\$5,640,385
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Office of Substance Abuse and Mental Health Services Z199

Initiative: Provides funding for the continuation of the Overdose Prevention Through Intensive Outreach, Naloxone and Safety, or OPTIONS, liaisons in all of Maine's counties.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$805,673

GENERAL FUND TOTAL	\$0	\$805,673
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Office of Substance Abuse and Mental Health Services Z199

Initiative: Provides funding to achieve parity with MaineCare medication management rates increased in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
All Other	\$421,019	\$561,359

GENERAL FUND TOTAL	\$421,019	\$561,359
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Opioid Use Disorder Prevention and Treatment Fund Z289

Initiative: Provides allocation in the Opioid Use Disorder Prevention and Treatment Fund program to align with available resources.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$2,491,675

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$2,491,675
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PNMI Room and Board Z009

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$17,383,689

GENERAL FUND TOTAL	\$0	\$17,383,689
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PNMI Room and Board Z009

Initiative: Provides one-time funding for add-on payments to account for recent increased staffing costs, including costs associated with COVID-19, for nursing facilities and residential care facilities.

GENERAL FUND	2021-22	2022-23
All Other	\$171,189	\$0

GENERAL FUND TOTAL	\$171,189	\$0
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PNMI Room and Board Z009

Initiative: Provides one-time funding for a high MaineCare utilization add-on payment to private non-medical institutions that care for residents who are older or disabled, or PNMI-Cs.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$2,572,500

GENERAL FUND TOTAL	\$0	\$2,572,500
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Residential Treatment Facilities Assessment Z197

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$1,865,000

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$1,865,000
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Residential Treatment Facilities Assessment Z197

Initiative: Adjusts funding in various MaineCare accounts to reflect impacts from the December 1, 2021 Revenue Forecasting Committee projections.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$306,662	\$306,662

OTHER SPECIAL REVENUE FUNDS TOTAL	\$306,662	\$306,662
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Riverview Psychiatric Center Z219

Initiative: Provides funding for technology and services provided by the Department of Administrative and Financial Services, Office of Information Technology.

GENERAL FUND	2021-22	2022-23
All Other	\$28,334	\$28,334

GENERAL FUND TOTAL	\$28,334	\$28,334
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Riverview Psychiatric Center Z219

Initiative: Provides funding for contracted nursing positions at the Riverview Psychiatric Center.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,038,960

GENERAL FUND TOTAL	\$0	\$1,038,960
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Riverview Psychiatric Center Z219

Initiative: Provides funding for the purchase of a patient monitoring system.

GENERAL FUND	2021-22	2022-23
All Other	\$105,392	\$74,380

GENERAL FUND TOTAL	\$105,392	\$74,380
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Riverview Psychiatric Center Z219

Initiative: Provides one-time funding for a hospital-wide upgrade of the wireless access point technology at the Riverview Psychiatric Center.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$133,770
GENERAL FUND TOTAL	\$0	\$133,770

Riverview Psychiatric Center Z219

Initiative: Establishes 2 Psychiatric Nurse Practitioner positions funded 36.53% General Fund in the Disproportionate Share - Riverview Psychiatric Center program and 63.47% Other Special Revenue Funds in the Riverview Psychiatric Center program to improve the recruitment and retention of qualified health care professionals and avoid higher locum tenens contracts. This initiative also provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	2.000
Personal Services	\$0	\$298,878
All Other	\$0	\$18,619
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$317,497

Riverview Psychiatric Center Z219

Initiative: Adjusts funding for positions in the Riverview Psychiatric Center and the Dorothea Dix Psychiatric Center as a result of the decrease in the Federal Medical Assistance Percentage. The blended rate is 63.47% Federal Expenditures Fund and 36.53% General Fund in state fiscal year 2023.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	(\$181,837)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$181,837)

Riverview Psychiatric Center Z219

Initiative: Eliminates one vacant part-time Physician Assistant position.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(0.500)
Personal Services	\$0	(\$30,198)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$30,198)

State-funded Foster Care/Adoption Assistance 0139

Initiative: Provides one-time funding for child welfare cycle payments.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,973,250

GENERAL FUND TOTAL	\$0	\$3,973,250
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State-funded Foster Care/Adoption Assistance 0139

Initiative: Provides funding for the implementation of family visit coaching.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$2,000,000

GENERAL FUND TOTAL	\$0	\$2,000,000
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Traumatic Brain Injury Seed Z214

Initiative: Reverses the consolidation of MaineCare-related programs and accounts contained in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$122,581

GENERAL FUND TOTAL	\$0	\$122,581
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Traumatic Brain Injury Seed Z214

Initiative: Adjusts funding as a result of the decrease in the Federal Medical Assistance Percentage for federal fiscal year 2023.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,805

GENERAL FUND TOTAL	\$0	\$1,805
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Traumatic Brain Injury Seed Z214

Initiative: Adjusts funding for the 6.2% increase in the Federal Medical Assistance Percentage rate.

GENERAL FUND	2021-22	2022-23
All Other	(\$15,833)	\$0

GENERAL FUND TOTAL	(\$15,833)	\$0
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HEALTH AND HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

	2021-22	2022-23
GENERAL FUND	(\$96,983,005)	\$162,144,657
FEDERAL EXPENDITURES FUND	\$177,605,649	\$164,501,405
FUND FOR A HEALTHY MAINE	(\$4,154,555)	\$473,530
OTHER SPECIAL REVENUE FUNDS	(\$3,231,919)	\$8,499,411
FEDERAL BLOCK GRANT FUND	(\$1,045,940)	\$44,946,876
FEDERAL EXPENDITURES FUND - ARP STATE FISCAL RECOVERY	\$0	\$0
FEDERAL EXPENDITURES FUND - ARP	\$0	\$16,796,206
FEDERAL BLOCK GRANT FUND - ARP	\$0	\$52,471,957

DEPARTMENT TOTAL - \$72,190,230 \$449,834,042
ALL FUNDS

Sec. A-18. Appropriations and allocations. The following appropriations and allocations are made.

HOUSING AUTHORITY, MAINE STATE

Emergency Housing Relief Fund Program Z340

Initiative: Provides one-time funding for the emergency housing relief fund within the Maine State Housing Authority.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$22,000,000
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$22,000,000</u>

Housing Authority - State 0442

Initiative: Allocates funds to reflect increased revenue projections per the December 2021 report of the Revenue Forecasting Committee.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$9,759,154	\$10,281,551
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$9,759,154</u>	<u>\$10,281,551</u>

Housing Authority - State 0442

Initiative: Adjusts funding to align with revenue projections from the March 1, 2022 revenue forecast.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$2,572,944	\$2,945,047
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$2,572,944</u>	<u>\$2,945,047</u>

HOUSING AUTHORITY, MAINE STATE DEPARTMENT TOTALS

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
	\$12,332,098	\$35,226,598

DEPARTMENT TOTAL - \$12,332,098 \$35,226,598
ALL FUNDS

Sec. A-19. Appropriations and allocations. The following appropriations and allocations are made.

HUMAN RIGHTS COMMISSION, MAINE

Human Rights Commission - Regulation 0150

Initiative: Provides one-time funding for the retroactive payments related to the range change of 6 Maine Human Rights Investigator positions approved in Public Law 2021, chapter 398.

GENERAL FUND	2021-22	2022-23
Personal Services	\$21,458	\$0
GENERAL FUND TOTAL	<u>\$21,458</u>	<u>\$0</u>

Sec. A-20. Appropriations and allocations. The following appropriations and allocations are made.

HUMANITIES COUNCIL, MAINE

Humanities Council 0942

Initiative: Provides funding for grants to Maine non-profits to support cultural and historical projects throughout the State.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$110,000
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$110,000</u>

Sec. A-21. Appropriations and allocations. The following appropriations and allocations are made.

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

ATV Safety and Educational Program 0559

Initiative: Increases allocation to align with revenue changes approved by the Revenue Forecasting Committee in March 2022 for fiscal years ending June 30, 2022 and June 30, 2023.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$2,561	\$6,713
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$2,561</u>	<u>\$6,713</u>

Endangered Nongame Operations 0536

Initiative: Provides funding for the approved reorganization of one Cartographer position to one IF&W Resource Biologist position and provides funding for related All Other costs.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	\$19,859
All Other	\$0	\$598
FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$20,457</u>

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$9,027
All Other	\$0	\$272

OTHER SPECIAL REVENUE	\$0	\$9,299
FUNDS TOTAL		

Enforcement Operations - Inland Fisheries and Wildlife 0537

Initiative: Establishes one Game Warden Investigator position in the Enforcement Operations - Inland Fisheries and Wildlife program for the Maine Warden Service.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$109,436

GENERAL FUND TOTAL	\$0	\$109,436
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Fisheries and Hatcheries Operations 0535

Initiative: Establishes one IF&W Senior Resource Biologist position in the Bureau of Resource Management funded in the Fisheries and Hatcheries Operations program, 70% Other Special Revenue Funds and in the Resource Management Services - Inland Fisheries and Wildlife program, 30% General Fund to manage invasive fish and wildlife threats and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$64,420
All Other	\$0	\$1,838

OTHER SPECIAL REVENUE	\$0	\$66,258
FUNDS TOTAL		

Fisheries and Hatcheries Operations 0535

Initiative: Establishes one IF&W Senior Resource Biologist position and provides funding for All Other to conduct testing for perfluoroalkyl and polyfluoroalkyl substances, or PFAS.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
All Other	\$0	\$101,500

GENERAL FUND TOTAL	\$0	\$101,500
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Fisheries and Hatcheries Operations 0535

Initiative: Reallocates the cost of 2 IF&W Resource Supervisor positions from 50% General Fund and 50% Federal Expenditures Fund within the Fisheries and Hatcheries Operations program to 67% General Fund and 33% Federal Expenditures Fund within the same program and 2 IF&W Resource Supervisor positions from 70% Federal Expenditures Fund and 30% General Fund within the Resource Management Services - Inland Fisheries and Wildlife program to 55% Federal Expenditures Fund and 45% General Fund within the same

program and reduces funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$10,625	\$42,776

GENERAL FUND TOTAL	\$10,625	\$42,776
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FEDERAL EXPENDITURES FUND

Personal Services	(\$10,625)	(\$42,776)
All Other	(\$326)	(\$1,302)

FEDERAL EXPENDITURES	(\$10,951)	(\$44,078)
FUND TOTAL		

Landowner Relations Fund Z140

Initiative: Establishes 3 intermittent Deputy Game Warden positions in the Maine Warden Service and reduces All Other to fund the positions.

GENERAL FUND	2021-22	2022-23
POSITIONS - FTE COUNT	0.000	1.500
Personal Services	\$0	\$98,838
All Other	\$0	(\$98,838)

GENERAL FUND TOTAL	\$0	\$0
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Landowner Relations Fund Z140

Initiative: Provides funding for increasing the weeks of one Recreational Safety Coordinator position from 26 weeks to 52 weeks and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$168	\$684
All Other	\$0	\$14

OTHER SPECIAL REVENUE	\$168	\$698
FUNDS TOTAL		

Landowner Relations Fund Z140

Initiative: Eliminates 2 intermittent Recreational Safety Coordinator positions and establishes one Office Associate II position 72% in the Resource Management Services - Inland Fisheries and Wildlife program, Federal Expenditures Fund, 26% in the Public Information and Education, Division of program, General Fund and 2% in the Landowner Relations Fund program, Other Special Revenue Funds and provides funding for related All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$491
All Other	\$0	\$15

OTHER SPECIAL REVENUE	\$0	\$506
FUNDS TOTAL		

Office of the Commissioner - Inland Fisheries and Wildlife 0529

Initiative: Provides funding for the increased cost of centralized financial and human resources services provided by the Department of Administrative and Financial Services.

GENERAL FUND	2021-22	2022-23
All Other	\$23,922	\$23,516
GENERAL FUND TOTAL	\$23,922	\$23,516

Office of the Commissioner - Inland Fisheries and Wildlife 0529

Initiative: Provides one-time funding for the consolidation of the department by relocating to a larger building in Augusta, upgrading the wireless technology and installing secure badge-access technology.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$202,999
GENERAL FUND TOTAL	\$0	\$202,999

Office of the Commissioner - Inland Fisheries and Wildlife 0529

Initiative: Provides funding for increased legal services provided by the Office of the Attorney General.

GENERAL FUND	2021-22	2022-23
All Other	\$32,710	\$34,269
GENERAL FUND TOTAL	\$32,710	\$34,269

Public Information and Education, Division of 0729

Initiative: Reallocates 5 Recreational Safety Coordinator positions from 72% Federal Expenditures Fund and 26% General Fund within the Resource Management Services - Inland Fisheries and Wildlife program and 2% in the Landowner Relations Fund program, Other Special Revenue Funds to 72% in the Resource Management Services - Inland Fisheries and Wildlife program, Federal Expenditures Fund, 26% in the Public Information and Education, Division of program, General Fund and 2% in the Landowner Relations Fund program, Other Special Revenue Funds.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$26,456
GENERAL FUND TOTAL	\$0	\$26,456

Public Information and Education, Division of 0729

Initiative: Provides funding for the approved reclassification of one Public Relations Specialist position to one Marketing Specialist position and transfers and reallocates the cost from 40% General Fund and 60% Federal Expenditures Fund within the Resource Management Services - Inland Fisheries and Wildlife program to 40% in the Public Information and Education, Division of program, General Fund and 60% in the Resource Management Services - Inland Fisheries and Wildlife program, Federal Expenditures Fund retroactive to May 2021 and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$8,320	\$34,227
GENERAL FUND TOTAL	\$8,320	\$34,227

Public Information and Education, Division of 0729

Initiative: Eliminates 2 intermittent Recreational Safety Coordinator positions and establishes one Office Associate II position 72% in the Resource Management Services - Inland Fisheries and Wildlife program, Federal Expenditures Fund, 26% in the Public Information and Education, Division of program, General Fund and 2% in the Landowner Relations Fund program, Other Special Revenue Funds and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$18,488
GENERAL FUND TOTAL	\$0	\$18,488

Resource Management Services - Inland Fisheries and Wildlife 0534

Initiative: Provides funding for increasing the weeks of one Recreational Safety Coordinator position from 26 weeks to 52 weeks and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$2,192	\$8,935
GENERAL FUND TOTAL	\$2,192	\$8,935

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
POSITIONS - FTE COUNT	(0.500)	(0.500)
Personal Services	\$6,072	\$24,740
All Other	\$183	\$745
FEDERAL EXPENDITURES FUND TOTAL	\$6,255	\$25,485

Resource Management Services - Inland Fisheries and Wildlife 0534

Initiative: Reallocates 5 Recreational Safety Coordinator positions from 72% Federal Expenditures Fund and 26% General Fund within the Resource Management Services - Inland Fisheries and Wildlife program and 2% in the Landowner Relations Fund program, Other Special Revenue Funds to 72% in the Resource Management Services - Inland Fisheries and Wildlife program, Federal Expenditures Fund, 26% in the Public Information and Education, Division of program, General Fund and 2% in the Landowner Relations Fund program, Other Special Revenue Funds.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	(\$26,456)

GENERAL FUND TOTAL \$0 (\$26,456)

Resource Management Services - Inland Fisheries and Wildlife 0534

Initiative: Provides funding for the approved reclassification of one Public Relations Specialist position to one Marketing Specialist position and transfers and reallocates the cost from 40% General Fund and 60% Federal Expenditures Fund within the Resource Management Services - Inland Fisheries and Wildlife program to 40% in the Public Information and Education, Division of program, General Fund and 60% in the Resource Management Services - Inland Fisheries and Wildlife program, Federal Expenditures Fund retroactive to May 2021 and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	(1,000)	(1,000)
Personal Services	(\$7,897)	(\$32,936)
GENERAL FUND TOTAL	(\$7,897)	(\$32,936)

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$634	\$1,934
All Other	\$14	\$59
FEDERAL EXPENDITURES FUND TOTAL	\$648	\$1,993

Resource Management Services - Inland Fisheries and Wildlife 0534

Initiative: Provides funding for the approved reorganization of one Cartographer position to one IF&W Resource Biologist position and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$3,611
GENERAL FUND TOTAL	\$0	\$3,611

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	\$3,611
All Other	\$0	\$109
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$3,720

Resource Management Services - Inland Fisheries and Wildlife 0534

Initiative: Establishes one IF&W Senior Resource Biologist position in the Bureau of Resource Management funded in the Fisheries and Hatcheries Operations program, 70% Other Special Revenue Funds and in the Resource Management Services - Inland Fisheries and

Wildlife program, 30% General Fund to manage invasive fish and wildlife threats and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$27,605
GENERAL FUND TOTAL	\$0	\$27,605

Resource Management Services - Inland Fisheries and Wildlife 0534

Initiative: Establishes one IF&W Senior Resource Biologist position in the Bureau of Resource Management funded in the Resource Management Services - Inland Fisheries and Wildlife program 70% Federal Expenditures Fund and 30% General Fund to serve as the department's climate change coordinator and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$27,605
GENERAL FUND TOTAL	\$0	\$27,605

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$64,420
All Other	\$0	\$1,838
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$66,258

Resource Management Services - Inland Fisheries and Wildlife 0534

Initiative: Eliminates 2 intermittent Recreational Safety Coordinator positions and establishes one Office Associate II position 72% in the Resource Management Services - Inland Fisheries and Wildlife program, Federal Expenditures Fund, 26% in the Public Information and Education, Division of program, General Fund and 2% in the Landowner Relations Fund program, Other Special Revenue Funds and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	(\$12,075)
GENERAL FUND TOTAL	\$0	(\$12,075)

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
POSITIONS - FTE COUNT	0.000	(1.000)
Personal Services	\$0	\$17,756
All Other	\$0	\$533
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$18,289

Resource Management Services - Inland Fisheries and Wildlife 0534

Initiative: Establishes one IF&W Senior Resource Biologist position and provides funding for All Other to conduct testing for perfluoroalkyl and polyfluoroalkyl substances, or PFAS.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUN		
Personal Services	\$0	\$104,065
All Other	\$0	\$533,900
GENERAL FUND TOTAL	\$0	\$637,965

Resource Management Services - Inland Fisheries and Wildlife 0534

Initiative: Reallocates the cost of 2 IF&W Resource Supervisor positions from 50% General Fund and 50% Federal Expenditures Fund within the Fisheries and Hatcheries Operations program to 67% General Fund and 33% Federal Expenditures Fund within the same program and 2 IF&W Resource Supervisor positions from 70% Federal Expenditures Fund and 30% General Fund within the Resource Management Services - Inland Fisheries and Wildlife program to 55% Federal Expenditures Fund and 45% General Fund within the same program and reduces funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$9,910	\$39,998
GENERAL FUND TOTAL	\$9,910	\$39,998

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	(\$9,910)	(\$39,998)
All Other	(\$305)	(\$1,220)

FEDERAL EXPENDITURES FUND TOTAL	(\$10,215)	(\$41,218)
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Whitewater Rafting - Inland Fisheries and Wildlife 0539

Initiative: Eliminates one vacant intermittent Deputy Game Warden position.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - FTE COUNT	0.000	(0.308)
Personal Services	\$0	(\$19,845)

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$19,845)
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INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

DEPARTMENT TOTALS

GENERAL FUND	\$79,782	\$1,267,919
FEDERAL EXPENDITURES FUND	(\$14,263)	\$50,906
OTHER SPECIAL REVENUE FUNDS	\$2,729	\$63,629

DEPARTMENT TOTAL - ALL FUNDS	\$68,248	\$1,382,454
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Sec. A-22. Appropriations and allocations. The following appropriations and allocations are made.

JUDICIAL DEPARTMENT

Courts - Supreme, Superior and District 0063

Initiative: Continues 2 Assistant Clerk positions previously established by Financial Order JJ2200 F2 to support the additional work created with the implementation of new processes and technologies introduced during the COVID-19 pandemic. These positions end on June 8, 2025.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$157,426
GENERAL FUND TOTAL	\$0	\$157,426

Courts - Supreme, Superior and District 0063

Initiative: Continues 2 Law Clerk positions previously established by Financial Order JJ2200 F2 to support the in-depth review of debt buyer actions as required in the Maine Revised Statutes, Title 32, section 11019 and to support the backlog of cases resulting from the COVID-19 pandemic. These positions end on June 8, 2025.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$198,738
GENERAL FUND TOTAL	\$0	\$198,738

Courts - Supreme, Superior and District 0063

Initiative: Establishes 3 Assistant Clerk positions to docket, process, file and manage matters before the court in support of the Maine courts throughout the State.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	3.000
LEGISLATIVE COUN		
Personal Services	\$0	\$236,139
GENERAL FUND TOTAL	\$0	\$236,139

Courts - Supreme, Superior and District 0063

Initiative: Provides funding for an increase in temporary staffing contracts for marshal services.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$50,000
GENERAL FUND TOTAL	\$0	\$50,000

Courts - Supreme, Superior and District 0063

Initiative: Provides funding for an increase in lease costs at multiple court locations across the State.

GENERAL FUND	2021-22	2022-23
All Other	\$325,000	\$325,000

GENERAL FUND TOTAL	\$325,000	\$325,000
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Courts - Supreme, Superior and District 0063

Initiative: Transfers 3 Assistant Clerk positions from Other Special Revenue Funds to the General Fund within the same program.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	3.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$236,139
GENERAL FUND TOTAL	\$0	\$236,139

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS -	0.000	(3.000)
LEGISLATIVE COUNT		
Personal Services	\$0	(\$236,139)

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$236,139)
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Courts - Supreme, Superior and District 0063

Initiative: Establishes one Human Resources Generalist position.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$105,179
GENERAL FUND TOTAL	\$0	\$105,179

Courts - Supreme, Superior and District 0063

Initiative: Establishes one Court Management Analyst position funded 75% General Fund and 25% Federal Expenditures Fund within the same program.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$83,599
GENERAL FUND TOTAL	\$0	\$83,599

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Personal Services	\$0	\$27,865
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$27,865

Courts - Supreme, Superior and District 0063

Initiative: Provides funding for STA-CAP costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$80,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$80,000

Courts - Supreme, Superior and District 0063

Initiative: Reallocates one Manager of Court Alternative Dispute Resolution position from 100% Other Special Revenue Funds to 65% Other Special Revenue Funds and 35% General Fund within the same program; one Civil Process and Foreclosure Diversion Program Manager position from 100% Other Special Revenue Funds to 65% Other Special Revenue Funds and 35% General Fund within the same program; and one Administrative/Data Assistant position from 100% Other Special Revenue Funds to 55% Other Special Revenue Funds and 45% General Fund within the same program; and transfers All Other to Personal Services to fund the reallocations.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$145,209
All Other	\$0	(\$145,209)
GENERAL FUND TOTAL	\$0	\$0

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	(\$145,209)

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$145,209)
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Courts - Supreme, Superior and District 0063

Initiative: Adjusts funding for the approved reorganization of one Real Time Court Reporter position to a Courtroom Technology Assistant position and transfers Personal Services to All Other to fund contracted temporary staffing services.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	(\$50,519)
All Other	\$0	\$50,519
GENERAL FUND TOTAL	\$0	\$0

Courts - Supreme, Superior and District 0063

Initiative: Continues 10 intermittent project Referee positions, effective April 1, 2022 through June 17, 2023, previously established by Financial Order JJ2201 F2 to address the backlog caused by the COVID-19 pandemic of nonjury, family and civil cases by providing a decision on referred cases and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$203,754
All Other	\$238,200	\$601,036
GENERAL FUND TOTAL	\$238,200	\$804,790

Courts - Supreme, Superior and District 0063

Initiative: Provides funding for the approved reorganization of one Administrative/Data Assistant position to a Court Management Analyst position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$7,162

GENERAL FUND TOTAL	\$0	\$7,162
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$8,757
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$8,757

Courts - Supreme, Superior and District 0063

Initiative: Establishes 8 Court Attendant positions to work as jury officers and control room technical assistants in a nonsworn capacity supporting the office of judicial marshals.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	8.000
Personal Services	\$0	\$602,072
GENERAL FUND TOTAL	\$0	\$602,072

Courts - Supreme, Superior and District 0063

Initiative: Provides funding for an increase in technology costs related to new operational requirements in response to the COVID-19 pandemic.

GENERAL FUND	2021-22	2022-23
All Other	\$153,000	\$145,000
GENERAL FUND TOTAL	\$153,000	\$145,000

Courts - Supreme, Superior and District 0063

Initiative: Establishes one IT Field Technician position and 4 Courtroom Technician positions to provide technical support in courtrooms and assist in updating courtroom technology throughout the State.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	5.000
Personal Services	\$0	\$495,606
GENERAL FUND TOTAL	\$0	\$495,606

Courts - Supreme, Superior and District 0063

Initiative: Provides ongoing funding for civil legal services for persons unable to afford a lawyer by providing additional funds available for distribution by the Civil Legal Services Fund Commission pursuant to the Maine Revised Statutes, Title 4, section 18-A, subsection 1.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,300,000
GENERAL FUND TOTAL	\$0	\$1,300,000

JUDICIAL DEPARTMENT DEPARTMENT TOTALS

	2021-22	2022-23
GENERAL FUND	\$716,200	\$4,746,850

FEDERAL EXPENDITURES FUND	\$0	\$27,865
OTHER SPECIAL REVENUE FUNDS	\$0	(\$292,591)

DEPARTMENT TOTAL - ALL FUNDS	\$716,200	\$4,482,124
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Sec. A-23. Appropriations and allocations. The following appropriations and allocations are made.

LABOR, DEPARTMENT OF

Blind and Visually Impaired - Division for the 0126

Initiative: Transfers and reallocates the cost of 5 Rehabilitation Counselor I positions from 40% Federal Expenditures Fund and 60% General Fund to 80% General Fund and 20% Federal Expenditures Fund within the same program. This initiative also provides funding in All Other for services for visually impaired clients.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	5.000	5.000
Personal Services	\$80,057	\$81,478
All Other	\$165,000	\$165,000
GENERAL FUND TOTAL	\$245,057	\$246,478

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	(5.000)	(5.000)
Personal Services	(\$80,057)	(\$81,478)
FEDERAL EXPENDITURES FUND TOTAL	(\$80,057)	(\$81,478)

Employment Security Services 0245

Initiative: Transfers and reallocates the cost of 43 various positions from 50% Other Special Revenue Funds and 50% Federal Expenditures Fund to 100% Federal Expenditures Fund within the same program. Position detail is on file with the Bureau of the Budget. This initiative also transfers and reallocates the cost of 3 Claims Adjudicator positions from 50% Other Special Revenue Funds and 50% Federal Expenditures Fund to 100% Other Special Revenue Funds within the same program.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	43.000	43.000
Personal Services	\$1,649,860	\$1,768,593
FEDERAL EXPENDITURES FUND TOTAL	\$1,649,860	\$1,768,593

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	(43.000)	(43.000)

Personal Services	(\$1,649,860)	(\$1,768,593)
OTHER SPECIAL REVENUE	(\$1,649,860)	(\$1,768,593)
FUNDS TOTAL		

Employment Services Activity 0852

Initiative: Eliminates 3 CareerCenter Consultant positions.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(3.000)
Personal Services	\$0	(\$234,424)
FEDERAL EXPENDITURES FUND TOTAL	\$0	(\$234,424)

COMPETITIVE SKILLS SCHOLARSHIP FUND	2021-22	2022-23
Personal Services	\$0	(\$8,084)
COMPETITIVE SKILLS SCHOLARSHIP FUND TOTAL	\$0	(\$8,084)

Racial, Indigenous and Maine Tribal Populations Z287

Initiative: Adjusts funding to support the work of the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations between the Department of Labor, Racial, Indigenous and Maine Tribal Populations program and the Racial, Indigenous and Tribal Populations program in the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations.

GENERAL FUND	2021-22	2022-23
All Other	(\$125,000)	\$0
GENERAL FUND TOTAL	(\$125,000)	\$0

Regulation and Enforcement 0159

Initiative: Establishes one Occupational Safety Specialist position and provides funding for related All Other costs in order to increase the safety and health of Maine workplaces.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$89,424
All Other	\$0	\$3,969
GENERAL FUND TOTAL	\$0	\$93,393

LABOR, DEPARTMENT OF DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$120,057	\$339,871
FEDERAL EXPENDITURES FUND	\$1,569,803	\$1,452,691
OTHER SPECIAL REVENUE FUNDS	(\$1,649,860)	(\$1,768,593)

COMPETITIVE SKILLS SCHOLARSHIP FUND	\$0	(\$8,084)
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DEPARTMENT TOTAL - ALL FUNDS	\$40,000	\$15,885
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Sec. A-24. Appropriations and allocations. The following appropriations and allocations are made.

LEGISLATURE

Legislature 0081

Initiative: Establishes one Senior Legislative Analyst position and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$139,170
All Other	\$0	\$19,955
GENERAL FUND TOTAL	\$0	\$159,125

Study Commissions - Funding 0444

Initiative: Provides one-time funding to support the costs of contracting with an outside entity to conduct and complete an actuarial study as required for the Commission To Develop a Paid Family and Medical Leave Benefits Program by Resolve 2021, chapter 122.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$300,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$300,000

Study Commissions - Funding 0444

Initiative: Provides funding for reimbursement to Legislators appointed to the Advisory Committee on the Fund To Address PFAS Contamination

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$4,500
GENERAL FUND TOTAL	\$0	\$4,500

LEGISLATURE DEPARTMENT TOTALS	2021-22	2022-23
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GENERAL FUND	\$0	\$163,625
OTHER SPECIAL REVENUE FUNDS	\$0	\$300,000

DEPARTMENT TOTAL - ALL FUNDS	\$0	\$463,625
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Sec. A-25. Appropriations and allocations. The following appropriations and allocations are made.

LIBRARY, MAINE STATE

Imagination Library of Maine Program Z338

Initiative: Provides one-time funding for the Imagination Library of Maine.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$200,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$200,000

Maine State Library 0217

Initiative: Establishes one limited-period Librarian Specialized Services position to support statewide library systems and resource sharing and provides funding for related All Other costs. This position ends June 8, 2025.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$100,625
All Other	\$0	\$5,400
GENERAL FUND TOTAL	\$0	\$106,025

Maine State Library 0217

Initiative: Establishes one Director of Special Projects position to support growth in statewide library initiatives and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$111,993
All Other	\$0	\$5,400
GENERAL FUND TOTAL	\$0	\$117,393

Maine State Library 0217

Initiative: Provides funding to support the increased costs related to the statewide books and materials delivery service to 190 Maine libraries.

GENERAL FUND	2021-22	2022-23
All Other	\$8,148	\$20,616
GENERAL FUND TOTAL	\$8,148	\$20,616

Maine State Library 0217

Initiative: Provides funding to support the increased costs related to the statewide licensing of content provided in the Digital Maine Library.

GENERAL FUND	2021-22	2022-23
All Other	\$31,000	\$65,000
GENERAL FUND TOTAL	\$31,000	\$65,000

Maine State Library 0217

Initiative: Provides funding to support the purchase of needed electronic book and audio book content for the cloud library.

GENERAL FUND	2021-22	2022-23
All Other	\$10,000	\$10,000
GENERAL FUND TOTAL	\$10,000	\$10,000

LIBRARY, MAINE STATE DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$49,148	\$319,034
OTHER SPECIAL REVENUE FUNDS	\$0	\$200,000
DEPARTMENT TOTAL - ALL FUNDS	\$49,148	\$519,034

Sec. A-26. Appropriations and allocations. The following appropriations and allocations are made.

MARINE RESOURCES, DEPARTMENT OF

Bureau of Marine Science 0027

Initiative: Provides funding to support monitoring and assessment work for the State's coastal fisheries in collaboration with the University of Maine.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$250,000
GENERAL FUND TOTAL	\$0	\$250,000

Bureau of Marine Science 0027

Initiative: Restores funding for existing federal awards that was reduced in error in Public Law 2021, chapter 398.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$832,425	\$828,417
FEDERAL EXPENDITURES FUND TOTAL	\$832,425	\$828,417

Bureau of Marine Science 0027

Initiative: Continues and makes permanent one Marine Resource Scientist I position previously continued by Public Law 2021, chapter 29, Part D, section 1 to identify, document and test experimental lobster fishing gear modifications to reduce the risk of entanglement for endangered North Atlantic right whales.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0

Bureau of Marine Science 0027

Initiative: Provides funding for continued data collection and related services that support reporting on recreational fishing.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$183,533
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$183,533

Bureau of Marine Science 0027

Initiative: Transfers one Marine Resource Scientist IV position, one Marine Resource Scientist III position and one Marine Resource Scientist II position from the Bureau of Policy and Management program, General Fund to the Bureau of Marine Science program, General Fund.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	3.000
Personal Services	\$0	\$337,264
GENERAL FUND TOTAL	\$0	\$337,264

Bureau of Marine Science 0027

Initiative: Provides funding for the approved reclassification of one Marine Resource Scientist II position to a Marine Resource Scientist III position effective June 29, 2021. This initiative also provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
Personal Services	\$10,834	\$11,211
GENERAL FUND TOTAL	\$10,834	\$11,211

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$4,215	\$4,361
All Other	\$231	\$239
OTHER SPECIAL REVENUE FUNDS TOTAL	\$4,446	\$4,600

Bureau of Policy and Management 0258

Initiative: Provides funding for costs associated with installing radios in new vehicles.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$23,000
GENERAL FUND TOTAL	\$0	\$23,000

Bureau of Policy and Management 0258

Initiative: Provides funding for legal services provided by the Office of the Attorney General.

GENERAL FUND	2021-22	2022-23
All Other	\$58,878	\$61,685
GENERAL FUND TOTAL	\$58,878	\$61,685

Bureau of Policy and Management 0258

Initiative: Adjusts funding within the Bureau of Policy and Management program, Federal Expenditures Fund to align allocations with anticipated resources.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$991	\$1,181
FEDERAL EXPENDITURES FUND TOTAL	\$991	\$1,181

Bureau of Policy and Management 0258

Initiative: Provides funding for the increased cost of centralized financial and human resources services provided by the Department of Administrative and Financial Services.

GENERAL FUND	2021-22	2022-23
All Other	\$17,374	\$17,079
GENERAL FUND TOTAL	\$17,374	\$17,079

Bureau of Policy and Management 0258

Initiative: Transfers and reallocates one Resource Management Coordinator position from 100% Other Special Revenue Funds to 100% General Fund within the same program.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$101,183
GENERAL FUND TOTAL	\$0	\$101,183

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
Personal Services	\$0	(\$101,183)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$101,183)

Bureau of Policy and Management 0258

Initiative: Transfers one Marine Resource Scientist IV position, one Marine Resource Scientist III position and one Marine Resource Scientist II position from the Bureau of Policy and Management program, General Fund to the Bureau of Marine Science program, General Fund.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(3.000)
Personal Services	\$0	(\$337,264)
GENERAL FUND TOTAL	\$0	(\$337,264)

Bureau of Policy and Management 0258

Initiative: Provides one-time funding for increased legal fees to support litigation costs associated with the department's intervenor status in 2 active cases in defense of the State's lobster fishery.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$1,000,000	\$2,000,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,000,000	\$2,000,000

Bureau of Policy and Management 0258

Initiative: Eliminates one vacant Office Associate II position.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	(1.000)
LEGISLATIVE COUNT		
Personal Services	\$0	(\$36,285)
GENERAL FUND TOTAL	\$0	(\$36,285)

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	(\$36,285)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$36,285)

Bureau of Public Health Z154

Initiative: Establishes one Planning and Research Associate II position to support the aquaculture sector.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$89,228
GENERAL FUND TOTAL	\$0	\$89,228

Bureau of Public Health Z154

Initiative: Transfers and reallocates one Seafood Technologist position and one Office Specialist II position from 100% Other Special Revenue Funds to 100% General Fund within the same program.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	2.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$161,211
GENERAL FUND TOTAL	\$0	\$161,211

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS -	0.000	(2.000)
LEGISLATIVE COUNT		
Personal Services	\$0	(\$161,211)
All Other	\$0	(\$8,831)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$170,042)

Bureau of Public Health Z154

Initiative: Establishes one Marine Resource Scientist I position.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$92,762
GENERAL FUND TOTAL	\$0	\$92,762

Bureau of Public Health Z154

Initiative: Establishes one Marine Resource Scientist I position to support shellfish resource management.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$92,762
GENERAL FUND TOTAL	\$0	\$92,762

Bureau of Public Health Z154

Initiative: Establishes one Marine Resource Scientist IV position to supervise the Nearshore Marine Resources program. This program will lead climate change initiatives, comangement of shellfish with municipalities and management of subtidal shellfish resources.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$124,348
GENERAL FUND TOTAL	\$0	\$124,348

Bureau of Public Health Z154

Initiative: Provides funding for the approved reorganization of one Marine Resource Scientist I position to a Marine Resource Scientist III position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$15,212
GENERAL FUND TOTAL	\$0	\$15,212

Bureau of Public Health Z154

Initiative: Provides funding for the approved reclassification of one Laboratory Technician III position to a Microbiologist II position effective January 22, 2021.

GENERAL FUND	2021-22	2022-23
Personal Services	\$11,217	\$8,220
GENERAL FUND TOTAL	\$11,217	\$8,220

Bureau of Public Health Z154

Initiative: Provides funding for the approved reclassification of 2 Laboratory Technician III positions to Microbiologist II positions effective November 30, 2020.

GENERAL FUND	2021-22	2022-23
Personal Services	\$26,342	\$18,178
GENERAL FUND TOTAL	\$26,342	\$18,178

Marine Patrol - Bureau of 0029

Initiative: Continues and makes permanent one Public Service Manager I position previously continued by Public Law 2021, chapter 29, Part D, section 1 to enhance the oversight and administration of the Bureau of Marine Patrol's special services division.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS -	1.000	1.000
LEGISLATIVE COUNT		

OTHER SPECIAL REVENUE	\$0	\$0
FUNDS TOTAL		

Sea Run Fisheries and Habitat Z295

Initiative: Continues and makes permanent one Biologist II position previously continued by Public Law 2021, chapter 29, Part D, section 1 to implement scientific and restoration projects focused on the federal Bay of Fundy aquatic connectivity project.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	1.000	1.000

FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0
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Sea Run Fisheries and Habitat Z295

Initiative: Continues and makes permanent one Marine Resource Scientist II position previously continued by Public Law 2021, chapter 29, Part D, section 1 to implement scientific and restoration projects focused on native diadromous or sea-run fish species in the State.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	1.000	1.000

FEDERAL EXPENDITURES FUND TOTAL	\$0	\$0
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MARINE RESOURCES, DEPARTMENT OF DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$124,645	\$1,029,794
FEDERAL EXPENDITURES FUND	\$833,416	\$829,598
OTHER SPECIAL REVENUE FUNDS	\$1,004,446	\$1,880,623
DEPARTMENT TOTAL - ALL FUNDS	\$1,962,507	\$3,740,015

Sec. A-27. Appropriations and allocations. The following appropriations and allocations are made.

MARITIME ACADEMY, MAINE

Maine Maritime Academy Scholarship Fund - Casino Z167

Initiative: Adjusts funding for scholarships based on anticipated dedicated revenues from slot machine proceeds from the December 1, 2021 Revenue Forecasting Committee report.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$53,534	(\$11,634)

OTHER SPECIAL REVENUE	\$53,534	(\$11,634)
FUNDS TOTAL		

Maine Maritime Academy Scholarship Fund - Casino Z167

Initiative: Adjusts funding to align with revenue projections from the March 1, 2022 revenue forecast.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$11,742	\$8,713

OTHER SPECIAL REVENUE FUNDS TOTAL	\$11,742	\$8,713
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Maritime Academy - Operations 0035

Initiative: Provides one-time funding for repairs to Curtis Hall.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$6,800,000

GENERAL FUND TOTAL	\$0	\$6,800,000
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MARITIME ACADEMY, MAINE DEPARTMENT TOTALS

	2021-22	2022-23
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GENERAL FUND	\$0	\$6,800,000
OTHER SPECIAL REVENUE FUNDS	\$65,276	(\$2,921)

DEPARTMENT TOTAL - ALL FUNDS	\$65,276	\$6,797,079
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Sec. A-28. Appropriations and allocations. The following appropriations and allocations are made.

MUSEUM, MAINE STATE

Maine State Museum 0180

Initiative: Establishes one Museum Specialist III position to support essential curatorial work for the Maine State Museum's archaeological collections and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$102,927
All Other	\$0	\$3,220

GENERAL FUND TOTAL	\$0	\$106,147
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Sec. A-29. Appropriations and allocations. The following appropriations and allocations are made.

STATUS OF RACIAL, INDIGENOUS AND TRIBAL POPULATIONS, PERMANENT COMMISSION ON THE

Racial, Indigenous and Tribal Populations Z319

Initiative: Adjusts funding to support the work of the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations between the Department of Labor, Racial, Indigenous and Maine Tribal Populations program and the Racial, Indigenous and Tribal Populations program in the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations.

GENERAL FUND	2021-22	2022-23
All Other	\$125,000	\$0
GENERAL FUND TOTAL	\$125,000	\$0

Sec. A-30. Appropriations and allocations. The following appropriations and allocations are made.

PINE TREE LEGAL ASSISTANCE

Legal Assistance 0553

Initiative: Provides funding for stabilizing and expanding free legal aid services to veterans at the Togus VA Medical Center and other United States Department of Veterans Affairs health centers by specially trained staff attorneys at Pine Tree Legal Assistance.

GENERAL FUND	2021-22	2022-23
All Other	\$150,000	\$150,000
GENERAL FUND TOTAL	\$150,000	\$150,000

Sec. A-31. Appropriations and allocations. The following appropriations and allocations are made.

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF

Bureau of Consumer Credit Protection 0091

Initiative: Provides headcount for one Principal Consumer Credit Examiner position and adjusts funding between programs to correct an error in Public Law 2021, chapter 357.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	1.000	1.000
Personal Services	\$78,377	\$109,710
OTHER SPECIAL REVENUE FUNDS TOTAL	\$78,377	\$109,710

Dental Practice - Board of 0384

Initiative: Provides funding for the approved reorganization of one Consumer Assistant & Hearing Coordinator position to a Health Services Consultant position and related STA-CAP charges.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$5,307	\$11,035
All Other	\$167	\$347

OTHER SPECIAL REVENUE	\$5,474	\$11,382
FUNDS TOTAL		

Financial Institutions - Bureau of 0093

Initiative: Eliminates one vacant Secretary Associate position.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)

OTHER SPECIAL REVENUE	\$0	\$0
FUNDS TOTAL		

Insurance - Bureau of 0092

Initiative: Eliminates one vacant part-time Insurance Claims Examiner position.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(0.500)

OTHER SPECIAL REVENUE	\$0	\$0
FUNDS TOTAL		

Licensing and Enforcement 0352

Initiative: Provides headcount for one Principal Consumer Credit Examiner position and adjusts funding between programs to correct an error in Public Law 2021, chapter 357.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	(\$78,377)	(\$109,710)

OTHER SPECIAL REVENUE	(\$78,377)	(\$109,710)
FUNDS TOTAL		

Licensing and Enforcement 0352

Initiative: Provides funding for additional legal support from the Office of the Attorney General.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$38,946	\$142,348

OTHER SPECIAL REVENUE	\$38,946	\$142,348
FUNDS TOTAL		

Licensing and Enforcement 0352

Initiative: Eliminates one vacant Office Specialist I position and reduces the hours of one vacant Office Specialist II position to fund the reorganization of one Comprehensive Health Planner I position and one Regulatory Health Compliance Agent position from part-time to full-time.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	(\$26,804)	(\$467)

OTHER SPECIAL REVENUE FUNDS TOTAL	(\$26,804)	(\$467)
PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF		
DEPARTMENT TOTALS	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS	\$17,616	\$153,263
DEPARTMENT TOTAL - ALL FUNDS	\$17,616	\$153,263

Sec. A-32. Appropriations and allocations. The following appropriations and allocations are made.

PROPERTY TAX REVIEW, STATE BOARD OF Property Tax Review - State Board of 0357

Initiative: Establishes one limited-period Director of the Property Tax Review Board position and one limited-period Office Specialist I position through June 8, 2025 to support the work of the State Board of Property Tax Review.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$207,250
All Other	\$0	\$16,666
GENERAL FUND TOTAL	\$0	\$223,916

Sec. A-33. Appropriations and allocations. The following appropriations and allocations are made.

PUBLIC SAFETY, DEPARTMENT OF Gambling Control Board Z002

Initiative: Provides one-time funding for casino employees to submit their applications through the licensing database by providing access to the online licensing application.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$66,370	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$66,370	\$0

Gambling Control Board Z002

Initiative: Adjusts funding to align with revenue projections from the March 1, 2022 revenue forecast.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$766,321)	(\$1,294,719)
OTHER SPECIAL REVENUE FUNDS TOTAL	(\$766,321)	(\$1,294,719)

State Police 0291

Initiative: Establishes 2 Office Associate II positions funded 65% General Fund and 35% Highway Fund within the same program and provides funding for related All Other costs to implement use of body cameras by the State Police.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	2.000
Personal Services	\$0	\$95,644
All Other	\$0	\$624,074
GENERAL FUND TOTAL	\$0	\$719,718

State Police 0291

Initiative: Provides funding to increase the hours of one Forensic Chemist Technician position from 40 hours to 80 hours biweekly.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.500	0.500
Personal Services	\$3,996	\$16,692
GENERAL FUND TOTAL	\$3,996	\$16,692

State Police 0291

Initiative: Establishes one State Police Trooper position funded 65% General Fund and 35% Highway Fund within the same program to provide mandatory instruction at the Maine Criminal Justice Academy and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$98,183
All Other	\$0	\$38,800
GENERAL FUND TOTAL	\$0	\$136,983

State Police 0291

Initiative: Establishes 3 State Police Detective positions funded 65% General Fund and 35% Highway Fund within the same program and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	3.000
Personal Services	\$0	\$274,884
All Other	\$0	\$78,637
GENERAL FUND TOTAL	\$0	\$353,521

State Police 0291

Initiative: Establishes 5 Behavioral Health Program Coordinator positions funded 65% General Fund and 35% Highway Fund within the same program and provides funding for related All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	5.000

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Personal Services	\$0	\$320,760
All Other	\$0	\$13,927
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$334,687</u>

State Police 0291

Initiative: Provides funding for monthly charges for a new data server to support new evidence-tracking software.

GENERAL FUND	2021-22	2022-23
All Other	\$9,933	\$19,867
GENERAL FUND TOTAL	<u>\$9,933</u>	<u>\$19,867</u>

State Police 0291

Initiative: Provides funding for technology costs for the evidence-tracking software annual fees.

GENERAL FUND	2021-22	2022-23
All Other	\$7,150	\$7,150
GENERAL FUND TOTAL	<u>\$7,150</u>	<u>\$7,150</u>

State Police 0291

Initiative: Provides one-time funding to upgrade poly-graph equipment.

GENERAL FUND	2021-22	2022-23
All Other	\$13,000	\$0
GENERAL FUND TOTAL	<u>\$13,000</u>	<u>\$0</u>

State Police 0291

Initiative: Provides funding for increased technology costs for the Odyssey software system.

GENERAL FUND	2021-22	2022-23
All Other	\$20,150	\$20,150
GENERAL FUND TOTAL	<u>\$20,150</u>	<u>\$20,150</u>

State Police 0291

Initiative: Provides one-time funding for equipment for the Maine State Police Crime Laboratory.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
Capital Expenditures	\$17,000	\$0
FEDERAL EXPENDITURES FUND TOTAL	<u>\$17,000</u>	<u>\$0</u>

State Police 0291

Initiative: Provides funding for technology costs related to a server, licenses and yearly maintenance costs for the Maine State Police Crime Laboratory.

GENERAL FUND	2021-22	2022-23
All Other	\$18,002	\$18,002
GENERAL FUND TOTAL	<u>\$18,002</u>	<u>\$18,002</u>

PUBLIC SAFETY, DEPARTMENT OF

DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$72,231	\$1,626,770
FEDERAL EXPENDITURES FUND	\$17,000	\$0
OTHER SPECIAL REVENUE FUNDS	(\$699,951)	(\$1,294,719)
DEPARTMENT TOTAL - ALL FUNDS	<u>(\$610,720)</u>	<u>\$332,051</u>

Sec. A-34. Appropriations and allocations. The following appropriations and allocations are made.

SECRETARY OF STATE, DEPARTMENT OF Administration - Archives 0050

Initiative: Provides funding for technology cost increases.

GENERAL FUND	2021-22	2022-23
All Other	\$5,763	\$20,786
GENERAL FUND TOTAL	<u>\$5,763</u>	<u>\$20,786</u>

Administration - Archives 0050

Initiative: Provides funding to purchase software and maintenance for a digital preservation system.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$125,679
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$125,679</u>

Bureau of Administrative Services and Corporations 0692

Initiative: Provides funding for technology cost increases.

GENERAL FUND	2021-22	2022-23
All Other	\$52,774	\$59,267
GENERAL FUND TOTAL	<u>\$52,774</u>	<u>\$59,267</u>

Bureau of Administrative Services and Corporations 0692

Initiative: Provides funding for meter postage increases.

GENERAL FUND	2021-22	2022-23
All Other	\$8,545	\$12,805
GENERAL FUND TOTAL	<u>\$8,545</u>	<u>\$12,805</u>

Bureau of Administrative Services and Corporations 0692

Initiative: Provides funding for the approved reorganization of 3 Customer Representative Specialist - Elections positions to 3 Office Specialist I positions.

GENERAL FUND	2021-22	2022-23
Personal Services	\$2,288	\$8,073
GENERAL FUND TOTAL	<u>\$2,288</u>	<u>\$8,073</u>

Bureau of Administrative Services and Corporations 0692

Initiative: Provides funding for the approved reorganization of 9 Customer Representative Specialist - Corporate positions to 9 Office Specialist I positions.

GENERAL FUND	2021-22	2022-23
Personal Services	\$2,760	\$9,506
GENERAL FUND TOTAL	<u>\$2,760</u>	<u>\$9,506</u>

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$1,573	\$4,756
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$1,573</u>	<u>\$4,756</u>

Bureau of Administrative Services and Corporations 0692

Initiative: Provides funding for the approved reorganization of one Customer Representative Associate I position to an Office Specialist I position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$1,156	\$5,184
GENERAL FUND TOTAL	<u>\$1,156</u>	<u>\$5,184</u>

Bureau of Administrative Services and Corporations 0692

Initiative: Provides funding for the approved reorganization of one Public Service Manager I position to a Public Service Manager II position.

GENERAL FUND	2021-22	2022-23
Personal Services	\$2,182	\$13,315
GENERAL FUND TOTAL	<u>\$2,182</u>	<u>\$13,315</u>

Bureau of Administrative Services and Corporations 0692

Initiative: Provides funding for the approved reorganization of 2 Office Specialist II Supervisor positions to 2 Corporations and Elections Program Specialist positions.

GENERAL FUND	2021-22	2022-23
Personal Services	\$1,812	\$15,319
GENERAL FUND TOTAL	<u>\$1,812</u>	<u>\$15,319</u>

Bureau of Administrative Services and Corporations 0692

Initiative: Provides funding for one Auditor I position, one Auditor II position, one Training and Outreach Coordinator position, one Division Assistant position and one Division Director position and related costs to constitute the audit and training division within the Department of the Secretary of State.

GENERAL FUND	2021-22	2022-23
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POSITIONS - LEGISLATIVE COUNT	0.000	5.000
Personal Services	\$0	\$483,293
All Other	\$0	\$42,658
GENERAL FUND TOTAL	<u>\$0</u>	<u>\$525,951</u>

SECRETARY OF STATE, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	\$77,280	\$795,885
OTHER SPECIAL REVENUE FUNDS	\$1,573	\$4,756

DEPARTMENT TOTAL - ALL FUNDS	<u>\$78,853</u>	<u>\$800,641</u>
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Sec. A-35. Appropriations and allocations. The following appropriations and allocations are made.

TRANSPORTATION, DEPARTMENT OF Administration 0339

Initiative: Eliminates one vacant Procurement and Contracting Specialist position.

HIGHWAY FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	(1.000)
HIGHWAY FUND TOTAL	<u>\$0</u>	<u>\$0</u>

Sec. A-36. Appropriations and allocations. The following appropriations and allocations are made.

TREASURER OF STATE, OFFICE OF Administration - Treasury 0022

Initiative: Increases funding levels for the unclaimed property program by 5% based upon current expenditures.

ABANDONED PROPERTY FUND	2021-22	2022-23
All Other	\$16,273	\$16,273
ABANDONED PROPERTY FUND TOTAL	<u>\$16,273</u>	<u>\$16,273</u>

Administration - Treasury 0022

Initiative: Provides funding for the unclaimed property program's holder and constituent outreach.

ABANDONED PROPERTY FUND	2021-22	2022-23
All Other	\$0	\$50,000
ABANDONED PROPERTY FUND TOTAL	<u>\$0</u>	<u>\$50,000</u>

Administration - Treasury 0022

Initiative: Provides funding for Kelmar Fraud Index services for the unclaimed property program.

ABANDONED PROPERTY FUND	2021-22	2022-23
All Other	\$0	\$15,000
ABANDONED PROPERTY FUND TOTAL	\$0	\$15,000

Disproportionate Tax Burden Fund 0472

Initiative: Adjusts funding for municipal revenue sharing to bring allocations in line with projected available resources for fiscal years 2021-22 and 2022-23.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$6,551,010	\$4,900,275
OTHER SPECIAL REVENUE FUNDS TOTAL	\$6,551,010	\$4,900,275

State - Municipal Revenue Sharing 0020

Initiative: Adjusts funding for municipal revenue sharing to bring allocations in line with projected available resources for fiscal years 2021-22 and 2022-23.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$26,204,041	\$19,601,097
OTHER SPECIAL REVENUE FUNDS TOTAL	\$26,204,041	\$19,601,097

TREASURER OF STATE, OFFICE OF DEPARTMENT TOTALS

	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS	\$32,755,051	\$24,501,372
ABANDONED PROPERTY FUND	\$16,273	\$81,273
DEPARTMENT TOTAL - ALL FUNDS	\$32,771,324	\$24,582,645

Sec. A-37. Appropriations and allocations. The following appropriations and allocations are made.

UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE

Debt Service - University of Maine System 0902

Initiative: Provides funding for debt service payments on university revenue bonds for capital improvements.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$7,500,000
GENERAL FUND TOTAL	\$0	\$7,500,000

Educational and General Activities - UMS 0031

Initiative: Provides one-time funding to offset an in-state tuition increase in fiscal year 2022-23.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$7,935,354

GENERAL FUND TOTAL	\$0	\$7,935,354
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Maine Economic Improvement Fund 0986

Initiative: Provides funding to expand university research, development and commercialization activity and increase paid student research learning experiences and external investment.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$2,000,000
GENERAL FUND TOTAL	\$0	\$2,000,000

New Ventures Maine Z169

Initiative: Provides one-time funds 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.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$100,000
GENERAL FUND TOTAL	\$0	\$100,000

Tick Laboratory and Pest Management Fund Z290

Initiative: Deallocates funds due to the repeal of the pesticide container fee.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$102,485)	(\$102,485)
OTHER SPECIAL REVENUE FUNDS TOTAL	(\$102,485)	(\$102,485)

Tick Laboratory and Pest Management Fund Z290

Initiative: Provides ongoing funding for additional operational costs associated with arthropod management research, education and outreach within the University of Maine Cooperative Extension Diagnostic and Research Laboratory.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$250,000
GENERAL FUND TOTAL	\$0	\$250,000

UM Cooperative Extension - Pesticide Education Z059

Initiative: Deallocates funds due to the repeal of the pesticide container fee.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$81,500)	(\$81,500)
OTHER SPECIAL REVENUE FUNDS TOTAL	(\$81,500)	(\$81,500)

University of Maine Scholarship Fund Z011

Initiative: Adjusts funding for scholarships based on anticipated dedicated revenues from slot machine proceeds from the December 1, 2021 Revenue Forecasting Committee report.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$1,206,567	(\$269,397)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,206,567	(\$269,397)

University of Maine Scholarship Fund Z011

Initiative: Adjusts funding to align with revenue projections from the March 1, 2022 revenue forecast.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$268,745	\$195,958
OTHER SPECIAL REVENUE FUNDS TOTAL	\$268,745	\$195,958

UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE DEPARTMENT TOTALS

	2021-22	2022-23
GENERAL FUND	\$0	\$17,785,354
OTHER SPECIAL REVENUE FUNDS	\$1,291,327	(\$257,424)
DEPARTMENT TOTAL - ALL FUNDS	\$1,291,327	\$17,527,930

Sec. A-38. Appropriations and allocations. The following appropriations and allocations are made.

WORKERS' COMPENSATION BOARD

Administration - Workers' Compensation Board 0183

Initiative: Provides funding by increasing the hours of one Secretary Legal position from 54 hours to 80 hours biweekly.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$5,556	\$23,340
OTHER SPECIAL REVENUE FUNDS TOTAL	\$5,556	\$23,340

Administration - Workers' Compensation Board 0183

Initiative: Provides funding for increased STA-CAP charges.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$252,786	\$256,546

OTHER SPECIAL REVENUE FUNDS TOTAL	\$252,786	\$256,546
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WORKERS' COMPENSATION BOARD DEPARTMENT TOTALS

	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS	\$258,342	\$279,886
DEPARTMENT TOTAL - ALL FUNDS	\$258,342	\$279,886

PART B

Sec. B-1. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Financial and Personnel Services - Division of 0713

Initiative: RECLASSIFICATION

FINANCIAL AND PERSONNEL SERVICES FUND	2021-22	2022-23
Personal Services	\$2,689	\$2,434
All Other	(\$2,689)	(\$2,434)
FINANCIAL AND PERSONNEL SERVICES FUND TOTAL	\$0	\$0

PART C

Sec. C-1. 20-A MRS §13013-A, as amended by PL 2021, c. 398, Pt. JJ, §1, is further amended to read:

§13013-A. Salary supplements for national board-certified teachers

1. Department of Education salary supplement. Notwithstanding any ~~other~~ provision of law to the contrary, the Department of Education shall provide a public school teacher ~~or~~ a teacher in a publicly supported secondary school or a teacher employed by an education service center as authorized under chapter 123 who has attained certification from the National Board for Professional Teaching Standards, or its successor organization, with an annual national board certification salary supplement for the life of the certificate. The salary supplement must be added to the teacher's base salary and must be considered in the calculation for contributions to the Maine Public Employees Retirement System. If a nationally certified teacher is no longer employed as a teacher, the supplement ceases. The amount of the salary supplement is:

- A. For fiscal year 2012-13, \$2,500;
- B. For fiscal year 2013-14, \$2,750;

C. For fiscal year 2014-15 and succeeding years, except for a teacher under paragraph D, \$3,000; and

D. For fiscal year 2020-21 and succeeding years, for a teacher who is employed in a school in which at least 50% of students qualify for a free or reduced-price lunch under chapter 223, subchapter 7 during the year that the supplement is provided, \$5,000.

1-A. Funding revenue. The National Board Certification Salary Supplement Fund is established as a nonlapsing dedicated fund within the Department of Education beginning in fiscal year 2012-13. The salary supplement under subsection 1 must be funded from fees collected by the department pursuant to section 13007, subsection 1.

2. Local filing; certification. On or before October 15th annually, the superintendent of schools of a school administrative unit ~~or~~, the chief administrative officer of a publicly supported secondary school or a career and technical education region or the executive director of an education service center as authorized under chapter 123 shall file with the commissioner a certified list of national board-certified teachers eligible to receive the salary supplement pursuant to subsection 1.

3. Payment. If there are available resources, the department shall provide the salary supplement to school administrative units ~~and~~ publicly supported secondary schools and education service centers as authorized under chapter 123 for eligible teachers no later than February 15th of each year. The salary supplement paid may be prorated.

4. Expend funds. A school administrative unit or a publicly supported secondary school may expend funds received through the salary supplement under subsection 1 without calling for a special meeting of the local legislative body.

5. Scholarship fund. The National Board Certification Scholarship Fund is established as a nonlapsing dedicated fund, referred to in this subsection as "the scholarship fund," within the Department of Education to encourage teachers to apply to and enroll in the certification program offered by the National Board for Professional Teaching Standards or its successor organization, referred to in this subsection and subsection 6 as "the certification program." A school administrative unit ~~or~~, a publicly supported secondary school or an education service center as authorized under chapter 123 may request scholarship funds on behalf of its teachers who meet the requirements set forth in subsection 6. The department shall award funds according to this subsection.

A. In fiscal year 2012-13, the department shall allocate \$50,000 from fees collected by the department pursuant to section 13007, subsection 1 to the scholarship fund. The department shall award an

amount equal to the cost of the certification program less any other funds received by the applicant on a first-come first-served basis for the first 20 teachers accepted into the certification program annually.

B. Beginning in fiscal year 2013-14, the department shall allocate \$75,000 from fees collected by the department pursuant to section 13007, subsection 1 each fiscal year to the scholarship fund. The department shall award an amount equal to the cost of enrollment in the certification program less any other funds received by the applicant to not more than 30 teachers accepted into the program annually.

6. Eligibility requirements. In order to receive scholarship funds according to subsection 5 on behalf of a teacher, the school administrative unit ~~or~~, a publicly supported secondary school or an education service center as authorized under chapter 123 must certify to the department that the teacher:

A. Is currently employed by a school administrative unit ~~or~~, a publicly supported secondary school or an education service center;

B. Has completed at least 3 years of teaching in the State;

C. Has agreed to mentor at least one other teacher employed in the State through the national board certification process to apply to and enroll in the certification program;

D. Has provided documentation of acceptance into the certification program; and

E. Has disclosed any other funds received to cover the cost of the certification program.

7. Nonlapsing funds. Any unencumbered balance of the National Board Certification Scholarship Fund under subsection 5 remaining at the end of a fiscal year may not lapse but must be carried forward to be used for the same purpose.

Sec. C-2. 20-A MRSA §15675, sub-§2, ¶A-1 is enacted to read:

A-1. Notwithstanding paragraph A, for fiscal year 2022-23 only, an additional weight of .20. The number of economically disadvantaged students for each school administrative unit is determined by multiplying the number of resident pupils in the most recent calendar year by the highest of the 3 most recent years' elementary free or reduced-price meals percentage. The elementary free or reduced-price meals percentage may be applied to determine the number of economically disadvantaged students in the unit's secondary grades.

This paragraph is repealed July 1, 2023; and

Sec. C-3. 20-A MRSA §15678, sub-§2, ¶A-1, as enacted by PL 2021, c. 29, Pt. C, §4, is amended to read:

A-1. Notwithstanding paragraph A, for fiscal year ~~years~~ 2021-22 and 2022-23 only, for the elementary school level, the student-to-teacher ratio is 16:1.

Sec. C-4. 20-A MRSA §15678, sub-§2, ¶B-1 is enacted to read:

B-1. Notwithstanding paragraph B, for fiscal year 2022-23 only, for the middle school level, the student-to-teacher ratio is 16:1.

This paragraph is repealed July 1, 2023.

Sec. C-5. 20-A MRSA §15688-A, sub-§10 is enacted to read:

10. Career and technical education early childhood education program expansion support. Beginning in fiscal year 2022-23, the commissioner may expend and disburse funds to career and technical education centers and career and technical education regions for the purpose of expanding or developing early childhood education programs.

Sec. C-6. 20-A MRSA §15688-A, sub-§11 is enacted to read:

11. Career and technical education instructional supply cost support. For fiscal year 2022-23 only, the commissioner may expend and disburse funds to career and technical education centers and career and technical education regions in support of one-time increases for costs of instructional supplies.

This subsection is repealed July 1, 2023.

Sec. C-7. 20-A MRSA §15689, sub-§16 is enacted to read:

16. English learner budgetary hardship adjustment. Beginning in fiscal year 2022-23, the following provisions apply to adjustments for English learner budgetary hardships.

A. If a school administrative unit determined eligible pursuant to paragraph B petitions the commissioner and demonstrates that the unexpected education costs of increased English learner student enrollment will cause a budgetary hardship, the commissioner may provide an amount equal to that school administrative unit's most recent state share of the increased English learner weighted allocation, as calculated pursuant to section 15675, subsection 1, resulting from the increased enrollment. If the school administrative unit's most recent state share percentage is less than the statewide state share percentage under section 15671, subsection 1, paragraph B, then the adjustment amount is equal to the most recent state share percentage.

B. The commissioner may determine that a school administrative unit is eligible for an adjustment under paragraph A if:

(1) The increased student enrollment is a result of a student's becoming the fiscal responsibility of the school administrative unit after the passage of the annual budget for the current fiscal year; and

(2) The school administrative unit's unexpected enrollment increase results in an increase of 5% or more in English learner weighted allocation, as calculated pursuant to section 15675, subsection 1.

C. The funds for adjustments under paragraph A are limited to the amount appropriated by the Legislature for that purpose.

D. A school administrative unit may expend the funds from the adjustment under paragraph A without seeking approval of the school administrative unit's legislative body.

Sec. C-8. 20-A MRSA §15689-A, sub-§12, as amended by PL 2011, c. 702, §3, is further amended to read:

12. National board certification salary supplement. The commissioner may pay annual salary supplement payments to a school administrative ~~units or unit,~~ a publicly supported secondary school or an education service center as authorized under chapter 123 for payment to school teachers who have attained certification from the National Board for Professional Teaching Standards or its successor organization pursuant to section 13013-A.

Sec. C-9. Full-value education mill rate expectation. The full-value education mill rate expectation pursuant to the Maine Revised Statutes, Title 20-A, section 15671-A for fiscal year 2022-23 is 7.10.

Sec. C-10. Total cost of funding public education from kindergarten to grade 12. The total cost of funding public education from kindergarten to grade 12 for fiscal year 2022-23 is as follows:

	2022-23 TOTAL
Total Operating Allocation	
Total operating allocation pursuant to the Maine Revised Statutes, Title 20-A, section 15683	\$1,534,093,140
Total operating allocation for public charter schools pursuant to Title 20-A, section 15683-B	\$32,449,350

Total adjustments to state subsidy pursuant to Title 20-A, section 15689 included in subsidizable costs and total other subsidizable costs pursuant to Title 20-A, section 15681-A	\$584,323,259	Special education costs for state agency clients pursuant to Title 20-A, section 15689-A, subsection 1	\$36,737,998
Total Operating Allocation and Subsidizable Costs		Essential programs and services components contract pursuant to Title 20-A, section 15689-A, subsection 3	\$250,000
Total operating allocation pursuant to Title 20-A, section 15683 and total other subsidizable costs pursuant to Title 20-A, section 15681-A	\$2,150,865,749	Data management and support services for essential programs and services pursuant to Title 20-A, section 15689-A, subsection 10	\$11,455,663
Total Debt Service Allocation		Postsecondary course payments pursuant to Title 20-A, section 15689-A, subsection 11	\$5,500,000
Total debt service allocation pursuant to Title 20-A, section 15683-A	\$99,403,683	National board certification salary supplement pursuant to Title 20-A, section 15689-A, subsection 12	\$307,551
Total Adjustments and Targeted Education Funds		Learning through technology program pursuant to Title 20-A, section 15689-A, subsection 12-A	\$14,000,000
Audit adjustments pursuant to Title 20-A, section 15689, subsection 4	\$225,000	Jobs for Maine's Graduates, including costs of postsecondary education, pursuant to Title 20-A, section 15689-A, subsection 13	\$3,881,379
Educating students in long-term drug treatment centers adjustments pursuant to Title 20-A, section 15689, subsection 5	\$249,607	Maine School of Science and Mathematics pursuant to Title 20-A, section 15689-A, subsection 14	\$3,615,347
Minimum teacher salary adjustment pursuant to Title 20-A, section 15689, subsection 7-A	\$1,000,000	Maine Educational Center for the Deaf and Hard of Hearing pursuant to Title 20-A, section 15689-A, subsection 15	\$8,712,565
Regionalization, consolidation and efficiency assistance adjustments pursuant to Title 20-A, section 15689, subsection 9	\$6,594,970	Transportation administration pursuant to Title 20-A, section 15689-A, subsection 16	\$666,220
MaineCare seed payments adjustments pursuant to Title 20-A, section 15689, subsection 14	\$1,334,776	Special education for juvenile offenders pursuant to Title 20-A, section 15689-A, subsection 17	\$407,999
Special education budgetary hardship adjustment pursuant to Title 20-A, section 15689, subsection 15	\$500,000	Comprehensive early college programs funding pursuant to Title 20-A, section 15689-A, subsection 23	\$1,000,000
English learner budgetary hardship adjustment pursuant to Title 20-A, section 15689, subsection 16	\$500,000	Establishment of community schools pursuant to Title 20-A, section 15689-A, subsection 25	\$250,000
Total adjustments to the state share of total allocation pursuant to Title 20-A, section 15689	\$10,404,353		
Targeted education funds pursuant to Title 20-A, section 15689-A			

<p>Maine School for Marine Science, Technology, Transportation and Engineering pursuant to Title 20-A, section 15689-A, subsection 26</p>	<p>\$226,149</p>	<p>Total cost of funding public education from kindergarten to grade 12 for fiscal year 2022-23 pursuant to Title 20-A, chapter 606-B, including normal cost of teacher retirement</p>	<p>\$2,464,385,758</p>
<p>Musical instruments and professional development in rural schools pursuant to Title 20-A, section 15689-A, subsection 28</p>	<p>\$50,000</p>	<p>Total cost of state contribution to unfunded actuarial liabilities of the Maine Public Employees Retirement System that are attributable to teachers, retired teacher health insurance and retired teacher life insurance for fiscal year 2022-23 pursuant to Title 5, chapters 421 and 423, excluding the normal cost of teacher retirement</p>	<p>\$249,734,100</p>
<p>Total targeted education funds pursuant to Title 20-A, section 15689-A</p>	<p>\$87,060,871</p>		
<p>Enhancing student performance and opportunity pursuant to Title 20-A, section 15688-A</p>			
<p>Career and technical education costs pursuant to Title 20-A, section 15688-A, subsection 1</p>	<p>\$62,278,741</p>	<p>Total cost of funding public education from kindergarten to grade 12, plus state contributions to the unfunded actuarial liabilities of the Maine Public Employees Retirement System that are attributable to teachers, retired teacher health insurance and retired teacher life insurance for fiscal year 2022-23 pursuant to Title 5, chapters 421 and 423</p>	<p>\$2,714,119,858</p>
<p>College transitions programs through adult education programs pursuant to Title 20-A, section 15688-A, subsection 2</p>	<p>\$450,000</p>		
<p>National industry standards for career and technical education pursuant to Title 20-A, section 15688-A, subsection 6</p>	<p>\$2,000,000</p>		
<p>Career and technical education early childhood program expansion support pursuant to Title 20-A, section 15688-A, subsection 10</p>	<p>\$100,000</p>		
<p>Career and technical education instructional supply cost support pursuant to Title 20-A, section 15688-A, subsection 11</p>	<p>\$1,600,000</p>		
<p>Total enhancing student performance and opportunity pursuant to Title 20-A, section 15688-A and section 15672, subsection 1-D</p>	<p>\$66,428,741</p>		
<p>Total Cost of Funding Public Education from Kindergarten to Grade 12</p>			
<p>Total cost of funding public education from kindergarten to grade 12 for fiscal year 2022-23 pursuant to Title 20-A, chapter 606-B, not including normal cost of teacher retirement</p>	<p>\$2,414,163,395</p>		
<p>Total normal cost of teacher retirement</p>	<p>\$50,222,361</p>		

Sec. C-11. Local and state contributions to total cost of funding public education from kindergarten to grade 12. The local contribution and the state contribution appropriation provided for general purpose aid for local schools for the fiscal year beginning July 1, 2022 and ending June 30, 2023 is calculated as follows:

	2022-23 LOCAL	2022-23 STATE
Local and State Contributions to the Total Cost of Funding Public Education from Kindergarten to Grade 12		
Local and state contributions to the total cost of funding public education from kindergarten to grade 12 pursuant to the Maine Revised Statutes, Title 20-A, section 15683, subject to statewide distributions required by law	\$1,108,253,591	\$1,356,132,167

State contribution to the total cost of unfunded actuarial liabilities of the Maine Public Employees Retirement System that are attributable to teachers, teacher retirement health insurance and teacher retirement life insurance for fiscal year 2022-23 pursuant to Title 5, chapters 421 and 423, excluding the normal cost of teacher retirement	\$249,734,100
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State contribution to the total cost of funding public education from kindergarten to grade 12, plus state contribution to the total cost of unfunded actuarial liabilities of the Maine Public Employees Retirement System that are attributable to teachers, teacher retirement health insurance and teacher retirement life insurance pursuant to Title 5, chapters 421 and 423	\$1,605,866,267
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Sec. C-12. Authorization of payments. If the State's continued obligation for any individual component contained in those sections of this Part that set the total cost of funding public education from kindergarten to grade 12 and the local and state contributions for that purpose exceeds the level of funding provided for that component, any unexpended balances occurring in other programs may be applied to avoid proration of payments for any individual component. Any unexpended balances from this Part may not lapse but must be carried forward for the same purpose.

Sec. C-13. Limit of State's obligation. Those sections of this Part that set the total cost of funding public education from kindergarten to grade 12 and the local and state contributions for that purpose may not be construed to require the State to provide payments that exceed the appropriation of funds for general purpose aid for local schools for the fiscal year beginning July 1, 2022 and ending June 30, 2023.

PART D

This Part left blank intentionally.

PART E

Sec. E-1. 36 MRSA §5219-S, sub-§1, as amended by PL 2021, c. 398, Pt. H, §3, is further amended to read:

1. Resident taxpayer; tax years beginning 2020, 2021. A For tax years beginning on or after January 1, 2020 but before January 1, 2022, a resident individual who is an eligible individual is allowed a credit against the tax otherwise due under this Part in the amount of 25% of the federal earned income credit for the same taxable year for a resident eligible individual who does not have a qualifying child and 12% of the federal earned income credit for the same taxable year for all other resident eligible individuals; except that, for taxable years beginning after December 31, 2020 and before January 1, 2022, a resident individual who is an eligible individual is allowed a credit against the tax otherwise due under this Part in the amount of 20% of the federal earned income credit for the same taxable year.

Sec. E-2. 36 MRSA §5219-S, sub-§1-A is enacted to read:

1-A. Resident taxpayer; tax years beginning 2022 or after. For tax years beginning on or after January 1, 2022, a resident individual who is an eligible individual is allowed a credit against the tax otherwise due under this Part in the amount of 50% of the federal earned income credit for the same taxable year for a resident eligible individual who does not have a qualifying child and 25% of the federal earned income credit for the same taxable year for all other resident eligible individuals.

Sec. E-3. 36 MRSA §5219-S, sub-§2, as amended by PL 2021, c. 493, §1, is further amended to read:

2. Nonresident taxpayer; tax years beginning 2020, 2021. A For tax years beginning on or after January 1, 2020 but before January 1, 2022, a nonresident individual who is an eligible individual is allowed a credit against the tax otherwise due under this Part in the amount of 25% of the federal earned income credit for the same taxable year for a nonresident eligible individual who does not have a qualifying child and 12% of the federal earned income credit for the same taxable year for all other nonresident eligible individuals, except that, for taxable years beginning after December 31, 2020 and before January 1, 2022, all nonresident eligible individuals are allowed a credit in the amount of 20% of the federal earned income credit for the same taxable year, multiplied by the ratio of the individual's Maine adjusted gross income, as defined in section 5102, subsection 1-C, paragraph B, to the individual's entire federal adjusted gross income, as modified by section 5122.

Sec. E-4. 36 MRSA §5219-S, sub-§2-A is enacted to read:

2-A. Nonresident taxpayer; tax years beginning 2022 or after. For tax years beginning on or after January 1, 2022, a nonresident individual who is an eligible individual is allowed a credit against the tax otherwise due under this Part in the amount of 50% of the federal earned income credit for the same taxable year for a nonresident eligible individual who does not have a qualifying child and 25% of the federal earned income credit for the same taxable year for all other nonresident eligible individuals, multiplied by the ratio of the individual's Maine adjusted gross income, as defined in section 5102, subsection 1-C, paragraph B, to the individual's entire federal adjusted gross income, as modified by section 5122.

Sec. E-5. 36 MRSA §5219-S, sub-§3, as amended by PL 2021, c. 493, §2, is further amended to read:

3. Part-year resident taxpayer; tax years beginning 2020, 2021. For tax years beginning on or after January 1, 2020 but before January 1, 2022, an eligible individual who files a return as a part-year resident in accordance with section 5224-A is allowed a credit against the tax otherwise due under this Part in the amount of 25% of the federal earned income credit for the same taxable year for an eligible part-year individual who does not have a qualifying child and 12% of the federal earned income credit for the same taxable year for all other eligible part-year individuals, except that, for taxable years beginning after December 31, 2020 and before January 1, 2022, all eligible part-year individuals are allowed a credit in the amount of 20% of the federal earned income credit for the same taxable year, multiplied by a ratio, the numerator of which is the individual's Maine adjusted gross income as defined in section 5102, subsection 1-C, paragraph A for that portion of the taxable year during which the individual was a resident plus the individual's Maine adjusted gross income as defined in section 5102, subsection 1-C, paragraph B for that portion of the taxable year during which the individual was a nonresident and the denominator of which is the individual's entire federal adjusted gross income, as modified by section 5122.

Sec. E-6. 36 MRSA §5219-S, sub-§3-A is enacted to read:

3-A. Part-year resident taxpayer; tax years beginning 2022 or after. For tax years beginning on or after January 1, 2022, an eligible individual who files a return as a part-year resident in accordance with section 5224-A is allowed a credit against the tax otherwise due under this Part in the amount of 50% of the federal earned income credit for the same taxable year for an eligible part-year individual who does not have a qualifying child and 25% of the federal earned income credit for the same taxable year for all other eligible part-year individuals, multiplied by a ratio, the numerator of which is the individual's Maine adjusted gross income as defined in section 5102, subsection 1-C, paragraph A

for that portion of the taxable year during which the individual was a resident plus the individual's Maine adjusted gross income as defined in section 5102, subsection 1-C, paragraph B for that portion of the taxable year during which the individual was a nonresident and the denominator of which is the individual's entire federal adjusted gross income, as modified by section 5122.

Sec. E-7. 36 MRSA §5219-S, sub-§4, as amended by PL 2015, c. 328, §8, is further amended to read:

4. Limitation. The credit allowed by this section may not reduce the Maine income tax to less than zero, except that for tax years beginning on or after January 1, 2016, the credit allowed under subsections 1 ~~and~~ 3 ~~and 3-A~~ is refundable.

Sec. E-8. 36 MRSA §5219-S, sub-§5, as enacted by PL 2019, c. 527, Pt. B, §2, is amended to read:

5. Eligible individual under 25 years of age and without a qualifying child. The credit for an eligible individual who is entitled to a credit under subsections 1 to 3 ~~3-A~~, has not attained 25 years of age and does not have a qualifying child for the taxable year must be calculated in the same manner as it would be calculated if that individual were eligible for a federal earned income credit.

PART F

Sec. F-1. 36 MRSA §5219-KK, sub-§2-D, as enacted by PL 2021, c. 398, Pt. H, §8, is amended to read:

2-D. Credit in 2022 and after. For tax years beginning on or after January 1, 2022, a resident individual is allowed a credit against the taxes imposed under this Part equal to the amount by which the benefit base for the resident individual exceeds 4% of the resident individual's income. The credit may not exceed ~~\$750~~ \$1,000 for resident individuals under 65 years of age as of the last day of the taxable year or ~~\$1,200~~ \$1,500 for resident individuals 65 years of age and older as of the last day of the taxable year. In the case of married individuals filing a joint return, only one spouse is required to be 65 years of age or older to qualify for the ~~\$1,200~~ \$1,500 credit limitation. Married taxpayers filing separate returns do not qualify for the credit under this section.

PART G

Sec. G-1. 36 MRSA §5122, sub-§2, ¶XX is enacted to read:

XX. For tax years beginning on or after January 1, 2022, to the extent included in federal adjusted gross income, student loan payments made directly to a lender on behalf of the taxpayer by a student loan repayment program funded by a nonprofit

foundation and administered by the Finance Authority of Maine for residents of the State employed by a business located in the State.

PART H

Sec. H-1. 20-A MRSA §12541, sub-§1-A, as enacted by PL 2011, c. 665, §1, is repealed.

Sec. H-2. 20-A MRSA §12541, sub-§4, as enacted by PL 2007, c. 469, Pt. A, §1, is repealed.

Sec. H-3. 20-A MRSA §12541, sub-§4-A, as amended by PL 2015, c. 300, Pt. A, §4, is repealed.

Sec. H-4. 20-A MRSA §12541, sub-§5, as amended by PL 2009, c. 553, Pt. A, §5, is repealed.

Sec. H-5. 20-A MRSA §12541, sub-§8, as enacted by PL 2013, c. 525, §5, is repealed.

Sec. H-6. 20-A MRSA §12541, sub-§9, as enacted by PL 2013, c. 525, §6, is repealed.

Sec. H-7. 20-A MRSA §12542, sub-§1, as amended by PL 2013, c. 525, §7, is further amended to read:

1. Program created; goals. The Job Creation Through Educational Opportunity Program, referred to in this chapter as "the program," is created to provide ~~an educational opportunity a student loan repayment tax credit to Maine residents who obtain an associate degree or a bachelor's degree in this State, and live, work and pay taxes in this State thereafter.~~ The program is designed to achieve the following goals:

A. Promote economic opportunity for people in this State by ensuring access to the training and higher education that higher-paying jobs require;

B. Bring more and higher-paying jobs to this State by increasing the skill level of this State's workforce;

C. Offer educational opportunity and retraining to individuals impacted by job loss, workplace injury, disability or other hardship;

D. Keep young people in this State through incentives for educational opportunity and creation of more high-paying jobs; and

E. Accomplish all of the goals in this subsection with as little bureaucracy as possible.

Sec. H-8. 20-A MRSA §12542, sub-§4-A, as amended by PL 2013, c. 525, §§11 and 12, is further amended to read:

4-A. Administration. The program must be administered as described in this subsection.

A. The department, in consultation with the State Tax Assessor, shall make information about the program available on the department's publicly accessible website. The department shall refer any

questions regarding the program to the relevant accredited Maine community college, college or university's financial aid office. The assessor shall provide to an accredited Maine community college, college or university information that is necessary to document a student's eligibility for the ~~educational opportunity student loan repayment tax credit.~~

~~B. A Maine resident who enrolls in an accredited Maine community college, college or university who receives financial aid in the form of loans must have the opportunity to participate in the program.~~ An accredited Maine community college, college or university shall, at a minimum, provide information about the program in financial aid award materials, entrance interviews, exit interviews, materials listing financial aid resources and, as appropriate, any promotional materials provided by state agencies, to the extent such contacts with students are already part of the accredited Maine community college, college or university's procedures.

~~C. An accredited Maine community college, college or university must document for the student information required for purposes of the educational opportunity tax credit, including, once the student has earned the degree, the total principal of loans the student received as part of that student's financial aid package related to course work completed at the accredited Maine community college, college or university. The accredited Maine community college, college or university shall provide an original or certified copy to the student and shall retain a copy of the documentation in its files for at least 10 years after the student graduates.~~

Sec. H-9. 20-A MRSA §12542, sub-§5, as amended by PL 2013, c. 525, §13, is repealed.

Sec. H-10. 20-A MRSA §12543, as amended by PL 2009, c. 553, Pt. A, §16, is further amended to read:

§12543. Effect on funding of higher education

It is the intent of the Legislature that neither the existence of the program nor the benefits provided under the ~~educational opportunity student loan repayment tax credit~~ serve as justification to decrease other funds appropriated or allocated to accredited Maine community colleges, colleges or universities, including institutions in the Maine Community College System and the University of Maine System, or to other higher education programs.

Sec. H-11. 20-A MRSA §12545, as amended by PL 2021, c. 181, Pt. A, §1, is repealed.

Sec. H-12. 36 MRSA §199-C, sub-§3, as amended by PL 2021, c. 181, Pt. A, §3, is repealed.

Sec. H-13. 36 MRSA §2535, as enacted by PL 2017, c. 211, Pt. C, §1, is amended to read:

§2535. Credit for educational opportunity

A taxpayer is allowed a credit against the tax otherwise due under this chapter as determined under section 5217-D. The credit provided by this section, including any carryover of excess credit from prior years, may not be claimed for tax years beginning on or after January 1, 2022.

Sec. H-14. 36 MRSA §5217-D, sub-§6 is enacted to read:

6. Application. Notwithstanding any provision of this section to the contrary, the credit provided by this section, including any carryover of excess credit from prior years, may not be claimed for tax years beginning on or after January 1, 2022.

Sec. H-15. 36 MRSA §5217-E is enacted to read:

§5217-E. Student Loan Repayment Tax Credit

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Accredited community college, college or university" means an institution of higher education that is accredited by a regional accrediting association or by one of the specialized accrediting agencies recognized by the United States Secretary of Education.

B. "Earned income" has the same meaning as in the Code, Section 32(c)(2).

C. "Employer" has the same meaning as the term "employing unit," as defined in Title 26, section 1043, subsection 10.

D. "Financial aid package" means financial aid obtained by a student for attendance at an accredited community college, college or university for an associate, bachelor's or graduate degree obtained by the student from an accredited community college, college or university after December 31, 2007. "Financial aid package" may include private loans or less than the full amount of loans under federal programs, depending on the practices of the accredited community college, college or university.

E. "Qualified individual" means an individual, including the spouse filing a joint return under section 5221 with the individual, who is eligible for the credit provided in this section. An individual is eligible for the credit if the individual:

(1) Obtained an associate, bachelor's or graduate degree from an accredited community college, college or university after December 31, 2007;

(2) During the taxable year was a resident individual as defined in section 5102, subsection 5; and

(3) During the taxable year had earned income of at least the state minimum wage, as set out in Title 26, section 664, subsection 1, as adjusted for cost-of-living increases, as determined on January 1st of the taxable year, multiplied by 936 hours. The assessor may adopt rules reducing this amount if a portion of the taxable year falls within a disaster period. Rules adopted pursuant to this subparagraph are routine technical rules pursuant to Title 5, chapter 375, subchapter 2-A.

F. "Regional accrediting association" means a regional accrediting association that is either:

(1) One of the United States accrediting associations or commissions that comprise the Council of Regional Accrediting Commissions or successor organization; or

(2) An accrediting association, commission or government entity not in the United States that is equivalent to an association or commission referred to in subparagraph (1) that is a reliable authority on the quality of the education or training provided by the institutions of higher education it accredits or charters and that applies standards substantially equivalent to those utilized by one of the United States accrediting associations or commissions that comprise the Council of Regional Accrediting Commissions or successor organization.

2. Credit allowed. For taxable years beginning on or after January 1, 2022, a qualified individual is allowed a refundable credit against the tax imposed by this Part in accordance with the provisions of this section. The credit, with respect to a qualified individual, is equal to the amount of loan payments made directly by the taxpayer to the lender during the taxable year plus the amount of any carryover allowed in accordance with paragraph C, up to a maximum of \$2,500. The credit is created to implement the Job Creation Through Educational Opportunity Program established under Title 20-A, chapter 428-C.

A. A qualified individual may claim a credit under this section based on loan payments made directly by the taxpayer to a relevant lender or lenders only with respect to loans that are part of the qualified individual's financial aid package and only with respect to loan payment amounts paid directly by the taxpayer during that part of the taxable year that the qualified individual was a resident individual. Refinanced loans or consolidated loans that are part of the qualified individual's financial aid package are eligible for the credit under this section if the refinanced loans or consolidated loans remain separate from other debt, but only in proportion to the portion of the loan payments that are otherwise eligible under this section.

B. Loans obtained from a person related to the qualified individual or from any person by reason of a loan under any qualified employer plan or under a contract referred to in the Code, Section 72(p)(5) do not qualify for the credit under this section. For purposes of this paragraph, a person is considered related to the qualified individual if that person meets the criteria listed in the Code, Section 267(b) or Section 707(b)(1). As used in this paragraph, "qualified employer plan" has the same meaning as in the Code, Section 72(p)(4).

C. For taxable years beginning on or after January 1, 2022 and before January 1, 2027, a qualified individual with unused carryover credits pursuant to section 5217-D, subsection 2, paragraph A from the credit for educational opportunity generated in the 10 years from January 1, 2012 to December 31, 2021 may carry over and apply to the credit amount allowed pursuant to this section the portion, as reduced from year to year, of any unused credits.

D. A qualified individual may only receive a credit otherwise allowed pursuant to this section up to a total lifetime credit cap amount of \$25,000.

E. With respect to a qualified individual who received a credit pursuant to section 5217-D that reduced the qualified individual's tax liability or resulted in a refundable credit, to the extent the credit is based on loans included in the financial aid package acquired to obtain a bachelor's degree or associate degree in science, technology, engineering or mathematics in any taxable year beginning on or after January 1, 2019 and before January 1, 2022, the maximum credit allowed under this section is \$3,500 for the qualified individual's taxable year beginning in either 2022 or 2023, whichever taxable year is elected by the qualified individual. Any credit amount allowed in excess of \$2,500 as a result of this paragraph is not applied against the lifetime credit cap under paragraph D.

Sec. H-16. 36 MRSA §5122, sub-§2, ¶FF, as amended by PL 2013, c. 525, §14, is repealed.

Sec. H-17. 36 MRSA §5122, sub-§2, ¶SS, as enacted by PL 2019, c. 530, Pt. C, §1 and reallocated by RR 2019, c. 1, Pt. A, §71, is amended to read:

SS. For taxable years beginning on or after January 1, 2020, to the extent included in federal adjusted gross income and not subtracted under paragraph FF, student loan payments made by the taxpayer's employer directly to a lender on behalf of a qualified health care employee. As used in this paragraph, "qualified health care employee" means an individual who is employed by a hospital located in this State and who is licensed under Title 32, chapter 31, subchapter 3 or 4; chapter 36, subchapter 4; or chapter 48, subchapter 2.

Sec. H-18. Application. Those sections of this Part that repeal the Maine Revised Statutes, Title 36, section 5122, subsection 2, paragraph FF and that amend Title 36, section 5122, subsection 2, paragraph SS apply to taxable years beginning on or after January 1, 2022.

PART I

This Part left blank intentionally.

PART J

Sec. J-1. Transfer from General Fund unappropriated surplus; Maine Military Reserve Fund. Notwithstanding any provision of law to the contrary, the State Controller shall transfer \$6,500,000 from the General Fund unappropriated surplus to the Maine Military Reserve Fund, established under the Maine Revised Statutes, Title 5, section 1523, within the Department of Administrative and Financial Services no later than June 30, 2022 for the purpose of settling outstanding obligations of the Maine Military Authority.

PART K

Sec. K-1. Transfer; Reserve for General Fund Operating Capital to a COVID-19 response fund. Notwithstanding any provision of law to the contrary, the State Controller may transfer up to \$8,500,000 from the balance available in the Reserve for General Fund Operating Capital to a COVID-19 response fund established by the State Controller to address funding needs related to the novel coronavirus disease known as COVID-19 through June 30, 2023. Amounts transferred may be expended based on allotment established by financial order approved by the State Budget Officer and the Governor. The amounts transferred are considered adjustments to appropriations. The Governor shall inform the Legislative Council and the Joint Standing Committee on Appropriations and Financial Affairs immediately upon such a transfer from the Reserve for General Fund Operating Capital. Any remaining balance in the COVID-19 response fund on July 1, 2023 must be transferred by the State Controller to the Reserve for General Fund Operating Capital. All amounts received as reimbursement from any funding source for expenses originally paid by the COVID-19 response fund, up to \$8,500,000, must be returned to the Reserve for General Fund Operating Capital in accordance with this section.

PART L

Sec. L-1. COVID Pandemic Relief Payment Program Fund Other Special Revenue Funds account established. The State Controller shall establish within the Department of Administrative and Financial Services the nonlapsing COVID Pandemic Relief Payment Program Fund Other Special Revenue Funds account, which is funded through a transfer from

the available balance of the unappropriated surplus of the General Fund pursuant to section 2.

Sec. L-2. Transfer from General Fund unappropriated surplus; COVID Pandemic Relief Payment Program Fund. Notwithstanding any provision of law to the contrary, on or before June 30, 2022, the State Controller shall transfer \$729,300,000 from the unappropriated surplus of the General Fund to the Department of Administrative and Financial Services, COVID Pandemic Relief Payment Program Fund Other Special Revenue Funds account for the purpose of providing payments to help eligible residents of the State to recover from economic effects of the pandemic related to coronavirus disease 2019, referred to in this Part as "the COVID-19 pandemic." At the close of fiscal year 2023-24, amounts remaining in the COVID Pandemic Relief Payment Program Fund Other Special Revenue Funds account must be transferred to the Maine Budget Stabilization Fund, established in the Maine Revised Statutes, Title 5, section 1532.

Sec. L-3. COVID Pandemic Relief Payment Program established. The COVID Pandemic Relief Payment Program is established to help residents of the State respond to the economic fallout of the COVID-19 pandemic and enable residents of the State to combat rising costs due to pandemic-induced inflation and supply chain effects.

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

- A. "Assessor" means the State Tax Assessor.
- B. "Eligible resident of the State" means an individual who:
 - (1) Filed, by October 31, 2022, a Maine income tax return as a full-year resident of the State for the tax year;
 - (2) Has federal adjusted gross income for the tax year of less than:
 - (a) For individuals filing married joint returns or surviving spouses permitted to file a joint return, \$200,000;
 - (b) For an individual filing as a head of household, \$150,000;
 - (c) For a single individual, \$100,000; or
 - (d) For a married individual filing a separate return, \$100,000; and
 - (3) May not be claimed as a dependent on another taxpayer's return for the tax year.
- C. "Fund" means the COVID Pandemic Relief Payment Program Fund Other Special Revenue Funds account established by the State Controller pursuant to section 1.

D. "Relief payment" means the relief payment determined pursuant to subsection 2.

E. "Tax year" means a tax year beginning on or after January 1, 2021 but not later than December 31, 2021.

Any other terms used in this section have the same meaning as when used in a comparable context in the Maine Revised Statutes, Title 36, Part 8 relating to Maine income taxes, unless different meanings are clearly required.

2. COVID pandemic relief payment. The assessor shall make relief payments in accordance with this subsection.

- A. The assessor shall identify each eligible resident of the State.
- B. Beginning as soon as administratively feasible but not later than December 31, 2022, the assessor shall make a relief payment of \$850 to each eligible resident of the State. Funds for the relief payments must come from the fund and, notwithstanding any law to the contrary, are not subject to setoff to debts owed to agencies of the State.
- C. An individual who has not received a relief payment under paragraph B may provide documentation to the assessor by March 31, 2023 showing that the individual is an eligible resident of the State. The assessor shall review the documentation, determine if the individual is an eligible resident of the State and notify the individual of any adverse determination. This determination is final agency action not reviewable pursuant to the Maine Revised Statutes, Title 36, section 151.
- D. By June 30, 2023, the assessor shall make a relief payment of \$850 to each eligible resident of the State determined eligible pursuant to paragraph C. Funds for the relief payments must come from the fund and, notwithstanding any law to the contrary, are not subject to setoff to debts owed to agencies of the State.

Sec. L-4. State income tax subtraction modification. For tax years beginning on or after January 1, 2022 but not later than December 31, 2023, in determining the taxable income of a resident individual, within the meaning of the Maine Revised Statutes, Title 36, section 5122, federal adjusted gross income must be reduced by an amount equal to the relief payment received by the taxpayer pursuant to this Part, to the extent the payment is included in federal adjusted gross income for the taxable year.

Sec. L-5. Designation as unclaimed property. For purposes of the COVID Pandemic Relief Payment Program, relief payment checks that remain undeposited on January 1, 2024 are to be treated as unclaimed property, not subject to the notice and receipt provisions established in the Maine Revised Statutes,

Title 33, section 2101 and the one-year dormancy period specified in Title 33, section 2061, as applied to such checks. The Treasurer of State shall use unclaimed property systems and networks to find the proper recipients of such checks as quickly as possible.

PART M

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PART N

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PART O

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PART P

Sec. P-1. Transfer from General Fund unappropriated surplus; PFAS Reserve-Bureau of Agriculture. Notwithstanding any provision of law to the contrary, on or before June 30, 2022, the State Controller shall transfer \$3,000,000 from the unappropriated surplus of the General Fund to the Department of Agriculture, Conservation and Forestry, PFAS Reserve-Bureau of Agriculture Other Special Revenue Funds account for the purposes of abating, cleaning up and mitigating threats or hazards posed by perfluoroalkyl and polyfluoroalkyl substances, or PFAS, contamination affecting agricultural producers in the State and the food supply, providing support to affected farms, supporting critical PFAS research and otherwise allowing for the department to strategically and effectively respond to PFAS concerns and issues as they arise.

PART Q

Sec. Q-1. 2 MRSA §6, sub-§3, as amended by PL 2021, c. 398, Pt. U, §1, is further amended to read:

3. Range 89. The salaries of the following state officials and employees are within salary range 89:

- Director, Bureau of General Services;
- Director, Bureau of Alcoholic Beverages and Lottery Operations;
- State Budget Officer;
- State Controller;
- Director, Bureau of Forestry;
- Director, Governor's Office of Policy Innovation and the Future;
- Director, Energy Resources Office;
- Director of Human Resources;
- Director, Bureau of Parks and Lands;
- Director of the Governor's Office of Communications;
- Director, Bureau of Agriculture, Food and Rural Resources;

Director, Bureau of Resource Information and Land Use Planning; ~~and~~

Director, Office of Marijuana Policy; ~~and~~

Executive Director, Office of Affordable Health Care.

PART R

Sec. R-1. Transfer from General Fund unappropriated surplus; Victims' Compensation Fund. Notwithstanding any provision of law to the contrary, on or before June 30, 2022, the State Controller shall transfer \$750,000 from the unappropriated surplus of the General Fund to the Department of the Attorney General, Victims' Compensation Fund, Other Special Revenue Funds account to support financial reimbursement for losses suffered by victims of violent crime and their families and reimburse hospitals for sexual assault examinations.

PART S

Sec. S-1. Transfer of Personal Services balances to All Other; Department of Corrections. Notwithstanding any provision of law to the contrary, for fiscal years 2021-22 and 2022-23 only, the Department of Corrections is authorized to transfer available balances of Personal Services appropriations and allocations in the Long Creek Youth Development Center program after all salary, benefit and other obligations are met to the All Other line category of the Long Creek Youth Development Center program for the purposes of funding juvenile community programs and services. These amounts may be transferred by financial order upon the recommendation of the State Budget Officer and approval of the Governor. These transfers are not considered adjustments to appropriations.

PART T

Sec. T-1. Carrying provision; Department of Defense, Veterans and Emergency Management. Notwithstanding any provision of law to the contrary, the State Controller shall carry forward any unexpended balance of the \$400,000 appropriated in Public Law 2021, chapter 398 in the All Other line category in the Department of Defense, Veterans and Emergency Management, Administration - Defense, Veterans and Emergency Management program, General Fund account at the end of fiscal year 2021-22 to fiscal year 2022-23 to continue the environmental closure activity costs at the former Maine Military Authority site in Limestone.

PART U

Sec. U-1. 5 MRSA §13056-J is enacted to read: **§13056-J. Housing Opportunity Program**

1. Program established; administration. The Housing Opportunity Program, referred to in this sec-

tion as "the program," is established within the department to encourage and support the development of additional housing units in the State, including housing units that are affordable for low-income and moderate-income individuals and housing units targeted to community workforce housing needs. The department shall administer the program and provide technical and financial assistance to support communities implementing zoning and land use-related policies necessary to support increased housing development. The program must support regional approaches and municipal model ordinance development and encourage policies that support increased housing density, where feasible, to protect working lands and natural lands.

2. Housing Opportunity Fund. The Housing Opportunity Fund, referred to in this section as "the fund," is established as a fund within the department for the purpose of providing funds for the program. The fund consists of money appropriated to the fund by the Legislature and any funds received by the department for the purposes of the program.

A. The department shall solicit applications for grants from the fund through a competitive application process. Grants may be awarded to experienced service providers to support municipal ordinance development, provide technical assistance and encourage public participation and community engagement in the process of increasing housing opportunities. Programs receiving grants under this paragraph may encourage regional coordination between municipalities.

B. The department shall solicit applications for and shall award through a competitive application process grants for the following:

(1) Community housing planning services to municipalities to support the creation of housing development plans, including municipal ordinances, and policy amendments to support those plans. Grants awarded must be for a period of up to 3 years, with required progress reports each year; and

(2) Community housing implementation services.

C. The department shall provide technical assistance, housing policy development and guidance directly to regional groups, municipalities and other housing stakeholders, to the extent feasible with available resources. This may include, but is not limited to, assisting municipalities with information about available grant opportunities, sharing best practices from jurisdictions inside and outside of the State, providing model language for local ordinances and policies and providing information to the general public, which may support local and statewide policy changes meant to increase the supply of housing.

3. Program evaluation. A recipient of grant funds through the program shall cooperate with the department in performing evaluations and specific reporting requirements.

4. Rulemaking. The department shall establish by rule the criteria for eligibility for grants from the program and the process of application. Rules adopted pursuant to this subsection are routine technical rules as defined in chapter 375, subchapter 2-A.

Sec. U-2. Report. By January 15, 2024, the Department of Economic and Community Development shall report to the Governor and the joint standing committees of the Legislature having jurisdiction over economic development and housing matters about the Housing Opportunity Program under the Maine Revised Statutes, Title 5, section 13056-J with any recommendations for changes in the statutes to improve the program and its delivery of services to municipalities. The joint standing committees of the Legislature having jurisdiction over economic development and housing matters may report out a bill relating to this program and continued funding.

PART V

Sec. V-1. Transfer from General Fund unappropriated surplus; Department of Economic and Community Development. Notwithstanding any provision of law to the contrary, the State Controller shall transfer \$970,100 from the unappropriated surplus of the General Fund to the Administration - Economic and Community Development program, Other Special Revenue Funds account within the Department of Economic and Community Development on or before June 30, 2022 for the purpose of covering certain operating expenses of the Loring Development Authority of Maine.

Sec. V-2. Reporting on disbursements from the Administration - Economic and Community Development program, Other Special Revenue Funds account. Beginning on February 1, 2023, until the funds from the funds transferred to the Administration - Economic and Community Development program, Other Special Revenue Funds account pursuant to section 1 have been fully disbursed to the Loring Development Authority of Maine, the Commissioner of Economic and Community Development shall provide a quarterly report on the disbursements of the funds and their intended purpose to the joint standing committee of the Legislature having jurisdiction over economic development matters.

Sec. V-3. Reporting on administration of programs on behalf of Loring Development Authority of Maine. Beginning on February 1, 2023 and quarterly thereafter until February 1, 2026, the Commissioner of Economic and Community Development shall provide a report on programs for marketing

and business attraction efforts administered by the department on behalf of the Loring Development Authority of Maine to the joint standing committee of the Legislature having jurisdiction over economic development matters. The joint standing committee may report out legislation related to the report.

PART W

Sec. W-1. 5 MRSA §937, as amended by PL 2021, c. 398, Pt. FF, §§1 to 3, is further amended to read:

§937. Department of Education

1. Major policy-influencing positions. The following positions are major policy-influencing positions within the Department of Education. Notwithstanding any other provision of law, these positions and their successor positions are subject to this chapter:

- A. Deputy Commissioner;
- F. Director, Legislative of Policy and Government Affairs;
- M. Director of Marketing and Communications; ~~and~~
- ~~N. Chief Innovation Officer.~~
- O. Associate Commissioner of Policy and Programs; and
- P. Associate Commissioner of Public Education.

Sec. W-2. 20-A MRSA §203, as amended by PL 2021, c. 398, Pt. FF, §§4 and 5, is further amended to read:

§203. Appointments

1. Commissioner's appointments. The following officials are appointed by and serve at the pleasure of the commissioner:

- A. Deputy Commissioner;
- F. Director, Legislative of Policy and Government Affairs;
- M. Director of Marketing and Communications;
- ~~O. Chief Innovation Officer; and~~
- ~~P. Chief of Staff and Operations.~~
- Q. Associate Commissioner of Policy and Programs; and
- R. Associate Commissioner of Public Education.

PART X

Sec. X-1. 4 MRSA §1603, sub-§3-A, as enacted by PL 2021, c. 398, Pt. SSSS, §1, is repealed.

Sec. X-2. 4 MRSA §1603, sub-§3-B, as enacted by PL 2021, c. 398, Pt. SSSS, §2, is repealed.

Sec. X-3. 4 MRSA §1603, sub-§4-A, as enacted by PL 2021, c. 398, Pt. SSSS, §3, is repealed.

Sec. X-4. 4 MRSA §1603, sub-§7, as corrected by RR 2021, c. 1, Pt. A, §1, is amended to read:

7. Project, projects or part of any project. "Project, projects or part of any project" means the acquisition, construction, improvement, reconstruction or equipping of, or construction of an addition or additions to, any structure designed for use as a court facility, state office or state activity space and intended to be used primarily by the State, any agency, instrumentality or department of the State or by any branch of State Government. The structure may include facilities for the use of related agencies of state, county or local government. "Project, projects or part of any project" includes all real and personal property, lands, improvements, driveways, roads, approaches, pedestrian access roads, parking lots, parking facilities, rights-of-way, utilities, easements and other interests in land, machinery and equipment and all fixtures, appurtenances and facilities either on, above or under the ground that are used or usable in connection with the structure, and also includes landscaping, site preparation, furniture, machinery, equipment and other similar items necessary or convenient for the operation of a particular facility or structure in the manner for which its use is intended. "Project, projects or part of any project" also includes the acquisition, construction, improvement, reconstruction or repair of any equipment, device, technology, software or other personal property intended to be used primarily by the State, any agency, instrumentality or department of the State or by any branch of State Government or any related agency of state, county or local government. ~~For the purpose of implementing section 1610 N, "project, projects or part of any project" also includes equipment purchases for career and technical education centers and career and technical education regions.~~ The exact scope of each project, projects or part of any project, other than those for the Judicial Branch and the Legislative Branch, must be set forth in a written designation by the Commissioner of Administrative and Financial Services to the authority, and the exact scope of each project, projects or part of any project for the Judicial Branch must be set forth in a written designation by the State Court Administrator to the authority. The scope of each project for the Legislative Branch must receive a majority vote of the Legislative Council and be set forth in a written designation by the Executive Director of the Legislative Council to the authority. "Project, projects or part of any project" does not include such items as fuel, supplies or other items that are customarily considered as a current operating charge.

Sec. X-5. 4 MRSA §1604, sub-§18, as amended by PL 2021, c. 398, Pt. SSSS, §5, is further amended to read:

18. Lease or rent any land, buildings, structures, facilities or equipment. To lease or rent any

land, buildings, structures, facilities or equipment comprising all or a portion of a project, projects or part of any project for such amounts as the authority determines to the State or any agency, instrumentality or department of the State or a career and technical education center or career and technical education region or by any branch of State Government or any related agency of state, county or local government or a career and technical education center or career and technical education region, to further the purposes of the Act, ~~provided~~ except that the obligation of the State or of any such agency, instrumentality, department or branch or of a career and technical education center or career and technical education region to make any rental or other payments is considered executory only to the extent of money made available by the Legislature, and except that no liability on account of the state agency, instrumentality, department or branch or career and technical education center or career and technical education region may be incurred by the State or any such agency, instrumentality, department or branch or career and technical education center or career and technical education region beyond the money available for that purpose;

Sec. X-6. 4 MRSA §1610-N, as enacted by PL 2021, c. 398, Pt. SSSS, §6 and reallocated by RR 2021, c. 1, Pt. A, §2, is repealed.

Sec. X-7. 30-A MRSA §5903, sub-§3-D is enacted to read:

3-D. Career and technical education center. "Career and technical education center" has the same meaning as "center" in Title 20-A, section 8301-A, subsection 3.

Sec. X-8. 30-A MRSA §5903, sub-§3-E is enacted to read:

3-E. Career and technical education region. "Career and technical education region" has the same meaning as "region" in Title 20-A, section 8301-A, subsection 6.

Sec. X-9. 30-A MRSA §5903, sub-§3-F is enacted to read:

3-F. Equipment purchases. "Equipment purchases" means the purchase of new or updated equipment and any capital improvements necessary to use the new or updated equipment by career and technical education centers or career and technical education regions.

Sec. X-10. 30-A MRSA §5953-G is enacted to read:

§5953-G. Additional securities; career and technical education centers and regions

1. Additional securities. The bond bank may issue additional securities in an aggregate amount not to exceed \$20,000,000 for equipment purchases to career and technical education centers and career and technical

education regions in accordance with this section, and the additional securities must be used for those purposes.

2. Issuance. The bond bank may not issue any additional securities pursuant to this section after June 30, 2024.

3. Report. The bond bank shall report to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs upon the maturity of all bond proceeds pursuant to this section. The joint standing committee of the Legislature having jurisdiction over education and cultural affairs may report out a bill to repeal this section and any related provisions of law upon receipt of that report.

4. Department of Education application; criteria. A career and technical education center or career and technical education region may submit an application for a project, projects or part of any project, as defined in Title 4, section 1603, subsection 7, to the Department of Education. The Department of Education shall establish criteria for the approval of any project, projects or part of any project. The Department of Education shall notify the bond bank of any approved project, projects or part of any project under this subsection.

5. Debt service. Debt service costs for bonds issued by the bond bank to career and technical education centers and career and technical education regions for equipment purchases pursuant to this section must be paid by the State. Debt service costs must be paid by the Commissioner of Education to the bond bank according to each career and technical education center's or career and technical education region's debt retirement schedule developed by the bond bank. All debt service costs must be paid by the Commissioner of Education to the bond bank 15 days prior to the date of the career and technical education center's or career and technical education region's next debt service cost payment as outlined in the career and technical education center's or career and technical education region's debt retirement schedule.

PART Y

Sec. Y-1. 20-A MRSA §15698 is enacted to read:

§15698. Education Stabilization Fund

1. Fund established. The Education Stabilization Fund, referred to in this section as "the fund," is established as an Other Special Revenue Funds account for the purposes specified in this section.

2. Nonlapsing. Any unexpended balances in the fund may not lapse but must be carried forward.

3. Fund purposes. Allocations from the fund must be used to prevent any reduction in the state share percentage of the statewide adjusted total cost of the

components of essential programs and services pursuant to section 15671, subsection 7, paragraph B that would otherwise result from insufficient General Fund appropriations or any other shortage of funds.

4. Report by State Controller. The State Controller shall report at least annually on the fund on or before the 2nd Friday in November to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the joint standing committee of the Legislature having jurisdiction over education and cultural affairs. The report must summarize the status of and activity in the fund.

5. Transfer for payments. Notwithstanding any provision of law to the contrary, the State Controller shall transfer from the balance available in the fund an amount for essential programs and services payments to the department. Amounts transferred may be expended based on allotment established by financial order upon recommendation by the State Budget Officer and approval by the Governor. The amounts transferred are considered adjustments to allocations. The Governor shall inform the Legislative Council and the joint standing committees of the Legislature having jurisdiction over appropriations and financial affairs and education matters immediately upon such a transfer from the fund.

PART Z

Sec. Z-1. Transfer from General Fund unappropriated surplus; Efficiency Maine Trust. Notwithstanding any provision of law to the contrary, on or before June 30, 2022, the State Controller shall transfer \$3,500,000 from the unappropriated surplus of the General Fund to the Efficiency Maine Trust, Other Special Revenue Funds account to support electric vehicle rebate programs, including incentive programs.

PART AA

Sec. AA-1. Transfer from General Fund unappropriated surplus to Department of Environmental Protection, Uncontrolled Sites Fund. Notwithstanding any provision of law to the contrary, on or before June 30, 2022, the State Controller shall transfer \$3,200,000 from the unappropriated surplus of the General Fund to the Department of Environmental Protection, Uncontrolled Sites Fund, Other Special Revenue Funds account for the purpose of assisting laboratories in the State with equipment purchases and ancillary services, including, but not limited to, staffing costs and laboratory certification costs, that will increase capacity for sample testing and analysis of perfluoroalkyl and polyfluoroalkyl substances.

Sec. AA-2. Segregation of funds transferred to the Department of Environmental Protection, Uncontrolled Sites Fund. The Department of Environmental Protection shall establish within the Uncontrolled Sites Fund a segregated subsidiary account. The department shall deposit into the sub-

sidary account the amount transferred pursuant to section 1 of this Part and, in accordance with its authority under the Maine Revised Statutes, Title 38, chapter 13-B, may expend funds from that subsidiary account only for the purpose of assisting laboratories in the State with equipment purchases and ancillary services, including, but not limited to, staffing costs and laboratory certification costs, that will increase capacity for sample testing and analysis of perfluoroalkyl and polyfluoroalkyl substances.

PART BB

This Part left blank intentionally.

PART CC

Sec. CC-1. 10 MRSA §1019, sub-§2, ¶D, as amended by PL 2021, c. 483, Pt. FF, §1, is further amended to read:

D. Sign a statement of intent in a form acceptable to the authority to work as full-time nursing faculty in a nursing education program in the State for a minimum of 3 years after acceptance into the nursing education loan repayment program.

Sec. CC-2. 10 MRSA §1019, sub-§4, as amended by PL 2021, c. 483, Pt. FF, §2, is further amended to read:

4. Administration. The nursing education loan repayment program and the nursing education loan repayment fund are administered by the authority. The authority shall repay the loan of an applicant who meets the criteria in subsection 2 in the amount of up to \$20,000 for a master's degree and up to \$40,000 for a doctoral degree. The authority may adopt rules to carry out the purposes of this subchapter. Rules adopted pursuant to this subsection are major substantive rules routine technical rules pursuant to Title 5, chapter 375, subchapter 2-A.

Sec. CC-3. PL 2021, c. 483, Pt. H, §1 is amended to read:

Sec. H-1. Maine Health Care Provider Loan Repayment Pilot Program. The Finance Authority of Maine shall establish the Maine Health Care Provider Loan Repayment Pilot Program, referred to in this section as "the program," for certain health care professionals who commit to living and working in Maine for at least 3 years. Under the program, the authority shall pay up to \$25,000 per year and, in aggregate, the lesser of \$75,000 and 50% of the recipient's outstanding loan balance. The program terminates when the funds allocated pursuant to this Part to the Maine Health Care Provider Loan Repayment Program Fund established in the Maine Revised Statutes, Title 20-A, section 12953 are fully expended or by December 31, ~~2024~~ 2026, whichever occurs first, unless other funding is made available to carry out the purpose of the program. Costs and expenses of maintaining, servicing and administering the Maine Health Care Provider Loan Repayment

Program Fund and of administering the program may be paid out of amounts in the fund.

The authority shall adopt routine technical rules pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A to carry out the purposes of the program, including application requirements and program eligibility.

PART DD

This Part left blank intentionally.

PART EE

Sec. EE-1. 36 MRSA §2559, as amended by PL 2021, c. 398, Pt. LL, §1 and Pt. VV, §4, is further amended to read:

§2559. Application of revenues

Revenues derived by the tax imposed by this chapter must be credited to a General Fund suspense account. On or before the last day of each month, the State Controller shall transfer a percentage of the revenues received by the State Tax Assessor during the preceding month pursuant to the tax imposed by section 2552, subsection 1, paragraphs A to F and L to the Local Government Fund as provided by Title 30-A, section 5681, subsection 5. The balance remaining in the General Fund suspense account must be transferred to service provider tax General Fund revenue. ~~Until July 1, 2022, on~~ On or before the 15th day of each month, the State Controller shall transfer all revenues received by the assessor during the preceding month pursuant to the tax imposed by section 2552, subsection 1, paragraphs G to J and M to the Medical Care Services Other Special Revenue Funds account, the Other Special Revenue Funds Mental Health Services - Community Medicaid program, the Medicaid Services - Adult Developmental Services program and the Office of Behavioral Health - Medicaid Seed program within the Department of Health and Human Services. ~~Beginning July 1, 2022, on or before the 15th day of each month, the State Controller shall transfer all revenues received by the assessor during the preceding month pursuant to the tax imposed by section 2552, subsection 1, paragraphs G to J and M to the Medical Care - Payments to Providers program, Other Special Revenue Funds account.~~

Sec. EE-2. 36 MRSA §2873, sub-§4, ¶B, as amended by PL 2021, c. 398, Pt. LL, §2, is further amended to read:

~~B. Until July 1, 2022, all~~ All revenues received by the assessor during the month pursuant to this chapter from residential treatment facilities net of refunds must be credited to the Residential Treatment Facilities Assessment Other Special Revenue Funds account in the Department of Health and Human Services. ~~Beginning July 1, 2022, all revenues received by the assessor during the month pursuant to this chapter from residential treatment facilities net of refunds must be credited to the~~

~~Nursing Facilities Other Special Revenue Funds account in the Department of Health and Human Services.~~ Beginning October 1, 2011, a percentage equal to the State's annual Federal Medical Assistance percentage of the revenues generated by the increase in the tax rate from 5.5% to 6% received by the assessor during the month must be credited to an Other Special Revenue Funds account in the Department of Health and Human Services, Developmental Services Waiver - Supports program and all revenues credited to that account must be applied to providing services to individuals on the waiting list for the community support benefit provided under a federal 1915(c) waiver under the MaineCare Benefits Manual, Chapter II, Section 29. The balance must be credited to an Other Special Revenue Funds account in the Department of Health and Human Services, Medicaid Services - Developmental Services program.

Sec. EE-3. PL 2021, c. 398, Pt. SS is repealed.

PART FF

Sec. FF-1. 22 MRSA §3174-KK, sub-§5 is enacted to read:

5. Fund use; notification. The department shall notify the joint standing committees of the Legislature having jurisdiction over appropriations and financial affairs and health and human services matters each time the department plans to transfer or expend any amount from the fund or otherwise affect the balance in the fund. Notification is required no less than 14 days prior to any transfer or expenditure, unless an emergency proclamation issued under Title 37-B, section 742 is in effect, and must include the amount of funds required and the purpose for which the funds are required.

Sec. FF-2. 22 MRSA §3174-KK, sub-§6 is enacted to read:

6. Legislative committee review of legislation. Whenever a proposal in a resolve or bill before the Legislature, including but not limited to a budget bill, affects the fund, the joint standing committee of the Legislature having jurisdiction over the proposal shall hold a public hearing and determine the level of support for the proposal among members of the committee. If there is support for the proposal among a majority of the members of the committee, the committee shall request the joint standing committee of the Legislature having jurisdiction over health and human services matters to review and evaluate the proposal as it pertains to the fund. The joint standing committee of the Legislature having jurisdiction over health and human services matters shall conduct the review and report to the committee of jurisdiction and to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs.

Sec. FF-3. PL 2019, c. 343, Pt. BBBB, §3 is repealed.

Sec. FF-4. PL 2021, c. 398, Pt. WW, §2 is repealed.

Sec. FF-5. Authorized use of the MaineCare Stabilization Fund. Notwithstanding any provision of law to the contrary, the Department of Health and Human Services is authorized through June 30, 2023 to expend funds from the MaineCare Stabilization Fund established in the Maine Revised Statutes, Title 22, section 3174-KK if additional funding is required to implement Public Law 2021, chapter 398, Part AAAA for nursing facilities and private nonmedical institutions that care for residents who are elderly or disabled, known as "PNMI-Cs," above the \$10,774,981 already allocated for those providers.

PART GG

Sec. GG-1. Transfer of federal American Rescue Plan Act of 2021 savings. Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any provision of law to the contrary, until June 30, 2023, balances of appropriations in various General Fund accounts in the MaineCare programs within the Department of Health and Human Services that are available as part of the increased 10% Federal Medical Assistance Percentage for MaineCare home and community-based services per the federal American Rescue Plan Act of 2021, Public Law 117-2, Section 9817 may be transferred by financial order, upon recommendation of the State Budget Officer and approval of the Governor, to the Medical Care - Payments to Providers program, Home and Community Based Services - ARP Savings Other Special Revenue Funds account and the Office of MaineCare Services program, Home and Community Based Services Admin - ARP Savings Other Special Revenue Funds account within the Department of Health and Human Services to be used for federally authorized purposes.

PART HH

Sec. HH-1. Carrying balances; Department of Health and Human Services Food Supplement Administration program. Notwithstanding any provision of law to the contrary, beginning with fiscal year 2021-22, the State Controller shall carry forward, to be used for the same purposes, any unexpended balance of the \$1,335,770 appropriated in Public Law 2021, chapter 1 in the All Other line category in the Department of Health and Human Services, Food Supplement Administration program, General Fund account for the purpose of reinvestment to resolve obligations to the Federal Government for the Supplemental Nutrition Assistance Program error penalty incurred in federal fiscal year 2019.

PART II

Sec. II-1. Transfer of funds; Department of Inland Fisheries and Wildlife carrying account. On or after July 1, 2022 but no later than August 1, 2022, the State Controller shall transfer \$655,200 from

the Inland Fisheries and Wildlife Carrying Balances - General Fund account to the Resource Management Services - Inland Fisheries and Wildlife program, General Fund account to provide matching funds for the construction of the Fryeburg shooting range.

PART JJ

This Part left blank intentionally.

PART KK

Sec. KK-1. Commission reestablished. The Commission To Develop a Paid Family and Medical Leave Benefits Program, referred to in this Part as "the commission," originally established in Resolve 2021, chapter 122, is reestablished.

Sec. KK-2. Commission membership. Notwithstanding Joint Rule 353, the commission consists of 12 voting members as follows:

1. Two members of the Senate appointed by the President of the Senate, including a member from each of the 2 parties holding the largest number of seats in the Legislature;
2. Two members of the House of Representatives appointed by the Speaker of the House, including a member from each of the 2 parties holding the largest number of seats in the Legislature;
3. Two members appointed by the President of the Senate as follows:
 - A. One member with expertise in issues affecting labor and independent contractors; and
 - B. One employer with more than 50 employees;
4. Three members appointed by the Speaker of the House as follows:
 - A. One member with expertise in issues related to family and medical leave benefits;
 - B. One employer with 50 or fewer employees; and
 - C. One member who is an employer in the hospitality industry;
5. Two members appointed by the Governor as follows:
 - A. One member with expertise in issues affecting maternity and postpartum care; and
 - B. One member with expertise in issues affecting elder care; and
6. The Commissioner of Labor or the commissioner's designee.

To the greatest extent practicable, the appointing authorities shall reappoint the persons they appointed to the Commission To Develop a Paid Family and Medical Leave Benefits Program under Resolve 2021, chapter 122.

Sec. KK-3. Chairs. The first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission. Notwithstanding Joint Rule 353, the chairs may appoint, as nonvoting members, individuals with expertise in paid family and medical leave, social insurance programs or related state infrastructure.

Sec. KK-4. Appointments; convening of commission. All appointments must be made no later than 30 days following the effective date of this Part. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this Part a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business.

Sec. KK-5. Duties. The commission shall:

1. Develop a plan to implement a paid family and medical leave benefits program by consulting with other states that have established paid family and medical leave benefits programs;

2. Contract for and complete an actuarial study of the planned program under subsection 1, including start-up costs and ongoing costs of the program, the economic impact on and benefits to the State and the contributions needed to maintain the solvency of the program; and

3. Based on the actuarial study in subsection 2 and other factors considered by the commission, make recommendations to implement a paid family and medical leave benefits program, including any necessary legislation.

Sec. KK-6. Staff assistance. Notwithstanding Joint Rule 353, the Legislative Council shall provide necessary staffing services or may contract for necessary staffing services for the commission, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session. Upon request, the Office of Policy Innovation and the Future, the Department of Labor, the Department of Health and Human Services and the Department of Administrative and Financial Services, Office of Information Technology and Bureau of Revenue Services shall provide additional staffing assistance to the commission.

Sec. KK-7. Report. No later than November 2, 2022, the commission shall submit a report that includes its findings and recommendations, including suggested legislation, for presentation to the First Regular Session of the 131st Legislature.

Sec. KK-8. Additional funding sources. The commission may apply for and receive funds, grants or contributions from public and private sources to support

its activities. All funding is subject to approval by the Legislative Council in accordance with its policies.

Sec. KK-9. Funds carried forward. Funds appropriated or allocated pursuant to Resolve 2021, chapter 122 do not lapse but must be carried forward into the next fiscal year to be used for the purpose for which the funds were provided.

Sec. KK-10. Transfer from General Fund unappropriated surplus; paid family and medical leave study. Notwithstanding any provision of law to the contrary, on or before June 30, 2022, the State Controller shall transfer \$300,000 from the unappropriated surplus of the General Fund to the Legislature, Study Commissions - Funding Other Special Revenue Funds account to support the costs to the commission of contracting with an outside entity to conduct and complete an actuarial study pursuant to section 5, subsection 2.

PART LL

Sec. LL-1. 27 MRSA §10 is enacted to read:

§10. Imagination Library of Maine Fund

The Imagination Library of Maine Fund, referred to in this section as "the fund," is established within the Maine State Library. The State Librarian shall administer the fund. The fund may receive appropriations, allocations, grants or gifts from public and private sources and eligible federal funds. All money included in the fund must be used for the purposes set forth in this section.

1. Fund purpose. The purpose of the fund is to promote and encourage reading by children of this State and to develop a statewide initiative to provide age-appropriate books to children from birth to 5 years of age at their homes on a monthly basis.

2. Match. The fund must provide a 50% match of the necessary funds, if available, to support local partners in the provision of one book per month for registered children through the initiative described in subsection 1.

3. Duties of State Librarian. The State Librarian, or the State Librarian's designee, shall:

A. Manage the daily operations and provide oversight of the fund, including but not limited to establishing region-based programs throughout the State and advancing the programs to ensure enrollment growth, and administration of the 50% match from the fund for each program;

B. Develop, promote and coordinate a program to make potential donors aware of the opportunity to donate to the fund; and

C. Develop, promote and coordinate a program to make the public aware of the opportunity to register children to receive age-appropriate books on a

monthly basis. To receive books on a monthly basis, a child must be no more than 5 years of age and have a residence in this State.

Sec. LL-2. Report. The State Librarian shall submit a report that includes updates on the implementation of the Imagination Library of Maine Fund under the Maine Revised Statutes, Title 27, section 10 and recommendations to the Governor and the joint standing committee of the Legislature having jurisdiction over education matters by January 31, 2023.

Sec. LL-3. Transfer from General Fund unappropriated surplus; Imagination Library of Maine Fund. Notwithstanding any provision of law to the contrary, the State Controller shall transfer \$200,000 from the unappropriated surplus of the General Fund to the Imagination Library of Maine Fund, Other Special Revenue Funds account within the Maine State Library on or before June 30, 2022 to provide funding for the creation of the Imagination Library of Maine Fund under the Maine Revised Statutes, Title 27, section 10.

PART MM

Sec. MM-1. P&SL 1941, c. 37, §2, 2nd ¶, as amended by PL 2021, c. 398, Pt. DDDD, §1, is further amended to read:

The Maine Maritime Academy by action of its board may borrow money, not in excess of \$10,000,000 in the aggregate at any one time outstanding, make and issue negotiable notes, bonds and other evidences of indebtedness or obligations of the academy for the construction of dormitories, dining facilities, student union, and any other buildings and improvements, including land acquisition in connection therewith, and equipment and furnishings therefor, or in anticipation of appropriated state or federal funds, and secure the payment of such obligations or any part thereof by mortgaging its properties or pledging any part of its revenues, and do all other lawful things necessary and incidental to the foregoing powers, except that the portion entire amount of any borrowing for which the related debt service is funded by an appropriation by the State, in whole or in part, or contractually committed to the Maine Maritime Academy from 3rd-party sources, including foundations, public-private partnership arrangements or donors, is not included in calculating the amount limitation in this paragraph. The Maine Maritime Academy may borrow money or accept grants from federal and state governments and agencies thereof and from any other sources, or both. Such construction must be under the supervision of the Bureau of General Services.

PART NN

Sec. NN-1. 5 MRSA §17806, sub-§1, ¶A, as amended by PL 2015, c. 334, §1, is further amended to read:

A. Except as provided in paragraphs A-1 ~~and~~, A-2, ~~and~~ A-3, whenever there is a percentage increase in the Consumer Price Index from July 1st to June 30th, the board shall automatically make an equal percentage increase in retirement benefits, beginning in September, up to a maximum annual increase of 3%. Effective July 1, 2011, the increase applies to that portion of the retirement benefit up to \$20,000, which amount must be indexed in subsequent years by the same percentage adjustments granted under this ~~paragraph and paragraph A-2~~ section. Effective July 1, 2022, the increase applies to that portion of the retirement benefit up to \$24,186.25, which amount must be indexed in subsequent years by the same percentage adjustments granted under this section.

Sec. NN-2. 5 MRSA §17806, sub-§1, ¶A-3 is enacted to read:

A-3. For cost-of-living adjustments awarded in fiscal year 2021-22 only, the board shall automatically make a percentage increase in retirement benefits of 4.0%. The increase applies to that portion of the retirement benefit that would otherwise be subject to an increase under paragraph A.

Sec. NN-3. Transfer from General Fund unappropriated surplus. Notwithstanding any provision of law to the contrary, on or before June 30, 2022, the State Controller shall transfer \$104,789,515 from the unappropriated surplus of the General Fund to the Retirement Allowance Fund within the Maine Public Employees Retirement System for the purpose of providing the resources to fund an additional cost-of-living increase of 1.0% of the established 2021 maximum benefit subject to an increase and to establish the 2022 maximum benefit subject to a cost-of-living increase as \$24,186.25 for retirees from the state-sponsored retirement plans. The additional 1.0% applies to retirement benefit payments, up to a maximum of \$22,947.11, for the one-year period ending August 31, 2021. This additional increase applies to retirees who were eligible for a cost-of-living adjustment in September 2021. The additional increase made pursuant to this section is cumulative and is included in the calculation of future benefit adjustments.

PART OO

Sec. OO-1. Transfer from General Fund unappropriated surplus; Maine Community College System Free Community College - 2 Enrollment Years program. Notwithstanding any provision of law to the contrary, the State Controller shall transfer \$20,000,000 from the unappropriated surplus of the General Fund to the Maine Community College System Free Community College - 2 Enrollment Years program, Other Special Revenue Funds account within the Maine Community College System on or before June 30, 2022 to provide 2 years of free community college for all eligible students.

1. Eligibility. For purposes of this Part, an eligible student is:

- A. A high school graduate in the class of 2020, 2021 or 2022 who enrolls in a Maine community college in the fall of 2022;
- B. A high school graduate in the class of 2023 who enrolls in a Maine community college in the fall of 2023;
- C. A person who obtains the equivalent of a high school diploma in 2020, 2021 or 2022 who enrolls in a Maine community college in the fall of 2022; or
- D. A person who obtains the equivalent of a high school diploma in 2023 who enrolls in a Maine community college in the fall of 2023.

2. Conditions. In order to receive 2 years of free community college, an eligible student must:

- A. Be enrolled in a community college full-time;
- B. Pursue an associate degree or academic credential;
- C. Live in the State at the time of enrollment in a community college and for the duration of that enrollment; and
- D. Accept all available federal and state grants, scholarships and other sources of funding.

Sec. OO-2. Reporting. Notwithstanding any provision of law to the contrary, by October 1, 2022 and October 1, 2023 the Maine Community College System shall submit a report to the Governor and the joint standing committee of the Legislature having jurisdiction over education matters on the use and success of the program.

PART PP

Sec. PP-1. Transfer from General Fund unappropriated surplus; Highway and Bridge Capital. Notwithstanding any provision of law to the contrary, on or before June 30, 2022, the State Controller shall transfer \$50,000,000 from the unappropriated surplus of the General Fund to the Department of Transportation, Highway and Bridge Capital, Other Special Revenue Funds account for the purpose of supporting highway and bridge projects.

PART QQ

Sec. QQ-1. 5 MRSA §947-B, sub-§1, ¶M, as amended by PL 2021, c. 398, Pt. U, §3, is further amended to read:

M. Director, Legislative Affairs and Communications; ~~and~~

Sec. QQ-2. 5 MRSA §947-B, sub-§1, ¶N, as enacted by PL 2021, c. 398, Pt. U, §4, is amended to read:

N. Director, Office of Marijuana Policy; and

Sec. QQ-3. 5 MRSA §947-B, sub-§1, ¶O is enacted to read:

O. Director of Operations.

PART RR

Sec. RR-1. 22 MRSA §3737-A is enacted to read:

§3737-A. Early childhood educator workforce salary supplements

The department shall develop and implement a system to provide salary supplements to child care providers and early childhood educators who provide direct services to children in a child care facility licensed under section 8301-A, subsection 2 or who are family child care providers licensed under section 8301-A, subsection 3. Any salary supplement funding provided by the department under this section to a child care facility or family child care provider must be paid by that child care facility or family child care provider in order to increase wages for any child care provider or early childhood educator who provides direct services to children.

Until June 30, 2023, a child care facility or family child care provider shall distribute salary supplements received under this section in the same amount to any child care provider or early childhood educator who provides direct services to children employed by the facility or provider. Beginning July 1, 2023, the department shall establish by rule and shall implement a tiered system for salary supplements under this section. The rules must provide, at a minimum, 3 tiers based on the education and experience levels of child care providers and early childhood educators. The 2nd tier must provide a salary supplement that is at least 50% greater than the first tier and the 3rd tier must provide a salary supplement that is at least 50% greater than the 2nd tier. Rules adopted under this section are routine technical rules pursuant to Title 5, chapter 375, subchapter 2-A.

PART SS

This Part left blank intentionally.

PART TT

Sec. TT-1. 4 MRSA §1610-I, as amended by PL 2021, c. 451, §1, is further amended to read:

§1610-I. Additional securities; judicial branch

Notwithstanding any limitation on the amount of securities that may be issued pursuant to section 1606, subsection 2, the authority may issue additional securities from time to time in an aggregate amount not to exceed \$95,600,000 outstanding at any one time for the purposes of paying the costs associated with the planning, purchasing, financing, acquiring, constructing, renovating, furnishing, equipping, improving, extend-

ing, enlarging and consolidating new and existing facilities and projects relating to the judicial branch in the counties of Oxford, Waldo and York, acquiring and improving property relating to the judicial branch in Hancock County, replacing and upgrading ventilation systems in facilities relating to the judicial branch in Presque Isle, Lewiston, Rockland, Skowhegan and West Bath and planning for other court facilities.

PART UU

Sec. UU-1. Transfer from General Fund unappropriated surplus; Bureau of Policy and Management, Lobster Fisheries Litigation Fund. Notwithstanding any provision of law to the contrary, on or before June 30, 2022, the State Controller shall transfer \$3,000,000 from the unappropriated surplus of the General Fund to the Department of Marine Resources, Bureau of Policy and Management, Lobster Fisheries Litigation Fund, Other Special Revenue Funds account to support litigation costs in defense of the State's lobster fishery. At the close of fiscal year 2031-32, amounts remaining in the Bureau of Policy and Management, Lobster Fisheries Litigation Fund, Other Special Revenue Funds account must be transferred to the Maine Budget Stabilization Fund.

PART VV

Sec. VV-1. 5 MRSA §131, sub-§2, as enacted by PL 2019, c. 326, §1, is amended to read:

2. Certain payments not immediate. Notwithstanding subsection 1, payments from a department or agency of the State made to the State Treasury through the use of automated procedures, electronic processes and computer-driven technology must be deposited in the State Treasury in accordance with the requirements established in rules adopted by the Treasurer of State and the State Controller. The Treasurer of State and the State Controller shall adopt rules to implement this subsection, including rules outlining procedures for the use of automated procedures, electronic processes and computer-driven technology for the collection of these payments pursuant to this subsection. Rules adopted pursuant to this subsection may not waive prohibitions against deductions on account of salaries, fees, costs, charges, expenses, refunds, claims or demands of any description whatsoever. Rules adopted pursuant to this subsection are ~~major substantive rules as defined by section 8071~~ routine technical rules as defined in chapter 375, subchapter 2-A.

PART WW

Sec. WW-1. 30-A MRSA c. 201, sub-c. 3-C is enacted to read:

SUBCHAPTER 3-C

EMERGENCY HOUSING RELIEF

§4765. Emergency Housing Relief Fund and Program

1. Creation. The Emergency Housing Relief Fund, referred to in this section as "the fund," is established within the Maine State Housing Authority. The fund may receive money from any available state, federal or private source. The fund may not lapse, but must be carried forward to carry out the purposes of this subchapter.

2. Program. The Emergency Housing Relief Fund Program, referred to in this section as "the program," is established within the Maine State Housing Authority.

3. Uses of fund. The fund may be used for short-term or long-term assistance under the program, which may include:

A. Providing rental assistance or appropriate housing for people experiencing homelessness who are staying in hotels as a short-term housing solution;

B. Supplementing or creating a program similar to the home investment partnerships program created pursuant to the federal American Rescue Plan Act of 2021 to purchase and convert appropriate buildings to housing to address the needs of people experiencing homelessness or facing other immediate housing needs;

C. Supplementing or enhancing other short-term rental assistance programs such as rapid rehousing services;

D. Creating supportive housing for people with disabilities, mental health challenges or substance use disorder using an approach that prioritizes providing permanent housing to people experiencing homelessness; and

E. Any other use that addresses housing emergencies in the State.

4. Reporting. Beginning February 1, 2023, the Maine State Housing Authority shall provide a quarterly report of expenditures from the fund and the goals and achievements of the program to the joint standing committee of the Legislature having jurisdiction over housing matters.

Sec. WW-2. Transfer from General Fund unappropriated surplus; Emergency Housing Relief Fund. Notwithstanding any provision of law to the contrary, on or before June 30, 2023, the State Controller shall transfer \$22,000,000 from the unappropriated surplus of the General Fund to the Maine State Housing Authority, Emergency Housing Relief Fund, Other Special Revenue Funds account to provide rental assistance, supplement or create other programs addressing the needs of people experiencing homelessness or facing other immediate housing needs, supplement other short-term rental assistance programs, create supportive housing for people with disabilities, mental health challenges or substance use disorder using an approach that prioritizes providing permanent housing to

people experiencing homelessness and support other uses that address housing emergencies in the State.

PART XX

Sec. XX-1. 5 MRSA §12004-I, sub-§2-I is enacted to read:

2-I.

Agriculture	<u>Advisory Committee on the Fund To Address PFAS Contamination</u>	<u>Legislative Per Diem and Expenses for Legislators/Expenses Only for Other Members</u>	<u>7 MRSA §320-L</u>
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Sec. XX-2. 7 MRSA c. 10-D is enacted to read:

CHAPTER 10-D

FUND TO ADDRESS PFAS CONTAMINATION

§320-K. Fund To Address PFAS Contamination

1. Definitions. As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

A. "Advisory committee" means the Advisory Committee on the Fund To Address PFAS Contamination in section 320-L.

B. "Agricultural land" has the same meaning as in section 32, subsection 2.

C. "Commercial farm" means a farm that produces any farm product with the intent that the farm product be sold or otherwise disposed of to generate income.

D. "Farm product" has the same meaning as in section 52, subsection 3-A.

E. "Fund" means the Fund To Address PFAS Contamination established under subsection 2.

F. "Perfluoroalkyl and polyfluoroalkyl substances" or "PFAS" has the same meaning as in Title 32, section 1732, subsection 5-A.

G. "Septage" has the same meaning as in Title 38, section 1303-C, subsection 27.

H. "Sludge" has the same meaning as in Title 38, section 1303-C, subsection 28-A.

2. Fund established. The Fund To Address PFAS Contamination is established within the office of the commissioner as a nonlapsing account for the purposes specified in this chapter.

3. Sources of the fund. The fund is funded from money accepted by the commissioner or allocated or appropriated by the Legislature, including funds stipulated for deposit in the fund as part of the terms of settlement of legal actions relating to PFAS contamination against corporations, partnerships or individuals.

4. Purposes. Allocations from the fund may be made as determined by the department upon recommendation of the advisory committee and for the following purposes:

A. Monitoring the health of a person, and members of that person's household, whose agricultural land is found to be contaminated by PFAS;

B. Providing medical care to a person found to have blood levels of PFAS greater than the general population or health effects associated with exposure to PFAS;

C. Relocating a commercial farm when the agricultural land of the farm is found to be contaminated by PFAS;

D. Buying and selling agricultural land found to be contaminated by PFAS;

E. Investing in equipment, facilities and infrastructure to ensure that a commercial farm with land found to be contaminated by PFAS maintains profitability while the commercial farm transitions to an alternative cropping system or implements remediation strategies, technological adaptations, solar development or other modifications to its operations in response to PFAS contamination;

F. Assisting a commercial farm with land found to be contaminated by PFAS with developing enterprise budgets for alternative cropping systems, remediation strategies or technological adaptations or transitioning to alternative revenue streams, including but not limited to land use systems combining agricultural use of the land with solar energy production;

G. Providing short-term assistance to a person whose commercial farm is found to be contaminated by PFAS, including but not limited to income replacement and mortgage payments;

H. Evaluating the capacity of PFAS testing and data management in the State;

I. Conducting research that supports short-term farm management decisions and assesses future options for viable uses of agricultural land that has been contaminated with PFAS;

J. Conducting research that quantifies the impact of PFAS on commercial farms and agricultural communities in the State;

K. Conducting research on soil and water remediation systems and the viability of those systems for commercial farms;

L. Conducting research on alternative cropping systems, PFAS uptake of different crops, the use of livestock systems to mitigate exposure to and for remediation of PFAS and food safety criteria for food products;

M. Developing and implementing educational programs for landowners, including but not limited to determining best practices for informing residents about the potential of being near or on a site on which sludge or septage application was licensed or permitted by the State prior to 2019, and providing information and guidance on buying or selling agricultural lands that have had sludge or septage applied;

N. Long-term monitoring of PFAS contaminated sites and establishing a corresponding centralized data repository;

O. Establishing food safety criteria and guidance for farm products;

P. Assisting commercial farms and others in the agricultural sector not directly affected by PFAS contamination with marketing efforts whose branding and marketing may be affected by public perception of PFAS contamination in the State; and

Q. Regional planning with other states and the Federal Government to protect food supply and farmers in the State from out-of-state PFAS contamination.

5. Administration. The department shall administer the fund allocations in accordance with a plan that establishes funding priorities, administration and oversight and with the review and advice of the advisory committee. The department may contract for professional services to carry out the purposes of this section.

6. Rules. The department may adopt rules to implement this chapter. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

7. Reports. Beginning March 1, 2023, and annually thereafter, the department shall submit a report on the plan under subsection 5 and on the uses of the fund to the joint standing committees of the Legislature having jurisdiction over agriculture, conservation and forestry, environment and natural resources and health and human services matters. The report must include information on the status of carrying out the purposes of the fund as described in subsection 4, additional needs identified by the agricultural community, what funds have been disbursed from the fund and for what purpose those funds were disbursed. The report must include the activities of the advisory committee, including, but not limited to, the number of meetings held, a summary of each meeting and recommendations for legislation from the advisory committee.

§320-L. Advisory Committee on the Fund To Address PFAS Contamination

The Advisory Committee on the Fund To Address PFAS Contamination is established pursuant to Title 5, section 12004-I, subsection 2-I to make recommendations to the department regarding administration of the

fund and to report to the Legislature. In order to develop recommendations for the department, the advisory committee may form working groups that include and seek input from subject matter experts from the public and private sectors to deliberate issues relating to the purposes of the fund as described in section 320-K, subsection 4, including, but not limited to, health monitoring, short-term financial aid for farmers, research priorities, solar siting, long-term environmental monitoring and land acquisition.

1. Membership. The advisory committee consists of:

A. Two members of the Senate, appointed by the President of the Senate, including one member of the party holding the largest number of seats in the Senate and one member of the party holding the 2nd largest number of seats in the Senate;

B. Two members of the House of Representatives, appointed by the Speaker of the House of Representatives, including one member of the party holding the largest number of seats in the House and one member of the party holding the 2nd largest number of seats in the House;

C. The commissioner or the commissioner's designee;

D. The Commissioner of Environmental Protection or the commissioner's designee;

E. The Commissioner of Health and Human Services or the commissioner's designee;

F. The dean of the Maine Agricultural and Forest Experiment Station at the University of Maine, College of Natural Sciences, Forestry, and Agriculture or the dean of the University of Maine Cooperative Extension, appointed by the President of the University of Maine;

G. One member of the public representing the financial sector and with expertise in agricultural finance and lending, appointed by the commissioner;

H. Five members of the public representing the agricultural sector, appointed by the commissioner; and

I. One member of the public with expertise in public health, appointed by the commissioner.

The 7 members of the public appointed by the commissioner serve on the advisory committee for terms of 3 years. Members may be appointed for consecutive terms. Members who are Legislators are appointed for the duration of the legislative terms of office for which they were appointed.

2. Chairs. The first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the advisory committee.

3. Reports. The advisory committee shall hold at least 2 public hearings annually to seek input from the public on efforts to meet the purposes of the fund. All proceedings of the advisory committee are public proceedings within the meaning of Title 1, chapter 13, subsection 1. Notwithstanding Title 1, section 403, subsection 6, all records of proceedings of the advisory committee are public and subject to the requirements of Title 1, section 403, subsection 2. The advisory committee shall report to the joint standing committee of the Legislature having jurisdiction over agricultural matters and the joint standing committee of the Legislature having jurisdiction over environmental matters annually, beginning March 1, 2023, on the input from subject matter experts under subsection 1 and members of the public on issues relating to the purposes and the use of the fund. The joint standing committee of the Legislature having jurisdiction over agricultural matters and the joint standing committee of the Legislature having jurisdiction over environmental matters may report out legislation related to each annual report to the Legislature in the session when the report is received.

Sec. XX-3. Initial plan priorities; programs. The Department of Agriculture, Conservation and Forestry, referred to in the section as "the department," shall develop and implement an initial plan that prioritizes funding and implementation of the following programs consistent with the purposes in the Maine Revised Statutes, Title 7, section 320-K, subsection 4. The department shall seek public comment on a draft proposal before final adoption of the plan. For the purposes of this section, "PFAS," "commercial farm" and "agricultural land" have the same meanings as in Title 7, section 320-K, subsection 1.

1. The department shall establish a program as soon as practicable to provide short-term assistance to a person whose commercial farm is found to be contaminated by PFAS that may include income replacement and mortgage payments.

2. The department may establish a program to fund long-term assistance for commercial farms with agricultural land that is found to be contaminated by PFAS. The program must address a range of alternative strategies including assisting farmers with investing in equipment, facilities and infrastructure to maintain profitability during a transition to alternative cropping systems, remediation strategies, technological adaptations, solar development or other modifications to its operations; purchasing agricultural land found to be contaminated by PFAS; assisting farmers with renegotiating mortgages and lines of credit; and assisting farmers whose land is found to be contaminated by PFAS with purchasing of alternative land.

3. The department may establish, in coordination with the Department of Health and Human Services, Maine Center for Disease Control and Prevention, a PFAS medical monitoring and blood levels of PFAS

testing program for persons whose drinking water or agricultural land is found to be contaminated by PFAS. If the department establishes a program under this subsection, the department may not require a person to show a present injury or disease to qualify for the program.

A. In accordance with rules adopted by the department under Title 7, section 320-K, subsection 6, the program may include payment by the department for annual testing of blood levels of PFAS and related services and diagnostic evaluations for an affected person who does not have sufficient health coverage for testing under this paragraph and related services. The program must allow the drawing of blood for the testing in a health care provider's office or by a laboratory. The program must allow a blood sample taken by a health care provider or laboratory to test for blood levels of PFAS to be sent to a facility approved by the Department of Health and Human Services.

B. The department may develop criteria for funding medical monitoring and health care for persons found to have blood levels of PFAS greater than the general population and when it is medically relevant to undergo periodic medical examination and health care.

Sec. XX-4. Long-term plan for the administration of the funds. In implementing the Fund To Address PFAS Contamination, under the Maine Revised Statutes, Title 7, section 320-K, the Department of Agriculture, Conservation and Forestry shall, with the advice of the Advisory Committee on the Fund To Address PFAS Contamination:

1. Review examples in other state, federal and international jurisdictions of compensatory, research or public health monitoring program parameters;

2. Consult with experts and participants in similar programs;

3. Consult with stakeholders affected by PFAS contamination by holding public hearings and receiving public comments;

4. Develop methods for determining parameters of the fund components, including, but not limited to, determining financial assistance offerings, evaluating agricultural land valuation, establishing research priorities and assessing research proposals and establishing the need for and scope of long-term health monitoring and land monitoring, and offer recommendations to alter the fund components;

5. Develop processes and criteria to be used to determine funding awards;

6. Create a time frame for the implementation of the fund and for the consideration of applications for fund programs and issuance of payments, including, but not limited to, land appraisals and income tax statements;

7. Recommend changes to the administration of the fund and corresponding programs to the Legislature, if necessary;

8. Establish rules in accordance with Title 7, section 320-K, subsection 6 to ensure that applicants for fund programs are able to participate in the process;

9. Assess where and how the fund would be best housed and operated within State Government in the future; and

10. Take into consideration recommendations, including suggested legislation, of the advisory committee.

Sec. XX-5. Advisory committee to consider findings and recommendations. By March 1, 2023, the Advisory Committee on the Fund To Address PFAS Contamination established in the Maine Revised Statutes, Title 7, section 320-L shall consider the Department of Agriculture, Conservation and Forestry February 4, 2022 report "Findings and Recommendations for a PFAS Study Plan Supporting L.D. 558" when developing advisory committee recommendations, including but not limited to funding for research, regarding administration of the Fund To Address PFAS Contamination.

Sec. XX-6. Transfer to the Department of Agriculture, Conservation and Forestry, Office of the Commissioner program; on or before May 1, 2022. Notwithstanding any provision of law to the contrary, on or before May 1, 2022, the State Controller shall transfer \$5,000,000 from the unappropriated surplus of the General Fund to the Department of Agriculture, Conservation and Forestry, Office of the Commissioner program, Fund To Address PFAS Contamination, Other Special Revenue Funds account for the purposes as provided under the Maine Revised Statutes, Title 7, section 320-K, subsection 4.

Sec. XX-7. Transfer to the Department of Agriculture, Conservation and Forestry, Office of the Commissioner program; on or before June 30, 2023. Notwithstanding any provision of law to the contrary, on or before June 30, 2023, the State Controller shall transfer \$55,000,000 from the unappropriated surplus of the General Fund to the Department of Agriculture, Conservation and Forestry, Office of the Commissioner program, Fund To Address PFAS Contamination, Other Special Revenue Funds account for the purposes as provided under the Maine Revised Statutes, Title 7, section 320-K, subsection 4.

Sec. XX-8. Advisory committee; initial terms. Notwithstanding the Maine Revised Statutes, Title 7, section 320-L, subsection 1, the Commissioner of Agriculture, Conservation and Forestry shall appoint initial public members to the Advisory Committee on the Fund To Address PFAS Contamination as follows: 2 members of the public for 2-year terms, 3 members of

the public for 3-year terms and 2 members of the public for 4-year terms.

Sec. XX-9. Appointments; convening of advisory committee. All appointments to the Advisory Committee on the Fund To Address PFAS Contamination established in the Maine Revised Statutes, Title 7, section 320-L must be made no later than 15 days following the effective date of this Part. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the advisory committee. If 15 days or more after the effective date of this Part a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the advisory committee to meet and conduct its business.

PART YY

Sec. YY-1. 7 MRSA c. 419, as amended, is repealed.

Sec. YY-2. 36 MRSA c. 725, as amended, is repealed.

Sec. YY-3. PL 2019, c. 548, §3 is repealed.

Sec. YY-4. Transfer from Tick Laboratory and Pest Management Fund; Bureau of Revenue Services. On or before June 1, 2022, the State Controller shall transfer \$40,000 from the University of Maine System, Tick Laboratory and Pest Management Fund, Other Special Revenue Funds account to the Department of Administrative and Financial Services, Bureau of Revenue Services, Other Special Revenue Funds account for reimbursement of administrative costs associated with the pesticide container fee established under the Maine Revised Statutes, Title 36, section 4941 and the costs associated with the repeal of the pesticide container fee in this Part.

Sec. YY-5. Transfer from Tick Laboratory and Pest Management Fund; Board of Pesticides Control. On or before June 1, 2022, the State Controller shall transfer \$60,000 from the University of Maine System, Tick Laboratory and Pest Management Fund, Other Special Revenue Funds account to the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control, Other Special Revenue Funds account.

Sec. YY-6. Disbursement of funds remaining in the Tick Laboratory and Pest Management Fund. After August 31, 2022 and before September 9, 2022, the State Controller shall distribute the remaining balance in the University of Maine System, Tick Laboratory and Pest Management Fund as follows:

1. Ten percent to the University of Maine at Orono;

2. Fifteen percent to the University of Maine Cooperative Extension to be used for outreach and education initiatives on pest management and pesticide safety;

3. Fifty percent to the University of Maine Cooperative Extension to be used for nonadministrative costs related to a tick laboratory; and

4. Twenty-five percent to the University of Maine at Orono for pest research projects.

Sec. YY-7. Effective date. That section of this Part that repeals the Maine Revised Statutes, Title 36, chapter 725 takes effect July 1, 2022.

PART ZZ

Sec. ZZ-1. 21-A MRSA §610 is enacted to read:

§610. Election transparency

1. Guide to election procedures and training program for new municipal clerks. The Secretary of State shall produce and publicly disseminate a guide to election laws, rules and procedures and conduct a training program for new municipal clerks beginning February 1, 2024 and every 2 years thereafter. The guide and training program must include:

A. Requirements for polling places and the conduct of elections;

B. Information about devices and software used to capture, interpret or tally votes and the capabilities and deployment of the devices and software;

C. Duties of election officials on, before and after election day;

D. Opportunities for citizens to monitor election procedures; and

E. Other election laws, rules or procedures that the Secretary of State determines appropriate for the public interest.

Staff in the Department of the Secretary of State who produce and publicly disseminate this guide or conduct this training program may not engage in partisan political activities that create an appearance of partiality with regard to an election administered by the department, including but not limited to making a contribution to a campaign, serving on a political action committee or campaign committee or soliciting votes in support of or in opposition to an issue or candidate appearing on a ballot.

2. Log of public concerns. The Secretary of State shall implement a system for collecting and logging concerns from members of the public regarding the conduct of elections. The log must describe each concern and any action taken to address the concern. Instructions for reporting concerns under this subsection must

be posted at all polling places and included in the guide produced under subsection 1.

3. Election report. Beginning December 15, 2025 and every 2 years thereafter, the Secretary of State shall submit a report to the joint standing committee of the Legislature having jurisdiction over elections matters that includes a list of all election-related studies or reports issued by the Secretary of State after the date of the previous report as well as the following information regarding the most recent general election and all subsequent elections:

A. A summary of the election-related concerns received and logged under subsection 2;

B. A summary of any post-election audits conducted;

C. A summary of any recounts conducted, including a description of any discrepancies in vote totals and explanations for discrepancies when available; and

D. Recommendations for remedying any problems identified in the election process at the state or local level.

4. Rules. The Secretary of State may adopt routine technical rules as defined in Title 5, chapter 375, subchapter 2-A to carry out the purposes of this section.

Sec. ZZ-2. 21-A MRSA §726 is enacted to read:

§726. Post-election audits

1. Definition. For purposes of this section, "eligible election" includes any contested election for state or federal office and any election on a statewide referendum question.

2. Authority. Beginning January 1, 2025, the Secretary of State may conduct post-election audits of selected eligible elections pursuant to this section.

3. Post-election audit design. Post-election audits must be conducted on the basis of statistical principles designed to limit the risk that certified election returns may produce an incorrect outcome. The risk limit must be established by the Secretary of State prior to each eligible election. Auditors shall visually examine each original, paper ballot selected for the audit and shall review the records documenting the chain of custody and secure storage of ballots as well as any additional documents identified by the Secretary of State by rule.

4. Selection of elections to be audited. Eligible elections to be audited must be selected in accordance with criteria established by the Secretary of State by rule.

5. Public proceeding. A post-election audit is a public proceeding as defined in Title 1, section 402, subsection 2. Notwithstanding Title 1, section 403, the

Secretary of State may limit the number of members of the public and representatives of the media who may attend if there is insufficient space and the presence of additional individuals would interfere with the conduct of the post-election audit. The public notice required by Title 1, section 406 must be provided at least 24 hours prior to the commencement of the post-election audit.

6. Partisan political activities prohibited. Staff in the Department of the Secretary of State who conduct a post-election audit pursuant to this section may not engage in partisan political activities that create an appearance of partiality with regard to an election administered by the department, including but not limited to making a contribution to a campaign, serving on a political action committee or campaign committee or soliciting votes in support of or in opposition to an issue or candidate appearing on a ballot.

7. Rulemaking. The Secretary of State may adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. ZZ-3. Resolve 2019, c. 48 is repealed.

Sec. ZZ-4. Secretary of State to conduct pilot post-election audit. The Secretary of State shall design and conduct a pilot post-election audit based on statistical principles designed to limit the risk that certified election returns may produce an incorrect outcome. In designing and conducting the pilot post-election audit, the Secretary of State shall consult with an ad hoc committee composed of state and municipal election officials, election security advocates and other experts in the field of election audits and recounts. The pilot post-election audit must be conducted following the general election scheduled for November 2024. By February 1, 2025, the Secretary of State shall submit a report on the pilot post-election audit with any recommended legislation to the joint standing committee of the Legislature having jurisdiction over elections matters. The joint standing committee may report out legislation based on the report to the First Regular Session of the 132nd Legislature.

PART AAA

Sec. AAA-1. 22 MRSA §3174-S, sub-§2-A is enacted to read:

2-A. School-based preventive oral health services. By January 1, 2025, the department shall provide preventive oral health services through the Maine Center for Disease Control and Prevention in all schools in the State.

Sec. AAA-2. 22 MRSA §3174-S, sub-§3, as reallocated by RR 1997, c. 2, §45, is amended to read:

3. Goal. It is the goal of the Legislature that children enrolled in the Medicaid program in all regions of the State ~~have the same access to dental care as children~~

enrolled in private dental insurance programs receive at least one preventive dental visit annually.

Sec. AAA-3. 22 MRSA §3174-S, sub-§4, as reallocated by RR 1997, c. 2, §45, is amended to read:

4. Annual report. By February 15, 1999 and annually thereafter, the department shall submit to the joint standing committee of the Legislature having jurisdiction over health and human services matters an annual report containing information related to the progress of the department in meeting the goal stated in subsection 3 and an action plan to increase access to dental care. The report must include an analysis of the progress being made in increasing access, the problems incurred within the prior year and corrective action to be taken. The action plan must consider the following strategies to increase access: nonprofit clinics; purchase of practice clinics; enhanced reimbursement for dentists serving a large number of children under the Medicaid program; and contracts with dental clinics and health centers to provide dental care. After February 15, 2023, the report must be submitted by December 31st annually and must also include the status of preventive oral health services provided in schools pursuant to subsection 2-A and methods for maximizing Medicaid funding as permitted by federal law for oral health staff positions within the department and school-based preventive oral health services.

Sec. AAA-4. Expansion of oral health services. The Department of Health and Human Services shall expand preventive oral health services currently provided in schools through the school oral health program of the Maine Center for Disease Control and Prevention to all schools in the State to comply with the Maine Revised Statutes, Title 22, section 3174-S, subsection 2-A by expanding on a rolling basis until all schools are providing services by January 1, 2025.

Sec. AAA-5. Value-based payment pilot project. No later than July 1, 2023, the Department of Health and Human Services shall begin a pilot project for an oral health value-based payment model within the MaineCare program that includes prevention, early intervention, disease management and care coordination services for oral health services delivered in schools and early child care settings. The pilot project must last no less than 24 months. The department shall report the results of the pilot project to the joint standing committee of the Legislature having jurisdiction over health and human services matters no later than January 1, 2026.

PART BBB

Sec. BBB-1. 22 MRSA §4066, sub-§2-A is enacted to read:

2-A. Contingency fund expenditures. A summary of expenditures from the Child Protective Services Contingency Fund established in section 4004, subsection 1, paragraph D, including annual spending,

purposes for expenditures and ranges of expenditures for families;

Sec. BBB-2. Department of Health and Human Services to prioritize and ensure supportive services. The Department of Health and Human Services shall study the ability of the State to allow a parent whose minor child was removed from the home but who is engaged in rehabilitation and reunification services to continue to receive services for which the parent was eligible before the child was removed from custody and to receive priority for services for which there is a waiting list and that are critical to allowing families to transition out of the child welfare system. As part of this study, the department shall examine the following:

1. The extent to which a parent may continue to receive services, including but not limited to transportation, child care, housing assistance and home visiting services, at the same level for which the parent was eligible before the child was removed from custody under relevant federal and state laws; and

2. The extent to which families, including both children and parents, can be prioritized for services that have waiting lists, including but not limited to housing vouchers, behavioral health services and substance use disorder treatment, that are necessary for allowing families to transition out of the child welfare system.

The Department of Health and Human Services shall submit a report with its findings and recommendations, including any recommended legislation, to the joint standing committee of the Legislature having jurisdiction over health and human services matters no later than February 1, 2023. The joint standing committee is authorized to report out legislation to the First Regular Session of the 131st Legislature.

Sec. BBB-3. Department of Health and Human Services, special projects manager to prevent child abuse and neglect. The Commissioner of Health and Human Services shall establish within the Department of Health and Human Services a special projects manager position for the prevention of child abuse and neglect. The special projects manager shall:

1. Coordinate the organization of efforts within the department and across state agencies to prevent and reduce the incidence of child abuse and neglect;

2. Lead the development, implementation and oversight of a comprehensive statewide child abuse and neglect prevention plan;

3. Support the coordination of resources and activities across state agencies to strengthen and support families and reduce the likelihood of child abuse and neglect;

4. Work with community-based organizations to coordinate initiatives, programs and activities that prevent child abuse and neglect and foster understanding,

appreciation and knowledge of diverse populations across state agencies and in the community in order to effectively prevent and address child abuse and neglect across diverse racial, economic and geographic populations; and

5. Engage with multiple stakeholders, including state agency leaders; the Director of the Office of Child and Family Services, the Director of the Maine Center for Disease Control and Prevention and the associate director of child welfare within the Department of Health and Human Services; child welfare district managers and caseworkers; community service providers; parents and kinship and resource families; and youth.

The Commissioner of Health and Human Services shall assign to the special projects manager additional duties and assignments based on the development and progression of the cross-agency statewide prevention plan and priorities of the commissioner related to the prevention of child abuse and neglect.

PART CCC

Sec. CCC-1. 22 MRSA §3174-G, sub-§1, ~~¶B~~, as repealed and replaced by PL 2007, c. 695, Pt. C, §9, is amended to read:

B. An infant under one year of age when the infant's family income is equal to or below 200% of the nonfarm income official poverty line, except that the department may adopt a rule that provides that infants in families with income over 185% and equal to or below ~~200%~~ 300% of the nonfarm income official poverty line who meet the eligibility requirements of the Cub Care program established under section 3174-T are eligible to participate in the Cub Care program instead of Medicaid. Rules adopted pursuant to this paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A;

Sec. CCC-2. 22 MRSA §3174-G, sub-§1, ~~¶D~~, as repealed and replaced by PL 2007, c. 695, Pt. C, §10, is amended to read:

D. A child one year of age or older and under 19 years of age when the child's family income is equal to or below 200% of the nonfarm income official poverty line, except that the department may adopt a rule that provides that children described in this paragraph in families with income over 150% and equal to or below ~~200%~~ 300% of the nonfarm income official poverty line who meet the eligibility requirements of the Cub Care program established under section 3174-T are eligible to participate in the Cub Care program instead of Medicaid. Rules adopted pursuant to this paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A;

Sec. CCC-3. 22 MRSA §3174-T, as amended by PL 2017, c. 284, Pt. SSSSSS, §1, is further amended to read:

§3174-T. Cub Care program

1. Program established. The Cub Care program is established to provide health coverage for low-income children who are ineligible for benefits under the Medicaid program and who meet the requirements of subsection 2 or 2-A. The purpose of the Cub Care program is to provide health coverage to as many children as possible within the fiscal constraints of the program budget and without forfeiting any federal funding that is available to the State for the State Children's Health Insurance Program through the federal Balanced Budget Act of 1997, Public Law 105-33, 111 Stat. 251, referred to in this section as the Balanced Budget Act of 1997.

2. Eligibility; enrollment. Health coverage under the Cub Care program is available to children under 19 years of age whose family income is above the eligibility level for Medicaid under section 3174-G and below the maximum eligibility level established under paragraphs A and B; and who meet the requirements set forth in paragraph C ~~and for whom premiums are paid under subsection 5.~~

A. The maximum eligibility level, subject to adjustment by the commissioner under paragraph B, is ~~200%~~ 300% of the nonfarm income official poverty line.

B. If the commissioner has determined the fiscal status of the Cub Care program under subsection 8 and has determined that an adjustment in the maximum eligibility level is required under this paragraph, the commissioner shall adjust the maximum eligibility level in accordance with the requirements of this paragraph.

(1) The adjustment must accomplish the purposes of the Cub Care program set forth in subsection 1.

~~(2) If Cub Care program expenditures are reasonably anticipated to exceed the program budget, the commissioner shall lower the maximum eligibility level set in paragraph A to the extent necessary to bring the program within the program budget.~~

(3) If Cub Care program expenditures are reasonably anticipated to fall below the program budget, the commissioner shall raise the maximum eligibility level set in paragraph A to the extent necessary to provide coverage to as many children as possible within the fiscal constraints of the program budget. If Cub Care program expenditures are reasonably anticipated to exceed the program budget after raising the maximum eligibility level pursuant to

this subparagraph, the commissioner may lower the maximum eligibility level to the level established in paragraph A.

(4) The commissioner shall give at least 30 days' notice of the proposed change in maximum eligibility level to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the joint standing committee of the Legislature having jurisdiction over health and human services matters.

C. All children resident in the State are eligible except a child who:

(1) Is eligible for coverage under the Medicaid program;

(2) Is covered under a group health insurance plan or under health insurance, as defined in Section 2791 of the federal Public Health Service Act, 42 United States Code, Section 300gg(c) (Supp. 1997); or

(4) Is an inmate in a public institution or a patient in an institution for mental diseases; ~~or~~

~~(5) Within the 3 months prior to application for coverage under the Cub Care program, was insured or otherwise provided coverage under an employer-based health plan for which the employer paid 50% or more of the cost for the child's coverage, except that this subparagraph does not apply if:~~

~~(a) The cost to the employee of coverage for the family exceeds 10% of the family's income;~~

~~(b) The parent lost coverage for the child because of a change in employment, termination of coverage under the Consolidated Omnibus Budget Reconciliation Act of 1985, COBRA, of the Employee Retirement Income Security Act of 1974, as amended, 29 United States Code, Sections 1161 to 1168 (Supp. 1997) or termination for a reason not in the control of the employee; or~~

~~(c) The department has determined that grounds exist for a good cause exception.~~

D. Notwithstanding changes in the maximum eligibility level determined under paragraph B, the following requirements apply to enrollment and eligibility:

(1) Children must be enrolled for 12-month enrollment periods. Prior to the end of each 12-month enrollment period the department shall redetermine eligibility for continuing coverage; and

(2) Children of higher family income may not be covered unless children of lower family income are also covered. This subparagraph may not be applied to disqualify a child during the 12-month enrollment period. Children of higher income may be disqualified at the end of the 12-month enrollment period if the commissioner has lowered the maximum eligibility level under paragraph B.

E. Coverage under the Cub Care program may be purchased for children described in subparagraphs (1) and (2) for a period of up to 18 months as provided in this paragraph at a premium level that is revenue neutral and that covers the cost of the benefit and a contribution toward administrative costs no greater than the maximum level allowable under COBRA. The department shall adopt rules to implement this paragraph. The following children are eligible to enroll under this paragraph:

- (1) A child who is enrolled under paragraph A or B and whose family income at the end of the child's 12-month enrollment term exceeds the maximum allowable income set in that paragraph; and
- (2) A child who is enrolled in the Medicaid program and whose family income exceeds the limits of that program. The department shall terminate Medicaid coverage for a child who enrolls in the Cub Care program under this subparagraph.

F. The department may not apply an asset test to a child or child's family when the child is otherwise eligible for the Cub Care program under this section.

2-A. Persons 19 and 20 years of age. Health coverage under the Cub Care program is available to a person 19 or 20 years of age whose family income is above the eligibility level for Medicaid under section 3174-G and below the maximum eligibility level established under subsection 2, paragraphs A and B and who meets the requirements set forth in subsection 2, paragraph C. All the requirements of eligibility, program administration, benefit delivery and outreach established in this section apply to persons 19 and 20 years of age.

3. Program administration; benefit design.

With the exception of premium payments under subsection 5 and any other requirements imposed under this section, the Cub Care program must be integrated with the Medicaid program and administered with it in one administrative structure within the department, with the same enrollment and eligibility processes, benefit package and outreach and in compliance with the same laws and policies as the Medicaid program, except when those laws and policies are inconsistent with this section and the Balanced Budget Act of 1997. The department

shall adopt and promote a simplified eligibility form and eligibility process.

4. Benefit delivery. The Cub Care program must use, but is not limited to, the same benefit delivery system as the Medicaid program, providing benefits through the same health plans, contracting process and providers. Copayments and deductibles may not be charged for benefits provided under the program.

~~**5. Premium payments.** Premiums must be paid in accordance with this subsection.~~

~~A. Premiums must be paid at the beginning of each month for coverage for that month according to the following scale:~~

- ~~(1) Families with incomes between 150% and 160% of the federal nonfarm income official poverty line pay premiums of 5% of the benefit cost per child, but not more than 5% of the cost for 2 children;~~
- ~~(2) Families with incomes between 160% and 170% of the federal nonfarm income official poverty line pay premiums of 10% of the benefit cost per child, but not more than 10% of the cost for 2 children;~~
- ~~(3) Families with incomes between 170% and 185% of the federal nonfarm income official poverty line must pay premiums of 15% of the benefit cost per child, but not more than 15% of the cost for 2 children; and~~
- ~~(4) Families with incomes between 185% and 200% of the federal nonfarm income official poverty line must pay premiums of 20% of the benefit cost per child, but not more than 20% of the cost for 2 children.~~

~~B. When a premium is not paid at the beginning of a month, the department shall give notice of nonpayment at that time and again at the beginning of the 6th month of the 6 month enrollment period if the premium is still unpaid, and the department shall provide an opportunity for a hearing and a grace period in which the premium may be paid and no penalty will apply for the late payment. If a premium is not paid by the end of the grace period, coverage must be terminated unless the department has determined that waiver of premium is appropriate under paragraph D. The grace period is determined according to this paragraph.~~

- ~~(1) If nonpayment is for the first, 2nd, 3rd, 4th or 5th month of the 6 month enrollment period, the grace period is equal to the remainder of the 6 month enrollment period.~~
- ~~(2) If nonpayment is for the 6th month of the 6 month enrollment period, the grace period is equal to 6 weeks.~~

~~C. A child whose coverage under the Cub Care program has been terminated for nonpayment of premium and who has received coverage for a month or longer without premium payment may not reenroll until after a waiting period that equals the number of months of coverage under the Cub Care program without premium payment, not to exceed 3 months.~~

~~D. The department shall adopt rules allowing waiver of premiums for good cause.~~

6. Incentives. In the contracting process for the Cub Care program and the Medicaid program, the department shall create incentives to reward health plans that contract with school-based clinics, community health centers and other community-based programs.

7. Administrative costs. The department shall budget 2% of the costs of the Cub Care program for outreach activities. After the first 6 months of the program and to the extent that the program budget allows, the department may expend up to 3% of the program budget on activities to increase access to health care. ~~Administrative costs must include the cost of staff with experience in health policy administration equal to one full-time equivalent position. In addition, the department shall apply for additional federal funds available for Medicaid outreach activities. The goal of outreach activities under this subsection is to enroll 100% of children eligible for the Cub Care program or the MaineCare program.~~

8. Quarterly determination of fiscal status; reports. On a quarterly basis, the commissioner shall determine the fiscal status of the Cub Care program, determine whether an adjustment in maximum eligibility level is required under subsection 2, paragraph B and report to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the joint standing committee of the Legislature having jurisdiction over health and human services matters on the following matters:

A. Enrollment approvals, denials, terminations, reenrollments, levels and projections. With regard to denials, the department shall gather data from a statistically significant sample and provide information on the income levels of children who are denied eligibility due to family income level;

B. Cub Care program expenditures, expenditure projections and fiscal status;

C. Proposals for increasing or decreasing enrollment consistent with subsection 2, paragraph B;

D. Proposals for enhancing the Cub Care program;

E. Any information the department has from the Cub Care program or from the Bureau of Insurance or the Department of Labor on employer health coverage and insurance coverage for low-income children;

F. The use of and experience with the purchase option under subsection 2, paragraph ~~D~~ E; and

G. Cub Care program administrative costs.

9. Provisions applicable to federally recognized Indian tribes. After consultation with federally recognized Indian nations, tribes or bands of Indians in the State, the commissioner shall adopt rules regarding eligibility and participation of children who are members of a nation, tribe or band, consistent with Title 30, section 6211, in order to best achieve the goal of providing access to health care for all qualifying children within program requirements, while using all available federal funds.

10. Rulemaking. The department shall adopt rules in accordance with Title 5, chapter 375 as required to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined by Title 5, chapter 375, subchapter ~~H-A~~ 2-A.

11. Cub Care drug rebate program. Effective October 1, 1999, the department shall enter into a drug rebate agreement with each manufacturer of prescription drugs that results in a rebate equal to that which would be achieved under the federal Social Security Act, Section 1927.

~~**12. Premium rate review; adjustment.** Effective July 1, 2004, the department shall periodically evaluate the amount of premiums charged under this section to ensure that the premiums charged reflect the most current benefit cost per child. The commissioner shall adjust the premiums by rule. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.~~

Sec. CCC-4. Federal Medicaid waivers or state plan amendments; funding. The Department of Health and Human Services shall establish coverage under the Maine Revised Statutes, Title 22, section 3174-T, subsection 2-A as of the effective date of this Part using state funds. The department may seek to acquire matching federal funds under the Medicaid program by submitting to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services any waivers or state plan amendments determined necessary.

Sec. CCC-5. Federal funding for outreach activities. The Department of Health and Human Services shall apply for federal grant funds available for use for outreach activities as required in the Maine Revised Statutes, Title 22, section 3174-T, subsection 7. These funds must be used to supplement the 2% funding and may not supplant that funding.

Sec. CCC-6. Federal Medicaid waivers or state plan amendments; eligibility. The Department of Health and Human Services shall submit to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services any

waivers or state plan amendments determined necessary in order to accomplish the purposes of this Part, including but not limited to removing the requirement that premiums be paid and removing the requirement that children be subject to the 3-month waiting period for enrollment in the Cub Care program following the loss of health insurance or coverage under an employer-based plan.

Sec. CCC-7. Contingent repeal. The repeal of the Maine Revised Statutes, Title 22, section 3174-T, subsection 2, paragraph C, subparagraph (5) and section 3174-T, subsections 5 and 12 takes effect only if the Department of Health and Human Services receives approval from the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services to remove premium and waiting period requirements for health coverage for low-income children under the Cub Care program established in Title 22, section 3174-T, subsection 1. The Commissioner of Health and Human Services, upon receipt of approval, shall notify the Secretary of State, the President of the Senate, the Speaker of the House of Representatives and the Revisor of Statutes that such approval has been received.

PART DDD

Sec. DDD-1. 36 MRS §5122, sub-§2, ¶M-2, as amended by PL 2017, c. 170, Pt. H, §3, is further amended by amending subparagraph (2), division (d) to read:

(d) "Pension deduction amount" means ~~\$10,000;~~

(i) For tax years beginning prior to January 1, 2022, \$10,000;

(ii) For tax years beginning in 2022, \$25,000;

(iii) For tax years beginning in 2023, \$30,000; and

(iv) For tax years beginning on or after January 1, 2024, \$35,000.

Sec. DDD-2. Application. This Part applies to tax years beginning on or after January 1, 2022.

PART EEE

Sec. EEE-1. Limited-period positions - Department of Labor, Employment Security Services. Notwithstanding any provision of law to the contrary, 5 Accounting Specialist positions, 4 Claims Adjudicator positions, 7 Fraud Investigator positions, 11 Unemployment Compensation Eligibility Agent positions and 2 Unemployment Compensation Team Leader positions within the Department of Labor, Employment Security Services program previously continued by Public Law 2021, chapter 29 are continued through June 8, 2025.

Sec. EEE-2. Limited-period positions - Department of Labor, Employment Security Services. Notwithstanding any provision of law to the contrary, 5 Accounting Associate II positions and 2 Secretary Associate Legal positions within the Department of Labor, Employment Security Services program previously continued by Public Law 2021, chapter 398 are continued through June 8, 2025.

PART FFF

Sec. FFF-1. PL 2021, c. 29, Pt. K, §1 is amended as follows:

Sec. K-1. Transfer from Liquor Operation Revenue Fund. Notwithstanding the Maine Revised Statutes, Title 30-A, section 6054, subsection 4, or any other provision of law to the contrary, the Maine Municipal Bond Bank shall transfer \$20,000,000 during fiscal year 2021-22 and ~~\$20,000,000~~ \$56,000,000 during fiscal year 2022-23 from the Liquor Operation Revenue Fund, established in Title 30-A, section 6054, subsection 1, to the unappropriated surplus of the General Fund.

PART GGG

Sec. GGG-1. Fiscal year 2021-22 year-end unappropriated surplus; 5th priority transfer to the Highway and Bridge Reserve Other Special Revenue Account. Notwithstanding any provision of law to the contrary, at the close of the fiscal year ending June 30, 2022, as the next priority after the transfers authorized pursuant to the Maine Revised Statutes, Title 5, sections 1507 and 1511, the transfer of \$2,500,000 for the Reserve for General Fund Operating Capital pursuant to Title 5, section 1536 and the transfers to the Retiree Health Insurance Internal Service Fund pursuant to Title 5, section 1519 and after all required deductions of appropriations, budgeted financial commitments and adjustments considered necessary by the State Controller have been made, the State Controller shall transfer up to \$35,000,000 from the available balance of the unappropriated surplus of the General Fund to the Highway and Bridge Reserve Other Special Revenue Account.

Sec. GGG-2. Fiscal year 2021-22 year-end unappropriated surplus; 6th priority transfer to the Education Stabilization Fund. Notwithstanding any provision of law to the contrary, at the close of the fiscal year ending June 30, 2022, as the next priority after the transfers authorized pursuant to the Maine Revised Statutes, Title 5, sections 1507 and 1511, the transfer of \$2,500,000 for the Reserve for General Fund Operating Capital pursuant to Title 5, section 1536 and the transfers to the Retiree Health Insurance Internal Service Fund pursuant to Title 5, section 1519 and after all required deductions of appropriations, budgeted financial commitments and adjustments considered necessary by the State Controller and any transfers to the Highway and Bridge Reserve Other

Special Revenue Account authorized in section 1 of this Part have been made, the State Controller shall transfer up to \$15,000,000 from the available balance of the unappropriated surplus of the General Fund to the Education Stabilization Fund established in Title 20-A, section 15698.

Sec. GGG-3. Fiscal year 2021-22 year-end unappropriated surplus; 7th priority transfer to the Disaster Recovery Fund, Other Special Revenue Funds account. Notwithstanding any provision of law to the contrary, at the close of the fiscal year ending June 30, 2022, as the next priority after the transfers authorized pursuant to the Maine Revised Statutes, Title 5, sections 1507 and 1511, the transfer of \$2,500,000 for the Reserve for General Fund Operating Capital pursuant to Title 5, section 1536 and the transfers to the Retiree Health Insurance Internal Service Fund pursuant to Title 5, section 1519 and after all required deductions of appropriations, budgeted financial commitments and adjustments considered necessary by the State Controller and any transfers to the Highway and Bridge Reserve Other Special Revenue Account authorized in section 1 of this Part and any transfers to the Education Stabilization Fund authorized in section 2 of this Part have been made, the State Controller shall transfer up to \$3,300,000 from the available balance of the unappropriated surplus of the General Fund to the Disaster Recovery Fund, Other Special Revenue Funds account within the Department of Defense, Veterans and Emergency Management to fund the State's share of estimated disaster recovery costs.

Sec. GGG-4. Fiscal year 2021-22 year-end unappropriated surplus; transfer from Highway and Bridge Capital program, Other Special Revenue Funds account to the Multimodal Transportation Fund, Other Special Revenue Funds account. Notwithstanding any provision of law to the contrary, the State Controller shall transfer funds deposited in the Highway and Bridge Capital program, Other Special Revenue Funds account pursuant to the Maine Revised Statutes, Title 5, section 1536, subsection 3 at the close of fiscal year 2021-22 up to \$15,000,000 to the Multimodal Transportation Fund, Other Special Revenue Funds account within the Department of Transportation no later than one week after the close of fiscal year 2021-22.

PART HHH

Sec. HHH-1. Lapsed balances; Legislature, General Fund accounts. Notwithstanding any provision of law to the contrary, \$159,125 of unencumbered balance forward from the various program accounts and line categories in the Legislature, General Fund accounts, as specified by the Executive Director of the Legislative Council, lapses to the unappropriated surplus of the General Fund to offset the additional costs of a new position. By September 1, 2022, the Executive Director of the Legislative Council shall review

the Legislature, General Fund accounts and notify the State Controller of the unencumbered balance forward amounts by account and line category totaling \$159,125 that the State Controller shall lapse to the unappropriated surplus of the General Fund no later than June 30, 2023.

PART III

Sec. III-1. Department of Health and Human Services; lapsed balances. Notwithstanding any provision of law to the contrary, \$38,000,000 of unencumbered balance forward from Department of Health and Human Services General Fund carrying accounts, All Other line category, excluding General Assistance - Reimbursement to Cities and Towns, lapses to the unappropriated surplus of the General Fund no later than June 30, 2023.

PART JJJ

Sec. JJJ-1. Behavioral health rate reform and opioid health home care. The Department of Health and Human Services shall use money appropriated under Part A to pay for costs related to the implementation of behavioral health rate reforms and to expand the opioid health home model to serve all MaineCare members with substance use disorder. The department shall implement this section in a manner consistent with the results of rate studies performed by the department.

1. Eligibility expansion and rate adjustments. The Department of Health and Human Services shall prioritize eligibility expansion under rule Chapter 101: MaineCare Benefits Manual, Chapter II, Section 93, Opioid Health Home Services, and the implementation of rate adjustments recommended in rate studies for the following:

- A. Home and community treatment and outpatient therapy under rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 65, Behavioral Health Services;
- B. Assertive community treatment; and
- C. Targeted case management.

2. Excess money. The Department of Health and Human Services shall use money in excess of the amount needed to implement changes for eligibility expansion and rate adjustments for services prioritized under subsection 1 to implement other eligibility expansion or rate increases based on rate studies for other services in rule Chapter 101: MaineCare Benefits Manual, Chapter II, Sections 17, 28, 65 and 92 and behavioral health services delivered in schools, with priority given to crisis services.

3. Effective date of rates. Revised rates for services prioritized under this section take effect on January 1, 2023.

4. **Report.** The Department of Health and Human Services shall report to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and health and human services matters by September 30, 2022 on the timeline and progress toward finalizing and implementing the rate studies.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved, except as otherwise indicated.

Effective April 20, 2022, unless otherwise indicated.

**CHAPTER 636
S.P. 711 - L.D. 1980**

An Act To Allow Internet Payment for Tickets and Chances for Raffles Held by Nonprofit Organizations and Other Eligible Organizations and To Require the Gambling Control Unit To Adopt Certain Rules

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, eligible nonprofit organizations in the State rely on fund-raising to meet their charitable goals; and

Whereas, the COVID-19 pandemic has severely restricted the ability of eligible nonprofit organizations to effectively raise funds, which has directly led to a reduction in charitable giving; and

Whereas, allowing eligible nonprofit organizations to modernize their fund-raising process is needed and will increase charitable giving across the State, especially during the summer tourist season; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 17 MRSA §1831, sub-§7-B, as enacted by PL 2021, c. 136, §2, is amended to read:

7-B. Internet raffle. "Internet raffle" means a raffle in which a person purchases a raffle chance or ticket through, and a winner or winning chances are determined by, a mobile application or other digital platform that involves, at least in part, the use of the Internet. A

raffle where a winner or winning chance is determined by drawing from a container is not an Internet raffle, even if some or all of the raffle chances or tickets are purchased through a digital platform.

Sec. 2. 17 MRSA §1837-A, sub-§7, as enacted by PL 2021, c. 136, §10, is amended to read:

7. Internet raffles; restrictions. An eligible organization described in section 1832, subsection 2 may conduct a raffle described in subsection 2-A or subsection 4 as an Internet raffle if the eligible organization registers with the Gambling Control Unit and the Internet raffle is operated in accordance with the requirements of this chapter by an Internet raffle operator identified on the registration form. Notwithstanding subsection 6, an eligible organization may not conduct more than one Internet raffle at the same time. The eligible organization and Internet raffle operator may not permit a person under 18 years of age to purchase a chance or ticket for an Internet raffle and may not advertise or market the Internet raffle in a manner that has a high likelihood of reaching persons under 18 years of age or that is specifically designed to appeal particularly to persons under 18 years of age.

Sec. 3. 17 MRSA §1837-C is enacted to read:
§1837-C. Raffle entry by payment management system

1. Definitions. As used in this section, unless the context indicates otherwise, the following terms have the following meanings.

A. "Geolocation technology" means a computer program or data collection system that can be used to identify the geographic location of a person interacting with that computer program or data collection system through the Internet.

B. "Payment management system" means a mobile application or other digital platform and the accompanying computer software used to accept payment for a raffle chance or ticket through the Internet.

2. Use of payment management system. When conducting a raffle under section 1837-A that is not an Internet raffle, an eligible organization may accept payment for a raffle chance or ticket from a payment management system if:

A. The payment management system is approved by the director under subsection 3;

B. The raffle chance or ticket is purchased by a person who is at least 18 years of age; and

C. The raffle chance or ticket is purchased by a person who is physically located in the State or another state where the purchase of that raffle chance or ticket would be legal under the laws of that state.

If the eligible organization determines that the purchase of a raffle chance or ticket is made in violation of paragraph B or C, the organization shall immediately refund the payment and void the raffle chance or ticket associated with the purchase.

If the eligible organization conducts a raffle in which a winner receives a firearm, the transfer of that firearm to the winner must be processed through a holder of a federal license for a dealer in firearms who is not a dealer in destructive devices under 18 United States Code, Section 923(a)(3)(B).

An eligible organization that fails to comply with this subsection commits a civil violation punishable by a fine of not less than \$500 and not more than \$5,000.

3. Approval of payment management system.

Upon request from an eligible organization, the director may approve a payment management system for use by the organization in conducting a raffle that is not an Internet raffle only if the director determines that the payment management system:

A. Does not permit the extension of credit from the eligible organization to a person who purchases a raffle chance or ticket;

B. Does not permit a person to initiate a transaction to purchase a raffle chance or ticket and finalize the transaction by providing payment by mail;

C. Includes adequate measures to ensure that a person who purchases a raffle chance or ticket is at least 18 years of age;

D. Includes geolocation technology to determine with a reasonable degree of certainty the state in which a person who purchases a raffle chance or ticket is physically located at the time the purchase is made and allows an eligible organization to prevent a person from purchasing a raffle chance or ticket while the person is physically located in a state where the purchase of that raffle chance or ticket would not be legal under the laws of that state;

E. Provides for the immediate refund of any payment to purchase a raffle chance or ticket made by a person who the organization discovers is under 18 years of age at the time of purchase or was physically located in a state where the raffle being conducted is not legally permitted at the time of purchase;

F. Includes adequate measures to protect the privacy and security of payment information submitted by persons who purchase raffle chances or tickets during the purchase process; and

G. Enables the eligible organization to satisfy the record-keeping and reporting requirements in subsection 6 as well as any other requirements established by the Gambling Control Unit by rule.

4. Payment. A payment management system approved by the director under this section may permit the use of a debit card or other payment method that the eligible organization uses to accept membership dues from out-of-state members and may allow a member of the eligible organization to request that payment for a raffle chance or ticket be made using the member's funds already within the possession of the eligible organization.

5. Guidance for raffle operators. Upon receipt of a request to approve a payment management system under subsection 3, the director shall provide the eligible organization with a guidance document including any information the director determines necessary to assist the eligible organization in complying with the requirements of this section.

6. Record-keeping and reporting requirements.

In addition to the record-keeping requirements under section 1839, an eligible organization that uses a payment management system to conduct a raffle shall:

A. Retain for a period of 3 years an electronic copy of each receipt for the sale of a raffle chance or ticket sold using the payment management system;

B. Retain for a period of one year a physical copy of each raffle ticket stub generated by the sale of a chance or ticket for a raffle sold using the payment management system;

C. Maintain raffle ticket stubs retained under paragraph A or B separately for each individual raffle;

D. Provide receipts for raffle chances or tickets and raffle ticket stubs retained under this subsection to the Gambling Control Unit on request; and

E. Submit an annual report to the Gambling Control Unit that includes the number of raffles conducted using a payment management system during the year covered by the report and the amount of gross receipts for each of those raffles.

An eligible organization that fails to comply with this subsection commits a civil violation punishable by a fine of not less than \$500 and not more than \$5,000.

Sec. 4. Rulemaking required. No later than September 30, 2022, the Department of Public Safety, Gambling Control Unit shall adopt rules relating to games of chance to add a definition of "immediate family member" and, for a Lucky Seven or similar sealed ticket game of chance, to allow limited posting of whether a prize has been awarded and to eliminate the requirement to sell an entire box of serial-numbered tickets before the end of that serial-numbered game. The Gambling Control Unit shall hold a public hearing regarding the adoption of rules required by this section and, after the public hearing, shall allow the submission of written comments regarding the rules for a period of 30 days.

Sec. 5. Appropriations and allocations. The following appropriations and allocations are made.

**PUBLIC SAFETY, DEPARTMENT OF
Gambling Control Board Z002**

Initiative: Provides allocation for one Public Safety Inspector I position and associated All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$75,161
All Other	\$0	\$8,389
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$83,550

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 20, 2022.

CHAPTER 637

H.P. 1309 - L.D. 1758

**An Act Regarding Access to
Telehealth Behavioral Health
Services during Public Health
Emergencies**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §51 is enacted to read:

§51. Exemption to written informed consent requirement for mental health services and substance use disorder treatment during public health emergency

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Licensed facility" means a facility licensed under Title 5, section 20005, subsection 6, paragraph B or Title 34-B, section 1203-A.

B. "Public health emergency" means a federal public health emergency declared pursuant to 42 United States Code, Section 247d or a state public health emergency declared pursuant to section 802 or Title 37-B, chapter 13, subchapter 2.

2. Informed consent. The department may not require a licensed facility to obtain written informed consent from a person receiving mental health services or substance use disorder treatment from the licensed facility during a public health emergency. A licensed facility shall obtain consent from a person receiving mental health services or substance use disorder treatment

during a public health emergency; such consent may be obtained through verbal, electronic or written means.

3. Rulemaking. The department shall adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. Department of Health and Human Services to amend certain licensing rules. No later than January 1, 2023, the Department of Health and Human Services shall amend its rules in 14-193 C.M.R. Chapter 6, Licensing of Mental Health Facilities, and 14-118 C.M.R. Chapter 5, Regulations for Licensing and Certifying of Substance Abuse Treatment Programs, to allow a facility licensed under the Maine Revised Statutes, Title 5, section 20005, subsection 6, paragraph B or Title 34-B, section 1203-A to obtain consent through verbal, electronic or written means from a person during a public health emergency in accordance with Title 22, section 51. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

CHAPTER 638

H.P. 1355 - L.D. 1822

**An Act To Improve Access to
Behavioral Health Services by
Limiting Cost Sharing by
Insurers**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA §4320-A, sub-§3, as enacted by PL 2019, c. 653, Pt. C, §1, is amended to read:

3. Primary health services. An individual or small group health plan with an effective date ~~on or after~~ from January 1, 2021 ~~to December 31, 2022~~ must provide coverage without cost sharing for the first primary care office visit and first behavioral health office visit in each plan year and may not apply a deductible or coinsurance to the 2nd or 3rd primary care and 2nd or 3rd behavioral health office visits in a plan year. Any ~~copays~~ copayments for the 2nd or 3rd primary care and 2nd or 3rd behavioral health office visits in a plan year count toward the deductible. This subsection does not apply to a plan offered for use with a health savings account unless the federal Internal Revenue Service determines that the benefits required by this section are permissible benefits in a high deductible health plan as defined in the federal Internal Revenue Code, Section 223(c)(2). The superintendent shall conduct a study analyzing the effects of this subsection on premiums based on experience in plan years 2020 and 2021. The superintendent may adopt rules as necessary to address the coordination of the requirements of this subsection

for coverage without cost sharing for the first primary care visit and the requirements of this section with respect to coverage of an annual well visit. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. 24-A MRSA §4320-A, sub-§3-A is enacted to read:

3-A. Parity in cost sharing for primary care and behavioral health office visits; individual or small group health plan. An individual or small group health plan with an effective date on or after January 1, 2023 must provide coverage without cost sharing for the first primary care office visit and first behavioral health office visit in each plan year and may not apply a deductible or coinsurance to the 2nd or 3rd primary care and 2nd or 3rd behavioral health office visits in a plan year. Any copayments for primary care office visits and behavioral health office visits in a plan year count toward the deductible. After the first behavioral health office visit, a health plan may not apply a copayment amount to a behavioral health office visit that is greater than the copayment for a primary care office visit. For the purposes of this subsection, “behavioral health office visit” means an office visit to address mental health and substance use conditions. This subsection does not apply to a plan offered for use with a health savings account unless the federal Internal Revenue Service determines that the benefits required by this section are permissible benefits in a high deductible health plan as defined in the federal Internal Revenue Code, Section 223(c)(2). The superintendent may adopt rules as necessary to address the coordination of the requirements of this subsection for coverage without cost sharing for the first primary care visit and the requirements of this section with respect to coverage of an annual well visit. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 3. 24-A MRSA §4320-A, sub-§3-B is enacted to read:

3-B. Parity in cost sharing for primary care and behavioral health office visits; group health plan. A group health plan, other than a small group health plan subject to subsection 3-A, with an effective date on or after January 1, 2023 must provide coverage without cost sharing for the first primary care office visit and first behavioral health office visit in each plan year. After the first behavioral health office visit, a health plan may not apply a copayment amount to a behavioral health office visit that is greater than the copayment for a primary care office visit. For the purposes of this subsection, “behavioral health office visit” means an office visit to address mental health and substance use conditions. This subsection does not apply to a plan offered for use with a health savings account unless the federal Internal Revenue Service determines that the benefits required by this section are permissible benefits in a

high deductible health plan as defined in the federal Internal Revenue Code, Section 223(c)(2). The superintendent may adopt rules as necessary to address the coordination of the requirements of this subsection for coverage without cost sharing for the first primary care visit and the requirements of this section with respect to coverage of an annual well visit. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 4. 24-A MRSA §4320-R is enacted to read:

§4320-R. Implementation of federal mental health parity laws

1. Nonquantitative treatment limitation; definition. For the purposes of this section, “nonquantitative treatment limitation” means a limitation that is not expressed numerically but otherwise limits the scope or duration of benefits for treatment.

2. Compliance with federal mental health parity laws. A carrier offering a health plan in this State providing health coverage for mental health and substance use disorder services pursuant to sections 2749-C, 2842, 2843, 4234-A and 4320-D and Title 24, sections 2325-A and 2329 must meet the requirements of the federal Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008 and any amendments to, and any federal guidance or regulations relevant to, that Act, including 45 Code of Federal Regulations, Sections 146.136, 147.136, 147.160 and 156.115(a)(3).

3. Implementation of federal mental health parity laws. The superintendent shall implement and enforce applicable provisions of the federal Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008, and any amendments to and federal guidance or regulations relevant to that Act, including 45 Code of Federal Regulations, Sections 146.136, 147.136, 147.160 and 156.115(a)(3), by:

A. Proactively ensuring compliance by insurers, health maintenance organizations and nonprofit hospital or medical service organizations that execute, deliver, issue for delivery, continue or renew individual policies or individual and group health care contracts;

B. Evaluating all consumer or provider complaints regarding mental health and substance use disorder coverage for possible parity violations;

C. Performing parity compliance market conduct examinations of carriers that execute, deliver, issue for delivery, continue or renew individual policies or individual and group health care contracts, particularly market conduct examinations that focus on nonquantitative treatment limitations, including, but not limited to, prior authorization, concur-

rent review, retrospective review, step therapy, network admission standards, reimbursement rates and geographic restrictions; and

D. Requesting that carriers submit comparative analyses during the form review process demonstrating how they design and apply nonquantitative treatment limitation, both as written and in operation, for mental health and substance use disorder benefits as compared to how they design and apply nonquantitative treatment limitation, as written and in operation, for medical and surgical benefits.

The superintendent may adopt rules, as authorized under section 212, as may be necessary to effectuate any provisions of the federal Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008 that relate to the business of insurance. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

4. Reports to superintendent. As part of the report submitted to the superintendent, and subsequently reported by the superintendent to the Legislature, pursuant to section 2749-C, subsection 4, section 2843, subsection 7, section 4234-A, subsection 10 and Title 24, section 2325-A, subsection 8, a carrier shall submit the following information to the superintendent:

A. A description of the process used to develop or select the medically necessary health care criteria for mental health and substance use disorder benefits and the process used to develop or select the medically necessary health care criteria for medical and surgical benefits;

B. Identification of all nonquantitative treatment limitations that are applied to mental health and substance use disorder benefits and medical and surgical benefits within each classification of benefits. The report must include information demonstrating that each nonquantitative treatment limitation that applies to mental health and substance use disorder benefits also applies to medical and surgical benefits within any classification of benefits; and

C. The results of an analysis that demonstrate that for the medically necessary health care criteria described in paragraph A and for each nonquantitative treatment limitation identified in paragraph B, as written and in operation, the processes, strategies, evidentiary standards or other factors used in applying the medically necessary health care criteria and each nonquantitative treatment limitation to mental health and substance use disorder benefits within each classification of benefits are comparable to, and are applied no more stringently than, the processes, strategies, evidentiary standards or other factors used in applying the medically necessary health care criteria and each nonquantitative treatment limitation to medical and surgical benefits

within the corresponding classification of benefits. At a minimum, the results of the analysis must:

(1) Identify the factors used to determine that a nonquantitative treatment limitation applies to a benefit, including factors that were considered but rejected;

(2) Identify and define the specific evidentiary standards used to define the factors and any other evidence relied upon in designing each nonquantitative treatment limitation;

(3) Identify and describe the comparative analyses, including the results of the analyses, used to determine that the processes and strategies used to design each nonquantitative treatment limitation, as written, for mental health and substance use disorder benefits are comparable to, and are applied no more stringently than, the processes and strategies used to design each nonquantitative treatment limitation, as written, for medical and surgical benefits;

(4) Identify and describe the comparative analyses, including the results of the analyses, used to determine that the processes and strategies used to apply each nonquantitative treatment limitation, in operation, for mental health and substance use disorder benefits are comparable to, and applied no more stringently than, the processes and strategies used to apply each nonquantitative treatment limitation, in operation, for medical and surgical benefits; and

(5) Disclose the specific findings and conclusions reached by the insurer that the results of the analyses in this paragraph indicate that the carrier is in compliance with this section and the federal Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008 and its implementing and related regulations, including 45 Code of Federal Regulations, Sections 146.136, 147.136, 147.160 and 156.115(a)(3).

Information submitted by a carrier to the superintendent pursuant to this subsection is public information in accordance with section 216, except for information that a carrier requests be designated as confidential and the superintendent has determined is proprietary information. For the purposes of this subsection, "proprietary information" means information that is a trade secret or business or financial information the disclosure of which would impair the competitive position of a carrier or that would result in significant detriment to a carrier if the information were made available to the public.

5. Repeal. This section is repealed April 30, 2028.

Sec. 5. Appropriations and allocations. The following appropriations and allocations are made.

**PROFESSIONAL AND FINANCIAL
REGULATION, DEPARTMENT OF**

Insurance - Bureau of 0092

Initiative: Provides funding for one Senior Market Conduct Examiner position and related All Other costs to evaluate consumer or provider complaints concerning mental health and substance use disorder coverage for federal parity violations, to facilitate new annual mental health and substance use disorder parity reporting requirements from insurers and to conduct market conduct examinations of carriers for compliance with federal parity law.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$102,269
All Other	\$0	\$10,472
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$112,741

See title page for effective date.

CHAPTER 639

H.P. 1377 - L.D. 1867

**An Act To Codify MaineCare
Rate System Reform**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §12004-I, sub-§36-F is enacted to read:

36-F.

Human Services	MaineCare Rate Reform Expert Technical Advisory Panel	Not Authorized	22 MRSA §3173-J, sub-§5
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Sec. 2. 22 MRSA §3173-J is enacted to read:

§3173-J. Rate-setting system for development and maintenance of sustainable, efficient and value-oriented MaineCare payment models and rates

This section establishes a rate-setting system for the development and maintenance of MaineCare payment models and rates that comply with the requirement in 42 United States Code, Section 1396a that rates be consistent with efficiency, economy and quality of care; that are adequate to support MaineCare member access to services; and that are equitable and data-driven.

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Alternative payment model" means a health care payment model that uses financial incentives to promote or leverage greater value for patients, purchasers, payers or providers and that connects at least a portion of reimbursement to performance on defined quality measures.

B. "MaineCare section of policy" means a set of MaineCare-covered services, as categorized by the department through the adoption of rules that specify the parameters for coverage.

C. "Rate determination" means a process conducted by the department to establish the reimbursement rate methodology, base rate amount or payment model for a MaineCare section of policy or for a specific covered service, whether through adoption or adaptation of a benchmark rate from another payer or development through a rate study.

D. "Rate study" means an analysis conducted by the department or its contracted vendor to develop a recommended rate methodology and resulting base rate amount and payment model based on the service model and cost components for the service.

2. Rate-setting system principles and processes.

The department shall establish MaineCare provider reimbursement rates, including those paid through fee-for-service and alternative payment models. The rates must be established in accordance with the following principles and processes and adopted through rulemaking as described in subsection 3. The department shall:

A. Develop annually a schedule of rate determination by MaineCare section of policy in consultation with the MaineCare Rate Reform Expert Technical Advisory Panel established under subsection 5 as follows:

(1) Post the rate determination schedule on its publicly accessible website;

(2) Provide an opportunity for the public to review and comment on the rate determination schedule and make available a summary of these comments on its publicly accessible website; and

(3) Conduct off-schedule rate determinations as the department finds appropriate;

B. Conduct or contract for, every 4 years, a comprehensive benchmarking report to compare MaineCare rates for all services to those paid by Medicare, at least 5 comparison Medicaid states and any appropriate Maine commercial payers. The department shall provide public notice of the initiation of the comprehensive benchmarking process, provide an opportunity for the public to review and comment on the draft report and make available a summary of these comments alongside the final report;

C. Conduct a rate determination process for any contemplated change in reimbursement amount or model for a MaineCare section of policy or for a specific covered service, in accordance with the following procedures:

(1) Provide public notice of initiation of the rate determination for a MaineCare section of policy or for a specific covered service;

(2) Consider and, when appropriate, adopt alternative payment models that use financial incentives to promote or leverage greater value for the MaineCare program. This consideration must include a review of research on any available national models or best practices regarding payment models for the service;

(3) Determine whether a Medicare rate is available for the service and whether the Medicare rate represents the most appropriate benchmark and payment model;

(4) In the absence of a Medicare rate, determine whether a rate from a non-Medicare payer source, including, but not limited to, commercial health care rates in the State or other states' Medicaid rates, is available for the service and whether this alternate payer rate represents the most appropriate benchmark and payment model. The department shall determine an appropriate percentage of the benchmark rate for the service, taking into consideration the findings of the benchmarking report conducted in accordance with paragraph B;

(5) Conduct a rate study for every service for which a benchmark rate or payment model in accordance with subparagraph (3) or (4) either is unavailable or is inconsistent with the goals of efficiency, economy and quality of care to support member access. Each rate study must include the following:

(a) A review of data, which must include:

(i) An assessment as to whether the delivery of service and associated requirements have changed since the previous rate study, if available, to determine if the rate methodology needs to be revised;

(ii) The collection of data on provider costs and cost-related aspects of the delivery of service and associated requirements through existing cost reports, provider surveys and other available data sources; and

(iii) Research on any available national models or best practices regarding cost-related aspects of the

delivery of service and associated requirements; and

(b) Developing or updating rates by considering the following:

(i) The appropriateness of adoption of a change in payment model consistent with the purposes of this section;

(ii) The current rate assumptions and their appropriateness given current provider costs, best practices or changes in the delivery of service and associated requirements;

(iii) The findings for related services of any comprehensive benchmarking report under paragraph B; and

(iv) The degree to which services are dependent on MaineCare reimbursement, including, but not limited to, cost factors, such as average wage, that may be reflective of restraints of MaineCare reimbursement versus costs of the broader marketplace; and

(6) Upon completion of the rate determination process, present the department's rationale and recommendations for rate methodology, resulting base rate amount and payment model for public comment prior to the rule-making process; convene a meeting of interested providers and other interested members of the public to discuss the recommendations and hear comments; and respond in writing to comments with an explanation of whether and how feedback was incorporated into the final rate determination; and

D. Ensure that base rate amounts developed under paragraph C are updated to keep pace with changes in the costs of delivering the service by:

(1) For rates benchmarked to Medicare rates according to paragraph C, subparagraph (3), referencing Medicare rates for the most current year available, updated at least annually, and reviewing the current established percentage benchmark, as appropriate, taking into consideration the findings of the most recent benchmarking report conducted in accordance with paragraph B;

(2) For rates benchmarked to an alternate payer source in accordance with paragraph C, subparagraph (4), updating rates to the most current year of data for that payer source at least once every 2 years and reviewing the current established percentage benchmark, as ap-

appropriate, taking into consideration the findings of the benchmarking report conducted in accordance with paragraph B; and

(3) For base rates determined through a rate study in accordance with paragraph C, subparagraph (5), providing an annual cost-of-living adjustment effective on a consistent date to be established by the department for each service that has not received a rate adjustment within the 12 months prior to the effective date of the cost-of-living adjustment and for which the department determines benchmarking in accordance with paragraph C, subparagraph (3) or (4) is not appropriate or advisable. In establishing cost-of-living adjustments, the department shall:

(a) Use inflation indices determined through rulemaking to reflect a reasonable cost of providing services for different categories of services; and

(b) Maximize use of a single, consistent and general cost-of-living adjustment index, consistent with the cost-of-living adjustment applied to minimum wage laws, in order to ensure that the cost-of-living adjustment reflects increases to provider costs for delivering the service rather than other factors, such as private sector price increases or cost-shifting from different payers.

3. Rulemaking for establishment of rate methodology. In addition to the requirements of Title 5, chapter 375, rulemaking for MaineCare provider reimbursement rate methodologies must comply with the following.

A. Establishment of a rate methodology for a new MaineCare section of policy or specific new service or changes to an existing rate methodology must be adopted through rulemaking in accordance with the Maine Administrative Procedure Act. Rulemaking is not required for the addition of new billing codes or to specify rates for specific billing codes if there is no change in the overall methodology and rates are posted in accordance with this section.

B. For services the department benchmarks to Medicare or other available payer rates for reimbursement, the department shall adopt a rule specifying the percentage, frequency of benchmark updates for alternate payer sources and other aspects of the benchmark methodology. Additional rulemaking is not required for rate changes tied to the adopted benchmark methodology, or for the addition of new billing codes, unless the department changes the benchmarking percentage or methodology.

C. No later than July 1, 2023, the department shall adopt a rule specifying the appropriate cost-of-living adjustment methodology for different types of services in accordance with subsection 2, paragraph D, subparagraph (3). Additional rulemaking is not required for rate increases tied to annual cost-of-living adjustment increases unless the department changes the cost-of-living adjustment methodology.

Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A unless rules to adopt MaineCare reimbursement rates are designated as major substantive rules in another section of law.

4. Funding. The department may use funds from the MaineCare Stabilization Fund established in section 3174-KK in order to fund the rate adjustments made in accordance with this section when funding may be needed in addition to appropriations associated with separate initiatives.

5. MaineCare Rate Reform Expert Technical Advisory Panel. The MaineCare Rate Reform Expert Technical Advisory Panel, referred to in this subsection as "the panel," is established for the purpose of advising the commissioner by providing technical, nonpartisan, 3rd-party expertise to inform the department's planned schedule and actions on rate assumptions, payment models and other related technical matters. The panel may not propose rates or methodologies. The commissioner or the commissioner's designee shall serve as chair.

A. The panel includes the following members:

(1) A representative from the Maine Health Data Organization;

(2) A representative from the Department of Professional and Financial Regulation, Bureau of Insurance;

(3) A representative from the Department of Professional and Financial Regulation;

(4) A representative from the department's division of licensing and certification;

(5) A representative from the Office of Affordable Health Care;

(6) A representative from the Department of Labor; and

(7) A representative from the Department of Administrative and Financial Services.

B. The panel shall:

(1) Review annual schedules of MaineCare sections of policy scheduled for rate determinations under subsection 2, paragraph A;

(2) Review assumptions and recommendations from rate determinations under subsection 2, paragraph C;

(3) Review findings from benchmarking reports to inform the appropriateness of MaineCare rate levels across services; and

(4) Advise on other related technical matters, as appropriate.

C. The panel shall meet at least twice per year and as otherwise convened by the commissioner. Meetings of the panel are public, and the panel shall provide public notice of each meeting and an opportunity for public comment.

6. **MaineCare Advisory Committee.** The MaineCare Advisory Committee, required by 42 Code of Federal Regulations, Section 431.12 and further described in department rules, and referred to in this subsection as "the committee," shall participate in the department's rate-setting system in accordance with this subsection.

A. The committee must include a permanent rate system subcommittee that allows broad participation by the full spectrum of types of MaineCare providers. Participation in the rate system subcommittee may not be limited by number or type of stakeholder in order to allow for participation by any stakeholder affected by MaineCare reimbursement policy and interested in participating in the work of the subcommittee.

B. At each meeting of the committee or rate system subcommittee, if requested by the chair of the committee or rate system subcommittee, the department shall provide updates on the department's planned and completed activities under this section for discussion and advisement, including, but not limited to, the following:

(1) Schedule and status of rate determination, planned and in progress, by MaineCare section of policy;

(2) Status of and plans for comprehensive benchmarking studies; and

(3) Contemplated rulemaking to establish rate methodology resulting from rate determination processes.

C. The rate system subcommittee may formulate and present recommendations to the committee pertaining to the department's activities under this section.

7. **Index of MaineCare rates by service code; publicly accessible website.** The department shall maintain and annually update a centralized master index of rates by service code and post this index on its publicly accessible website. The index must contain the following:

A. The service code, including any modifiers that affect reimbursement;

B. The current year rate;

C. The source for the rate, including, but not limited to, Medicare or alternate payer benchmark, rate study or other source, and the year and the author of the review, study or report that justified the rate;

D. The year the base rate was last updated prior to the application of any subsequent cost-of-living adjustments;

E. Whether the rate is subject to cost-of-living adjustments and, if so, the identity of the benchmark index;

F. The section of MaineCare policy pursuant to which the rate was adopted; and

G. The target date for the next rate review.

In addition to the index, the department shall post on its publicly accessible website all rate studies, benchmark reports and other materials used by the department to develop the rates and payment models.

8. **Notice prior to implementation.** For planned rate changes that do not require rulemaking as described in subsection 3, the department shall provide notice prior to implementation, of no less than 30 calendar days for cost-of-living adjustments and no less than 7 calendar days for Medicare fee schedule changes or the addition of new service codes, to stakeholders who request to receive such notice.

See title page for effective date.

CHAPTER 640

H.P. 1406 - L.D. 1899

An Act To Ensure Safe Entry and Access for People Seeking Health Care and Other Constitutional Rights

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §4684-B, sub-§1, ¶B-1 is enacted to read:

B-1. "Medical safety zone" means an area extending 8 feet from the center of the entrance of a building in which patients receive health services.

Sec. 2. 5 MRSA §4684-B, sub-§2, as enacted by PL 1995, c. 417, §3, is amended to read:

2. ~~Violation~~ Intentional violation. It is a violation of this ~~section~~ subsection for any person, whether or not acting under color of law, to intentionally inter-

fere or attempt to intentionally interfere with the exercise or enjoyment by any other person of rights secured by the United States Constitution or the laws of the United States or of rights secured by the Constitution of Maine or laws of the State by any of the following conduct:

- A. Engaging in the physical obstruction of a building;
- B. Making or causing repeated telephone calls to a person or a building, whether or not conversation ensues, with the intent to impede access to a person's or building's telephone lines or otherwise disrupt a person's or building's activities;
- C. Activating a device or exposing a substance that releases noxious and offensive odors within a building; or
- D. ~~After~~ During the posted hours of operating after having been ordered by a law enforcement officer to cease such noise, at any time after the order, intentionally making noise that can be heard within a building and with the further intent either:
 - (1) To jeopardize the health of persons receiving health services within the building; or
 - (2) To interfere with the safe and effective delivery of those services within the building.

Violation of this subsection is a Class E crime.

Sec. 3. 5 MRSA §4684-B, sub-§3 is enacted to read:

3. Knowing violation. It is a violation of this subsection for any person to knowingly enter into, remain in or create an obstruction in a medical safety zone during the posted hours of operation of the provider of a health service, with the following exceptions:

- A. A person entering or leaving the building;
- B. A person using the public sidewalk or street right-of-way adjacent to the building solely for the purpose of reaching a destination other than the building;
- C. A law enforcement officer, firefighter, emergency medical services provider, employee of a construction company or a utility or employee of a public works department or other municipal service acting in the course of employment; or
- D. An employee or agent of the health service or the operator of the building acting in the course of employment.

Violation of this subsection is a Class E crime.

Sec. 4. 5 MRSA §4684-B, sub-§4 is enacted to read:

4. Demarcation. At the request of the provider of a health service, a municipality shall mark the boundary

of the medical safety zone for the building in which the provider of a health service operates by painting lines or placing temporary markers. The municipality shall mark the boundary not later than the 30th day after the date the municipality receives a request under this subsection. The provider of a health service shall post or cause to be posted at least one sign at the boundary of the medical safety zone that contains:

- A. The following notice written in a clear and conspicuous manner: "HEALTH CARE FACILITY – NO STANDING IN THIS ZONE"; and
- B. A reference to subsection 3.

See title page for effective date.

CHAPTER 641

H.P. 1417 - L.D. 1911

An Act To Prevent the Further Contamination of the Soils and Waters of the State with So-called Forever Chemicals

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 38 MRSA §413, sub-§12 is enacted to read:

12. Sampling for perfluoroalkyl and polyfluoroalkyl substances. Notwithstanding section 414-A or any other provision of law to the contrary, the department by written notification may require a person licensed by the department to discharge wastewater to groundwater or any waters of the State to sample the effluent discharged for perfluoroalkyl and polyfluoroalkyl substances and to report the sample data to the department. Upon receipt of the written notification and as directed by the department, the person shall conduct the required sampling of the effluent for perfluoroalkyl and polyfluoroalkyl substances and report the sample data to the department.

As used in this subsection, "perfluoroalkyl and polyfluoroalkyl substances" has the same meaning as in Title 32, section 1732, subsection 5-A.

Sec. 2. 38 MRSA §1304, sub-§20 is enacted to read:

20. Land application of septage; prohibitions. Notwithstanding any provision of law to the contrary:

- A. The department may not issue a new license or permit authorizing a person to apply or spread septage at any location in the State; and
- B. A person licensed or permitted by the department to apply or spread septage at one or more locations in the State may not apply septage at a location authorized under that license or permit if the

department provides to the person a written determination that, based on testing conducted at or in close proximity to the location, the department has determined that the concentration of perfluoroalkyl and polyfluoroalkyl substances in groundwater at that location or in drinking water sources in close proximity to that location exceeds the applicable drinking water standard for perfluoroalkyl and polyfluoroalkyl substances.

As used in this subsection, "perfluoroalkyl and polyfluoroalkyl substances" has the same meaning as in Title 32, section 1732, subsection 5-A.

Sec. 3. 38 MRSA §1305, sub-§7, as enacted by PL 1983, c. 726, §2, is repealed.

Sec. 4. 38 MRSA §1306, sub-§2, as amended by PL 1985, c. 612, §19, is repealed.

Sec. 5. 38 MRSA §1306, sub-§7 is enacted to read:

7. Prohibitions on land application of sludge and sale and distribution of compost and other agricultural products and materials containing sludge and septage. This subsection governs the land application of sludge and the sale and distribution of compost and other agricultural products and materials containing sludge and septage.

A. Notwithstanding any provision of law to the contrary, except as provided in paragraph B, a person may not:

(1) Apply to or spread on any land in the State:

(a) Sludge generated from a municipal, commercial or industrial wastewater treatment plant;

(b) Compost material that included in its production sludge generated from a municipal, commercial or industrial wastewater treatment plant or septage; or

(c) Any other product or material that is intended for use as a fertilizer, soil amendment, topsoil replacement or mulch or for other similar agricultural purpose that is derived from or contains sludge generated from a municipal, commercial or industrial wastewater treatment plant or septage; or

(2) Sell or distribute in the State:

(a) Compost material that included in its production sludge generated from a municipal, commercial or industrial wastewater treatment plant or septage; or

(b) Any other product or material that is intended for use as a fertilizer, soil amendment, topsoil replacement or mulch or for other similar agricultural purpose that is

derived from or contains sludge generated from a municipal, commercial or industrial wastewater treatment plant or septage.

B. The prohibitions in paragraph A do not apply to:

(1) The disposal or placement at a solid waste landfill of any of the materials that are prohibited from application, spreading, sale or distribution by this subsection;

(2) The land application of or the sale or distribution of compost material or other agricultural product or material derived from or containing residuals generated as a result of the processing or cultivation of food, food waste, crops or vegetative material, the brewing of malt liquor, the fermenting of wine or hard cider or the distilling of spirits, including, but not limited to, blueberries, apples, grapes, potatoes, seaweed, fish and seafood and spent grain or malt, provided that such residuals are not mixed with sludge from a municipal, commercial or industrial wastewater treatment plant, septage, sewage or sanitary wastewater prior to or during land application or the production of the compost material or other agricultural product or material; or

(3) The land application of or the sale or distribution of compost material or other agricultural product or material derived from or containing sludge resulting from the production of precipitated calcium carbonate.

Sec. 6. 38 MRSA §1310-B-1, sub-§2, ¶A, as enacted by PL 2021, c. 478, §1, is amended to read:

A. The fund is funded by the fee under subsection 3 and any may accept revenue from any source, public or private funds, that may be available for carrying out the purposes of the fund. The department shall deposit with the Treasurer of State to the credit of the fund money in the fund not currently needed by the department to carry out the purposes of the fund, which may be invested as provided by law. Interest earned on investment of money under this paragraph must be credited to the fund.

Sec. 7. 38 MRSA §1310-B-1, sub-§3, as enacted by PL 2021, c. 478, §1, is repealed.

Sec. 8. 38 MRSA §1310-B-1, sub-§4, as enacted by PL 2021, c. 478, §1, is amended to read:

4. Rules. The board shall may adopt rules necessary for the administration of the fund and any underlying program or purpose under or funded by the fund ~~and for the assessment and collection of the fee under subsection 3.~~ Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 9. PL 2021, c. 478, §2, sub-§4 is repealed.

Sec. 10. Department of Environmental Protection to develop plan to prohibit land application of septage; report. The Department of Environmental Protection shall study methods of and develop a plan for prohibiting the land application of septage in the State. The plan must include, but is not limited to, identification of the available capacity at wastewater treatment plants or other treatment or disposal facilities in the State or regionally to manage the septage that is currently land applied in the State, determination of the capacity anticipated to be necessary to manage that septage if land application is prohibited in the State, development of recommendations for supporting and funding the development of such additional management capacity if necessary and development of recommendations concerning a framework and appropriate time frame for prohibiting the land application of septage in the State.

On or before January 15, 2023, the department shall submit to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters a report containing its findings and recommendations, including any suggested legislation, resulting from the study under this section. After receiving the report, the joint standing committee may report out legislation to implement any such recommendations.

As used in this section, "septage" has the same meaning as in the Maine Revised Statutes, Title 38, section 1303-C, subsection 27.

Sec. 11. Appropriations and allocations. The following appropriations and allocations are made.

**ENVIRONMENTAL PROTECTION,
DEPARTMENT OF**

**Land Application Contaminant Monitoring Fund
N385**

Initiative: Provides deallocation as a result of the repeal of the septage and sludge handling fee.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	(\$1,799,500)	(\$3,599,500)
OTHER SPECIAL REVENUE	(\$1,799,500)	(\$3,599,500)
FUNDS TOTAL		

See title page for effective date.

**CHAPTER 642
H.P. 1517 - L.D. 2035**

**An Act To Make Changes to
the Laws Regarding Licensure
of Certain Individuals from
Other Jurisdictions**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 10 MRSA §8003, sub-§2-A, ¶O, as enacted by PL 2021, c. 167, §3, is amended to read:

O. To exercise discretionary authority, after consultation with the appropriate licensing board, commission or personnel administering a regulatory function of the office, to waive, on a case-by-case basis in situations of extreme and demonstrated hardship, documentation requirements for licensure submitted by 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, as long as the waiver does not reduce the requisite standards of proficiency for the licensed profession or occupation. The Director of the Office of Professional and Occupational Regulation may adopt rules to implement this paragraph. Rules adopted pursuant to this paragraph are routine technical rules pursuant to Title 5, chapter 375, subchapter 2-A;

Sec. 2. 10 MRSA §8003, sub-§2-A, ¶P, as enacted by PL 2021, c. 167, §4, is amended to read:

P. To exercise discretionary authority, after consultation with the appropriate licensing board, commission or personnel administering a regulatory function of the office, to waive, on a case-by-case basis in situations of extreme and demonstrated hardship, examination fees and license fees set pursuant to paragraph D 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. The Director of the Office of Professional and Occupational Regulation may adopt rules to implement this paragraph. Rules adopted pursuant to this paragraph are routine technical rules pursuant to Title 5, chapter 375, subchapter 2-A;

Sec. 3. 10 MRSA §8003-H, first ¶, as enacted by PL 2021, c. 167, §10 and c. 289, §1, is amended to read:

The Office of Professional and Occupational Regulation, referred to in this section as "the office," Notwithstanding any provision of chapter 951 or Title 32 to the contrary that pertains to the regulatory functions of

the Office of Professional and Occupational Regulation, referred to in this section as "the office," or that governs the licensing boards and commissions within the office, the office, including the licensing boards and commissions within the office, shall establish a process to issue a license by endorsement to an applicant who presents proof of licensure by another jurisdiction of the United States as long as the other jurisdiction maintains substantially equivalent license requirements for the licensed profession or occupation and as long as:

Sec. 4. 10 MRSA §9021, sub-§10 is enacted to read:

10. License by endorsement. Notwithstanding any provision of this chapter to the contrary, the board, in accordance with section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this subsection or any other licensure process authorized in this chapter.

Sec. 5. 32 MRSA §63-B, sub-§9 is enacted to read:

9. Licensure by endorsement. Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this subsection or any other licensure process authorized in this chapter.

Sec. 6. 32 MRSA §220-D is enacted to read:

§220-D. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 7. 32 MRSA §294-A is enacted to read:

§294-A. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this

chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 8. 32 MRSA §552, as amended by PL 2007, c. 695, Pt. B, §6, is further amended by amending the section headnote to read:

§552. Examination of applicants; subjects included; license; endorsement

Sec. 9. 32 MRSA §552-A is enacted to read:

§552-A. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 10. 32 MRSA §1201-B is enacted to read:

§1201-B. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 11. 32 MRSA §1501-D is enacted to read:

§1501-D. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 12. 32 MRSA §1525-B is enacted to read:

§1525-B. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the director, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a

license by endorsement for each license authorized under this chapter that the director determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 13. 32 MRSA §2279, sub-§6, as amended by PL 1997, c. 294, §6, is amended by enacting a new first blocked paragraph to read:

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 14. 32 MRSA §3114-B, as enacted by PL 2007, c. 402, Pt. N, §6, is amended by amending the section headnote to read:

§3114-B. Endorsement Examination waiver

Sec. 15. 32 MRSA §3114-C is enacted to read:

§3114-C. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 16. 32 MRSA §3501-C is enacted to read:

§3501-C. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 17. 32 MRSA §3654, as amended by PL 2007, c. 402, Pt. P, §12, is further amended to read:

§3654. Reciprocity; ~~endorsement~~; residency requirement

The board may issue a license to practice podiatry by endorsement to an applicant who has successfully

passed the written examination of another state or of a national certifying agency in podiatry recognized by the board if the written examination of the other state or national certifying agency was equivalent to its own examination and if the applicant satisfies in all other respects the requirements for licensure in section 3651-A. An applicant for licensure ~~by endorsement~~ under this section who graduated after January 1, 1991 from podiatric medical school under section 3651-A shall provide the board evidence of satisfactory completion of at least one year of postgraduate clinical training in a podiatric residency training program under section 3651-A. The application to the board must be accompanied by the application fee and license fee as set under section 3652.

Sec. 18. 32 MRSA §3654-A is enacted to read:

§3654-A. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 19. 32 MRSA §3836, as amended by PL 2007, c. 402, Pt. Q, §12, is further amended by amending the section headnote to read:

§3836. ~~Endorsement; conditional~~ Conditional licensure

Sec. 20. 32 MRSA §3836-A is enacted to read:

§3836-A. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 21. 32 MRSA §4861, as amended by PL 2015, c. 209, §14, is further amended by amending the section headnote to read:

§4861. Application for license; qualifications and examination; endorsement

Sec. 22. 32 MRSA §4861, sub-§5, as amended by PL 2011, c. 189, §1, is further amended to read:

5. ~~Licensure by endorsement~~ License from another jurisdiction. The board shall grant a license ~~by endorsement~~ to a veterinarian who:

- A. Has submitted a complete application;
- B. Has paid the examination and license fee as set under section 4863-A;
- C. Holds a valid license issued by another state, United States territory, province of Canada or other jurisdiction;
- D-1. Has successfully passed an examination pursuant to subsection 1-A pertaining to the practice of veterinary medicine as determined by board rule. The board may require the applicant to submit to an examination covering the laws and rules pertaining to the practice of veterinary medicine in this State; and
- E. Has actively practiced clinical veterinary medicine for 3,000 hours during the 3 years preceding application.

Notwithstanding this subsection, the board shall waive the requirement that a veterinarian pass an examination for veterinarians who have, during the 6 years preceding the application, actively practiced clinical veterinary medicine for at least 6,000 hours without disciplinary action relating to the practice of veterinary medicine by another state, United States territory or province of Canada.

Sec. 23. 32 MRSA §4861, sub-§6 is enacted to read:

6. Licensure by endorsement. Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this subsection or any other licensure process authorized in this chapter.

Sec. 24. 32 MRSA §4909, sub-§4, as enacted by PL 2019, c. 285, §11, is amended to read:

4. ~~Licensure by endorsement~~ License from another jurisdiction. The board, in its discretion and upon payment of the application and license fees established pursuant to section 4912, may issue a license as a geologist or soil scientist without written examination to any person who is licensed as a geologist or soil scientist in any jurisdiction having equivalent licensure requirements, if the applicant satisfies all other requirements of this chapter.

Sec. 25. 32 MRSA §4909-A is enacted to read:
§4909-A. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 26. 32 MRSA §5516, as amended PL 2013, c. 527, §§6 and 7 and affected by §9, is further amended by amending the section headnote to read:

§5516. Nonresidents; applicants licensed in another jurisdiction; licensure by endorsement

Sec. 27. 32 MRSA §5516, sub-§2, ¶D is enacted to read:

D. Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this paragraph or any other licensure process authorized in this chapter.

Sec. 28. 32 MRSA §6220, as amended by PL 2007, c. 695, Pt. B, §14, is repealed and the following enacted in its place:

§6220. License from another jurisdiction; licensure by endorsement

1. License from another jurisdiction. The board may waive the requirements of this chapter and grant a registration, certificate or license to any applicant who presents proof of authorization to practice by another jurisdiction of the United States or another country that maintains professional standards considered by the board to be substantially equivalent to or higher than those set forth in this chapter, as long as there is no cause for denial of a registration, certificate or license under section 6217-B or Title 10, section 8003, subsection 5-A, paragraph A. The applicant must pay the application and license fee as set under section 6215.

2. Licensure by endorsement. Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this subsection or any other licensure process authorized in this chapter.

Sec. 29. 32 MRSA §7054-C is enacted to read:
§7054-C. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 30. 32 MRSA §9709-A is enacted to read:
§9709-A. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 31. 32 MRSA §9857, as repealed and replaced by PL 2005, c. 511, §7, is amended by amending the section headnote to read:

§9857. Nonresidents; applicants licensed in another jurisdiction; licensure by endorsement

Sec. 32. 32 MRSA §9857, sub-§2, ¶D is enacted to read:

D. Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this paragraph or any other licensure process authorized in this chapter.

Sec. 33. 32 MRSA §9907-A is enacted to read:
§9907-A. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an

application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 34. 32 MRSA §12231-A is enacted to read:

§12231-A. Licensure by endorsement

Notwithstanding any provision of this subchapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this subchapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this subchapter.

Sec. 35. 32 MRSA §12513-B is enacted to read:
§12513-B. Licensure by endorsement

Notwithstanding any provision of this subchapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this subchapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this subchapter.

Sec. 36. 32 MRSA §12525-A is enacted to read:

§12525-A. Licensure by endorsement

Notwithstanding any provision of this subchapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this subchapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this subchapter.

Sec. 37. 32 MRSA §12534-A is enacted to read:

§12534-A. Licensure by endorsement

Notwithstanding any provision of this subchapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this subchapter that the board determines is appropriate for licensure by endorsement. An applicant may

submit an application under the process established under this section or any other licensure process authorized in this subchapter.

Sec. 38. 32 MRSA §12552-A is enacted to read:

§12552-A. Licensure by endorsement

Notwithstanding any provision of this subchapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this subchapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this subchapter.

Sec. 39. 32 MRSA §13193-A is enacted to read:

§13193-A. Licensure by endorsement

Notwithstanding any provision of this subchapter to the contrary, the commission, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this subchapter that the commission determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this subchapter.

Sec. 40. 32 MRSA §13857, as amended by PL 2013, c. 217, Pt. G, §§1 and 2 and Pt. K, §8, is further amended by amending the section headnote to read:

§13857. Nonresidents; applicants licensed in another jurisdiction; licensure by endorsement

Sec. 41. 32 MRSA §13857, sub-§2, ¶E is enacted to read:

E. Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this paragraph or any other licensure process authorized in this chapter.

Sec. 42. 32 MRSA §14024, as amended by PL 2013, c. 547, §§2 and 3 and affected by §19, is further amended by amending the section headnote to read:

§14024. ~~Nonresidents and applicants~~ Applicants licensed in another jurisdiction; licensure by endorsement

Sec. 43. 32 MRSA §14024, sub-§4 is enacted to read:

4. Licensure by endorsement. Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this subsection or any other licensure process authorized in this chapter.

Sec. 44. 32 MRSA §14231, as amended by PL 2019, c. 373, §36, is further amended by amending the section headnote to read:

§14231. ~~Endorsement; examination~~ Examination eligibility for out-of-state applicants

Sec. 45. 32 MRSA §14231-A is enacted to read:

§14231-A. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the director, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the director determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 46. 32 MRSA §14306-H is enacted to read:

§14306-H. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the commissioner, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the commissioner determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 47. 32 MRSA §14357-A is enacted to read:

§14357-A. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the commissioner, in accordance with Title 10, section 8003-H and any applicable rules adopted

pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the commissioner determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 48. 32 MRSA §15103-A, sub-§2, ¶E, as enacted by PL 2013, c. 70, Pt. C, §10, is amended to read:

E. Requirements for the nature and size of miniature boilers or pressure vessels to be inspected; ~~and~~

Sec. 49. 32 MRSA §15103-A, sub-§2, ¶F, as enacted by PL 2013, c. 70, Pt. C, §10, is amended to read:

F. Criteria by which a temporary extension of an inspection certificate beyond 14 months in the case of boilers and beyond 38 months in the case of pressure vessels may be authorized; ~~and~~

Sec. 50. 32 MRSA §15103-A, sub-§2, ¶G is enacted to read:

G. In accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, a process to issue a license by endorsement for each license authorized under this chapter that the director determines appropriate for licensure by endorsement.

Sec. 51. 32 MRSA §15207-A is enacted to read:

§15207-A. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the director, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the director determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 52. 32 MRSA §17303, as enacted by PL 2007, c. 369, Pt. C, §3 and affected by §5, is repealed and the following enacted in its place:

§17303. Licensure from another jurisdiction; licensure by endorsement

1. License from another jurisdiction. The board may waive the examination and grant licensure to an applicant who presents proof of current licensure in another jurisdiction that maintains professional standards determined by the board to be substantially equivalent to those set forth in this chapter, if no cause exists for denial of a license under section 17307.

2. Licensure by endorsement. Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this subsection or any other licensure process authorized in this chapter.

Sec. 53. 32 MRSA §18142-A is enacted to read:

§18142-A. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 54. 32 MRSA §18227-A is enacted to read:

§18227-A. Licensure by endorsement

Notwithstanding any provision of this chapter to the contrary, the board, in accordance with Title 10, section 8003-H and any applicable rules adopted pursuant to that section, shall establish a process to issue a license by endorsement for each license authorized under this chapter that the board determines is appropriate for licensure by endorsement. An applicant may submit an application under the process established under this section or any other licensure process authorized in this chapter.

Sec. 55. Transition. Notwithstanding the Maine Revised Statutes, Title 10, section 8003-H, until the Department of Professional and Financial Regulation, Office of Professional and Occupational Regulation and the licensing boards and commissions within the office have adopted rules to implement Title 10, section 8003-H, the office or any licensing board or commission within the office may issue a license by endorsement on a case-by-case basis if the office or licensing board or commission within the office determines that an applicant for licensure by endorsement has met the requirements of Title 10, section 8003-H.

See title page for effective date.

**CHAPTER 643
S.P. 237 - L.D. 598**

**An Act To Prohibit
Discrimination in Employment
and School Based on Hair
Texture or Hairstyle**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §4553, sub-§8-G is enacted to read:

8-G. Protective hairstyle. "Protective hairstyle" includes braids, twists and locks.

Sec. 2. 5 MRSA §4553, sub-§8-H is enacted to read:

8-H. Race, for purposes of subchapters 3 and 5-B. "Race," for the purposes of subchapters 3 and 5-B, includes traits associated with race, including hair texture, Afro hairstyles and protective hairstyles.

See title page for effective date.

**CHAPTER 644
H.P. 669 - L.D. 913**

**An Act To Make Certain Civil
Court Records Accessible by
the Public Only at the
Courthouse**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 4 MRSA §9-C is enacted to read:

§9-C. Court records accessible by the public only at the courthouse

For civil cases brought pursuant to Title 14, section 6001 or 7481, the following court records are accessible by the public only at a courthouse:

1. Resolution by agreement of the parties. Court records that are part of a court case in which the parties agree that the records should be accessible by the public only at the courthouse;

2. Dismissed or resolved in favor of the defendant. Court records that are part of a court case that is dismissed or resolved in favor of a defendant; and

3. Older than 3 years. Court records that are part of a court case more than 3 years after a judgment has been entered.

See title page for effective date.

**CHAPTER 645
H.P. 873 - L.D. 1195**

**An Act To Assist Qualifying
Municipalities To Defray the
Costs of Opting In To Permit
Adult Use Marijuana
Establishments**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 28-B MRSA §108, as amended by PL 2021, c. 226, §3, is further amended to read:

§108. Public health and safety programs

The department shall develop and implement or facilitate the development and implementation by a public or private entity of: programs, initiatives and campaigns focused on increasing the awareness and education of the public on health and safety matters and focused on addressing public and behavioral health needs relating to the use of marijuana and marijuana products, including, but not limited to, programs, initiatives and campaigns focused on preventing and deterring the use of marijuana and marijuana products by persons under 21 years of age; and public and behavioral health programs and services related to the use of marijuana and marijuana products, including, but not limited to, evidence-based substance use disorder prevention and treatment programs, early intervention services and grants for schools or community-based organizations that provide programs for youth substance use disorder education and prevention as described under Title 5, chapter 521. Programs, initiatives and campaigns developed and implemented pursuant to this section may be funded with revenue from the Adult Use Marijuana Public Health and Safety and Municipal Opt-in Fund established in section 1101. The department may adopt rules to implement this section.

Sec. 2. 28-B MRSA §109, as amended by PL 2021, c. 226, §4, is further amended to read:

§109. Enhanced training for criminal justice agencies and municipalities

The department shall develop and implement or facilitate the development and implementation by a public or private entity of programs or initiatives providing enhanced training for criminal justice agencies and municipal officers and employees in the requirements and enforcement of this chapter and the rules adopted pursuant to this chapter, including, but not limited to, programs providing grants to regional or local criminal justice agencies or municipalities to train law enforcement officers and, if applicable, municipal officers and employees in inspections, investigations, searches, seizures, forfeitures and personal use and home cultivation allowances under this chapter and chapter 3 and the

rules adopted pursuant to this chapter; in drug recognition procedures and the general enforcement of the State's motor vehicle laws relating to the use of marijuana; and in restorative justice, jail diversion, marijuana industry-specific technical assistance and mentoring for economically disadvantaged persons in communities disproportionately affected by high rates of arrest and incarceration for marijuana-related offenses. Training programs or initiatives developed and implemented pursuant to this section may be funded with revenue from the Adult Use Marijuana Public Health and Safety and Municipal Opt-in Fund established in section 1101. The department may adopt rules to implement this section.

Sec. 3. 28-B MRSA c. 1, sub-c. 11, as amended, is amended by amending the subchapter headnote to read:

SUBCHAPTER 11

ADULT USE MARIJUANA PUBLIC HEALTH AND SAFETY AND MUNICIPAL OPT-IN FUND; ADULT USE MARIJUANA REGULATORY COORDINATION FUND

Sec. 4. 28-B MRSA §1101, as amended by PL 2019, c. 231, Pt. B, §6, is further amended to read:

§1101. Adult Use Marijuana Public Health and Safety and Municipal Opt-in Fund

The Adult Use Marijuana Public Health and Safety and Municipal Opt-in Fund, referred to in this section as "the fund," is established as a dedicated, nonlapsing fund within the department for the purposes specified in this section.

1. Sources of fund. The State Controller shall credit to the fund:

- A. Money received from the excise tax imposed on the sale of adult use marijuana pursuant to Title 36, chapter 723 in the amount required under Title 36, section 4925;
- B. Money received from the sales tax imposed on the sale of adult use marijuana and adult use marijuana products by a marijuana store licensee to a consumer pursuant to Title 36, section 1811 in the amount required under Title 36, section 1818;
- C. All money from any other source, whether public or private, designated for deposit into or credited to the fund; and
- D. Interest earned or other investment income on balances in the fund.

2. Uses of fund. Money credited to the fund pursuant to subsection 1 may be used by the department as provided in this subsection.

- A. ~~No more than 50% of all money~~ Money credited to the fund may be expended by the department

to fund public health and safety awareness and education programs, initiatives, campaigns and activities relating to the sale and use of adult use marijuana and adult use marijuana products conducted in accordance with section 108 by the department, another state agency or department or any other public or private entity.

B. ~~No more than 50% of all money~~ Money credited to the fund may be expended by the department to fund enhanced law enforcement training programs relating to the sale and use of adult use marijuana and adult use marijuana products for local, county and state law enforcement officers conducted in accordance with section 109 by the department, the Maine Criminal Justice Academy, another state agency or department or any other public or private entity.

C. Money credited to the fund may be expended by the department to provide reimbursement to a municipality for qualifying expenses incurred as a result of the municipality's opting to permit the operation of some or all adult use marijuana establishments within the municipality. For the purposes of this paragraph, "qualifying expenses" means legal fees and costs associated with the drafting and adoption of a warrant article or the adoption or amendment of an ordinance, including the conduct of a town meeting or election, by a municipality that opted to permit the operation of some or all marijuana establishments within the municipality. Each municipality may receive funds, not to exceed \$20,000, only once for the reimbursement of qualifying expenses in accordance with this paragraph. Nothing in this paragraph may be construed to require the department to reimburse qualifying expenses incurred by a municipality if the department determines there are insufficient funds available to provide reimbursement. Under no circumstances may a municipality submit an initial application for the reimbursement of qualifying expenses more than 3 years after the municipality adopts a warrant article or adopts or amends an ordinance to allow for the operation of some or all adult use marijuana establishments within the municipality. The department may adopt rules to implement and administer the reimbursement of qualifying expenses to municipalities. Rules adopted pursuant to this paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. The department may not reimburse qualifying expenses under this paragraph accrued after July 1, 2027.

3. Application of fund to departmental expenses prohibited. Money in the fund may not be applied to any expenses incurred by the department in implementing, administering or enforcing this chapter.

Sec. 5. 36 MRSA §1818, as enacted by PL 2017, c. 409, Pt. D, §4, is amended to read:

§1818. Tax on adult use marijuana and adult use marijuana products

All sales tax revenue collected pursuant to section 1811 on the sale of adult use marijuana and adult use marijuana products must be deposited into the General Fund, except that, on or before the last day of each month, the State Controller shall transfer 12% of the sales tax revenue received by the assessor during the preceding month pursuant to section 1811 to the Adult Use Marijuana Public Health and Safety and Municipal Opt-in Fund established under Title 28-B, section 1101.

Sec. 6. 36 MRSA §4925, as enacted by PL 2019, c. 231, Pt. B, §7, is amended to read:

§4925. Application of excise tax revenue

All excise tax revenue collected by the assessor pursuant to this chapter on the sale of adult use marijuana must be deposited into the General Fund, except that, on or before the last day of each month, the assessor shall transfer 12% of the excise tax revenue received during the preceding month pursuant to this chapter to the Adult Use Marijuana Public Health and Safety and Municipal Opt-in Fund established in Title 28-B, section 1101.

See title page for effective date.

CHAPTER 646

H.P. 1216 - L.D. 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**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §7401, as amended by PL 2005, c. 279, §6, is further amended to read:

§7401. School established Deaf and hard-of-hearing service provider established

The Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf is established as a public school deaf and hard-of-hearing service provider pursuant to this chapter for the purpose of educating deaf and hard-of-hearing students. The school center is a body politic and corporate and is an instrumentality and agency of the State. The exercise by the school center of the powers conferred by this chapter is the performance of an essential public function by and on behalf of the State.

The center includes the Mackworth Island preschool, located at Mackworth Island, as an integrated preschool program for children who are deaf or hard of hearing and typically developing children, and includes early intervention services that include deaf and hard-of-hearing related services delivered to children from birth to under 3 years of age who are deaf and hard of hearing and statewide education and family services that are provided to schools by staff employed through the center, including, but not limited to, site-based programs, consultation, evaluation and specially designed instruction.

Sec. 2. 20-A MRSA §7402, as amended by PL 2011, c. 683, §1, is further amended to read:

§7402. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. School Center. "School" "Center" means the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf established under ~~this chapter, including the center school located at Mackworth Island known as the Governor Baxter School for the Deaf, the center preschool and any satellite school within the State that may be operated under a contracted services agreement section 7401 that is responsible for operating the Mackworth Island preschool, early intervention services and statewide education and family services.~~

2. School Center board or board. "School Center board" or "board" means the ~~School~~ Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

2-A. Early intervention and family services program. "Early intervention and family services program" means a program that assists in providing early intervention services to children from birth to under 3 years of age who are deaf or hard of hearing within the State in accordance with a memorandum of understanding with the department and in collaboration with the State's intermediate educational unit.

3. Sending school. "Sending school" means any school administrative unit that has a student in attendance at the ~~center school or at a satellite school~~ Mackworth Island preschool or a site-based program.

4. Executive director. "Executive director" means the Executive Director of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

5. Center school. "Center school" means the kindergarten to grade 12 programs established and operated by the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf at the Governor Baxter School for the Deaf located at Mackworth Island or at a location determined

by the school board in accordance with section 7407, subsection 17.

5-A. 504 plan. "504 plan" means a program developed pursuant to Section 504 of the federal Rehabilitation Act of 1973, Public Law 93-112.

5-B. Host school. "Host school" means the school administrative unit at which a site-based program is located.

5-C. Room and board. "Room and board" means food and residence provided to a student.

6. Satellite school. "Satellite school" means the programs, including a residential program, day school programs, early childhood programs and outreach programs, that are located near the population centers of deaf and hard of hearing students within the State established by the School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf.

6-A. Site-based program. "Site-based program" means an inclusive deaf education classroom or classrooms embedded in a general education setting, operating through a memorandum of understanding between the center and a host school.

7. Statewide educational education and family services or outreach. "Statewide educational education and family services" or "outreach" means consultation services provided to families of children from birth to 5 years of age who are deaf or hard of hearing students and consulting services to school administrative units that serve school age deaf or hard of hearing children educational outreach services, resources and information that are provided by staff employed through the center to children who are deaf or hard of hearing, from 3 through 22 years of age, their families and schools throughout the State, including students at site-based programs. These services may include, but are not limited to, specially designed instruction, consultation, evaluation, speech therapy, social-emotional programming, site-based programs and involvement with a 504 plan or an individualized education program plan, family programming and interpreting referral services.

8. Statewide resource center. "Statewide resource center" means the information and referral services provided by the library at the center school and the distance education program and the community education program offered at the center school.

9. Center Mackworth Island preschool. "Center Mackworth Island preschool" means the preschool program established located at Mackworth Island and operated by the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf at the Governor Baxter School for the Deaf.

Sec. 3. 20-A MRSA §7403, as amended by PL 2013, c. 552, §1, is repealed.

Sec. 4. 20-A MRSA §7404, as amended by PL 2011, c. 683, §3, is further amended to read:

§7404. Funding; and tuition for Mackworth Island preschool and site-based programs

The following provisions apply to funding for and tuition to the ~~school~~ Mackworth Island preschool, early intervention services for children from birth to under 3 years of age who are deaf and hard of hearing and statewide education and family services, including site-based programs.

1. Funding of the Mackworth Island preschool. Students from this State may attend the ~~center school~~ Mackworth Island preschool free of tuition and room and board expense. Funding for these students is provided by legislative appropriation or allocation based on the services necessary, including room and board, to satisfy the individualized education programs of the students enrolled in the ~~center school~~ Mackworth Island preschool. Funding must support maintenance of the ~~center school~~ Mackworth Island preschool and that portion of the island used by the ~~center school, security, outreach services, adult education, access to the education network of Maine and operations of the center school, including the residential program, parent infant program, preschool program and communication garden program~~ Mackworth Island preschool. Funding must also support maintenance and operations of any satellite school.

2. Out-of-state tuition; site-based programs. Students from other states and countries who meet enrollment criteria and receive approval from the host school may attend the ~~school~~ a site-based program on a space-available basis by paying the cost of tuition, fees and room and board as established by the ~~school~~ center board.

3. In-state tuition; site-based programs. The sending school shall pay tuition to the host school and any additional costs for the individualized education program services and evaluations that are not specific to deaf and hard-of-hearing students and not otherwise covered by funding through the center. Funding for the individualized education services at the site-based program must be provided by legislative appropriation or allocation based on the services necessary to satisfy the individualized education program for deaf and hard-of-hearing students in accordance with section 7405-D.

4. Room and board. The center shall pay the room and board costs for each student placed in a site-based program in grades 9 to 12, and grade 8 on a case-by-case basis, whose full-time residence is more than a 50-mile one-way commute from the site-based program. The costs must be paid using funds appropriated or allocated by the State in accordance with a memorandum of understanding between the host school and the center.

Sec. 5. 20-A MRSA §7405-A, as enacted by PL 2013, c. 552, §3, is repealed.

Sec. 6. 20-A MRSA §7405-B is enacted to read:

§7405-B. Early intervention services

1. Provision of early intervention services. The State's intermediate educational unit is responsible for the provision of early intervention services for children from birth to under 3 years of age who are deaf or hard of hearing.

2. Responsibility for early intervention services. The center is responsible for the following early intervention services for children from birth to under 3 years of age who are deaf or hard of hearing in collaboration with the State's intermediate educational unit through a memorandum of understanding with the department:

A. Statewide coordination of early intervention specialists, including but not limited to teachers of deaf students, speech-language pathologists, special education providers and occupational therapists specializing in deafness;

B. Special instruction through primary service delivery;

C. Consultations; and

D. Family training in American Sign Language and cued language.

3. Supports. The center is responsible for providing the following support to the State's intermediate educational unit:

A. Statewide coordination of hearing assistive technology;

B. Statewide coordination of American Sign Language interpreting services and cued speech transliteration services; and

C. Assistance with the coordination of referrals, pursuant to Part C of the federal Individuals with Disabilities Education Act, Public Law 91-230, to the State's intermediate educational unit for children who are deaf or hard of hearing.

Sec. 7. 20-A MRSA §7405-C is enacted to read:

§7405-C. Mackworth Island preschool

1. Free, appropriate public education responsibility. The State's intermediate educational unit is responsible for providing a free, appropriate public education pursuant to chapter 301 and Part B of the federal Individuals with Disabilities Education Act, Public Law 91-230, for deaf and hard-of-hearing students attending the Mackworth Island preschool.

2. Responsibility for Mackworth Island preschool. The center is responsible for the following services, required pursuant to Section 1419 of the federal Individuals with Disabilities Education Act, for deaf and hard-of-hearing students attending the Mackworth Island preschool:

A. Specially designed instruction;

B. Speech-language therapy, including listening and spoken language services;

C. Audiology services in conjunction with the student's managing audiologist;

D. Occupational therapy;

E. Social work services;

F. American Sign Language interpreting;

G. Cue transliteration services for educational programming;

H. Transition planning;

I. Extended school year services;

J. Remote hearing technology services designed for educational use;

K. Acoustic consultation, including measurement of unoccupied classroom noise levels and observation of the environment, in order to make recommendations for acoustically appropriate treatment;

L. Educational technician services in general education classes;

M. Evaluations for the following:

(1) American Sign Language services;

(2) Occupational therapy;

(3) Speech-language therapy;

(4) Psychoeducational services;

(5) Academic achievement services; and

(6) Functional listening services;

N. Observations in the learning environment; and

O. Behavioral support services and planning, including functional behavioral evaluations and behavior intervention plans.

Sec. 8. 20-A MRSA §7405-D is enacted to read:

§7405-D. Statewide education and family services; site-based programs

1. Free, appropriate public education responsibility. The school administrative unit is responsible for providing a free, appropriate public education pursuant to chapter 301 and Part B of the federal Individuals with Disabilities Education Act, Public Law 91-230, for deaf

and hard-of-hearing students at that school administrative unit receiving services delivered by the center. When a student attends a site-based program, the student's sending school is responsible for providing a free, appropriate public education as required under Part B of the federal Individuals with Disabilities Education Act, Public Law 91-230.

2. Responsibility for statewide education and family services. Responsibility for providing statewide education and family services pursuant to Part B of the federal Individuals with Disabilities Education Act, Public Law 91-230, is as follows:

A. The center is responsible for:

- (1) Any specially designed instruction. The center shall ensure staffing to support a child's individualized education program services;
- (2) Any speech-language services. The center shall ensure staffing for speech-language consultation services;
- (3) Any consultation services, including but not limited to consultations with teachers of deaf students, speech-language pathologists, special education providers, American Sign Language specialists, interpreters and social workers;
- (4) Parent training and counseling in American Sign Language and cued language;
- (5) Evaluations in speech language, functional listening and American Sign Language;
- (6) Statewide coordination of hearing assistive technology;
- (7) Statewide coordination of American Sign Language interpreting services and cued speech transliteration services;
- (8) Statewide social-emotional programming; and
- (9) Behavioral analysis provided by or performed under the supervision of a person certified by a national board of behavior analysts; and

B. The sending school is responsible for:

- (1) American Sign Language interpreting services and cued speech transliteration services in the sending school's district for students; and
- (2) Transportation to and from extracurricular events hosted by the center.

3. Responsibility for services at site-based programs; center. The center is responsible for providing the following services at site-based programs that are specific to deaf and hard-of-hearing students:

A. The costs of transportation and other related services as defined by section 7001, subsection 4-B, including the following related services:

- (1) Speech-language therapy, including listening and spoken-language services;
- (2) Audiology services in conjunction with the student's managing audiologist;
- (3) Occupational therapy;
- (4) Transportation for students attending site-based programs from towns other than the host school towns;
- (5) American Sign Language interpreting services for educational programming;
- (6) Extended school year services;
- (7) Evaluation for the following:
 - (a) Occupational therapy services;
 - (b) Speech-language therapy;
 - (c) American Sign Language services;
 - (d) Psychoeducational services;
 - (e) Academic achievement services; and
 - (f) Functional listening services;
- (8) Observations in the learning environment;
- (9) Behavioral support services and planning, including functional behavioral evaluations and behavior intervention plans;
- (10) Specially designed instruction;
- (11) Social work services;
- (12) Behavioral analysis provided by or performed under the supervision of a person certified by a national board of behavior analysts;
- (13) Cued speech transliteration services for educational programming;
- (14) Transition planning;
- (15) Remote hearing technology services designed for educational use;
- (16) Acoustic consultation, including measurement of unoccupied classroom noise levels and observation of the environment, in order to make recommendations for acoustically appropriate treatment;
- (17) Educational technician services in general education classes;
- (18) Social-emotional programming; and
- (19) Boarding for high school students.

The center shall pay the room and board costs for each student who is eligible for room and

board and placed in a high school site-based program through funds appropriated by the State.

4. Responsibility for services at site-based programs; sending school. The sending school is responsible for providing any special education or related services not listed in subsection 3, paragraph A necessary for the provision of a free and appropriate education at a site-based program, including but not limited to:

A. Physical therapy and physical therapy evaluations; and

B. Extracurricular activities, including but not limited to fees, interpreting services and transportation costs when no accommodations are listed on the individualized education program for that student.

Beginning in the 2022-2023 school year, the costs of related services not listed in this subsection are the responsibility of the sending school.

5. State and federal educational services requirements. The Mackworth Island preschool, statewide education and family services and site-based programs must comply with all standards for state public schools and must comply with all federal and state laws and department rules for the provision of educational services to children with disabilities.

Sec. 9. 20-A MRSA §7405-E is enacted to read:

§7405-E. Placement; Mackworth Island preschool and site-based programs

Beginning in the 2022-2023 school year, the following provisions apply to student placement.

1. Placement. The State's intermediate educational unit or the school administrative unit in which a deaf or hard-of-hearing student resides is responsible for providing a free, appropriate public education pursuant to chapter 301 for a student placed in the Mackworth Island preschool program or a site-based program and for providing statewide education and family services. An individualized education program or 504 plan team for a school administrative unit or Child Development Services System regional site under section 7209 in which a deaf or hard-of-hearing student resides is responsible for the placement decision for that student. When the Mackworth Island preschool or a site-based program is being considered as a placement for a student, the school administrative unit or Child Development Services System regional site administrator shall invite the center's administrator, or the administrator's designee, and the host school's special education director, or the director's designee, to attend the individualized education program or 504 plan team meeting at which the placement is being considered. In collaboration with the student's individualized education program or 504 plan team, the administrator and the host school's director are responsible for determining if the

child's needs can be served within the existing deaf education site-based program in accordance with the enrollment criteria established through the memorandum of understanding between the center and the host school.

Sec. 10. 20-A MRSA §7406, as amended by PL 2005, c. 279, §8, is further amended to read:

§7406. School board Board

The School Board of the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf is established as the policy-making authority and the governing body of the school center.

1. Membership. In appointing members to the school center board, the Governor shall give proper consideration to achieving statewide geographical representation, cultural equity and gender equity. In appointing voting members to the school center board, the Governor shall select nominees with experience or special knowledge in one or more of the following areas: law, finance, organizational issues, management, education, human resources and collective bargaining. The school center board and interested parties may submit a list of recommended candidates to the Governor to aid in making appointments of voting and nonvoting members. The appointments of voting members made by the Governor are subject to review by the joint standing committee of the Legislature having jurisdiction over education matters and subject to confirmation by the Legislature. The appointments of nonvoting members made by the Governor are not subject to review by the joint standing committee of the Legislature having jurisdiction over education matters or subject to confirmation by the Legislature. The Governor shall appoint the school center board consisting of 15 voting members and 2 nonvoting members as follows:

A. Four parents of students who are deaf or hard-of-hearing, including a minimum of one parent with a child enrolled in the residential site-based program and one parent with a child receiving service from the school's center's outreach program;

B. Three deaf representatives of the State's deaf community;

C. Eight members of the general public, at least 2 of whom must have expertise in deaf education; and

F. Two students, one who attends the school a site-based program and one who receives outreach services, both of whom are nonvoting members and who may not participate as board members in executive sessions or receive materials as board members from executive sessions.

2. Chair. The school center board shall choose annually one of its members to serve as chair.

3. Meetings. The school center board shall meet at regular intervals determined by the board.

4. Quorum. Each voting member of the school center board is entitled to one vote. A majority of voting members of the school center board constitutes a quorum for the transaction of any official business.

5. Terms of voting members. The terms of the voting members of the school center board are for 3 years, unless otherwise designated, and are staggered with 1/3 of the voting members appointed each year. Members may be appointed for consecutive terms.

6. Terms of nonvoting members. The terms of the nonvoting student members, pursuant to subsection 1, paragraph F, must be determined by the school center board.

7. Expenses. Voting members of the school center board must be compensated according to the provisions of Title 5, chapter 379.

Sec. 11. 20-A MRSA §7407, as amended by PL 2017, c. 413, §§1 and 2, is further amended to read:

§7407. Powers and duties of school board

The powers and duties of the school center board include the following.

1. Policies. The school board shall develop and adopt policies and rules necessary for the operation of the school Mackworth Island preschool, site-based programs, early intervention services for children from birth to under 3 years of age who are deaf or hard of hearing and statewide education and family services.

2. Selection of executive director. The school board shall hire an executive director.

3. Administration. The school board shall oversee the administration of the center school and any satellite school, including the hiring of academic, residential, outreach and support staff of the center school; administrative, professional and support staff for the early intervention and family services program for children from birth to under 3 years of age who are deaf or hard of hearing; statewide education and family services; the Mackworth Island preschool and site-based programs; and the approval of contracts for those providing boarding services to eligible students.

3-A. Employee retirement plan. Employees of the school center are state employees for purposes of Title 5, chapters 421 and 423, unless a decision is made pursuant to a collective bargaining agreement or is otherwise made consistent with applicable law other than Title 5, section 18201 to provide for retirement coverage in some way other than as state employees in the Maine Public Employees Retirement System regular retirement plan. The school board shall consult with the Executive Director of the Maine Public Employees Retirement System in proposing any change to the Maine Public Employees Retirement System retirement status

of school center employees. The school board shall provide certification to the Maine Public Employees Retirement System of any decision to provide retirement coverage in some way other than as state employees at least 60 days prior to any change in retirement coverage. Any decision that removes school center employees from the definition of "state employee" as provided in Title 5, section 17001, subsection 40 is irrevocable unless changed by law.

4-A. Budget development. The school board shall, with the aid of the executive director and staff the center's director of operations, prepare an annual budget for the operation of the school center and exercise budgetary responsibility. The school board shall allocate for expenditure by the school center and programs under its jurisdiction all the resources available for the operation of the school center and its programs.

4-B. Budget presentation. Annually, not later than January 1st, in addition to complying with the provisions of Title 5, sections 1665 and 1666, the school board shall present the budget for the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf to the Governor and the Legislature for review by the commissioner and the joint standing committee of the Legislature having jurisdiction over education matters. Beginning for fiscal year 2013-14, the budget must be presented in a cost center summary budget format pursuant to section 1485, subsection 1, paragraph A and must include specific budget information, including revenues and expenditures, for the center school, the center preschool and statewide educational services or outreach early intervention and family services program for children from birth to under 3 years of age who are deaf or hard of hearing, Mackworth Island preschool, site-based programs and statewide education and family services. Revenue sources must include revenue received through state appropriation pursuant to section 7404, as well as fees and other revenues collected from school administrative units. The school board shall provide a detailed accounting of the fees and other revenue collected from each school administrative unit and the services provided to each unit. A liability or obligation may not be incurred under this chapter beyond the amount approved in the administrative operating budget. The school board may make expenditures only in accordance with allocations approved by the Legislature. Any balance of an allocation or subdivision of an allocation made by the Legislature for the school center that at the time is not required for the purpose named in the allocation or subdivision may be transferred prior to the closing of the books for the fiscal year to any other allocation or subdivision of any allocation made by the Legislature for the use of the school center for the same fiscal year. The transfer is subject to review by the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs. Financial statements describing the transfer must be submitted by

the ~~school~~ center board to the Office of Fiscal and Program Review 30 days before the transfer is implemented. In case of extraordinary emergency transfers, the 30-day prior submission requirement may be waived by vote of the committee. These financial statements must include information specifying the accounts that are affected, the amounts to be transferred, a description of the transfer and a detailed explanation of the reason the transfer is needed.

5. Financial management. The ~~school~~ board may accept donations, bequests or other forms of financial assistance for any educational purpose from a public or private source and shall comply with rules and regulations governing grants from the Federal Government or from any other source.

6. Collection of fees. The ~~school~~ board may charge service and rental fees for use of facilities of the ~~school~~ center. Except as provided in subsections 12-A and 12-B, any funds received for service and rental fees must be retained by the ~~school~~ center.

7. Indemnification. The ~~school~~ board shall indemnify the employees and other agents of the ~~school~~ center and purchase and maintain insurance to indemnify those persons to the extent provided in Title 13-B, section 714. The ~~school~~ board may indemnify members of the ~~school~~ board.

8. Bonds. The ~~school~~ board shall require security for the faithful performance of duties by employees and other agents of the ~~school~~ center who are entrusted with the custody of the ~~school~~ securities or authorized to disburse the funds of the ~~school~~ center. The security must consist of a bond, either a blanket bond or individual bond with a surety bond, or bonds having a minimum limitation of \$100,000 coverage for each insured person. The expense of a bond is assumed by the ~~school~~ center.

9. Property management. The ~~school~~ board may acquire by purchase any property, lands, buildings, structures, facilities or equipment and make improvements to facilities necessary to fulfill the purposes of this chapter. The State retains ownership of Mackworth Island and the school facilities. ~~Notwithstanding section 7403, the school~~ The board may make alternative plans regarding the location of the ~~school~~ center.

10. Island access. The ~~school~~ board shall consult annually with the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands on public access and management of that portion of Mackworth Island under the jurisdiction of that bureau.

11. Certificates and diplomas. ~~The school board shall offer courses of study and grant diplomas and certificates on completion of courses of study. This granting of diplomas and certificates may be done in cooperation with the sending school.~~

12. Contracts and agreements. The ~~school~~ board may enter into any contracts and agreements, to the extent that funds are available, in the execution of its powers under this chapter.

12-A. Lease of school property. The Department of Administrative and Financial Services may enter into lease agreements consistent with the deed of gift from Governor Percival Baxter and in accordance with state law and policy on the lease of state-owned facilities, including but not limited to the provisions of Title 5, chapter 154. Any funds received pursuant to this subsection must first be applied in accordance with Title 5, section 1784. Any excess revenue above the requirements of Title 5, section 1784 may be retained by the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf to be applied to statutorily authorized programs.

12-B. Lease of school property to State's protection and advocacy agency. The Department of Administrative and Financial Services may enter into lease agreements in accordance with state law and policy on the lease of state-owned facilities, including but not limited to the provisions of Title 5, chapter 154, to lease ~~school~~ property to the protection and advocacy agency for persons with disabilities designated pursuant to Title 5, section 19502. Any funds received pursuant to this subsection must first be applied in accordance with Title 5, section 1784. Any excess revenue above the requirements of Title 5, section 1784 may be retained by the ~~school~~ center to be applied to statutorily authorized programs.

13. Delegation. The ~~school~~ board may delegate duties and responsibilities as necessary for the efficient operation of this chapter.

14. Criteria for enrollment. The ~~school~~ board shall establish and disseminate to school administrative units the criteria to be used in determining eligibility of applicants for enrollment in the ~~center school~~ Mackworth Island preschool and site-based programs. Individual memoranda of understanding may be established to further define enrollment criteria for specific site-based programs.

15. Student conduct. The ~~school~~ board shall prepare and adopt procedures and rules to ensure the smooth operation of student conduct standards. All students attending site-based programs are, at all times, subject to the rules of the host school. Discipline of program students must comply with the host school policy and the requirements of the federal Individuals with Disabilities Education Act and the department's rules adopted pursuant to Title 20-A, chapters 301 and 303. Representatives of the sending school must be notified by staff of the center or host school of disciplinary actions that may impact a student's individualized education program.

~~**16. Individualized education programs, standards and measurements.** The school board shall ensure that services required to meet the individualized education program for each student are provided by the school. The school board shall establish standards and methods of measuring progress in the levels of academic achievement for students who participate in the school in accordance with the statewide system of learning results established under section 6209. The school board shall also establish standards and methods of measuring progress in the professional development of teachers who participate in school programs. The school board shall assess students and teachers according to those standards and measurements.~~

~~**17. School programs.** The school board may create, maintain and expand center school programs and programs for children and families that may be served by the school at any satellite school, through statewide educational services and through the statewide resource center. For the 2000-01 and 2001-02 school years only, the residential program at the Governor Baxter School for the Deaf located on Mackworth Island is limited to enrolling up to 20 students who are deaf or hard of hearing. The superintendent may request that the commissioner approve a waiver of the residential enrollment limit and establish additional placements for students in the residential program at the Governor Baxter School for the Deaf located on Mackworth Island; the commissioner may approve those placements on a case-by-case basis and only if the individual education plan of the prospective student who is deaf or hard of hearing requires placement in a residential program. Beginning with the 2002-03 school year, the school board shall establish a satellite school program that offers an array of educational programs that provide students who are deaf or hard of hearing with geographically convenient access to placement options that may be required by their individualized education program.~~

17-A. Additional programs. The board may create, maintain and expand site-based programs for deaf and hard of hearing children and families as needed to meet the needs of deaf and hard of hearing children statewide.

~~**18. Fees and charges.** The school board shall establish and collect necessary fees and set policies relating to other appropriate charges for students. The school board shall annually submit a schedule of fees to be charged to school administrative units for each service provided by the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf to the Governor. A detailed accounting of fees collected from each unit and the services provided, including statewide educational services or outreach, must be included in the presentation of the budget pursuant to subsection 4-B.~~

19. Report. The school board shall report annually to the Governor, the joint standing committee of the

Legislature having jurisdiction over education matters and the commissioner on the general status of the finances and operations of the school center, including the center school programs and any satellite school Mackworth Island preschool program, early intervention and family services program and statewide education and family services, including site-based programs, the status of the professional qualifications of the school center board members and the results of the assessments required by subsection 16 and the general status of the school center and shall provide an annual financial audit conducted by an independent auditor.

Sec. 12. 20-A MRSA §7408, as amended by PL 2015, c. 494, Pt. A, §12, is further amended to read:

§7408. Powers and duties of executive director

The powers and duties of the executive director include the following.

1. Staff and administration. The executive director shall hire staff and administer school center operations.

2. Enrollment. The executive director shall work with school administrative units, pursuant to section 7405-A 7405-E, to enroll students.

Sec. 13. 20-A MRSA §7409, as enacted by PL 1995, c. 676, §5 and affected by §13, is repealed.

Sec. 14. 20-A MRSA §7411, as enacted by PL 1999, c. 401, Pt. JJJ, §1, is amended to read:

§7411. Emergency power

Notwithstanding any other provision of law, the commissioner may assume and exercise the authority of the school center board if the commissioner declares an emergency exists such that the health, safety or welfare of students ~~in receiving~~ academic, extracurricular or residential programs room and board services is in jeopardy or the school center is in substantial and persistent violation of federal and state law. The commissioner's declaration of an emergency is not reviewable, but the commissioner shall exercise this emergency authority for a period not to exceed 3 months unless the commissioner again declares that an emergency continues.

Sec. 15. 20-A MRSA §7413, as enacted by PL 2015, c. 383, §1, is amended to read:

§7413. Private support organization

1. Designation of private support organization. The executive director shall designate a nonprofit organization as the private support organization for the school center. The designated organization must be incorporated as a nonprofit corporation under the laws of the State, and its sole purpose, as reflected in its bylaws, must be to organize and foster support for the school center and the school's center's programs and services.

2. Nonvoting member on board of directors. The executive director, or the executive director's des-

ignee, shall serve as a nonvoting ex officio member of the private support organization's board of directors.

3. Plan of work. The executive director shall negotiate an annual memorandum of understanding between the school center and the private support organization that outlines a plan of work identifying priority projects of mutual benefit and cooperation.

4. Use of property. The executive director may permit the appropriate use of fixed property, equipment and facilities of the school center by the private support organization. Such use must be directly in keeping with the purpose of the private support organization as set out in subsection 1 and must comply with all appropriate state policies and procedures.

See title page for effective date.

CHAPTER 647

S.P. 551 - L.D. 1696

An Act To Clarify and Recodify Maine's Protection from Abuse Statutes

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 5 MRSA §12004-I, sub-§74-C, as amended by PL 2001, c. 240, §1, is further amended to read:

74-C.

Public Safety	Maine Commission on Domestic and Sexual Abuse	Expenses Only	19-A MRSA §4013 §4115
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Sec. A-2. 19-A MRSA c. 101, as amended, is repealed.

Sec. A-3. 19-A MRSA c. 103 is enacted to read:

CHAPTER 103

PROTECTION FROM ABUSE

§4101. Purposes

The court shall liberally construe and apply this chapter to promote the following underlying purposes:

1. Recognition. To recognize domestic abuse as a serious crime against the individual and society, producing an unhealthy and dangerous family environment, resulting in a pattern of escalating abuse, including violence, that frequently culminates in intrafamily homicide and creating an atmosphere that is not conducive to healthy childhood development;

2. Protection. To allow family and household members who are victims of domestic abuse to obtain expeditious and effective protection against further

abuse so that the lives of the nonabusing family or household members are as secure and uninterrupted as possible;

3. Enforcement. To provide protection by promptly entering and diligently enforcing court orders that prohibit abuse and, when necessary, by reducing the abuser's access to the victim and addressing related issues of parental rights and responsibilities and economic support so that victims are not trapped in abusive situations by fear of retaliation, loss of a child or financial dependence;

4. Prevention. To expand the power of the justice system to respond effectively to situations of domestic abuse, to clarify the responsibilities and support the efforts of law enforcement officers, prosecutors and judicial officers to provide immediate, effective assistance and protection for victims of abuse and to recognize the crucial role of law enforcement officers in preventing further incidents of abuse and in assisting the victims of abuse;

5. Data collection. To provide for the collection of data concerning domestic abuse in an effort to develop a comprehensive analysis of the incidence and causes of that abuse; and

6. Mutual order. To declare that a mutual order of protection or restraint undermines the purposes of this chapter.

§4102. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Abuse. "Abuse" means the occurrence of the following acts:

A. Attempting to cause or causing bodily injury or offensive physical contact, including sexual assaults under Title 17-A, chapter 11, except that contact as described in Title 17-A, section 106, subsection 1 is excluded from this definition;

B. Attempting to place or placing another in fear of bodily injury, regardless of intent, through any course of conduct, including, but not limited to, threatening, harassing or tormenting behavior;

C. Compelling a person by force, threat of force or intimidation:

(1) To engage in conduct from which the person has a right or privilege to abstain; or

(2) To abstain from conduct in which the person has a right to engage;

D. Knowingly restricting substantially the movements of another person without that person's consent or other lawful authority by:

(1) Removing that person from that person's residence, place of business or school;

(2) Moving that person a substantial distance from the vicinity where that person was found; or

(3) Confining that person for a substantial period either in the place where the restriction commences or in a place to which that person has been moved;

E. Communicating to a person a threat to commit, or to cause to be committed, a crime of violence dangerous to human life against the person to whom the communication is made or another, and the natural and probable consequence of the threat, whether or not that consequence in fact occurs, is to place the person to whom the threat is communicated, or the person against whom the threat is made, in reasonable fear that the crime will be committed;

F. Repeatedly and without reasonable cause:

(1) Following the plaintiff; or

(2) Being at or in the vicinity of the plaintiff's home, school, business or place of employment;

G. Engaging in the unauthorized dissemination of certain private images as prohibited pursuant to Title 17-A, section 511-A; or

H. Engaging in aggravated sex trafficking or sex trafficking as described in Title 17-A, section 852 or 853, respectively.

2. Adult. "Adult" means a person 18 years of age or older or a person under 18 years of age who is emancipated pursuant to Title 15, section 3506-A.

3. Court. "Court" means a District Court and, with regard to section 4113, the tribal court of the Passamaquoddy Tribe or the Penobscot Nation.

4. Dating partners. "Dating partners" means individuals currently or formerly involved in dating each other, whether or not the individuals are or were sexual partners.

5. Economic abuse. "Economic abuse" means causing or attempting to cause an individual to be financially dependent by maintaining control over the individual's financial resources, including, but not limited to, unauthorized or coerced use of credit or property, withholding access to money or credit cards, forbidding attendance at school or employment, stealing from or defrauding an individual of money or assets, exploiting the individual's resources for personal gain of the defendant or withholding physical resources such as food, clothing, necessary medications or shelter.

6. Family or household members. "Family or household members" means:

A. Present or former spouses or domestic partners;

B. Individuals presently or formerly living together as spouses;

C. Parents of the same child;

D. Adult household members related by consanguinity or affinity;

E. Minor children of a parent or guardian when the defendant is an adult household member of that parent or guardian;

F. Individuals presently or formerly living together; and

G. Individuals who are or were sexual partners.

Holding oneself out to be a spouse is not necessary to constitute "living together as spouses." For purposes of this subsection, "domestic partners" means 2 unmarried adults who are domiciled together under long-term arrangements that evidence a commitment to remain responsible indefinitely for each other's welfare.

7. Law enforcement agency. "Law enforcement agency" means a state, county, tribal, municipal or University of Maine System law enforcement agency.

8. Order. "Order" means:

A. A temporary, emergency or interim order issued under this chapter;

B. A final protection order issued under this chapter after hearing or opportunity for hearing or with consent of the parties;

C. An order of a tribal court of the Passamaquoddy Tribe or the Penobscot Nation; or

D. A similar order issued by a court of the United States or of another state, territory, commonwealth or federally recognized Indian tribe.

9. Social media. "Social media" means an electronic medium or service through which users create, share and view user-generated content, including, but not limited to, videos, still photographs, blogs, video blogs, podcasts, instant and text messages, e-mail, online service accounts and Internet website profiles and locations.

§4103. Eligibility

The following persons are eligible to seek relief under this chapter:

1. Adult. An adult:

A. Who has been a victim of abuse as defined in section 4102, subsection 1 by a family or household member, a dating partner or an individual related by consanguinity or affinity; or

B. Who has been a victim of conduct:

- (1) Described as stalking in Title 17-A, section 210-A;
- (2) Constituting any crime described in Title 17-A, chapter 11;
- (3) Described as unauthorized dissemination of certain private images in Title 17-A, section 511-A; or
- (4) Described as aggravated sex trafficking or sex trafficking in Title 17-A, section 852 or 853, respectively.

For purposes of this paragraph, the conduct need not have been perpetrated by a family or household member, a dating partner or an individual related by consanguinity or affinity;

2. Minor child. A person responsible for a child, as defined in Title 22, section 4002, subsection 9, or a representative of the department when a minor child has been:

- A. A victim of abuse as defined in section 4102, subsection 1 by a family or household member, a dating partner or an individual related by consanguinity or affinity;
- B. A victim of conduct:
 - (1) Described as stalking in Title 17-A, section 210-A;
 - (2) Constituting any crime described in Title 17-A, chapter 11;
 - (3) Described as unauthorized dissemination of certain private images in Title 17-A, section 511-A;
 - (4) Described as aggravated sex trafficking or sex trafficking in Title 17-A, section 852 or 853, respectively;
 - (5) Described as sexual exploitation of a minor or dissemination of sexually explicit material in Title 17-A, section 282 or 283, respectively; or
 - (6) Described as harassment by telephone or by electronic communication device in Title 17-A, section 506, subsection 1, paragraph A-1 or A-2;

For purposes of this paragraph, the conduct need not have been perpetrated by a family or household member, a dating partner or an individual related by consanguinity or affinity;

3. Older or dependent adult. An adult who meets the eligibility requirements in paragraphs A and B as follows:

- A. The adult is one of the following:
 - (1) Sixty years of age or older;

- (2) A dependent adult, as defined in Title 22, section 3472, subsection 6; or
- (3) An incapacitated adult, as defined in Title 22, section 3472, subsection 10; and

B. The adult has been the victim of abuse as defined in section 4102, subsection 1, this chapter or Title 22, section 3472, subsection 1 by an extended family member or unpaid care provider.

The adult victim, the adult victim's legal guardian or a representative of the department may seek relief.

For the purposes of this subsection, "extended family member" includes, but is not limited to, a person who is related to the victim by blood, marriage or adoption whether or not the person resides or has ever resided with the victim.

For the purposes of this subsection, "unpaid care provider" includes, but is not limited to, a caretaker who voluntarily provides full, intermittent or occasional personal care to the adult victim in the victim's home similar to the way a family member would provide personal care.

§4104. Commencement of a proceeding

1. Venue and jurisdiction. Proceedings under this chapter must be filed, heard and determined in the District Court of the division:

- A. In which the plaintiff or defendant resides; or
- B. If the plaintiff has left the plaintiff's residence to avoid abuse, of the plaintiff's previous residence or new residence.

If a District Court Judge is not available in the division in which a complaint requesting a temporary order is to be filed, the complaint may be presented to another District Court Judge or to any Superior Court Justice. A Superior Court Justice has the same authority as a District Court Judge to grant or deny the temporary order.

2. Filing. A person may seek relief by filing a complaint alleging the abuse or conduct that makes the plaintiff eligible to seek protection pursuant to section 4103. The complaint need only include a short and plain statement showing that the plaintiff is entitled to relief.

§4105. Other proceedings

1. Uniform Child Custody Jurisdiction and Enforcement Act. The Uniform Child Custody Jurisdiction and Enforcement Act applies to a proceeding under this chapter regardless of whether it is joined with another proceeding under subsection 2.

2. Divorce, dissolution of marriage, legal separation or separate maintenance. All proceedings may be independent of, or joined with, a proceeding for divorce, dissolution of marriage, legal separation or separate maintenance.

3. Other remedies and relief. A proceeding under this chapter is in addition to any other available civil or criminal remedies.

4. No criminal proceeding required. Relief may be sought under this chapter regardless of whether a criminal prosecution has occurred.

§4106. Procedures

1. Assistance. The following assistance from the court is available.

A. The court shall provide forms and clerical assistance to either party in completing and filing a complaint or other necessary documents. The assistance may not include legal advice or assistance in drafting legal documents.

B. The clerk of the court shall provide to a plaintiff written contact information for resources from which the plaintiff may receive legal or social service assistance provided to the Administrative Office of the Courts by the various providers of those services, including the Maine State Bar Association or successor organization, any local or statewide organizations providing domestic violence services, any local or statewide organizations providing sexual assault services and any other agency providing reliable and relevant resource contact information.

2. Forms. The forms provided by the court under subsection 1 must be uniform throughout the State and must include a summons and an affidavit for temporary emergency relief. The summons must include a section in which to list places where the defendant may be located or available to be served. The clerk of the court shall inquire where the defendant may be located or available to be served and list those locations on the summons or direct the plaintiff to do so.

3. Fees. A fee may not be charged for forms or for filing a complaint. A plaintiff may apply for leave to proceed in forma pauperis.

4. Notice. Prior to the plaintiff signing a complaint, the court shall notify the plaintiff, orally or in writing, that it is a crime to make a false statement under oath in a court document.

5. Notification; copies. The clerk of the court shall issue, without fee, a copy of an order, agreement, amendment or revocation to the plaintiff, to the defendant and to the law enforcement agencies most likely to enforce it, as determined by the court.

6. Civil rules apply. Unless otherwise indicated in this chapter, all proceedings must be in accordance with the Maine Rules of Civil Procedure. Appeals may be taken as provided by the Maine Rules of Civil Procedure. Appeals may be only for error of law or abuse of discretion.

7. Mediation and referees. The court may not mandate mediation or appointment of referees in actions brought under this chapter. If an action under this chapter is joined with another proceeding pursuant to section 4105, subsections 1 and 2, this subsection does not prohibit the court from mandating mediation or the appointment of a referee on any issue, other than abuse, that is part of the other proceeding.

§4107. Service of order

If the court issues an order under this chapter, the court shall order an appropriate law enforcement agency or, if the defendant is present in the courthouse, a court security officer qualified pursuant to Title 4, section 17, subsection 15 or, if the defendant is in the custody of the Department of Corrections, the Department of Corrections to serve the defendant personally with the order. Temporary orders must be served with the summons and complaint. The court shall cause the order to be delivered to the law enforcement agency, the court security officer or the correctional facility in which the defendant is incarcerated as soon as practicable following the issuance of the order. The law enforcement agency, court security officer or chief administrative officer of a correctional facility or the chief administrative officer's designee shall make a good faith effort to serve process expeditiously.

1. Electronically transmitted printed copies of order. Notwithstanding any provision of law to the contrary, service of an order may be made pursuant to this section through the use of electronically transmitted printed copies of orders that have been transmitted directly from the court to the law enforcement agency or correctional facility making service. Return of proof of service may be made by electronic transmission of the proof of service directly to the court from the law enforcement officer making service or the chief administrative officer, or the chief administrative officer's designee, of the correctional facility making service.

2. Officer who served order as witness. In any subsequent criminal prosecution for violation of this chapter when the service of an order was made through the use of an electronically transmitted printed copy of the order, with 10 days' advance written notice to the prosecution, the defendant may request that the prosecution call as a witness the law enforcement officer who served the order or the chief administrative officer, or the chief administrative officer's designee, of the correctional facility that served the order.

§4108. Temporary orders

1. Temporary orders. The court may enter temporary orders authorized under subsection 2 that it considers necessary to protect a plaintiff or minor child from abuse, on good cause shown in an ex parte proceeding, which the court shall hear and determine as expeditiously as practicable after the filing of a complaint. Immediate and present danger of abuse to the plaintiff

or minor child constitutes good cause. A temporary order remains in effect pending a hearing pursuant to section 4109.

2. Interim relief. The court, in an ex parte proceeding, may enter temporary orders:

A. Concerning the parental rights and responsibilities relating to minor children for whom the parties are responsible;

B. Enjoining the defendant from engaging in the following:

(1) Imposing a restraint upon the person or liberty of the plaintiff;

(2) Threatening, assaulting, molesting, harassing, attacking or otherwise disturbing the peace of the plaintiff;

(3) Entering the family residence or the residence of the plaintiff, including the land immediately surrounding and associated with the residence;

(4) Repeatedly and without reasonable cause:

(a) Following the plaintiff; or

(b) Being at or in the vicinity of the plaintiff's home, school, business or place of employment;

(5) Taking, converting or damaging property in which the plaintiff may have a legal interest;

(6) Having any direct or indirect contact with the plaintiff;

(7) Engaging in the unauthorized dissemination of certain private images as prohibited pursuant to Title 17-A, section 511-A; or

(8) Destroying, transferring or tampering with the plaintiff's passport or other immigration document in the defendant's possession; or

C. Concerning the care, custody or control of any animal owned, possessed, leased, kept or held by either party or a minor child residing in the household and may enjoin the defendant from injuring or threatening to injure any such animal.

3. Temporary orders; possession of dangerous weapons. The court may direct the defendant not to possess a firearm, muzzle-loading firearm, bow, crossbow or other dangerous weapon for the duration of the temporary order if the complaint demonstrates:

A. Abuse that involves a firearm, muzzle-loading firearm, bow, crossbow or other dangerous weapon; or

B. A heightened risk of immediate abuse to the plaintiff or a minor child. In determining whether a heightened risk of immediate abuse is present, the

court shall consider, but is not limited to consideration of, whether:

(1) The temporary order of protection is not likely to achieve its purpose in the absence of such a condition;

(2) The defendant has violated orders of protection;

(3) Past or present abuse to a victim resulted in injury;

(4) The abuse occurred in public; and

(5) The abuse includes:

(a) Threats of suicide or homicide;

(b) Killing or threatening to kill any animal owned, possessed, leased, kept or held by either party or a minor child residing in the household;

(c) An escalation of violence;

(d) Stalking behavior or extreme obsession;

(e) Sexual violence;

(f) Excessive alcohol or drug use; and

(g) Abuse against a pregnant victim.

If the court prohibits the defendant from possessing a firearm, muzzle-loading firearm, bow, crossbow or other dangerous weapon in a temporary order and if the defendant moves for dissolution or modification of a temporary order pursuant to subsection 6, the court shall hear and decide the motion as expeditiously as possible and shall issue a written decision on the motion within 24 hours after a hearing on that motion.

If the court prohibits the defendant from possessing a dangerous weapon other than a firearm, muzzle-loading firearm, bow or crossbow in a temporary order, the court shall specify the type of weapon the defendant is prohibited from possessing.

If the court prohibits the defendant from possessing a firearm, muzzle-loading firearm, bow, crossbow or other dangerous weapon in a temporary order, the court shall direct the defendant to relinquish, within 24 hours after service of the temporary order on the defendant or such earlier time as the court specifies in the temporary order, all firearms, muzzle-loading firearms, bows, crossbows and specified dangerous weapons in the possession of the defendant to a law enforcement officer or other individual for the duration of the temporary order. If the weapons are relinquished to an individual other than a law enforcement officer, the defendant must file, within 24 hours after such relinquishment, with the court or local law enforcement agency designated in the temporary order a written statement that contains the name and address of the individual holding the weapons and a description of all weapons held by that individual.

The court may subsequently issue a search warrant authorizing a law enforcement officer to seize any firearms, muzzle-loading firearms, bows, crossbows and other dangerous weapons at any location if there is probable cause to believe such firearms, muzzle-loading firearms, bows, crossbows or dangerous weapons have not been relinquished by the defendant.

4. Emergency relief. Emergency relief is available as follows.

A. When there is no judge available in the District Court having venue or the District Court courthouse is closed and no other provision can be made for the shelter of an abused family or household member or minor child, a complaint may be presented to another District Court Judge or Superior Court Justice. Upon a showing of good cause, as described in subsection 1, the court may enter temporary orders authorized under this section that it considers necessary to protect the plaintiff or minor child from abuse.

B. If a complaint is presented under this subsection, that complaint and any temporary order issued pursuant to it must be forwarded immediately to the clerk of the District Court having venue for filing.

C. A temporary order under this subsection remains in effect pending a hearing pursuant to section 4109.

5. Denial of relief. Before a request for temporary, emergency or interim relief is denied, the judge shall:

A. Allow the plaintiff the opportunity to be heard in person to support the complaint. The plaintiff may be accompanied by a person of the plaintiff's choice; and

B. Advise the plaintiff of reasons for the denial.

6. Dissolution or modification. Notwithstanding any provision of law to the contrary, upon 2 days' notice to the plaintiff or upon such shorter notice as the court may order, a person who is subject to a temporary order may appear and move the dissolution or modification of the temporary order and, in that event, the court shall proceed to hear and determine the motion as expeditiously as the ends of justice require. At that hearing, the plaintiff has the burden of justifying a finding in the temporary order that the defendant has challenged by affidavit. This subsection may not be construed to abolish or limit any means otherwise available by law for obtaining dissolution, modification or discharge of a temporary order.

7. Extension. If a hearing on the complaint is continued, the court may make or extend temporary orders it considers necessary. Notwithstanding any provision of this section to the contrary, if a final protection order

is issued pursuant to section 4110, the temporary protection order issued pursuant to this section remains in effect pending service of the final protection order.

§4109. Hearings

1. Full hearing. Within 21 days of the filing of a complaint, a hearing must be held at which the plaintiff must prove the allegation of abuse or conduct specified in section 4103 by a preponderance of the evidence. If a request for temporary, emergency or interim relief is denied, the hearing must be held as soon as practicable within the 21-day period. Nothing in this section limits the court's discretion to continue the final hearing upon the court's own motion or upon the motion of either party.

2. Self-defense. The right to relief under this chapter is not affected by the plaintiff's use of reasonable force in response to abuse by the defendant.

3. Intoxication. Voluntary intoxication is not a defense to an action under this chapter.

§4110. Relief

1. Final protection order. The court, after a hearing or opportunity for hearing and upon finding that the defendant has committed the abuse or conduct specified in section 4103, may grant a final protection order to bring about the cessation of the abuse or alleged conduct. The court may enter a finding that the defendant represents a credible threat to the physical safety of the plaintiff or a minor child residing in the household. The court may enter a finding of economic abuse.

2. Final protection order by consent. The court may approve a final protection order by consent if all parties agree to the terms, including whether an order under this section includes findings by the court.

3. Relief. Relief granted under this section may include:

A. Directing the defendant not to threaten, assault, molest, harass, attack or otherwise abuse the plaintiff and any minor children residing in the household;

B. Directing the defendant not to possess a firearm, muzzle-loading firearm, bow, crossbow or other dangerous weapon for the duration of the order;

C. Prohibiting the defendant from the use, attempted use or threatened use of physical force that would reasonably be expected to cause bodily injury against the plaintiff or a minor child residing in the household;

D. Directing the defendant not to go upon the premises of the plaintiff's residence;

E. Directing the defendant to refrain from repeatedly and without reasonable cause:

(1) Following the plaintiff;

(2) Being at or in the vicinity of the plaintiff's home, school, business or place of employment; or

(3) Engaging in conduct defined as stalking in Title 17-A, section 210-A;

F. Directing the defendant not to have any direct or indirect contact with the plaintiff, including via social media;

G. When the mutual residence or household of the parties is jointly owned or jointly leased or when one party has a duty to support the other or their minor children living in the residence or household and that party is the sole owner or lessee:

(1) Granting or restoring possession of the residence or household to one party, excluding the other; or

(2) A consent agreement, allowing the party with the duty to support to provide suitable alternate housing;

H. Directing the defendant not to injure or threaten to injure any animal owned, possessed, leased, kept or held by either party or a minor child residing in the household;

I. Either awarding some or all temporary parental rights and responsibilities with regard to minor children or awarding temporary rights of contact with regard to minor children, or both, under such conditions that the court finds in the best interest of the child pursuant to section 1653, subsections 3 to 6-B. The court's award of parental rights and responsibilities or rights of contact is not binding in any separate action involving an award of parental rights and responsibilities pursuant to chapter 55 or in a similar action brought in another jurisdiction exercising child custody jurisdiction in accordance with the Uniform Child Custody Jurisdiction and Enforcement Act;

J. With respect to unauthorized dissemination of certain private images as described in Title 17-A, section 511-A, entering any orders determined necessary or appropriate in the discretion of the court, including but not limited to:

(1) Prohibiting the defendant from disseminating the private images;

(2) Ordering the defendant to remove, destroy or return or to direct the removal, destruction or return of the private images; or

(3) Ordering the defendant to pay costs associated with removal, destruction or return of the private images;

K. Ordering a division of the personal property and household goods and furnishings of the parties and

placing any protective orders considered appropriate by the court, including an order to refrain from taking, converting or damaging property in which the plaintiff has a legal interest;

L. Ordering the termination of a life insurance policy or rider under that policy owned by the defendant if the plaintiff is the insured life under the policy or rider. Upon issuance, a copy of the order must be sent to the insurer that issued the policy;

M. Requiring the defendant to attend a certified domestic violence intervention program, to receive counseling from a social worker, family service agency, mental health center, psychiatrist or to participate in any other guidance service that the court considers appropriate. The court may not order and the State may not pay for the defendant to attend a certified domestic violence intervention program unless the program is certified under section 4116;

N. Ordering the payment of temporary support for a dependent party when the defendant has a legal obligation to support that dependent party;

O. Ordering the payment of temporary support:

(1) For a child in the dependent party's custody in accordance with chapter 63, when the defendant has a legal obligation to support that child; or

(2) To the State as provided in chapters 63, 65 and 67.

In all proceedings under this chapter, the court shall apply the child support guidelines in chapter 63 using the information the plaintiff is able to provide the court. Failure of a party to file an income affidavit may not unnecessarily delay a proceeding and does not preclude the issuance of an order for child support, except that the court shall require the plaintiff to complete and file an income affidavit at a final hearing involving child support even if the defendant does not appear for the hearing;

P. Ordering payment of monetary relief to the plaintiff for losses suffered as a result of the defendant's conduct. Monetary relief includes but is not limited to loss of earnings or support, reasonable expenses incurred for personal injuries or property damage, transitional living expenses and reasonable moving expenses. Upon the motion of either party, for sufficient cause, the court may set a later hearing on the issue of the amount of monetary relief, if any, to be awarded. Nothing in this paragraph may be construed to limit the court's discretion to enter any of the other available relief under this chapter. Nothing in this paragraph may be construed to preclude a plaintiff from seeking monetary relief through other actions as permissible by law;

Q. Ordering the defendant to pay court costs or reasonable attorney's fees;

R. Ordering the plaintiff to pay court costs or reasonable attorney's fees, or both, only if a judgment is entered against the plaintiff after a hearing in which both the plaintiff and the defendant are present and the court finds that the complaint is frivolous;

S. Directing the care, custody or control of any animal owned, possessed, leased, kept or held by either party or a minor child residing in the household;

T. With regard to conduct described as aggravated sex trafficking or sex trafficking as described in Title 17-A, section 852 or 853, respectively, entering any other orders determined necessary or appropriate in the discretion of the court, including, but not limited to, requiring the defendant to pay economic damages related to the return or restoration of the plaintiff's passport or other immigration document and any debts of the plaintiff arising from the trafficking relationship; or

U. Entering any other orders determined necessary or appropriate in the discretion of the court.

4. No possession of firearm, muzzle-loading firearm, bow or crossbow or dangerous weapons for duration of final protection order. If the court prohibits the defendant from possessing a dangerous weapon other than a firearm, muzzle-loading firearm, bow or crossbow, the court shall specify the type of weapon the defendant is prohibited from possessing.

If the court prohibits the defendant from possessing a firearm, muzzle-loading firearm, bow, crossbow or other dangerous weapon, the court shall direct the defendant to relinquish, within 24 hours after service of the final protection order on the defendant or such earlier time as the court specifies in the final protection order, all firearms, muzzle-loading firearms, bows, crossbows and specified dangerous weapons in the possession of the defendant to a law enforcement officer or other individual for the duration of the final protection order. If the weapons are relinquished to an individual other than a law enforcement officer, the defendant must file, within 24 hours after such relinquishment, with the court or local law enforcement agency designated in the final protection order a written statement that contains the name and address of the individual holding the weapons and a description of all weapons held by that individual. The court may subsequently issue a search warrant authorizing a law enforcement officer to seize any firearms, muzzle-loading firearms, bows, crossbows and other dangerous weapons at any location if there is probable cause to believe such firearms, muzzle-loading firearms, bows, crossbows or dangerous weapons have not been relinquished by the defendant.

5. Final protection order. This subsection applies to a final protection order issued under this chapter.

A. A final protection order issued under this chapter must be for a fixed period not to exceed 2 years, unless extended by the court pursuant to section 4111.

B. An order issued under this chapter must indicate, in a clear and conspicuous manner, the potential consequences of violation of the order, as provided in section 4113 and Title 15, section 393, subsection I, paragraph D, if applicable.

C. If the court enjoins the defendant under this section and the enjoined conduct constitutes harassment under Title 17-A, section 506-A, the court shall include in the order a warning in conformity with Title 17-A, section 506-A.

6. Limitations. In issuing an order under this chapter, the court may not:

A. Affect title to any real property;

B. Require the execution of a bond by the plaintiff prior to issuance of an order of protection; or

C. Issue a mutual order of protection or restraint. As used in this chapter, "mutual order of protection or restraint" means an order that is granted to the defendant under this chapter or the inclusion of language in an order granted to a plaintiff in an action under this chapter that restricts or limits the plaintiff's conduct with regard to the defendant absent the filing of a separate complaint by the defendant, service of the summons and complaint on the plaintiff and a finding by the court that the plaintiff committed the abuse alleged in the complaint.

§4111. Modifying and extending orders

1. Extension. The court may extend a final protection order issued under this chapter at the time of expiration, upon motion of the plaintiff, for such additional time as the court determines necessary to protect the plaintiff or minor child from abuse or conduct specified in section 4103. A final protection order may be extended more than once and without limitation on the duration of the extension. In determining whether extension of a final protection order is necessary, the court may consider:

A. The underlying reasons for the order, including earlier abuse and the history of abuse;

B. Conduct that has occurred since the entry of the final protection order;

C. The continued effect of any abuse on the plaintiff; and

D. All other relevant factors pursuant to the discretion of the court.

The court may continue the final protection order in effect until a hearing under section 4109, subsection 1 on the motion to extend.

2. Modification of order. Upon motion by either party, for sufficient cause, the court may modify an order issued under this chapter from time to time as circumstances require.

3. Action by plaintiff. A plaintiff may extinguish or modify an order issued under this chapter only by legal process in accordance with the Maine Rules of Civil Procedure. Any other action or inaction on the part of the plaintiff does not alter, diminish or negate the effectiveness of the order. Criminal sanctions may not be imposed upon the plaintiff for violation of a provision of the plaintiff's order for protection.

§4112. Sealing

1. Identifying information. If a party alleges in an affidavit or a pleading under oath that the health, safety or liberty of a party or child would be jeopardized by disclosure of identifying information, the information must be sealed by the clerk of the court and not disclosed to the other party or to the public, unless the court orders the disclosure to be made after a hearing in which the court takes into consideration the health, safety or liberty of the party or child and determines that the disclosure is in the interest of justice.

2. Private images. In any proceeding under this chapter, access to and dissemination of certain private images as described in Title 17-A, section 511-A, and any written information describing and directly pertaining to the images contained in court records are governed by rule or administrative order adopted by the Supreme Judicial Court.

§4113. Violation

1. Crime committed. Except as provided in subsections 2, 4 and 5, violation of an order is a Class D crime when the defendant has prior actual notice, which may be notice by means other than service in hand, of the order.

2. Exception. When the only provision of the order that is violated concerns relief authorized under section 4110, subsection 3, paragraphs K to U, the violation must be treated as contempt and punished in accordance with law.

3. Warrantless arrest. Notwithstanding any provision of law to the contrary, an arrest for criminal violation of an order may be without warrant upon probable cause whether or not the violation is committed in the presence of a law enforcement officer. The law enforcement officer may verify, if necessary, the existence of the order, including by telephone or radio communication with a law enforcement agency with knowledge of the order.

4. Reckless conduct; assault. A defendant who violates a final protection order issued pursuant to section 4110, an order issued pursuant to former section 4007 or an order that is similar to a protective order pursuant to section 4110 issued by a court of the United States or of another state, territory, commonwealth or federally recognized Indian tribe through conduct that is reckless and that creates a substantial risk of death or serious bodily injury to the plaintiff named in the final protection order or who assaults the plaintiff named in the final protection order commits a Class C crime.

5. Repeat violations. A person who commits a violation under subsection 1 and has 2 or more prior convictions under subsection 1 or former section 4011, subsection 1 or 2 or more convictions for engaging in substantially similar conduct in another jurisdiction commits a Class C crime. Title 17-A, section 9-A governs the use of prior convictions when determining a sentence.

§4114. Law enforcement agency responsibilities

1. Reports. A law enforcement agency shall report all incidents of abuse by adults of family or household members as required by the State Bureau of Identification under Title 25, section 1544.

2. Agency procedures. A law enforcement agency shall establish procedures to ensure that dispatchers and officers at the scene of an alleged incident of abuse or violation of an order are informed of any recorded prior incident of abuse involving the abused party and can verify the effective dates and terms of a recorded order.

3. Officer training. A law enforcement agency shall provide officers employed by the agency an education and training program designed to inform the officers of the problems of family and household abuse, procedures to deal with these problems, the provisions of this chapter and the services and facilities available to abused family and household members. The amount and degree of officer training, beyond the distribution of information, must be determined by each local law enforcement agency.

4. Maine Criminal Code enforcement. A law enforcement officer at the scene of an alleged incident of abuse shall use the same standard of enforcing relevant Maine Criminal Code sections when the incident involves family or household members as when it involves strangers.

5. Arrest in certain situations. A law enforcement officer shall arrest and take into custody the alleged offender when the law enforcement officer has probable cause to believe that:

A. There has been a criminal violation under section 4113 of an order issued under this chapter or an order issued under former chapter 101;

B. There has been a violation of an order issued under Title 15, chapter 12-A; or

C. There has been a violation of Title 17-A, section 208-D, 208-E or 208-F.

6. Officer responsibilities. When a law enforcement officer has reason to believe that a family or household member has been abused, the officer shall immediately use all reasonable means to prevent further abuse, including:

A. Remaining on the scene as long as the officer reasonably believes there is a danger to the physical safety of that person without the presence of a law enforcement officer, including, but not limited to, staying in the dwelling unit;

B. Assisting that person in obtaining medical treatment necessitated by an assault, including driving the victim to the emergency room of the nearest hospital;

C. Giving that person immediate and adequate written notice of that person's rights, which include information summarizing the procedures and relief available to victims of the family or household abuse;

D. Arresting the abusing party with or without a warrant pursuant to section 4113 and Title 17-A, section 15; and

E. Making a good faith effort to administer a validated, evidence-based domestic violence risk assessment recommended by the Maine Commission on Domestic and Sexual Abuse, established in Title 5, section 12004-I, subsection 74-C, and approved by the Department of Public Safety. The law enforcement officer administering this assessment shall provide the results of the assessment to the bail commissioner, if appropriate, and the district attorney for the county in which the abuse took place.

7. Law enforcement agency policy. Every law enforcement agency with the duty to investigate, prosecute and arrest offenders of this chapter and Title 17-A shall adopt a written policy on the enforcement of this chapter and the handling of domestic abuse cases in general.

8. Prosecutorial policy. The Attorney General, in consultation with a statewide association of prosecutors, shall develop a written policy regarding prosecution of domestic abuse cases under the provisions of Title 17-A. The district attorney for each of the several counties within the State shall adopt a written policy regarding prosecution of domestic abuse cases.

9. Notification of attempted purchase of firearm. When the Department of Public Safety receives notification from a federal agency that a criminal background check conducted under the system established

pursuant to 18 United States Code, Section 922(t) indicates that a potential buyer or transferee is prohibited from receipt or possession of a firearm pursuant to a temporary or final protection from abuse order, the department shall make every reasonable effort to notify as quickly as practicable both the individual intended to be protected by the protection from abuse order and another law enforcement agency with jurisdiction in the municipality in which that individual resides of the information received from the federal agency.

For the purposes of this subsection, notification may be made by the Department of Public Safety to the individual intended to be protected by the protection from abuse order through a law enforcement agency within the county in which the individual resides. When the department makes notification through such a law enforcement agency, that agency then must make reasonable effort to notify as quickly as practicable the individual intended to be protected by the protection from abuse order. If, when notifying a law enforcement agency, the department is informed by that agency that it cannot notify the individual intended to be protected by the protection from abuse order, the department must continue to make a reasonable effort to notify that individual as quickly as practicable, including through a different law enforcement agency within the county in which the individual resides.

10. Liability for damages. The State, a political subdivision of the State or a law enforcement officer is not liable for damage that may be caused by the failure or inability to inform an individual who is the subject of a protection from abuse order in accordance with subsection 9. This subsection does not prohibit the State or a political subdivision of the State from pursuing legally authorized disciplinary action.

11. Service of protection from abuse order. Every law enforcement agency shall adopt a written policy on the service of protection from abuse orders that directs that every order issued under this chapter is served on the subject of the order as quickly as possible. Service of a protection from abuse order that is not in compliance with a policy adopted under this subsection does not affect the validity of the service or the order.

§4115. Maine Commission on Domestic and Sexual Abuse

There is created the Maine Commission on Domestic and Sexual Abuse, as established by Title 5, section 12004-I, subsection 74-C, referred to in this section as "the commission."

1. Commission members. The commission is composed as follows.

A. The Governor shall appoint the following to serve as members of the commission:

(1) A representative of the statewide coalition of domestic violence projects;

(2) A representative of the statewide coalition of sexual assault centers;

(3) A representative of the mental health profession;

(4) A representative of victims of domestic violence;

(5) A representative of victims of sexual assault;

(6) Two attorneys with experience in domestic relations cases, one of whom has experience representing victims of domestic abuse;

(7) A victim of domestic abuse who has used the court system;

(8) A victim of sexual assault who has used the court system;

(9) A district attorney or assistant district attorney;

(10) A chief of a municipal police department or the chief's designee;

(11) A county sheriff or the sheriff's designee;

(12) The executive director of a statewide coalition to end domestic violence;

(13) The executive director of a statewide coalition against sexual assault;

(14) A person who has experience working in certified domestic violence intervention programs;

(15) Up to 4 members-at-large;

(16) Up to 4 members representing underserved populations;

(17) One tribal member who provides services through a tribal program to tribal members who are victims of domestic or sexual violence;

(18) An executive director of a tribal coalition against sexual assault and domestic violence;

(19) A chief of a tribal police department or the chief's designee;

(20) A representative of a tribal court; and

(21) A representative of tribal government.

B. The commission includes the following ex officio voting members:

(1) The Attorney General or the Attorney General's designee;

(2) The Chief of the State Police or the chief's designee;

(3) The Commissioner of Public Safety or the commissioner's designee;

(4) The Commissioner of Health and Human Services or the commissioner's designee;

(5) The Commissioner of Education or the commissioner's designee;

(6) The Commissioner of Labor or the commissioner's designee; and

(7) The Commissioner of Corrections or the commissioner's designee.

C. The Chief Justice of the Supreme Judicial Court is requested to appoint one person to serve the commission in an advisory capacity.

2. Terms of office; chair. The members appointed under subsection 1, paragraph A serve 3-year terms. The Governor shall appoint a chair of the commission from among its members.

3. Powers and duties. The commission shall advise and assist the executive, legislative and judicial branches of State Government on issues related to domestic and sexual abuse. The commission may make recommendations on legislative and policy actions, including training of the various law enforcement officers, prosecutors and judicial officers responsible for enforcing and carrying out the provisions of this chapter, and may undertake research development and program initiatives consistent with this section. The entire commission shall meet at least 2 times a year. Subcommittees of the commission may meet as necessary. The commission may accept funds from the Federal Government, from a political subdivision of the State or from an individual, foundation or corporation and may expend these funds for purposes that are consistent with this subsection.

4. Domestic Abuse Homicide Review Panel. The commission shall establish the Domestic Abuse Homicide Review Panel, referred to in this subsection as "the panel," to review the deaths of persons who are killed by family or household members.

A. The chair of the commission shall appoint members of the panel who have experience in providing services to victims of domestic and sexual abuse, which must include at least the following: the Chief Medical Examiner, a physician, a nurse, a law enforcement officer, the Commissioner of Health and Human Services, the Commissioner of Corrections, the Commissioner of Public Safety, a judge as assigned by the Chief Justice of the Supreme Judicial Court, a representative of a statewide association of prosecutors, an assistant attorney general responsible for the prosecution of homicide cases designated by the Attorney General, an assistant attorney general handling child protection cases designated by the Attorney General, a victim-witness advocate, a mental health service provider, a facilitator of a certified domestic violence intervention program under section

4116 and 3 persons designated by a statewide coalition of domestic violence programs. Members who are not state officials serve a 2-year term without compensation, except that of those initially appointed by the chair, 1/2 must be appointed for a one-year term.

B. The panel shall recommend to state and local agencies methods of improving the system for protecting persons from domestic and sexual abuse, including modifications of laws, rules, policies and procedures following completion of adjudication.

C. The panel shall collect and compile data related to domestic and sexual abuse, including data relating to deaths resulting from domestic abuse when the victim was pregnant at the time of death.

D. In any case subject to review by the panel, upon oral or written request of the panel, any person that possesses information or records that are necessary and relevant to a homicide review shall as soon as practicable provide the panel with the information and records. Persons disclosing or providing information or records upon the request of the panel are not criminally or civilly liable for disclosing or providing information or records in compliance with this paragraph.

E. The proceedings and records of the panel are confidential and are not subject to subpoena, discovery or introduction into evidence in a civil or criminal action. The commission shall disclose conclusions of the panel upon request, but may not disclose information, records or data that are otherwise classified as confidential.

The commission shall submit a report on the panel's activities, conclusions and recommendations to the joint standing committee of the Legislature having jurisdiction over judiciary matters by January 30, 2022, and biennially thereafter.

§4116. Certification of domestic violence intervention programs

1. Rules establishing standards and procedures for certification. The Department of Corrections, referred to in this section as "the department," shall adopt rules pursuant to the Maine Administrative Procedure Act, in consultation with the Maine Commission on Domestic and Sexual Abuse, as established by Title 5, section 12004-I, subsection 74-C, that establish standards and procedures for certification of domestic violence intervention programs. The department, in consultation with the commission, shall review and certify programs that meet the standards. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

2. Information sharing with certified domestic violence intervention programs. In a criminal proceeding that results in the issuance of a court order that

directs a person to complete a certified domestic violence intervention program, within 7 days of the issuance of the order the attorney for the State shall provide to the certified domestic violence intervention program in which the person has enrolled or will enroll:

A. The incident report from a law enforcement agency submitted to the attorney for the State that is most relevant to the criminal proceeding, which the certified domestic violence intervention program is authorized to receive pursuant to Title 16, section 805, subsection 5; and

B. The last known contact information for the victim in the criminal proceeding.

Sec. A-4. Transition.

1. Appointments. All members of the Maine Commission on Domestic and Sexual Abuse appointed under the Maine Revised Statutes, Title 19-A, former section 4013 and serving in the appointed position on January 1, 2023 continue to serve as members of the commission under section 4115 for the remainder of the terms for which they were appointed. All members of the Domestic Abuse Homicide Review Panel appointed under Title 19-A, former section 4013, subsection 4 and serving in the appointed position on January 1, 2023 continue to serve as members of the review panel under section 4115, subsection 4 for the remainder of the terms for which they were appointed.

2. Contracts and agreements. All contracts, agreements and compacts of the Maine Commission on Domestic and Sexual Abuse in effect on January 1, 2023 continue in effect.

3. Domestic violence intervention programs. The certification by the Maine Commission on Domestic and Sexual Abuse of domestic violence intervention programs prior to January 1, 2023 is not affected by the repeal of Title 19-A, chapter 101, and the certified programs are deemed certified by the Maine Commission on Domestic and Sexual Abuse under Title 19-A, section 4116.

4. Protection from abuse orders. Protection from abuse orders issued under Title 19-A, former chapter 101 before January 1, 2023 are valid and remain in effect as provided by the terms of the orders. Extension, modification and termination of those orders are governed by Title 19-A, chapter 103 on and after January 1, 2023. Any reference to modifying or enforcing an order issued pursuant to Title 19-A, chapter 103 applies to the modification or enforcement of an order issued under Title 19-A, former chapter 101.

Sec. A-5. Legislative intent. It is the intent of the Legislature that, in clarifying and recodifying the protection from abuse statutes and incorporating established case law for judicial economy and clarity, this Act make no substantive changes to existing law.

PART B

Sec. B-1. 4 MRSA §183, sub-§1, ¶D, as amended by PL 2015, c. 296, Pt. C, §1 and Pt. D, §1, is further amended by amending subparagraph (2-A) to read:

(2-A) Parental rights and responsibilities and parent-child contact orders entered pursuant to Title 19-A, ~~former~~ section 4006, subsection 5 ~~and, former~~ section 4007, subsection 1, paragraph G ~~and Title 19-A, section 4108, subsection 2 and section 4110, subsection 3, paragraph I~~ to make such orders consistent with subsequently entered orders in matters included in subparagraphs (1), (2) and (3);

Sec. B-2. 7 MRSA §3906-B, sub-§9, as amended by PL 2007, c. 439, §2, is further amended to read:

9. Employees. The commissioner, in consultation with the Animal Welfare Advisory Committee, shall employ, subject to the Civil Service Law, necessary employees to assist in enforcing this Part and in carrying out the commissioner's duties and responsibilities. The commissioner shall conduct a background check of a potential employee. The commissioner may not hire as a state humane agent a person who has been convicted of murder, a Class A or Class B offense, a violation under Title 17-A, chapter 9, 11, 12 or 13, a violation of Title 19-A, ~~former~~ section 4011 ~~or Title 19-A, section 4113~~ or a criminal violation under Title 17, chapter 42 or a person who has been adjudicated of a civil violation for cruelty to animals under chapter 739 or who has been convicted or adjudicated in any other state, provincial or federal court of a violation similar to those specified in this subsection.

Sec. B-3. 8 MRSA §231, sub-§4, ¶A, as enacted by PL 1999, c. 671, §12, is amended to read:

A. Records of incidents of abuse by the applicant of family or household members provided pursuant to Title 19-A, section ~~4012~~ 4114, subsection 1;

Sec. B-4. 10 MRSA §1310-H, sub-§2-A, as enacted by PL 2019, c. 407, §1, is amended to read:

2-A. Economic abuse. Except as prohibited by federal law, if a consumer provides documentation to the consumer reporting agency as set forth in Title 14, section 6001, subsection 6, paragraph H that the debt or any portion of the debt is the result of economic abuse as defined in Title 19-A, section ~~4002~~ 4102, subsection ~~3-B~~ 5, the consumer reporting agency shall reinvestigate the debt. If after the investigation it is determined that the debt is the result of economic abuse, the consumer reporting agency shall remove any reference to the debt or any portion of the debt determined to be the result of economic abuse from the consumer's credit report.

Sec. B-5. 14 MRSA §6000, sub-§1, as enacted by PL 2015, c. 293, §1, is amended to read:

1. Domestic violence. "Domestic violence" means conduct described in Title 17-A, chapters 9, 11, 12 and 13; Title 17-A, sections 432, 433, 506, 506-A, 506-B, 758, 805, 806, 852 and 853; and Title 19-A, section ~~4002~~ 4102, subsection 1, when the victim of that conduct or threat is a family or household member, as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 ~~6, paragraphs A to E~~ or dating partner, as defined in Title 19-A, section ~~4002~~ 4102, subsection ~~3-A~~ 4.

Sec. B-6. 15 MRSA §891, sub-§2, as enacted by PL 2007, c. 536, §1, is amended to read:

2. Exceptions. This section does not apply to the crime or juvenile crime of refusing to submit to arrest or detention as defined by Title 17-A, section 751-A, to any crime or juvenile crime in which the alleged victim is a family or household member as defined in Title 19-A, chapter ~~104~~ 103 or to any juvenile who has previously been adjudicated of a juvenile crime or who has previously obtained relief under this section with respect to a juvenile petition.

Sec. B-7. 15 MRSA §1003, sub-§3-A, ¶B, as enacted by PL 2011, c. 341, §1, is amended to read:

B. A violation of a protective order under Title 19-A, section ~~4014~~ 4113, the alleged victim of which is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 ~~6, paragraphs A to E~~.

Sec. B-8. 15 MRSA §1023, sub-§4, ¶B-1, as amended by PL 2019, c. 113, Pt. C, §32, is further amended to read:

B-1. Set preconviction bail for a defendant alleged to have committed any of the following offenses against a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6:

(1) A violation of a protection from abuse order provision set forth in Title 19-A, ~~former~~ section 4006, subsection 5, paragraph A, B, C, D, E or F ~~or~~; Title 19-A, ~~former~~ section 4007, subsection 1, paragraph A, A-1, A-2, B, C, D, E or G; Title 19-A, section 4108, subsection 2, ~~paragraph B, subparagraphs (1) to (6); or Title 19-A, section 4110, subsection 3, paragraph A, B, C, D, E, F, G or I;~~

(2) Any Class A, B or C crime under Title 17-A, chapter 9;

(3) Any Class A, B or C sexual assault offense under Title 17-A, chapter 11;

(4) Kidnapping under Title 17-A, section 301;

(5) Criminal restraint under Title 17-A, section 302, subsection 1, paragraph A, subparagraph (4) or Title 17-A, section 302, subsection 1, paragraph B, subparagraph (2);

(6) Domestic violence stalking that is a Class C crime under Title 17-A, section 210-C, subsection 1, paragraph B;

(7) Domestic violence criminal threatening that is a Class C crime under Title 17-A, section 209-A, subsection 1, paragraph B or domestic violence criminal threatening that is elevated to a Class C crime by the use of a dangerous weapon under Title 17-A, section 1604, subsection 5, paragraph A;

(8) Domestic violence terrorizing that is a Class C crime under Title 17-A, section 210-B, subsection 1, paragraph B or domestic violence terrorizing that is elevated to a Class C crime by the use of a dangerous weapon under Title 17-A, section 1604, subsection 5, paragraph A; or

(9) Domestic violence reckless conduct that is a Class C crime under Title 17-A, section 211-A, subsection 1, paragraph B or domestic violence reckless conduct that is elevated to a Class C crime by the use of a dangerous weapon under Title 17-A, section 1604, subsection 5, paragraph A;

Sec. B-9. 15 MRSA §1026, sub-§1, as amended by PL 2007, c. 374, §3, is further amended by amending the first blocked paragraph to read:

Every order for the pretrial release of any defendant must include a waiver of extradition by the defendant and the conditions that the defendant refrain from new criminal conduct and not violate any pending protection from abuse orders pursuant to former Title 19, section 769 or Title 19-A, former section 4011 or Title 19-A, section 4113.

Sec. B-10. 15 MRSA §1026, sub-§4, ¶C, as amended by PL 2021, c. 397, §5, is further amended by amending subparagraph (11) to read:

(11) Whether the defendant has previously violated conditions of release, probation or other court orders, including, but not limited to, violating protection from abuse orders pursuant to former Title 19, section 769 or Title 19-A, former section 4011 or Title 19-A, section 4113;

Sec. B-11. 15 MRSA §1051, sub-§1, as amended by PL 1997, c. 543, §12, is further amended by amending the last blocked paragraph to read:

Every order for post-conviction release of a defendant must include a waiver of extradition by the defendant as well as a condition of bail that the defendant refrain from new criminal conduct and not violate any pending protection from abuse order pursuant to former Title 19, section 769, ~~or~~ Title 19-A, former section 4011 or Title 19-A, section 4113.

Sec. B-12. 15 MRSA §1051, sub-§2, as amended by PL 2007, c. 374, §12, is further amended by amending the first blocked paragraph to read:

In determining whether to admit a defendant to bail, the judge or justice shall consider the factors relevant to preconviction bail listed in section 1026, as well as the facts proved at trial, the length of the term of imprisonment imposed and any previous unexcused failure to appear as required before any court or the defendant's prior failure to obey an order or judgment of any court, including, but not limited to, violating a protection from abuse order pursuant to former Title 19, section 769 ~~or~~ Title 19-A, former section 4011 or Title 19-A, section 4113.

Sec. B-13. 15 MRSA §1094-B, sub-§1, as amended by PL 2017, c. 66, §1, is further amended by amending the first blocked paragraph to read:

As used in this subsection, "family or household member" has the same meaning as in Title 19-A, section 4002 4102, subsection 4 6.

Sec. B-14. 15 MRSA §1094-C, sub-§1, as enacted by PL 2017, c. 432, Pt. A, §2, is amended by amending the first blocked paragraph to read:

As used in this subsection, "family or household member" has the same meaning as in Title 19-A, section 4002 4102, subsection 4 6, paragraphs A to E.

Sec. B-15. 17-A MRSA §15, sub-§1, ¶A, as amended by PL 2017, c. 148, §3, is further amended by amending subparagraph (5-A) to read:

(5-A) Assault, criminal threatening, terrorizing, stalking, criminal mischief, obstructing the report of a crime or injury or reckless conduct if the officer reasonably believes that the person and the victim are family or household members, as defined in Title 19-A, section 4002 4102, subsection 4 6;

Sec. B-16. 17-A MRSA §15, sub-§1, ¶A, as amended by PL 2017, c. 148, §3, is further amended by amending subparagraph (13) to read:

(13) Violation of a protection order, as specified in Title 5, section 4659, subsection 2; Title 15, section 321, subsection 6; former Title 19, section 769, subsection 2; former Title 19, section 770, subsection 5; Title 19-A, former section 4011, subsection 3; ~~and~~ Title 19-A, former section 4012, subsection 5; Title 19-A, section 4113, subsection 3; and Title 19-A, section 4114, subsection 5;

Sec. B-17. 17-A MRSA §207-A, sub-§1, ¶A, as enacted by PL 2007, c. 436, §1 and affected by §7, is amended to read:

A. The person violates section 207 and the victim is a family or household member as defined in Title

19-A, section ~~4002~~ 4102, subsection 4 6. Violation of this paragraph is a Class D crime; or

Sec. B-18. 17-A MRSA §207-A, sub-§1, ¶B, as amended by PL 2019, c. 412, §1, is further amended to read:

B. The person violates paragraph A and at the time of the offense:

(1) Has one or more prior convictions for violating paragraph A or for violating section 208-D, 208-E, 208-F, 209-A, 210-B, 210-C or 211-A or one or more prior convictions for engaging in conduct substantially similar to that contained in paragraph A or in section 208-D, 208-E, 208-F, 209-A, 210-B, 210-C or 211-A in another jurisdiction;

(2) Has one or more prior convictions for violating Title 19-A, ~~former~~ section 4011, subsection 1 or Title 19-A, section 4113, subsection 1 or one or more prior convictions for engaging in conduct substantially similar to that contained in Title 19-A, section ~~4011~~ 4113, subsection 1 in another jurisdiction;

(3) Has one or more prior convictions for violating Title 15, section 1092, subsection 1, paragraph B when the condition of release violated is specified in Title 15, section 1026, subsection 3, paragraph A, subparagraph (5) or (8) when the alleged victim in the case for which the defendant was on bail was a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6; or

(4) Has one or more prior convictions for violating section 208, 208-B or 208-C, and the State had pled and proved that the victim of the applicable prior conviction was a family or household member, as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6, or has one or more prior convictions in another jurisdiction for engaging in conduct substantially similar to that contained in section 208, 208-B or 208-C and it had been pled and proved that the victim was a family or household member.

Violation of this paragraph is a Class C crime.

Sec. B-19. 17-A MRSA §208-D, sub-§1, as enacted by PL 2019, c. 412, §2, is amended to read:

1. A person is guilty of domestic violence aggravated assault if that person:

A. Violates section 208, subsection 1, paragraph A and the victim is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6. Violation of this paragraph is a Class B crime;

B. Violates section 208, subsection 1, paragraph A-1 and the victim is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6. Violation of this paragraph is a Class A crime;

C. Violates section 208, subsection 1, paragraph B and the victim is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6. Violation of this paragraph is a Class B crime; or

D. Violates section 208, subsection 1, paragraph C and the victim is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6. Violation of this paragraph is a Class B crime.

Sec. B-20. 17-A MRSA §208-E, sub-§1, ¶B, as enacted by PL 2019, c. 412, §2, is amended to read:

B. The victim is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6.

Sec. B-21. 17-A MRSA §208-F, sub-§1, ¶B, as enacted by PL 2019, c. 412, §2, is amended to read:

B. The victim is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6.

Sec. B-22. 17-A MRSA §209-A, sub-§1, ¶A, as enacted by PL 2007, c. 436, §2 and affected by §7, is amended to read:

A. The person violates section 209 and the victim is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6. Violation of this paragraph is a Class D crime; or

Sec. B-23. 17-A MRSA §209-A, sub-§1, ¶B, as amended by PL 2019, c. 412, §3, is further amended to read:

B. The person violates paragraph A and at the time of the offense:

(1) Has one or more prior convictions for violating paragraph A or for violating section 207-A, 208-D, 208-E, 208-F, 210-B, 210-C or 211-A or one or more prior convictions for engaging in conduct substantially similar to that contained in paragraph A or in section 207-A, 208-D, 208-E, 208-F, 210-B, 210-C or 211-A in another jurisdiction;

(2) Has one or more prior convictions for violating Title 19-A, ~~former~~ section 4011, subsection 1 or Title 19-A, section 4113, subsection 1 or one or more prior convictions for engaging in conduct substantially similar to that contained in Title 19-A, section ~~4011~~ 4113, subsection 1 in another jurisdiction;

(3) Has one or more prior convictions for violating Title 15, section 1092, subsection 1, paragraph B when the condition of release violated is specified in Title 15, section 1026, subsection 3, paragraph A, subparagraph (5) or (8) when the alleged victim in the case for which the defendant was on bail was a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 ~~6~~; or

(4) Has one or more prior convictions for violating section 208, 208-B or 208-C, and the State had pled and proved that the victim of the applicable prior conviction was a family or household member, as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 ~~6~~, or has one or more prior convictions in another jurisdiction for engaging in conduct substantially similar to that contained in section 208, 208-B or 208-C and it had been pled and proved that the victim was a family or household member.

Violation of this paragraph is a Class C crime.

Sec. B-24. 17-A MRSA §210-A, sub-§1, ¶C, as amended by PL 2019, c. 113, Pt. C, §59, is further amended by amending the last blocked paragraph to read:

For the purposes of this paragraph, "prior conviction" means a conviction for a violation of this section; Title 5, section 4659; Title 15, section 321; former Title 19, section 769; Title 19-A, former section 4011 or Title 19-A, section 4113; Title 22, section 4036; any other temporary, emergency, interim or final protective order; an order of a tribal court of the Passamaquoddy Tribe or the Penobscot Nation; any similar order issued by any court of the United States or of any other state, territory, commonwealth or tribe; or a court-approved consent agreement. Section 9-A governs the use of prior convictions when determining a sentence;

Sec. B-25. 17-A MRSA §210-B, sub-§1, ¶A, as enacted by PL 2007, c. 436, §3 and affected by §7, is amended to read:

A. The person violates section 210 and the victim is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 ~~6~~. Violation of this paragraph is a Class D crime; or

Sec. B-26. 17-A MRSA §210-B, sub-§1, ¶B, as amended by PL 2019, c. 412, §4, is further amended to read:

B. The person violates paragraph A and at the time of the offense:

(1) Has one or more prior convictions for violating paragraph A or for violating section 207-A, 208-D, 208-E, 208-F, 209-A, 210-C or 211-A or one or more prior convictions for engaging in conduct substantially similar to that

contained in paragraph A or in section 207-A, 208-D, 208-E, 208-F, 209-A, 210-C or 211-A in another jurisdiction;

(2) Has one or more prior convictions for violating Title 19-A, former section 4011, subsection 1 or Title 19-A, section 4113, subsection 1 or one or more prior convictions for engaging in conduct substantially similar to that contained in Title 19-A, section ~~4011~~ 4113, subsection 1 in another jurisdiction;

(3) Has one or more prior convictions for violating Title 15, section 1092, subsection 1, paragraph B when the condition of release violated is specified in Title 15, section 1026, subsection 3, paragraph A, subparagraph (5) or (8) when the alleged victim in the case for which the defendant was on bail was a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 ~~6~~; or

(4) Has one or more prior convictions for violating section 208, 208-B or 208-C, and the State had pled and proved that the victim of the applicable prior conviction was a family or household member, as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 ~~6~~, or has one or more prior convictions in another jurisdiction for engaging in conduct substantially similar to that contained in section 208, 208-B or 208-C and it had been pled and proved that the victim was a family or household member.

Violation of this paragraph is a Class C crime.

Sec. B-27. 17-A MRSA §210-C, sub-§1, ¶A, as enacted by PL 2007, c. 436, §4 and affected by §7, is amended to read:

A. The person violates section 210-A and the victim is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 ~~6~~. Violation of this paragraph is a Class D crime; or

Sec. B-28. 17-A MRSA §210-C, sub-§1, ¶B, as amended by PL 2019, c. 412, §5, is further amended to read:

B. The person violates paragraph A and at the time of the offense:

(1) Has one or more prior convictions for violating paragraph A or for violating section 207-A, 208-D, 208-E, 208-F, 209-A, 210-B or 211-A or one or more prior convictions for engaging in conduct substantially similar to that contained in paragraph A or in section 207-A, 208-D, 208-E, 208-F, 209-A, 210-B or 211-A in another jurisdiction;

(2) Has one or more prior convictions for violating Title 19-A, former section 4011, subsection 1 or Title 19-A, section 4113, subsection

1 or one or more prior convictions for engaging in conduct substantially similar to that contained in Title 19-A, section ~~4014~~ 4113, subsection 1 in another jurisdiction;

(3) Has one or more prior convictions for violating Title 15, section 1092, subsection 1, paragraph B when the condition of release violated is specified in Title 15, section 1026, subsection 3, paragraph A, subparagraph (5) or (8) when the alleged victim in the case for which the defendant was on bail was a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6; or

(4) Has one or more prior convictions for violating section 208, 208-B or 208-C, and the State had pled and proved that the victim of the applicable prior conviction was a family or household member, as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6, or has one or more prior convictions in another jurisdiction for engaging in conduct substantially similar to that contained in section 208, 208-B or 208-C and it had been pled and proved that the victim was a family or household member.

Violation of this paragraph is a Class C crime.

Sec. B-29. 17-A MRSA §211-A, sub-§1, ¶A, as enacted by PL 2007, c. 436, §5 and affected by §7, is amended to read:

A. The person violates section 211 and the victim is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6. Violation of this paragraph is a Class D crime; or

Sec. B-30. 17-A MRSA §211-A, sub-§1, ¶B, as amended by PL 2019, c. 412, §6, is further amended to read:

B. The person violates paragraph A and at the time of the offense:

(1) Has one or more prior convictions for violating paragraph A or for violating section 207-A, 208-D, 208-E, 208-F, 209-A, 210-B or 210-C or one or more prior convictions for engaging in conduct substantially similar to that contained in paragraph A or in section 207-A, 208-D, 208-E, 208-F, 209-A, 210-B or 210-C in another jurisdiction;

(2) Has one or more prior convictions for violating Title 19-A, ~~former~~ section 4011, subsection 1 or Title 19-A, section 4113, subsection 1 or one or more prior convictions for engaging in conduct substantially similar to that contained in Title 19-A, section ~~4014~~ 4113, subsection 1 in another jurisdiction;

(3) Has one or more prior convictions for violating Title 15, section 1092, subsection 1, paragraph B when the condition of release violated is specified in Title 15, section 1026, subsection 3, paragraph A, subparagraph (5) or (8) when the alleged victim in the case for which the defendant was on bail was a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6; or

(4) Has one or more prior convictions for violating section 208, 208-B or 208-C, and the State had pled and proved that the victim of the applicable prior conviction was a family or household member, as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6, or has one or more prior convictions in another jurisdiction for engaging in conduct substantially similar to that contained in section 208, 208-B or 208-C and it had been pled and proved that the victim was a family or household member.

Violation of this paragraph is a Class C crime.

Sec. B-31. 17-A MRSA §506-A, sub-§1, ¶A, as amended by PL 2009, c. 246, §1, is further amended by amending subparagraph (1), division (b) to read:

(b) A court in a protective order issued under Title 5, section 4654 or 4655 or Title 19-A, ~~former~~ section 4006 or 4007 or Title 19-A, section 4108 or 4110; or

Sec. B-32. 17-A MRSA §506-B, sub-§3, as amended by PL 2005, c. 207, §1, is further amended to read:

3. Violation of a protection from abuse order issued under Title 19-A, section ~~4006~~ 4108 or ~~4007~~ 4110, subsection ~~4~~ 3, paragraphs A to G, is a Class D crime as provided in Title 19-A, section ~~4014~~ 4113, subsection 1 or a Class C crime as provided in Title 19-A, section ~~4014~~ 4113, subsection 4.

Sec. B-33. 17-A MRSA §1501, sub-§9, as amended by PL 2021, c. 174, §1, is further amended to read:

9. Recognize domestic violence and certified domestic violence intervention programs. Recognize domestic violence as a serious crime against the individual and society and to recognize domestic violence intervention programs certified pursuant to Title 19-A, section ~~4014~~ 4116 as the most appropriate and effective community intervention in cases involving domestic violence.

Sec. B-34. 17-A MRSA §1603, sub-§2, ¶C, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

C. That the victim is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6, paragraphs A to E who is a victim

of domestic violence committed by the convicted individual.

Sec. B-35. 17-A MRSA §1801, sub-§1, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

1. Dating partner. "Dating partner" has the same meaning as in Title 19-A, section ~~4002~~ 4102, subsection ~~3-A~~ 4.

Sec. B-36. 17-A MRSA §1801, sub-§2, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

2. Family or household member. "Family or household member" has the same meaning as in Title 19-A, section ~~4002~~ 4102, subsection 4 6, paragraphs A to E.

Sec. B-37. 17-A MRSA §1801, sub-§3, ¶C, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

C. A person who has obtained under Title 19-A, ~~former~~ section 4007 or Title 19-A, section 4110 an active protection order or approved consent agreement against the defendant.

Sec. B-38. 17-A MRSA §1802, sub-§1, ¶B, as amended by PL 2021, c. 447, §4, is further amended by amending subparagraph (3) to read:

(3) A Class D crime under Title 5, section 4659, subsection 1; Title 15, section 321, subsection 6; ~~or~~ Title 19-A, ~~former~~ section 4011, subsection 1; or Title 19-A, section 4113;

Sec. B-39. 17-A MRSA §1804, sub-§6, as enacted by PL 2021, c. 174, §2, is further amended to read:

6. Exception to limits when person ordered to complete domestic violence intervention program and pay restitution. If the State pleads and proves that the enumerated Class D or Class E crime was committed by the person against a family or household member and the court orders the person to complete a certified domestic violence intervention program as defined in Title 19-A, section ~~4014~~ 4116, the person may be placed on probation for a period not to exceed 2 years, except that, on motion by the person's probation officer, the person or the court, the term of probation must be terminated by the court when the court determines that the person has:

- A. Served at least one year of probation;
- B. Completed the certified domestic violence intervention program;
- C. Paid in full any victim restitution ordered; and
- D. From the time the period of probation commenced until the motion for termination is heard, met all other conditions of probation.

As used in this subsection, "enumerated Class D or Class E crime" means any Class D crime in chapter 9,

any Class D or Class E crime in chapter 11, the Class D crimes described in sections 302 and 506-B and the Class D crimes described in sections 554, 555 and 758.

Sec. B-40. 17-A MRSA §1807, sub-§2, ¶D-1, as enacted by PL 2021, c. 174, §4, is amended to read:

D-1. Complete a certified domestic violence intervention program. The court may not order and the State may not pay for the person to attend a domestic violence intervention program unless the program is certified under Title 19-A, section ~~4014~~ 4116;

Sec. B-41. 17-A MRSA §2106, first ¶, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

Upon complying with subsection 1, a victim of a crime of murder or of a Class A, Class B or Class C crime or of a Class D crime under chapters 9, 11 and 12 for which the defendant is committed to the Department of Corrections or to a county jail or is committed to the custody of the Commissioner of Health and Human Services either under Title 15, section 103 after having been found not criminally responsible by reason of insanity or under Title 15, section 101-D after having been found incompetent to stand trial must receive notification of the defendant's unconditional release and discharge from institutional confinement upon the expiration of the sentence or upon release from commitment under Title 15, section 101-D or upon discharge under Title 15, section 104-A; must receive notification of any conditional release of the defendant from institutional confinement, including probation, supervised release for sex offenders, parole, furlough, work release, funeral or deathbed visit, supervised community confinement, home release monitoring or similar program, administrative release or release under Title 15, section 104-A; and must receive notification of the defendant's escape from the Department of Corrections, the custody of the Commissioner of Health and Human Services or the county jail to which the defendant is committed. For purposes of this section, "victim" also includes a person who has obtained under Title 19-A, ~~former~~ section 4007 or Title 19-A, section 4110 an active protection order or approved consent agreement against the defendant.

Sec. B-42. 17-A MRSA §2107, last ¶, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

For purposes of this section, "crime involving domestic violence" has the same meaning as in Title 15, section 1003, subsection 3-A and includes those crimes under section 152, subsection 1, paragraph A, section 208 and section 208-B when the victim is a family or household member as defined in Title 19-A, section ~~4002~~ 4102, subsection 4 6, paragraphs A to E.

Sec. B-43. 17-A MRSA §2301, sub-§1, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

1. Family or household member. "Family or household member" has the same meaning as in Title 19-A, section ~~4002~~ 4102, subsection 4 ~~6~~.

Sec. B-44. 19-A MRSA §852, sub-§4, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

4. Mutual order of protection or restraint. Orders issued pursuant to this section do not supersede orders issued pursuant to former chapter 101 or chapter 103.

Sec. B-45. 19-A MRSA §903, sub-§4, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

4. Mutual order of protection or restraint. Orders issued pursuant to this section do not supersede orders issued pursuant to former chapter 101 or chapter 103.

Sec. B-46. 19-A MRSA §1653, sub-§3, ¶O, as amended by PL 2001, c. 665, §1, is further amended to read:

O. A parent's prior willful misuse of the protection from abuse process in former chapter 101 or chapter 103 in order to gain tactical advantage in a proceeding involving the determination of parental rights and responsibilities of a minor child. Such willful misuse may ~~only~~ be considered only if established by clear and convincing evidence; and if it is further found by clear and convincing evidence that, in the particular circumstances of the parents and child, that willful misuse tends to show that the acting parent will in the future have a lessened ability and willingness to cooperate and work with the other parent in their shared responsibilities for the child. The court shall articulate findings of fact whenever relying upon this factor as part of its determination of a child's best interest. The voluntary dismissal of a protection from abuse petition may not, taken alone, be treated as evidence of the willful misuse of the protection from abuse process;

Sec. B-47. 19-A MRSA §1653, sub-§5-A, as enacted by PL 2001, c. 273, §1, is amended to read:

5-A. Effect of protective order. Although the court shall consider the fact that a protective order was issued under former chapter 101 or chapter 103, the court shall determine the proper award of parental rights and responsibilities and award of rights of contact de novo and may not use as precedent the award of parental rights and responsibilities and rights of contact included in the protective order.

Sec. B-48. 22 MRSA §1727, sub-§1, as reallocated by RR 2015, c. 1, §18, is amended to read:

1. Service of protection from abuse order. A law enforcement agency may request that a hospital provide access to a defendant who is receiving care in

the hospital for the purpose of serving a protection from abuse order pursuant to Title 19-A, section ~~4006, sub-section 6~~ 4107.

A. The hospital shall provide the law enforcement agency with an opportunity to serve the defendant personally with the order at a time the hospital determines is clinically appropriate with due consideration to the medical condition of the defendant.

B. A hospital may disclose that the defendant is a patient to facilitate service under this section regardless of patient consent.

Sec. B-49. 22 MRSA §3028, sub-§12, as enacted by PL 2005, c. 88, Pt. A, §2, is amended to read:

12. Report to domestic abuse panel. If the Chief Medical Examiner determines that a death resulted from criminal conduct and that the victim was pregnant at the time of death, the Chief Medical Examiner shall send a copy of any report prepared under this section to the Domestic Abuse Homicide Review Panel created pursuant to Title 19-A, section ~~4013~~ 4115.

Sec. B-50. 22 MRSA §4008, sub-§2, ¶E, as amended by PL 2005, c. 300, §5, is further amended to read:

E. A person having the legal responsibility or authorization to evaluate, treat, educate, care for or supervise a child, parent or custodian who is the subject of a record, or a member of a panel appointed by the department to review child deaths and serious injuries, or a member of the Domestic Abuse Homicide Review Panel established under Title 19-A, section ~~4013~~ 4115, subsection 4. This includes a member of a treatment team or group convened to plan for or treat a child or family that is the subject of a record. This may also include a member of a support team for foster parents, if that team has been reviewed and approved by the department;

Sec. B-51. 22 MRSA §4036, sub-§1, ¶I, as amended by PL 2021, c. 174, §12, is further amended to read:

I. The court may not order and the State may not pay for the defendant to attend a domestic violence intervention program unless the program is certified under Title 19-A, section ~~4014~~ 4116.

Sec. B-52. 24-A MRSA §2159-B, sub-§1, as enacted by PL 2001, c. 16, §1, is amended to read:

1. Discrimination prohibited. An insurer, non-profit hospital and medical service organization or health maintenance organization that issues life, health or disability coverage may not deny, cancel, refuse to renew or restrict coverage of any person or require the payment of additional charges based on the fact or perception that the person is, or may become, the victim of domestic abuse, under Title 19-A, section ~~4002~~ 4102.

This subsection does not prohibit applying an underwriting or rating criterion to a victim of domestic abuse based on physical or mental history or other factors of general applicability regardless of the underlying cause and in accordance with the requirements of section 2159, subsections 1 and 2. An insurer, nonprofit hospital and medical service organization or health maintenance organization may not be held criminally or civilly liable for any cause of action that may result from compliance with this subsection. This subsection does not prohibit an insurer, nonprofit hospital and medical service organization or health maintenance organization from declining to issue coverage to an applicant known to be, or to have been, an abuser of the proposed insured.

Sec. B-53. 25 MRSA §2003, sub-§4, ¶A, as amended by PL 1995, c. 694, Pt. D, §51 and affected by Pt. E, §2, is further amended to read:

A. Information of record relative to incidents of abuse by the applicant of family or household members, provided pursuant to Title 19-A, section ~~4012~~ 4114, subsection 1;

Sec. B-54. 25 MRSA §2003, sub-§5, as amended by PL 1995, c. 694, Pt. D, §52 and affected by Pt. E, §2 and amended by PL 2005, c. 236, §§3 and 4, is further amended to read:

5. Access to confidential records. Notwithstanding that certain records retained by governmental entities are by law made confidential, the records pertaining to patient committals to Riverview Psychiatric Center and Dorothea Dix Psychiatric Center, and records compiled pursuant to Title 19-A, section ~~4012~~ 4114, subsection 1, that are necessary to the issuing authority's determination of the applicant's good moral character and compliance with the additional requirements of this section and of section 2005 must, at the request of the issuing authority, be made available for inspection by and dissemination to the issuing authority.

Sec. B-55. 25 MRSA §2473, sub-§5, ¶A, as enacted by PL 1999, c. 652, §9, is amended to read:

A. Records of incidents of abuse of family or household members by the applicant provided pursuant to Title 19-A, section ~~4012~~ 4114, subsection 1;

Sec. B-56. 25 MRSA §2803-B, sub-§1, ¶D, as repealed and replaced by PL 2015, c. 329, Pt. A, §14, is amended by amending subparagraph (4) to read:

(4) Standard procedures to ensure that protection from abuse orders issued under Title 19-A, section ~~4006~~ 4108 or ~~4007~~ 4110 are served on the defendant as quickly as possible; and

Sec. B-57. 25 MRSA §2804-C, sub-§2-C, as amended by PL 2013, c. 147, §30, is further amended to read:

2-C. Receipt of firearms; training; procedure; liability. The Maine Criminal Justice Academy shall provide training for municipal, county and state law enforcement officers regarding the proper handling, storage, safekeeping and return of firearms and firearm accessories received pursuant to a court order under Title 19-A, section ~~4006~~ 4108, subsection ~~2-A~~ 3 or Title 19-A, section ~~4007~~ 4110, subsection ~~1, paragraph A-1~~ 4. Such training must include education concerning the prohibitions on the purchase or possession of a firearm when a protection order has been obtained and communication with parties to protection orders concerning such prohibitions.

In developing materials for training in domestic violence issues, the Maine Criminal Justice Academy may consult with a statewide organization involved in advocacy for victims of domestic violence and with an organization having statewide membership representing the interests of firearms owners.

A law enforcement officer who receives custody of a firearm pursuant to Title 19-A, section ~~4006~~ 4108, subsection ~~2-A~~ 3 or Title 19-A, section ~~4007~~ 4110, subsection ~~1, paragraph A-1~~ 4 shall exercise reasonable care to avoid loss, damage or reduction in value of the firearm and may not permanently mark the firearm or fire the firearm unless there is reasonable suspicion that the firearm has been used in the commission of a crime. Any liability for damage or reduction in value to such a firearm is governed by Title 14, chapter 741.

Sec. B-58. 25 MRSA §2806-A, sub-§5, ¶K, as amended by PL 2021, c. 255, §2, is further amended by amending subparagraph (1) to read:

(1) The officer was engaged in an investigation or purported investigation involving an allegation of abuse, as defined in former Title 19, section 762, subsection 1 ~~and~~, in Title 19-A, ~~former~~ section 4002, subsection 1 ~~and in~~ Title 19-A, section 4102, subsection 1;

Sec. B-59. 26 MRSA §850, sub-§1, as amended by PL 2001, c. 685, §1, is further amended by amending the first blocked paragraph to read:

The leave must be needed because the employee or the employee's daughter, son, parent or spouse is a victim of violence, assault, sexual assaults under Title 17-A, chapter 11, stalking or any act that would support an order for protection under Title 19-A, chapter ~~101~~ 103. An employer may not sanction an employee or deprive an employee of pay or benefits for exercising a right granted by this section.

Sec. B-60. 32 MRSA §8105, sub-§4, ¶A, as amended by PL 1995, c. 694, Pt. D, §56 and affected by Pt. E, §2, is further amended to read:

A. Records of incidents of abuse by the applicant of family or household members provided pursuant to Title 19-A, section ~~4012~~ 4114, subsection 1;

Sec. B-61. 32 MRSA §9405, sub-§2-C, ¶A, as amended by PL 1995, c. 694, Pt. D, §57 and affected by Pt. E, §2, is further amended to read:

A. Information of record relative to incidents of abuse by the applicant of family or household members; provided pursuant to Title 19-A, section ~~4012~~ 4114, subsection 1;

Sec. B-62. 32 MRSA §9405, sub-§4, ¶B, as amended by PL 1995, c. 694, Pt. D, §58 and affected by Pt. E, §2, is further amended to read:

B. The records compiled pursuant to Title 19-A, section ~~4012~~ 4114, subsection 1;

Sec. B-63. 32 MRSA §9410-A, sub-§5, ¶B, as amended by PL 1995, c. 694, Pt. D, §59 and affected by Pt. E, §2, is further amended to read:

B. The records compiled pursuant to Title 19-A, section ~~4012~~ 4114, subsection 1;

Sec. B-64. 34-A MRSA §1206-A, sub-§1, ¶B, as amended by PL 2021, c. 174, §13, is further amended to read:

B. "Community intervention program" means a program operated at the community level providing services designed to intervene in the risk factors for reoffending, including, but not limited to, mental health, sex offender treatment, social service and substance use disorder treatment programs, but not including a domestic violence intervention program under Title 19-A, section ~~4014~~ 4116.

Sec. B-65. Effective date. This Act takes effect January 1, 2023.

Effective January 1, 2023.

CHAPTER 648

S.P. 604 - L.D. 1748

**An Act To Improve the
Temporary Assistance for
Needy Families Program and
To Improve the So-called
Leveraging Investments so
Families Can Thrive Report**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §3109, sub-§1, ¶A-1 is enacted to read:

A-1. "ASPIRE-TANF" means the Additional Support for People in Retraining and Employment - Temporary Assistance for Needy Families program established in section 3781-A.

Sec. 2. 22 MRSA §3109, sub-§2, as amended by PL 2021, c. 398, Pt. OO, §§17 to 19, is further amended to read:

2. Identify measures of child and family economic security. Beginning ~~October 15, 2019 and annually~~ January 15, 2023 and biennially thereafter, the department shall obtain and compile the following data for the State regarding child and family economic security from those sources reasonably available to the department, including, but not limited to, data collected and maintained by the department, data available from the Department of Labor and the Department of Administrative and Financial Services, Bureau of Revenue Services or other state or federal agencies and such other data as can reasonably be obtained from other public or private sources upon request. The data must include:

A. The ratio of families with children receiving TANF cash assistance to the number of families with children and income at or below 100% of the federal poverty level in the current year and in the previous 4 years;

B. The percentage of children under 5 years of age receiving TANF cash assistance that also receive assistance from WIC in the current year and in the previous 4 years;

C. The percentage of children under 5 years of age receiving SNAP benefits that also receive assistance from WIC in the current year and in the previous 4 years;

D. For all families for whom TANF cash assistance has terminated:

(1) The number and percentage of families with no quarterly earnings from unsubsidized employment:

(a) At the time participation in the program was terminated;

(b) During the 2nd quarter after participation in the program was terminated; and

(c) During the 4th quarter after participation in the program was terminated;

(2) The number and percentage of families with quarterly earnings from unsubsidized employment that are below 50% of the federal poverty level:

(a) At the time participation in the program was terminated;

(b) During the 2nd quarter after participation in the program was terminated; and

(c) During the 4th quarter after participation in the program was terminated;

- (3) The number and percentage of families with quarterly earnings from unsubsidized employment that are at least 50% but below 100% of the federal poverty level:
- (a) At the time participation in the program was terminated;
 - (b) During the 2nd quarter after participation in the program was terminated; and
 - (c) During the 4th quarter after participation in the program was terminated;
- (4) The number and percentage of families with quarterly earnings from unsubsidized employment that are at least 100% but below 150% of the federal poverty level:
- (a) At the time participation in the program was terminated;
 - (b) During the 2nd quarter after participation in the program was terminated; and
 - (c) During the 4th quarter after participation in the program was terminated;
- (5) The number and percentage of families with quarterly earnings from unsubsidized employment that are at least 150% but below 200% of the federal poverty level:
- (a) At the time participation in the program was terminated;
 - (b) During the 2nd quarter after participation in the program was terminated; and
 - (c) During the 4th quarter after participation in the program was terminated;
- (6) The number and percentage of families with quarterly earnings from unsubsidized employment that are at least 200% of the federal poverty level:
- (a) At the time participation in the program was terminated;
 - (b) During the 2nd quarter after participation in the program was terminated; and
 - (c) During the 4th quarter after participation in the program was terminated;
- (7) The mean and median income of families with no quarterly earnings from unsubsidized employment:
- (a) At the time participation in the program was terminated;
 - (b) During the 2nd quarter after participation in the program was terminated; and
 - (c) During the 4th quarter after participation in the program was terminated; and
- (8) The number and percentage of families receiving income from the federal supplemental security income program or federal social security disability benefits:
- (a) At the time participation in the program was terminated;
 - (b) During the 2nd quarter after participation in the program was terminated; and
 - (c) During the 4th quarter after participation in the program was terminated;
- E. Cumulative data on the highest level of educational attainment of adult parents or caretaker relatives receiving TANF cash assistance and cumulative data on the highest level of educational attainment of adult parents or caretaker relatives whose participation in the program was terminated in the prior year;
- F. The ratio of persons receiving SNAP benefits to the total number of potentially eligible persons; the ratio of persons 60 years of age or older receiving SNAP benefits to the total number of potentially eligible persons 60 years of age or older; the ratio of nonelderly persons with a disability receiving SNAP benefits to the total number of potentially eligible nonelderly persons with a disability; and the ratio of children under 18 years of age receiving SNAP benefits to the total number of potentially eligible children under 18 years of age;
- G. The number and percentage of adult parents or caretaker relatives who have children in the household and who are receiving SNAP benefits, grouped by highest level of educational attainment of the adult parent or caretaker relative;
- H. The ratio of people participating in the MaineCare program, by eligibility group, to the total number of potentially eligible persons within each group;
- I. The number and percentage of applications received by the department for the MaineCare program and the children's health insurance program as defined in section 3174-X, subsection 1, paragraph A, by eligibility group, that are processed in less than 24 hours; that are processed within one to 7 days; that are processed within 8 to 30 days; that are processed within 31 to 45 days; and that are processed more than 45 days after receipt;
- J. The average waiting times, by month, for a person calling the department's call center to speak to a person, not including an interactive voice response system; and
- K. The number and percentage, by month, of telephone calls to the department's call center that are terminated by a caller prior to the caller's speaking

to a person, not including an interactive voice response system.

Sec. 3. 22 MRSA §3109, sub-§2-A is enacted to read:

2-A. Survey experiences of TANF and ASPIRE-TANF participants. Beginning in calendar year 2024 and biennially thereafter, the department shall conduct a survey of TANF and ASPIRE-TANF participants and compile the answers to include in its biennial report for the following year pursuant to subsection 3. The department shall select a representative sample of current TANF and ASPIRE-TANF participants and a representative sample of TANF and ASPIRE-TANF participants whose participation in TANF was terminated in the previous year and whose contact information remains available to the department's office for family independence. The department shall survey the selected samples of participants using an anonymized survey. The department shall provide the opportunity to respond orally to the survey for participants who request interpreter services or another reasonable accommodation. Information about the participants is confidential. The department may use funds from the federal Temporary Assistance for Needy Families block grant to contract for this work. The survey topics must include, but are not limited to:

A. Administrative burdens faced by ASPIRE-TANF participants;

B. Availability of interpretation and translation services;

C. Experiences of discrimination based on racial or ethnic identity, sex, gender identity, sexual orientation, ability or disability status, religion, national origin or marital status;

D. Availability of education and training programs, including postsecondary programs, and staff knowledge of and referrals to appropriate programs and services;

E. Availability of adequate support services, including but not limited to child care and transportation, and recommendations for other support services needed but not available;

F. Overall experiences and recommendations for improvement of ASPIRE-TANF; and

G. Optional demographic questions, including but not limited to geographic location, racial or ethnic identity, sexual orientation, gender identity, disability, religion, national origin, marital status and need for interpretation and translation services.

Sec. 4. 22 MRSA §3109, sub-§3, as enacted by PL 2019, c. 485, §1, is repealed and the following enacted in its place:

3. Measuring the effect of department initiatives to improve child and family economic security;

reports. The department shall submit biennial reports, in accordance with this subsection, to the joint standing committee of the Legislature having jurisdiction over health and human services matters that analyze TANF's and ASPIRE-TANF's impact on family economic security, including increased ability to meet basic needs, improved education levels and increased income.

A. No later than January 15, 2023, the department shall present the data collected pursuant to subsection 2 along with an assessment of how these measures can be improved. The department shall also identify any obstacles to improving economic security for children, families and individuals, which must include an analysis of how methods for determining TANF eligibility may be changed to increase the number of children under poverty eligible to receive assistance, and make recommendations for addressing those obstacles, which may include improved coordination between state agencies. The department shall convene a representative group of current and former TANF and ASPIRE-TANF participants who volunteer to review the data collected pursuant to subsection 2. This group must have the opportunity to create a separate report making recommendations to improve economic security for children, families and individuals, which may also be presented by the group to the joint standing committee of the Legislature having jurisdiction over health and human services matters.

This paragraph is repealed January 30, 2023.

B. Beginning January 15, 2025, and biennially thereafter, the department shall present the data collected pursuant to subsection 2 and the survey responses compiled pursuant to subsection 2-A along with an assessment of how these data measures can be improved. The department shall also identify any obstacles to improving economic security for children, families and individuals and make recommendations for addressing those obstacles, which may include improved coordination between state agencies. The department shall convene a representative group of current and former TANF and ASPIRE-TANF participants who volunteer to review the data collected pursuant to subsection 2 and the anonymized survey data collected pursuant to subsection 2-A. This group must have the opportunity to create a separate report making recommendations to improve economic security for children, families and individuals, which may also be presented by the group to the joint standing committee of the Legislature having jurisdiction over health and human services matters.

For all reports required pursuant to this subsection, the joint standing committee's review must include the opportunity for public comment, and the joint standing

committee may introduce any legislation that is considered necessary to address barriers faced by the department in improving economic security for children, families and individuals in this State.

Sec. 5. 22 MRSA §3762, sub-§1, ¶A-1 is enacted to read:

A-1. "Culturally and linguistically appropriate services" means services that are designed to serve culturally diverse populations in their preferred languages; function effectively within the context of cultural beliefs, behaviors and needs presented by TANF and ASPIRE-TANF participants and their communities; contribute to a work environment that supports diversity; promote community engagement; build trust and relationships with TANF and ASPIRE-TANF participants; actively support and enable TANF and ASPIRE-TANF participants to make informed choices; and value and facilitate the exchange of information with TANF and ASPIRE-TANF participants.

Sec. 6. 22 MRSA §3762, sub-§1, ¶G is enacted to read:

G. "Trauma-informed services" means services that acknowledge and are informed by the widespread impact of trauma and recognize the potential paths for recovery; recognize the unique signs and symptoms of trauma in clients, families and staff; respond by fully integrating knowledge about trauma into policies, procedures and practices; and seek to actively avoid retraumatization.

Sec. 7. 22 MRSA §3762, sub-§21 is enacted to read:

21. Duty to provide culturally and linguistically appropriate and trauma-informed services. The department shall work with all TANF and ASPIRE-TANF participants to provide culturally and linguistically appropriate services and trauma-informed services to assist each family in obtaining the services and skills necessary to sustain economic stability and opportunity after leaving TANF. Each TANF and ASPIRE-TANF participant must be screened to identify any need for culturally or linguistically appropriate or trauma-informed services. If such a need is identified, the department shall use appropriate methods and techniques to work with the participant to develop goals that reflect, to the greatest extent possible, the preferences of the participant and individualized plans that address the participant's situation and barriers to sustained economic stability. The department shall work with TANF and ASPIRE-TANF participants to connect them with appropriate programs and services available to help the families attain and sustain economic stability and to ensure the well-being of the children.

Sec. 8. 22 MRSA §3788, sub-§1-A, as enacted by PL 1997, c. 530, Pt. A, §26, is amended to read:

1-A. Information about and application for Parents as Scholars Program. When there are fewer than 2,000 enrollees in the Parents as Scholars Program under chapter 1054-B, the department shall inform all persons applying for ASPIRE-TANF and all ASPIRE-TANF participants reviewing or requesting to amend their education, training or employment program under ASPIRE-TANF of the program Parents as Scholars Program and shall offer them the opportunity to apply for the program. The department shall assist persons who apply for ASPIRE-TANF and participants seeking to matriculate for postsecondary education, including through appropriate referrals for remedial services or financial aid assistance, and shall assist persons with the provision of ASPIRE-TANF services for which they are eligible.

Sec. 9. 22 MRSA §3788, sub-§6, as amended by PL 2009, c. 291, §9, is further amended to read:

6. Education, training and employment services. The ASPIRE-TANF program must make available a broad range of education, training and employment services in accordance with section 3781-A, subsection 3 and the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996, Public Law 104-193, 110 Stat. 2105 and the federal Deficit Reduction Act of 2005, Public Law 109-171, 120 Stat. 4. These services and activities must include all of those services and activities offered by the Additional Support for People in Retraining and Employment Program on October 1, 1989, except in 2-year and 4-year postsecondary education and except as provided in chapter 1054-B. This section does not prohibit the department from purchasing equivalent services from providers other than those from whom those services were purchased on October 1, 1989. When a particular approved education or training service is available at comparable quality and cost, including the cost of support services, and the implementation of the family contract would not be unreasonably delayed, the program participant may choose to enroll for that service with the provider of that person's preference. If this decision is not mutually agreed to by the participant and the case manager, the decision must be reviewed by the case manager's supervisor. These services ~~do not~~ must include reimbursement for the cost of tuition ~~or~~ mandatory fees and the cost of transcripts or transferring credits for postsecondary education ~~unless when the participant has exhausted any available educational funding to complete the participant's family contract, in accordance with department rules.~~

~~A. The participant is unable to secure other educational funding needed to complete the participant's family contract due to:~~

~~(1) Poor credit as determined by the educational funding source; or~~

~~(2) The consideration by the educational funding source of resources from past years that are not actually available to the participant;~~

~~B. In the determination of the department, failure to pay the tuition or fee would result in higher ASPIRE TANF program costs to achieve the participant's approved goal; or~~

~~C. The participant meets an exception specified in rules adopted by the department.~~

When a substantially similar postsecondary education or training program of comparable quality is available at both a public and private institution, within a reasonable commuting distance for the participant, the department may choose to approve the program offered at the public institution if the participant's program can be completed at less cost at the institution.

Sec. 10. 22 MRSA §3788, sub-§6-A is enacted to read:

6-A. Parents as Scholars Program prematriculation services. The department shall assist ASPIRE-TANF participants interested in applying for the Parents as Scholars Program under chapter 1054-B to prepare to matriculate, including enrolling participants or preparing participants for enrollment in a program providing remedial services necessary for matriculation; identifying the strengths, needs and barriers faced by participants; and making referrals to programs qualified to assist participants with the services, supports, education, training and accommodations needed to reduce or overcome barriers to enrollment in the Parents as Scholars Program. The department shall cover the cost of support services in accordance with this section needed for any activity under this subsection included in the family contract. Any hours spent preparing for matriculation under this subsection, including, but not limited to, exploring educational opportunities and financial aid options and applying for educational programs or financial aid, must be considered hours of participation in ASPIRE-TANF for the purposes of participation under chapter 1053-B. These hours may also be counted for federal participation as allowable by federal law.

Sec. 11. 22 MRSA §3790, sub-§1, as amended by PL 2003, c. 20, Pt. K, §14, is further amended to read:

1. Established. The department shall establish a student financial aid program based on need for up to 2000 participants known as the Parents as Scholars Program, referred to in this section as the "program," to aid needy students who have dependent children and who are matriculating in postsecondary undergraduate 2-year and 4-year degree-granting education programs. Enrollees in the program must be provided with a package of student aid that includes aid for living expenses equivalent to that provided pursuant to chapter 1053-B, medical assistance pursuant to chapter 855 and services

and benefits at least equivalent to those provided pursuant to chapter 1054-A and to participants in the Higher Opportunity for Pathways to Employment Program pursuant to chapter 1054-C. A family that ceases to receive aid under this chapter as a result of increased child support or increased hours of, or increased income from, employment is eligible to receive transitional support services in accordance with section 3762, subsection 8. The program must be supported with funds other than federal block grant funds provided under the United States Social Security Act, Title IV-A, except that federal funds may be used in accordance with federal law if their use does not result in the imposition of conditions of participation or program requirements other than those established by this chapter.

Sec. 12. 22 MRSA §3790, sub-§3, as repealed and replaced by PL 1999, c. 407, §1, is amended by enacting a new 2nd blocked paragraph to read:

For the purposes of this subsection, study hours are counted as 3 times the number of hours of classroom instruction, which may include virtual instruction. These study hours are not required to be scheduled or supervised. A participant is deemed to meet the participation requirements of this subsection if the participant, in order to improve the participant's academic performance or to improve the participant's attendance or to more appropriately meet the needs of the participant's family, has chosen to matriculate less than full-time but at least half-time, as defined by acceptance to and official registration of at least a half-time study by the training or educational institution.

Sec. 13. 22 MRSA §3790-A, sub-§2-A is enacted to read:

2-A. Coordination with state educational institutions and programs. The department shall consider a referral from an educational institution or program that is part of the University of Maine System; the Maine Community College System; Jobs for Maine's Graduates, established in Title 20-A, chapter 226; an adult education program established pursuant to Title 20-A, chapter 315; or the career centers established by the Department of Labor as an application for the Higher Opportunity for Pathways to Employment Program as long as, in accordance with department rules, the referral is submitted by a qualified person at the institution or program on a form provided by the department for this purpose and signed by the prospective student expressing a desire to enroll in the Higher Opportunity for Pathways to Employment Program. The department shall notify these institutions and programs of the opportunity to refer prospective students in accordance with this subsection and make available to prospective students and these institutions and programs referral forms to serve as applications for purposes of this subsection.

Sec. 14. Improve application processes for postsecondary education programs. In order to

improve access to postsecondary certificate and degree programs through the ASPIRE-TANF program under the Maine Revised Statutes, Title 22, chapter 1054-A; the Parents as Scholars Program under chapter 1054-B; the Higher Opportunity for Pathways to Employment Program under chapter 1054-C; the Competitive Skills Scholarship Program under Title 26, chapter 25, subchapter 5; and other programs providing similar opportunities, the Department of Health and Human Services, the Department of Education, the Department of Labor, the University of Maine System and the Maine Community College System shall work together to explore the feasibility of creating a single application for persons expressing a desire to enroll in postsecondary education and training programs to be available from the departments and at relevant educational institutions and programs, including, but not limited to, the University of Maine System, the Maine Community College System, adult education programs established pursuant to Title 20-A, chapter 315 and the career centers established by the Department of Labor. The Department of Health and Human Services, the Department of Education, the Department of Labor, the University of Maine System and the Maine Community College System shall identify opportunities for an individual to initiate an application, with the departments coordinating and facilitating the application for the correct program based on the applicant's interests and program eligibility requirements.

By February 1, 2024, the Department of Health and Human Services, the Department of Education, the Department of Labor, the University of Maine System, the Maine Community College System and adult education programs established pursuant to Title 20-A, chapter 315 shall provide a written status update for the joint standing committee of the Legislature having jurisdiction over health and human services matters regarding the feasibility of facilitating applications for postsecondary education programs. This written status update must include any needs, financial, technological or otherwise, identified to achieve this type of enhanced coordination and strategies to meet those needs. The joint standing committee may introduce any legislation that it considers necessary in response to this status update to the Second Regular Session of the 131st Legislature.

Sec. 15. Rulemaking. No later than October 1, 2023, the Department of Health and Human Services shall adopt rules to implement this Act. Rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A. For the purposes of Title 22, section 3762, subsection 1, paragraph A-1, section 3762, subsection 1, paragraph G and section 3762, subsection 21, in advance of rulemaking, the department shall consult with current and former participants in the Temporary Assistance for Needy Families program under Title 22, chapter 1053-B and consider their recommendations.

Sec. 16. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Additional Support for People in Retraining and Employment 0146

Initiative: Provides allocation for required program changes to child care hours and allowable tuition.

FEDERAL BLOCK GRANT FUND	2021-22	2022-23
All Other	\$0	\$2,023,570
FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$2,023,570

Office for Family Independence Z020

Initiative: Provides appropriations and allocations to establish one Management Analyst II position to handle new on-going reporting requirements.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNCIL	0.000	1.000
Personal Services	\$0	\$92,085
All Other	\$0	\$9,966
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$102,051

HEALTH AND HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS	\$0	\$102,051
FEDERAL BLOCK GRANT FUND	\$0	\$2,023,570
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$2,125,621

See title page for effective date.

CHAPTER 649

S.P. 684 - L.D. 1943

An Act To Expand the Address Confidentiality Program to Victims of Certain Human Trafficking Crimes

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation is necessary to protect victims of human trafficking and minor victims of kidnapping immediately; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §90-B, sub-§1, ¶B, as enacted by PL 2001, c. 539, §1, is amended to read:

B. "Application assistant" means an employee of a state or local agency, or of a nonprofit program that provides counseling, referral, shelter or other specialized service to victims of domestic ~~abuse, rape violence, sexual assault or, stalking and~~ human trafficking or to minor victims of kidnapping who has been designated by the respective agency, and trained, accepted and registered by the secretary to assist individuals in the completion of program participation applications.

Sec. 2. 5 MRSA §90-B, sub-§2, as corrected by RR 2001, c. 2, Pt. A, §4, is amended to read:

2. Program established. The Address Confidentiality Program is established to protect victims of domestic violence, ~~stalking or~~ sexual assault, ~~stalking or~~ human trafficking and minor victims of kidnapping by authorizing the use of designated addresses for such victims. The program is administered by the secretary under the following application and certification procedures.

A. Upon recommendation of an application assistant, an adult person, a parent or guardian acting on behalf of a minor or a guardian acting on behalf of an incapacitated person may apply to the secretary to have a designated address assigned by the secretary to serve as the person's address or the address of the minor or incapacitated person.

B. The secretary may approve an application only if it is filed with the office of the secretary in the manner established by rule and on a form prescribed by the secretary. A completed application must contain:

- (1) The application preparation date, the applicant's signature and the signature and registration number of the application assistant who assisted the applicant in applying to be a program participant;
- (2) A designation of the secretary as agent for purposes of service of process and for receipt of first-class mail;
- (3) The mailing address where the applicant may be contacted by the secretary or a des-

ignee and the telephone number or numbers where the applicant may be called by the secretary or the secretary's designee; and

(4) One or more addresses that the applicant requests not be disclosed for the reason that disclosure will jeopardize the applicant's safety or increase the risk of violence to the applicant or members of the applicant's household.

C. Upon receipt of a properly completed application, the secretary may certify the applicant as a program participant. A program participant is certified for 4 years following the date of initial certification unless the certification is withdrawn or invalidated before that date. The secretary shall send notification of lapsing certification and a reapplication form to a program participant at least 4 weeks prior to the expiration of the program participant's certification.

D. The secretary shall forward first-class mail to the appropriate program participants.

E. A person who violates this paragraph commits a Class E crime.

(1) An applicant may not file an application knowing that it:

- (a) Contains false or incorrect information; or
- (b) Falsely claims that disclosure of the applicant's address or mailing address threatens the safety of the applicant or the applicant's children or the minor or incapacitated person on whose behalf the application is made.

(2) An application assistant may not assist or participate in the filing of an application that the application assistant knows:

- (a) Contains false or incorrect information; or
- (b) Falsely claims that disclosure of the applicant's address or mailing address threatens the safety of the applicant or the applicant's children or the minor or incapacitated person on whose behalf the application is made.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 21, 2022.

CHAPTER 650
H.P. 662 - L.D. 906

**An Act To Provide
Passamaquoddy Tribal
Members Access to Clean
Drinking Water**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. P&SL 1983, c. 25, §15 is repealed.

Sec. 2. 30 MRSA §6205, sub-§1, ¶D-2, as amended by PL 2021, c. 139, §1 and affected by §3, is further amended to read:

D-2. Land acquired by the secretary for the benefit of the Passamaquoddy Tribe in Centerville conveyed by Bertram C. Tackeff to the Passamaquoddy Tribe by quitclaim deed dated May 4, 1982, recorded in the Washington County Registry of Deeds in Book 1178, Page 35, to the extent that the land is not held in common with any other person or entity and is certified by the secretary as held for the benefit of the Passamaquoddy Tribe; ~~and~~

Sec. 3. 30 MRSA §6205, sub-§1, ¶E, as amended by PL 2021, c. 139, §1 and affected by §3, is further amended to read:

E. Land acquired by the secretary for the benefit of the Passamaquoddy Tribe in Township 21 consisting of Gordon Island in Big Lake, conveyed by Domtar Maine Corporation to the Passamaquoddy Tribe by corporate quitclaim deed dated April 30, 2002, recorded in the Washington County Registry of Deeds in Book 2624, Page 301, to the extent that the land is not held in common with any other person or entity and is certified by the secretary as held for the benefit of the Passamaquoddy Tribe; ~~and~~

Sec. 4. 30 MRSA §6205, sub-§1, ¶F is enacted to read:

F. Land acquired by the secretary for the benefit of the Passamaquoddy Tribe in Perry consisting of:

(1) Land conveyed by Denise E. Plouffe to the Passamaquoddy Tribe by quitclaim deed dated October 5, 2017, recorded in the Washington County Registry of Deeds in Book 4403, Pages 18 and 19; and

(2) Land conveyed by Austin Humphries to the Passamaquoddy Tribe by deed dated November 18, 1983, recorded in the Washington County Registry of Deeds in Book 1252, Pages 93 to 95.

Notwithstanding subsection 5 and any other provision of this Act to the contrary, the addition of land to the Passamaquoddy Indian territory pursuant to

this paragraph is not subject to approval by any city, town, village or plantation within the State.

Sec. 5. 30 MRSA §6206, sub-§1, as enacted by PL 1979, c. 732, §§1 and 31, is amended to read:

1. General Powers powers. Except as otherwise provided in this Act, the Passamaquoddy Tribe and the Penobscot Nation, within their respective Indian territories, shall have, exercise and enjoy all the rights, privileges, powers and immunities, including, but without limitation, the power to enact ordinances and collect taxes, and shall be subject to all the duties, obligations, liabilities and limitations of a municipality of and subject to the laws of the State, provided, however, that internal tribal matters, including membership in the respective tribe or nation, the right to reside within the respective Indian territories, tribal organization, tribal government, tribal elections ~~and~~ the use or disposition of settlement fund income and the exercise of power pursuant to section 6207, subsection 10, section 6207-A and section 6209-A, subsection 1, paragraph F shall not be subject to regulation by the State. The Passamaquoddy Tribe and the Penobscot Nation shall designate such officers and officials as are necessary to implement and administer those laws of the State applicable to the respective Indian territories and the residents thereof. Any resident of the Passamaquoddy Indian territory or the Penobscot Indian territory who is not a member of the respective tribe or nation nonetheless shall be equally entitled to receive any municipal or governmental services provided by the respective tribe or nation or by the State, except those services which are provided exclusively to members of the respective tribe or nation pursuant to state or federal law, and shall be entitled to vote in national, state and county elections in the same manner as any tribal member residing within Indian territory.

Sec. 6. 30 MRSA §6207, as amended by PL 1997, c. 739, §12 and affected by §§13 and 14, is further amended by amending the section headnote to read:

§6207. Regulation of ~~fish and wildlife~~ natural resources

Sec. 7. 30 MRSA §6207, sub-§1, as enacted by PL 1979, c. 732, §§1 and 31, is amended to read:

1. Adoption of hunting, trapping and fishing ordinances by the tribe or nation. Subject to the limitations of subsection 6, the Passamaquoddy Tribe and the Penobscot Nation each shall have exclusive authority within their respective Indian territories to ~~promulgate and~~ enact ordinances regulating:

A. Hunting, trapping or other taking of wildlife; and

B. Taking of fish on any pond in which all the shoreline and all submerged lands are wholly within Indian territory and which is less than 10 acres in surface area.

Such ordinances shall be equally applicable, on a non-discriminatory basis, to all persons regardless of whether such person is a member of the respective tribe or nation provided, however, that subject to the limitations of subsection 6, such ordinances may include special provisions for the sustenance of the individual members of the Passamaquoddy Tribe or the Penobscot Nation. In addition to the authority provided by this subsection, the Passamaquoddy Tribe and the Penobscot Nation, subject to the limitations of subsection 6, may exercise within their respective Indian territories all the rights incident to ownership of land under the laws of the State.

Sec. 8. 30 MRSA §6207, sub-§10 is enacted to read:

10. Regulation of drinking water. Unless the Passamaquoddy Tribe, in its discretion, enters into an intergovernmental agreement authorizing the State to exercise concurrent jurisdiction over specific drinking water-related issues within the Passamaquoddy Indian territory:

A. The Passamaquoddy Tribe has exclusive authority to enact ordinances regulating drinking water within Passamaquoddy Indian territory;

B. The State may not exercise primary enforcement authority from the United States Environmental Protection Agency to implement the federal Safe Drinking Water Act and its implementing regulations, as amended, within the Passamaquoddy Indian territory; and

C. The Passamaquoddy Tribe may seek to be treated as a state and to obtain primary enforcement authority from the United States Environmental Protection Agency to implement the federal Safe Drinking Water Act and its implementing regulations, as amended, within the Passamaquoddy Indian territory.

Notwithstanding any other provision of this subsection, the Passamaquoddy Tribe's jurisdiction does not extend beyond the Passamaquoddy Indian territory.

Sec. 9. 30 MRSA §6207-A is enacted to read:

§6207-A. Jurisdiction of the Passamaquoddy Tribe over drinking water within the Passamaquoddy Indian territory

Notwithstanding any provision of state law to the contrary, pursuant to the federal Maine Indian Claims Settlement Act of 1980, Public Law 96-420, Section 6(e)(1), the State and the Passamaquoddy Tribe agree and establish that:

1. Jurisdiction of Passamaquoddy Tribe to administer drinking water-related programs. The Passamaquoddy Tribe may seek to be treated as a state pursuant to the federal Safe Drinking Water Act, 42 United

States Code, Section 300j-11, and its implementing regulations, as amended, within the Passamaquoddy Indian territory and may otherwise benefit from and exercise jurisdiction under any other federal law enacted after October 10, 1980 that permits a federally recognized Indian tribe to administer drinking water-related programs; and

2. Administration of drinking water-related programs does not affect or preempt state law. The application of any provision of the federal Safe Drinking Water Act and its implementing regulations, as amended, and of any other federal law enacted after October 10, 1980 that permits a federally recognized Indian tribe to administer drinking water-related programs, and the enforcement of such laws and regulations by the Passamaquoddy Tribe under subsection 1 does not affect or preempt the laws of the State.

Notwithstanding any other provision of this section, the Passamaquoddy Tribe's jurisdiction does not extend beyond the Passamaquoddy Indian territory.

Sec. 10. 30 MRSA §6209-A, sub-§1, ¶D, as enacted by PL 1995, c. 388, §6 and affected by §8, is amended to read:

D. Indian child custody proceedings to the extent authorized by applicable federal law; ~~and~~

Sec. 11. 30 MRSA §6209-A, sub-§1, ¶E, as amended by PL 2009, c. 384, Pt. E, §1 and affected by §3, is further amended to read:

E. Other domestic relations matters, including marriage, divorce and support, between members of the Passamaquoddy Tribe, the Houlton Band of Maliseet Indians or the Penobscot Nation, both of whom reside within the Indian reservation of the Passamaquoddy Tribe; ~~and~~

Sec. 12. 30 MRSA §6209-A, sub-§1, ¶F is enacted to read:

F. Notwithstanding any other provision of this subsection, civil and criminal actions regarding the enforcement of ordinances enacted pursuant to section 6207, subsection 10, except that the Passamaquoddy Tribe may not exercise jurisdiction over a nonprofit public municipal corporation, including, but not limited to, the water district established by Private and Special Law 1983, chapter 25.

Sec. 13. Contingent effective date; certification. This Act does not take effect unless, within 60 days after adjournment of the Second Regular Session of the 130th Legislature, the Secretary of State receives written certification by the Joint Tribal Council of the Passamaquoddy Tribe that the tribe has agreed to the provisions of this Act, copies of which must be submitted by the Secretary of State to the Secretary of the Sen-

ate, the Clerk of the House of Representatives and the Revisor of Statutes.

See title page for effective date, unless otherwise indicated.

CHAPTER 651

H.P. 1503 - L.D. 2023

An Act To Implement the Recommendations of the Secretary of State Regarding Notarial Acts

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 4 MRSA c. 19, as amended, is repealed.

Sec. A-2. 4 MRSA c. 22, as amended, is repealed.

Sec. A-3. 4 MRSA §1056, as amended by PL 1981, c. 456, Pt. A, §12, is repealed.

Sec. A-4. 4 MRSA c. 39 is enacted to read:

CHAPTER 39

REVISED UNIFORM LAW ON NOTARIAL ACTS

§1901. Short title

This chapter may be known and cited as the Revised Uniform Law on Notarial Acts.

§1902. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Acknowledgement. "Acknowledgment" means a declaration by an individual before a notarial officer that the individual has signed a record for the purpose stated in the record and, if the record is signed in a representative capacity, that the individual signed the record with proper authority and signed it as the act of the individual or entity identified in the record.

2. Electronic. "Electronic" means relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic or similar capabilities.

3. Electronic signature. "Electronic signature" means an electronic symbol, sound or process attached to or logically associated with a record and executed or adopted by an individual with the intent to sign the record.

4. In a representative capacity. "In a representative capacity" means acting as:

A. An authorized officer, agent, partner, trustee or other representative of a person other than an individual;

B. A public officer, personal representative, guardian or other representative, in the capacity stated in a record;

C. An agent or attorney-in-fact for a principal; or

D. An authorized representative of another in any other capacity.

5. Notarial act. "Notarial act" means an act, whether performed with respect to a tangible or electronic record, that a notarial officer may perform under the laws of this State. "Notarial act" includes taking an acknowledgment, administering an oath or affirmation, taking a verification on oath or affirmation, witnessing or attesting a signature, certifying or attesting a copy and noting a protest of a negotiable instrument or loss in mercantile usage.

6. Notarial officer. "Notarial officer" means a notary public or other individual authorized to perform a notarial act.

7. Notary public. "Notary public" means an individual commissioned to perform a notarial act by the Secretary of State.

8. Official stamp. "Official stamp" means a physical image affixed to or embossed on a tangible record or an electronic image attached to or logically associated with an electronic record and includes an official notary seal.

9. Person. "Person" means an individual, corporation, business trust, statutory trust, estate, trust, partnership, limited liability company, association, joint venture, public corporation, government or governmental subdivision, agency or instrumentality or any other legal or commercial entity.

10. Record. "Record" means information that is inscribed on a tangible medium or that is stored in an electronic or other medium and is retrievable in perceivable form.

11. Sign. "Sign" means, with present intent to authenticate or adopt a record:

A. To execute or adopt a tangible symbol; or

B. To attach to or logically associate with the record an electronic symbol, sound or process.

12. Signature. "Signature" means a tangible symbol or an electronic signature that evidences the signing of a record.

13. Stamping device. "Stamping device" means:

A. A physical device capable of affixing to or embossing on a tangible record an official stamp; or

B. An electronic device or process capable of attaching to or logically associating with an electronic record an official stamp.

14. State. "State" means a state of the United States, the District of Columbia, Puerto Rico, the United States Virgin Islands or any territory or insular possession subject to the jurisdiction of the United States.

15. Verification on oath or affirmation. "Verification on oath or affirmation" means a declaration made by an individual on oath or affirmation before a notarial officer that a statement in a record is true.

§1903. Applicability

This chapter applies to a notarial act performed on or after July 1, 2023.

§1904. Authority to perform notarial act

1. Notarial acts authorized. A notarial officer may perform a notarial act authorized by this chapter or by a law of this State other than this chapter.

2. Certification of electronic records. A notarial officer may certify that a tangible copy of an electronic record is an accurate copy of the electronic record.

3. Conflict of interest. A notarial officer may not perform a notarial act with regard to which the notarial officer has a conflict of interest as set forth in this subsection.

A. A notarial officer may not perform any notarial act for any person if that person is the officer's spouse, domestic partner, parent, sibling or child or an in-law or a step or half relative of the officer.

B. A notarial officer may not perform any notarial act with respect to a record to which the notarial officer or the officer's spouse, domestic partner, parent, sibling or child or an in-law or a step or half relative of the officer is a party or in which any of them has a direct beneficial interest.

C. Notwithstanding paragraphs A and B, a notarial officer authorized by Title 19-A, section 655 to solemnize marriages may solemnize the marriage of a parent, sibling or child or an in-law or a step or half relative of the officer.

4. Acts of notarial officer who is interested in corporation. Any notarial officer who is a stockholder, director, officer or employee of a bank or other corporation may take the acknowledgement of any party to any written instrument executed to or by the bank or corporation, may administer an oath to any other stockholder, director, officer, employee or agent of the bank or corporation or may protest for nonacceptance or nonpayment bills of exchange, drafts, checks, notes and other negotiable instruments that may be owned or held for collection by the bank or other corporation. It is un-

lawful for any notarial officer to take the acknowledgement of an instrument by or to a bank or other corporation of which the notarial officer is a stockholder, director, officer or employee when the notarial officer is a party to the instrument, either individually or as a representative of the bank or other corporation, or to protest any negotiable instrument owned or held for collection by the bank or other corporation, when the notarial officer is individually a party to the instrument.

5. Direct initiative or people's veto referendum.

A notarial officer may not administer an oath or affirmation to a circulator of a petition for a direct initiative or people's veto referendum under Title 21-A, section 902 if the notarial officer also provides services that are not notarial acts to initiate or promote that direct initiative or people's veto referendum.

6. Voidable notarial acts. A notarial act performed in violation of subsection 3, 4 or 5 is voidable.

§1905. Requirements for certain notarial acts

1. Acknowledgement of a record. A notarial officer who takes an acknowledgement of a record shall determine, from personal knowledge or satisfactory evidence of the identity of the individual, that the individual appearing before the officer and making the acknowledgement has the identity claimed and that the signature on the record is the signature of the individual.

2. Statement of oath or affirmation. A notarial officer who takes a verification of a statement on oath or affirmation shall determine, from personal knowledge or satisfactory evidence of the identity of the individual, that the individual appearing before the officer and making the verification has the identity claimed and that the signature on the statement verified is the signature of the individual.

3. Witnessing or attesting to a signature. A notarial officer who witnesses or attests to a signature shall determine, from personal knowledge or satisfactory evidence of the identity of the individual, that the individual appearing before the officer and signing the record has the identity claimed.

4. Certifying or attesting copy of record. A notarial officer who certifies or attests a copy of a record or an item that was copied shall determine that the copy is a full, true and accurate transcription or reproduction of the record or item.

5. Protest of negotiable instrument. A notarial officer who makes or notes a protest of a negotiable instrument shall determine the matters set forth in Title 11, section 3-1505, subsection (1), paragraph (b).

6. Protests of losses; record and copies. When requested, a notarial officer shall enter on record all losses or damages sustained or apprehended by sea or land and all averages and such other matters as, by mercantile usage, appertain to the notarial officer's office and shall grant warrants of survey on vessels; all facts,

extracts from documents and circumstances so noted must be signed and sworn to by all the persons appearing to protest. The notarial officer shall note, extend and record the protest so made and grant authenticated copies thereof under the notarial officer's signature and, in the case of a notary public, notarial stamp to those who request and pay for them.

§1906. Personal appearance required

If a notarial act relates to a statement made in or a signature executed on a record, the individual making the statement or executing the signature shall appear personally before the notarial officer.

§1907. Identification of individual

1. Personal knowledge of identity. A notarial officer has personal knowledge of the identity of an individual appearing before the officer if the individual is personally known to the officer through dealings sufficient to provide reasonable certainty that the individual has the identity claimed.

2. Evidence of identity. A notarial officer has satisfactory evidence of the identity of an individual appearing before the officer if the officer can identify the individual:

A. By means of:

- (1) A passport, driver's license or government-issued nondriver identification card; or
- (2) Another form of government identification issued to an individual that contains the signature or a photograph of the individual and is satisfactory to the notarial officer; or

B. By a verification on oath or affirmation of a credible witness personally appearing before the notarial officer and known to the officer or whom the officer can identify on the basis of a passport, driver's license or government-issued nondriver identification card.

3. Additional information or credentials. A notarial officer may require an individual to provide additional information or identification credentials necessary to assure the officer of the identity of the individual.

§1908. Authority to refuse to perform notarial act

1. Basis to refuse. A notarial officer may refuse to perform a notarial act if the officer is not satisfied that:

- A. The individual executing the record is competent or has the capacity to execute the record; or
- B. The individual's signature is knowingly and voluntarily made.

2. Refusal permitted unless otherwise required.

A notarial officer may refuse to perform a notarial act

unless refusal is prohibited by a law other than this chapter.

§1909. Signature if individual unable to sign

If an individual is physically unable to sign a record due to a disability, the individual may direct an individual other than the notarial officer to sign the individual's name on the record. The notarial officer shall insert "Signature affixed by (name of other individual) at the direction of (name of individual)" or words of similar import.

§1910. Notarial act in this State

1. Persons authorized to perform notarial acts.

A notarial act may be performed in this State by:

- A. A notary public of this State;
- B. A justice, judge, clerk or deputy clerk of a court of this State;
- C. An attorney-at-law duly admitted and eligible to practice in the courts of this State; or
- D. Any other individual authorized to perform the specific act by the laws of this State.

2. Prima facie evidence. The signature and title of an individual performing a notarial act in this State are prima facie evidence that the signature is genuine and that the individual holds the designated title.

3. Signature and title conclusive. The signature and title of a notarial officer described in subsection 1, paragraph A, B or C conclusively establish the authority of the officer to perform the notarial act.

4. Laws on notaries public apply to notarial officers. If a provision of law other than a provision in this chapter specifies that an act may be performed by a notary public, such act may be performed by any of the notarial officers described in subsection 1, paragraph A, B or C unless the law expressly provides otherwise.

§1911. Notarial act in another state

1. Notarial acts in other states recognized. A notarial act performed in another state has the same effect under the laws of this State as if performed by a notarial officer of this State, if the act performed in that state is performed by:

- A. A notary public of that state;
- B. A judge, clerk or deputy clerk of a court of that state; or
- C. Any other individual authorized by the laws of that state to perform the notarial act.

2. Prima facie evidence. The signature and title of an individual performing a notarial act in another state are prima facie evidence that the signature is genuine and that the individual holds the designated title.

3. Signature and title conclusive. The signature and title of a notarial officer described in subsection 1, paragraph A or B conclusively establish the authority of the officer to perform the notarial act.

§1912. Notarial act under authority of federally recognized Indian tribe

1. Notarial acts under authority of federally recognized Indian tribes recognized. A notarial act performed under the authority and in the jurisdiction of a federally recognized Indian tribe has the same effect as if performed by a notarial officer of this State, if the act performed in the jurisdiction of the tribe is performed by:

- A. A notary public of the tribe;
- B. A judge, clerk or deputy clerk of a court of the tribe; or
- C. Any other individual authorized by the laws of the tribe to perform the notarial act.

2. Prima facie evidence. The signature and title of an individual performing a notarial act under the authority of and in the jurisdiction of a federally recognized Indian tribe are prima facie evidence that the signature is genuine and that the individual holds the designated title.

3. Signature and title conclusive. The signature and title of a notarial officer described in subsection 1, paragraph A or B conclusively establish the authority of the officer to perform the notarial act.

§1913. Notarial act under federal authority

1. Notarial act under federal authority recognized. A notarial act performed under federal law has the same effect under the laws of this State as if performed by a notarial officer of this State, if the act performed under federal law is performed by:

- A. A judge, clerk or deputy clerk of a federal court;
- B. An individual in military service or performing duties under the authority of military service who is authorized to perform notarial acts under federal law;
- C. An individual designated a notarizing officer by the United States Department of State for performing notarial acts overseas; or
- D. Any other individual authorized by federal law to perform the notarial act.

2. Prima facie evidence. The signature and title of an individual acting under federal authority and performing a notarial act are prima facie evidence that the signature is genuine and that the individual holds the designated title.

3. Signature and title conclusive. The signature and title of an officer described in subsection 1, paragraph A, B or C conclusively establish the authority of the officer to perform the notarial act.

§1914. Foreign notarial act

1. Foreign state. As used in this section, "foreign state" means a government other than the United States, a state or a federally recognized Indian tribe.

2. Foreign notarial acts recognized. If a notarial act is performed under authority and in the jurisdiction of a foreign state or constituent unit of a foreign state or is performed under the authority of a multinational or international governmental organization, the act has the same effect under the laws of this State as if performed by a notarial officer of this State.

3. Digest or list conclusive. If the title of office and indication of authority to perform notarial acts in a foreign state appears in a digest of foreign law or in a list customarily used as a source for that information, the authority of an officer with that title to perform notarial acts is conclusively established.

4. Prima facie evidence. The signature and official stamp of an individual holding an office described in subsection 3 are prima facie evidence that the signature is genuine and the individual holds the designated title.

5. Hague Convention. An apostille in the form prescribed by the Hague Convention of October 5, 1961 and issued by a foreign state party to the Convention conclusively establishes that the signature of the notarial officer is genuine and that the officer holds the indicated office.

6. Consular authentication. A consular authentication issued by an individual designated by the United States Department of State as a notarizing officer for performing notarial acts overseas and attached to the record with respect to which the notarial act is performed conclusively establishes that the signature of the notarial officer is genuine and that the officer holds the indicated office.

§1915. Notarial act performed for remotely located individual

1. Definitions. As used in this section, the following terms have the following meanings.

- A. "Communication technology" means an electronic device or process that allows a notarial officer and a remotely located individual to communicate with each other simultaneously by sight and sound. When necessary and consistent with other applicable laws, "communication technology" includes an electronic device or process that facilitates communication with a remotely located individual who has a vision, hearing or speech impairment.

B. "Foreign state" means a jurisdiction other than the United States, a state or a federally recognized Indian tribe.

C. "Identity proofing" means a process or service by which a 3rd person provides a notarial officer with a means to verify the identity of a remotely located individual by a review of personal information from public or private data sources.

D. "Outside the United States" means a location outside the geographic boundaries of the United States, Puerto Rico, the United States Virgin Islands and any territory, insular possession or other location subject to the jurisdiction of the United States.

E. "Remotely located individual" means an individual who is not in the physical presence of the notarial officer who performs a notarial act under subsection 3.

2. Personal appearance by communication technology authorized. Except as provided in subsection 16, a remotely located individual may comply with section 1906 by using communication technology to appear before a notarial officer.

3. Remote notarization authorized. Except as provided in subsection 16, a notarial officer located in this State may use communication technology to perform a notarial act for a remotely located individual if:

A. The notarial officer:

(1) Has personal knowledge under section 1907, subsection 1 of the identity of the remotely located individual;

(2) Has satisfactory evidence of the identity of the remotely located individual by oath or affirmation from a credible witness appearing before the notarial officer under section 1907, subsection 2 or this section; or

(3) Has obtained satisfactory evidence of the identity of the remotely located individual by using at least 2 different types of identity proofing;

B. The notarial officer is able reasonably to confirm that a record before the notarial officer is the same record in which the remotely located individual made a statement or on which the individual executed a signature;

C. The notarial officer, or a person acting on behalf of the notarial officer, creates an audiovisual recording of the performance of the notarial act; and

D. For a remotely located individual located outside the United States:

(1) The record:

(a) Is to be filed with or relates to a matter before a public official or court, governmental entity or other entity subject to the jurisdiction of the United States; or

(b) Involves property located in the territorial jurisdiction of the United States or involves a transaction substantially connected with the United States; and

(2) The act of making the statement or signing the record is not prohibited by the foreign state in which the remotely located individual is located.

4. Remote acknowledgement of tangible record.

A notarial officer located in this State may use communication technology under subsection 3 to take an acknowledgment of a signature on a tangible record physically present before the notarial officer if the record is displayed to and identified by the remotely located individual during the audiovisual recording under subsection 3, paragraph C.

5. Declaration required. The requirement under subsection 3, paragraph B for the performance of a notarial act with respect to a tangible record not physically present before the notarial officer is satisfied if:

A. The remotely located individual:

(1) During the audiovisual recording under subsection 3, paragraph C, signs:

(a) The record; and

(b) A declaration, in substantially the following form, that is part of or securely attached to the record:

I declare under penalty of perjury that the record of which this declaration is a part or to which it is attached is the same record on which (name of notarial officer), a notarial officer, performed a notarial act and before whom I appeared by means of communication technology on (date).

.....
(Signature of remotely located individual)

.....
(Printed name of remotely located individual); and

(2) Sends the record and declaration to the notarial officer not later than 4 days after the notarial act was performed; and

B. The notarial officer:

(1) In the audiovisual recording under subsection 3, paragraph C, records the individual signing the record and declaration; and

(2) After receipt of the record and declaration from the individual, executes a certificate of notarial act under section 1916, which must include a statement in substantially the following form:

I (name of notarial officer) witnessed, by means of communication technology, (name of remotely located individual) sign the attached record and declaration on (date).

6. Notarial act deemed contemporaneous. A notarial act performed in compliance with subsection 5 complies with section 1916, subsection 1, paragraph A and is effective on the date the remotely located individual signed the declaration under subsection 5, paragraph A, subparagraph (1), division (b).

7. Other procedures not precluded. Subsection 5 does not preclude use of another procedure to satisfy subsection 3, paragraph B for a notarial act performed with respect to a tangible record.

8. Remote oaths authorized. A notarial officer located in this State may use communication technology under subsection 3 to administer an oath or affirmation to a remotely located individual if, except as otherwise provided by other laws of this State, the notarial officer:

- A. Identifies the individual under subsection 3, paragraph A;
- B. Creates or causes the creation under subsection 3, paragraph C of an audiovisual recording of the individual taking the oath or affirmation; and
- C. Retains or causes the retention under subsection 11 of the recording.

9. Certificate must indicate use of communication technology. If a notarial act is performed under this section, the certificate of notarial act under section 1916 and the short form certificate under section 1917 must indicate that the notarial act was performed using communication technology.

10. Form of short form certificate. A short form certificate under section 1917 for a notarial act subject to this section is sufficient if it:

- A. Complies with rules adopted under subsection 13, paragraph A; or
- B. Complies with section 1917 and contains a statement in substantially the following form:
This notarial act involved the use of communication technology.

11. Retention of recording. A notarial officer, a guardian, conservator or agent of a notarial officer or a personal representative of a deceased notarial officer shall retain the audiovisual recording created under subsection 3, paragraph C or cause the recording to be retained by a repository designated by or on behalf of the

person required to retain the recording. Unless a different period is required by rule adopted under subsection 13, paragraph D, the recording must be retained for at least 10 years.

12. Notice to Secretary of State. Before a notarial officer performs the notarial officer's initial notarial act under this section, the notarial officer shall notify the Secretary of State that the notarial officer will be performing notarial acts with respect to remotely located individuals and identify the technologies the notarial officer intends to use. If the Secretary of State has established by rule standards under subsection 13 and section 1928 for approval of communication technology or identity proofing, the communication technology and identity proofing must conform to the standards.

13. Rules. In addition to adopting rules under section 1928, the Secretary of State may adopt rules regarding performance of a notarial act under this section. The rules may:

- A. Prescribe the means of performing a notarial act involving a remotely located individual using communication technology;
- B. Establish standards for communication technology and identity proofing;
- C. Establish requirements or procedures to approve providers of communication technology and the process of identity proofing;
- D. Establish standards and a period for the retention of an audiovisual recording under subsection 3, paragraph C; and
- E. Prescribe methods for a notarial officer to confirm under subsections 4 and 5 the identity of a tangible record.

Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

14. Rulemaking considerations. Before adopting, amending or repealing a rule governing performance of a notarial act with respect to a remotely located individual, the Secretary of State shall consider:

- A. The most recent standards regarding the performance of a notarial act with respect to a remotely located individual promulgated by national standard-setting organizations and the recommendations of a national association of secretaries of state;
- B. Standards, practices and customs of other jurisdictions that have laws substantially similar to this section; and
- C. The views of governmental officials and entities and other interested persons.

15. Service of process. By allowing its communication technology or identity proofing to facilitate a notarial act for a remotely located individual or by providing storage of the audiovisual recording under subsection 3, paragraph C, the provider of the communication technology, identity proofing or storage appoints the Secretary of State as the provider's agent for service of process in any civil action in this State related to the notarial act. The Secretary of State may specify by rule a reasonable fee for accepting service of process under this subsection.

16. Certain remote notarial acts prohibited. Notwithstanding any provision of this chapter to the contrary, a notarial officer may not perform the following notarial acts for a remotely located individual:

- A. Witnessing the marking and sealing of an absentee ballot pursuant to Title 21-A, section 754 A;
- B. Administering an oath or affirmation to a candidate for office under Title 21-A, section 336 or 355;
- C. Administering an oath or affirmation to the circulator of a candidate petition under Title 21-A, section 335 or 354;
- D. Witnessing the signing of an application for a people's veto referendum or the direct initiative of legislation under Title 21-A, section 901; or
- E. Administering an oath or affirmation to the circulator of a people's veto referendum or the direct initiative of legislation under Title 21-A, section 902.

17. Solemnization of marriage remotely prohibited. A notarial officer may not solemnize a marriage pursuant to Title 19-A, section 655 for a remotely located individual.

§1916. Certificate of notarial act

1. Certificate required. A notarial act must be evidenced by a certificate. The certificate must:

- A. Be executed contemporaneously with the performance of the notarial act;
- B. Be signed and dated by the notarial officer and, if the notarial officer is a notary public, be signed in the same manner as on file with the Secretary of State;
- C. Identify the jurisdiction in which the notarial act is performed;
- D. Contain the title of office of the notarial officer;
- E. If the notarial officer is a notary public, indicate the date of expiration of the officer's commission; and
- F. Contain the legibly printed or typed name of the notarial officer.

2. Stamp required. If a notarial act regarding a tangible record is performed by a notary public, an official stamp must be affixed to or embossed on the certificate. If a notarial act is performed regarding a tangible record by a notarial officer other than a notary public and the certificate contains the information specified in subsection 1, paragraphs B, C and D, an official stamp may be affixed to or embossed on the certificate. If a notarial act regarding an electronic record is performed by a notarial officer and the certificate contains the information specified in subsection 1, paragraphs B, C and D, an official stamp may be attached to or logically associated with the certificate.

3. Sufficiency of certificate. A certificate of a notarial act is sufficient if it meets the requirements of subsections 1 and 2 and:

- A. Is in a short form set forth in section 1917;
- B. Is in a form otherwise permitted by the laws of this State;
- C. Is in a form permitted by the law applicable in the jurisdiction in which the notarial act was performed; or
- D. Sets forth the actions of the notarial officer and the actions are sufficient to meet the requirements of the notarial act as provided in sections 1905, 1906 and 1907 or a law of this State other than this chapter.

4. Execution of certificate certifies compliance. By executing a certificate of a notarial act, a notarial officer certifies that the officer has complied with the requirements and made the determinations specified in sections 1904, 1905 and 1906.

5. Notarial act to precede signature. A notarial officer may not affix the officer's signature to, or logically associate it with, a certificate until the notarial act has been performed.

6. Certificate to be attached. If a notarial act is performed regarding a tangible record, a certificate must be part of, or securely attached to, the record. If a notarial act is performed regarding an electronic record, the certificate must be affixed to, or logically associated with, the electronic record. If the Secretary of State has established standards by rule pursuant to section 1928 for attaching, affixing or logically associating the certificate, the process must conform to the standards.

§1917. Short form certificates

The following short form certificates of notarial acts are sufficient for the purposes indicated, if completed with the information required by section 1916, subsections 1 and 2.

1. Individual capacity. For an acknowledgment in an individual capacity:

State of

County of

This record was acknowledged before me on
..... by

Date Name(s) of individual(s)

.....

Signature of notarial officer

Stamp or printed name

[.....]

Title of office

[My commission expires:

2. Representative capacity. For an acknowledgment in a representative capacity:

State of

County of

This record was acknowledged before me on
..... by

Date Name(s) of individual(s)

as (type of authority, such as officer or trustee) of
(name of party on behalf of whom record was executed).

.....

Signature of notarial officer

Stamp or printed name

[.....]

Title of office

[My commission expires:

3. Oath or affirmation. For a verification on oath or affirmation:

State of

County of

Signed and sworn to (or affirmed) before me on
..... by

Date Name(s) of individual(s)
 making statement

.....

Signature of notarial officer

Stamp or printed name

[.....]

Title of office

[My commission expires:

4. Signature. For witnessing or attesting a signature:

State of

County of

Signed [or attested] before me on
..... by

Date Name(s) of individual(s)

.....

Signature of notarial officer

Stamp or printed name

[.....]

Title of office

[My commission expires:

5. Copy of a record. For certifying a copy of a record:

State of

County of

I certify that this is a true and correct copy of a record in the possession of

Dated

.....

Signature of notarial officer

Stamp or printed name

[.....]

Title of office

[My commission expires:

§1918. Official stamp

A notary public may keep an official stamp, which must:

1. Information included. Include the notary public's name, jurisdiction, commission expiration date and other information required by the Secretary of State; and

2. Capable of being copied. Be capable of being copied together with the record to which it is affixed or attached or with which it is logically associated.

§1919. Stamping device

1. Notary public's responsibility. A notary public is responsible for the security of the notary public's stamping device and may not allow another individual to use the device to perform a notarial act. On resignation from, or the revocation or expiration of, the notary public's commission or on the expiration of the date set forth in the stamping device, if any, the notary public shall disable the stamping device by destroying, defacing, damaging, erasing or securing it against use in a manner that renders it unusable. On the death or adjudication of incompetency of a notary public, the notary public's personal representative or guardian or any other person knowingly in possession of the stamping device

shall render it unusable by destroying, defacing, damaging, erasing or securing it against use in a manner that renders it unusable.

2. Lost or stolen stamping device. If a notary public's stamping device is lost or stolen, the notary public or the notary public's personal representative or guardian shall promptly notify the Secretary of State on discovering that the device is lost or stolen.

§1920. Journal

1. Journal required. A notarial officer shall maintain a journal for all electronic and remote notarizations. A notarial officer may maintain a journal for all tangible notarizations. The notarial officer shall retain the journal for 10 years after the performance of the last notarial act chronicled in the journal.

2. Tangible medium or electronic format permitted. A journal under this section may be created on a tangible medium or in an electronic format. A notarial officer shall maintain only one journal at a time to chronicle all notarial acts performed regarding tangible records and one or more journals to chronicle all notarial acts performed regarding electronic records. If the journal is maintained on a tangible medium, it must be a permanent, bound register with numbered pages. If the journal is maintained in an electronic format, it must be in a permanent, tamper-evident electronic format complying with the rules of the Secretary of State.

3. Requirements. An entry in a journal must be made contemporaneously with performance of the notarial act and contain the following information:

- A. The date and time of the notarial act;
- B. A description of the record, if any, and type of notarial act;
- C. The full name and address of each individual for whom the notarial act is performed;
- D. If identity of the individual is based on personal knowledge, a statement to that effect;
- E. If identity of the individual is based on satisfactory evidence, a brief description of the method of identification and the identification credential presented, if any, including the dates of issuance and expiration of any identification credential; and
- F. The fee, if any, charged by the notarial officer.

4. Lost or stolen journal. If a notarial officer's journal is lost or stolen, the officer shall promptly notify the Secretary of State on discovering that the journal is lost or stolen.

5. Retention. On resignation from, or the revocation or suspension of, a notary public's commission, the former notary public shall retain the former notary public's journal in accordance with subsection 1 and inform the Secretary of State where the journal is located.

6. Alternative to retention. Instead of retaining a journal as provided in subsection 5, a former notary public may transmit the journal to the Secretary of State or a repository approved by the Secretary of State.

7. Death or incompetency of notary public. On the death or adjudication of incompetency of a current or former notary public, the notary public's personal representative or guardian or any other person knowingly in possession of the journal shall transmit it to the Secretary of State or a repository approved by the Secretary of State.

§1921. Notification regarding performance of notarial act on electronic record; selection of technology; acceptance of tangible copy of electronic record

1. Selection of technology. A notarial officer may select one or more tamper-evident technologies to perform notarial acts with respect to electronic records. A person may not require a notarial officer to perform a notarial act with respect to an electronic record with a technology that the notarial officer has not selected.

2. Notification to Secretary of State. Before a notarial officer performs the notarial officer's initial notarial act with respect to an electronic record, the notarial officer shall notify the Secretary of State that the notarial officer will be performing notarial acts with respect to electronic records and identify the technology the notarial officer intends to use. If the Secretary of State has established by rule standards for approval of technology pursuant to section 1928, the technology must conform to the rules. The Secretary of State shall determine whether the technology proposed by the notarial officer is approved for use in this State.

3. Tangible copy of electronic record. A register of deeds may accept for recording a tangible copy of an electronic record containing a notarial certificate as satisfying any requirement that a record accepted for recording be an original if the notarial officer executing the notarial certificate certifies that the tangible copy is an accurate copy of the electronic record.

§1922. Notary public commission; qualifications; no immunity or benefit

1. Application. An individual qualified under subsection 2 may apply to the Secretary of State for a notary public commission. The applicant shall comply with and provide the information required by rules established by the Secretary of State and pay any application fee.

2. Qualifications. An applicant for a notary public commission must:

- A. Be at least 18 years of age;
- B. Be a resident of or have a place of employment or practice in this State;
- C. Be able to read and write English;

D. Not be disqualified to receive a commission under section 1924; and

E. Have passed the examination required under section 1923, subsection 1.

3. Oath required. Before issuance of a notary public commission, an applicant for the commission shall take and subscribe the following oath or affirmation before a dedimus justice: "I, (name), do swear that I will support the United States Constitution and the Constitution of Maine, so help me God. I, (name), do swear that I will faithfully discharge, to the best of my abilities, the duties incumbent on me as a notary public according to the Constitution of Maine and the laws of this State, so help me God."

When a person is conscientiously scrupulous of taking an oath, the word "affirm" may be substituted for the word "swear" and the words "this I do under penalty of perjury" may be substituted for the words "so help me God."

4. Commission issued. The Secretary of State shall issue to an applicant who has complied with this section a notary public commission valid for a term of 7 years.

5. No immunity or benefit. A commission issued under subsection 4 authorizes the notary public to perform notarial acts. The commission does not provide the notary public any immunity or benefit conferred by the laws of this State on public officials or employees.

§1923. Examination of notary public

1. Examination required. An applicant for a notary public commission who at the time of application does not hold a commission in this State must pass an examination administered by the Secretary of State or an entity approved by the Secretary of State. The examination must be based on the course of study described in subsection 2.

2. Course of study. The Secretary of State or an entity approved by the Secretary of State shall offer regularly a course of study to applicants for notary public commissions in this State. The course must cover the laws, rules, procedures and ethics relevant to notarial acts.

§1924. Grounds to deny, refuse to renew, revoke, suspend or condition commission of notary public

1. Grounds. The Secretary of State may deny, refuse to renew, revoke, suspend or impose a condition on a notary public commission for any act or omission that demonstrates the individual lacks the honesty, integrity, competence or reliability to act as a notary public, including:

A. Failure to comply with this chapter;

B. A fraudulent, dishonest or deceitful statement or omission in the application for a notary public commission submitted to the Secretary of State;

C. A conviction of the applicant or notary public of any crime punishable by one year or more imprisonment or a crime involving fraud, dishonesty or deceit;

D. A finding against, or admission of liability by, the applicant or notary public in any legal proceeding or disciplinary action based on the applicant's or notary public's fraud, dishonesty or deceit;

E. Failure by the notary public to discharge any duty required of a notary public, whether by this chapter, rules of the Secretary of State or any federal or state law;

F. Use of false or misleading advertising or representation by the notary public representing that the notary public has a duty, right or privilege that the notary public does not have;

G. Violation by the notary public of a rule of the Secretary of State regarding a notary public;

H. Denial, refusal to renew, revocation, suspension or conditioning of a notary public commission in another state; or

I. Violation of Title 21-A, section 903-E.

2. Right to hearing. If the Secretary of State denies, refuses to renew, revokes, suspends or imposes conditions on a notary public commission, the applicant or notary public is entitled to timely notice and hearing in accordance with Title 5, chapter 375, subchapter 4.

3. Remedies preserved. The authority of the Secretary of State to deny, refuse to renew, suspend, revoke or impose conditions on a notary public commission does not prevent a person from seeking and obtaining other criminal or civil remedies provided by law.

§1925. Database of notaries public

The Secretary of State shall maintain an electronic database of notaries public:

1. Verification. Through which a person may verify the authority of a notary public to perform notarial acts; and

2. Electronic records; remote notarization. That indicates whether a notary public has notified the Secretary of State that the notary public will be performing notarial acts on electronic records or remotely.

§1926. Prohibited acts

1. Acts not authorized. A notary public commission does not authorize an individual to:

A. Assist persons in drafting legal records, give legal advice or otherwise practice law;

B. Act as an immigration consultant or an expert on immigration matters;

C. Represent a person in a judicial or administrative proceeding relating to immigration to the United States, United States citizenship or related matters; or

D. Receive compensation for performing any of the activities listed in this subsection.

2. False or deceptive advertising prohibited. A notary public may not engage in false or deceptive advertising.

3. Restricted titles. A notary public who is not an attorney licensed to practice law in this State may not use the title "notario" or "notario publico."

4. Advertising requirements. A notary public who is not an attorney licensed to practice law in this State may not advertise or represent that the notary public may assist persons in drafting legal records, give legal advice or otherwise practice law. If a notary public who is not an attorney licensed to practice law in this State in any manner advertises or represents that the notary public offers notarial services, whether orally or in a record, including broadcast media, print media and the Internet, the notary public shall include the following statement, or an alternate statement authorized or required by the Secretary of State, in the advertisement or representation, prominently and in each language used in the advertisement or representation: "I am not an attorney licensed to practice law in this State. I am not allowed to draft legal records, give advice on legal matters, including immigration, or charge a fee for those activities." If the form of advertisement or representation is not broadcast media, print media or the Internet and does not permit inclusion of the statement required by this subsection because of size, the statement must be displayed prominently or provided at the place of performance of the notarial act before the notarial act is performed.

5. Access to original records. Except as otherwise allowed by law, a notary public may not withhold access to or possession of an original record provided by a person who seeks performance of a notarial act by the notary public.

6. Civil violation. Any violation of this section constitutes a civil violation for which a fine of not more than \$5,000 may be adjudged.

7. Civil action. In addition to any other remedy that may be available, a person who is aggrieved by a violation of this section may initiate a civil action in the Superior Court against the violator for injunctive relief or damages or both. If a court finds a violation of this section, the court may award to the person:

A. An amount equal to actual damages sustained by the person as a result of the violation;

B. An amount equal to 3 times the actual damages; and

C. The costs of the action together with reasonable attorney's fees as determined by the court.

8. Attorney General action. If the Attorney General has reason to believe that a person in the State has engaged in or is engaging in activities that violate this section, the Attorney General may initiate an action in the Superior Court to enforce this section.

§1927. Validity of notarial acts

Except as otherwise provided in section 1904, subsection 6, the failure of a notarial officer to perform a duty or meet a requirement specified in this chapter does not invalidate a notarial act performed by the notarial officer. The validity of a notarial act under this chapter does not prevent an aggrieved person from seeking to invalidate the record or transaction that is the subject of the notarial act or from seeking other remedies based on the laws of this State other than this chapter or the laws of the United States. This section does not validate a purported notarial act performed by an individual who does not have the authority to perform notarial acts. This section does not limit the authority of the Secretary of State to reject candidate or initiative or referendum petitions under Title 21-A on the basis of improper notarizations.

§1928. Rules

1. Rules. The Secretary of State may adopt rules to implement this chapter. Rules adopted regarding the performance of notarial acts with respect to electronic records may not require, or accord greater legal status or effect to, the implementation or application of a specific technology or technical specification. The rules may:

A. Prescribe the manner of performing notarial acts regarding tangible and electronic records;

B. Include provisions to ensure that any change to or tampering with a record bearing a certificate of a notarial act is self-evident;

C. Include provisions to ensure integrity in the creation, transmittal, storage and authentication of electronic records or signatures;

D. Prescribe the process of granting, renewing, conditioning, denying, suspending or revoking a notary public commission and assuring the trustworthiness of an individual holding a notary public commission;

E. Include provisions to prevent fraud or mistake in the performance of notarial acts; and

F. Provide for the administration of the examination under section 1923, subsection 1 and the course of study under section 1923, subsection 2.

2. Rulemaking considerations. In adopting, amending or repealing rules about notarial acts with respect to electronic records, the Secretary of State shall consider, so far as is consistent with this chapter:

A. The most recent standards regarding electronic records promulgated by national bodies, such as a national association of secretaries of state;

B. Standards, practices and customs of other jurisdictions that enact provisions substantially similar to this chapter; and

C. The views of governmental officials and entities and other interested persons.

3. Routine technical rules. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

§1929. Notary public commission in effect

A notary public commission in effect on July 1, 2023 continues until its date of expiration. A notary public who applies to renew a notary public commission on or after July 1, 2023 is subject to and shall comply with this chapter. A notary public, in performing notarial acts after July 1, 2023, shall comply with this chapter.

§1930. Savings clause

This chapter does not affect the validity or effect of a notarial act performed before July 1, 2023.

§1931. Uniformity of application and construction

In applying and construing this chapter, consideration must be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

§1932. Relation to federal Electronic Signatures in Global and National Commerce Act

This chapter modifies, limits and supersedes the federal Electronic Signatures in Global and National Commerce Act, 15 United States Code, Section 7001 et seq., but does not modify, limit or supersede Section 101(c) of that Act, 15 United States Code, Section 7001(c), or authorize electronic delivery of any of the notices described in Section 103(b) of that Act, 15 United States Code, Section 7003(b).

§1933. Effective date

This chapter takes effect July 1, 2023.

Sec. A-5. 5 MRSA §5, as amended by PL 2009, c. 74, §2, is further amended to read:

§5. Oath of office; before whom taken

The Justices of the Supreme Judicial Court and of the Superior Court, the Judges of the District Court and all state officials elected by the Legislature shall take and subscribe the oath or affirmation required by the Constitution, before the Governor. Every other person

electd or appointed to any civil office shall take and subscribe the oath before any dedimus justice commissioned by the Governor for that purpose, except when the Constitution otherwise provides. A newly appointed notary public shall take and subscribe the oath or affirmation before a dedimus justice as required by ~~section 82, subsection 3-A~~ Title 4, section 1922, ~~subsection 3.~~

Sec. A-6. 5 MRSA §82, as amended by PL 2009, c. 74, §§3 and 4, is repealed.

Sec. A-7. 33 MRSA §203, 5th ¶, as amended by PL 1999, c. 699, Pt. D, §20 and affected by §30, is further amended to read:

Notwithstanding any of the requirements in this section, an instrument with an acknowledgment conforming to the requirements of the ~~Uniform Recognition of Acknowledgments Act, Title 4, section 1011 et seq.,~~ Revised Uniform Law on Notarial Acts must be accepted for recording purposes.

Sec. A-8. Effective date. This Part takes effect July 1, 2023.

PART B

Sec. B-1. 5 MRSA §88, as enacted by PL 1975, c. 273, is repealed and the following enacted in its place:

§88. Facsimile signature of Secretary of State

A facsimile of the signature of the Secretary of State imprinted by or at the direction of the Secretary of State upon any renewal of commissions under authority of Title 4, section 1922, upon any certificate of true copy, certificate of any record of the Secretary of State or certificate of good standing or upon any attestation required of the Secretary of State by law has the same validity as the Secretary of State's written signature.

Sec. B-2. 5 MRSA §90-G is enacted to read:

§90-G. Marriage officiant license; term of license; renewal of license

1. Appointment and renewal. The Secretary of State may license and renew a license of a marriage officiant who:

A. Is 18 years of age or older;

B. Is a resident of this State; and

C. Demonstrates a proficiency in the English language.

2. Term. A license sued under this section is for a term of 7 years.

3. Rules. The Secretary of State shall adopt rules relating to the licensing of marriage officiants. The rules must include criteria and a procedure to be applied by the Secretary of State in licensing and renewal. Rules adopted pursuant to this subsection are routine

technical rules as defined in chapter 375, subchapter 2-A.

4. Notice of expiration of license. The Secretary of State shall provide notice to the licensee of the expiration of a marriage officiant license 30 days prior to the expiration date. The notice must be in a form or format as determined by rule by the Secretary of State. The failure of a licensee to receive a notice under this subsection does not affect the expiration date of the license.

5. Grounds for denial, revocation, suspension or nonrenewal. The Secretary of State may, upon notice and an opportunity for hearing pursuant to chapter 375, subchapter 5, deny an application under this section or suspend, revoke or refuse to renew a license issued under this section upon a determination that the applicant or licensee:

- A. Does not meet the requirements of subsection 1;
- B. Has failed to comply with any requirement applicable to a marriage officiant set forth in Title 19-A, chapter 23; or
- C. Has failed to comply with rules adopted by the Secretary of State pursuant to this section.

6. Marriage officiant license. The Secretary of State shall issue a marriage officiant license to every notary public commissioned for the equivalent term of the notary public's commission, unless the notary public declines to have the marriage officiant license by providing written notice to the Secretary of State on a form designed by the Secretary of State.

Sec. B-3. 19-A MRSA §654, sub-§3, ¶B, as amended by PL 2011, c. 111, §1, is further amended to read:

- B. The date the ~~notary public's commission~~ marriage officiant's license expires;

Sec. B-4. 19-A MRSA §655, sub-§1, ¶A, as amended by PL 2011, c. 111, §2, is further amended by repealing subparagraph (4).

Sec. B-5. 19-A MRSA §655, sub-§1, ¶A, as amended by PL 2011, c. 111, §2, is further amended by enacting a new subparagraph (5) to read:

- (5) A marriage officiant under Title 5, section 90-G;

Sec. B-6. 19-A MRSA §657, as amended by PL 2001, c. 574, §7, is further amended to read:

§657. Lack of jurisdiction or authority

A marriage, solemnized before any known inhabitant of the State professing to be a justice, judge, ~~notary public, lawyer~~ admitted to the Maine Bar or marriage officiant or an ordained or licensed minister of the gospel, is not void, nor is its validity affected by any want

of jurisdiction or authority in the justice, judge, ~~notary lawyer, marriage officiant~~ or minister or by any omission or informality in entering the intention of marriage, if the marriage is in other respects lawful and consummated with a full belief, on the part of either of the persons married, that they are lawfully married.

Sec. B-7. Effective date. This Part takes effect July 1, 2023.

PART C

Sec. C-1. 4 MRSA §961, first ¶, as enacted by PL 2021, c. 337, §1, is amended to read:

This section is intended to continue the effect of Executive Order 37 FY 19/20 as amended by Executive Order 37-A FY 19/20 beyond the end of the state of emergency declared by the Governor pursuant to Title 37-B, section 742 until ~~January~~ July 1, 2023.

Sec. C-2. 4 MRSA §961, sub-§2, as enacted by PL 2021, c. 337, §1, is amended to read:

2. Requirements. Until ~~January~~ July 1, 2023, with the exceptions noted in subsection 1, the enforcement of the laws of this State pertaining to notarization that require the physical presence of the person whose oath is being taken and who is signing a document, referred to in this section as "the signatory," at the same location as the notary public or other person authorized to perform a notarial act, referred to in this section as "the notary," and any witness to the signing are suspended as long as the following conditions are met:

- A. The notary is physically within the State while performing the notarial act and follows any additional guidance for remote notarization issued by the Secretary of State;
- B. The act of notarization or witnessing required by law is completed remotely using 2-way audio-visual communication technology and:
 - (1) The 2-way audio-visual communication technology allows direct contemporaneous interaction between the signatory, the notary and any witness by sight and sound in real time. Prerecording is not permitted;
 - (2) The signatory is reasonably identified by the notary in one of the following ways:
 - (a) The signatory is personally known to the notary;
 - (b) The signatory presents a valid photo identification to the notary during the 2-way audio-visual communication; or
 - (c) The oath or affirmation is provided by a witness who:
 - (i) Is in the physical presence of either the notary or the signatory; or

- (ii) Is able to communicate with the notary and the signatory simultaneously by sight and sound through 2-way audio-visual communication technology at the time of the notarization, if the witness has personal knowledge of the signatory and has been reasonably identified by the notary under division (a) or (b);
- (3) The signatory attests to being physically located in the State and affirmatively states the name of the county in which the signatory is located at the time of execution during the 2-way audio-visual communication;
- (4) The notary and any witness attest to being physically located in the State during the 2-way audio-visual communication;
- (5) For wills and powers of attorney, the notary or at least one witness is an attorney licensed to practice law in the State;
- (6) Before any documents are signed, the notary is able to view by 2-way audio-visual communication technology the entire space in which the signatory and any witness is located, and any person who is present in those spaces states the person's name while in clear view of the notary;
- (7) The signatory affirmatively states on the 2-way audio-visual communication which document the signatory is signing, and the notary is provided with a copy of the document prior to the signing;
- (8) Each page of the document being witnessed is shown to the notary and any witness on the 2-way audio-visual communication in a means clearly legible to the notary and initialed by the signatory in the presence of the notary and any witness;
- (9) The act of signing and of initialing pursuant to subparagraph (8) is captured sufficiently close to the 2-way audio-visual communication technology for the notary to observe;
- (10) The signatory transmits by fax or other electronic means, which may include transmitting a photograph of every page by cellular telephone, a legible copy of the entire signed document directly to the notary and any witness immediately after signing the document or, if that is not possible, no later than 24 hours after the signatory's signing of the document;
- (11) The signatory sends the original signed document directly to the witness within 96 hours after the signatory's execution of the document or to the notary if no witness is involved;

(12) Within 96 hours after receiving the original signed document from the signatory, the witness signs it and sends it to the 2nd witness, if any, or to the notary if no other witness is involved. Within 96 hours after receiving the original signed document signed by the first witness, the 2nd witness signs it and sends it to the notary. The official date and time of each witness's signature is the date and time when the witness witnesses the signatory's signature using the 2-way audio-visual communication technology; and

(13) Upon review of the original signed document and satisfactory comparison with the faxed or other electronic document provided on the date of signing, the notary notarizes the original document within 96 hours after receiving the original signed document; the official date and time of the notarization is the date and time when the notary witnessed the signature using the 2-way audio-visual communication technology. The notary shall add the following language below the notary and witness signature lines on the original signed document: "Notarized (and/or witnessed) remotely, in accordance with the Maine Revised Statutes, Title 4, section 961."

Any witness required or permitted to properly execute any original document according to law may similarly witness the signing of the document by the signatory using 2-way audio-visual communication technology and may sign as a witness to the document upon receipt of the original document; and

C. A recording of the 2-way audio-visual communication is made and preserved by the notary for a period of at least 5 years from the date of the notarial act. The notary shall provide a copy of the recording to the signatory and the Secretary of State upon request.

See title page for effective date, unless otherwise indicated.

CHAPTER 652

S.P. 622 - L.D. 1784

An Act To Ensure Legislative Review of Rules for Maine's Medical Use of Marijuana Act

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, Public Law 2021, chapter 387 requires the Department of Administrative and Financial Services' office of marijuana policy to adopt major substantive rules relating to the Maine Medical Use of Marijuana Act; and

Whereas, any rules adopted by the department will have significant effects on Maine's medical marijuana patients and thousands of registered medical marijuana caregivers and associated businesses across the State; and

Whereas, this warrants meaningful legislative oversight and approval; and

Whereas, the department has authority to adopt rules prior to the expiration of the 90-day period; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §2422-A, sub-§2, ¶A is enacted to read:

A. Notwithstanding Title 5, section 8072, subsection 11 or any other provision of law to the contrary, rules provisionally adopted by the department in accordance with this subsection and submitted for legislative review may not be finally adopted by the department unless legislation authorizing final adoption of those rules is enacted into law.

This paragraph is repealed on November 1, 2025.

Sec. 2. 22 MRSA §2424, sub-§1-A, as amended by PL 2021, c. 387, §6, is further amended to read:

1-A. Rulemaking. The department may adopt rules to carry out the purposes of this chapter in accordance with section 2422-A, subsection 2. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A, except that, beginning July 1, 2021, rules adopted pursuant to this subsection are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 23, 2022.

**CHAPTER 653
H.P. 180 - L.D. 259**

An Act To Increase the Waste Handling Fee Imposed on the Landfilling of Municipal Solid Waste

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 38 MRSA §2203-A, sub-§1, as amended by PL 2021, c. 230, §1, is further amended to read:

1. Fees. Unless otherwise provided by rule adopted in accordance with subsection 3, fees are imposed in the following amounts to be levied for solid waste that is disposed of at commercial, municipal, state-owned and regional association landfills.

Asbestos	\$5 per cubic yard
Oil-contaminated soil, gravel, brick, concrete and other aggregate	\$25 per ton
Waste water facility sludge	\$5 per ton
Ash, coal and oil	\$5 per ton
Paper mill sludge	\$5 per ton
Industrial waste	\$5 per ton
Sandblast grit	\$5 per ton
All other special waste	\$5 per ton
Municipal solid waste or municipal solid waste ash	\$4 \$2 per ton
Front end process residue (FEPR)	\$1 per ton
Construction and demolition debris and residue from the processing of construction and demolition debris	\$2 per ton

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

**ENVIRONMENTAL PROTECTION,
DEPARTMENT OF**

Remediation and Waste Management 0247

Initiative: Provides allocation to allow for the expenditure of additional revenue for administrative expenses and actions necessary to abate threats to public health, safety and welfare posed by the disposal of solid waste and to pay municipalities under the closure and remediation cost-sharing program for solid waste landfills.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$796,000

OTHER SPECIAL REVENUE	\$0	\$796,000
FUNDS TOTAL		

See title page for effective date.

CHAPTER 654

S.P. 343 - L.D. 1075

An Act To Protect Public Lands

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §598-C is enacted to read:

§598-C. Process for determination of reduction or substantially altered use of designated land

The Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands shall adopt rules to establish an objective evaluation process for determining if a proposed activity on land designated under this chapter and under the jurisdiction of the bureau would cause the land to be reduced or the uses of the land to be substantially altered. In adopting the rules, the bureau shall observe the requirements relating to designated lands in the Constitution of Maine, Article IX, Section 23 and ensure proper exercise of the bureau's public trust responsibility. These rules must also include provisions for public notice and comment before authorizing any such activity and for determining the appropriate instrument to be used to authorize that activity, including but not limited to whether an easement, lease, license or other instrument should be used. Rules adopted pursuant to this section are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

CHAPTER 655

S.P. 428 - L.D. 1331

An Act To Make Individual and Small Group Health Insurance More Affordable in Certain High-premium Counties

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA §2736-C, sub-§2, ¶C-1, as enacted by PL 2011, c. 90, Pt. A, §2, is amended to read:

C-1. A carrier may vary the premium rate due to geographic area in accordance with the limitation set out in this paragraph. For all policies, contracts

or certificates that are executed, delivered, issued for delivery, continued or renewed in this State ~~on or after~~ between July 1, 2012 and December 31, 2023, the rating factor used by a carrier for geographic area may not exceed 1.5. For all policies, contracts or certificates that are executed, delivered, issued for delivery, continued or renewed in this State on or after January 1, 2024, the rating factor used by a carrier for geographic area may not exceed 1.25.

Sec. 2. 24-A MRSA §2808-B, sub-§2, ¶C-1, as enacted by PL 2011, c. 90, Pt. A, §7, is amended to read:

C-1. A carrier may vary the premium rate due to geographic area in accordance with the limitation set out in this paragraph. For all policies, contracts or certificates that are executed, delivered, issued for delivery, continued or renewed in this State ~~on or after~~ between October 1, 2011 and December 31, 2023, the rating factor used by a carrier for geographic area may not exceed 1.5. For all policies, contracts or certificates that are executed, delivered, issued for delivery, continued or renewed in this State on or after January 1, 2024, the rating factor used by a carrier for geographic area may not exceed 1.25.

Sec. 3. Report on effect on health insurance premiums. No later than December 1, 2023, the Superintendent of Insurance shall report on the difference in premium rates in each geographic rating area used by a carrier in this State between plan year 2023 and the approved premium rates for plan year 2024. The superintendent shall submit the report to the joint standing committee of the Legislature having jurisdiction over health coverage, insurance and financial services matters. The joint standing committee of the Legislature having jurisdiction over health coverage, insurance and financial services matters may report out legislation based on the report to the Second Regular Session of the 131st Legislature in 2024.

See title page for effective date.

CHAPTER 656

H.P. 1234 - L.D. 1663

An Act To Improve Boating Safety on Maine Waters

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §13001, sub-§6-A is enacted to read:

6-A. Boater safety and education course. "Boater safety and education course" means an online or in-person education course that:

A. Provides basic information for recreational boaters about how to identify and reduce primary boating risk factors and mitigate the dangers of recreational boating; and

B. Meets a national association of boating law administrators standard and is approved by the commissioner pursuant to section 13052, subsection 2.

Sec. 2. 12 MRSA §13001, sub-§6-B is enacted to read:

6-B. Boater safety and education course certificate. "Boater safety and education course certificate" means a certificate or other evidence of completion of a boater safety and education course specified or approved by the commissioner pursuant to section 13052, subsection 2.

Sec. 3. 12 MRSA §13052, sub-§2, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

2. Promote safety; education courses. The commissioner shall promote safety for persons and property in connection with the use and operation of watercraft. The commissioner, in accordance with section 13051, shall implement the boater safety and education course requirements of this chapter.

Sec. 4. 12 MRSA §13068-A, sub-§3-A is enacted to read:

3-A. Supervising young person. Beginning January 1, 2024, a person born on or after January 1, 1999 may not supervise a person in accordance with subsection 3 unless that supervisor is 16 years of age or older and has completed a boater safety and education course.

This subsection does not apply to the operation of personal watercraft.

A. A person who violates this subsection commits a civil violation for which a fine of not less than \$100 nor more than \$500 may be adjudged.

B. A person who violates this subsection after having been adjudicated as having committed 3 or more civil violations under this Part within the previous 5-year period commits a Class E crime.

Sec. 5. 12 MRSA §13068-A, sub-§17 is enacted to read:

17. Operating motorboat without boater safety and education course certificate. The following provisions apply to operating a motorboat.

A. Except as provided in paragraph C, beginning January 1, 2024, a person born on or after January 1, 1999 may not operate on inland waters of this State a motorboat propelled by machinery capable of producing more than 25 horsepower unless that person is 12 years of age or older and:

(1) Has completed a boater safety and education course; and

(2) Possesses and presents for inspection upon request to a law enforcement officer a boater safety and education course certificate.

B. The following penalties apply to violations of this subsection.

(1) A person who violates this subsection commits a civil violation for which a fine of not less than \$100 nor more than \$500 may be adjudged.

(2) A person who violates this subsection after having been adjudicated as having committed 3 or more civil violations under this Part within the previous 5-year period commits a Class E crime.

C. A person is not required to meet the boater safety and education course requirement of this subsection if the person:

(1) Possesses a valid Maine guide license and has met the requirements for carrying passengers for hire under section 13063; or

(2) Possesses a valid maritime license of any type that the commissioner determines, pursuant to section 13052, subsection 2, meets the boater safety education purposes of this subsection.

Sec. 6. 12 MRSA §13071-A, sub-§5, as enacted by PL 2005, c. 536, §1 and affected by §3, is amended to read:

5. Operating personal watercraft while 16 years of age or older and under 18 years of age; boater education. ~~The~~ Until January 1, 2024, the following provisions apply to operating a personal watercraft by a person 16 years of age or older and under 18 years of age.

A. A person 16 years of age or older and under 18 years of age may not operate a personal watercraft unless:

(1) That person is accompanied by a person 18 years of age or older who physically occupies the personal watercraft; or

(2) While operating the personal watercraft, that person possesses on that person identification showing proof of age and proof of successful completion of a boater safety education course approved by a national association of state boating law administrators, including but not limited to courses offered by the U.S. Coast Guard Auxiliary or other organizations approved by the commissioner for providing boater safety education courses. The commis-

sioner shall establish a list of approved organizations for providing boater safety education courses and make that list readily available to the public.

B. The following penalties apply to violations of this subsection.

(1) A person who violates this subsection commits a civil violation for which a fine of not less than \$100 and not more than \$500 may be adjudged.

(2) A person who violates this subsection after having been adjudicated as having committed 3 or more civil violations under this Part within the previous 5-year period commits a Class E crime.

This subsection is repealed on January 1, 2024.

Sec. 7. 12 MRSA §13071-A, sub-§6 is enacted to read:

6. Operating personal watercraft while 16 years of age or older; boater safety and education course requirement. Beginning January 1, 2024, a person born on or after January 1, 1999 may not operate a personal watercraft on inland waters of the State unless that person is 16 years of age or older and has completed a boater safety and education course.

A. The following penalties apply to violations of this subsection.

(1) A person who violates this subsection commits a civil violation for which a fine of not less than \$100 and not more than \$500 may be adjudged.

(2) A person who violates this subsection after having been adjudicated as having committed 3 or more civil violations under this Part within the previous 5-year period commits a Class E crime.

Sec. 8. Stakeholder group on boater safety and education course implementation. The Commissioner of Inland Fisheries and Wildlife shall convene a stakeholder group on issues related to boater safety and education on inland waters of the State, referred to in this section as "the stakeholder group."

1. Formation. The commissioner shall invite the following to serve as members of the stakeholder group: a representative from the marine trades, a representative from a sporting association, a representative of the Department of Marine Resources, a Legislator, a representative of a group dedicated to lake water quality and any other members determined as suitable by the commissioner. The commissioner or the commissioner's designee shall serve as chair of the stakeholder group. The chair shall call and convene the first meeting of the stakeholder group no later than 30 days following the effective date of this section.

2. Duties. The stakeholder group:

A. Shall examine and determine whether persons of a certain age should be exempt from the boater safety and education course requirement;

B. Shall examine any boater safety and education course implementation issues, including the effect of boater safety and education on inland and tidal waters of the State; and

C. May examine any related issues that the stakeholder group determines appropriate.

3. Staff; information. The commissioner shall provide necessary staffing services to the stakeholder group.

4. Report. By January 15, 2023, the commissioner shall report to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters the findings and recommendations of the stakeholder group, including any recommended legislation, if needed. After receiving the report, the committee may report out a bill relating to boater safety and education to the 131st Legislature in 2023.

See title page for effective date.

CHAPTER 657

S.P. 699 - L.D. 1961

**An Act To Help Alleviate
Maine's Housing Shortage and
Change the Membership of the
Maine State Housing Authority**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §4312, sub-§3, ¶D, as enacted by PL 1989, c. 104, Pt. A, §45 and Pt. C, §10, is amended to read:

D. To encourage and promote affordable, decent housing opportunities for all Maine citizens promote and work to ensure choice, economic diversity and affordability in housing for low-income and moderate-income households and use housing policy to help address disparities in access to educational, occupational and other opportunities;

Sec. 2. 30-A MRSA §4312, sub-§3, ¶K, as amended by PL 2021, c. 293, Pt. A, §44, is repealed.

Sec. 3. 30-A MRSA §4312, sub-§3, ¶L, as corrected by RR 2019, c. 1, Pt. A, §37, is amended to read:

L. To encourage municipalities to develop policies that accommodate older adults with aging in place and that encourage the creation of age-friendly communities; and

Sec. 4. 30-A MRSA §4312, sub-§3, ¶M, as amended by PL 2021, c. 293, Pt. A, §45, is repealed.

Sec. 5. 30-A MRSA §4326, sub-§1, ¶H, as amended by PL 2019, c. 145, §5, is further amended to read:

H. Residential housing stock, including affordable housing for low-income and moderate-income households, policies that assess an assessment of community needs and environmental effects of municipal regulations, lessen an examination of the effect of excessive parking requirements for buildings in downtowns and on main streets and provide for alternative approaches for compliance relating to that limit the reuse of upper floors of buildings in downtowns and on main streets and policies that provide an identification of opportunities for accessory dwelling units;

Sec. 6. 30-A MRSA §4326, sub-§3-A, ¶G, as amended by PL 2019, c. 38, §6 and c. 145, §6, is repealed and the following enacted in its place:

G. Ensure that the municipality's or multimunicipal region's land use policies and ordinances encourage the siting and construction of affordable housing within the community and comply with the requirements of section 4358 pertaining to individual mobile home and mobile home park siting and design requirements. The municipality or multimunicipal region shall seek to achieve a level of at least 10% of new residential development, based on a 5-year historical average of residential development in the municipality or multimunicipal region, that meets the definition of affordable housing. A municipality or multimunicipal region is encouraged to seek creative approaches to assist in the development of affordable housing, including, but not limited to:

- (1) Cluster housing;
- (2) Reduced minimum lot and frontage sizes;
- (3) Increased residential densities;
- (4) Use of municipally owned land;
- (5) Establishment of policies that:
 - (a) Assess community needs and environmental effects of municipal regulations;
 - (b) Lessen the effect of excessive parking requirements for buildings in downtowns and on main streets;
 - (c) Provide for alternative approaches for compliance relating to the reuse of upper floors of buildings in downtowns and on main streets;
 - (d) Promote housing choice and economic diversity in housing; and

(e) Address disparities in access to educational and occupational opportunities related to housing;

(6) Provisions for accessory dwelling units and greater density where such density is consistent with other laws governing health and safety;

(7) Promotion of housing options for older adults that address issues of special concern, including the adaptation, rehabilitation and construction of housing that helps older adults age in place with adequate transportation and accessibility to services necessary for them to do so in a safe and convenient manner; and

(8) Establishment of policies that affirmatively advance and implement the federal Fair Housing Act, 42 United States Code, Chapter 45;

Sec. 7. 30-A MRSA §4326, sub-§3-A, ¶H, as enacted by PL 2001, c. 578, §15, is amended to read:

H. Ensure that the value of historical ~~and~~, archeological, tribal and cultural resources is recognized and that protection is afforded to those resources that merit it;

Sec. 8. 30-A MRSA §4326, sub-§3-A, ¶I, as amended by PL 2015, c. 349, §5, is further amended to read:

I. Encourage the availability of and access to traditional outdoor recreation opportunities, including, without limitation, hunting, boating, fishing and hiking, and encourage the creation of greenbelts, public parks, trails and conservation easements. Each municipality or multimunicipal region shall identify and encourage the protection of undeveloped shoreland and other areas identified in the local planning process as meriting that protection; and

Sec. 9. 30-A MRSA §4326, sub-§3-A, ¶J, as amended by PL 2019, c. 38, §7 and c. 145, §7, is further amended to read:

J. Develop management goals for great ponds pertaining to the type of shoreline character, intensity of surface water use, protection of resources of state significance and type of public access appropriate for the intensity of use of great ponds within the municipality's or multimunicipal region's jurisdiction;

Sec. 10. 30-A MRSA §4326, sub-§3-A, ¶K, as corrected by RR 2019, c. 1, Pt. A, §40, is repealed.

Sec. 11. 30-A MRSA §4326, sub-§3-A, ¶L, as corrected by RR 2019, c. 1, Pt. A, §41, is repealed.

Sec. 12. 30-A MRSA §4326, sub-§3-A, ¶M, as enacted by PL 2019, c. 145, §9 and reallocated by RR 2019, c. 1, Pt. A, §42, is repealed.

Sec. 13. 30-A MRSA §4723, sub-§2, ¶B, as amended by PL 2015, c. 449, §3, is further amended to read:

B. The Maine State Housing Authority, as authorized by Title 5, chapter 379, must have 10 commissioners, 8 of whom must be appointed by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over ~~economic development housing matters~~ and to confirmation by the Legislature. The 9th commissioner is the Treasurer of State, who serves as an ex officio voting member. The Treasurer of State may designate the Deputy Treasurer of State to serve in place of the Treasurer of State. The 10th commissioner is the director of the Maine State Housing Authority, who serves as an ex officio nonvoting member. ~~At least 3 gubernatorial appointments must include a representative of bankers, a representative of elderly people and a resident of housing that is subsidized or assisted by programs of the United States Department of Housing and Urban Development or of the Maine State Housing Authority. In appointing the resident, the Governor shall give priority consideration to nominations that may be made by tenant associations established in the State. Of the 5 remaining gubernatorial appointments, the Governor shall give priority to a representative involved in the housing business and a representative of people with disabilities. The Governor, in making appointments or reappointments to fill vacancies for commissioners under this paragraph, shall ensure that commissioners of the Maine State Housing Authority meet the requirements outlined in paragraph B-1.~~ The powers of the Maine State Housing Authority are vested in the commissioners. The commissioners may delegate such powers and duties to the director of the Maine State Housing Authority as they determine appropriate.

The Governor shall appoint the chair of the commissioners from among the 8 gubernatorial appointments. The chair serves as a nonvoting member, except that the chair may vote only when the chair's vote will affect the result. The commissioners shall elect a vice-chair of the commissioners from among their number.

Following reasonable notice to each commissioner, 5 commissioners of the Maine State Housing Authority constitute a quorum for the purpose of conducting its business, exercising its powers and for all other purposes, notwithstanding the existence of any vacancies. Action may be taken by the commissioners upon a vote of a majority of the commissioners present, unless otherwise specified in

law or required by ~~its~~ the Maine State Housing Authority's bylaws.

The Maine State Housing Authority may meet by telephonic, video, electronic or other similar means of communication with less than a quorum assembled physically at the location of a public proceeding identified in the notice required by Title 1, section 406 only if:

(1) Each commissioner can hear all other commissioners, speak to all other commissioners and, to the extent reasonably practicable, see all other commissioners by videoconferencing or other similar means of communication during the public proceeding, and members of the public attending the public proceeding at the location identified in the notice required by Title 1, section 406 are able to hear and, to the extent reasonably practicable, see all commissioners participating from other locations by videoconferencing or other similar means of communication;

(2) Each commissioner who is not physically present at the location of the public proceeding and who is participating through telephonic, video, electronic or other similar means of communication identifies all persons present at the location from which the commissioner is participating;

(3) A commissioner who participates while not physically present at the location of the public proceeding identified in the notice required by Title 1, section 406 does so only when the commissioner's attendance is not reasonably practical. The reason that the commissioner's attendance is not reasonably practical must be stated in the minutes of the meeting; and

(4) Each commissioner who is not physically present at the location of the public proceeding and who is participating through telephonic, video, electronic or other similar means of communication has received prior to the public proceeding all documents and materials discussed at the public proceeding, with substantially the same content as those presented at the public proceeding. Documents or other materials made available at the public proceeding may be transmitted to the commissioner not physically present during the public proceeding if the transmission technology is available. Failure to comply with this subparagraph does not invalidate an action taken by the Maine State Housing Authority at the public proceeding.

Sec. 14. 30-A MRSA §4723, sub-§2, ¶B-1 is enacted to read:

B-1. The Governor, in making appointments or re-appointments to fill vacancies for commissioners under paragraph B, shall ensure that commissioners of the Maine State Housing Authority include the following:

- (1) A commissioner who represents tenants, who is an advocate for tenants' rights or who resides in housing subsidized by the United States Department of Housing and Urban Development or the Maine State Housing Authority;
- (2) A commissioner who has knowledge and expertise in civil rights or in affirmatively advancing fair housing policy;
- (3) A commissioner who represents residents with disabilities or aging residents;
- (4) A commissioner with expertise in energy efficiency issues regarding residential structures; and
- (5) Four members who have:
 - (a) Experience or expertise in any of the following: housing development and rehabilitation; supporting unhoused populations; improving labor standards; economic and community development; transportation; municipal land use planning; the building trades; the real estate market; or banking and finance; and
 - (b) An interest in and commitment to increasing the availability and affordability of housing opportunities for the people of the State.

The Governor shall make a good faith effort to ensure that, to the extent possible, the commissioners of the Maine State Housing Authority closely reflect the geographic, gender and racial diversity of the State.

Sec. 15. 30-A MRSA §4723, sub-§2, ¶C, as amended by PL 2011, c. 560, §1, is further amended to read:

C. The Maine State Housing Authority must have a director, who must be a person qualified by training and experience to perform the duties of the office. The Governor shall appoint the director of the Maine State Housing Authority, subject to review by the joint standing committee of the Legislature having jurisdiction over ~~economic development,~~ housing matters and to confirmation by the Legislature.

- (1) The director is the chief administrative officer of the Maine State Housing Authority. The commissioners shall establish the rate and amount of compensation of the director. The

commissioners are responsible for the performance review and termination of the director. Any decision to terminate the director must be made by an affirmative vote of at least 5 commissioners.

- (3) The director of the Maine State Housing Authority shall supervise the administrative affairs and technical activities of the Maine State Housing Authority in accordance with the rules and policies established by the commissioners. The director of the Maine State Housing Authority may act in all personnel matters and may employ technical or legal experts and any other officers, agents and employees that the director requires, and shall determine their qualifications, duties and compensation. The director may delegate to the employees and agents any powers and duties that the director considers proper.

Sec. 16. Transition. Notwithstanding the Maine Revised Statutes, Title 30-A, section 4723, subsection 2, paragraphs B and B-1, a commissioner of the Maine State Housing Authority serving on the effective date of this Act continues to serve until the expiration of that commissioner's term.

See title page for effective date.

CHAPTER 658

S.P. 528 - L.D. 1643

An Act To Correct Errors, Inconsistencies and Conflicts in and To Revise the State's Liquor Laws

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 17 MRSA §2003-A, as amended by PL 2001, c. 139, §1, is further amended by amending the section headnote to read:

§2003-A. Definitions Public drinking

Sec. 2. 28-A MRSA §1, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

§1. Compliance required; penalty

~~Any~~ Except as otherwise provided by law, a person who that purchases, imports, causes to be imported, transports, causes to be transported, manufactures, possesses or, sells or offers for sale alcohol in violation of law commits a Class E crime.

Sec. 3. 28-A MRSA §2, sub-§1, as amended by PL 2005, c. 539, §1, is further amended to read:

- 1. Agency liquor store.** "Agency liquor store" means a person ~~who~~ that is licensed by the bureau to

sell spirits, wine and malt liquor to be consumed off the premises.

Sec. 4. 28-A MRSA §2, sub-§2-C is enacted to read:

2-C. Bed and breakfast guest. "Bed and breakfast guest" means a person whose name and address are registered on a registry maintained by a bed and breakfast and who is the bona fide occupant of a room of the bed and breakfast.

Sec. 5. 28-A MRSA §2, sub-§2-D is enacted to read:

2-D. Bottle, the verb. The verb "bottle" means to package spirits, wine or malt liquor for sale in containers.

Sec. 6. 28-A MRSA §2, sub-§4, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

4. Bottler. "Bottler" means a person who that packages spirits, wine or beer malt liquor for sale in containers, and is not engaged in distilling, brewing, fermenting or rectifying liquor.

Sec. 7. 28-A MRSA §2, sub-§5, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

5. Brewer Brewery. "Brewer Brewery" means a person who produces malt liquor by fermentation of malt, wholly or partially, or from any substitute for malt, that engages in the activities under either paragraph A or B, or both:

A. Producing malt liquor by fermentation of malt, wholly or partially, or any substitute for malt; or

B. Producing or bottling low-alcohol spirits products consisting of malt liquor to which spirits have been added.

Sec. 8. 28-A MRSA §2, sub-§6-C is enacted to read:

6-C. Business entity. "Business entity" means a partnership, corporation, firm, association or other legal entity.

Sec. 9. 28-A MRSA §2, sub-§7, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

7. Catering. "Catering" means service of liquor with or without food by a person to groups at a prearranged function.

A. "~~Off-premise~~ Off-premises catering" means service of liquor with or without food by a licensee to groups at prearranged functions located at a place other than the licensee's premises.

B. "~~On-premise~~ On-premises catering" means service of liquor with or without food by a licensed club having the catering privilege to groups of non-members at prearranged functions.

Sec. 10. 28-A MRSA §2, sub-§9-B is enacted to read:

9-B. Club member. "Club member" means a person who, whether as a charter member or admitted in accordance with the bylaws of the club, is a bona fide member of that club and who maintains membership in good standing by payment of dues in a bona fide manner in accordance with bylaws and whose name and address are entered on the list of members. A person who does not have full club privileges may not be considered a bona fide member.

Sec. 11. 28-A MRSA §2, sub-§10-B is enacted to read:

10-B. Dining car or passenger car. "Dining car" or "passenger car" means a railroad car in which food and liquor are served.

Sec. 12. 28-A MRSA §2, sub-§11, as enacted by PL 1987, c. 45, Pt. A, §4, is repealed and the following enacted in its place:

11. Distillery. "Distillery" means a person that engages in the activities under either paragraph A or B, or both:

A. Producing spirits by the process of distillation; or

B. Producing low-alcohol spirits products.

Sec. 13. 28-A MRSA §2, sub-§11-E is enacted to read:

11-E. Full meal. "Full meal" means a meal consisting of a diversified selection of food that ordinarily cannot be consumed without the use of tableware and that cannot be conveniently consumed while standing or walking.

Sec. 14. 28-A MRSA §2, sub-§12-B is enacted to read:

12-B. Hotel guest. "Hotel guest" means a person whose name and address are registered on a registry maintained by a hotel and who is the bona fide occupant of a room of the hotel.

Sec. 15. 28-A MRSA §2, sub-§12-C is enacted to read:

12-C. International air terminal. "International air terminal" means a terminal in an airport served by one or more bona fide international airlines.

Sec. 16. 28-A MRSA §2, sub-§12-D is enacted to read:

12-D. International passenger in transit. "International passenger in transit" means an airline passenger who is in transit and whose point of origin or point of destination is a foreign country.

Sec. 17. 28-A MRSA §2, sub-§15, as amended by PL 2019, c. 281, §§2 and 3, is further amended to read:

15. Licensed establishment. "Licensed establishment" means premises to which a license for the sale of spirits, wine or malt liquor to be consumed on or off the licensed premises applies; and any person or organization ~~which that~~ is licensed to sell spirits, wine or malt liquor ~~in during~~ the times, ~~and in the~~ places and manners as specified in the license. The following may be licensed establishments.

A. "Airline corporation" means ~~any~~ a person operating regularly scheduled intrastate or interstate passenger air transportation.

B. "Auditorium" means ~~any~~ a commercially operated indoor or outdoor facility designed or used for the gathering of an audience for speeches and live performances of theater, music, dance or other performing arts that charges a fee and has adequate facilities for the sale and consumption of liquor.

B-1. "Bowling center" means an indoor facility ~~operating that operates~~ at least 8 regulation lanes for the purpose of conducting the game of bowling ~~which, that~~ is open to the general public and ~~which that~~ has ~~suitable adequate~~ facilities for the sale and consumption of liquor.

B-2. "Bed and breakfast" means a place that advertises itself as a bed and breakfast where the public for a fee may obtain overnight accommodations that include a sleeping room or rooms and at least one meal per day.

C. "Civic auditorium" means a municipal, county or state or a quasi-municipal, quasi-county or quasi-state owned or operated auditorium or civic center.

D. "Club" means ~~any reputable a~~ group of individuals incorporated and operating in a bona fide manner solely for purposes of recreational, social, patriotic or fraternal nature and not for pecuniary gain.

~~(1) "Club member" means a person who, whether as a charter member or admitted in accordance with the bylaws of the club, has become a bona fide member of that club and who maintains membership in good standing by payment of dues in a bona fide manner in accordance with bylaws and whose name and address is entered on the list of members. No person who does not have full club privileges may be considered a bona fide member.~~

D-1. "Curling ~~club center~~" means ~~any a~~ facility ~~offering that offers~~ curling facilities to the public for a fee, ~~that offers food for sale to the public and~~ that has adequate facilities for the sale and consumption of liquor.

D-2. "Common consumption area" means an area designated as a common area within an entertainment district in which customers of more than one common consumption area licensee are permitted to consume spirits, wine and malt liquor sold by the common consumption area licensees.

~~E. "Dining car" and "passenger car" mean cars in which food and liquor are served.~~

F-1. "Disc golf course" means ~~any a~~ commercially operated facility ~~offering that offers~~ disc golfing facilities to the ~~general~~ public for a fee, ~~that offers~~ food for sale to the public and ~~that has~~ adequate facilities for the sale and consumption of liquor. A disc golf course ~~consists of~~ ~~must have~~ no ~~less fewer~~ than 18 disc ~~golfing~~ holes with a total distance of no less than 5,000 feet per 18 disc ~~golfing~~ holes and ~~has~~ ~~must have~~ a value of not less than \$50,000.

G. "Golf course" means a commercially operated facility, whether publicly or privately owned, ~~offering that offers~~ golfing facilities to the ~~general~~ public for a fee, including a ~~regulation-size regulation-size~~ golf course of ~~not less no fewer~~ than 9 holes and an average total of not less than 1,200 yards per 9 holes, that has a value of not less than \$100,000, that offers food for sale to the public and that has adequate facilities for the sale and consumption of liquor.

H. "Hotel" means ~~any reputable a~~ place ~~operated by responsible persons of good reputation,~~ where the public obtains sleeping accommodations for a consideration and where ~~meals may be served~~ ~~food~~ is offered for sale to the public, whether or not under one roof. ~~Nothing in this paragraph may be held to prevent the bureau from issuing a part-time license to a bona fide part-time hotel.~~

~~(1) A hotel is considered to be serving meals when it provides on the premises one or more public dining rooms, open and serving food during the morning, afternoon and evening, and a separate kitchen in which food is regularly prepared for the public.~~

~~(2) Nothing in this paragraph may be held to prevent the bureau from issuing part time licenses to bona fide part time hotels.~~

~~(3) "Hotel guest" means a person whose name and address is registered on the registry maintained by the hotel and who is the bona fide occupant of a room of the hotel. A person registering solely for the purpose of obtaining liquor is not considered a hotel guest.~~

I. "Incorporated civic organization" means ~~any an~~ organization incorporated as a corporation without stock under Title 13, chapter 81 or Title 13-B with a civic or charitable purpose, including but not limited to relief of poverty, advancement of education

and the arts, promotion of social health, safety and welfare, fostering community and economic development, protection against animal cruelty, combating community deterioration, lessening the burdens of government and providing assistance to the underprivileged and distressed.

J. "Indoor ice skating ~~club center~~" means ~~any a~~ commercially operated indoor facility ~~offering that~~ offers ice skating facilities to the ~~general~~ public, ~~which charges for a fee, that offers food for sale to the public and which that~~ has adequate facilities for the sale and consumption of liquor.

K. "Indoor racquet ~~club center~~" means ~~any a~~ commercially operated indoor facility with 4 or more courts or areas designed or used for the playing of ~~any a~~ racquet sport, ~~which that~~ is open to the ~~general~~ public, ~~which charges for a fee, that offers food for sale to the public and which that~~ has adequate facilities for the sale and consumption of liquor. Racquet sports include tennis, squash, handball, paddleball, pickleball and badminton.

~~K-1. "International air terminal" means an airport served by one or more bona fide international air carriers.~~

L. "Class A lounge" means a ~~reputable~~ place ~~operated by responsible persons of good reputation,~~ where food and liquor are sold at tables, booths and counters.

~~L-1. "Minibar" means a self-contained locking cabinet, refrigerated or unrefrigerated, designed for storing, dispensing and selling liquor and related merchandise.~~

M. "Outdoor stadium" means ~~any a~~ commercially operated outdoor facility with 3,000 or more fixed seats ~~that is~~ designed or used for the playing of ~~any a~~ sport or ~~for an~~ event, that is open to the ~~general~~ public, ~~charges for a fee and that~~ has adequate facilities for the sale and consumption of wine and malt liquor.

N. "Performing arts center" means ~~any a~~ charitable or nonprofit corporation incorporated as a corporation without capital stock under Title 13, chapter 81, and ~~which that~~ has as its primary purpose the encouragement, promotion and presentation of the arts for the benefit of the ~~general~~ public.

~~N-1. "Pool hall" means a pool hall or billiard room that contains at least 6 regulation pool tables and generates at least 50% of its gross annual income from the sale of games of pool or the rental of pool tables.~~

O. "Public service corporation" means an airline corporation, railroad corporation or vessel corporation operating in the State.

P. "Qualified catering service" means a catering establishment as defined in Title 22, chapter 562, and licensed by the Department of Health and Human Services.

~~P-1. "Railroad corporation" means a corporation operating one or more dining cars or passenger cars within the State.~~

Q. "Restaurant" means a ~~reputable~~ place ~~operated by responsible persons of good reputation, which that~~ is regularly used for the purpose of providing food for the public, and ~~which that~~ has adequate and sanitary kitchen and dining room equipment and capacity for preparing and serving suitable food for the public.

R. "Class A restaurant" means a ~~reputable~~ place ~~operated by responsible persons of good reputation~~ that is regularly used for the purpose of providing full ~~course~~ meals for the public on the premises, that is equipped with a separate and complete kitchen, and that maintains adequate dining room equipment and capacity for preparing and serving full ~~course~~ meals upon the premises. A Class A restaurant/lounge is not a Class A restaurant.

~~(1) A full course meal consists of a diversified selection of food that ordinarily cannot be consumed without the use of tableware and that cannot be conveniently consumed while standing or walking.~~

~~R-1. "Class A restaurant/lounge" means a ~~reputable~~ place ~~operated by responsible persons of good reputation~~ that is regularly used for the purpose of providing full ~~course~~ meals for the public on the premises, that is equipped with a separate and complete kitchen, and that maintains adequate dining room equipment and capacity for preparing and serving full ~~course~~ meals upon the premises but that:~~

~~(1) After 9 p.m., serves liquor and does not serve full ~~course~~ meals; or~~

~~(2) Maintains a room or rooms, separate from the main restaurant space, in which full ~~course~~ meals are not regularly served and where liquor is sold at tables, booths and counters.~~

~~For purposes of this paragraph, the term "full course meals" means meals consisting of a diversified selection of food that ordinarily can not be consumed without the use of tableware and that can not be conveniently consumed while standing or walking.~~

S. "Ship chandler" means a retail establishment supplying provisions, including malt liquor and wine, to ships of foreign registry.

~~T-1. "Tavern" means a ~~reputable~~ place ~~operated by responsible persons~~ where food ~~may be sold and~~~~

malt liquor may be sold at tables, booths and counters.

~~V. "Vessel" means any ship, vessel or boat of any kind used for navigation of the coastal water or for commercial navigation of inland waters and licensed for carrying not less than 25 passengers under the requirements of the Public Utilities Commission or the United States Coast Guard.~~

~~W. "Vessel corporation" means a corporation operating one or more vessels within the State.~~

Sec. 18. 28-A MRSA §2, sub-§16-A, as amended by PL 2017, c. 301, §1, is further amended to read:

16-A. Low-alcohol spirits product. "Low-alcohol spirits product" means a product containing spirits that has ~~an alcohol content of more than 1/2 of 1% of alcohol by volume but no more than 8% or less of alcohol~~ by volume. Beginning July 1, 2019, "low-alcohol spirits product" does not mean a flavoring, such as an extract or concentrate, added to a malt beverage or wine that:

- A. May or may not contain alcohol;
- B. Is not intended to be consumed alone as a beverage or a food product but serves as a flavor enhancement to a beverage or a food product; and
- C. Is not, prior to being added to a malt beverage or wine, subject to excise tax under chapter 65.

Sec. 19. 28-A MRSA §2, sub-§18, as amended by PL 1987, c. 342, §10, is repealed and the following enacted in its place:

18. Malt liquor. "Malt liquor" means liquor:

A. For which no less than 51% of the total alcohol by volume derives from the fermentation of malt, one or more substitutes for malt or any combination of malt and one or more substitutes for malt; and

B. For which no more than 49% of the total alcohol by volume derives from the fermentation of flavors, other nonbeverage ingredients and adjuncts, including honey, fruit, fruit juice, fruit concentrate, herbs, spices, maple syrup and other food materials.

"Malt liquor" does not include beverages made with malt liquor to which spirits have been added.

Sec. 20. 28-A MRSA §2, sub-§19-A, as enacted by PL 2009, c. 458, §1, is repealed.

Sec. 21. 28-A MRSA §2, sub-§23-A, as enacted by PL 1999, c. 760, §1, is repealed.

Sec. 22. 28-A MRSA §2, sub-§25, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

25. Rectifier. "Rectifier" means a person ~~who~~ that produces spirits or low-alcohol spirits products by combining spirits with other products.

Sec. 23. 28-A MRSA §2, sub-§27, as amended by PL 1997, c. 373, §18, is further amended to read:

27. Retailer or retail licensee. "Retailer" or "retail licensee" means ~~any~~ a person licensed by the bureau to engage in the purchase and resale of liquor in the original container or by the drink, for on-premises or off-premises consumption on or off the premises where sold. "Retailer" ~~does~~ and "retail licensee" do not include wholesalers as defined in subsection 35.

A. ~~Off-premise~~ Off-premises retail licensee" means a person licensed to sell liquor in sealed bottles, containers or original packages to be consumed off the premises where sold.

B. ~~On-premise~~ On-premises retail licensee" means a person licensed to sell liquor to be consumed on the premises where sold.

Sec. 24. 28-A MRSA §2, sub-§29, as amended by PL 2019, c. 529, §2, is further amended to read:

29. Small brewery. "Small brewery" means a ~~facility that brews, lagers and kegs, bottles or packages its own malt liquor, not to exceed 30,000 barrels per year.~~ person that engages in the activities under either paragraph A or B, or both:

A. Producing the person's own malt liquor by fermentation of malt, wholly or partially, or any substitute for malt; or

B. Producing or bottling low-alcohol spirits products consisting of malt liquor to which spirits have been added.

"Small brewery" does not include a person that engages in the activities described in paragraph A or B that produces in total more than 30,000 barrels per year of malt liquor and low-alcohol spirits products consisting of malt liquor to which spirits have been added.

Sec. 25. 28-A MRSA §2, sub-§29-A, as amended by PL 2019, c. 404, §1, is further amended to read:

29-A. Small distillery. "Small distillery" means a ~~distiller that produces spirits in an amount that does not exceed 50,000 gallons per year.~~ person that engages in the activities under either paragraph A or B, or both:

A. Producing spirits by the process of distillation; or

B. Producing low-alcohol spirits products.

"Small distillery" does not include a person that engages in the activities described in paragraph A or B that produces in total more than 50,000 gallons per year of spirits and low-alcohol spirits products.

Sec. 26. 28-A MRSA §2, sub-§29-B, as amended by PL 2019, c. 529, §3, is further amended to read:

29-B. Small winery. "Small winery" means a facility ~~person~~ person that ferments, ~~and~~ ages ~~and~~ bottles:

A. Up to 50,000 gallons per year of ~~its~~ the person's own wine that is not hard cider; and

B. Up to 3,000 barrels per year of ~~its~~ the person's own wine that is hard cider.

Sec. 27. 28-A MRSA §2, sub-§31-A, as enacted by PL 2013, c. 269, Pt. A, §1 and amended by c. 368, Pt. V, §61, is further amended to read:

31-A. Spirits administration. "Spirits administration" ~~or "administration"~~ means the management of spirits activities involving the distribution and sale of spirits by the bureau or ~~any person awarded a contract under section 90~~ the wholesale spirits provider. "Spirits administration" includes, but is not limited to, financial and performance management; profitable and responsible growth management; management of contracts; management of agency liquor store matters and orders; personnel management; monitoring and reporting of spirits inventory; management of bailment records and billing; management of accounts receivable, accounts payable and tax collection and reporting; and sales and profit reporting. "Spirits administration" does not include warehousing and distribution of spirits by the bureau.

Sec. 28. 28-A MRSA §2, sub-§31-B, as enacted by PL 2013, c. 269, Pt. A, §1 and amended by c. 368, Pt. V, §61, is further amended to read:

31-B. Spirits trade marketing. "Spirits trade marketing" ~~or "trade marketing"~~ means oversight and management by the bureau or any person awarded a spirits trade marketing contract under section 90. "Spirits trade marketing" includes, but is not limited to, agency liquor store category management, analysis and recommendations; agency liquor store shelf reset recommendations; agency liquor store displays, advertising, point-of-sale material and event marketing recommendations; development, production and distribution of sales, marketing and informational publications; consultation and coordination with spirits suppliers and brokers on matters affecting their brands; and development, production and distribution of any social responsibility initiatives and compliance related to those initiatives.

Sec. 29. 28-A MRSA §2, sub-§31-C is enacted to read:

31-C. Spirits supplier. "Spirits supplier" means a person that provides spirits for sale by the bureau in the State, including:

A. An in-state or out-of-state spirits manufacturer;

B. A person that engages in the out-of-state purchase of spirits for resale to the bureau; and

C. An agent or representative of a person described in paragraph A or B.

Sec. 30. 28-A MRSA §2, sub-§31-D is enacted to read:

31-D. Substitute for malt. "Substitute for malt" means rice, grain of any kind, bran, glucose, sugar and molasses and any other substitute for malt allowed by the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau.

Sec. 31. 28-A MRSA §2, sub-§32-A, as enacted by PL 2013, c. 345, §1, is amended to read:

32-A. Tenant brewer brewery. "Tenant brewer brewery" means a person ~~who that~~ that has submitted a brewer's notice to and received approval from the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau authorizing the ~~brewer person~~ person to engage in an alternating proprietorship as defined by federal regulation and is licensed by the bureau to produce malt liquor and low-alcohol spirits products consisting of malt liquor to which spirits have been added at a manufacturing facility of another brewer who brewery that is licensed by the bureau.

Sec. 32. 28-A MRSA §2, sub-§33-A is enacted to read:

33-A. Vessel. "Vessel" means a ship, vessel or boat of any kind used for navigation of the coastal waters or for commercial navigation of inland waters and licensed for carrying no fewer than 25 passengers under the requirements of the Public Utilities Commission or the United States Coast Guard.

Sec. 33. 28-A MRSA §2, sub-§34, as amended by PL 1997, c. 373, §20, is further amended to read:

34. Wholesale licensee. "Wholesale licensee" means a person licensed by the bureau under section 1401 as ~~a~~ an in-state wholesaler.

Sec. 34. 28-A MRSA §2, sub-§34-A is enacted to read:

34-A. Wholesale spirits provider. "Wholesale spirits provider" means a person that has a contract under section 90 to serve as an agent of the State for the purpose of providing wholesale spirits to establishments licensed by the State to sell spirits for off-premises consumption.

Sec. 35. 28-A MRSA §2, sub-§35, as amended by PL 1987, c. 342, §12, is further amended to read:

35. Wholesaler. "Wholesaler" means a person ~~who that~~ that engages in the purchase and resale of ~~malt or brewed beverages or wines~~ malt liquor or wine, or both, in sealed bottles, containers or original packages, as prepared for the market by the manufacturer at the place of manufacture, but not for consumption, except ~~when~~

taste testing, on the premises of that wholesaler during a taste-testing event conducted in accordance with the requirements of this Title.

Sec. 36. 28-A MRSA §2, sub-§36, as amended by PL 1993, c. 462, §5, is further amended to read:

36. Wine. "Wine" means ~~any liquor, other than malt liquor,~~ containing not more than 24% alcohol by volume that is produced by the fermentation of fruit or other agricultural products containing sugar or wine to which spirits have been added not to exceed 24% alcohol by volume. "Wine" includes, but is not limited to, hard cider, wine coolers, table wine, still wine, sparkling wine, champagne and fortified wine, ~~provided that the alcohol content is not above~~ do not contain more than 24% alcohol by volume.

Sec. 37. 28-A MRSA §2, sub-§37, as amended by PL 1997, c. 767, §3, is further amended to read:

37. Winery. "Winery" means a facility person that ferments, and ages and bottles wine and hard cider.

Sec. 38. 28-A MRSA §3-B, sub-§1, ¶A, as enacted by PL 2013, c. 476, Pt. A, §4, is amended to read:

A. Purchase of spirits ~~and, until June 30, 2014, for fortified wine;~~

Sec. 39. 28-A MRSA §3-B, sub-§2, as enacted by PL 2013, c. 476, Pt. A, §4, is amended to read:

2. Timing of payment from agency liquor store. An agency liquor store, when approved by the bureau, may pay for spirits purchased from the bureau by mailing a check for payment to the bureau or ~~an entity awarded a contract under section 90 the wholesale spirits provider~~ when notified of the amount due or upon receiving a delivery of spirits. Payments remitted by check must be received or postmarked within 3 days of receipt of a delivery of spirits or notification of the amount due. Payments remitted using electronic funds transfer must be debited within 3 days of receipt of a delivery of spirits or notification of the amount due.

Sec. 40. 28-A MRSA §3-B, sub-§3, as enacted by PL 2013, c. 476, Pt. A, §4, is amended to read:

3. Payments returned for insufficient funds or not honored; suspension. If a payment made to the bureau is returned for insufficient funds or is not honored, the bureau shall immediately notify the licensee. If the bureau does not receive payment in full, in a manner prescribed by the bureau, by 5:00 p.m. on the 2nd business day after notifying the licensee, the bureau, notwithstanding chapter 33 and Title 5, chapter 375, subchapter 5, may immediately suspend the licensee's license. The director of the bureau or the director's designee shall notify the licensee of the suspension and shall demand that the licensee provide proof of payment within 30 days of the date of suspension. If the licensee

fails to show proof that the payment returned for insufficient funds or not honored was subsequently paid in full, the suspension remains in effect until payment is made or until the license is subject to renewal as provided in section 458. A licensee aggrieved by a decision of the director or the director's designee may request in writing and must be granted a hearing before the District Court, which shall consider the matter in the same manner as is provided in section 803. The bureau may require a licensee whose payment is returned for insufficient funds or not honored to make all payments to the bureau by cash, certified check or money order only for a period not to exceed one year for each instance of payments returned for insufficient funds or not honored. For the purposes of this subsection, payments made to the bureau include payments to ~~the entity contracted by the State under section 90~~ the wholesale spirits provider.

Sec. 41. 28-A MRSA §4, sub-§1, as amended by PL 2015, c. 74, §1, is further amended to read:

1. Hours for sale of liquor. Except as provided in ~~paragraphs B and D~~ this subsection, licensees may sell or deliver liquor from 5 a.m. on any day until 1 a.m. of the following day.

B. Licensees may sell liquor on January 1st of any year from 12 midnight to 2 a.m.

(1) In areas in which liquor may be sold except on Sundays, if January 1st falls on a Monday, licensees may sell or deliver liquor between 9 p.m. Sunday, December 31st and 2 a.m. January 1st, notwithstanding any local option decisions to the contrary.

D. Wholesale licensees may sell or deliver liquor to licensed establishments from 4 a.m. on any day until 1 a.m. the following day.

E. An on-premises retail licensee located in an international air terminal may sell liquor to an international passenger in transit at any time of day.

Sec. 42. 28-A MRSA §6-A, sub-§2, ¶A, as enacted by PL 2019, c. 46, §2, is amended to read:

A. Liquor sold by the manufacturer for on-premises consumption pursuant to section 1355-A, subsection 2, paragraph ~~E, F B~~ or I; or

Sec. 43. 28-A MRSA §10, as amended by PL 2017, c. 167, §3 and c. 324, §1, is further amended by amending the section headnote to read:

§10. Class A restaurant and off-premise off-premises retail licensee on same premises

Sec. 44. 28-A MRSA §10, sub-§1, as amended by PL 2013, c. 344, §1, is further amended to read:

1. Class A restaurant or restaurant and off-premise off-premises retail licensee on same prem-

ises not prohibited. If a portion of the premises is licensed as an ~~off-premise off-premises~~ retail licensee, no provision within this Title may be construed to prohibit issuance of a Class III or Class IV license to the same licensee for a restaurant or Class A restaurant for the remaining portion of the premises, as long as necessary qualifications are maintained for each separately licensed area.

Sec. 45. 28-A MRSA §10, sub-§2-B, ¶B, as amended by PL 2017, c. 167, §3, is further amended to read:

B. When access between the 2 licensed areas exists for patrons of either establishment, all malt liquor and wine sold for on-premises consumption must be served by an employee of the licensed on-premises establishment and ~~may be served only when accompanying food or a full course meal prepared in a separate and complete kitchen on the premises. A restaurant under this paragraph must serve food. For the purposes of this paragraph, "food" includes cold or hot meals, including sandwiches and salads, but is not limited to hamburgers, cheeseburgers, hot dogs, pizzas and other food items that customarily appear on a restaurant menu. "Food" does not include prepackaged snack foods such as popcorn, chips or pretzels. A Class A restaurant under this paragraph must serve a full course meal.~~

(1) Must be accompanied by a full meal prepared in a separate and complete kitchen on the premises of the on-premises establishment if the on-premises establishment is a Class A restaurant; or

(2) Must be accompanied by a full meal or a hot or cold meal prepared in a separate and complete kitchen on the premises of the on-premises establishment if the on-premises establishment is a restaurant. For purposes of this subparagraph, a "hot or cold meal" means a meal consisting of food items that customarily appear on a restaurant menu, including, but not limited to, sandwiches, salads, hamburgers, cheeseburgers, hot dogs and pizza. A meal consisting solely of prepackaged snack foods such as popcorn, chips or pretzels is not a "hot or cold meal" within the meaning of this subparagraph.

Sec. 46. 28-A MRSA §10, sub-§2-B, ¶C, as enacted by PL 2015, c. 494, Pt. D, §9, is amended to read:

C. Malt liquor or wine sold or served on the premises may not be transported by a patron or employee of either establishment from one licensed area to another. The licensee shall ensure that easily readable signs are conspicuously posted to inform the public that transfer of ~~alcoholic beverages~~

malt liquor or wine from one licensed area to another is strictly prohibited.

Sec. 47. 28-A MRSA §11, sub-§1, as amended by PL 1997, c. 373, §25, is further amended to read:

1. Connection with other licensed premises. Notwithstanding any ~~other~~ law or rule of the bureau to the contrary, any a retailer's licensed ~~premise~~ premises may be connected with ~~any other~~ another retailer's licensed ~~premise~~ premises by a doorway or other ~~apertures~~ aperture that ~~are~~ is not securely and permanently sealed.

Sec. 48. 28-A MRSA §11, sub-§2, as enacted by PL 1987, c. 45, Pt. A, §4, is further amended to read:

2. Violation of public drinking law. ~~Any persons~~ A person taking a drink of liquor to another person, offering a drink of liquor to another person or consuming liquor within the licensed premises of an ~~off-premise~~ off-premises retail licensee under the common roof ~~shall be~~ is considered in violation of and subject to punishment under Title 17, section 2003-A and shall be punished accordingly. ~~This subsection does not prohibit product sampling and taste testing authorized by and conducted in accordance with the requirements of this Title.~~

Sec. 49. 28-A MRSA §13, as enacted by PL 1991, c. 528, Pt. VV, §3 and c. 591, Pt. VV, §3 and affected by c. 528, Pt. RRR, is repealed and the following enacted in its place:

§13. Low-alcohol spirits products sold by wine licensees

1. Retail sales. Notwithstanding any provision of this Title to the contrary, a person licensed to sell wine for on-premises or off-premises consumption may also sell low-alcohol spirits products. All provisions of this Title applicable to wine, except chapters 65 and 67, apply to low-alcohol spirits products when sold by persons licensed to sell wine for on-premises or off-premises consumption.

2. Wholesale sales. Notwithstanding any provision of this Title to the contrary, a person licensed under section 1401 as an in-state wholesaler of wine may also sell and distribute low-alcohol spirits products.

Sec. 50. 28-A MRSA §14, as enacted by PL 2003, c. 68, §1, is repealed and the following enacted in its place:

§14. Hard cider sold by wine or malt liquor licensees

1. Retail sales. Notwithstanding any provision of this Title to the contrary, a person licensed to sell malt liquor for on-premises or off-premises consumption may also sell hard cider. All provisions of this Title applicable to malt liquor, except chapter 65, apply to hard cider when hard cider is sold by persons licensed to sell malt liquor for on-premises or off-premises consumption. Nothing in this subsection prohibits a person

licensed to sell wine for on-premises or off-premises consumption from selling hard cider.

2. Wholesale sales. Notwithstanding any provision of this Title to the contrary, a person licensed under section 1401 as an in-state wholesaler of malt liquor may also sell and distribute hard cider. Nothing in this subsection prohibits a person licensed under section 1401 as an in-state wholesaler of wine from selling and distributing hard cider.

Sec. 51. 28-A MRSA §81, sub-§3, as enacted by PL 1997, c. 373, §28, is amended to read:

3. Listing of items. The commission shall determine which spirits items may be listed for sale in the State. Products listed must be made available by the spirits supplier at a warehouse designated by the commission.

Sec. 52. 28-A MRSA §81, sub-§4, as enacted by PL 1997, c. 373, §28, is amended to read:

4. Notice to delist or stop purchases. Before any spirits item listed by the commission is discontinued or delisted or before the commission issues any order to stop purchases of any listed spirits item listed, the commission shall give the vendor of the items item reasonable written notice of its intention to delist or stop purchase of the items item.

Sec. 53. 28-A MRSA §83-B, sub-§8, as enacted by PL 2013, c. 476, Pt. A, §9, is amended to read:

8. Rules for food service organizations. Adopt rules permitting food service organizations to purchase malt liquor, wine and fortified and wine from a wholesale licensee, notwithstanding section 1401, subsection 9. For the purposes of this subsection, "food service organization" means a business entity that provides catering services to passengers on international flights and cruises. The rules must provide that a food service organization is not required to have a license in order to purchase malt liquor, wine and fortified and wine from a wholesale licensee for consumption by passengers on international flights and cruises after leaving port;

Sec. 54. 28-A MRSA §83-C, sub-§2, as enacted by PL 2013, c. 476, Pt. A, §9, is amended to read:

2. Price regulation. Establish ~~Make recommendations to the commission regarding the retail prices of spirits sold in the State and establish~~ the wholesale and retail prices of spirits sold in this State. The bureau shall adopt rules regarding the wholesale pricing of spirits and the retail pricing of spirits sold by to agency liquor stores. ~~An entity awarded a contract under section 90~~ The wholesale spirits provider is granted the privilege to distribute spirits under this Title and is immune from antitrust action so long as the ~~entity~~ wholesale spirits provider is in compliance with the bureau's rules and all other applicable laws and regulations;

Sec. 55. 28-A MRSA §83-C, sub-§2-A, ¶C, as enacted by PL 2019, c. 404, §3, is amended to read:

C. The bureau may reduce, at the expense of the ~~manufacturer or the~~ spirits supplier, the retail price of those test-market spirits items that fail to meet set minimum gross profit standards after a 3-month period;

Sec. 56. 28-A MRSA §83-C, sub-§3, as enacted by PL 2013, c. 476, Pt. A, §9, is amended to read:

3. Purchase. Oversee the wholesale purchase and storage of spirits for sale in the State. ~~If the bureau awards a contract under section 90, spirits~~ Spirits delivered to the wholesale spirits provider and stored at a warehouse ~~approved by the bureau~~ designated by the commission under section 81 are the property of the spirits supplier. Spirits become the property of the bureau upon removal from the warehouse for shipment to an agency liquor store. Spirits delivered to an agency liquor store become the property of the licensee upon receipt of delivery. ~~A person awarded a contract under section 90~~ The wholesale spirits provider at no time takes legal title to any spirits delivered to the warehouse. The bureau may buy and have in its possession spirits for sale to the public. The bureau shall buy spirits directly and not through the State Purchasing Agent. All spirits must be free from adulteration and misbranding;

Sec. 57. 28-A MRSA §83-C, sub-§9, as amended by PL 2019, c. 404, §4, is further amended to read:

9. Report on expenditures. Report annually on expenditures and investments made by the bureau, including, but not limited to, reductions in the retail price at which spirits are sold and incentives offered to agency liquor stores, to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs and the joint standing committee of the Legislature having jurisdiction over alcoholic beverage beverages matters. The report must include the impact of those spending initiatives on the number of cases of spirits sold in the State and on sales of spirits generally.

Sec. 58. 28-A MRSA §84, sub-§2, as amended by PL 2013, c. 368, Pt. V, §61, is further amended to read:

2. Act as chief administrative officer of bureau. Act as chief administrative officer of the bureau, having general charge of the office and records and employ such personnel as necessary to fulfill the purpose of this Title. The personnel must be employed with the approval of the ~~Commissioner of Administrative and Financial Services~~ commissioner and are subject to the Civil Service Law;

Sec. 59. 28-A MRSA §84, sub-§4, as amended by PL 2015, c. 430, §1, is further amended to read:

4. Confer with commissioner. Confer regularly as necessary or desirable and not less than once a month with the ~~Commissioner of Administrative and Financial Services~~ commissioner on the operation and administration of the bureau and make available for inspection by the ~~Commissioner of Administrative and Financial Services~~ commissioner, upon request, all books, records, files and other information and documents of the bureau;

Sec. 60. 28-A MRSA §85, sub-§2, as repealed and replaced by PL 2013, c. 476, Pt. A, §11, is amended to read:

2. Inventory. The bureau may keep and have on hand a stock of spirits for sale, the value of which when priced for resale must be computed on the delivered case cost F.O.B. liquor warehouse designated by the commission filed by liquor spirits suppliers. The inventory value must be based upon actual cost for which payment may be due. Spirits may not be considered to be in the inventory until payment has been made for them.

Sec. 61. 28-A MRSA §123, sub-§2, as amended by PL 2013, c. 368, Pt. V, §24, is further amended to read:

2. Sale of spirits and fortified wine for off-premises consumption off the premises on days other than Sunday. Shall this municipality authorize the State to permit the ~~operation of agency liquor stores~~ sale of spirits for off-premises consumption on days other than Sunday?

Sec. 62. 28-A MRSA §123, sub-§4, as amended by PL 2013, c. 368, Pt. V, §25, is further amended to read:

4. Sale of spirits and fortified wine for off-premises consumption off the premises on Sundays. Shall this municipality authorize the State to permit the ~~operation of agency liquor stores~~ sale of spirits for off-premises consumption on Sundays?

Sec. 63. 28-A MRSA §124, sub-§1, as amended by PL 2001, c. 471, Pt. B, §14, is further amended to read:

1. Determination vote. If the results of an election held under section 121 ~~or 122~~ show that:

- A. A majority of the votes cast in any municipality on any local option question is in the affirmative, the bureau may issue licenses of the type authorized by the affirmative vote in that municipality;
- B. A majority of the votes cast in any municipality on any local option question is in the negative, the bureau may not issue licenses of the type denied by the negative vote in that municipality; or
- C. The vote is tied on any local option question, the law remains as it was before the voting.

Sec. 64. 28-A MRSA §161, sub-§7, as repealed and replaced by PL 2003, c. 510, Pt. E, §5, is amended to read:

7. Right of access. Every ~~Δ~~ bottle club shall allow law enforcement officers to enter the bottle club premises at reasonable times for the purpose of investigating compliance with this Title.

A. Entry into the bottle club premises under this subsection must be conducted in a reasonable manner so as not to disrupt the operation of the bottle club.

B. The investigation must be limited to those areas involved in the actual operation of the bottle club, including storage areas.

C. The following penalties apply to violations of this subsection.

(1) A bottle club that violates this subsection commits a civil violation for which a fine of not less than \$100 and not more than \$300 may be adjudged.

(2) A bottle club that violates this subsection after having previously violated this section commits a civil violation for which a fine of not less than \$200 and not more than \$500 may be adjudged.

(3) A bottle club that violates this subsection after having previously violated this section 2 or more times commits a civil violation for which a fine of \$500 may be adjudged.

Sec. 65. 28-A MRSA §353, as amended by PL 2015, c. 74, §3, is further amended to read:

§353. Business hours

Agency liquor stores may be open for the sale and delivery of spirits ~~and fortified wine between the hours of 5 a.m. and 1 a.m.~~ as provided in section 4, subsection 1 in municipalities ~~and unincorporated places~~ that have voted in favor of the ~~operation of agency liquor stores~~ sale of spirits for off-premises consumption under local option provisions ~~and in unincorporated places where the sale of liquor for off-premises consumption has been authorized by the county commissioners under section 122.~~ Notwithstanding any local option decisions to the contrary, agency liquor stores may be open from 5 a.m. Sunday to 1 a.m. the ~~next~~ following day.

Sec. 66. 28-A MRSA §353-A, as amended by PL 2015, c. 74, §4, is repealed.

Sec. 67. 28-A MRSA §451, as amended by PL 1997, c. 373, §44, is further amended to read:

§451. Agency liquor stores

This chapter governs the issuance of an agency liquor store license and the operation of agency liquor stores licensed pursuant to this Part. The bureau may

license and regulate ~~persons~~ a person as an agency liquor store on an annual or temporary basis for the purposes of selling liquor in sealed bottles, containers or original packages ~~to be consumed off the premises for off-premises consumption.~~

Sec. 68. 28-A MRSA §453, sub-§1, ¶A, as amended by PL 1997, c. 373, §46, is further amended to read:

A. The proposed agency liquor store is located in a municipality ~~or unincorporated place~~ that has voted in favor of ~~the operation of state liquor stores under local option provisions that authorize the sale of spirits, wine and malt liquor for off-premises consumption or the proposed agency liquor store is located in an unincorporated place where the county commissioners have authorized the sale of spirits, wine and malt liquor for off-premises consumption.~~

Sec. 69. 28-A MRSA §453-B, as repealed and replaced by PL 2007, c. 117, §1, is repealed.

Sec. 70. 28-A MRSA §453-C, sub-§1, as repealed and replaced by PL 2013, c. 476, Pt. B, §2 and affected by §6, is amended to read:

1. Agent licensed License to resell spirits purchased from the bureau. An agent licensed to ~~agency liquor store may not resell spirits purchased from the bureau or through an entity awarded a contract under section 90~~ to a retail licensee licensed for on-premises consumption ~~must be unless the agency liquor store is licensed as a reselling agent under this section.~~ A reselling agent is prohibited from reselling spirits to a retail licensee licensed for on-premises consumption unless the spirits are purchased from the bureau ~~or through an entity awarded a contract under section 90.~~

Sec. 71. 28-A MRSA §455, as repealed and replaced by PL 2003, c. 20, Pt. SS, §3 and affected by §8 and c. 51, Pt. C, §2 and amended by PL 2013, c. 368, Pt. V, §61, is further amended to read:

§455. Liquor for agency liquor stores Purchase of spirits

1. Agency liquor store purchases. Agency liquor stores shall buy their liquor spirits from the bureau under section 606.

2. Monthly specials. The bureau may establish monthly specials for all agency liquor stores. ~~The issuance of an agency liquor store license and the operation of agency liquor stores licensed pursuant to this Part are governed by this chapter.~~

Sec. 72. 28-A MRSA §457, as repealed and replaced by PL 2007, c. 117, §2, is amended to read:

§457. Transfer of agency liquor store license

Upon application of a licensee under this chapter, an agency liquor store license must be transferred to a

new owner upon the sale of the licensed establishment and payment of the transfer fee required in section ~~453-B~~ 1010-A, subsection 2 if the new owner is eligible under section 601 and the physical premises of the establishment remain unchanged.

Sec. 73. 28-A MRSA §458, sub-§2, ¶A, as enacted by PL 1991, c. 782, §1, is amended to read:

A. The applicant's sales and inventory of liquor spirits;

Sec. 74. 28-A MRSA §458, sub-§2-A, as enacted by PL 1999, c. 34, §2, is amended to read:

2-A. Review exemptions. Notwithstanding subsection 2, paragraph C, when considering an application for the renewal of an agency liquor store license, the bureau may not consider minor changes to the placement of liquor spirits inventory if the changes are not for the purposes of marketing beyond those provided in law or agency rule or for increasing access by minors but are to address some other liquor spirits placement issue that is within the scope of the person's license.

Sec. 75. 28-A MRSA §458, sub-§3, as amended by PL 1997, c. 373, §50, is further amended to read:

3. Rejection of application; selection of alternate licensee. If the bureau denies an application for renewal of an agency liquor store license, the bureau may select an alternate licensee in accordance with the criteria set forth in sections 453, and 453-A ~~and 453-B~~. If the alternate licensee held an agency liquor store license in the past, the bureau may consider any of the applicable criteria set forth in subsection 2 in considering whether to license the alternate agency liquor store.

Sec. 76. 28-A MRSA §459, as enacted by PL 1993, c. 276, §1, is amended to read:

§459. Delivery of liquor spirits by agency liquor stores reselling agents

~~Agency liquor stores~~ Reselling agents may deliver liquor spirits to establishments that are licensed to ~~serve liquor on premises~~ sell spirits for on-premises consumption.

Sec. 77. 28-A MRSA §460, sub-§1, as amended by PL 2019, c. 79, §1, is further amended to read:

1. Taste testing on agency liquor store premises. Subject to the conditions in subsections 2 and 2-A, the bureau may authorize an agency liquor store stocking at least 100 different codes of spirits products to conduct taste testing of spirits on that licensee's premises. ~~Any~~ An agency liquor store may not allow any other consumption of liquor on ~~an~~ the agency liquor store's premises ~~is prohibited~~, except as permitted under section ~~1205, 1207, 1208, 1402-A or 1504~~ 1206.

Sec. 78. 28-A MRSA §460, sub-§2, ¶P is enacted to read:

P. Spirits may be poured for the taste-testing event only by the owner or an employee of the agency liquor store, by a sales representative licensed under section 1502 or by the spirits supplier.

Sec. 79. 28-A MRSA §460, sub-§2-A, ¶D, as enacted by PL 2019, c. 79, §1, is repealed.

Sec. 80. 28-A MRSA c. 21 headnote is amended to read:

CHAPTER 21

WHOLESALE LIQUOR SPIRITS PROVIDER

Sec. 81. 28-A MRSA §501, as amended by PL 2013, c. 269, Pt. C, §9 and affected by §13, is repealed.

Sec. 82. 28-A MRSA §502, as enacted by PL 2003, c. 20, Pt. SS, §4 and affected by §8 and c. 51, Pt. C, §2, is repealed and the following enacted in its place:

§502. Wholesale spirits provider prohibited financial interests

The wholesale spirits provider and each principal officer of the wholesale spirits provider may not hold or possess:

1. Agency liquor store license. An agency liquor store license;

2. License to manufacture spirits. A license in this State or another state to manufacture spirits; or

3. Direct financial interest in prohibited license. A direct financial interest in a license described in subsection 1 or 2, except that a minor investment in not more than 1% of the securities of a business entity holding a license described in subsection 1 or 2 does not constitute a financial interest prohibited by this subsection.

Sec. 83. 28-A MRSA §503, as amended by PL 2013, c. 269, Pt. C, §10 and affected by §13, is repealed and the following enacted in its place:

§503. Delivery of spirits by wholesale spirits provider

1. Authorized delivery to agency liquor stores. The wholesale spirits provider may deliver to an agency liquor store spirits that the agency liquor store purchased from the bureau.

2. Delivery to on-premises retail licensees prohibited. The wholesale spirits provider may not deliver spirits to establishments licensed by the State to sell spirits for on-premises consumption.

Sec. 84. 28-A MRSA §601, as amended by PL 2017, c. 167, §10, is further amended to read:

§601. Eligibility

1. Eligibility qualifications. The bureau may not issue a license or certificate of approval to an applicant unless that applicant meets the following qualifications.

A. If the applicant is an individual, the applicant must be:

- (1) At least 21 years of age; and
- (2) A citizen of the United States.

B. If the applicant is a partnership or association, each ~~person~~ individual having an interest in the partnership or association must be:

- (1) At least 21 years of age; and
- (2) A citizen of the United States.

C. If the applicant is a corporation, it must be incorporated under the laws of the State or authorized to transact business in the State.

D. If the applicant has an existing business, the applicant must be currently in compliance with all license, permit and approval requirements under Title 22 and under any rules adopted pursuant to Title 22 that apply to the applicant's existing business.

2. Disqualifications. The bureau may not issue a license or certificate of approval to an applicant if:

A. Any of the principal officers of the corporation is not personally eligible because that officer has had a license or certificate of approval for the sale of liquor revoked under chapter 33, if the applicant is a corporation;

B. The applicant held a license or certificate of approval that was revoked for a specific period under chapter 33 and the applicant is applying for a license or certificate of approval within that period since revocation;

C. The applicant, ~~who~~ that was not at the time of the offense the holder of a liquor license or a certificate of approval, was convicted of violating any laws of the State or the United States with respect to manufacture, transportation, importation, possession or sale of liquor within 5 years of applying for the license or certificate of approval. For the purposes of this paragraph, ~~any~~ a person ~~who~~ that sells liquor of a greater alcohol content than authorized by that person's license or certificate of approval is not considered the holder of a license or a certificate of approval;

D. The applicant was convicted of selling liquor illegally on Sunday while an employee or agent of a licensee within 5 years of applying for the license or certificate of approval;

E. The applicant's license or certificate of approval expired pending an appeal from conviction of illegally selling liquor on Sunday within 5 years of applying for the license or certificate of approval;

F. The applicant is a law enforcement officer or if a law enforcement officer ~~benefits would benefit~~ directly from the issuance of the license or certificate of approval;

G. The applicant was denied a license or certificate of approval within the 6 months before the application was filed, unless the bureau's denial of the license or certificate of approval is overruled by the court under an appeal provided by section 805;

H. The applicant is the ~~husband, wife, father, mother, spouse, parent,~~ child or other close relation of a person whose license or certificate of approval or application for a license or certificate of approval for the same premises was revoked by the District Court ~~Judge~~ or denied by the bureau within the 6 months before the application was filed;

I. The bureau determines that the purpose of the application is to circumvent the provisions of this section; or

J. The applicant is a golf course or a restaurant located on the property of a golf course and the Maine Human Rights Commission has found reasonable grounds to believe that the golf course has denied membership to a person in violation of Title 5, chapter 337, subchapter 5, and has determined that conciliation efforts under Title 5, section 4612, subsection 3 have not succeeded. The Maine Human Rights Commission shall notify the bureau when the golf course has corrected its discriminatory membership practices, after which the applicant ceases to be disqualified under this paragraph.

Sec. 85. 28-A MRSA §602, as amended by PL 1997, c. 373, §53, is further amended to read:

§602. Notification of license or certificate of approval expiration

1. Seven-day grace period upon license or certificate of approval expiration. Except as provided in subsection 3, a ~~license holder who licensee that~~ unintentionally fails to renew ~~any~~ a license or certificate of approval upon its expiration date and continues to make sales of liquor is not chargeable with illegal sales under section 2078 for a period of 7 days following the expiration date.

2. Bureau must notify licensee of expiration. The bureau shall notify the licensee by the most expedient means available that the license or certificate of approval has expired and all sales of liquor must be suspended immediately and remain suspended until the license or certificate of approval is properly renewed.

3. Illegal sales after expiration of grace period or after notice. A licensee that continues to make sales of liquor after having been properly notified of the expired license ~~shall~~ or certificate of approval must be charged with illegal sales under section 2078.

Sec. 86. 28-A MRSA §604, as amended by PL 2011, c. 535, §3, is further amended to read:

§604. Production of licenses or certificates of approval

~~All licensees~~ A licensee shall make available for inspection ~~their~~ its licenses or certificates of approval at ~~the any~~ premises in the State to which those licenses or certificates of approval apply.

Sec. 87. 28-A MRSA §605, first ¶, as amended by PL 2015, c. 185, §2, is further amended to read:

Except as otherwise provided in this section and section 608, a license or any interest in a license may not be sold, transferred, assigned or otherwise subject to control by any person other than the licensee. If the business, or any interest in the business, in connection with which a licensed activity is conducted is sold, transferred or assigned, ~~the license holder~~ licensee shall immediately send to the bureau the license and a sworn statement showing the name and address of the purchaser. The bureau is not required to refund any portion of the license fee if the license is surrendered before it expires. For the purposes of this section, neither a tenant ~~brewer who brewery that~~ is licensed in accordance with section 1355-A, subsection 6 nor a tenant winery ~~who that~~ is licensed in accordance with section 1355-A, subsection 7 is considered to be subject to the control of the host ~~brewer brewery~~ or host winery, as the case may be, as described in those subsections, or considered to have been transferred or assigned the license or interest in the license of the host ~~brewer brewery~~ or host winery.

Sec. 88. 28-A MRSA §605, sub-§2, ¶A, as amended by PL 1997, c. 373, §56 and PL 1999, c. 547, Pt. B, §78 and affected by §80, is further amended by amending subparagraph (3) to read:

(3) Any suspension or revocation of the license by the District Court ~~Judge~~ for any violation applies against both the manager and the personal representative, receiver or trustee.

Sec. 89. 28-A MRSA §605, sub-§2, ¶A, as amended by PL 1997, c. 373, §56 and PL 1999, c. 547, Pt. B, §78 and affected by §80, is further amended by amending subparagraph (4) to read:

(4) ~~No~~ A personal representative, receiver, trustee or duly appointed manager may not operate under the license unless approved by the bureau.

Sec. 90. 28-A MRSA §605, sub-§3, ¶A, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

A. Guardians and conservators, except in the case of ~~off-premise~~ off-premises retail licensees approved by the municipal officers in their municipality, may not transfer their wards' licenses and ~~must shall~~ shall renew licenses each year.

Sec. 91. 28-A MRSA §606, as amended by PL 2021, c. 592, Pt. B, §2, is further amended to read:

§606. ~~Liquor bought from bureau; sale to government agencies~~ Purchase of spirits by licensees, government instrumentalities, airlines, ferry services, hospitals and state institutions

1. Purchase of liquor spirits. Subject to the restrictions provided in subsection 1-A, a person licensed to sell spirits for on-premises consumption ~~must~~ shall purchase spirits from an agency liquor store licensed as a reselling agent ~~under section 453-C~~. This subsection does not apply to public service corporations operating interstate.

1-A. On-premises licensees; purchase from ~~agency store~~ reselling agent. ~~A Except for a public service corporation that operates interstate, a person licensed to sell spirits for on-premises consumption on the premises shall purchase spirits from an agency liquor store a reselling agent only, in accordance with this subsection. A licensee that violates this subsection is subject to the administrative penalties provided in section 2074-A.~~

A. The sale price of spirits sold by a reselling agent to an establishment licensed for on-premises consumption must be the retail price established by the commission or the discounted retail price established by the bureau in accordance with subsection 1-C.

B. Upon completion of a transaction, the ~~agency liquor store~~ reselling agent and the on-premises licensee shall each retain a copy of the licensee order form.

1-C. Price of state spirits sales to agency liquor stores. The bureau may offer discounts below the retail price set by the commission on spirits sold to agency liquor stores.

~~**1-D. Purchase of spirits.** Subject to the restrictions provided in subsection 1-A, a person licensed to sell spirits for on-premises consumption must purchase spirits from a reselling agent. This subsection does not apply to public service corporations operating interstate.~~

3. Prospective licensees may order liquor spirits in advance. Upon approval of the bureau, ~~persons who have a person that has been issued an agency liquor store license effective at a future date or a license, to sell spirits for on-premises consumption effective at a future date,~~ may order liquor spirits in advance of the effective date of the license and may advertise the effective date.

4-A. Discount rates for agency liquor stores; rulemaking. Beginning July 1, 2014, the bureau shall set the wholesale price of spirits, which is the price an agency liquor store pays to purchase spirits from the

State, at a minimum discount of 12% off the retail price. Upon the expiration or termination of all contracts for the operation of the State's wholesale spirits business in effect on January 1, 2022, the bureau shall set the wholesale price of spirits, which is the price an agency liquor store pays to purchase spirits from the State, at a minimum discount of 18% off of the retail price.

The bureau by rule may establish discount rates greater than the minimum discount rates established in this subsection, including:

A. Graduated discount rates, which must be structured in a way that does not adversely affect agency liquor stores that stock a low level of inventory; and

B. Increased discount rates to be awarded as part of a sales incentive program for agency liquor stores. In adopting a sales incentive program under this paragraph, the bureau shall consider the effect of the sales incentive program on state revenue and on any pending or existing contracts awarded under section 90.

Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

4-B. Discount rate for small distilleries. Beginning July 1, 2019, the bureau shall set the wholesale price of spirits produced by a small distillery licensed under section 1355-A, subsection 5, paragraph B and retained by that small distillery for sale under section 1355-A, subsection 5, paragraph G or H, which is the price the small distillery pays to purchase those spirits from the State, at a discount of 22.75% ~~of~~ off the retail price.

5. Sale to government instrumentalities. The bureau may authorize the sale of spirits to government instrumentalities within the State ~~approved by the bureau~~. The bureau shall set the price.

6. Sale to airlines and ferry services for consumption outside the State. The bureau may authorize the sale of spirits ~~not~~ for consumption within outside of the State to airlines and ferry services or their agents as ~~authorized by the bureau~~. The bureau shall set the price.

6-A. Sale to hospitals and state institutions. The bureau may authorize the sale of spirits to hospitals and state institutions within the State for medicinal purposes only. The bureau shall set the price.

7. Premium must be collected. Nothing in this section permits the sale of spirits without collecting the entire premium assessed under chapter 65.

8. Limits on price. An agency liquor store shall sell all spirits purchased from the bureau ~~or through an entity awarded a contract under section 90~~ at the retail price established by the commission.

Sec. 92. 28-A MRSA §651, as amended by PL 1997, c. 373, §§60 and 61, is further amended to read:

§651. Applications

1. File application with bureau. An applicant for a ~~liquor~~ license or certificate of approval under this Title shall file an application in the form required by the bureau.

2. Contents of application. The application must contain the following.

A. ~~Each~~ An applicant shall disclose the entire ownership or any interest in the person or establishment for which a license or certificate of approval is sought. If the applicant is a purchaser by contract, the applicant shall also disclose the terms of the contract.

B. ~~Every~~ An applicant for a license for the sale of liquor to be consumed on the premises where sold for on-premises consumption shall include in the application a description of the premises to be licensed and provide any other material information, description or plan of that part of the premises where the applicant proposes to keep or sell liquor as the bureau requires.

C. The owner or the bona fide prospective purchaser ~~must~~ shall sign the application. If the owner or bona fide prospective purchaser is:

- (1) A natural person, then that person ~~must~~ shall sign;
- (2) A partnership, then the partners of the partnership ~~must~~ shall sign; or
- (3) A corporation, then a principal officer of the corporation or any person specifically authorized by the corporation ~~must~~ shall sign.

3. False answer given intentionally. ~~Any~~ A person who intentionally gives an untruthful answer in an application for a ~~liquor~~ license or certificate of approval under this Title violates Title 17-A, section 453.

Sec. 93. 28-A MRSA §652, as amended by PL 2017, c. 167, §11, is further amended to read:

§652. Application procedure

1. License or certificate of approval fee. ~~The~~ An applicant ~~must~~ shall enclose the fee for the license or certificate of approval prescribed by ~~chapter 44~~ this Title with the application for the license or certificate of approval.

2. Effective date and term of license or certificate of approval. All full-year licenses and certificates of approval are effective for one year from the date of issuance. All part-time licenses and certificates of approval are effective for the term of the license or certificate of approval from the date of issuance.

3. Renewal. Licenses and certificates of approval may be renewed upon application for renewal and payment of the annual fee, subject to bureau rules.

4. Multiple licenses. ~~Any~~ A licensee applying for a license to operate more than one ~~premise~~ premises shall pay the fee prescribed for the type of license to be exercised at each ~~premise~~ premises.

5. Filing fee. Except as provided in paragraph A, ~~every~~ an applicant for an original or renewal license or certificate of approval shall pay a filing fee of \$10 when filing the application.

A. In unincorporated places, the applicant shall pay the filing fee of \$10 to the county treasurer of the county in which the unincorporated place is located. All applications for a license in unincorporated places must be accompanied by evidence of payment of the filing fee to the county treasurer.

~~6. Public service license. One public service license is sufficient to cover all steamboats, cars, railroads and aircraft operated by any one public service corporation.~~

Sec. 94. 28-A MRSA §653, sub-§2, ¶G, as enacted by PL 2009, c. 81, §3, is amended to read:

G. After September 1, 2010, server training, in a program certified by the bureau and required by local ordinance, has not been completed by individuals who serve ~~alcoholic beverages~~ liquor.

Sec. 95. 28-A MRSA §705, sub-§1-A, ¶A, as enacted by PL 2003, c. 349, §2, is amended by amending subparagraph (1) to read:

(1) ~~Any~~ An agreement to engage in electronic funds transfer for payment for ~~beer~~ malt liquor or wine between manufacturers, wholesale licensees or retail licensees must be voluntary and in writing. A manufacturer, wholesale licensee or retail licensee may not refuse to do business with or otherwise limit business with another manufacturer, wholesale licensee or retail licensee for declining to pay for ~~beer~~ malt liquor or wine by electronic funds transfer;

Sec. 96. 28-A MRSA §705, sub-§1-B, ¶A, as enacted by PL 2003, c. 349, §2, is amended to read:

A. By a hotel or club to bona fide registered hotel guests or club members, respectively;

Sec. 97. 28-A MRSA §707, sub-§8, ¶A, as enacted by PL 2019, c. 665, §10, is repealed.

Sec. 98. 28-A MRSA §707, sub-§8, ¶B, as enacted by PL 2019, c. 665, §10, is repealed and the following enacted in its place:

B. "Out-of-state spirits supplier" means an out-of-state spirits manufacturer that has been issued a

certificate of approval under section 1381 or a person that engages in the out-of-state purchase of spirits for resale to the bureau that has been issued a certificate of approval under section 1381.

Sec. 99. 28-A MRSA §707-A, sub-§2, as enacted by PL 1997, c. 659, §1, is amended to read:

2. Requirements. The exceptions to section 707 set out in subsection 1 apply only if each of the following requirements is met.

A. The hotel must have at least 100 adequate sleeping rooms and the relationship between the occupants of those rooms and the owner or operator of the establishment is that of hotel guest and innkeeper.

B. The hotel may not purchase ~~any malt liquor and~~ or wine products sold by the certificate of ~~compliance approval holder to Maine~~ wholesale licensees, ~~nor may~~ and the certificate of ~~compliance approval holder~~ may not require any brand of liquor product to be purchased or sold by the hotel.

C. ~~Neither the~~ The certificate of approval holder ~~nor~~ and the retail licensee may not directly or indirectly own or have any interest in a ~~Maine~~ wholesale licensee.

D. The certificate of ~~compliance approval~~ holder and the retail licensees must be separate entities and may not have any common directors.

Sec. 100. 28-A MRSA §708, as amended by PL 2019, c. 404, §12, is further amended to read:

§708. Prohibited discounts and rebates

~~**1. Certificate of approval holders.** A certificate of approval holder may not offer to wholesale licensees any special discounts, volume discounts or other reduced prices or discounts, except bona fide price reductions under section 1408 offered to all wholesale licensees. A certificate of approval holder may offer depletion allowances to wholesale licensees if the depletion allowance is posted in accordance with section 1408. Except as provided by this section, a certificate of approval holder may not offer any free merchandise, rebate or gift to the purchaser of an alcoholic beverage.~~

1-A. Manufacturers and wholesalers of malt liquor or wine. A licensed in-state manufacturer of malt liquor or wine and an out-of-state manufacturer of or out-of-state wholesaler of malt liquor or wine that has been issued a certificate of approval may not:

A. Offer any special discounts, volume discounts or other reduced prices or discounts on malt liquor or wine to a wholesale licensee, except bona fide price reductions under section 1408 offered to all wholesale licensees; or

B. Offer depletion allowances to wholesale licensees unless the depletion allowance is posted in accordance with section 1408.

1-B. Certificate of approval holders. Except as provided in this section, a certificate of approval holder may not offer any free merchandise, rebate, refund or gift to a purchaser of spirits, wine or malt liquor.

2. Wholesale licensees. A wholesale licensee may not offer to retail licensees any special discounts, volume discounts, depletion allowances, other reduced prices or discounts, or refunds except bona fide price reductions under section 1408 offered to all retail licensees. A wholesale licensee may not offer any free merchandise, rebate, refund or gift to ~~the a~~ purchaser of ~~an alcoholic beverage~~ malt liquor or wine.

3. Retail licensees. A retail licensee may not offer any free merchandise, rebate, refund or gift to ~~the a~~ purchaser of ~~any alcoholic beverage~~ liquor.

5. Combination packages. Notwithstanding subsection 3, agency liquor store licensees may offer for sale any package or combination of packages of spirits that the commission has approved for sale in ~~this~~ the State.

6. Marketing and mail-in promotions. Upon approval by the commission, promotional materials designed to encourage a consumer to purchase a spirits product to be attached to or displayed near the spirits product where it is offered for sale for off-premises consumption may be offered by those whose spirits products are listed by the commission. Upon approval by the commission, a mail-in rebate may be provided to consumers through print or electronic media, attached to the spirits product or displayed near the spirits product where the spirits product is offered for sale for off-premises consumption. Mail-in rebates approved by the commission must be redeemed by the manufacturer and not by the retail licensee and may not exceed the purchase price of the spirits product. Mail-in rebates authorized by this subsection must require the inclusion of the original dated sales receipt for the spirits product to which the rebate is applied. The commission may approve mail-in rebates that offer an incrementally greater discount based upon increased volume of purchased product. Mail-in rebates, certificates or merchandise included with a spirits product must be inserted in the package or attached to the package by the manufacturer.

7. Instant marketing promotions. ~~The bureau, a manufacturer or a spirits supplier of spirits listed for sale by the commission~~ may offer monetary rebates in the form of instant redeemable coupons as approved by the commission in accordance with conditions established by the commission or rules established by the bureau. Agency liquor store licensees may redeem the coupons only upon proof of purchase and in accordance with the terms listed on the coupon. Instant redeemable

coupons provided by the ~~manufacturer's agent or manufacturer's sales representative~~ spirits supplier must be made available to all agency liquor store licensees electing to offer the coupon in an amount equal to the agency liquor store's inventory of spirits products that are subject to the coupon promotion. The bureau, ~~the manufacturer~~ or the spirits supplier of spirits may offer instant redeemable coupons to consumers through the bureau's, ~~the manufacturer's~~ or the spirits supplier's publicly accessible website, other digital media platforms or print media. An instant redeemable coupon used in a manner provided in this subsection for a spirits product sold by an agency liquor store licensee to a consumer is for the benefit of the consumer who purchases the spirits product.

This section does not prohibit a certificate of approval holder from including a certificate, instant redeemable coupon or merchandise in or on a package of ~~beer malt liquor, wine or low-alcohol spirits product~~ for sale by an ~~off-premise off-premises~~ retailer. The package containing the certificate, instant redeemable coupon or merchandise must be packaged by the certificate of approval ~~holders~~ holder at the brewery or winery. Upon approval of the bureau, a certificate of approval holder may offer a mail-in rebate for a malt liquor, wine or low-alcohol spirits product for consumers through print or electronic media, attached to the package of malt liquor, wine or low-alcohol spirits product or displayed near where the malt liquor, wine or low-alcohol spirits product is offered for sale for off-premises consumption. Mail-in rebates authorized by this paragraph must require the inclusion of the original dated sales receipt for the product to which the rebate is applied. ~~Mail-in rebates~~ must be redeemed by the certificate of approval holder and may not exceed the purchase price of the malt liquor, wine or low-alcohol spirits product to which the rebate is applied. The commission may approve mail-in rebates that offer an incrementally greater discount based upon increased volume of purchased product.

This section does not prohibit the unconditional distribution of merchandise to the patrons of an ~~on-premise on-premises~~ establishment.

Sec. 101. 28-A MRSA §708-A, as amended by PL 2003, c. 192, §1, is further amended to read:

§708-A. In-pack sweepstakes, contests and games

Notwithstanding any provision of law to the contrary, a certificate of approval holder, spirits supplier, wholesale licensee or retail licensee may offer sweepstakes, games and contests inside packages of ~~alcoholic beverages liquor~~, if that offer is not contingent on the purchase of an ~~alcoholic beverage liquor~~. A The certificate of approval holder, spirits supplier, wholesale licensee or retail licensee shall provide information about access to participate in a sweepstakes, game or contest by providing either a sign in the retail outlet or a notice

on the primary or secondary packaging of the brand offering the sweepstakes, game or contest.

Sec. 102. 28-A MRSA §708-C, as amended by PL 2019, c. 404, §13, is further amended to read:

§708-C. Donations to public broadcasting stations, municipal entities, incorporated civic organizations and national organizations

1. Donations for an auction or award. A ~~person licensed by the bureau under section 1355-A, a certificate of approval holder, a manufacturer or supplier of spirits or a spirits supplier or a wholesaler~~ wholesale licensee may donate a certificate to purchase its product or donate its product to a public broadcasting station, a municipal entity, an incorporated civic organization or a similarly purposed national organization designated by the United States Internal Revenue Service under the United States Internal Revenue Code of 1986, Section 501(c)(3) for the purpose of an auction or to offer as a prize, gift or award in conjunction with efforts to support the purposes of the incorporated civic organization, similarly purposed organization, municipal entity or public broadcasting station. Spirits donated in accordance with this subsection must be listed by the commission for sale in this State, clearly labeled as a donation and purchased from the ~~State's~~ wholesale liquor spirits provider at the wholesale price. A person authorized to make a donation in accordance with this subsection shall maintain a record of each donation, including the value of the donation and the date on which it was made. A recipient of a donation under this subsection must be 21 years of age or older.

2. Donations for consumption at on-premises events. A ~~person licensed by the bureau under section 1355-A, a certificate of approval holder, a manufacturer or supplier of spirits a spirits supplier or a wholesaler~~ wholesale licensee may donate its product or provide malt liquor, wine, or spirits ~~or fortified wine~~ at a reduced price to a person licensed by the bureau to serve liquor for on-premises consumption at an event designed to benefit a municipal entity, an incorporated civic organization or a similarly purposed national organization designated by the United States Internal Revenue Service under the United States Internal Revenue Code of 1986, Section 501(c)(3). Spirits donated in accordance with this subsection must be listed by the commission for sale in this State, clearly labeled as a donation and purchased from the ~~State's~~ wholesale liquor spirits provider at the wholesale price. A person authorized to make a donation or offer its product at a reduced price under this subsection shall maintain a record of the products donated or offered, including the value of each, the reduced price when applicable and the date on which the product was provided. All applicable excise taxes on donated malt liquor, wine, or spirits ~~and fortified wine~~ must be remitted as required by this Title. A licensee provided that receives product in accordance with this subsection:

A. Shall maintain a record of each product received and the date on which it was received;

B. Shall maintain a record of the name of the municipal entity, incorporated civic organization or similarly purposed national organization the event was designed to benefit and for which the product is provided;

C. Shall ensure that the product provided is served only at the event designed to benefit the municipal entity, incorporated civic organization or similarly purposed national organization;

D. Shall ensure that excess product that was donated for the event is returned to the donor within a reasonable period after the event; and

E. Shall ensure that containers holding donated product are returned to the donor for recycling as appropriate and not presented for redemption under ~~Title 32, chapter 28~~ Title 38, chapter 33.

For purposes of this section, "municipal entity" means a county, city, town or municipal agency or department.

Sec. 103. 28-A MRSA §709, sub-§2, ¶F, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

~~F. Those licensed as bona fide Licensed hotels or bed and breakfasts offering room services service to registered hotel guests or bed and breakfast guests, respectively;~~

Sec. 104. 28-A MRSA §709, sub-§2, ¶I, as repealed and replaced by PL 2011, c. 629, §14, is amended to read:

I. Conducting taste testing under section 460, 1051, 1205, 1207, ~~1368~~ or ~~1355-A~~ 1402;

Sec. 105. 28-A MRSA §709, sub-§2, ¶J, as amended by PL 2015, c. 142, §1 and c. 214, §4, is further amended to read:

J. Providing samples authorized under section ~~1055~~, ~~1355-A~~, ~~1402~~, ~~1402-A~~ or 1504;

Sec. 106. 28-A MRSA §709, sub-§2, ¶K, as repealed and replaced by PL 2015, c. 494, Pt. A, §32, is amended to read:

K. Donations authorized under section 708-C; or

Sec. 107. 28-A MRSA §709, sub-§2, ¶L, as repealed and replaced by PL 2015, c. 494, Pt. A, §33, is repealed.

Sec. 108. 28-A MRSA §712, as amended by PL 2017, c. 167, §13, is further amended by amending the section headnote to read:

§712. Advertising or sale of ~~malt liquor or wine~~ by trade name

Sec. 109. 28-A MRSA §713, sub-§3, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

3. Sale from truck by wholesale licensee. A wholesale licensee, ~~his or an~~ agent or employee, of the wholesale licensee may travel from town to town or from place to place in the same town selling, or carrying for sale or exposing for sale, malt liquor or wine from ~~his a~~ vehicle only if the wholesale licensee, ~~his~~ agent or employee ~~has in his possession~~ possesses on the vehicle a manifest bearing a detailed description of the total amount of malt liquor or wine on the vehicle and invoices, as required, as well as invoices drawn up at the time of delivery.

Sec. 110. 28-A MRSA §714, sub-§3, as amended by PL 2019, c. 46, §4, is further amended to read:

3. Tagging requirement. The sale of malt liquor in kegs is subject to the following.

A. Every keg of malt liquor offered for sale by an off-premises retail licensee, referred to in this subsection as "the seller," must be tagged in a manner approved by the commissioner identifying the keg and be labeled in accordance with the requirements of section 6-A. The tag must be supplied for each keg, without fee, by the wholesaler of the keg or the small brewer of brewery that produced the keg.

B. The ~~retail~~ seller of the keg shall complete a form designed and approved by the commissioner and affix the tag to each keg supplied to the retail seller by the distributor of the keg. The form must be printed and distributed, without fee, by the wholesaler of the keg or the small brewer of brewery that produced the keg. The form must include the name, address and date of birth of the purchaser and the identification number of the keg. The form must summarize the requirements of this section, the penalties for violating any provision of this section and the penalties for providing alcohol to a minor. The seller shall retain the form as a record subject to chapter 31.

C. The seller of the keg shall require positive identification of the purchaser.

D. The seller of the keg may require a deposit of up to \$50 from the purchaser of the keg, regardless of the size of the keg. The seller shall refund the deposit to a person who returns a properly tagged keg purchased from that seller.

E. The seller shall inform the purchaser that if the tag is defaced or missing when the keg is returned without the original numbered band intact, the deposit is forfeited.

F. The seller may retain ~~any~~ a deposit forfeited and use the funds forfeited for local school-based alcohol education programs or for any other purpose.

Sec. 111. 28-A MRSA §751, sub-§1, ¶E, as enacted by PL 1993, c. 266, §20, is amended to read:

E. In the case of an ~~on-premise~~ on-premises licensee, records of food purchases.

Sec. 112. 28-A MRSA §751, sub-§3, as repealed and replaced by PL 1987, c. 623, §10, is further amended to read:

3. ~~On-premise~~ On-premises retail licensee to keep records of sales separate. An ~~on-premise on-premises~~ retail licensee shall separate liquor sales from food sales by the licensee in the licensee's records.

Sec. 113. 28-A MRSA §752, sub-§1, ¶B, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

B. Including detailed accounts of all its transactions with ~~brewers~~ breweries, wineries, other wholesalers and retailers.

Sec. 114. 28-A MRSA §753, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

§753. ~~Certificate of approval holder~~ Special warehouse facility licensee to keep records

1. Records to be kept. ~~Every certificate of approval holder~~ A licensee operating a special warehouse storage ~~facilities~~ facility within the State shall keep complete records concerning all transactions conducted at the special warehouse storage facility. The records must show:

A. The date and amounts of all liquor received and from whom they were received; and

B. The dates and amounts of all liquor shipped or withdrawn and the name of the person for whom the liquor was shipped or withdrawn.

2. Manner in which records to be kept. ~~The certificate of approval holder~~ A licensee shall maintain the records upon the premises.

Sec. 115. 28-A MRSA §801, as amended by PL 1999, c. 547, Pt. B, §78 and affected by §80, is further amended to read:

§801. Jurisdiction of District Court Judge

1. Jurisdiction. The District Court Judge, as designated in Title 5, chapter 375, shall conduct hearings on all matters concerning violations by licensees and their agents or employees of any federal or state law or regulation relating to liquor or violations of any rule adopted by the bureau. Notwithstanding Title 5, chapter 375, subchapter ~~VI~~ 6, the District Court Judge has exclusive jurisdiction over all violations of this Title by licensees and their agents or employees when no criminal penalty is provided.

2. Powers. The District Court Judge may suspend or revoke licenses and certificates of approval of licensees and levy fines or civil forfeitures against licensees and their agents or employees.

Sec. 116. 28-A MRSA §802, as amended by PL 1999, c. 547, Pt. B, §78 and affected by §80, is further amended to read:

§802. Causes for revocation and suspension of licenses and certificates of approval

The District Court Judge may revoke or suspend licenses and certificates of approval for the following causes:

1. Violation of law or infraction of rule. Violation of ~~any~~ a federal or state law, rule or regulation relating to liquor or substantial infraction of ~~any~~ a rule adopted by the bureau.

A. This subsection does not require the District Court Judge to hold licensees ~~who~~ that sold liquor to minors who furnished fraudulent proof of age liable administratively;

2. False material statement. Knowingly making a false material statement of fact in the application for the license or certificate of approval; and

3. Failure to maintain requirements. Failure to have and maintain throughout the entire license or certificate of approval period all of the requirements of definitions, laws and rules necessary to qualify for a license or certificate of approval.

A. For this offense the District Court Judge may suspend licenses or certificates of approval for an indefinite period of time until the District Court Judge is satisfied that the licensee has conformed to all applicable qualifications ~~required for licensing~~.

Sec. 117. 28-A MRSA §803, as amended by PL 2013, c. 476, Pt. A, §§22 to 24, is further amended to read:

§803. Revocation or suspension procedure

1. Violation of law or rule. Upon discovering a violation of federal or state law, rule or regulation relating to liquor, or an infraction of a rule adopted by the bureau, the director of the bureau, or the director's designee, shall:

A. Report the violation to the District Court Judge in a signed complaint; or

B. Issue warnings to the licensees involved.

2. Notice and hearing. Except as provided under subsection 6, upon receipt of a signed complaint prepared under subsection 1, paragraph A, notice must be provided and a hearing must be held according to the following procedures.

A. The director of the bureau or the director's designee shall notify the licensee or the licensee's agent or employee by serving on the licensee or the licensee's agent or employee a copy of the complaint and a notice stating the time and place of the

hearing and that the licensee or the licensee's agent or employee may appear in person or by counsel at the hearing. Service of the complaint and hearing notice upon the licensee is sufficient when served in hand by the director's designee or when sent by registered or certified mail at least 7 days before the date of the hearing to the address given by the licensee at the time of the licensee's application for a license or certificate of approval. Service of the complaint and hearing notice upon a licensee's agent or employee is sufficient when served in hand by the director's designee or when sent by registered or certified mail at least 7 days before the date of the hearing to the address given by the agent or employee at the time the agent or employee was initially notified by the bureau of the violation. The director or the director's designee shall file proof of service with the District Court.

B. The District Court shall conduct a hearing limited to the facts, the law and the rules of the bureau, as specified in the complaint.

C. The District Court shall conduct the hearing in the following manner.

(1) The District Court may administer oaths to witnesses and issue subpoenas at the request of any party, including subpoenas to compel the attendance of parents and legal guardians of unemancipated minors.

(a) The bureau shall pay to the witnesses the legal fees for travel and attendance, except that, notwithstanding Title 16, section 253, the bureau is not required to pay the fees before the travel and attendance occur.

(2) Hearsay testimony is not admissible during the hearing. The licensees, agents or employees named in the complaint have the right to have all witnesses testify in person at the hearing.

(3) The District Court shall conduct hearings in one or more designated places that are the most convenient and economical for all parties concerned in the hearing.

D. The District Court shall render a decision in each case, based upon the facts, the law and the rules of the bureau. The findings must specify the facts found and the law or rules found to be violated.

3. Suspension of penalty; place case on file. After hearing, the District Court ~~Judge~~ may:

A. Suspend a penalty; or

B. Place a case on file instead of imposing ~~any~~ a penalty.

4. Application of suspension or revocation. A suspension or revocation applies to premises and persons in the following manner.

A. If a licensee is directly or indirectly interested in more than one license or certificate of approval, suspensions apply only to the ~~premise~~ premises where the violation occurs.

B. If a licensee is interested directly or indirectly in more than one license or certificate of approval, the District Court ~~Judge~~ may order that a revocation apply to any of those premises.

C. If the licensee is a corporation, the District Court ~~Judge~~ shall treat the officers, directors and substantial stockholders as individuals.

5. Term of suspension or revocation. Except as provided by section 802, subsection 3, suspensions must be for a definite period of time. If the District Court ~~Judge~~ revokes a license or certificate of approval, the District Court ~~Judge~~ shall specify that the bureau may not issue a license or certificate of approval to the person whose license or certificate of approval is revoked for a period of not less than one year nor more than 5 years from the date of revocation.

6. Warnings. Upon the written recommendation of the director of the bureau, or the director's designee, the District Court ~~Judge~~, instead of notifying a licensee against ~~whom which~~ a complaint is pending to appear for hearing, may send the licensee a warning. Warnings must be sent by registered or certified mail and contain a copy of the complaint. A licensee to ~~whom which~~ a warning is sent may demand a hearing by notifying the District Court ~~Judge~~ by registered or certified mail within 10 days from the date the warning was mailed.

7. License or certificate of approval subsequent to violation. ~~If violations a violation by licensees occur in one year's license period and remain a licensee remains undiscovered during the one-year period of the license or certificate of approval or carry over into the next license year continues after the licensee's license or certificate of approval has been renewed, pending investigation or final disposition either in criminal courts or before the District Court Judge, any the license or certificate of approval issued for a new license year subsequent to the violation may be suspended or revoked by the District Court Judge.~~

8. Fines. Notwithstanding any ~~other provisions~~ provision of this Title to the contrary, the District Court ~~Judge~~ may impose a fine of a specific sum on a licensee or the licensee's agent or employee, of not less than \$50 nor more than \$1,500, for any one offense. Such a fine may be imposed instead of or in addition to any suspension or revocation of a license or certificate of approval by the court.

A. The District Court ~~Judge~~ shall maintain a record of all fines received by the court and shall pay the

finances into the General Fund by the 15th day of each month.

9. Offer in compromise. Notwithstanding any other provisions ~~provision~~ of this Title to the contrary, the District Court Judge may accept from ~~any a~~ a wholesale licensee or certificate of approval holder under this Title an offer in compromise in lieu of suspension of ~~any a~~ a wholesale license or certificate of approval suspended by the District Court Judge.

A. A wholesale licensee or certificate of approval holder may petition the District Court Judge to accept an offer in compromise within 10 days following receipt of notice of the suspension.

B. The fine in lieu of suspension, when an offer in compromise is accepted by the District Court Judge, ~~shall must be calculated in accordance with the following formula: 50% of the daily gross profit multiplied by the number of days of license suspension, except that the fine may not be less than \$75 for each day of license suspension or more than \$1,500 for any one offense. For purposes of this paragraph, "daily gross profit" means 1/30 of the total gross receipts from the sale of liquor during the 30 business days immediately before the date of receipt of the notice of the license suspension, less the invoice cost of the liquor sold by the wholesale licensee or certificate of approval holder during those 30 business days.~~

~~(1) Fifty percent of the daily gross profit multiplied by the number of license suspension days. Daily gross profit shall be determined to be 1/30 of the total gross receipts from the sale of liquor during the 30 business days immediately before the date of receipt of the notice of the license suspension, less the invoice cost of the liquor which was sold by the wholesale licensee or certificate of approval holder during those 30 business days;~~

~~(2) No such fine, in any event, shall be less than \$75 for each day of license suspension; and~~

~~(3) The fine must not exceed \$1,500 for any one offense.~~

C. The wholesale licensee or certificate of approval holder shall pay the fine to the District Court within 5 days from the date of the acceptance of the offer in compromise. The District Court Judge shall then pay the fine into the General Fund.

D. If a wholesale licensee or certificate of approval holder fails to pay the fine in full within the time period allowed in this subsection, the suspension of license or certificate of approval begins on the following day.

Sec. 118. 28-A MRSA §804, as amended by PL 1999, c. 547, Pt. B, §78 and affected by §80, is further amended to read:

§804. Record of proceedings and transcript

The District Court Judge shall keep a full and complete record of all proceedings on the revocation and suspension of ~~any a~~ a license or certificate of approval issued by the bureau. The District Court Judge is not required to have a transcript of the testimony prepared unless required for rehearing or appeal.

Sec. 119. 28-A MRSA §805, as amended by PL 2011, c. 559, Pt. A, §32, is further amended to read:

§805. Appeal from decision of District Court Judge or bureau

1. Aggrieved person may appeal within 30 days. ~~Any A~~ a person aggrieved by the decision of the District Court Judge in revoking or suspending any license or certificate of approval issued by the bureau or by refusal of the bureau to issue ~~any a~~ a license ~~applied for or certificate of approval~~ may, within 30 days of the decision or refusal, appeal to the Superior Court by filing a complaint.

- A. The 30-day period for appeal begins on:
 - (1) In the case of ~~license revocation or a~~ suspension or revocation, the effective date of the suspension or revocation; or
 - (2) In the case of refusal by the bureau to issue a license or certificate of approval, on the day when the bureau sends by registered or certified mail notice to the applicant at the address of the applicant's business given in the applicant's application for a license or certificate of approval.

B. Filing the complaint in the Superior Court stops the running of the limitation period.

2. Suspension or revocation suspended pending appeal. The operation of a suspension or revocation of a license or certificate of approval imposed by the District Court shall ~~shall~~ **must** be suspended, pending judgment of the Superior Court, if the licensee files an appeal in the Superior Court and notifies the District Court that the appeal has been filed, within 7 days of the mailing of the decision of the District Court by certified mail to the address given by the licensee at the time of the application for ~~a the~~ the license or certificate of approval.

4. Superior Court decision. After the hearing, the Superior Court may affirm, modify or reverse the decision of the District Court Judge.

5. Further appeal. An ~~aggrieved~~ aggrieved person may appeal the Superior Court decision to the Supreme Judicial Court. Upon appeal, the Supreme Judicial Court may, after consideration, reverse or modify

any decree made by the Superior Court based upon an erroneous ruling or finding of law.

Sec. 120. 28-A MRSA §1001, sub-§3, ¶A, as enacted by PL 1987, c. 45, Pt. A, §4, is further amended to read:

A. ~~Airlines~~ Airline corporations;

Sec. 121. 28-A MRSA §1001, sub-§3, ¶E-1 is enacted to read:

E-1. Curling centers;

Sec. 122. 28-A MRSA §1001, sub-§3, ¶F, as amended by PL 1987, c. 342, §57, is repealed.

Sec. 123. 28-A MRSA §1001, sub-§3, ¶I, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

I. Indoor ice skating ~~clubs~~ centers;

Sec. 124. 28-A MRSA §1001, sub-§3, ¶J, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

J. Indoor racquet ~~clubs~~ centers;

Sec. 125. 28-A MRSA §1001, sub-§3, ¶L, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

L. Qualified catering services; ~~and~~

Sec. 126. 28-A MRSA §1001, sub-§3, ¶L-1 is enacted to read:

L-1. Railroad corporations; and

Sec. 127. 28-A MRSA §1001, sub-§3, ¶M, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

M. ~~Vessels~~ Vessel corporations.

Sec. 128. 28-A MRSA §1003, sub-§3, ¶A, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

A. ~~Airlines~~ Airline corporations;

Sec. 129. 28-A MRSA §1003, sub-§3, ¶E-1 is enacted to read:

E-1. Curling centers;

Sec. 130. 28-A MRSA §1003, sub-§3, ¶F, as amended by PL 1987, c. 342, §60, is repealed.

Sec. 131. 28-A MRSA §1003, sub-§3, ¶I, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

I. Indoor ice skating ~~clubs~~ centers;

Sec. 132. 28-A MRSA §1003, sub-§3, ¶J, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

J. Indoor racquet ~~clubs~~ centers;

Sec. 133. 28-A MRSA §1003, sub-§3, ¶L, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

L. Qualified catering services; ~~and~~

Sec. 134. 28-A MRSA §1003, sub-§3, ¶L-1 is enacted to read:

L-1. Railroad corporations; and

Sec. 135. 28-A MRSA §1003, sub-§3, ¶M, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

M. ~~Vessels~~ Vessel corporations.

Sec. 136. 28-A MRSA §1004, sub-§3, ¶A, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

A. ~~Airlines~~ Airline corporations;

Sec. 137. 28-A MRSA §1004, sub-§3, ¶E-1, as enacted by PL 1995, c. 558, §3, is amended to read:

E-1. Curling ~~clubs~~ centers;

Sec. 138. 28-A MRSA §1004, sub-§3, ¶F, as enacted by PL 1987, c. 342, §62, is repealed.

Sec. 139. 28-A MRSA §1004, sub-§3, ¶I, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

I. Indoor ice skating ~~clubs~~ centers;

Sec. 140. 28-A MRSA §1004, sub-§3, ¶J, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

J. Indoor racquet ~~clubs~~ centers;

Sec. 141. 28-A MRSA §1004, sub-§3, ¶M-1 is enacted to read:

M-1. Railroad corporations;

Sec. 142. 28-A MRSA §1004, sub-§3, ¶O, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

O. ~~Vessels~~ Vessel corporations.

Sec. 143. 28-A MRSA §1005, sub-§3, ¶A, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

A. ~~Airlines~~ Airline corporations;

Sec. 144. 28-A MRSA §1005, sub-§3, ¶E-1 is enacted to read:

E-1. Curling centers;

Sec. 145. 28-A MRSA §1005, sub-§3, ¶F, as amended by PL 1987, c. 342, §64, is repealed.

Sec. 146. 28-A MRSA §1005, sub-§3, ¶I, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

I. Indoor ice skating ~~clubs~~ centers;

Sec. 147. 28-A MRSA §1005, sub-§3, ¶J, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

J. Indoor racquet ~~clubs~~ centers;

Sec. 148. 28-A MRSA §1005, sub-§3, ¶M-1 is enacted to read:

M-1. Railroad corporations;

Sec. 149. 28-A MRSA §1005, sub-§3, ¶Q, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

Q. ~~Vessels~~ Vessel corporations.

Sec. 150. 28-A MRSA §1007, sub-§3, ¶A, as amended by PL 1987, c. 342, §68, is further amended to read:

A. ~~Off-premise~~ Off-premises retailers with a qualifying stock of groceries, compatible merchandise or combination of both, as described in section 1201, subsections 6 and 7.

Sec. 151. 28-A MRSA §1009, sub-§3, ¶A, as repealed and replaced by PL 1987, c. 342, §72, is amended to read:

A. ~~Off-premise~~ Off-premises retailers with a qualifying stock of groceries, compatible merchandise or combination of both, as described in section 1201, subsections 6 and 7.

Sec. 152. 28-A MRSA §1010-A, sub-§2, as amended by PL 2011, c. 497, §1, is repealed and the following enacted in its place:

2. Fees. The fees for a Class VIII license are as follows:

A. The initial fee for a Class VIII license is \$2,000;

B. The annual renewal fee for a Class VIII license is \$700; and

C. The fee to transfer a Class VIII license to a new owner of an agency liquor store in accordance with section 457 is \$2,000.

Sec. 153. 28-A MRSA §1010-A, sub-§3, ¶A, as enacted by PL 2011, c. 460, §2, is amended to read:

A. Agency liquor store licensees with a qualifying stock of groceries, compatible merchandise or a combination of both, as described in section 1201, subsections 6 and 7.

Sec. 154. 28-A MRSA §1011-A, sub-§1, as enacted by PL 1993, c. 410, Pt. ZZ, §17, is amended to read:

1. Types of liquor that may be sold. A Class XI licensee may sell spirits, wine and malt ~~to be consumed on the premises where sold~~ liquor for on-premises consumption.

Sec. 155. 28-A MRSA §1012, sub-§1, as amended by PL 1987, c. 623, §12, is further amended to read:

1. Incorporated civic organizations. An incorporated civic organization may obtain up to 5 licenses per year to sell spirits, wine and malt liquor ~~to be consumed on the premises~~ for on-premises consumption as provided in section 1071. The fee for each license is \$50.

A. The license fee for each license is\$ 50.

Sec. 156. 28-A MRSA §1012, sub-§2, as amended by PL 2017, c. 17, §6, is repealed and the following enacted in its place:

2. Auxiliary license. The following licensed establishments may obtain an auxiliary license to sell spirits, wine or malt liquor for on-premises consumption at one additional premises as provided in section 1075:

A. A Class A restaurant located at, a Class A restaurant/lounge located at, a Class A lounge located at or a hotel with a Class I license located at a ski area, golf course or disc golf course; and

B. A golf course with a Class I license or a club with a Class I or Class V license located at a golf course or disc golf course.

The fee for an auxiliary license is \$100.

Sec. 157. 28-A MRSA §1012, sub-§3, as amended by PL 2021, c. 76, §1, is repealed and the following enacted in its place:

3. Off-premises catering license. A club licensed to sell spirits, wine and malt liquor or a licensed Class A restaurant, licensed Class A restaurant/lounge, licensed Class A lounge, licensed hotel, licensed bed and breakfast, licensed auditorium, licensed civic auditorium or licensed performing arts center may obtain a license to conduct off-premises catering of the same type or types of liquor that the establishment may sell pursuant to the establishment's underlying club, Class A restaurant, Class A restaurant/lounge, Class A lounge, hotel, bed and breakfast, auditorium, civic auditorium or performing arts center license as provided in section 1052. The fee for an off-premises catering license is \$10 per calendar day of the event or gathering.

Sec. 158. 28-A MRSA §1012, sub-§4, as amended by PL 2017, c. 167, §19, is repealed and the following enacted in its place:

4. Golf course or disc golf course mobile service bar. A licensee that is the owner of a golf course or disc golf course and a licensee that is a Class A restaurant located at, a Class A restaurant/lounge located at or a hotel with a Class I license located at a golf course or disc golf course may apply for a license to sell liquor from a mobile service bar as provided in section 1075-A. The license fee per calendar year is \$100.

Sec. 159. 28-A MRSA §1012, sub-§6, ¶C, as amended by PL 2019, c. 404, §16, is further amended to read:

C. A minibar may be stocked with ~~beer~~ malt liquor, wine and spirits as well as other complementary merchandise;

Sec. 160. 28-A MRSA §1012, sub-§6, ¶D, as enacted by PL 2009, c. 458, §2, is amended to read:

D. Supplies of ~~beer~~ malt liquor and wine for a hotel minibar must be purchased from a wholesale licensee;

Sec. 161. 28-A MRSA §1051, sub-§3, ¶A, as amended by PL 1999, c. 236, §2, is further amended to read:

A. Subject to law and the rules of the bureau, hotel or bed and breakfast licensees may sell liquor in the original packages or by the drink to ~~bona fide registered room hotel~~ hotel guests or bed and breakfast guests, respectively. ~~Any~~ A sale to a hotel guest or bed and breakfast guest may be delivered to the guest's room only by a hotel or bed and breakfast employee, respectively.

Sec. 162. 28-A MRSA §1051, sub-§3, ¶B, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

B. A licensee may serve liquor at locations other than the licensed premises under the ~~off premise~~ off-premises catering license issued under section 1052.

Sec. 163. 28-A MRSA §1051, sub-§4, as enacted by PL 1997, c. 306, §1, is amended to read:

4. Partially Removal of partially consumed bottles of wine from premises. Notwithstanding subsection 3, ~~any~~ an establishment licensed by the State to sell wine on the premises may permit a person who has purchased a full ~~course~~ meal, and purchased and partially consumed a bottle of ~~table~~ wine with the full meal, to remove the partially consumed bottle from the premises upon departure, ~~provided that as long as~~ the person is not visibly intoxicated as provided in section 2503, subsection 7; and the bottle of ~~table~~ wine is removed and transported in a manner consistent with subsection 5.

Sec. 164. 28-A MRSA §1051, sub-§5, as amended by PL 1999, c. 293, §1, is further amended to read:

5. Transporting Transportation of partially consumed bottles of wine. A partially consumed bottle of ~~table~~ wine that is removed from the premises under subsection 4 must be transported in compliance with Title 29-A, section 2112-A, if transported by motor vehicle, or securely sealed and bagged if transported on foot or by means other than a motor vehicle.

Sec. 165. 28-A MRSA §1051, sub-§6, as amended by PL 2019, c. 404, §18, is further amended to read:

6. Spirits taste-testing events for retail licensees on on-premises retail licensee's premises. A ~~distiller distillery~~, a licensed spirits sales representative and the ~~State's~~ wholesale ~~liquor~~ spirits provider, with the written permission of the bureau, may rent or lease an area or room from an on-premises retail licensee for the purpose of inviting retail licensees to taste test spirits. Spirits taste-testing events must be conducted during hours that are authorized by the bureau for the sale of the product on the premises. The following conditions apply to ~~all taste testing~~ each taste-testing event conducted under this subsection.

A. The ~~distiller distillery~~, the licensed spirits sales representative or the ~~State's~~ wholesale ~~liquor~~ spirits provider may provide the products for ~~taste testing~~ the taste-testing event only if the retail price has been paid and a record of the transaction is maintained and made available to the bureau.

B. The taste-testing ~~activity event~~ may be conducted only within a special designated area or room.

C. The taste-testing ~~activity event~~ may be open only to invited retail licensees or their authorized agents and not to family members, guests or the ~~general~~ public.

D. After the taste-testing ~~activity event~~ is concluded, the ~~distiller distillery~~, the licensed spirits sales representative or the wholesale ~~liquor~~ spirits provider, as applicable, shall remove all products supplied for the taste-testing ~~activity event~~ from the retail licensee's premises.

E. Spirits may not be served to a person who is a minor or who is visibly intoxicated.

Sec. 166. 28-A MRSA §1051, sub-§8, as amended by PL 2019, c. 404, §19, is further amended to read:

8. Liquor taste-testing events for general public on on-premises retail licensee's premises. The bureau may authorize an ~~on-premise on-premises~~ retail licensee to conduct ~~taste testings of liquor~~ taste-testing events open to the public on the licensed premises. ~~Taste-testing events under this subsection must be conducted during hours that are authorized by the bureau for the sale of liquor on the licensed premises and~~ may be held in collaboration with a certificate of approval holder, sales representative licensed under section 1502 or wholesale licensee. An ~~on-premise on-premises~~ retail licensee may request authority to conduct a ~~taste testing~~ taste-testing event using forms prescribed by the bureau. ~~The request must indicate if a sales representative licensed under section 1502 will be pouring samples of liquor for taste testing and verification that the sales representative has successfully completed an alcohol server education course approved by the commissioner.~~ The following conditions apply to all taste-testing events conducted under this subsection.

A. Liquor may not be served to persons who have not yet attained 21 years of age.

B. A person may not be served more than a total of 12 ounces of malt liquor having an alcohol content of 6% or less; for malt liquor having an alcohol content greater than 6% but less than 12%, a person may not be served more than a total of 6 ounces; or, for malt liquor having an alcohol content of 12% or greater, a person may not be served more than a total of 3 ounces.

C. A person may not be served more than a total of 5 ounces of wine having an alcohol content of 14% or less; or, for wine having an alcohol content greater than 14%, a person may not be served more than a total of 3 ounces of wine.

D. A person may not be served more than a total of 1 1/2 ounces, in 1/2 ounce servings, of spirits having an alcohol content of 80 proof or less; or, for spirits containing an alcohol content of greater than 80 proof, a person may not be served more than a total of 3/4 of an ounce in 1/4 ounce servings.

E. A person may not be charged a fee for any liquor served as part of a taste-testing event.

F. A person may not be served who is visibly intoxicated.

G. A taste-testing event must be conducted within the hours of retail sale established in this Title.

H. The retail licensee must obtain the written permission of the bureau before conducting a taste-testing event.

I. The retail licensee may conduct no more than one taste-testing event per month.

J. A taste-testing event is not allowed in any municipality where on-premises and off-premises sales are not allowed pursuant to chapter 5.

K. The retail licensee must notify the bureau of the date and time scheduled for a taste-testing event. ~~This notification must list the name of any sales representative licensed under section 1502 who will be pouring samples for taste testing.~~

L. Liquor served at a taste-testing event may be provided by the retail licensee purchasing the liquor from a wholesale licensee or ~~agency liquor store~~ a reselling agent. A record of a transaction under this paragraph must be maintained and made available to the bureau.

M. The retail licensee shall establish a designated area in which to conduct a taste-testing event in accordance with this section and shall make reasonable attempts to ensure that tastings are confined to the designated area.

N. The retail licensee, with prior approval from the bureau, may conduct an invitation-only taste-testing event at the licensed premises in place of or to coincide with a taste-testing event that is open to the public.

O. After a taste-testing event is concluded, the retail licensee may return any unused portion of liquor used to conduct the taste-testing event to the licensee's existing stock.

P. A certificate of approval holder, licensed sales representative or wholesale licensee ~~who that~~ participates in a taste-testing event may provide and distribute food or snacks to be consumed in conjunction with the liquor to be tasted at no cost to the public or the retail licensee if the total cost for the food or snacks does not exceed \$200 per event. Any remaining food or snacks provided in conjunction with a taste-testing event must be removed by the certificate of approval holder, licensed sales representative or wholesale licensee from the licensed premises at the conclusion of the event.

Q. A certificate of approval holder, licensed sales representative or wholesale licensee ~~who that~~ participates in a taste-testing event may provide material to advertise the liquor being offered at the taste-testing event or for the promotion of responsible use of alcohol. A certificate of approval holder, licensed sales representative or wholesale licensee may use the advertising material only for promotional display on the licensed premises. Advertising material related to the taste-testing event may include signs, coasters, napkins, table tents and items of like value and must be removed by the certificate of approval holder, licensed sales representative or wholesale licensee from the licensed premises at the conclusion of the event.

R. A certificate of approval holder, licensed sales representative or wholesale licensee ~~who that~~ participates in a taste-testing event may distribute novelties to the public during the event at a cost not to exceed \$3 per novelty. All remaining novelties under this paragraph must be removed by the certificate of approval holder, licensed sales representative or wholesale licensee from the licensed premises at the conclusion of the taste-testing event.

S. Liquor may be poured for the taste-testing event only by the owner or an employee of the on-premises retail licensee, by a sales representative licensed under section 1502 or, if the manufacturer of the liquor being poured is licensed under section 1355-A, by the manufacturer or an employee of the manufacturer.

The bureau may adopt rules to implement this subsection. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 167. 28-A MRSA §1052, as amended by PL 2021, c. 76, §2, is further amended to read:

§1052. ~~Off-premise~~ Off-premises catering at planned events or gatherings

1. ~~Off-premises catering license for sale of liquor off premises.~~ Class A restaurants, Class A lounges, Class A restaurant/lounges, hotels, bed and breakfasts, clubs, auditoriums, civic auditoriums and performing arts centers A club licensed to sell spirits,

wine and malt liquor or a licensed Class A restaurant, licensed Class A restaurant/lounge, licensed Class A lounge, licensed hotel, licensed bed and breakfast, licensed auditorium, licensed civic auditorium or licensed performing arts center may apply for an additional license to conduct off-premises catering ~~of spirits, wine and malt liquor~~ at planned events or gatherings to be held at locations other than the licensee's premises under this section.

~~2. Fee.~~ The license fee for the off-premise catering license is \$10 per calendar day of the event or gathering.

~~3. Sponsor Type of event.~~ The off-premise sales An off-premises catering license authorizes the licensee to sell the type or types of liquor specified in subsection 3-A only at:

- A. Public events or public gatherings sponsored by a charitable, nonprofit organization or civic group; and
- B. Private events or private gatherings sponsored by an individual person, organization or association of persons.

~~3-A. Type of liquor.~~ An off-premises catering licensee may sell at an event described in subsection 3 only the type or types of liquor that the licensee is authorized to sell pursuant to the licensee's underlying club, Class A restaurant, Class A restaurant/lounge, Class A lounge, hotel, bed and breakfast, auditorium, civic auditorium or performing arts center license.

~~4. Application.~~ The licensee must apply for an off-premises catering license by filing a written application with the bureau at least 24 hours before the event or gathering. The application must include the following:

- A. Title and purpose of the event;
- B. Date, time and duration;
- C. Location;
- D. Approximate number of persons to be accommodated;
- E. Name and address of the sponsoring person, organization or association;
- F. If food is to be served, the name and address of the food caterer, if other than the licensee; and
- G. Approval by the municipal officers, or a municipal official designated by the municipal officers, of the municipality in which the proposed additional licensed premises are located, which, notwithstanding section 653, may be granted without public notice. The bureau shall accept approval required under this paragraph in electronic form submitted by the applicant or directly by the municipality to the bureau.

~~5. Ruling on application.~~ Upon receipt of the application, the bureau may immediately approve or deny the application. The bureau shall advise the applicant that the license and the ~~off-premise off-premises~~ sales license may be revoked and suspended under chapter 33.

~~6. Local option questions.~~ The bureau may not grant approval for the sale of liquor at events to be held in areas where the voters have voted in the negative concerning the pertinent local option questions.

Sec. 168. 28-A MRSA §1052-D, as amended by PL 2019, c. 404, §§20 to 25, is further amended to read:

§1052-D. Taste-testing event license

~~1. Taste-testing event license.~~ A person who has been issued a license under section 1355 A, a wholesaler licensed under section 1401, a person who has been granted a certificate of approval from the bureau, a supplier or foreign manufacturer of spirits or a broker One or more certificate of approval holders, wholesale licensees or spirits suppliers may apply jointly in any combination for a license to participate in a taste-testing event subject to the conditions prescribed by this section. ~~For the purposes of this section, "broker" means a person who represents suppliers or manufacturers of spirits and "foreign manufacturer of spirits" means a person who produces spirits outside of the State.~~

~~2. Sponsored manufacturers.~~ For the purposes of this section, "sponsored manufacturer" means a manufacturer without a license or certificate of approval who that is sponsored by a certificate of approval holder or a manufacturer licensed under section 1355 A or a manufacturer who may participate in a taste testing event person licensed under subsection 1.

A sponsored manufacturer licensed in another state may participate in the taste-testing event in the same manner and subject to the same conditions as a manufacturer person licensed under section 1355 A or a person who has been granted a certificate of approval subsection 1 if:

- A. The sponsored manufacturer provides a copy of state and federal licenses or permits authorizing the manufacture of ~~alcoholic beverages~~ liquor; and
- B. The sponsored manufacturer is included on the application for the taste-testing event license.

Nothing in this section prohibits a ~~manufacturer licensed under section 1355 A or a manufacturer who has received a certificate of approval~~ person licensed under subsection 1 from sponsoring more than one sponsored manufacturer.

~~3. Application.~~ An applicant for a taste-testing event license shall submit a written application to the bureau no later than 15 calendar days prior to the first

day of the taste-testing event. The application must include the following:

- A. The name and address of each applicant;
- B. The title and purpose of the taste-testing event;
- C. The date, time and duration of the taste-testing event;
- D. The address and location of the taste-testing event including a description of the area designated for the taste-testing event;
- E. The names of each sponsored manufacturer ~~who that~~ intends to take part in the taste-testing event and the name of the certificate of approval holder or manufacturer ~~who that~~ has agreed to be the manufacturer's sponsor;
- F. The sample size and overall sample limit that will be imposed for each day of the taste-testing event consistent with the requirements in subsection 7, paragraph C; and
- G. Approval by the municipal officer or a municipal official designated by the municipal officers of the municipality where the taste-testing event will be located. Notwithstanding section 653, the approval may be granted without public notice.

4. Fee. The license fee for a taste-testing event license is \$20 for each ~~manufacturer licensed under section 1355 A, person licensed under subsection 1 and each sponsored manufacturer, wholesaler licensed under section 1401, certificate of approval holder or broker participating in the taste-testing event.~~

5. Ruling on application. Upon receipt of an application under subsection 3, the bureau shall immediately approve or deny the application. The bureau shall advise applicants that the license may be suspended or revoked under chapter 33.

6. Up to 10 licensed events per year; one event per license. ~~A certificate of approval holder, a manufacturer licensed under section 1355 A, a supplier or foreign manufacturer of spirits, a broker or a wholesaler licensed under section 1401~~ A person eligible for a license under subsection 1 may obtain up to 10 licenses under this section per calendar year. Each license permits a taste-testing event lasting up to 4 consecutive days.

7. Conditions. The following conditions apply to taste-testing events licensed under this section.

- A. A person may not be charged a fee, except the fee for admission, for any malt liquor, wine or spirits that are offered for taste testing at the event. ~~This paragraph does not apply to malt liquor, wine or spirits that are sold for on-premises consumption under a license duly issued by the bureau separate from a taste testing event license.~~

B. The venue for the taste-testing event may not be currently licensed to serve ~~alcoholic beverages any type of liquor~~ for on-premises consumption. If the venue is currently licensed for on-premises consumption, the bureau shall ~~permit the temporary surrender of the venue's license for the duration of the taste testing event temporarily suspend the authority of the on-premises retail licensee to sell liquor for on-premises consumption in the area designated for the taste-testing event.~~ Notwithstanding paragraph A, the on-premises retail licensee may sell liquor for on-premises consumption outside the area designated for the taste-testing event.

C. A licensee under this section shall limit the size of samples provided for tasting to 4 ounces of malt liquor, 1 1/2 ounces of wine and 1/2 ounce of spirits. A licensee shall limit the total number of samples to 12 per day, per person, except that:

(1) The 12-sample limit does not apply when the licensee provides a variety of substantial food offerings to patrons of the taste-testing event. For the purposes of this subparagraph, "substantial food" does not include offerings such as prepackaged snacks, pretzels, peanuts, popcorn or chips; and

(2) The sample-size and 12-sample limit do not apply when a licensee includes, as part of a taste-testing event, a multicourse sit-down meal designed to pair food with complementing ~~alcoholic beverages liquor~~. This exception applies only at a taste-testing event that is designed to promote the food and beverage or hospitality industry at which at least 50% of the vendors represent and promote a business other than the manufacture or distribution of liquor.

D. A licensee under this section shall record ~~of~~ the number of patrons admitted to the taste-testing event by requiring patrons to submit a ticket or sign a register or by employing some similar method of tracking attendance.

E. Points of entry to the taste-testing venue must be clearly defined and monitored to ensure consumption takes place only within the designated area of the taste-testing event.

F. A minor is prohibited from attending the taste-testing event unless accompanied by a parent or guardian or unless the alcohol served at the taste-testing event is confined to a segregated area from which minors are prohibited.

G. Malt liquor, wine or spirits for taste testing may not be poured in advance and made available for patrons of the taste-testing event to serve themselves.

H. A person who is visibly intoxicated may not be served.

I. ~~A licensee under this section who is a manufacturer licensed under section 1355-A, is a wholesaler licensed under section 1401 or is a certificate of approval holder~~ A person licensed under subsection 1 may provide for taste testing any malt liquor or wine that the licensee, ~~wholesaler or manufacturer~~ manufactures or distributes that is registered and authorized for distribution and sale under this Title. ~~A licensee under this section who is a manufacturer of spirits licensed under section 1355-A, a supplier or foreign manufacturer of spirits or a broker may provide for taste testing or any spirits that the licensee manufactures or distributes that are listed for sale by the commission.~~ Excise taxes for malt liquor and wine under section 1652 must be paid before the scheduled date of the taste-testing event.

J. A sponsored manufacturer may, for the purpose of promoting spirits, wine or malt liquor ~~or wine~~ for distribution and sale in the State, provide for taste testing any spirits, wine or malt liquor ~~or wine~~ that the sponsored manufacturer manufactures outside the State and that has been registered with the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau. All containers of spirits, wine or malt liquor ~~or wine~~ served in accordance with this paragraph, including empty containers, must be removed from the State following the taste-testing event. All spirits, wine and malt liquor ~~and wine~~ provided for the taste-testing event under this paragraph ~~is~~ are subject to excise taxes under section 1652 and premiums, when applicable, under section 1703.

K. Each ~~manufacturer, sponsored manufacturer, wholesaler, certificate of approval holder or broker licensed to take part in the taste testing event~~ person licensed under subsection 1 and each participating sponsored manufacturer described under subsection 2 shall make available to the bureau or local law enforcement agency upon request a list of the persons designated by the respective licensee to serve malt liquor, wine or spirits for taste testing at the event. The list must be accompanied by an affidavit attesting that no person designated to serve alcohol for taste testing has been found to have violated any state or federal law prohibiting the sale or furnishing of alcohol to a minor.

L. Each ~~manufacturer, sponsored manufacturer, wholesaler, certificate of approval holder or broker~~ person licensed under subsection 1 and each participating sponsored manufacturer described under subsection 2 shall provide to ~~any~~ a person designated to serve malt liquor, wine or spirits for taste testing a badge or similar means of identification

that clearly identifies the name of the ~~manufacturer, sponsored manufacturer, supplier, wholesaler or certificate of approval holder licensee or sponsored manufacturer~~. The badge or similar means of identification must be worn in a manner so that it is conspicuous and clearly visible to a person being served.

8. Information to be provided by the bureau.

The bureau shall develop an informational pamphlet or similar document that is posted on the bureau's publicly accessible website describing the conditions that apply to the conduct of a taste-testing event, including generally applicable laws and rules that are not described in this section. The bureau shall consider commonly cited violations from similar events that have been conducted in the State when developing the informational pamphlet or similar document.

9. Retail sales for off-premises consumption.

Notwithstanding any provision of this Title to the contrary, a licensed in-state brewery, small brewery, winery, small winery, distillery or small distillery may sell for off-premises consumption at a taste-testing event under this section malt liquor, wine or spirits manufactured in the State by the licensee under the following conditions.

A. Malt liquor, wine or spirits for retail sale must be prepackaged and sold by the bottle or case. A sale must be accompanied by a sales receipt.

B. Spirits sold by a distillery are subject to the listing, pricing and distribution provisions of this Title. Spirits sold by a small distillery may be sold in the same manner as permitted under section 1355-A, subsection 5, paragraph G.

Sec. 169. 28-A MRSA §1054, sub-§2, as amended by PL 2017, c. 13, §2, is further amended to read:

2. Permit required Authority to require permit.

A municipality or, in the case of an unincorporated place, the county commissioners may require ~~a~~ an on-premises retail licensee for sale of liquor to be consumed on the premises to obtain a permit for music, dancing or entertainment from the municipality or, in the case of an unincorporated place, the county commissioners of the county in which the licensed premises are located. The permit must specify which activities are prohibited on the licensed premises and may include a list of which activities are authorized, in accordance with local ordinances or regulations adopted by the municipality or unincorporated place.

Sec. 170. 28-A MRSA §1054, sub-§8, as amended by PL 1991, c. 377, §16, is further amended to read:

8. Appeal procedure. ~~Any~~ If the municipality has a board of appeals, as described in Title 30-A, section 2691, a licensee who that has applied for a permit and

has been denied, or ~~whose has had its permit has been~~ revoked or suspended, may appeal the decision to the ~~municipal~~ board of appeals, ~~as defined in Title 30-A, section 2691,~~ within 30 days of the denial, suspension or revocation. ~~The municipal board of appeals, if the municipality has such a board,~~ may grant or reinstate the permit if it finds that:

- A. The permitted activities would not constitute a detriment to the public health, safety or welfare, or violate municipal ordinances or regulations; or
- B. The denial, revocation or suspension was arbitrary and capricious.

Sec. 171. 28-A MRSA §1054, sub-§11, as amended by PL 2017, c. 13, §2, is further amended to read:

11. Municipal ordinances or regulations. A if a municipality requires permits under subsection 2, the municipality shall adopt ordinances or authorize the municipal officers to establish written regulations governing the following aspects of the permits.

- A. These ordinances or regulations must govern:
 - (1) The issuance, suspension and revocation of these permits;
 - (2) The classes of permits and fees for the issuance of these permits;
 - (3) The music, dancing or entertainment permitted under each class; and
 - (4) Other limitations on these activities required to protect the public health, safety and welfare.
- B. These ordinances or regulations may specifically determine:
 - (1) The location and size of premises to which the permits may apply;
 - (2) The facilities that may be required for the permitted activities on those premises;
 - (3) The hours during which the permitted activities may take place; and
 - (4) The lighting level required, which may be lowered when the entertainment is provided.

Sec. 172. 28-A MRSA §1054, sub-§12, as amended by PL 2017, c. 13, §2, is further amended to read:

12. Unincorporated place. If licensed premises are located in an unincorporated place in which the county commissioners require permits under subsection 2, the county commissioners of the county in which the unincorporated place is located shall grant, suspend or revoke permits in the same manner and with the same

~~authority as municipal officers. The county commissioners and shall adopt regulations in the same manner as municipal officers.~~

Sec. 173. 28-A MRSA §1055, as enacted by PL 2015, c. 142, §3, is amended by amending the section headnote to read:

§1055. Liquor samples at Class A restaurants and Class A restaurant/lounges

Sec. 174. 28-A MRSA §1055, sub-§1, ¶G, as enacted by PL 2015, c. 142, §3, is amended to read:

G. Spirits served as a sample must be purchased from ~~the State or the State's contracted wholesaler~~ a reselling agent.

Sec. 175. 28-A MRSA §1061, sub-§2, as amended by PL 1995, c. 270, §1, is further amended to read:

2. Minors not permitted on premises. Except as provided in paragraph B, ~~no~~ a hotel licensee may not permit any a minor in any a hotel lounge that serves alcoholic beverages where liquor is served.

- B. This subsection does not apply when:
 - (1) The minor is accompanied by a parent, legal guardian or custodian, as defined in Title 22, section 4002;
 - (2) The minor is employed under section 704; or
 - (3) The licensee does not permit consumption of liquor on the licensed premises.

Sec. 176. 28-A MRSA §1061, sub-§3, as amended by PL 1987, c. 342, §83, is further amended to read:

3. Income from sale of food requirement. At least 10% of the gross annual income, ~~not including income from the rental of rooms or from a minibar licensed under section 1012,~~ must be from the sale of food for each licensed hotel. ~~This requirement does not apply to a hotel that has a Class I-A license under section 1002.~~

Sec. 177. 28-A MRSA §1061, sub-§3-A is enacted to read:

3-A. Bureau to determine whether new applicant would probably meet sale of food requirement. The bureau may not issue an initial license to a hotel unless it determines that the applicant would probably meet the requirements of subsection 3. This requirement does not apply to a hotel that applies for a Class I-A license under section 1002.

Sec. 178. 28-A MRSA §1061, sub-§3-B is enacted to read:

3-B. Proof of compliance with sale of food requirement for license renewal. The bureau may not

renew a hotel's license unless the licensee furnishes the bureau with proof that the previous year's business met the requirements of subsection 3. If the bureau determines that the licensee has not satisfied the requirements of subsection 3, the bureau may renew the license for only one year, during which the licensee must meet the requirements of subsection 3 to be eligible for further license renewal. This subsection does not apply to a hotel that has a Class I-A license under section 1002.

Sec. 179. 28-A MRSA §1062, as amended by PL 1997, c. 373, §§87 to 89, is further amended to read:

§1062. Restaurant requirements Restaurants

1. Issuance of licenses. The bureau may issue licenses under this section for the sale of wine and malt liquor ~~to be consumed on the premises for on-premises consumption~~ to restaurants, as defined in section 2, subsection 15, paragraph Q.

3. Income from sale of food requirement. ~~Except as provided in paragraph B, at~~ At least 10% of the gross annual income must be from the sale of food for both year-round and part-time restaurants.

A. ~~The bureau may not renew any license for the sale of wine or malt liquor unless the licensee furnishes proof to the bureau that the previous year's business conformed to the income requirement of this subsection.~~

B. ~~Income from the bowling business in bowling alleys must not be included in the income requirement of this section.~~

4. Bureau determines who to determine whether new applicant would probably qualify meet sale of food requirement. The bureau may not issue ~~the an initial~~ license ~~if to a restaurant unless~~ it determines that the applicant ~~for a new license~~ would probably meet the requirements of subsection 3.

5. Proof of compliance with sale of food requirement for license renewal. The bureau may not renew a restaurant's license unless the licensee furnishes the bureau with proof that the previous year's business met the requirements of subsection 3. If the bureau determines that the licensee has not satisfied the requirements of subsection 3, the bureau may renew the license for only one year, during which the licensee must meet the requirements of subsection 3 to be eligible for further license renewal.

Sec. 180. 28-A MRSA §1063, as amended by PL 1995, c. 25, §1, is further amended to read:

§1063. Class A restaurants and Class A restaurant/lounges

1. Issuance of license. The bureau may issue licenses under this section for the sale of spirits, wine and malt liquor ~~to be consumed on the premises for on-premises consumption~~ to Class A restaurants, as defined in section 2, subsection 15, paragraph R₁ and to

Class A restaurant/lounges, as defined in section 2, subsection 15, paragraph R-1.

2. Income from sale of food requirement. At least a minimum amount of the gross annual income must be from the sale of food for each Class A restaurant or Class A restaurant/lounge. The income from the sale of food requirement is based on the population of the municipality in which the Class A restaurant or Class A restaurant/lounge is located. The bureau shall prorate the income from the sale of food requirement under this subsection for licensees that operate during only part of an annual license period.

A. In municipalities having a population of more than 50,000 persons:

(1) Year-round Class A restaurants or Class A restaurant/lounges must have a minimum gross annual income of \$50,000 per year from the sale of food to the public on their premises.

B. In municipalities having a population of more than 30,000 but not more than 50,000 persons:

(1) Year-round Class A restaurants or Class A restaurant/lounges must have a minimum gross annual income of \$40,000 per year from the sale of food to the public on their premises.

C. In municipalities having a population of more than 20,000 but not more than 30,000 persons:

(1) Year-round Class A restaurants or Class A restaurant/lounges must have a minimum gross annual income of \$30,000 per year from the sale of food to the public on their premises.

D. In municipalities having a population of not more than 20,000 persons:

(1) Year-round Class A restaurants or Class A restaurant/lounges must have a minimum gross annual income of \$20,000 per year in sale of food to the public on their premises.

3. Bureau determines to determine whether new applicant would probably qualify meet sale of food requirement. The bureau may not issue ~~the an initial~~ license ~~if to a Class A restaurant or a Class A restaurant/lounge unless~~ it determines that the applicant would probably qualify meet the requirements of subsection 2.

4. Licensee for renewal must show proof of meeting income requirement Proof of compliance with sale of food requirement for license renewal. The bureau may not renew ~~any a Class A restaurant's or a Class A restaurant/lounge's~~ license for the sale of liquor ~~under this subsection unless the licensee furnishes the bureau with proof that the previous year's business conformed to meet the income requirement requirements of this subsection 2. The bureau shall prorate food requirements for licensees who operate during only part of an annual license period~~ If the bureau determines that

the licensee has not satisfied the requirements of subsection 2, the bureau may renew the license for only one year, during which the licensee must meet the requirements of subsection 2 to be eligible for further license renewal.

Sec. 181. 28-A MRSA §1063-B, sub-§1, as enacted by PL 1999, c. 760, §4, is amended to read:

1. Issuance of licenses. The bureau may issue licenses under this section for the sale of malt liquor and wine ~~to be consumed on the premises for on-premises consumption~~ to pool halls as defined in section 2, subsection ~~23-A~~ 15, paragraph N-1.

Sec. 182. 28-A MRSA §1065, as amended by PL 2003, c. 493, §12 and affected by §14 and amended by c. 689, Pt. B, §6, is further amended by amending the section headnote to read:

§1065. Licenses for Class A lounges

Sec. 183. 28-A MRSA §1065, sub-§4, as amended by PL 2003, c. 493, §12 and affected by §14, is further amended to read:

4. Minors not allowed on premises. Minors are not permitted to remain on the premises of a licensed Class A lounge except when:

- A. The minor is accompanied by a parent, legal guardian or custodian, as defined in Title 22, section 4002; or
- B. The licensee does not permit consumption of liquor on the premises for a specific period of time or event.

Sec. 184. 28-A MRSA §1066-A, sub-§2, as amended by PL 1991, c. 824, Pt. A, §58, is further amended to read:

2. Minors not permitted on premises. Minors are not permitted to remain on the premises of a licensed tavern unless:

- A. Accompanied by a parent, legal guardian or custodian, as defined in Title 22, section 4002; or
- B. Employed under section 704.

Sec. 185. 28-A MRSA §1070, sub-§1, as amended by PL 2015, c. 101, §1, is further amended to read:

1. Issuance of licenses. The bureau may issue licenses to civic auditoriums as defined in section 2, subsection 15, paragraph C under this section for the sale of spirits, wine and malt liquor. The license may be issued to the owner of the civic auditorium, the operator of the civic auditorium or the entity providing ~~alcoholic beverages~~ spirits, wine and malt liquor to the public in the civic auditorium.

Sec. 186. 28-A MRSA §1070, sub-§5, as enacted by PL 2015, c. 101, §1, is amended to read:

5. Bottle service of spirits; designated areas. A civic auditorium licensee may sell spirits in original containers for service in a civic auditorium club suite under the following conditions:

- A. Spirits to be consumed in the club suite ~~are~~ must be provided exclusively by the civic auditorium licensee;
- B. Spirits containers provided for consumption in the club suite must remain in the club suite for the duration of the event for which they were provided;
- C. The number of spirits containers provided for consumption in the club suite may not exceed 6; and
- D. The registered tenant of the club suite or individual specifically granted access to the club suite by the civic auditorium ~~signs~~ must sign a contract with the civic auditorium agreeing that no person under 21 years of age will be provided or served ~~alcoholic beverages~~ liquor in the club suite.

For purposes of this subsection, "club suite" means a designated area within a civic auditorium designed to provide premium viewing of an event in the auditorium and to which access is limited to registered tenants, invited guests and those who have been specifically granted access by the operator of the civic auditorium and is not accessible to the ~~general~~ public or civic auditorium patrons with tickets that provide for general admission to that event at the auditorium. A club suite must have a clearly designated point of access for the registered tenant or person specifically granted access by the operator of the civic auditorium to ensure that persons present in the suite are limited to invited guests and employees providing services to the club suite.

Sec. 187. 28-A MRSA §1071, sub-§6, as corrected by RR 2015, c. 2, §17, is amended to read:

6. Server requirements. A ~~manufacturer licensed by the bureau under section 1355-A, a certificate of approval holder or a wholesaler who~~ wholesale licensee that provides malt liquor, wine, fortified wine or spirits for the public event or gathering being sponsored may serve its product at the event. An incorporated civic organization issued a license in accordance with this section shall provide the names of persons not licensed under chapter 51, 55 or 59 who will be serving ~~alcoholic beverages~~ malt liquor, wine or spirits at the event. In the event that a server from that list is unavailable, a licensed manufacturer, distributor, wholesaler, small winery or small brewery that has provided ~~alcoholic beverages~~ malt liquor, wine or spirits to be served at the event may provide serving assistance.

Sec. 188. 28-A MRSA §1072, sub-§2, as amended by PL 1987, c. 342, §96, is further amended to read:

2. Requirements. Except as provided in subsection 3, for at least one year immediately before filing the application for a license, a club must have:

- A. Been in continuous operation and existence;
- B. Regularly occupied as owner or lessee a suitable clubhouse or quarters for use of club members;
- C. Held regular meetings;
- D. Conducted its business through officers regularly elected; and
- E. Charged and collected dues from club members.

Sec. 189. 28-A MRSA §1072, sub-§4, as amended by PL 1997, c. 373, §99, is further amended to read:

4. Register of club members. Every club shall keep and maintain a register of the name, identity and address of each ~~member of the club~~ member. The club shall allow any liquor ~~enforcement officer~~ inspector or other authorized agent of the bureau to inspect the register at any reasonable time.

Sec. 190. 28-A MRSA §1072, sub-§5, as amended by PL 2019, c. 44, §1, is further amended to read:

5. Sale of liquor only to club members and guests; exception. Except as provided in paragraph A or B, licensed clubs may not sell liquor to anyone except club members and their guests accompanying them.

- A. Licensed veterans' and fraternal organizations and social clubs may sell liquor to members of the same national or affiliated international organization and to members of auxiliaries of the same national or affiliated international organization and their guests accompanying them.
- B. At the discretion of and by agreement with the bureau, a licensed veterans' organization may, subject to time-of-day and seasonal limitations defined at the time of license approval, sell liquor to the ~~general~~ public if the organization has a valid license and is located on an island off the coast of the State that is provided with ferry service pursuant to Title 23, Part 6 and Title 35-A, chapter 51. When a licensed veterans' organization sells liquor to the ~~general~~ public pursuant to this paragraph, the premises at which the liquor is sold are deemed a public place for purposes of Title 22, chapter 262 during the time the ~~general~~ public is invited or allowed to be present, and smoking, as defined in Title 22, section 1541, subsection 6, is prohibited during that time.

Sec. 191. 28-A MRSA §1072, sub-§6, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

6. Sales in original containers forbidden. ~~No~~ A club may not sell spirits in the original container.

Sec. 192. 28-A MRSA §1073, as amended by PL 2017, c. 167, §20, is further amended to read:

§1073. Indoor racquet ~~clubs~~ centers; indoor ice skating ~~clubs~~ centers; golf courses; curling ~~clubs~~ centers; and ~~bowling centers~~ disc golf courses

1. Issuance of licenses. The bureau may issue licenses under this section for the sale of spirits, wine and malt liquor ~~to be consumed on the premises for on-premises consumption to~~ bowling centers, curling clubs centers, disc golf courses, golf courses, indoor ice skating clubs centers and indoor racquet clubs centers as defined in section 2, subsection 15, paragraphs ~~B-1, D-1, F-1, G, J and K,~~ respectively.

2. Food availability. ~~The~~ A licensee under this section shall offer food for sale to the public at all times that liquor is for sale. ~~For bowling centers, at least 10% of the gross annual income, not including income from the bowling business, must be from the sale of food.~~

3. Separate area for sale of food and liquor. ~~The~~ A licensee under this section shall set aside a separate area for the sale and consumption of food and liquor in accordance with the rules of the bureau. ~~For bowling centers, that separate area may not include the area in which the game of bowling is conducted.~~

Sec. 193. 28-A MRSA §1073-A is enacted to read:

§1073-A. Bowling centers

1. Issuance of licenses. The bureau may issue a license under this section for the sale of spirits, wine and malt liquor for on-premises consumption to a bowling center as defined in section 2, subsection 15, paragraph B-1.

2. Separate area for sale of food and liquor. A licensee under this section shall set aside a separate area for the sale and consumption of food and liquor in accordance with the rules of the bureau. The separate area may not include the area in which the game of bowling is conducted.

3. Income from sale of food requirement. At least 10% of the gross annual income of a bowling center licensed under this section, not including income from the bowling business, must be from the sale of food.

4. Bureau to determine whether new applicant would probably meet sale of food requirement. The bureau may not issue an initial license to a bowling center unless it determines that the applicant would probably meet the requirements of subsection 3.

5. Proof of compliance with sale of food requirement for license renewal. The bureau may not renew

a bowling center's license under this section unless the licensee furnishes the bureau with proof that the previous year's business met the requirements of subsection 3. If the bureau determines that the licensee has not satisfied the requirements of subsection 3, the bureau may renew the license for only one year, during which the licensee must meet the requirements of subsection 3 to be eligible for further license renewal.

Sec. 194. 28-A MRSA §1074, as amended by PL 1997, c. 373, §101, is further amended to read:

§1074. Outdoor stadiums

1. Issuance of licenses. The bureau may issue licenses a license under this section for the sale of wine and malt liquor to be consumed on the premises and wine for on-premises consumption to an outdoor stadium stadium, as defined in section 2, subsection 15, paragraph M. A concessionaire or lessee may be issued a license under this section, regardless of whether it controls the premises, as long as that concessionaire or lessee complies with the notice provisions applicable to qualified catering services in section 1076, subsection 7 prior to exercising the license.

2. No sales at events for children. The A licensee under this section may not sell any malt liquor or wine at an outdoor stadium at any event primarily involving primary or secondary school children schoolchildren.

3. Conditions on sales. The A licensee under this section may not sell malt liquor or wine in the spectator stands at an outdoor stadium. Liquor may be sold A licensee may sell malt liquor or wine only by the glass in plastic or paper cups.

Sec. 195. 28-A MRSA §1075, as amended by PL 2017, c. 17, §8, is repealed and the following enacted in its place:

§1075. Auxiliary licenses

1. Issuance of licenses. Pursuant to section 1012, subsection 2 and subject to the requirements of subsection 1-A, the bureau may issue one auxiliary license under this section for the sale of spirits, wine or malt liquor for on-premises consumption at one additional premises to:

A. A Class A restaurant located at, a Class A restaurant/lounge located at, a Class A lounge located at or a hotel with a Class I license located at a ski area, golf course or disc golf course; or

A-1. A golf course with a Class I license or a club with a Class I or Class V license located at a golf course or disc golf course.

1-A. Qualifications. To qualify for an auxiliary license under this section:

A. The additional premises that will be subject to the auxiliary license must be located at the same ski

area, golf course or disc golf course as the licensee's current Class A restaurant, Class A restaurant/lounge, Class A lounge, hotel, golf course or club;

B. The additional premises must offer food for sale to the public, although the food need not be prepared at the additional premises; and

C. The additional premises must be properly equipped, including with tables, chairs and restrooms.

2. Sales for consumption on slopes or courses prohibited. A licensee under this section may not sell liquor at a ski area for consumption on the slopes away from the licensed area. Except as provided in section 1075-A, a licensee under this section may not sell liquor at a golf course or disc golf course for consumption on the course away from the licensed area.

Sec. 196. 28-A MRSA §1075-A, sub-§2, as amended by PL 2017, c. 167, §22, is further amended to read:

2. License. The bureau may issue a license for a mobile service bar to a licensee ~~who~~ that owns a golf course or disc golf course or may issue a license for a mobile service bar to a licensee that is a Class A restaurant located at, a Class A restaurant/lounge located at or Class I a hotel with a Class I license located at a golf course or disc golf course. The licensee shall ensure that:

A. All individuals selling, serving or dispensing liquor from a mobile service bar are employees of the golf course or disc golf course, except as provided in subsection 2-A;

B. The licensee does not possess or permit possession, sale or consumption of any liquor on the golf course or disc golf course other than that which is permitted and purchased by the licensee in accordance with the license or licenses granted;

C. A sufficient number of employees are deployed to adequately control and ensure adherence to laws applying to the serving, sale and consumption of liquor on the golf course or disc golf course;

D. Service or consumption of any liquor is not allowed in parking lots except as otherwise provided in this chapter;

E. A licensee or licensee's employees do not allow patrons to leave the golf course or disc golf course with any liquor;

F. Only one standard serving of liquor is served to ~~an individual~~ a patron at a time;

G. Signs are posted that state that a patron may not bring liquor onto the premises of the golf course or disc golf course;

H. Signs are placed on the mobile service bar that state that service or consumption of any liquor by a person under 21 years of age is prohibited;

I. Liquor from a mobile service bar is purchased and consumed only by those patrons engaged in a round of golf or disc golf;

J. The operator of a mobile service bar is at least 21 years of age and has successfully completed an alcohol server education course; and

K. The operator of a mobile service bar has the ability and necessary tools to immediately contact a golf course or disc golf course employee working at the part of the golf course or disc golf course licensed as an on-premises establishment or an employee of a Class A restaurant or Class A restaurant/lounge operating under a contract with a municipal golf course or disc golf course for assistance in enforcing the provisions of this section.

Sec. 197. 28-A MRSA §1075-A, sub-§3, as amended by PL 2017, c. 17, §9, is further amended to read:

3. Penalty Bringing liquor to course prohibited; penalty. A person who brings alcoholic beverages liquor onto the premises of a golf course or disc golf course commits a civil violation for which a fine of not less than \$250 nor more than \$1,500 may be adjudged.

Sec. 198. 28-A MRSA §1075-A, sub-§4, as repealed and replaced by PL 2005, c. 108, §5, is amended to read:

4. Revocation and suspension of license. A ~~Notwithstanding section 803, subsection 4, a licensee who holds a license issued by the bureau under this section and that commits a violation of law or rule for which that license may be revoked or suspended may also be subject to the revocation or suspension of any other licenses that that licensee holds to sell liquor for on-premises consumption are subject to chapter 33 to the same extent as are other on-premises licensees.~~

Sec. 199. 28-A MRSA §1075-A, sub-§5, as amended by PL 2017, c. 17, §9, is further amended to read:

5. Transportation of open containers prohibited. A patron of a golf course or disc golf course licensed under this section who operates a golf cart is prohibited from transporting an open container of liquor across a public way as defined by. For the purposes of this subsection, "public way" has the same meaning as in Title 29-A, section 2112-A, subsection 1, paragraph D.

Sec. 200. 28-A MRSA §1076, sub-§2, as amended by PL 1993, c. 410, Pt. ZZ, §20, is further amended to read:

2. Compliance with local option decisions. The bureau may license only those qualified catering services whose principal ~~place~~ places of business ~~is~~ are located in municipalities that have previously voted affirmatively on questions pertaining to ~~on-premise on-premises~~ sales as provided in chapter 5 or whose principal places of business are located in unincorporated places in which on-premises sales are authorized as provided in chapter 5.

A. Every event catered by the qualified catering service must also be located in a municipality that has previously voted affirmatively on questions pertaining to ~~on-premise on-premises~~ sales as provided in chapter 5 or in an unincorporated place in which on-premises sales have been authorized as provided in chapter 5.

Sec. 201. 28-A MRSA §1076, sub-§3, as amended by PL 1993, c. 410, Pt. ZZ, §20, is further amended to read:

3. Income from sale of food requirement. At least a minimum amount of gross annual income of a qualified catering service licensed under this section, not including income from the sale of food placed in vending machines, must be from the sale of food for each qualified catering service. The income from sale of food requirement is based on the population of the municipality in which the qualified catering service is located. For purposes of this section, "year-round" means operated for more than 6 months in a year.

A. In municipalities having a population of over 50,000 persons:

- (1) Year-round qualified catering services must have a minimum gross income of \$50,000 a year from the sale of food to the public; and
- (2) Part-time qualified catering services must have a minimum gross income of:

- (a) Thirty thousand dollars from the sale of food to the public if the catering service operates for more than 3 months but no more than 6 months in a year; and
- (b) Twenty thousand dollars from the sale of food to the public if the catering service operates for no more than 3 months in a year.

B. In municipalities having a population of 30,001 to 50,000 persons:

- (1) Year-round qualified catering services must have a minimum gross income of \$40,000 a year from the sale of food to the public; and
- (2) Part-time qualified catering services must have a minimum gross income of:

(a) Twenty-five thousand dollars from the sale of food to the public if the catering service operates for more than 3 months but no more than 6 months in a year; and

(b) Twenty thousand dollars from the sale of food to the public if the catering service operates for no more than 3 months in a year.

C. In municipalities having a population of 20,001 to 30,000 persons:

(1) Year-round qualified catering services must have a minimum gross income of \$30,000 a year from the sale of food to the public; and

(2) Part-time qualified catering services must have a minimum gross income of ~~\$20,000 from the sale of food to the public if the catering service operates for more than 3 months but no more than 6 months in a year.;~~

(a) Twenty thousand dollars from the sale of food to the public if the catering service operates for more than 3 months but no more than 6 months in a year; and

(b) Ten thousand dollars from the sale of food to the public if the catering service operates for no more than 3 months in a year.

D. In municipalities having a population of 7,501 to 20,000 persons:

(1) Year-round qualified catering services must have a minimum gross income of \$15,000 a year from the sale of food to the public; and

(2) Part-time qualified catering services must have a minimum gross income of \$10,000 from the sale of food to the public if the catering service operates for no more than 6 months in a year.

E. In unincorporated places and in municipalities having a population of 7,500 persons or less:

(1) Year-round qualified catering services must have a minimum gross income of \$5,000 a year from the sale of food to the public; and

(2) Part-time qualified catering services must have a minimum gross income of \$2,500 from the sale of food to the public if the catering service operates for no more than 6 months in a year.

Sec. 202. 28-A MRSA §1076, sub-§4, as amended by PL 1993, c. 410, Pt. ZZ, §20, is further amended to read:

4. Bureau determines to determine whether new applicant would probably qualify meet sale of food requirement. The bureau may ~~not~~ not issue ~~the an~~ an initial license ~~if to a qualified catering service unless it determines that the applicant for a new license would probably qualify meet the requirements of subsection 3.~~

Sec. 203. 28-A MRSA §1076, sub-§5, as amended by PL 1993, c. 410, Pt. ZZ, §20, is further amended to read:

5. Licensee for renewal must show proof of meeting income Proof of compliance with sale of food requirement for license renewal. The bureau may not renew ~~any a qualified catering service's license for the sale of liquor under this section unless the licensee furnishes the bureau with proof that the previous year's business conformed to the income met the requirements of this section subsection 3. If the bureau determines that the licensee has not satisfied the requirements of subsection 3, it may renew the license for only one year, during which the licensee must meet the requirements of subsection 3 to be eligible for further license renewal.~~

Sec. 204. 28-A MRSA §1076, sub-§6, as enacted by PL 1987, c. 45, Pt. A, §4, is repealed.

Sec. 205. 28-A MRSA §1076, sub-§10, ¶B, as enacted by PL 2009, c. 530, §1, is amended to read:

B. The primary business of the licensee does not involve serving ~~alcoholic beverages liquor~~ on a day-to-day basis at self-sponsored events;

Sec. 206. 28-A MRSA §1077, as amended by PL 2015, c. 74, §5, is further amended to read:

§1077. Public service corporations: Vessel, railroad and airline corporations

1. Licenses. The bureau may issue licenses under this section for the sale of spirits, wine and malt liquor by ~~vessel, railroad and airline corporations vessel corporations, railroad corporations and airline corporations~~ in their ~~boats, cars~~ vessels, passenger cars, dining cars and aircraft.

2. Vessels Vessel corporations. The requirements and conditions for licenses for ~~vessels vessel corporations~~ are as follows.

A. The bureau may not require that the vessels operated by vessel corporations be equipped to supply food or provide food service.

B. Except as provided in subparagraph (1), licenses issued under this section to vessel ~~companies corporations~~ operating ~~boats within the State~~ vessels on coastal waters authorize the licensees to sell liquor ~~in the boats on board those vessels after leaving and before reaching ports within the State and licenses on coastal waters. Except as provided in subparagraph (1), licenses issued under this section to commercial vessel companies corporations~~

operating ~~boats~~ vessels on inland waters within the State authorize the licensees to sell liquor on board ~~the boat~~ those vessels after leaving and before reaching docks on inland waters within the State.

(1) A licensee may sell liquor for consumption on board a vessel that is in port or docked; only if prior approval for the sale is obtained from the bureau under the license application procedure in section 653. A separate approval must be obtained for each port or dock location from which on-board sales of liquor are to be made.

C. A vessel corporation licensed to sell liquor under this section may sell liquor on Sundays only between the hours of 5 a.m. and 1 a.m. the following day on board vessels operating on inland waters and when operated within the 3-mile limit or on coastal waters.

D. Notwithstanding the provisions of sections 121 and 122, a vessel ~~on inland waters~~ corporation licensed under this section may sell liquor on board vessels operating on inland waters without approval of the municipal officers or, in the case of unincorporated places, the county commissioners.

For purposes of this subsection, "coastal waters" has the same meaning as in Title 12, section 6001, subsection 6.

3. Railroad corporations. The requirements and conditions for licenses for railroad corporations are as follows.

A. The license issued to a railroad corporation operating dining cars or passenger cars within the State authorizes the licensee to sell liquor to be consumed in ~~the~~ those dining cars or passenger cars only after leaving and before reaching the terminal stops.

4. Airlines Airline corporations. The requirements and conditions for licenses for ~~airlines~~ airline corporations are as follows.

A. The license issued to an airline corporation operating aircraft within the State authorizes the licensee to sell liquor in ~~the~~ those aircraft to be consumed in the aircraft only after leaving and before reaching airports within the State.

5. License sufficient throughout the State. One license issued under this section is sufficient to cover all ~~aircraft, passenger cars or vessels, passenger cars, dining cars or aircraft~~ operated by the licensed public service corporation.

Sec. 207. 28-A MRSA §1079, as amended by PL 1997, c. 373, §104, is repealed.

Sec. 208. 28-A MRSA §1201, sub-§1, as amended by PL 1997, c. 373, §105, is further amended to read:

1. Licenses for sale of malt liquor and table wine. The bureau may issue licenses under this section for the sale and distribution of malt liquor or wine to ~~off-premise~~ off-premises retail licensees, as defined in section 2, subsection 27, paragraph A.

Sec. 209. 28-A MRSA §1201, sub-§6, as repealed and replaced by PL 1987, c. 342, §103, is amended to read:

6. Stock of groceries or compatible merchandise required. All ~~off-premise~~ off-premises retail licensees must have and maintain:

- A. An adequate stock of groceries fit for human consumption of at least \$1,000 wholesale value;
- B. A stock of merchandise reasonably compatible with a stock of malt liquor or wine of at least \$1,000 wholesale value; or
- C. A combination of both groceries fit for human consumption and compatible merchandise of at least \$1,000 wholesale value.

Sec. 210. 28-A MRSA §1201, sub-§7, ¶A, as amended by PL 2005, c. 193, §1, is further amended to read:

- A. Includes:
 - (1) Tobacco products;
 - (2) Newspapers;
 - (3) Greeting cards;
 - (4) Paper products;
 - (5) Cut flowers and potted flowers;
 - (5-A) Glasses, stemware, china and devices designed to open containers of wine and ~~beer~~ malt liquor;
 - (6) A stock of foodstuffs and other consumable products used on the premises in the preparation of food for on-premises or off-premises consumption ~~on or off the premises~~; and
 - (7) Other items equally compatible with a stock of malt liquor or wine; and

Sec. 211. 28-A MRSA §1202, as amended by PL 1997, c. 373, §108, is further amended to read:

§1202. ~~Payment for sales in off-premise retailers~~ Employment of minors

1. Employees under 17. ~~No~~ An employee under 17 years of age may ~~not~~ accept payment for the sale of malt liquor or wine at the check-out counter of an ~~off-premise~~ off-premises retail licensee's establishment.

2. Employees who are 17. An employee who is at least 17 years of age but less than 21 years of age may accept payment only in the presence of an employee

who is at least 21 years of age and is in a supervisory capacity.

Sec. 212. 28-A MRSA §1204, sub-§1, as amended by PL 1997, c. 373, §109, is further amended to read:

1. Issuance of licenses. The bureau may issue licenses under this section for the sale of malt liquor and ~~table wine to be consumed off the premises for off-premises consumption~~ to ship chandlers, as defined in section 2, subsection 15, paragraph S.

Sec. 213. 28-A MRSA §1204, sub-§3, as enacted by PL 1987, c. 342, §106, is amended to read:

3. Exception to off-premise off-premises retail licensee requirements. Notwithstanding section 1201, a licensed ship chandler is not required to have or maintain a stock of groceries, compatible merchandise or combination of both.

Sec. 214. 28-A MRS §1205, sub-§1, as amended by PL 2019, c. 79, §2, is further amended to read:

1. Taste testing on off-premises retail licensee's premises. Subject to the conditions in subsections 2 and 2-A, the bureau may authorize an off-premises retail licensee stocking at least 100 different wine labels to conduct taste testing of wine on that licensee's premises. ~~Any Except as provided in section 1206, an off-premises retail licensee may not allow any other consumption of liquor on an the off-premises retail licensee's premises is prohibited, except as permitted under section 460, 1207, 1208, 1402 A or 1504.~~

Sec. 215. 28-A MRSA §1205, sub-§2, ¶L, as amended by PL 2013, c. 368, Pt. V, §42, is further amended to read:

L. Prior to a taste-testing event, the retail licensee shall post prominently at the entrance to the store a sign that announces the date and time of the event; ~~and~~

Sec. 216. 28-A MRSA §1205, sub-§2, ¶M, as amended by PL 2019, c. 79, §2, is further amended to read:

M. An off-premises retail licensee, with prior approval from the bureau, may conduct an invitation-only taste-testing event at the off-premises retail licensee's premises in place of or to coincide with a taste-testing event that is open to the public. A taste-testing event that is exclusively invitation only is not subject to the posting requirement in paragraph L; ~~and~~

Sec. 217. 28-A MRSA §1205, sub-§2, ¶N is enacted to read:

N. Wine may be poured for the taste-testing event only by the owner or an employee of the off-premises retail licensee, by a sales representative

licensed under section 1502 or, if the manufacturer of the wine being poured is licensed under section 1355-A, by the manufacturer or an employee of the manufacturer.

Sec. 218. 28-A MRSA §1205, sub-§2-A, ¶D, as enacted by PL 2019, c. 79, §2, is repealed.

Sec. 219. 28-A MRSA §1206, as amended by PL 2011, c. 629, §20, is further amended to read:

§1206. Consumption prohibited on off-premises retail licensee's premises

~~A person may not consume liquor on the premises of an off-premise retail licensee licensed under this chapter except~~ Except as provided in sections 460, 1205, 1207, 1208, 1402-A and 1504, an off-premises retail licensee may not permit a person to consume liquor on the off-premises retail licensee's premises.

Sec. 220. 28-A MRSA §1207, sub-§1, as amended by PL 2019, c. 79, §3, is further amended to read:

1. Taste testing on off-premises retail licensee's premises. Subject to the conditions in subsections 2 and 2-A, the bureau may authorize an off-premises retail licensee stocking at least 100 different labels of malt liquor to conduct taste testing of malt liquor on that licensee's premises. ~~Any Except as provided in section 1206, an off-premises retail licensee may not allow any other consumption of liquor on an the off-premises retail licensee's premises is prohibited, except as permitted under section 460, 1205, 1208, 1402 A or 1504.~~

Sec. 221. 28-A MRSA §1207, sub-§2, ¶N is enacted to read:

N. Malt liquor may be poured for the taste-testing event only by the owner or an employee of the off-premises retail licensee, by a sales representative licensed under section 1502 or, if the manufacturer of the malt liquor being poured is licensed under section 1355-A, by the manufacturer or an employee of the manufacturer.

Sec. 222. 28-A MRSA §1207, sub-§2-A, ¶D, as enacted by PL 2019, c. 79, §3, is repealed.

Sec. 223. 28-A MRSA §1208, sub-§2, ¶C, as amended by PL 2019, c. 559, §2, is further amended to read:

~~C. Wine may be served only if a full meal is available for purchase and consumption on the premises. For the purposes of this paragraph, "full meal" means a diversified selection of food that cannot ordinarily be consumed without the use of tableware and cannot be conveniently consumed while standing or walking; and~~

Sec. 224. 28-A MRSA §1208, sub-§2, ¶D, as amended by PL 2019, c. 559, §3, is further amended to read:

~~D. Patrons A licensee under this section may not permit a patron of the establishment may not consume any alcoholic beverage liquor on the premises unless it is served in accordance with this section by the licensee or an employee of the licensee other than wine served in accordance with the requirements of this section.~~

Sec. 225. 28-A MRSA §1209, sub-§6, as enacted by PL 2015, c. 366, §1, is amended to read:

6. Beverage container deposit. A container of privately held wine auctioned under this section must comply with the provisions of Title ~~32~~ 38, chapter ~~28~~ 33.

Sec. 226. 28-A MRSA §1355-A, as amended by PL 2021, c. 514, §2, is further amended to read:

§1355-A. Manufacturer licenses

1. Issuance of licenses. The bureau may issue licenses under this section to breweries, small breweries, wineries, small wineries, distilleries ~~and~~, small distilleries, bottlers and rectifiers in the State that operate under federal law and federal supervision.

1-A. Definition. For purposes of this section, "manufacturing facility" means the premises of a brewery, small brewery, winery, small winery, distillery or small distillery licensed under this section where liquor products are produced.

1-B. Bottlers and rectifiers. A bottler or rectifier licensed under this section may permit sampling of a liquor product bottled or rectified by that licensee on the premises where it is bottled or rectified:

A. By employees for the purpose of quality control of the product; and

B. By wholesalers for the purpose of determining whether to carry the product as a wholesale product if the licensee pays the excise tax on the product sampled according to section 1652.

2. Manufacturers other than bottlers and rectifiers. The following provisions apply to brewery, small brewery, winery, small winery, distillery and small distillery licensees.

A. A licensee governed by this subsection may permit sampling of the a liquor product produced by that licensee on the premises where the liquor product is produced:

(1) By employees for the purpose of quality control of the product; and

(2) By wholesalers for the purpose of determining whether to carry the product as a wholesale product if the holder of the license licensee pays the excise tax on the product sampled according to section 1652; and.

~~(3) By the public if the holder of the license pays the excise tax on the product sampled according to section 1652.~~

B. A licensee under this section governed by this subsection may serve to the public complimentary samples of liquor produced by the licensee at the licensed premises manufacturing facility where that liquor is produced by the licensee under the conditions specified in this paragraph.

(1) The licensee may sell samples to the public or offer samples to the public at no cost.

(2) The licensee shall pay the excise tax, if any, according to section 1652 on all samples served to the public under this paragraph. If a sample is sold by the licensee, it is also subject to the sales tax on liquor under Title 36, section 1811.

(3) The licensee shall maintain a record of all samples the licensee sells under this paragraph and shall maintain those records for a period of 2 years.

(4) The licensee may serve samples to the public under this paragraph only during the hours of legal sale set forth in section 4.

(5) The area of the licensed premises where the licensee serves samples to the public under this paragraph is not required to be separate from and may be accessed by the same entrance as the area licensed for on-premises consumption of liquor under chapter 43 in accordance with paragraph I.

(6) Spirits samples served to the public under this paragraph by a distillery must first be sold to the State, subject to the listing, pricing and distribution provisions of this Title. Spirits samples served to the public under this paragraph by a small distillery are subject to the requirements of subsection 5, paragraph H.

(7) The licensee may not serve samples to minors or visibly intoxicated persons.

~~C. A licensee under this section may sell to nonlicensees during regular business hours from the licensed premises where liquor is produced by the licensee liquor produced by the bottle, by the case or in bulk for consumption off the licensed premises. Spirits sold by distillers in accordance with this paragraph must be first sold to the State, subject to the listing, pricing and distribution provisions of this Title.~~

D. A licensee under this section governed by this subsection may sell for off-premises consumption liquor produced by the licensee from the licensed premises manufacturing facility where liquor is

~~produced by the licensee liquor produced by the licensee for consumption off the licensed premises under the conditions specified in this paragraph.~~

- (1) Sales made in accordance with this paragraph do not require ~~a the licensee under this section~~ to obtain an additional retail license under chapter 45.
- (2) Liquor sold in accordance with this paragraph may not be consumed anywhere on the licensed premises.
- (3) The area of the licensed premises where ~~the licensee~~ opts to transact sales for off-premises consumption is not required to be separate from and may be accessed by the same entrance ~~for as~~ the area licensed for on-premises consumption of liquor under chapter 43 in accordance with paragraph I.
- (4) Sales under this paragraph may be made only during the hours of legal sale as provided in section 4.
- (5) Spirits sold by a distillery must first be sold to the State, subject to the listing, pricing and distribution provisions of this Title. Spirits sold by a small distillery are subject to the requirements of subsection 5, paragraph G.
- (6) Except as provided in subsection 3, paragraphs C and C-1, sales may be made only by the bottle, by the case or in bulk.

~~E. A licensee may serve complimentary samples of liquor on Sunday after the hour of 5 a.m. and may sell liquor on Sunday after the hour of 5 a.m. if the municipality in which the licensed premises is located has authorized the sale of liquor on Sunday for consumption off the premises under chapter 5.~~

~~F. A licensee may charge for samples or shall otherwise comply with the conditions in paragraph E. Each sample poured is subject to a charge in an amount determined by the licensee and is subject to the sales tax on liquor under Title 36, section 1811. A licensee shall maintain a record of liquor samples subject to a charge and maintain those records for a period of 2 years.~~

~~G. A licensee that is a brewery or small brewery may sell on the premises during regular business hours and within the hours of legal sale to nonlicensees liquor produced at the licensed premises. The volume of the package may not exceed 15.5 gallons and must be consumed off the premises. The sale of packages described in this paragraph must comply with keg tagging requirements provided in section 714. Each licensee shall submit a monthly report to its wholesaler detailing sales made directly from the premises. The wholesaler shall calculate the fees for any bottle deposit and~~

~~submit an invoice to the licensee for expenses associated with the requirements prescribed in Title 38, chapter 33 including the retailer handling fee, state container deposit and a mutually agreed upon pick up fee.~~

~~H. A small winery or small brewery licensee shall keep and maintain complete records on all sales to a retail licensee.~~

~~I. A licensee governed by this subsection may be issued one on-premises retail license under chapter 43 per licensed location, on the premises of the licensed location or at another location, for the sale of liquor to be consumed on the premises at the retail premises if the same person or persons hold a controlling interest in both the licensed manufacturing location and the licensed retail establishment manufacturing facility under the conditions specified in this paragraph.~~

(1-A) The on-premises retail license issued under chapter 43 may be for retail activities located at the manufacturing facility or for retail activities at another location if the same person or persons hold a majority ownership interest in both the manufacturing facility and the premises licensed under chapter 43.

(2) The retail license issued under chapter 43 authorizes the sale for on-premises consumption of products of produced at the brewery, small brewery, winery, small winery, distillery or small distillery, in addition to manufacturing facility as well as other liquor permitted to be sold under the applicable class of the retail license, to be consumed on the premises.

(2-A) Liquor sold under a chapter 43 retail license operated on the premises of a location licensed under this section issued under chapter 43 on the premises of the manufacturing facility may not be consumed on any part of the premises where patrons are not generally permitted.

(3) All records related to activities under a manufacturer the authority of the manufacturing facility's license issued under this section must be kept separate from records related to activities under the authority of the retail license issued under chapter 43. Income from the sale of liquor under subparagraph (4-A) or under paragraph B or D by a manufacturing facility that is located on the same premises as the retail license issued under chapter 43 is not included in calculating whether that retail license satisfies any applicable income from the sale of food requirement set forth in chapter 43.

(4) A distillery or small distillery must meet the requirements of subsection 5, paragraphs

D and E Spirits sold under the authority of the retail license issued under chapter 43 to the holder of a distillery license must first be sold to the State, subject to the listing, pricing and distribution provisions of this Title. Spirits sold under the authority of the retail license issued under chapter 43 to the holder of a small distillery license are subject to the requirements of subsection 5, paragraph H.

(4-A) A person issued a retail license under chapter 43 for premises other than the licensed manufacturing facility may sell liquor for off-premises consumption under the conditions stated in paragraph D.

(5) The licensee shall ensure that products purchased for off-premises consumption under paragraph D are not consumed on the licensed premises of the manufacturing facility or the retail license issued under chapter 43, if that retail license authorizes retail activities at another location.

J. A licensee governed by this subsection may display up to 25 bottles of liquor produced by the licensee in a window of the a location under paragraph D where liquor is sold for consumption off the licensed premises. Locations licensed under subsection 4, paragraph B, subparagraph (2) or subsection 5, paragraph B, subparagraph (3) may also display up to 25 bottles of liquor produced by the licensee where the licensee is authorized by this section to sell its products for on-premises consumption or for off-premises consumption.

K. For the purposes of selling liquor for on-premises and off-premises consumption, a licensee who operates more than one facility licensed for the manufacture of liquor under this section may A licensee governed by this subsection may transport liquor produced at the licensed manufacturing facility in bulk or packaged in kegs, bottles or cans, including by the case, to:

(1) Transfer product produced by the licensee in bulk or packaged in kegs, bottles or cans, including by the case, at one facility licensed for the manufacture of liquor to another An other manufacturing facility at which the licensee is licensed to manufacture liquor or to any location where the licensee licensed under this section if the same person or persons hold a majority ownership interest in both of the licensed manufacturing facilities; and

(a) Serves samples of the manufacturer's product in accordance with subsection 2, paragraphs E and F; and

(b) Is authorized under this section to sell the manufacturer's product to nonlicensees for off-premises consumption; and

(2) Transfer product produced by the licensee in bulk or packaged in kegs, bottles or cans, including by the case, from a facility at which the licensee is licensed to manufacture liquor to any An establishment licensed for on-premises consumption under chapter 43 retail sales operated by the licensee as authorized under paragraph I; subsection 4, paragraph B, subparagraph (2); or subsection 5, paragraph B, subparagraph (3) as long as the same person or persons hold a majority ownership interest in both the licensed manufacturing facility and the licensed retail establishment.

If the same person or persons hold a majority ownership interest of greater than 50% in more than one facility licensed for the manufacture of liquor under this section, the person or persons are considered one licensee for the purpose of transferring liquor as authorized by this paragraph.

2-B. Grandfathering of certain licenses issued prior to January 1, 2018. The bureau may not suspend, revoke or refuse to renew a license issued under this section or chapter 43 or 45 that was initially issued prior to January 1, 2018 solely on the basis that:

A. The establishment licensed under chapter 43 or 45 was determined by the bureau after the license was issued to not be exclusively held or exclusively owned by a person licensed to manufacture liquor under this section; or

B. The licensee is in violation of section 707, subsection 2, 3-A or 5-A, if the violation existed in the same manner at the time the license was initially issued or at the time the license was renewed.

The prohibition described in this subsection does not apply if the reason for suspension, revocation or refusal to renew is due to the licensee's substantial misrepresentation of or failure to disclose material facts required for the issuance or renewal of the license.

3. Breweries; small breweries. Except as otherwise provided in this section, the following provisions apply to breweries and small breweries.

A. A holder of a brewery license may produce and bottle more than 30,000 barrels of malt liquor per year.

B. A holder of a small brewery license may produce and bottle up to 30,000 barrels of malt liquor per year.

(1) Upon application by a holder of a small brewery license that has produced malt liquor in an amount that exceeds 30,000 barrels in one year, the bureau may renew that holder's small brewery license for only one additional year.

(2) A holder of a small brewery license may sell or deliver its products to licensed retailers or wholesalers. The licensee may sell, on the premises for ~~consumption off the premises off-premises consumption~~, malt liquor produced at the licensed premises by the bottle, by the case or in bulk to licensed retailers, including, but not limited to, off-premises retail licensees, restaurants and clubs. Notwithstanding section 1361, the holder of a small brewery license may sell its products directly to a retail licensee under this paragraph without selling to a wholesale licensee. A small brewery licensee shall keep and maintain complete records on all sales to a retail licensee.

B-1. To be eligible for a brewery or small brewery license, a person must hold a brewer's notice issued by the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau.

C. Notwithstanding any ~~other~~ provision of this Title to the contrary, an on-premises retail license issued under chapter 43 pursuant to subsection 2, paragraph I to the holder of a brewery or small brewery licensed in accordance with this section may sell from the establishment at the site of the brewery licensed for the sale of alcoholic beverages to be consumed on the premises license authorizes the sale of malt liquor to be consumed off the premises in prefilled, refillable bottles for off-premises consumption under the conditions specified in this paragraph.

- (1) ~~Only malt liquor brewed at the brewery where the on premises establishment is licensed or small brewery associated with the on-premises retail license issued under chapter 43 may be sold at the on premises establishment under this paragraph.~~
- (2) Malt liquor must be dispensed in bottles provided by and with labels unique to the brewery or small brewery of 32 to 64 ounces in volume.
- (3) No more than 6 bottles may be prefilled at any one time.
- (4) A deposit may be charged per bottle. Bottles sold under this paragraph are not subject to Title 38, chapter 33.
- (5) The bottle in which the malt liquor is dispensed must be sealed by the licensee with a seal that is tamper-evident.
- (6) Malt liquor dispensed in accordance with this paragraph must be consumed off the premises.
- (7) All sales of malt liquor ~~from the on-premises establishment for off premises con-~~

~~sumption~~ under this paragraph must be accompanied by a sales receipt with a time stamp that indicates time of purchase.

~~(8) Sale of malt liquor from the on premises establishment for off premises consumption may not be made~~ Malt liquor may not be sold pursuant to this paragraph after 10:00 p.m.

The bureau may adopt rules to enforce this paragraph. Rules adopted in accordance with this paragraph are routine technical rules ~~in accordance with as defined in~~ Title 5, chapter 375, subchapter 2-A.

C-1. A holder of a brewery or small brewery license may sell for off-premises consumption kegs of malt liquor produced by the licensee under the conditions specified in this paragraph.

(1) Only malt liquor brewed at the brewery or small brewery may be sold by the keg, which may not exceed 15.5 gallons in volume and which must comply with the tagging and labeling requirements set forth in section 714.

(2) Sales under this paragraph may be made only during the hours of legal sale as provided in section 4.

(3) The brewery or small brewery shall submit a monthly report to its wholesale licensee detailing sales made under this paragraph. The wholesale licensee shall calculate the fees for any bottle deposit and submit an invoice to the licensee for expenses associated with the requirements prescribed in Title 38, chapter 33 including the retailer handling fee, state container deposit and a mutually agreed-upon pickup fee.

~~D. Notwithstanding any provision of this Title to the contrary, a brewery or small brewery licensed in accordance with this section may sell malt liquor to be consumed off the premises under the conditions specified in this paragraph if the brewery or small brewery is participating in a taste testing event under section 1052 D.~~

~~(1) The brewery or small brewery may sell only malt liquor produced in the State by that brewery or small brewery.~~

~~(2) A sale of malt liquor in accordance with this paragraph must be accompanied by a sales receipt.~~

E. A holder of a brewery or small brewery license may produce low-alcohol spirits products containing malt liquor produced by the brewery or small brewery and may import spirits solely for this purpose.

(1) If a small brewery license holder produces low-alcohol spirits products pursuant to this

paragraph, the combined total of malt liquor and low-alcohol spirits products produced at the small brewery may not exceed 30,000 barrels per year.

4. Wineries; small wineries. Except as otherwise provided in this section, the following provisions apply to wineries and small wineries.

A. A holder of a winery license may produce and bottle more than 50,000 gallons per year of wine that is not hard cider and may produce and bottle more than 3,000 barrels per year of wine that is hard cider.

B. A holder of a small winery license may produce and bottle up to 50,000 gallons per year of wine that is not hard cider and may produce and bottle up to 3,000 barrels per year of wine that is hard cider.

(1) A holder of a small winery license may sell or deliver its products to licensed retailers or wholesalers. The licensee may sell, on the premises for ~~consumption off the premises, off-premises consumption~~ any wine produced at the licensed premises by the bottle, by the case or in bulk to licensed retailers, including, but not limited to, off-premises retail licensees, restaurants and clubs. Notwithstanding section 1361, the licensee may sell its products directly to a retail licensee under this paragraph without selling to a wholesale licensee. A small winery licensee shall keep and maintain complete records on all sales to a retail licensee.

(2) A holder of a small winery license, upon application to and approval of the bureau and payment of ~~the a \$50 license fees fee per location,~~ may obtain licenses for off-premises consumption for up to 2 additional locations other than the location of the in-state manufacturer licensed under this section. The holder of the licenses is not required to conduct any bottling or production at the additional licensed locations but may conduct all activities permitted by this section at the additional licensed locations.

B-1. To be eligible for a winery or small winery license, a person must hold a basic permit for producing wine from the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau.

C. A holder of a winery or small winery license may fortify wine produced by the winery license holder and import spirits solely for this purpose.

(1) If a small winery license holder produces fortified wine pursuant to this paragraph, the combined total of ~~wine, sparkling wine and~~

~~fortified wine~~ all wine, other than hard cider, produced at the small winery may not exceed 50,000 gallons per year.

~~D. Notwithstanding any provision of this Title to the contrary, a winery or small winery licensed in accordance with this section may sell wine to be consumed off the premises under the conditions specified in this paragraph if the winery or small winery is participating in a taste testing event under section 1052-D.~~

~~(1) The winery or small winery may sell only wine produced in the State by that winery or small winery.~~

~~(2) A sale of wine in accordance with this paragraph must be accompanied by a sales receipt.~~

For purposes of this subsection, "fortified wine" means wine to which spirits have been added as long as the resulting liquor does not exceed 24% alcohol by volume.

5. Distilleries; small distilleries. Except as otherwise provided in this section, the following provisions apply to distilleries and small distilleries.

A. A holder of a distillery license may distill, rectify, blend and bottle more than 50,000 gallons of spirits per year.

B. A holder of a small distillery license may distill, rectify, blend and bottle not more than 50,000 gallons of spirits per year.

~~(1) The small distillery off premises license fee is \$100.~~

(2) Upon application by a holder of a small distillery license whose distillery has produced spirits in an amount that exceeds 50,000 gallons in one year, the bureau may renew that holder's small distillery license for only one additional year.

(3) A holder of a small distillery license, upon application to and approval of the bureau and payment of ~~the a \$100 license fees fee per location,~~ may obtain licenses for off-premises consumption for up to 2 additional locations other than the location of the in-state manufacturer licensed under this section. The holder of the licenses is not required to conduct any bottling or production at the additional licensed locations but may conduct all activities permitted by this section at the additional licensed locations.

C. To be eligible for a distillery or small distillery license, a person must hold a basic permit for distilling, rectifying, blending and bottling spirits from the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau.

~~D. Spirits~~ Except as otherwise provided in this section, spirits produced by a holder of a distillery or small distillery license must be sold to the State and are subject to the listing, pricing and distribution provisions of this Title.

~~E. A holder of a distillery or small distillery license may be issued one license under chapter 43 per distillery location for a connected establishment for the sale of liquor to be consumed on the premises at the distillery.~~

~~(1) For the purposes of this paragraph, "connected establishment" means a Class A restaurant or a Class A restaurant/lounge that is owned by the holder of the in-state manufacturer license.~~

~~(2) All records of the manufacturer license must be kept separate from the records of the retail licensee.~~

~~F. A distillery or small distillery may provide samples to the public of liquors produced by the distillery that have been sold to the State in accordance with paragraph D and repurchased by the distillery or small distillery.~~

F-1. A distillery or small distillery may sell to the public for on-premises consumption cocktails containing samples of spirits produced by the distillery or small distillery under the conditions specified in this paragraph.

(1) A cocktail may be sold only at the manufacturing facility where the spirits are produced or at an additional location licensed under paragraph B, subparagraph (3).

(2) The distillery or small distillery may include wine or spirits not manufactured by the distillery or small distillery as an ingredient in the cocktail only if the distillery or small distillery purchased the wine or spirits from an agency liquor store licensed as a reselling agent.

(3) A cocktail may not contain more than 4 1/2 ounces of spirits.

This paragraph is repealed March 30, 2025.

G. Notwithstanding paragraph D, a holder of a small distillery license that sells its products directly to consumers for off-premises consumption under paragraph B, subparagraph (3) ~~or~~, subsection 2, paragraph ~~C~~, D or ~~E~~ subsection 2, paragraph I, subparagraph (4-A) may pay the bureau the difference between the distillery's price charged to the bureau and the discounted retail price charged by the bureau under section 606, subsection 4-B. A small distillery is not required to transport spirits that will be sold for off-premises consumption as

described in this paragraph to a warehouse operated by the bureau or by a ~~wholesaler contracted by the bureau under section 90~~ wholesale spirits provider. A holder of a small distillery license shall record the quantity of spirits sold for off-premises consumption that were not transported to a warehouse as described in this paragraph and submit monthly reports of this information, along with the full amount of state liquor tax due as prescribed by chapter 65, to the bureau in a manner prescribed by the bureau.

H. Notwithstanding paragraph D, a holder of a small distillery license that sells its products ~~or offers complimentary samples of its products~~ directly to consumers for on-premises consumption under paragraph ~~E or~~ F-1 or under subsection 2, paragraph B, ~~E or F I~~ may pay the bureau the difference between the distillery's price charged to the bureau and the discounted retail price charged by the bureau under section 606, subsection 4-B. A small distillery is not required to transport spirits that will be sold for on-premises consumption as described in this paragraph to a warehouse operated by the bureau or by a ~~wholesaler contracted by the bureau under section 90~~ the wholesale spirits provider. A holder of a small distillery license shall record the quantity of spirits sold for on-premises consumption that were not transported to a warehouse as described in this paragraph and submit monthly reports of this information, along with the full amount of state liquor tax due as prescribed by chapter 65, to the bureau in a manner prescribed by the bureau.

~~I. Notwithstanding any provision of this Title to the contrary, a distillery or small distillery licensed in accordance with this section may sell spirits to be consumed off the premises under the conditions specified in this paragraph if the distillery or small distillery is participating in a taste testing event under section 1052-D.~~

~~(1) The distillery or small distillery may sell only spirits produced in the State by that distillery or small distillery.~~

~~(2) Spirits sold in accordance with this paragraph are subject to the listing, pricing and distribution provisions of this Title.~~

~~(3) A sale of spirits in accordance with this paragraph must be accompanied by a sales receipt.~~

J. A holder of a distillery or small distillery license may produce low-alcohol spirits products.

(1) If a small distillery license holder produces low-alcohol spirits products pursuant to this paragraph, the combined total of spirits and low-alcohol spirits products produced at the

small distillery may not exceed 50,000 gallons per year.

6. Tenant brewer brewery. Except as otherwise provided, the following provisions apply to a tenant ~~brewer~~ brewer brewery license under which the holder of a tenant ~~brewer~~ brewer brewery license may produce and bottle malt liquor at the manufacturing facility of another ~~brewer~~ brewer brewery, referred to in this subsection as "~~the a~~ host brewer brewery," licensed by the bureau under subsection 3.

A. To be eligible for a tenant ~~brewer~~ brewer brewery license, a person must submit an application to the bureau in a manner prescribed by the bureau and hold a brewer's notice ~~approved~~ issued by the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau, that authorizes a tenant ~~brewer~~ brewer brewery to use the facilities and equipment of a host ~~brewer~~ brewer brewery. If the tenant brewery meets the requirements of subsection 3, paragraph B, the application must be accompanied by the license fee set forth in section 1551 for a small brewery. If the tenant brewery does not meet the requirements of subsection 3, paragraph B, the application must be accompanied by the license fee set forth in section 1551 for a brewery.

B. A tenant ~~brewer~~ brewer brewery is subject to the same requirements regarding production of malt liquor and low-alcohol spirits products containing malt liquor as if the tenant ~~brewer~~ brewer brewery conducted its manufacturing on its own premises independently.

C. A tenant ~~brewer~~ brewer brewery is not eligible for privileges provided in subsection 2 except for sampling described by paragraph A, subparagraphs (1) and (2).

D. A tenant ~~brewer~~ brewer brewery is governed by the provisions of subsection 3 except for the privileges granted under paragraph C.

E. A tenant ~~brewer~~ brewer brewery may not brew or produce malt liquor or low-alcohol spirits products containing malt liquor for another ~~brewer~~ brewer brewery or certificate of approval holder.

F. A tenant ~~brewer~~ brewer brewery shall ensure that the tenant ~~brewer~~ brewer brewery maintains control of the raw ingredients used to manufacture the tenant ~~brewer's~~ brewery's product.

G-1. Licenses issued under subsection 3 may allow for up to 9 tenant ~~brewers~~ breweries at a time at the manufacturing facility of a host ~~brewer~~ brewer brewery.

H. The bureau may require a tenant ~~brewer~~ brewer brewery to maintain a record or log indicating which equipment is being used at any time by the tenant ~~brewer~~ brewer brewery in the production of malt liquor or low-alcohol spirits products containing malt liquor and which employees are working on production of the tenant ~~brewer's~~ brewery's product.

I. The bureau shall require that reports from a tenant ~~brewer~~ brewer brewery be submitted in a manner similar to the manner in which a ~~brewer~~ brewer brewery licensed under subsection 3 submits reports. The bureau shall also require a tenant ~~brewer~~ brewer brewery to submit copies of reports required of holders of an approved brewer's notice issued by the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau authorizing the tenant ~~brewer~~ brewer brewery to engage in an alternating proprietorship.

7. Tenant winery. Except as otherwise provided, the following provisions apply to a tenant winery license under which the holder of a tenant winery license may produce and bottle wine at the manufacturing facility of another winery, referred to in this subsection as "~~the a~~ host winery," licensed by the bureau under subsection 4. This subsection applies to hard cider produced by a manufacturer licensed as a winery or small winery under subsection 4.

A. To be eligible for a tenant winery license, a person must submit an application to the bureau in a manner prescribed by the bureau and hold an approved application for an alternating proprietorship issued by the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau that authorizes a tenant winery to use the facilities and equipment of a host winery. If the tenant winery meets the requirements of subsection 4, paragraph B, the application must be accompanied by the license fee set forth in section 1551 for a small winery. If the tenant winery does not meet the requirements of subsection 4, paragraph B, the application must be accompanied by the license fee set forth in section 1551 for a winery.

B. A tenant winery is subject to the same requirements regarding manufacture of its product as if the tenant winery conducted its manufacturing on its own premises independently.

C. A tenant winery is not eligible for privileges provided in subsection 2 except for sampling described by paragraph A, subparagraphs (1) and (2).

D. A tenant winery may not produce wine or hard cider for another winery or certificate of approval holder.

E. A tenant winery shall ensure that the tenant winery maintains control of the raw ingredients used to manufacture the tenant winery's ~~product~~ wine or hard cider.

F. A license issued under subsection 4 may allow for up to 9 tenant wineries at a time at the manufacturing facility of a host winery.

G. The bureau may require a tenant winery to maintain a record or log indicating which equipment is being used at any time by the tenant winery

in the production of wine or hard cider and which employees are working on production of the tenant winery's product.

H. The bureau shall require that reports from a tenant winery be submitted in a manner similar to the manner in which a winery licensed under subsection 4 submits reports. The bureau shall also require a tenant winery to submit copies of reports required of holders of an approved application issued by the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau authorizing the tenant winery to engage in an alternating proprietorship.

Sec. 227. 28-A MRSA §1361, as amended by PL 2019, c. 529, §7, is further amended to read:

§1361. Certificate of approval; malt liquor or wine

1. Certificate of approval required. ~~No An out-of-state manufacturer or foreign out-of-state wholesaler of malt liquor or wine may hold for sale, sell or offer for sale in intrastate commerce, or transport or cause to be transported into the State for resale, any malt liquor or wine not engage in the following activities unless the manufacturer or foreign wholesaler has obtained from the bureau a certificate of approval: from the bureau in accordance with this section:~~

A. Offer malt liquor or wine for sale in the State or sell malt liquor or wine in the State; or

B. Transport into or cause to be transported into the State malt liquor or wine for sale or resale in the State.

2. Fee for certificate of approval. The fee for a certificate of approval under this section is \$1,000 per year for malt liquor only and \$1,000 per year for wine only, except that the fee for ~~a an out-of-state manufacturer or foreign out-of-state wholesaler of wine or malt liquor who that ships 120 gallons of wine or malt liquor or less per year is \$100.~~ Payment of the fee must accompany the application for the certificate of approval.

3. Conditions on certificate of approval. ~~The A~~ certificate of approval under this section is subject to the laws of the State and the rules of the bureau.

~~A. Any violation of the rules of the bureau is ground for suspension or revocation of the certificate at the discretion of the District Court Judge.~~

4. No sales of malt liquor or wine to person without wholesale license. ~~No Except as otherwise authorized in sections 2073-C, 2073-D and 2073-E, a certificate of approval holder, except a licensed small brewery or small winery authorized under section 1355-A to sell its own products directly to retailers, may sell or cause to be transported into the State any may not sell malt liquor or wine to any a person to whom a Maine wholesale license has not been issued by the bureau. Malt liquor or wine must be delivered to the place~~

~~of business of the wholesaler as shown in the wholesaler's license, must be unloaded and inventoried at the wholesaler's premises upon the wholesaler's receipt of the shipment and must come to rest before delivery is made to any retailer to enable the bureau to inspect and inventory wholesale warehouses for the purpose of verifying taxes that are required to be paid on malt liquor and wine purchased by importers that is not a wholesale licensee or cause malt liquor or wine to be transported into the State for sale to any person that is not a wholesale licensee.~~

Malt liquor or wine must be delivered to the place of business of the wholesale licensee as shown in the wholesale licensee's license, must be unloaded and inventoried at the wholesale licensee's premises upon the wholesale licensee's receipt of the shipment and must come to rest before delivery is made to any retailer to enable the bureau to inspect and inventory the wholesale licensee's warehouses for the purpose of verifying taxes that are required to be paid on imported malt liquor and wine.

This subsection does not apply to a licensed small brewery or small winery authorized under section 1355-A to sell its own products directly to retailers.

5. No exclusivity agreement. ~~No A~~ certificate of approval holder may not make it a condition in selling malt liquor or wine to any wholesale licensee that the wholesale licensee may not sell malt liquor or wine manufactured or sold by other manufacturers or ~~foreign out-of-state~~ wholesalers.

Sec. 228. 28-A MRSA §1362, as amended by PL 1997, c. 373, §117, is repealed.

Sec. 229. 28-A MRSA §1364, sub-§3, ¶B, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

B. The ~~Maine~~ wholesale licensee, to whom shipment is to be made, has filed a bond to guarantee payment of the excise tax as provided in section 1405.

Sec. 230. 28-A MRSA §1364, sub-§4, as amended by PL 2011, c. 147, §1, is repealed.

Sec. 231. 28-A MRSA §1365, as amended by PL 2013, c. 368, Pt. XXXX, §2 and affected by §13, is further amended to read:

§1365. Low-alcohol spirits product tax

In addition to any tax paid under section 1652, each certificate of approval holder that manufactures low-alcohol spirits products shall pay a tax of 30¢ on each gallon of low-alcohol spirits product sold to a wholesale licensee ~~in the State~~. In addition to the forms filed pursuant to section 1364, on or before the 15th day of each calendar month, a certificate of approval holder that manufactures low-alcohol spirits products shall file with the bureau a monthly report on the number of gal-

lons of low-alcohol spirits product sold to wholesale licensees ~~in the State with a copy of each invoice relating to each such sale.~~ The certificate of approval holder must enclose payment for the tax due under this section on the reported sales.

Sec. 232. 28-A MRSA §1371, as amended by PL 2013, c. 368, Pt. XXXX, §3 and affected by §13, is further amended to read:

§1371. Special warehouse storage facilities ~~controlled by certificate of approval holder~~

1. Certificate of approval for Licensing of special warehouse storage facilities. Notwithstanding the importation restrictions of ~~sections 2073 and 2077 section 1361, subsection 4 and sections 2073-A and 2073-C,~~ the bureau may issue ~~certificates of approval a~~ license authorizing the direct importation of malt liquor, wine or spirits ~~from suppliers by a manufacturer, wholesaler or spirits supplier located in a foreign countries country or other states another state~~ into special warehouse storage facilities located within the State that are under the direct supervision and control of the ~~certificate of approval holder licensee under this section~~ or into a public warehouse with the approval of the bureau.

2. Fee. The fee for a ~~certificate of approval license~~ under this ~~subsection section~~ is \$600 a year for malt liquor only, \$600 a year for wine only and \$600 a year for spirits only.

3. Stored liquor not subject to state ~~liquor spirits~~ tax or excise tax until withdrawn. Liquor stored in special warehouse storage facilities licensed under this section is not subject to ~~the state liquor taxes spirits tax under section 1651 or to the excise tax under section 1652~~ until it is withdrawn from the special warehouse storage facilities.

A. Malt liquor and wine withdrawn from the special warehouse storage facilities by ~~Maine~~ wholesale licensees immediately become subject to the same tax as malt liquor and wine imported into the State from out-of-state certificate of approval holders. The wholesale licensee shall withdraw the malt liquor and wine to be distributed in the State by the procedure established in sections 1404 and 1405.

B. The bureau may withdraw spirits from special warehouse storage facilities.

C. Out-of-state purchasers authorized by the bureau may withdraw spirits, wine and malt liquor from special warehouse storage facilities. The authorization allows the out-of-state purchasers to directly transport the spirits, wine and malt liquor to the state border for delivery ~~out of state outside of the State.~~ Products withdrawn by authorized out-of-state purchasers for delivery outside of the State are not subject to the state spirits tax under section

1651 or the state excise tax or premium under section 1652.

Sec. 233. 28-A MRSA §1381, sub-§5, as enacted by PL 2019, c. 615, §4 and affected by §7, is amended to read:

5. Shipment restrictions. Except as provided in sections ~~2073 2073-A and 2075 2073-E,~~ a person that has been issued a certificate of approval under this section may ~~only~~ transport spirits into the State or cause spirits to be transported into the State only if the spirits are delivered to a warehouse designated by the commission under section 81.

Sec. 234. 28-A MRSA §1401, sub-§1, as amended by PL 2013, c. 476, Pt. A, §29, is further amended to read:

1. Issuance of licenses. The bureau may issue licenses under this section for the in-state sale and distribution of malt liquor, wine and fortified and wine at wholesale.

Sec. 235. 28-A MRSA §1401, sub-§9, as enacted by PL 2013, c. 476, Pt. A, §30, is amended to read:

9. Sales to licensees only. A licensee under this section may sell or distribute malt liquor, ~~wine and fortified and~~ wine only to persons licensed for the retail sale of malt liquor, ~~wine or fortified and~~ wine for on-premises or off-premises consumption on or off the licensed premises in accordance with this Title.

Sec. 236. 28-A MRSA §1402, sub-§2, as amended by PL 1997, c. 373, §124, is further amended to read:

2. Taste testing on retail licensee's premises. With the bureau's written permission, a wholesale licensee may rent or lease an area or room from an ~~on-premise on-premises~~ retail licensee for the purpose of inviting retail licensees to taste test wine or malt liquor products.

Sec. 237. 28-A MRSA §1402, sub-§3, as amended by PL 2013, c. 368, Pt. XXXX, §4 and affected by §13, is further amended to read:

3. Conditions on taste-testing activity events. The following conditions apply to all ~~taste-testings~~ taste-testing events under this section.

A. The wholesale licensee or a certificate of approval holder may provide the products for ~~taste testing~~ taste-testing events only if all taxes required by this Title have been paid.

B. Taste-testing activity events must be conducted only within the special designated area or room.

C. Taste-testing activity events must be open only to invited retail licensees or their authorized agents and not to their family members, guests or the ~~general~~ public.

D. After the taste-testing ~~activity event~~ is concluded, the wholesale licensee shall remove all products supplied for the taste-testing ~~activity event~~ from the retail licensee's premises.

E. Malt liquor or wine products may not be served to a person who is a minor or who is visibly intoxicated.

Sec. 238. 28-A MRSA §1402-A, sub-§3-A, as amended by PL 2011, c. 629, §26, is further amended to read:

3-A. Partial-bottle wine samples. Bottles of wine designated for partial-bottle sampling must be properly sealed between samplings. Partial-bottle wine samples may be provided only on the premises of a retailer licensed to sell wine for on-premises or off-premises consumption to licensees licensed for on-premises consumption and off-premises sales if the person receiving a sample is 21 years of age or older and is in the owner or a supervisory or managerial position employee of the retailer;

Sec. 239. 28-A MRSA §1402-A, sub-§4, as amended by PL 2017, c. 35, §1, is further amended to read:

4. Full-bottle samples. The maximum amount of unopened full-bottle samples given to a retail licensee may not exceed 18 gallons of malt liquor and 18 liters of wine annually. A full-bottle sample is an unopened bottle of wine or malt liquor given to a retail licensee, which may be consumed by a retail licensee on or off the premises; ~~and~~

Sec. 240. 28-A MRSA §1402-A, sub-§4-A is enacted to read:

4-A. Prohibited recipients. Malt liquor or wine samples authorized under this section may not be provided to a person who is a minor or who is visibly intoxicated; and

Sec. 241. 28-A MRSA §1403, as amended by PL 1999, c. 547, Pt. B, §78 and affected by §80, is further amended to read:

§1403. ~~Interstate purchase or transportation Purchase and sale of malt liquor or wine by~~ Purchase and sale of malt liquor or wine by ~~wholesale licensee~~

1. ~~No purchases other than from certificate of approval holder~~ Purchase of malt liquor or wine by ~~wholesale licensee.~~ No A wholesale licensee may not purchase or malt liquor or wine from a person other than a certificate of approval holder or special warehouse storage facility licensed under section 1371. A wholesale licensee may not cause to be transported into the State any malt liquor or wine from any a person other than a person to whom the bureau has not issued a certificate of approval under section 1361.

1-A. Wholesale licensee may purchase from wholesale licensee. The bureau may give written permission to a wholesale licensee to purchase malt liquor or wine from another wholesale licensee.

2. Sale of malt liquor or wine ~~not purchased from a certificate of approval holder prohibited by~~ wholesale licensee. ~~No A~~ wholesale licensee may not sell to another wholesale licensee any malt liquor or wine which that has not been purchased from a brewery, winery or foreign wholesaler holding a certificate of approval holder or a special warehouse storage facility licensed under section 1371.

3. License revoked if it requires wholesale license to not sell other brands. The District Court ~~Judge~~ shall revoke the license of ~~any a~~ wholesale licensee, who that requires as a condition of selling malt liquor or wine to another wholesale licensee, that the purchasing wholesale licensee may not sell other brand names of malt liquor or wine.

4. Monthly report. By the 10th day of each calendar month, each wholesale licensee shall furnish to the bureau, in the form prescribed by the bureau, a monthly report of all malt liquor or wine purchased and sold during the preceding month.

Sec. 242. 28-A MRSA §1403-A, sub-§3, as enacted by PL 2009, c. 373, §1, is amended to read:

3. Direct shipper application. Before sending a shipment to a resident of this State, a direct shipper must file an application for a wine direct shipper license under subsection 2 with the bureau on a form issued by the bureau along with a true copy of its current ~~alcoholic beverage~~ winery license issued in this State or another state and a \$100 registration fee.

Sec. 243. 28-A MRSA §1403-A, sub-§8, as enacted by PL 2009, c. 373, §1, is amended to read:

8. License renewal. A direct shipper may annually renew its wine direct shipper license with the bureau by paying a \$50 renewal fee and providing the bureau with a true copy of its current ~~alcoholic beverage~~ winery license issued in this State or another state.

Sec. 244. 28-A MRSA §1403-A, sub-§9, as enacted by PL 2009, c. 373, §1, is amended to read:

9. Sales tax registration and payment required. As a condition of receiving a ~~certificate of approval license,~~ a shipper located outside the State shall comply with the provisions of Title 36, Part 3, including all requirements relating to registration as a seller and the collection, reporting and remittance of the sales and use taxes of the State, and shall agree to be subject to the jurisdiction of the State for purposes of the enforcement of those obligations. The requirements of this subsection apply notwithstanding any ~~other~~ provision of law of the State to the contrary.

Sec. 245. 28-A MRSA §1404, sub-§1, ¶D, as amended by PL 1997, c. 373, §128, is further amended to read:

D. The unbonded wholesale licensee may mail the original copy of the order to the ~~brewery or winery or wholesaler~~ certificate of approval holder with whom which the licensee wishes to place the order.

Sec. 246. 28-A MRSA §1404, sub-§1, ¶E, as amended by PL 1997, c. 373, §128, is further amended to read:

E. On receipt of the 3 copies and a check for excise taxes, the bureau shall promptly process the copies and return one copy to the wholesale licensee and send one to the ~~brewery, winery or foreign wholesaler designated to receive certificate of approval holder with which the wholesale licensee wishes to place~~ the order. The bureau shall keep the 3rd copy on file.

Sec. 247. 28-A MRSA §1404, sub-§1, ¶F, as amended by PL 1997, c. 373, §128, is further amended to read:

F. ~~No brewery, winery or foreign wholesaler~~ A certificate of approval holder may not ship or release malt liquor or wine for delivery in ~~Maine~~ the State until notified by the bureau that the excise tax has been paid in accordance with this section.

Sec. 248. 28-A MRSA §1405, sub-§1, ¶C, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

C. The bonded wholesale licensee shall submit the original copy to the brewery, winery or ~~foreign out-of-state wholesaler with whom he~~ which the bonded wholesale licensee wishes to place the order.

Sec. 249. 28-A MRSA §1405, sub-§3, as amended by PL 2013, c. 368, Pt. XXXX, §7 and affected by §13, is further amended to read:

3. Payment of excise tax. By filing the bond required in subsection 2, a wholesale licensee may pay monthly the excise tax imposed by section 1652 on all malt liquor or wine shipped into the State as shown by invoice of the shipment by the ~~out-of-state wholesaler or holder of a certificate of approval holder~~ issued under section 1361.

A. The wholesale licensee shall pay the excise tax by the 15th day of the calendar month following the month in which shipment occurs.

B. At the time of payment of the excise tax, each ~~Maine~~ wholesale licensee shall file with the bureau in the form prescribed by the bureau:

- (1) A verified monthly report of all malt liquor or wine purchased or imported based on the date of shipment invoice during the preceding calendar month; and

- (2) Any additional information the bureau requires to compute and ensure the accuracy of the excise tax payment accompanying the report.

Sec. 250. 28-A MRSA §1406, sub-§1, ¶B, as amended by PL 1997, c. 373, §132, is further amended to read:

B. Give written notice to the bureau and the wholesale licensee affected at least 90 days before any change in:

- (1) Its wholesale licensees; or
- (2) The territory of its wholesale ~~licensee in the State~~ licensees.

Sec. 251. 28-A MRSA §1407, sub-§1, as amended by PL 1987, c. 342, §112, is further amended to read:

1. Exclusive distributors. Except as provided in section 1454, the wholesale licensee appointed by the certificate of approval holder to be the exclusive distributor for specific brands of malt liquor and wine cannot be terminated as exclusive distributor of those specific brands upon the voluntary or involuntary termination or transfer of the same brands of malt liquor and wine by the certificate of approval holder ~~who that~~ that registered the specific labels and established prices with the bureau. The certificate of approval holder acquiring these brands shall take the place of the certificate of approval holder ~~who that~~ that appointed the distributors and shall comply with section 1406.

Sec. 252. 28-A MRSA §1408, sub-§4, as amended by PL 1997, c. 373, §133, is further amended to read:

4. Price changes. Except as provided in paragraph A, certificate of approval holders ~~and manufacturer's~~ shall give written notice of price changes to the bureau and their respective wholesale licensees at least 30 days before the effective date. Wholesale licensees shall give written notice of their price changes to the bureau at least 15 days before the effective date. All price changes are effective on the first day of the month.

A. The bureau may give written permission to certificate of approval holders, ~~manufacturers~~ or wholesale licensees to reduce the notice period for price changes in specific instances.

Sec. 253. 28-A MRSA §1451, sub-§3, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

3. Primary source of supply. "Primary source of supply" means the ~~distiller distillery, the bottler, the brewer brewery, the winery, the brand owner or the designated agent of any distiller distillery, brewer brewery, winery or brand owner.~~

Sec. 254. 28-A MRSA §1451, sub-§5, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

5. Wholesale licensee. Notwithstanding section 2, subsection 34, "wholesale licensee" means ~~any a~~ person holding a wholesale ~~malt liquor or wine~~ license ~~within the State~~ under section 1401, offering malt liquor or wine for sale or resale to retailers, without regard to whether the business of the person is conducted under the terms of an agreement with a certificate of approval holder.

Sec. 255. 28-A MRSA §1452, sub-§1, ¶C, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

C. Require a wholesale licensee to assent to any condition, stipulation or provision limiting the wholesale ~~licensee in his~~ licensee's right to sell the product of any other certificate of approval holder anywhere in the State if the acquisition of the product of another certificate of approval holder does not materially impair the quality of service or quantity of sales of the existing brand or brands of the certificate of approval holder seeking to impose the condition, stipulation or provision.

Sec. 256. 28-A MRSA §1453, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

§1453. ~~No dual~~ Dual distributorship prohibited

1. Dual distributorship prohibited. ~~No~~ A certificate of approval holder ~~who~~ that designates a sales territory for which a wholesale licensee is primarily responsible may not enter into any agreement with any other wholesale licensee for the purpose of establishing an additional agreement for its brand or label in the same territory.

2. Certificate of approval holder to file list. Each certificate of approval holder shall file with ~~his~~ its application for a certificate of approval or in-state manufacturer license a list giving the name and address of each bottler and wholesale licensee authorized to distribute products of that certificate of approval holder and designating the exclusive territory assigned to each wholesale licensee within the State. Unless authorized by the bureau, wholesale licensees may not sell those products to licensees outside of the exclusive territory allocated and designated.

A. Sales of wine to retail licensees at the wholesale licensee's warehouse ~~shall~~ must be considered a sale within the wholesale licensee's exclusive territory.

3. Primary source of supply. ~~No~~ A wholesale licensee may not purchase liquor from anyone other than the primary source of supply within the United States.

Sec. 257. 28-A MRSA §1454, sub-§1, ¶D, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

D. Failure by the wholesale licensee to substantially comply, without reasonable excuse or justifi-

cation, with any reasonable and material requirement imposed upon ~~him~~ the wholesale licensee by the certificate of approval holder.

Sec. 258. 28-A MRSA §1455, sub-§1, as amended by PL 2019, c. 529, §8, is further amended to read:

1. Written notice notices. Before any termination procedure initiated by the certificate of approval holder, the certificate of approval holder shall give the wholesale licensee a written notice of any claimed deficiency existing in the wholesale licensee's territory and the certificate of approval holder shall give the wholesale licensee reasonable time or, if the certificate of approval holder is a small beer manufacturer or a small hard cider manufacturer, at least 30 days to correct the claimed deficiency or deficiencies. After this time has elapsed, the certificate of approval holder shall provide the wholesale licensee with a written notice of the certificate of approval holder's intent to amend, cancel, terminate, refuse to continue, refuse to renew or cause the wholesale licensee to resign from an agreement at least 90 days prior to the effective date of the intended amendment, cancellation, termination, refusal to continue, refusal to renew or causing of resignation. The written notice must state all of the reasons for the intended amendment, cancellation, termination, refusal to continue, refusal to renew or causing of resignation. The notice provisions of this section do not apply if the reason for the intended amendment, cancellation, termination, refusal to continue, refusal to renew or causing of resignation is:

- A. The bankruptcy or insolvency of the wholesale licensee;
- B. An assignment for the benefit of creditors or similar disposition of the assets of the wholesale licensee's business;
- C. Revocation of the wholesale licensee's license; or
- D. Conviction or a plea of guilty or no contest to a charge of violating a law relating to the business that materially affects the wholesale licensee's ability to remain in business.

For purposes of this section, "small beer manufacturer" and "small hard cider manufacturer" have the same meanings as in section 1457, subsection 1-A.

Sec. 259. 28-A MRSA §1457, sub-§1-A, ¶D, as enacted by PL 2019, c. 529, §9, is amended to read:

D. "Small beer manufacturer" means a small brewery or out-of-state ~~brewer~~ brewery that brews, lagers and kegs, bottles or packages its own malt liquor, not to exceed 30,000 barrels per year.

Sec. 260. 28-A MRSA §1504, as amended by PL 2019, c. 404, §28, is further amended to read:

§1504. Samples of spirits products

A person licensed under section 1502 as a sales representative for a spirits ~~manufacturer or~~ supplier may give a retail licensee samples of spirits under the following conditions:

1. Invoice required. The spirits must be accompanied by an invoice;

2. Product registered. The spirits must be listed by the commission for sale in this State and clearly labeled as a sample;

~~**3 A. Partial bottle spirits samples.** Samples must be decanted from the spirits product bottle and provided to licensees licensed for on-premises consumption. The sales representative providing the sample shall maintain a log stating the names of the licensees who sampled the product and the amount sampled. Partial bottle samples must be properly sealed between tastings.~~

4. Sampling record; prohibited recipients. The sales representative who provides the sample shall maintain a log stating the names of the agency liquor store or on-premises retail licensees who sampled the licensee to whom a full-bottle sample is given under subsection 5 or the person to whom a partial-bottle sample of spirits is given under subsection 6 and the amount sampled of that partial-bottle sample. The person to whom the sales representative gives spirits samples under this section may not be a minor or a visibly intoxicated person;

5. Full-bottle samples. The maximum amount of unopened full-bottle samples of spirits given to a retail licensee by a sales representative may not exceed 6 liters per year per ~~distiller distillery~~ represented by that sales representative. Individual samples may not exceed one liter. A full-bottle sample is an unopened bottle of spirits provided to an agency liquor store or an on-premises retail licensee licensed to sell spirits;

6. Retail sampling Partial-bottle samples. Bottles of spirits designated for partial-bottle sampling must be properly sealed between samplings. Samples poured from a bottle of spirits designated for ~~retail~~ partial-bottle sampling may be provided to ~~an on-premises licensee licensed to serve spirits and to an agency liquor store on the premises of the agency liquor store if the person receiving the sample is 21 years of age or older and is in a supervisory or managerial position with the agency liquor store.~~ Bottles of spirits designated for retail sampling must be properly sealed between samplings. only:

A. On the premises of a retailer licensed to sell spirits for on-premises consumption to the owner of or a supervisory or managerial employee of the retailer; or

B. On the premises of an agency liquor store to the owner of or a supervisory or managerial employee of the agency liquor store;

7. Records maintained. Records of samples given or received under this section must be maintained for a 2-year period by the sales representative and the retail licensee giving or receiving that gave or received the samples; and

8. Access to samples. A sales representative shall request samples from bailment inventory of a spirits supplier housed at the State's wholesale liquor spirits provider's warehouse for the purposes described under this section.

Sec. 261. 28-A MRSA §1551, sub-§3, ¶A, as enacted by PL 1987, c. 342, §114, is amended to read:

A. ~~Distiller Distillery,~~ includes bottling (one year).....\$1,000;

Sec. 262. 28-A MRSA §1551, sub-§3, ¶H, as amended by PL 2011, c. 629, §35, is further amended to read:

H. Small ~~distiller distillery,~~ includes bottling (one year).....\$100.

Sec. 263. 28-A MRSA §1553, sub-§3, ¶B, as enacted by PL 2019, c. 282, §1, is amended to read:

B. The sampling of liquor authorized under paragraph A must be conducted in accordance with the licensed educational institution's alcohol safety procedures or guidelines, and such liquor may not be served to a person who is a minor or who is visibly intoxicated.

Sec. 264. 28-A MRSA §1652, sub-§4, as amended by PL 2013, c. 368, Pt. XXXX, §8 and affected by §13, is further amended to read:

4. Excise tax accounts and adjustments. The bureau shall open an excise tax account with ~~all manufacturers, each wholesale licensee's licensee and each certificate of approval holders holder~~ and make the following adjustments when appropriate. As used in this subsection, "certificate of approval holder" means an in-state manufacturer of malt liquor, wine or low-alcohol spirits products licensed under section 1355-A or an out-of-state manufacturer of or out-of-state wholesaler of malt liquor, wine or low-alcohol spirits products that has been issued a certificate of approval under section 1361.

A. The bureau may grant credits and make tax adjustments that it determines the wholesale licensee or certificate of approval holder is entitled to upon the filing of affidavits in the form prescribed by the bureau.

B. The bureau shall refund all excise tax paid by the wholesale licensee or certificate of approval holder on all malt liquor ~~or, wine caused to be destroyed by a supplier or low-alcohol spirits products that have been destroyed~~ as long as the quan-

tity and size are verified by the bureau and the destruction is witnessed by an authorized representative of the bureau.

C. If a wholesale licensee's inventories are destroyed by fire, flood or other natural disaster, the bureau may refund the excise tax on the wholesale licensee's inventories.

D. Any wholesale licensee selling malt liquor ~~or~~, wine or low-alcohol spirits products to an instrumentality, a licensee for resale to an airline, a training site or a ship chandler shall present proof of that sale to the bureau. The bureau shall grant to the wholesale licensee a credit of all state excise tax paid in connection with that sale under the following conditions.

(1) The bureau shall grant a credit for the excise tax on malt liquor ~~or~~, wine or low-alcohol spirits products sold by wholesale licensees to any instrumentality of the United States or any Maine National Guard state training site exempted by the bureau.

(2) The bureau shall grant a credit for the excise tax on malt liquor ~~or~~, wine or low-alcohol spirits products sold to any ship chandler as long as the malt liquor ~~and~~, wine and low-alcohol spirits products are resold to vessels of foreign registry for consumption after that vessel has left port or are resold for consumption on board vessels of United States registry that are destined for a foreign port.

(3) The bureau shall grant a credit for the excise tax on malt liquor ~~and table~~, wine and low-alcohol spirits products sold to a licensee registered with the bureau for resale to licensed airlines or to unlicensed airlines for their international flights.

Sec. 265. 28-A MRSA §2051, sub-§1, ¶D, as amended by PL 2003, c. 452, Pt. P, §4 and affected by Pt. X, §2, is further amended to read:

D. Present or offer to a licensee, the licensee's agent or employee any written or oral evidence of age that is false, fraudulent or not actually the minor's own, for the purpose of:

(1) Ordering, purchasing, attempting to purchase or otherwise procuring or attempting to procure the serving of any liquor or imitation liquor. The following penalties apply to violations of this subparagraph.

(a) A minor who violates this subparagraph commits a civil violation for which a fine of not less than \$200 and not more than \$400 must be adjudged.

(b) A minor who violates this subparagraph after having previously violated this

section commits a civil violation for which a fine of not less than \$300 and not more than \$600 must be adjudged, none of which must be suspended except as provided in subsection 2, paragraph B.

(c) A minor who violates this subparagraph after having previously violated this section 2 or more times commits a civil violation for which a fine of \$600 must be adjudged, none of which may be suspended except as provided in subsection 2, paragraph B; or

(2) Gaining access to a licensed ~~premise~~ premises when minors are not allowed. The following penalties apply to violations of this subparagraph.

(a) A minor who violates this subparagraph commits a civil violation for which a fine of not less than \$200 and not more than \$400 must be adjudged.

(b) A minor who violates this subparagraph after having previously violated this section commits a civil violation for which a fine of not less than \$300 and not more than \$600 must be adjudged, none of which must be suspended except as provided in subsection 2, paragraph B.

(c) A minor who violates this subparagraph after having previously violated this section 2 or more times commits a civil violation for which a fine of \$600 must be adjudged, none of which may be suspended except as provided in subsection 2, paragraph B;

Sec. 266. 28-A MRSA §2073, as amended by PL 2013, c. 476, Pt. A, §33, is further amended to read:

§2073. ~~Importation and In-state transportation of liquor within the State for illegal sale~~

1. ~~Illegal In-state transportation of liquor within the State for illegal sale prohibited.~~ No A person may not knowingly transport within the State any liquor:

A. With intent to sell the liquor in the State in violation of law;

B. With intent that the liquor be illegally sold by any person; or

C. With intent to aid any person in illegal sale of liquor.

2. Penalties. A person who ~~knowingly~~ violates this section commits a Class E crime.

3. Legal importation into and transportation of liquor within the State. ~~Liquor may be legally imported into and transported within the State in the following situations:~~

~~A. Upon application, the bureau may grant to an individual a permit to transport liquor purchased for that person's own personal use.~~

~~B. For hire carriers and contract carriers, authorized by the Department of Public Safety, may transport liquor to liquor warehouses, to licensees, from manufacturers to liquor warehouses and to the state line for transportation outside the State.~~

~~C.1. Reselling agents may transport spirits to licensees who are licensed for the sale of spirits for on-premises consumption.~~

~~D. Manufacturers may transport liquor within the State to liquor warehouses, to persons authorized under paragraph E and to the state line for transportation outside the State.~~

~~E. The bureau may permit in writing the importation of liquor into the State and the transportation of liquor from place to place within the State to the following destinations for the specified purposes:~~

~~(1) To hospitals and state institutions, for medicinal purposes only, liquor made available to them from stocks of liquor seized by the Federal Government;~~

~~(2) To industrial establishments in the State for industrial uses;~~

~~(3) To schools, colleges and state institutions for laboratory use only;~~

~~(4) To any licensed pharmacist in the State for use in the compounding of prescriptions and other medicinal use, but not for sale by pharmacists unless compounded with or mixed with other substances; or~~

~~(5) To any physician, surgeon, osteopath, chiropractor, optometrist, dentist or veterinarian for medicinal use only.~~

~~F. The bureau may authorize hospitals and state institutions to purchase spirits, for medicinal purposes only, from agency liquor stores. This authorization must be in writing.~~

Sec. 267. 28-A MRSA §2073-A is enacted to read:

§2073-A. Importation of spirits

1. Prohibition. Except as provided in subsection 2 and section 2073-E, a person other than the bureau may not transport spirits into the State or cause spirits to be transported into the State.

2. Exceptions. Notwithstanding subsection 1, a person may transport spirits into the State or cause spirits to be transported into the State in the following circumstances.

A. An individual may transport into the State up to 4 liters of spirits for the individual's personal use.

B. Upon application, the bureau may grant a permit to an individual authorizing the individual to transport into and within the State more than 4 liters of spirits for the individual's personal use.

C. An out-of-state spirits supplier may transport spirits into the State or may cause spirits to be transported into the State by a common carrier or contract carrier authorized by the Department of Public Safety. Each shipment of spirits transported into the State in accordance with this paragraph must be accompanied by an invoice that includes the purchase number and the names of the sender and intended recipient of the spirits, who must be authorized to receive spirits imports under section 2073-B, subsection 2, paragraph B.

3. Penalties. The following penalties apply to violations of this section.

A. A person that transports into the State or that causes to be transported into the State a quantity of less than 40 liters of spirits in violation of this section commits a civil violation for which a fine of not more than \$500 may be adjudged.

B. A person that transports into the State or that causes to be transported into the State a quantity of 40 or more liters of spirits in violation of this section commits a Class E crime, which is a strict liability crime as defined in Title 17-A, section 34, subsection 4-A.

4. Evidence. The possession of more than 8 liters of spirits in one or more containers that are not labeled in accordance with Title 38, section 3105 is prima facie evidence of a violation of this section.

5. Forfeiture. Notwithstanding section 2221-A, a court shall order spirits transported or caused to be transported into the State in violation of this section to be forfeited to the State and disposed of as provided in section 2229:

A. If a person fails to appear in court either in person or by counsel on the date and time specified in response to a Uniform Summons and Complaint issued for a violation of this section; or

B. As part of every adjudication and imposition of a fine under subsection 3, paragraph A and every conviction under subsection 3, paragraph B.

Sec. 268. 28-A MRSA §2073-B is enacted to read:

§2073-B. In-state transportation of spirits

1. Prohibition. Except as provided in subsection 2, section 1201-A or section 2073-E, a person may not transport more than 4 liters of spirits within the State unless the spirits were legally purchased from:

- A. An agency liquor store; or
- B. An in-state manufacturer authorized under section 1355-A to sell spirits for off-premises consumption.

2. Exceptions. Notwithstanding subsection 1, a person may transport spirits within the State in the following circumstances.

A. An individual may transport spirits within the State in accordance with a permit issued under 2073-A, subsection 2, paragraph B.

B. A person may transport spirits the person transported into the State pursuant to section 2073-A, subsection 2, paragraph C to:

- (1) A warehouse designated by the commission under section 81;
- (2) A bottler or rectifier licensed under section 1355-A;
- (3) A winery, small winery or tenant winery licensed under section 1355-A, for the production of fortified wine; or
- (4) A brewery, small brewery or tenant brewery licensed under section 1355-A, for the production of low-alcohol spirits products containing malt liquor.

C. A licensed in-state manufacturer of spirits may transport spirits produced by the manufacturer or may cause a common carrier or contract carrier authorized by the Department of Public Safety to transport spirits produced by the manufacturer to:

- (1) A warehouse designated by the commission under section 81;
- (2) A bottler or rectifier licensed under section 1355-A;
- (3) A winery, small winery or tenant winery licensed under section 1355-A, for the production of fortified wine;
- (4) A brewery, small brewery or tenant brewery licensed under section 1355-A, for the production of low-alcohol spirits products containing malt liquor;
- (5) Any location to which the licensed in-state manufacturer of spirits is authorized to transport its own products under section 1355-A; or
- (6) The state line for transportation outside the State.

D. The wholesale spirits provider may transport spirits between warehouses designated by the commission under section 81 or to agency liquor stores as provided in section 503.

E. A reselling agent may transport spirits to on-premises retail licensees as provided in section 459.

Each shipment of spirits transported within the State in accordance with paragraph B, C, D or E must be accompanied by an invoice that includes the purchase number and the names of the sender and intended recipient of the spirits.

3. Penalties. The following penalties apply to violations of this section.

A. A person that transports within the State a quantity of less than 40 liters of spirits in violation of this section commits a civil violation for which a fine of not more than \$500 may be adjudged.

B. A person that transports within the State a quantity of 40 or more liters of spirits in violation of this section commits a Class E crime, which is a strict liability crime as defined in Title 17-A, section 34, subsection 4-A.

4. Evidence. The possession of more than 8 liters of spirits in one or more containers that are not labeled in accordance with Title 38, section 3105 is prima facie evidence of a violation of this section.

5. Forfeiture. Notwithstanding section 2221-A, a court shall order spirits transported within the State in violation of this section to be forfeited to the State and disposed of as provided in section 2229:

- A. If a person fails to appear in court either in person or by counsel on the date and time specified in response to a Uniform Summons and Complaint issued for a violation of this section; or
- B. As part of every adjudication and imposition of a fine under subsection 3, paragraph A and every conviction under subsection 3, paragraph B.

Sec. 269. 28-A MRSA §2073-C is enacted to read:

§2073-C. Importation of malt liquor, wine or low-alcohol spirits products

1. Prohibition. Except as provided in subsection 2, section 1403-A or section 2073-E, a person may not transport malt liquor, wine or low-alcohol spirits products into the State or cause malt liquor, wine or low-alcohol spirits products to be transported into the State.

2. Exceptions. Notwithstanding subsection 1, a person may transport malt liquor, wine or low-alcohol spirits products into the State or cause malt liquor, wine or low-alcohol spirits products to be transported into the State in the following circumstances.

A. An individual may transport into the State up to 400 fluid ounces of malt liquor, up to 4 liters of wine and up to 4 liters of low-alcohol spirits products for the individual's personal use.

B. Upon application, the bureau may grant a permit to an individual authorizing the individual to transport into and within the State more than 400 fluid ounces of malt liquor, more than 4 liters of wine or more than 4 liters of low-alcohol spirits products for the individual's personal use.

C. A licensed in-state small brewery, a licensed in-state small winery and a wholesale licensee may transport malt liquor or wine into the State or may cause malt liquor or wine to be transported into the State by an out-of-state manufacturer of malt liquor or wine that has been issued a certificate of approval, an out-of-state wholesaler that has been issued a certificate of approval or a common carrier or contract carrier authorized by the Department of Public Safety. Each shipment of malt liquor or wine transported into the State in accordance with this paragraph must be accompanied by an invoice that includes the purchase number and the names of the sender and the licensed in-state small brewery, licensed in-state small winery or wholesale licensee that is the intended recipient of the malt liquor or wine.

3. Penalties. The following penalties apply to violations of this section.

A. A person that transports into the State or that causes to be transported into the State a quantity of less than 1,300 fluid ounces of malt liquor, less than 40 liters of wine or less than 40 liters of low-alcohol spirits products in violation of this section commits a civil violation for which a fine of not more than \$500 may be adjudged.

B. A person that transports into the State or that causes to be transported into the State a quantity of 1,300 or more fluid ounces of malt liquor, 40 or more liters of wine or 40 or more liters of low-alcohol spirits products in violation of this section commits a Class E crime, which is a strict liability crime as defined in Title 17-A, section 34, subsection 4-A.

4. Evidence. The possession of more than 800 fluid ounces of malt liquor, more than 8 liters of wine or more than 8 liters of low-alcohol spirits products in one or more containers that are not labeled in accordance with Title 38, section 3105 is prima facie evidence of a violation of this section.

5. Forfeiture. Notwithstanding section 2221-A, a court shall order malt liquor, wine or low-alcohol spirits products transported or caused to be transported into the State in violation of this section to be forfeited to the State and disposed of as provided in section 2229:

A. If a person fails to appear in court either in person or by counsel on the date and time specified in response to a Uniform Summons and Complaint issued for a violation of this section; or

B. As part of every adjudication and imposition of a fine under subsection 3, paragraph A and every conviction under subsection 3, paragraph B.

Sec. 270. 28-A MRSA §2073-D is enacted to read:

§2073-D. In-state transportation of malt liquor, wine or low-alcohol spirits products

1. Prohibition. Except as provided in subsection 2 and section 2073-E, a person may not transport within the State more than 400 fluid ounces of malt liquor, more than 4 liters of wine and more than 4 liters of low-alcohol spirits products unless the malt liquor, wine or low-alcohol spirits products were legally purchased from:

A. An off-premises retail licensee;

B. An in-state manufacturer authorized under section 1355-A to sell malt liquor, wine or low-alcohol spirits products for off-premises consumption; or

C. A direct shipper licensed under section 1403-A.

2. Exceptions. Notwithstanding subsection 1, a person may transport malt liquor, wine or low-alcohol spirits products within the State in the following circumstances.

A. An individual may transport within the State malt liquor, wine or low-alcohol spirits products in accordance with a permit issued under section 2073-C, subsection 2, paragraph B.

B. A person may transport malt liquor or wine the person transported into the State pursuant to section 2073-C, subsection 2, paragraph C.

C. A licensed in-state manufacturer of malt liquor, wine or low-alcohol spirits products may transport malt liquor, wine or low-alcohol spirits products produced by the manufacturer or may cause a common carrier or contract carrier authorized by the Department of Public Safety to transport malt liquor, wine or low-alcohol spirits products produced by the manufacturer to:

(1) A bottler or rectifier licensed under section 1355-A;

(2) A wholesale licensee;

(3) Any location to which the licensed in-state manufacturer is authorized to transport its own products under section 1355-A;

(4) A warehouse operated by the licensed in-state manufacturer; or

(5) The state line for transportation outside the State.

D. A wholesale licensee may transport malt liquor, wine or low-alcohol spirits products to an on-premises or off-premises retailer of malt liquor or wine in accordance with sections 713 and 1401.

Each shipment of malt liquor, wine or low-alcohol spirits products transported within the State in accordance with paragraph B, C or D must be accompanied by an invoice that includes the purchase number and the names of the sender and intended recipient of the malt liquor, wine or low-alcohol spirits products.

3. Penalties. The following penalties apply to violations of this section.

A. A person that transports within the State less than 1,300 fluid ounces of malt liquor, less than 40 liters of wine or less than 40 liters of low-alcohol spirits products in violation of this section commits a civil violation for which a fine of not more than \$500 may be adjudged.

B. A person that transports within the State 1,300 or more fluid ounces of malt liquor, 40 or more liters of wine or 40 or more liters of low-alcohol spirits products in violation of this section commits a Class E crime, which is a strict liability crime as defined in Title 17-A, section 34, subsection 4-A.

4. Evidence. The possession of more than 800 fluid ounces of malt liquor, more than 8 liters of wine or more than 8 liters of low-alcohol spirits products in one or more containers that are not labeled in accordance with Title 38, section 3105 is prima facie evidence of a violation of this section.

5. Forfeiture. Notwithstanding section 2221-A, a court shall order malt liquor, wine or low-alcohol spirits products transported within the State in violation of this section to be forfeited to the State and disposed of as provided in section 2229:

A. If a person fails to appear in court either in person or by counsel on the date and time specified in response to a Uniform Summons and Complaint issued for a violation of this section; or

B. As part of every adjudication and imposition of a fine under subsection 3, paragraph A and every conviction under subsection 3, paragraph B.

Sec. 271. 28-A MRSA §2073-E is enacted to read:

§2073-E. Importation and in-state transportation of liquor for special purposes

1. Bureau may authorize importation and in-state transportation of liquor for special purposes. Notwithstanding any provision of law to the contrary,

the bureau may grant a permit authorizing the transportation of liquor into and within the State to the following persons for the following specified purposes:

A. To a hospital or state institution located in the State, for medicinal purposes only;

B. To a licensed physician, surgeon, osteopath, chiropractor, optometrist, dentist or veterinarian located in the State, for medicinal purposes only;

C. To a licensed pharmacist located in the State, for use in the compounding of prescriptions and other medicinal use but not for sale by the pharmacist unless compounded with or mixed with other substances;

D. To an industrial establishment located in the State, only for an industrial use, for use as an ingredient in the manufacture of food products, for use as an ingredient in the manufacture of commodities that by reason of their nature cannot be used for beverage purposes or for use in the manufacture of commodities unfit for beverage purposes;

E. To a school, college or state institution located in the State, for laboratory use only;

F. To a licensed in-state spirits manufacturer, for use as an ingredient in distilling or manufacturing spirits and other spirituous liquor products that are authorized by 27 Code of Federal Regulations. A permit issued under this paragraph authorizes only the transportation of spirits into and within the State and may not authorize the transportation of malt liquor or wine into and within the State; and

G. To a church or the pastor of a church located in the State, for sacramental purposes or similar religious rites only.

2. Invoice required. Each shipment of liquor transported into the State in accordance with this section must be accompanied by an invoice that includes the purchase number and the names of the sender and intended recipient of the liquor.

Sec. 272. 28-A MRSA §2074, sub-§1, as amended by PL 2019, c. 281, §11, is further amended to read:

1. Transportation on-premises or off-premises. Except as provided in section 1051, section 1075-A, subsection 3 or section 1080, any a person who that transports liquor onto or off of the premises of an ~~on-premise~~ on-premises retail licensee ~~is guilty of~~ commits a Class E crime.

Sec. 273. 28-A MRSA §2074-A, first ¶, as enacted by PL 2011, c. 693, §4, is amended to read:

A person licensed for the sale of spirits for on-premises consumption ~~on the licensed premises who~~ that violates section 606, subsection 1-A or violates state rules or federal regulations governing the storage,

purchase and sale of spirits, including but not limited to the prohibition against reusing or refilling liquor spirits bottles, and the disposition of empty liquor spirits bottles, is subject to suspension or revocation of the license under chapter 33 as follows.

Sec. 274. 28-A MRSA §2075, as amended by PL 2015, c. 166, §7, is repealed.

Sec. 275. 28-A MRSA §2076, as amended by PL 2013, c. 476, Pt. A, §34, is further amended to read:

§2076. Illegal delivery of liquor spirits

1. ~~Delivery of liquor~~ Illegal delivery of spirits prohibited. Except with the bureau's written permission or except as provided in section ~~2073, subsection 3, paragraph C~~ 503, subsection 1 for the wholesale spirits provider or in section 459 for reselling agents, a person may not knowingly transport ~~to~~ or cause to be delivered to any person other than the bureau any spirits not purchased from an agency liquor store.

2. Penalties. ~~Any A~~ person ~~who~~ that violates this section commits a Class E crime.

Sec. 276. 28-A MRSA §2077, as amended by PL 2015, c. 166, §8, is repealed.

Sec. 277. 28-A MRSA §2077-B, sub-§2, as amended by PL 2003, c. 452, Pt. P, §8 and affected by Pt. X, §2, is further amended to read:

2. Penalty. A person ~~who~~ that violates this section is subject to penalties listed in section ~~2075~~ 2073-A, subsection 1-A 3 and section 2073-C, subsection 3.

Sec. 278. 28-A MRSA §2202, as amended by PL 1997, c. 373, §160, is further amended to read:

§2202. Bail after failure to comply with terms of bond

In any prosecution for violation of the laws relating to manufacture or sale of liquor, a defendant who has failed to comply with the term of any bond entered into by the defendant in that case may not again be admitted to bail in that case or upon arrest on any warrant issued in that case, except by a judge or justice of the court in which that prosecution is pending.

Sec. 279. 28-A MRSA §2203, as repealed and replaced by PL 1987, c. 342, §125, is amended by amending the section headnote to read:

§2203. Evidence of illegal sale; allegation of prior conviction

Sec. 280. 28-A MRSA §2229, sub-§2, as amended by PL 2013, c. 476, Pt. B, §5 and affected by §6, is repealed and the following enacted in its place:

2. Sale or destruction of forfeited spirits by bureau. The bureau or the wholesale spirits provider may restock and resell forfeited spirits at agency liquor stores throughout the State or may destroy forfeited

spirits by pouring the spirits upon the ground or into a public sewer.

Sec. 281. 28-A MRSA §2504, sub-§2, ¶A, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

A. The intoxicated individual if ~~he~~ the intoxicated individual is at least 18 years of age when served by the server;

Sec. 282. 28-A MRSA §2509, sub-§2, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

2. Multiple claimants. When the amount for all losses, except expenses for medical care and treatment, including devices and aids, awarded to or settled for multiple claimants, exceeds the limit imposed by this section, any party may apply to the Superior Court for the county where the server is located to allocate each claimant ~~his~~ an equitable share of the total, limited as required by this section.

A. Any award by the court in excess of the maximum liability limit specified by subsection 1 ~~shall~~ must be automatically abated by operation of this section to the maximum limit of liability.

Sec. 283. 28-A MRSA §2516, sub-§1, ¶C, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

C. Is refused service in a good faith effort to prevent ~~him~~ the individual from becoming visibly intoxicated.

Sec. 284. 28-A MRSA §2516, sub-§2, ¶B, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

B. The licensee informs the individual why ~~he~~ the licensee is retaining the identification documents.

Sec. 285. 28-A MRSA §2519, sub-§2, ¶B, as amended by PL 1995, c. 140, §8, is further amended to read:

B. A liquor ~~enforcement officer~~ inspector;

Sec. 286. 36 MRSA §1811, sub-§1, ¶D, as amended by PL 2019, c. 607, Pt. B, §5, is further amended by amending subparagraph (2) to read:

(2) Eight percent on the value of liquor sold in licensed establishments as defined in Title 28-A, section 2, subsection 15, in accordance with Title 28-A, chapter 43 and liquor sold for on-premises consumption by a licensed brewery, small brewery, winery, small winery, distillery or small distillery pursuant to Title 28-A, section 1355-A, subsection 2, paragraph F B;

Sec. 287. Construction. The Maine Revised Statutes, Title 28-A, section 2, subsections 29 and 29-B, as amended by this Act, may not be construed to affect the current practice by which some breweries and small breweries enter contracts with other breweries to produce a portion of their malt liquor products.

Sec. 288. Report. Not later than January 15, 2023, the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations shall submit a report to the joint standing committee of the Legislature having jurisdiction over alcoholic beverages matters regarding any appropriate parameters for contract brewing by licensed in-state breweries and small breweries and the minimum on-site production requirements, if any, that should be imposed on in-state manufacturers of liquor as a requirement of licensure under the Maine Revised Statutes, Title 28-A, section 1355-A. In preparing the report, the bureau shall consult with relevant stakeholders in the industry, including representatives of a statewide association of breweries and small breweries and a statewide association of wholesale licensees of malt liquor. The committee is authorized to submit legislation related to the report to the 131st Legislature in 2023.

See title page for effective date.

CHAPTER 659

S.P. 248 - L.D. 634

An Act To Reduce Volatility in the Net Energy Billing Program and To Define "Competitive Electricity Provider"

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 35-A MRSA §102, sub-§2-A, as enacted by PL 1999, c. 398, Pt. A, §3 and affected by §§104 and 105, is repealed.

Sec. 2. 35-A MRSA §102, sub-§2-B is enacted to read:

2-B. Competitive electricity provider. "Competitive electricity provider" has the same meaning as in section 3201, subsection 5.

Sec. 3. 35-A MRSA §103, sub-§2, ¶C, as enacted by PL 1999, c. 398, Pt. A, §10 and affected by §§104 and 105, is amended to read:

C. The commission shall oversee the activities of competitive service electricity providers to the extent provided in this Title.

Sec. 4. 35-A MRSA §109, sub-§1, as amended by PL 1999, c. 398, Pt. A, §11 and affected by §§104 and 105, is further amended to read:

1. Public utilities. A member or employee of the commission may not:

A. Have any official or professional connection or relation with any public utility or competitive service electricity provider operating within this State;

B. Hold any stock or securities in any public utility or competitive service electricity provider operating within this State;

C. Render a professional service against any such public utility or competitive service electricity provider; or

D. Be a member of a firm that renders service against any such public utility or competitive service electricity provider.

Sec. 5. 35-A MRSA §1316, as amended by PL 1999, c. 398, Pt. A, §21 and affected by §§104 and 105, is further amended by amending the section headnote to read:

§1316. Testimony presented by employees of public utilities or competitive service electricity providers to legislative committees and to the Public Utilities Commission

Sec. 6. 35-A MRSA §1316, sub-§1, ¶B, as amended by PL 1999, c. 398, Pt. A, §21 and affected by §§104 and 105, is further amended to read:

B. "Employer" means a public utility or competitive service electricity provider licensed to do business in this State with one or more employees.

Sec. 7. 35-A MRSA §1316, sub-§2, as amended by PL 1999, c. 398, Pt. A, §21 and affected by §§104 and 105, is further amended to read:

2. Right to provide testimony. Employees of a public utility or competitive service electricity provider have the right to represent themselves and to testify before a legislative committee or the commission on their own time. An employee of a public utility or competitive service electricity provider who complies with this section may not be denied the right to testify before a legislative committee or the commission.

Sec. 8. 35-A MRSA §1316, sub-§3, as amended by PL 1999, c. 398, Pt. A, §21 and affected by §§104 and 105, is further amended to read:

3. Discharge of, threats to or discrimination against employees of utility-service public utilities or competitive electricity providers for testimony presented to legislative committees or the commission.

Unless otherwise provided for, a supervisor may not discharge, threaten or otherwise discriminate against an employee of a public utility or competitive service electricity provider regarding the employee's compensation, terms, conditions, location or privileges of employment because the employee, in compliance with this section, in good faith testifies before or provides information to a legislative committee or to the commission regarding the operation of the business of a public utility or competitive service electricity provider or because the employee brings the subject matter of the testimony or information to the attention of a person having supervisory authority.

This subsection does not apply to an employee who has testified before or provided information to a legislative committee or to the commission unless the employee has first brought the subject matter of the testimony or information in writing to the attention of a person having supervisory authority with the employer and has allowed the employer a reasonable time to address the subject matter of the testimony or information. If appropriate, the employer shall respond in writing.

Sec. 9. 35-A MRSA §1316, sub-§5, as amended by PL 1999, c. 398, Pt. A, §21 and affected by §§104 and 105, is further amended to read:

5. Civil actions for injunctive relief or other remedies. An employee of a public utility or competitive service electricity provider who alleges a violation of rights under this section and who has made reasonable efforts to exhaust all grievance procedures, as provided for in the contract of employment or which otherwise may be available at the employee's place of employment, may bring a civil action, including an action for injunctive relief, within 90 days after the occurrence of that alleged violation or after the grievance procedure or similar process terminates. The action may be brought in the Superior Court for the county where the alleged violation occurred, the county where the complainant resides or the county where the person against whom the civil complaint is filed resides. An employee must establish each and every element of the employee's case by a preponderance of the evidence.

Sec. 10. 35-A MRSA §1321, as amended by PL 1999, c. 398, Pt. A, §22 and affected by §§104 and 105, is further amended to read:

§1321. Orders altered or amended

The commission may at any time rescind, alter or amend any order it has made including an order fixing any rate or rates, tolls, charges or schedules of a public utility or an order relating to matters within the jurisdiction of the commission with respect to a competitive service electricity provider only if it gives the public utility or competitive service electricity provider and all parties to the original proceeding, to the extent practical, written notice and after opportunity for those parties to present evidence or argument, as determined appropriate by the commission. Certified copies of amended orders must be served and take effect as provided for original orders. Nothing in this section is intended to grant to the commission authority to establish or approve the rates charged by competitive service electricity providers.

Sec. 11. 35-A MRSA §1322, sub-§1, as amended by PL 1999, c. 398, Pt. A, §23 and affected by §§104 and 105, is further amended to read:

1. Orders temporarily amended. When the commission finds it necessary to prevent injury to a public utility's business or to the interest of the people, or if the

commission finds there is an emergency, it may temporarily alter, amend or, with the public utility's consent, suspend existing rates, schedules or orders affecting the public utility. When the commission finds it necessary to prevent injury to a competitive service electricity provider's business or to the interest of the people, or if the commission finds there is an emergency, it may temporarily alter, amend or, with the competitive service electricity provider's consent, suspend existing orders affecting the competitive service electricity provider.

Sec. 12. 35-A MRSA §1322, sub-§3, as enacted by PL 1999, c. 398, Pt. A, §23 and affected by §§104 and 105, is amended to read:

3. Limitation of authority. Nothing in this section is intended to grant the commission authority to establish or approve the rates charged by competitive service electricity providers.

Sec. 13. 35-A MRSA §1702, sub-§1, ¶B, as amended by PL 1999, c. 398, Pt. A, §24 and affected by §§104 and 105, is further amended to read:

B. The reasonableness and adequacy of the service furnished or proposed to be furnished by any public utility or competitive service electricity provider;

Sec. 14. 35-A MRSA §1702, sub-§3, as amended by PL 1999, c. 398, Pt. A, §25 and affected by §§104 and 105, is further amended to read:

3. Petition to initiate proceedings. The Public Advocate may petition the commission to initiate proceedings to review, investigate and take appropriate action with respect to the rates or service of any public utility or competitive service electricity provider when determined necessary by the Public Advocate.

Sec. 15. 35-A MRSA §1702, sub-§5, as amended by PL 2019, c. 71, §1, is further amended to read:

5. Intervention on behalf of public. The Public Advocate may, on behalf of the using and consuming public, or any particular group of consumers, petition to initiate, or intervene and appear in, any proceedings before the commission, appeals from orders of the commission, or proceedings before state and federal agencies and courts in which the subject matter of the action affects the customers of any utility or competitive service electricity provider doing business in this State.

Sec. 16. 35-A MRSA §1709, as amended by PL 1999, c. 398, Pt. A, §28 and affected by §§104 and 105, is further amended to read:

§1709. Conflicts of interest

In addition to the limitations of Title 5, section 18, the Public Advocate or any employee of the Public Advocate may not have any official or professional connection or relation with, or hold any stock or securities in, any public utility or competitive service electricity

provider operating within this State; render any professional service against any such public utility or competitive ~~service~~ electricity provider; or be a member of a firm that renders any such service.

Sec. 17. 35-A MRSA §3209-A, sub-§7, as enacted by PL 2021, c. 390, §1, is amended to read:

7. Applicability. A distributed generation resource with a nameplate capacity of ~~at least~~ greater than 2 megawatts and not more than 5 megawatts may be used for net energy billing under this section only if the requirements of paragraph A, B or C are met and all the requirements of paragraphs D and E are met.

A. In order for a distributed generation resource to be used for net energy billing, one of the following must have been met on or before December 31, 2020:

- (1) There is a signed interconnection agreement between the entity proposing the development of the distributed generation resource and a transmission and distribution utility governing the connection of the resource to the utility's system and the ongoing operation of the resource after it is connected to the system; or
- (2) There is a net energy billing agreement between the entity proposing the development of the distributed generation resource and the transmission and distribution utility.

An amendment, revision or reissuance of an agreement under this paragraph that occurs after December 31, 2020 may not be interpreted to affect the date on which the initial agreement was signed.

B. In order for a distributed generation resource to be used for net energy billing, one of the following must have been met on or before April 30, 2021:

- (1) A complete application for a customer net energy billing agreement has been submitted for the distributed generation resource and a customer has or customers have financial interest in 90% or more of the capacity of that distributed generation resource; or
- (2) There is a fully executed net energy billing agreement between a customer or sponsor of the distributed generation resource and the transmission and distribution utility for the distributed generation resource and a customer has or customers have financial interest in 90% or more of the capacity of that distributed generation resource.

C. In order for a distributed generation resource to be used for net energy billing, the following must have been met on or before June 1, 2021:

- (1) The interconnection study process has commenced for a distributed generation resource located in those portions of the service territory of an investor-owned transmission and distribution utility that are not connected to the ISO-NE region as defined in section 1902, subsection 3.

D. In order for a distributed generation resource to be used for net energy billing, all of the following must be met on or before December 31, 2021:

- (1) There is a fully executed interconnection agreement between the entity proposing the development of the distributed generation resource and the transmission and distribution utility;
- (2) The entity proposing the development of the distributed generation resource certifies to the commission that the entity has submitted all applicable permit applications to the Department of Environmental Protection and the department has accepted those applications for processing; and
- (3) The entity proposing the development of the distributed generation resource certifies to the commission that the entity has received all necessary local, nonministerial permits. For purposes of this subparagraph, "nonministerial permit" means a permit for which one or more officials consider various factors and exercise discretion in deciding whether to issue or deny the permit.

An amendment, revision or reissuance of an agreement under this paragraph that occurs after December 31, 2021 may not be interpreted to affect the date on which the agreement was initially executed.

E. In order for a distributed generation resource to be used for net energy billing, the following must be met on or before December 31, 2024:

- (1) The proposed distributed generation resource must reach commercial operation by the date specified in the net energy billing agreement or by the date specified with an allowable modification to that agreement.

An entity proposing the development of a distributed generation resource that does not meet one or more of the requirements of this subsection may petition the commission for a good-cause exemption due to external delays outside of the entity's control, which the commission may grant if it finds that, without the external delays, the entity could reasonably have been expected to meet the requirements.

The goal for development of commercially operational distributed generation resources under this subsection

and section 3209-B, subsection 7 is 750 total megawatts.

Sec. 18. 35-A MRSA §3209-A, sub-§7, as enacted by PL 2021, c. 370, §1 and reallocated by RR 2021, c. 1, Pt. A, §37, is reallocated to 35-A MRSA §3209-A, sub-§8.

Sec. 19. 35-A MRSA §3209-B, sub-§5, as enacted by PL 2019, c. 478, Pt. A, §4, is amended to read:

5. Tariff rate; bill credits. The commission shall establish by rule a tariff rate rates for customers participating in the program. The initial tariff rate must be established no later than December 1, 2019.

A. The tariff rate for a customer participating in net energy billing with a distributed generation resource described in this paragraph must equal the ~~standard offer~~ standard-offer service rate established under section 3212 that is applicable to the customer receiving the credit plus 75% of the effective transmission and distribution rate for the rate class that includes the smallest commercial customers of the investor-owned transmission and distribution utility. The tariff rate under this paragraph applies to net energy billing with a distributed generation resource:

(1) With a nameplate capacity of greater than one megawatt if:

(a) The entity developing the distributed generation resource certifies by affidavit with accompanying documentation to the commission that the entity, before September 1, 2022, commenced on-site physical work of a significant nature on the distributed generation resource and the entity has made and will continue to make continuous on-site construction efforts to advance toward completion of the distributed generation resource. For the purpose of this paragraph, continuous on-site construction efforts include, but are not limited to, in the context of a solar facility, the continuous installation of racks or other structures to affix photovoltaic panels, collectors or solar cells to a site. The commission may share information contained in the affidavit submitted in accordance with this paragraph with a transmission and distribution utility, as necessary, to verify a distributed generation resource's compliance with this section. In administering this subsection, the commission may adopt rules including, but not limited to, requiring the entity that submits a sworn affidavit under this subparagraph to provide updated documentation to the commission after submission of the affidavit; or

(b) The distributed generation resource is collocated with a net energy billing customer that is or net energy billing customers that are subscribed to at least 50% of the facility's output; or

(2) With a nameplate capacity of one megawatt or less.

A-1. The tariff rate for a customer participating in net energy billing under this section with a distributed generation resource not governed by paragraph A must:

(1) In 2022, equal the standard-offer service rate established pursuant to section 3212 that was applicable to the rate class of the customer receiving the credit on December 31, 2020 plus 75% of the effective transmission and distribution rate that was in effect on December 31, 2020 for the rate class that includes the smallest commercial customers of the investor-owned transmission and distribution utility; and

(2) Increase by 2.25% on January 1st of each subsequent year, beginning January 1, 2023.

B. A customer participating in the program must receive for electricity delivered to the electric grid from a distributed generation resource in which the customer has a financial interest a bill credit based on the tariff rate to apply against the costs of electricity delivered to the customer by the investor-owned transmission and distribution utility.

C. A bill credit under the program as described in paragraph B may be applied to any portion of a customer's electricity bill. Credits that remain unused at the end of any billing period may be carried forward for up to one year from the end of that billing period.

D. A customer participating in the program who remains eligible to participate in the program must be allowed to receive a bill credit based on the tariff rate for a period of no less than 20 years from the date of first receiving the credit.

See title page for effective date.

**CHAPTER 660
S.P. 61 - L.D. 796**

**An Act Governing the Sale,
Purchase, Removal, Transport
and Disposal of Catalytic
Converters Removed from
Motor Vehicles, Governing
Scrap Metal Processors and
Creating the Motor Vehicle
Services Fund**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 29-A MRSA §101, sub-§13-A is enacted to read:

13-A. Catalytic converter. "Catalytic converter" means a device installed in the exhaust system of a motor vehicle that uses a catalyst to convert pollutant gases into less harmful gases.

Sec. 2. 29-A MRSA §159 is enacted to read:

§159. Motor Vehicle Services Fund

1. Fund created. The Motor Vehicle Services Fund, referred to in this section as "the fund," is established as a nonlapsing fund in the bureau.

2. Use of funds. Money deposited into the fund may be used by the bureau for motor vehicle-related projects and services.

3. Source of funds. Money deposited in the fund includes, but is not limited to, revenue transferred into the fund pursuant to the sale of catalytic converters forfeited to the State under section 1113, subsection 15. The fund may accept funds from other sources.

Sec. 3. 29-A MRSA §952, sub-§1-B, as enacted by PL 2021, c. 216, §28, is amended to read:

1-B. Vehicles. A dealer shall:

A. On all used motor vehicles offered for sale, ensure that the written vehicle history statement is conspicuously affixed to the vehicle pursuant to Title 10, section 1475; ~~and~~

B. For all vehicles sold, comply with the provisions of Title 10, chapter 217-; ~~and~~

C. For a motor vehicle sold at retail to the end consumer, engrave the vehicle identification number on the catalytic converter in a location that is visible from the underside of the motor vehicle. The vehicle identification number engraved on the catalytic converter must be legible. This paragraph does not require a dealer to engrave the vehicle identification number on the catalytic converter if:

(1) The motor vehicle is sold at wholesale; or

(2) The catalytic converter is not in a location where it is clearly visible from the underside of the motor vehicle.

Sec. 4. 29-A MRSA §1113 is enacted to read:

§1113. Catalytic converters

This section governs the sale, purchase, removal, transport and disposal of catalytic converters that have been removed from motor vehicles. The exemptions provided in section 1102 do not apply to the provisions of this section.

1. Removal from a motor vehicle. This subsection governs the removal of a catalytic converter from a motor vehicle.

A. Except as provided in subsections 2, 3 and 4, a recycler may not remove a catalytic converter from a motor vehicle if the catalytic converter does not have the vehicle identification number of the vehicle engraved on the catalytic converter in accordance with section 952, subsection 1-B, paragraph C unless the recycler, immediately upon removal, engraves or marks the catalytic converter in a location that is clearly visible, and in a manner that is permanent and legible, with:

(1) The vehicle identification number of the motor vehicle; or

(2) The recycler's license number and a stock number from a stock number system used by the recycler.

A person who violates this paragraph commits a Class E crime.

B. Except as provided in subsections 2 and 3, a person who is not a recycler may not remove a catalytic converter from a motor vehicle if the catalytic converter does not have the vehicle identification number of the motor vehicle engraved on the catalytic converter in accordance with section 952, subsection 1-B, paragraph C unless the person, immediately upon removal, marks the catalytic converter in a location that is clearly visible, and in a manner that is permanent and legible, with the vehicle identification number of the motor vehicle.

A person who violates this paragraph commits a Class E crime.

2. Damage or missing vehicle identification number upon removal. If a person is not able to identify the vehicle identification number of the motor vehicle the catalytic converter is attached to or the catalytic converter is too damaged to mark in a manner that is permanent and legible, the person may remove the catalytic converter from the motor vehicle only if the person follows the process established by the Secretary of State under subsection 14.

3. Motor vehicle repair and maintenance. If a person engaged in the repair or maintenance of a motor vehicle must temporarily remove the catalytic converter from the motor vehicle in order to complete the repair or maintenance, that person is not required to mark the catalytic converter in accordance with subsection 1. This subsection does not exempt a person from the marking requirements in subsection 1 if the person attaches the catalytic converter to a different motor vehicle than the motor vehicle undergoing repair or maintenance or sells, trades or transfers the catalytic converter to another person.

4. Marking or recording in the event of final disposal or deconstruction. If a recycler is removing a catalytic converter from a motor vehicle for the purpose of final disposal or deconstruction under subsection 8, the recycler is not required to mark the catalytic converter in accordance with subsection 1. A recycler removing a catalytic converter from a motor vehicle for the purpose of final disposal shall:

A. Mark the catalytic converter with the recycler's license number in a location that is clearly visible and in a manner that is permanent and legible; and

B. Maintain a record of the catalytic converter the recycler removed from a motor vehicle and the manner in which it was disposed.

5. Prohibition on purchase or sale. This subsection governs the purchase and sale of a catalytic converter that has been removed from a motor vehicle.

A. A person who is not a recycler may not operate a business that deals in the purchase of catalytic converters that have been removed from motor vehicles or the deconstruction or disposal of catalytic converters that have been removed from motor vehicles.

A person who violates this paragraph commits a Class E crime.

B. A person who is not a recycler may not purchase a catalytic converter that has been removed from a motor vehicle.

A person who violates this paragraph commits a Class E crime.

C. A person who is not a recycler may sell a catalytic converter only if the catalytic converter has been properly marked in accordance with subsection 1 or 14 or section 952, subsection 1-B, paragraph C.

A person who violates this paragraph commits a Class E crime.

6. Purchase or sale by recyclers. The following provisions govern the purchase, sale or acquisition by a recycler of a catalytic converter that has been removed from a motor vehicle.

A. A recycler may not purchase, sell or acquire a catalytic converter unless it has been engraved or marked in accordance with subsection 1 or 14 or section 952, subsection 1-B, paragraph C.

A person who violates this paragraph commits a Class D crime.

B. A recycler may not sell a catalytic converter to a person other than a recycler.

A person who violates this paragraph commits a Class E crime.

C. A recycler may not purchase or acquire a catalytic converter unless the recycler, within 10 days of the purchase or acquisition, submits a report of the transaction to a property and recovery tracking system administered by a regional law enforcement support organization designated by the Secretary of State that includes:

(1) The name and address of the recycler who purchased or acquired the catalytic converter;

(2) The date and time of the purchase or acquisition;

(3) The name, address, date of birth, telephone number and unique identifying number from a valid form of identification of the person who conveyed the catalytic converter to the recycler;

(4) The vehicle identification number or recycler's license number and stock number from a stock number system used by the recycler marked on the catalytic converter at the time of the purchase or acquisition; and

(5) The purchase price, if any, of the catalytic converter.

A person who violates this paragraph commits a Class E crime.

7. Records of purchases made by recyclers. This subsection governs the record-keeping requirements for a recycler that purchases a catalytic converter that has been removed from a motor vehicle.

A. Except as provided in paragraph C, a recycler shall maintain an accurate and legible record of each catalytic converter purchase transaction.

A person who violates this paragraph commits a Class E crime.

B. A recycler shall provide payment to a seller only in the form of a credit card, as defined in Title 9-A, section 1-301, subsection 16, a debit card, as defined in Title 10, section 1271, subsection 3, or a check. If payment is made by check, the recycler shall maintain a record of the payee, check number and name of the financial institution upon which the check is drawn.

A person who violates this paragraph commits a Class E crime.

C. A recycler is not required to maintain individual records for a series of catalytic converter purchase transactions made pursuant to a written contract or bill of sale.

D. The record of each catalytic converter purchase transaction required under paragraph A must be on a form prescribed by the Commissioner of Public Safety and contain the following information:

(1) The name and address of the seller. The recycler shall require the seller to provide proof of identification with a driver's license, military identification card, passport or other form of government-issued photographic identification. The recycler shall photocopy the form of photographic identification presented and record the distinct identifying number of that photographic identification. If the proof of identification contains a photograph that is faded, out of date or otherwise indiscernible, the recycler shall photograph the seller. A recycler shall keep these proof of identification records in a secure, nonpublic location and, unless otherwise permitted by law, may not publish, reproduce, distribute or disclose these records for any other purpose than that described in paragraph E, subparagraph (2). Information required under this subparagraph may be maintained for repeat sellers in a relational database that allows the recycler to record the information one time and relate future purchase records to that information;

(2) The date of the catalytic converter purchase transaction;

(3) A general description of the catalytic converter purchased, which must be made in accordance with the custom of the trade;

(4) The weight, quantity or volume of the catalytic converters purchased, which must be recorded in accordance with the custom of the trade;

(5) The consideration paid;

(6) A signed statement that the seller is the owner or is otherwise authorized to sell the catalytic converter on a form provided by the buyer that conspicuously bears the warning that making a false statement is a Class D crime under Title 17-A, section 453; and

(7) The make, model number and state of issue of the license plate of the vehicle being used to deliver the catalytic converter.

A person who violates this paragraph commits a Class E crime.

E. A recycler shall maintain records under this subsection, which must be:

(1) Retained for a period of 5 years; and

(2) Made available to any law enforcement officer of the State or of any municipality or county.

A person who violates this paragraph commits a Class E crime.

8. Final disposal and deconstruction. This subsection governs the final disposal or deconstruction of a catalytic converter.

A. A person other than a recycler may not finally dispose of or deconstruct a catalytic converter that has been removed from a motor vehicle or remove the contents of a catalytic converter that has been removed from a motor vehicle.

A person who violates this paragraph commits a Class E crime.

B. A recycler may not finally dispose of or deconstruct a catalytic converter that has been removed from a motor vehicle or remove the contents of a catalytic converter that has been removed from a motor vehicle unless:

(1) The recycler has complied with the requirements of subsection 6, paragraph C; and

(2) The catalytic converter has been engraved or marked in accordance with subsection 1 or 14 or section 952, subsection 1-B, paragraph C.

A person who violates this paragraph commits a Class E crime.

For the purposes of this section, "final disposal" or "finally dispose of" means the disposal or deconstruction of a catalytic converter in a manner that ensures the catalytic converter will not be sold or reused as a catalytic converter following the disposal or deconstruction.

9. Transportation. The following provisions govern the transportation of a catalytic converter that has been removed from a motor vehicle.

A. A person may not transport a catalytic converter that has been removed from a motor vehicle that the person has reason to know has not been engraved or marked in accordance with subsection 1 or 14 or section 952, subsection 1-B, paragraph C.

A person who violates this paragraph commits a Class E crime.

B. A recycler may not transport a catalytic converter that has been removed from a motor vehicle if the recycler has reason to know that the catalytic converter is not properly identified on a manifest required under this paragraph.

(1) For any catalytic converter that is not engraved or marked with a vehicle identification number and is being transported by a recycler, the recycler shall possess a manifest that includes the relevant stock number, the name of the recycler that marked the catalytic converter with the stock number from a stock number system used by the recycler, the vehicle identification number of the motor vehicle from which the catalytic converter was removed and the license number of the recycler transporting the catalytic converter.

(2) For any catalytic converter marked for final disposal under subsection 4 and being transported by a recycler, the recycler shall possess a manifest that includes the name of the recycler that marked the catalytic converter, the license number of the recycler transporting the catalytic converter, the total number of catalytic converters being transported for final disposal and the name and address of the person receiving the catalytic converters marked for final disposal.

A person who violates this paragraph commits a Class E crime.

10. Misrepresentation. A person may not mark a catalytic converter with a vehicle identification number that the person has reason to know is not the vehicle identification number of the motor vehicle from which the catalytic converter was removed.

A person who violates this subsection commits a Class E crime.

11. Unlawful possession. A person may not knowingly possess a catalytic converter that has been removed from a motor vehicle unless:

A. The catalytic converter has been properly marked in accordance with subsection 1 or 14 or section 952, subsection 1-B, paragraph C; or

B. The person has requested a new identification number and is awaiting a determination from the Secretary of State under subsection 14.

A person who violates this subsection commits a Class D crime.

12. Defacing of markings. A person may not deface or remove from a catalytic converter the markings required under subsection 1 or 14 or section 952, subsection 1-B, paragraph C.

A person who violates this subsection commits a Class D crime.

13. Aggravated possession or defacing of markings. A person who violates subsection 11 or 12 and at the time of the violation has a prior conviction for violating subsection 11 or 12 that is less than 5 years old commits a Class C crime.

14. State-issued identification number. If a person is in possession of a catalytic converter that has been removed from a motor vehicle and the person has determined that the vehicle identification number of the motor vehicle from which the catalytic converter is removed cannot be identified or that the catalytic converter is too damaged to mark in a manner that is permanent and legible, the person shall, as soon as possible, submit a request for the Secretary of State to assign an identification number to the catalytic converter. A person submitting a request for the Secretary of State to assign an identification number to a catalytic converter must provide appropriate documentation of that person's ownership of the catalytic converter and any other appropriate information required by the Secretary of State by rule.

Upon receipt of a request that fulfills the requirements of this subsection, the Secretary of State shall assign a temporary request identification number and issue documentation to the requestor that certifies the person has complied with this subsection for a temporary period of up to 30 days. The person shall keep the documentation with the catalytic converter about which the request was made at all times. Prior to the expiration of the temporary request certification, the Secretary of State shall make a determination as to whether the requestor is the lawful owner of the catalytic converter and, if the Secretary of State determines the person is the lawful owner, shall issue an identification number to the catalytic converter. Upon issuing an identification number the Secretary of State shall mark or label the catalytic converter or record the identification number in a manner specified by the Secretary of State. The Secretary of State may not require the requestor to transport the catalytic converter in order for the Secretary of State to mark the catalytic converter.

No later than January 1, 2023 the Secretary of State shall adopt rules necessary to implement this subsection. Rules adopted under this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. Rules adopted by the Secretary of State under this subsection must include but are not limited to:

A. The manner by which a person may submit a request under this subsection;

B. A list of the appropriate forms of documentation sufficient to prove ownership of a catalytic converter under this subsection;

C. Any other information or documentation the Secretary of State determines appropriate for a requestor to provide under this subsection; and

D. The manner in which the Secretary of State must mark, label or record a new identification number issued to a catalytic converter under this subsection.

15. Seizure and forfeiture. Any catalytic converter possessed in violation of this section is contraband and is subject to forfeiture to the State in accordance with this subsection.

A. Whenever a law enforcement officer seizes a catalytic converter for violation of this section, the law enforcement officer shall within a reasonable time frame file a libel with a judge that includes the following:

- (1) A description sufficient to identify the catalytic converter;
- (2) A description sufficient to identify the location from which the catalytic converter was seized;
- (3) The identity, if available, of the person in possession of the catalytic converter at the time of seizure;
- (4) A statement of the violation that caused the seizure; and
- (5) A request for a decree of forfeiture of the catalytic converter.

B. Upon receipt of a libel filed under this subsection the judge shall fix a time and place for a hearing and shall issue notice to all relevant parties to appear at the time and place indicated in the notice and to show cause for why the catalytic converter should not be declared forfeited. The judge shall provide a true and attested copy of the libel to the person from whom the catalytic converter was seized and to the lawful owner of the catalytic converter, if different from the person from whom the catalytic converter was seized and if that person can be reasonably located and identified. At least 10 days prior to the hearing, the judge shall also ensure that notice is posted in at least 2 public and conspicuous places determined by the judge to be adequate to provide notice to any additional interested parties.

C. In lieu of forfeiture proceedings, a catalytic converter seized under this subsection may be transferred in writing to the State by the owner. If ownership of the catalytic converter is transferred to the State, a receipt for the catalytic converter must be given to the former owner by the law enforcement officer who seized the catalytic converter.

D. The Secretary of State shall mark a catalytic converter forfeited to the State under this subsection in a manner determined appropriate by the Secretary of State. After marking a catalytic converter forfeited under this subsection, the Secretary of State may dispose of the catalytic converter in a manner considered appropriate by the Secretary of State, including, but not limited to, selling the catalytic converter to a recycler. Any proceeds from

the sale of a catalytic converter under this subsection must be placed in the Motor Vehicle Services Fund established under section 159.

Sec. 5. 30-A MRSA §3775, first ¶, as enacted by PL 2007, c. 549, §1, is amended to read:

A scrap metal processor may not engage in the sale, purchase or acquisition of motor vehicles or motor vehicle parts unless that person is a recycler under Title 29-A, chapter 9, subchapter 6. A seller may not sell and a scrap metal processor may not purchase the following scrap metal unless the seller provides to the scrap metal processor, in addition to the requirements of section 3772, subsection 3, a signed statement at the time of sale that the property subject to this transaction is not stolen property to the best of the seller's knowledge, and that the seller is the owner or is otherwise authorized to sell the scrap metal:

Sec. 6. Public awareness of catalytic converter regulation. The Secretary of State shall provide information for posting at the Department of the Secretary of State, Bureau of Motor Vehicles branch locations and on the bureau's publicly accessible website that promotes public awareness of the requirements related to catalytic converters under the Maine Revised Statutes, Title 29-A, section 1113. The Secretary of State may solicit and accept assistance from municipalities or other relevant entities to develop and distribute the information it is required to provide under this section. The Secretary of State may advertise on radio, television or other media in order to provide information it is required to provide under this section. Information provided under this section must include but is not limited to information to:

1. Raise public awareness about the requirement to mark catalytic converters under Title 29-A, section 1113;
2. Assist persons in identifying a catalytic converter that is required to be marked under Title 29-A, section 1113, and how that marking must be made;
3. Inform persons of the process for when and how to request an identification number for a catalytic converter under Title 29-A, section 1113, subsection 14; and
4. Raise public awareness of the potential criminal violations for those who violate the requirements of Title 29-A, section 1113.

Sec. 7. Transition. A recycler in possession of a catalytic converter who does not submit a report as required by the Maine Revised Statutes, Title 29-A, section 1113, subsection 6 is not in violation of that subsection until the Secretary of State has designated a system described in that subsection.

A person in possession of a catalytic converter for which an identification number may be requested under Title 29-A, section 1113, subsection 14 does not violate

that subsection or subsection 11 by failing to request an identification number until the Secretary of State has adopted rules necessary to implement Title 29-A, section 1113, subsection 14.

This section is repealed January 1, 2023.

Sec. 8. Appropriations and allocations. The following appropriations and allocations are made.

SECRETARY OF STATE, DEPARTMENT OF Administration - Motor Vehicles 0077

Initiative: Provides funding for one Senior Motor Vehicle Detective position, 3 Motor Vehicle Detective positions and one Customer Representative Associate II position and related costs to support the catalytic converter project.

HIGHWAY FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	5.000
Personal Services	\$0	\$504,029
All Other	\$0	\$263,579
HIGHWAY FUND TOTAL	\$0	\$767,608

Administration - Motor Vehicles 0077

Initiative: Establishes the Motor Vehicle Services Fund to accept funds from the sale of forfeited catalytic converters.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$500

SECRETARY OF STATE, DEPARTMENT OF DEPARTMENT TOTALS

	2021-22	2022-23
HIGHWAY FUND	\$0	\$767,608
OTHER SPECIAL REVENUE FUNDS	\$0	\$500
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$768,108

See title page for effective date.

**CHAPTER 661
H.P. 1277 - L.D. 1722**

An Act To Ensure Access to All Paths to Recovery for Persons Affected by Opioids Using Money Obtained through Litigation against Opioid Manufacturers

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the substance use crisis, driven significantly by opioids, has killed thousands of Maine residents, including 505 individuals who died of drug overdoses in 2020 and over 600 in 2021, and devastated families and communities across the State; and

Whereas, addressing substance use disorder, overdoses and drug-related harms will require dedicating resources and directing opioid litigation proceeds to establish, sustain and expand substance use disorder abatement infrastructure, programs, services, supports and resources for prevention, treatment, recovery and harm reduction in Maine and represents a critically important step toward the work to be done; and

Whereas, the State anticipates the imminent receipt of substantial payments based on lawsuits made against manufacturers and distributors of prescription opioid analgesics, pharmacies that dispensed prescription opioid analgesics and related parties for their alleged roles in contributing to the high rates of substance use disorder, drug overdoses and other drug-related harms; and

Whereas, experience with the 1990s tobacco settlements suggests that, without firm commitment and planning, the opioid litigation proceeds may not be directed toward preventing and addressing substance use disorder, overdoses and drug-related harms; and

Whereas, funds derived from settlement of or damages granted in these lawsuits are anticipated to begin being distributed this year, and the Maine Recovery Council should be formed and resources provided as soon as possible so that the money received by the State as a result of lawsuits related to manufacturers and distributors of prescription opioid analgesics, pharmacies that dispensed prescription opioid analgesics and related parties is able to immediately be put to use to help remediate and abate the substance use crisis; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §203-A, as enacted by PL 1991, c. 532, §1 and affected by §2, is amended to read:

§203-A. Accounts established due to court orders or other settlements

Unless specifically ordered by the court to do otherwise or for revenue or money received under section 203-B, the Attorney General shall work with the Treasurer of State to deposit any revenue or money received as a result of any court order, court settlement or other agreement into an other special revenue account of the State and all interest must be credited to the General Fund. When, pursuant to a court order or settlement, the Attorney General receives money that is specifically designated for antitrust enforcement or for enforcement of the Maine Unfair Trade Practices Act, the Attorney General is authorized to expend such funds for expert witness fees, copying of documents, transcripts and any other purpose in accordance with the court order. Any interest on such funds, unless otherwise ordered by the court, must be credited to the General Fund. The Attorney General shall provide an accounting of such funds to the Legislature in a form and as determined by the Office of Fiscal and Program Review.

Sec. 2. 5 MRSA §203-B is enacted to read:

§203-B. Funds received pursuant to court orders or other settlements of opioid crisis litigation

Notwithstanding section 203-A and unless specifically ordered by the court to do otherwise, the Attorney General may work with the Treasurer of State to deposit identified revenue or money received as a result of any court order or other agreement resulting from litigation against, or any court settlement with, an opioid manufacturer, an opioid research association or any other person in the opioid industry relating to claims made by or prosecuted by the State into the Maine Recovery Fund described by the Maine State Subdivision Memorandum of Understanding and Agreement Regarding Use of Settlement Funds, dated and signed on January 26, 2022, and including Schedule A, Core Strategies and Schedule B, Approved Uses for spending on approved uses as directed by the Maine Recovery Council as established in section 12004-I, subsection 93.

Sec. 3. 5 MRSA §203-C is enacted to read:

§203-C. Maine Recovery Council

1. Definitions. As used in this section, unless the context indicates otherwise, the following terms have the following meanings.

A. "Approved uses" means the substance use disorder abatement purposes defined as "Approved Uses" in the memorandum of understanding.

B. "Maine Recovery Fund" means the fund described by the memorandum of understanding.

C. "Memorandum of understanding" means the Maine State Subdivision Memorandum of Understanding and Agreement Regarding Use of Settlement Funds, dated and signed on January 26, 2022, including Schedule A, Core Strategies and Schedule B, Approved Uses.

2. Maine Recovery Council established. The Maine Recovery Council, as established in section 12004-I, subsection 93 and referred to in this section as "the council," shall direct the disbursement of funds within the Maine Recovery Fund for approved uses.

3. Membership. The council is composed of the 11 members identified by the memorandum of understanding and of 4 additional voting members as follows:

A. One member who is a medical professional with direct experience providing medication-assisted treatment, appointed by the President of the Senate;

B. One member representing reentry services for incarcerated and formerly incarcerated individuals and their families, appointed by the President of the Senate;

C. One member representing a nonprofit community-based provider of mental health treatment, appointed by the Speaker of the House; and

D. One member representing the harm reduction community, appointed by the Speaker of the House.

In making these appointments, the President of the Senate and the Speaker of the House shall endeavor to select individuals that reflect the racial, ethnic, gender and indigenous diversity of the State.

4. Vacancy. In the event of a vacancy in the council membership, the vacancy must be filled in the manner of the original appointment for the remainder of the term. For the purposes of reappointment, any partial term filled after a vacancy must be considered a full term.

5. Report. The Attorney General shall, by February 1st of each year, submit a report to the joint standing committee of the Legislature having jurisdiction over health and human services matters describing the activities of the council and the status of the Maine Recovery Fund and listing information on disbursements from the fund and information related to the outcomes of funded activities.

Sec. 4. 5 MRSA §12004-I, sub-§93 is enacted to read:

93.

Attorney General Maine Recovery Council Expenses Only 5 MRSA §203-C

Sec. 5. Appropriations and allocations. The following appropriations and allocations are made.

ATTORNEY GENERAL, DEPARTMENT OF THE

Maine Recovery Fund N960

Initiative: Provides a baseline allocation for disbursement of funds deposited from recently settled opioid litigation.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$500	\$500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$500	\$500

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 25, 2022.

CHAPTER 662 H.P. 1435 - L.D. 1928

An Act To Update and Clarify the Maine Medical Use of Marijuana Act

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, Public Law 2021, chapter 387 requires the Department of Administrative and Financial Services to adopt major substantive rules relating to the Maine Medical Use of Marijuana Act; and

Whereas, any rules adopted by the department will have significant effects on Maine's medical marijuana patients and thousands of registered medical marijuana caregivers and associated businesses across the State; and

Whereas, this warrants meaningful legislative oversight and approval; and

Whereas, the department has authority to adopt rules prior to the expiration of the 90-day period; and

Whereas, the Maine Medical Use of Marijuana Act also requires amendments that cannot be delayed; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §2422, sub-§1-G is enacted to read:

1-G. Complete application. "Complete application" means, with respect to an application for a registry identification card or a registration certificate, that:

A. The applicant has completed and submitted to the department all application forms required and provided by the department;

B. The applicant has submitted to the department documentation sufficient to satisfy all applicable residency requirements of this chapter, which may include, but is not limited to, a valid photographic identification card issued by the State;

C. If required by the department pursuant to this chapter, the applicant has submitted to a criminal history record check;

D. If applying for a registry identification card for a caregiver or a registration certificate for a dispensary, the applicant has registered with the State Tax Assessor pursuant to Title 36, section 1754-B to collect and remit the sales tax on the sale of harvested marijuana imposed under Title 36, section 1811 and has provided to the department documentation of the registration; and

E. If applying for a registration certificate for a dispensary, the applicant has submitted to the department documentation sufficient to show that the applicant has fulfilled any applicable municipal authorization requirements for the municipality in which the applicant intends to operate the dispensary.

Sec. 2. 22 MRSA §2422, sub-§3, as amended by PL 2017, c. 452, §3, is further amended to read:

3. Cultivation area. "Cultivation area" means an indoor or outdoor area used for cultivation of mature marijuana plants, immature marijuana plants or seedlings in accordance with this chapter that is enclosed and equipped with locks or other security devices that permit access only by a person authorized to have access to the area under this chapter. A cultivation area may include multiple indoor or outdoor areas, whether contiguous or noncontiguous, on the same parcel or tract of land.

Sec. 3. 22 MRSA §2422, sub-§4-T is enacted to read:

4-T. Immature plant canopy. "Immature plant canopy" means the total surface area within a cultivation area where immature marijuana plants are growing. The surface area of the immature plant canopy must be calculated in square feet and measured using the outside boundaries of the area and must include all of the area within the boundaries. If the surface area of the immature plant canopy consists of noncontiguous areas, each component area must be separated by identifiable

boundaries. If a tiered or shelving system is used in the cultivation area, the surface area of each tier or shelf must be included in calculating the area of the immature plant canopy. Calculation of the surface area of the immature plant canopy may not include the areas within the cultivation area that are not used at any time to cultivate immature marijuana plants.

Sec. 4. 22 MRSA §2422, sub-§4-U is enacted to read:

4-U. Marijuana tincture. "Marijuana tincture" means a solution that is intended to be consumed orally and is prepared from harvested marijuana blended with an edible solvent.

Sec. 5. 22 MRSA §2422, sub-§7-B, as enacted by PL 2019, c. 256, §1, is amended to read:

7-B. Plant Mature plant canopy. "Plant Mature plant canopy" means the total surface area within a cultivation area that is dedicated to the cultivation of mature marijuana plants where mature marijuana plants are growing. The surface area of the mature plant canopy must be calculated in square feet and measured using the outside boundaries of the area and must include all of the area within the boundaries. If the surface area of the mature plant canopy consists of noncontiguous areas, each component area must be separated by identifiable boundaries. If a tiered or shelving system is used in the cultivation area, the surface area of each tier or shelf must be included in calculating the area of the mature plant canopy. Calculation of the surface area of the mature plant canopy may not include the areas within the cultivation area that are used to cultivate immature marijuana plants and seedlings and that are not used at any time to cultivate mature marijuana plants.

Sec. 6. 22 MRSA §2422, sub-§14-C is enacted to read:

14-C. Telehealth services. "Telehealth services" means health care services delivered through the use of information technology. "Telehealth services" includes synchronous encounters, store and forward transfers, telemonitoring and asynchronous encounters.

As used in this subsection, the following terms have the following meanings.

A. "Asynchronous encounter" means an interaction between an individual and a medical provider through a system that has the ability to store digital information, including, but not limited to, still images, video files, audio files, text files and other relevant data, and to transmit such information without requiring the simultaneous presence of the individual and the medical provider.

B. "Store and forward transfer" means the transmission of an individual's records through a secure electronic system to a medical provider.

C. "Synchronous encounter" means a real-time interaction conducted with an interactive audio or video connection between an individual and a medical provider or between a medical provider and another medical provider.

D. "Telemonitoring" means the use of information technology to remotely monitor an individual's health status via electronic means, allowing the medical provider to track the individual's health data over time.

Sec. 7. 22 MRSA §2422, sub-§14-D is enacted to read:

14-D. Timely filed. "Timely filed" means, with respect to an application submitted for renewal of a registry identification card or an application submitted for renewal of a registration certificate, that the applicant submits a complete application to the department no sooner than 60 days and no later than 30 days prior to the expiration date of the current registry identification card or the current registration certificate.

Sec. 8. 22 MRSA §2422, sub-§16, as amended by PL 2017, c. 452, §3, is further amended to read:

16. Written certification. "Written certification" means a document on tamper-resistant paper signed by a medical provider that is valid for the term provided by the qualifying patient's medical provider, except that the term of a written certification may not exceed one year, and issued to a qualifying patient in accordance with section 2423-B, or a digital image of that document issued by the medical provider that meets the requirements of section 2423-B, subsection 4, that states that, in the medical provider's professional opinion a, the patient is likely to receive therapeutic or palliative benefit from the medical use of marijuana to treat or alleviate the patient's medical diagnosis or symptoms associated with the medical diagnosis.

Sec. 9. 22 MRSA §2423-A, sub-§1, ¶B, as amended by PL 2017, c. 452, §4, is further amended to read:

B. Cultivate, or designate a caregiver operating under subsection 3, paragraph C to cultivate under paragraph F-1, subparagraph (1), up to a total of 6 mature marijuana plants, 12 immature marijuana plants and unlimited seedlings for that qualifying patient. The total number of mature marijuana plants per qualifying patient, whether cultivated by the patient or by a caregiver operating under subsection 3, paragraph C, may not exceed 6. The total number of immature marijuana plants per qualifying patient, whether cultivated by the patient or by a caregiver operating under subsection 3, paragraph C, may not exceed 12. Two or more qualifying patients who are members of the same household and cultivating their own marijuana plants may share ~~one~~ not more than 2 cultivation area areas;

Sec. 10. 22 MRSA §2423-A, sub-§2, ¶B, as amended by PL 2019, c. 256, §2, is further amended to read:

B. Cultivate up to 30 mature marijuana plants ~~or 500 square feet of plant canopy,~~ up to 60 immature marijuana plants and unlimited seedlings ~~or cultivate up to 500 square feet of mature plant canopy, up to 1,000 square feet of immature plant canopy and unlimited seedlings.~~ A caregiver may not cultivate immature plants by canopy if cultivating mature plants by plant count and may not cultivate immature plants by plant count if cultivating mature plants by canopy;

Sec. 11. 22 MRSA §2423-A, sub-§2, ¶K, as amended by PL 2017, c. 452, §4, is further amended to read:

K. Transfer ~~marijuana plants~~ immature marijuana plants, seedlings, seeds and harvested marijuana to a qualifying patient, another caregiver or a registered dispensary for reasonable compensation or for no remuneration;

Sec. 12. 22 MRSA §2423-A, sub-§2, ¶P, as amended by PL 2021, c. 367, §4, is further amended to read:

P. Operate one caregiver retail store to sell harvested marijuana to qualifying patients for the patients' medical use in accordance with this chapter; and

Sec. 13. 22 MRSA §2423-A, sub-§2, ¶Q, as amended by PL 2021, c. 367, §5, is further amended to read:

Q. Be organized as any type of legal business entity recognized under the laws of the State; ~~and.~~

Sec. 14. 22 MRSA §2423-A, sub-§2, ¶R, as enacted by PL 2021, c. 367, §6, is repealed.

Sec. 15. 22 MRSA §2423-A, sub-§3, ¶B, as amended by PL 2017, c. 452, §4, is further amended to read:

B. A caregiver cultivating marijuana plants for a patient's medical use must keep all plants in a cultivation area unless the plants are being transported pursuant to subsection 2, paragraph O. ~~Access to a cultivation area is limited to the caregiver, except that an elected official invited by the caregiver for the purpose of providing education to the elected official on cultivation by the caregiver, emergency services personnel, an assistant of a caregiver or a marijuana testing facility or a person who needs to gain access to a cultivation area in order to perform repairs or maintenance or to do construction may access a cultivation area to provide those professional services while under the direct supervision of the caregiver.~~

(1) The caregiver shall ensure that the mature marijuana plants, immature marijuana plants and seedlings cultivated by the caregiver are kept in separate cultivation areas. The cultivation area for mature marijuana plants and the cultivation area for immature marijuana plants and seedlings may be located on separate parcels or tracts of land, whether the parcels or tracts of land are contiguous or noncontiguous, as long as the caregiver discloses the locations of all cultivation areas to the department. The caregiver may not maintain more than 2 cultivation areas. The caregiver shall ensure that the cultivation area for mature marijuana plants and the cultivation area for immature marijuana plants comply with the plant count or plant canopy limitations of subsection 2, paragraph B.

(2) Access to cultivation areas is limited to the caregiver, except that an elected official invited by the caregiver for the purpose of providing education to the elected official on cultivation by the caregiver, emergency services personnel, an assistant of a caregiver or a marijuana testing facility or a person who needs to gain access to a cultivation area in order to perform repairs or maintenance or to do construction may access a cultivation area to provide those professional services while under the direct supervision of the caregiver.

Sec. 16. 22 MRSA §2423-A, sub-§3, ¶D, as amended by PL 2017, c. 452, §4, is further amended to read:

D. Two caregivers who are members of the same family or household may share ~~the same~~ not more than 2 cultivation ~~area~~ areas.

Sec. 17. 22 MRSA §2423-A, sub-§3, ¶E, as amended by PL 2017, c. 452, §4, is further amended to read:

E. A person who is authorized to cultivate marijuana plants under subsection 1 or 2 and who is an assistant of a caregiver pursuant to subsection 2, paragraph I may not cultivate that person's own marijuana plants in ~~the a~~ a cultivation area ~~by~~ of the caregiver who employs that person.

Sec. 18. 22 MRSA §2423-B, sub-§2-A, as amended by PL 2021, c. 387, §4, is further amended to read:

2-A. Minor qualifying patient. A medical provider who provides a written certification to a patient who has not attained 18 years of age shall:

A. Shall Prior to providing written certification, inform the qualifying patient and the parent, legal guardian or person having legal custody of the patient of the risks and benefits of the medical use of

marijuana and that the patient may benefit from the medical use of marijuana; and

~~B. May provide a written certification to a qualifying patient if the patient is eligible for hospice services and has a medical diagnosis that, in the medical provider's professional opinion, may be alleviated by the therapeutic or palliative medical use of marijuana;~~

~~C. May provide a written certification to a qualifying patient if the patient has a medical diagnosis of epilepsy, cancer, a developmental disability or an intellectual disability that, in the medical provider's professional opinion, may be alleviated by the therapeutic or palliative medical use of marijuana; and~~

~~D. If a patient does not satisfy the requirements of paragraphs B and C, may provide a written certification to a qualifying patient after consulting with a physician from a list of physicians who may be willing to consult with a medical provider maintained by the department that is compiled by the department after consultation with the Department of Health and Human Services and statewide associations representing licensed medical professionals. The consultation between the medical provider and the consulting physician may consist of examination of the patient or review of the patient's medical file. The consulting physician shall provide an advisory opinion to the medical provider and the parent, legal guardian or person having legal custody of the qualifying patient concerning whether the patient is likely to receive therapeutic or palliative benefit from the medical use of marijuana to treat or alleviate the patient's medical diagnosis. If the department or the consulting physician does not respond to a request by the medical provider within 10 days of receipt of the request, the medical provider may provide a written certification without consultation with a physician.~~

~~The parent, legal guardian or person having legal custody of a qualifying patient who has not attained 18 years of age may submit a request to the department for reimbursement of the costs associated with obtaining a 2nd opinion required by this paragraph. Requests must be submitted on a form developed by the department. The department shall review the family's annual income and expenses in determining whether to reimburse the family from the Medical Use of Marijuana Fund under section 2430 for the cost of the required 2nd consultation.~~

~~The department shall adopt routine technical rules as defined in Title 5, chapter 375, subchapter 2-A to implement the reimbursement request under this paragraph, except that, beginning July 1, 2021, rules adopted pursuant to this paragraph are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.~~

E. Provide the parent, legal guardian or person having legal custody of the qualifying patient with a reliable method of communicating with the medical provider at all times, including when the medical provider's office is closed, regarding the proper dosage of and mitigation of any side effects caused by marijuana used by the qualifying patient for medical purposes.

The department shall adopt major substantive rules as defined in Title 5, chapter 375, subchapter 2-A as necessary to implement the requirements of this subsection.

Sec. 19. 22 MRSA §2423-B, sub-§3, as amended by PL 2017, c. 452, §5, is further amended to read:

3. Expiration. A written certification form for the medical use of marijuana under this section is valid for the term provided by the qualifying patient's medical provider, which must be included in the written certification and which may not exceed one year.

Sec. 20. 22 MRSA §2423-B, sub-§4, as amended by PL 2017, c. 452, §5, is further amended to read:

4. Form; content; digital image. A written certification under this section must be issued on tamper-resistant paper provided by the department in the form required by rule adopted by the department and may not require a qualifying patient's medical provider to state the patient's specific medical diagnosis. A medical provider may also provide to a qualifying patient a digital image of the patient's written certification document as long as the document portrayed in the digital image is identical to the document issued by the medical provider and the information contained in the document is legible in the digital image.

Sec. 21. 22 MRSA §2423-B, sub-§9 is enacted to read:

9. Telehealth. A medical provider who provides written certifications for the medical use of marijuana under this section may use telehealth services to consult with a patient subject to the following conditions:

A. A medical provider using telehealth services to consult with a patient seeking a written certification for the medical use of marijuana under this section shall engage in a synchronous encounter with a patient before providing a written certification or renewal of a written certification; and

B. A medical provider who provides written certifications for the medical use of marijuana and uses telehealth services to consult with patients shall operate within the standards of practice determined by the licensing board for that medical provider.

Sec. 22. 22 MRSA §2425-A, sub-§4, as enacted by PL 2017, c. 452, §12, is amended to read:

4. Issuance or denial of registry identification cards. The department shall verify the information contained in an application for a registry identification card or for renewal of a card submitted pursuant to subsection 3 and shall approve or deny ~~an a complete~~ application ~~for a card or for renewal of a card~~ in accordance with this subsection within 30 days of ~~receiving~~ ~~it~~ receipt.

A. Within 5 business days of approving a ~~com- pleted~~ complete application, the department shall issue a registry identification card to the applicant.

B. The department may deny an application for a card or for renewal of a card only if:

- (1) The applicant did not provide the information required pursuant to subsection 3;
- (2) The department determines that the applicant does not qualify; or
- (3) The department determines that the information provided by the applicant was falsified.

C. The department shall notify the applicant and, if the applicant is an officer or director or assistant of a registered dispensary, the registered dispensary, in writing of the reason for denying the registry identification card.

An applicant whose application is denied pursuant to this subsection may request an administrative hearing in accordance with Title 5, chapter 375, subchapter 4.

In the case of a caregiver's application for renewal of a registry identification card, upon receipt of a timely filed, complete application submitted by the caregiver, the department shall provide the caregiver with a written statement acknowledging receipt of the application that authorizes the caregiver to continue operating under the caregiver's current card until the application is approved and a renewed card is issued by the department, the application is denied and the current card expires, 90 days elapse from the date of the written statement or the current card is suspended or revoked in accordance with this chapter, whichever occurs first. If the department fails to issue or deny a renewal of a registry identification card within 90 days of providing the written statement acknowledging receipt of the application, the renewal is deemed granted and a copy of the application for renewal of the registry identification card is deemed a valid registry identification card.

If the department fails to issue or deny a valid registry identification card in response to a ~~valid complete~~ application for a card ~~or for renewal of a card~~ submitted pursuant to subsection 3 within 45 days of its submission, the registry identification card is deemed granted and a copy of the application for a registry identification card ~~or for renewal of the card~~ is deemed a valid registry identification card.

Sec. 23. 22 MRSA §2425-A, sub-§5, ¶C, as enacted by PL 2017, c. 452, §12, is amended to read:

C. Registry identification cards issued to an officer or director ~~or assistant~~ of a registered dispensary must also contain:

- (1) The legal name of the registered dispensary with which the officer or director ~~or assis- tant~~ is affiliated;
- (2) The address and date of birth of the officer or director ~~or assistant~~; and
- (3) A photograph of the officer or director ~~or assistant~~, if required by the department.

Sec. 24. 22 MRSA §2425-A, sub-§5, ¶C-1 is enacted to read:

C-1. Registry identification cards issued to an as- sistant of a registered caregiver or registered dis- pensary must also contain:

- (1) The address and date of birth of the assis- tant; and
- (2) A photograph of the assistant if required by the department.

Sec. 25. 22 MRSA §2425-A, sub-§5, ¶D, as enacted by PL 2017, c. 452, §12, is amended to read:

D. The registry identification card of an officer or director ~~or assistant~~ of a registered dispensary expires 10 days after notification is given to the department by the registered dispensary that the person has ceased to work at the dispensary.

Sec. 26. 22 MRSA §2425-A, sub-§5-A is enacted to read:

5-A. Issuance of single registry identification card to caregiver or dispensary assistant. The de- partment shall issue a single registry identification card pursuant to this section authorizing a person to be an assistant of one or more registered caregivers or regis- tered dispensaries and who satisfies all applicable re- quirements under this section for issuance of a registry identification card. A single registry identification card issued to a person in accordance with this subsection authorizes the person to assist one or more registered caregivers or registered dispensaries in accordance with this chapter and may not associate the person with or restrict the person to assisting a specific caregiver or dispensary.

Sec. 27. 22 MRSA §2425-A, sub-§7, as enacted by PL 2017, c. 452, §12, is amended to read:

7. Issuance or denial of registration certificate. The department shall verify the information contained in an application for a registration certificate or for renewal of a certificate submitted pursuant to subsection 6 and shall approve or deny ~~an a complete~~ application ~~for a certificate or for renewal of a certificate~~ in accor-

dance with this subsection within 30 days of ~~receiving~~ receiving ~~it~~ receipt.

- A. Within 10 days of approving a ~~completed~~ complete application, the department shall issue a registration certificate to the applicant.
- B. The department may deny an application for a certificate or for renewal of a certificate only if:
 - (1) The applicant did not provide the information required pursuant to subsection 6;
 - (2) The department determines that the applicant does not qualify; or
 - (3) The department determines that the information provided by the applicant was falsified.
- C. The department shall notify the applicant in writing of the reason for denying the registration certificate.

An applicant whose application is denied pursuant to this subsection may request an administrative hearing in accordance with Title 5, chapter 375, subchapter 4.

In the case of a registered dispensary's application for renewal of a registration certificate, upon receipt of a timely filed, complete application submitted by the dispensary, the department shall provide the dispensary with a written statement acknowledging receipt of the application that authorizes the dispensary to continue operating under the dispensary's current certificate until the application is approved and a renewed certificate is issued by the department, the application is denied and the current certificate expires, 90 days elapse from the date of the written statement or the current certificate is suspended or revoked in accordance with this chapter, whichever occurs first. If the department fails to issue or deny a renewal of a registration certificate within 90 days of providing the written statement acknowledging receipt of the application, the renewal is deemed granted and a copy of the application for renewal of the registration certificate is deemed a valid registration certificate.

If the department fails to issue or deny a registration certificate in response to a ~~valid complete~~ application for a certificate ~~or for renewal of a certificate~~ submitted pursuant to subsection 6 within 45 days of its submission, the registration certificate is deemed granted and a copy of the application for a registration certificate ~~or for renewal of the certificate~~ is deemed a valid registration certificate.

Sec. 28. 22 MRSA §2425-A, sub-§10, ¶B, as repealed and replaced by PL 2021, c. 251, §4, is amended by amending subparagraph (2) to read:

- (2) For a caregiver registering based upon plant canopy, the fee may not be less than \$50 or more than \$1,500 for a total mature plant canopy of 500 square feet or less.

Sec. 29. 22 MRSA §2425-A, sub-§12, ¶M is enacted to read:

M. A caregiver, dispensary, manufacturing facility or marijuana testing facility or an officer, director or assistant of a caregiver, dispensary, manufacturing facility or marijuana testing facility may not be required to disclose to a law enforcement officer information that could reasonably identify an individual person's identity without a warrant requiring the disclosure.

Sec. 30. 22 MRSA §2425-A, sub-§12, ¶N is enacted to read:

N. A person who accompanies a patient to obtain marijuana plants or harvested marijuana may not be required to disclose to a law enforcement officer information that could reasonably identify an individual patient's identity without a warrant requiring the disclosure.

Sec. 31. 22 MRSA §2428, sub-§6, ¶I, as amended by PL 2017, c. 452, §16, is further amended to read:

I. All cultivation of marijuana plants must take place in a cultivation area unless the marijuana plants are being transported pursuant to subsection 1-A, paragraph L. ~~Access to the cultivation area is limited to a cardholder who is an officer or director or assistant of the dispensary when acting in that cardholder's official capacity, except that an elected official invited by an officer or director or assistant for the purpose of providing education to the elected official on cultivation by the dispensary, emergency services personnel, an assistant of a~~ marijuana testing facility or a person who needs to gain access to the cultivation area in order to perform repairs or maintenance or to do construction may access the cultivation area to provide professional services while under the direct supervision of a cardholder who is an officer or director or assistant of the dispensary.

(1) The dispensary shall ensure that the mature marijuana plants and immature marijuana plants and seedlings cultivated by the dispensary are kept in separate spaces within the same cultivation area. The cultivation area must be located on a single parcel or tract of land, and the dispensary must disclose the location of the cultivation area to the department. The dispensary may not maintain more than one cultivation area.

(2) Access to cultivation areas is limited to a cardholder who is an officer, director or assistant of the dispensary when acting in that cardholder's official capacity, except that an elected official invited by an officer, director

or assistant for the purpose of providing education to the elected official on cultivation by the dispensary, emergency services personnel, an assistant of a marijuana testing facility or a person who needs to gain access to a cultivation area in order to perform repairs or maintenance or to do construction may access the cultivation area to provide professional services while under the direct supervision of a cardholder who is an officer, director or assistant of the dispensary.

Sec. 32. 22 MRSA §2429-A, sub-§4, as amended by PL 2019, c. 331, §28, is further amended to read:

4. Educational materials. A person that provides harvested marijuana to a qualifying patient ~~must~~ shall make educational materials about the use of harvested marijuana available in printed or electronic form to the qualifying patient at the time of the transaction. The department shall develop the minimum content of the educational materials provided under this subsection and make that content available publicly.

Sec. 33. 22 MRSA §2430-C, sub-§6-A is enacted to read:

6-A. Restrictions on law enforcement access. Notwithstanding any provision of law to the contrary, a law enforcement officer may not enter any location in which a qualifying patient, caregiver, registered dispensary, manufacturing facility or marijuana testing facility conducts activities authorized under this chapter or pursuant to a registry identification card or registration certificate issued under this chapter, except where:

A. The patient, caregiver, dispensary, manufacturing facility or marijuana testing facility voluntarily allows the law enforcement officer to enter the location;

B. The law enforcement officer's entry is authorized pursuant to a warrant issued by a duly authorized justice, judge or justice of the peace; or

C. The law enforcement officer's entry is authorized in accordance with a recognized exception to the warrant requirement, including, but not limited to, exigent circumstances.

Sec. 34. 22 MRSA §2430-C, sub-§7, ¶A, as enacted by PL 2017, c. 452, §24, is amended to read:

A. If the person is a qualifying patient or visiting qualifying patient, present upon request of a law enforcement officer the ~~original patient's~~ original patient's written certification ~~for the patient~~ and the patient's government-issued identification that includes a photo and proof of address; or

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 26, 2022.

CHAPTER 663

H.P. 807 - L.D. 1129

An Act Relating to the Valuation of Improved Real Property

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA §701-A, as amended by PL 2007, c. 389, §1, is further amended by enacting after the 2nd paragraph a new paragraph to read:

For the purpose of establishing the valuation of improved real property, the property must be valued based on its highest and best use as of April 1st of each year, taking all of the following 3 approaches to value into consideration: cost, income capitalization and sales comparison. In establishing the valuation of improved real property, assessors shall consider age, condition, use, type of construction, location, design, physical features and economic characteristics.

Sec. 2. 36 MRSA §701-A, as amended by PL 2007, c. 389, §1, is further amended by enacting at the end a new paragraph to read:

In determining just value, consistent with the Constitution of Maine, Article IX, Section 8, a property subject to restrictions, contractual or otherwise, that restrict the permitted use of a property may not be considered comparable to property not so restricted.

See title page for effective date.

CHAPTER 664

H.P. 1259 - L.D. 1694

An Act To Create the Maine Redevelopment Land Bank Authority

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §12004-G, sub-§7-G is enacted to read:

7-G.

<u>Economic Development</u>	<u>Maine Redevelopment Land Bank Authority</u>	<u>Expenses Only</u>	<u>30-A MRSA §5154</u>
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Sec. 2. 5 MRSA §12004-I, sub-§6-J is enacted to read:

6-J.

<u>Economic</u>	<u>Development Ready</u>	<u>Expenses</u>	<u>30-A</u>
<u>Development</u>	<u>Advisory Committee</u>	<u>Only</u>	<u>MRSA</u>
			<u>§5161</u>

Sec. 3. 30-A MRSA c. 204 is enacted to read:

CHAPTER 204

MAINE REDEVELOPMENT LAND BANK AUTHORITY

§5151. Title

This chapter may be known and cited as "the Maine Redevelopment Land Bank Act."

§5152. Findings and declaration of necessity

The Legislature finds and declares that:

1. Blighted, abandoned, environmentally hazardous and functionally obsolete property burdens public resources. There exist areas in the State in need of economic revitalization where blighted, abandoned and environmentally hazardous property and property that is both functionally obsolete and unfit to be repurposed for another use present burdens on municipal revenues and public health and safety;

2. Need for revitalization. In order to strengthen and revitalize the economy of the State and municipalities, it is in the best interest of the State to assemble and dispose of blighted, abandoned and environmentally hazardous property and property that is both functionally obsolete and unfit to be repurposed for another use in a coordinated manner to foster development of that property and promote economic growth;

3. Coordinated development of blighted, abandoned, environmentally hazardous and functionally obsolete property serves the public interest. The planning and preparation for revitalizing the economy through the acquisition of blighted, abandoned and environmentally hazardous property and property that is both functionally obsolete and unfit to be repurposed for another use using public money are a governmental concern and serve a valid public purpose;

4. Facilitate coordinated redevelopment of blighted, abandoned, environmentally hazardous and functionally obsolete property. The establishment of the redevelopment authority is necessary to facilitate the relief of the conditions described in this section by assisting public entities, including, but not limited to, municipalities, counties, regional planning organizations and state agencies, in the redevelopment of blighted, abandoned and environmentally hazardous property and property that is both functionally obsolete and unfit to be repurposed for another productive use; and

5. Municipalities, counties and unorganized territories have properties that they cannot restore to productive use due to a variety of technical or financial issues. The establishment of the redevelopment authority is necessary to provide technical and financial assistance to local governments upon request for the purpose of returning to productive use blighted, abandoned, environmentally hazardous and functionally obsolete property, including property acquired by a municipality through the municipal foreclosure process.

§5153. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Abandoned. "Abandoned" with reference to a property means a property that is vacant and to which the owner has no intent to return.

2. Blighted. "Blighted" with reference to a property means a property on which buildings or improvements are detrimental or are a threat to the public health, safety or welfare in their present condition.

3. Environmentally hazardous. "Environmentally hazardous" with reference to a property means a property that is designated as an uncontrolled hazardous substance site under Title 38, section 1365.

4. Functionally obsolete. "Functionally obsolete" with reference to a property means a property that is unable to be used to adequately perform the functions for which it was intended.

§5154. Maine Redevelopment Land Bank Authority established; purpose

The Maine Redevelopment Land Bank Authority, as established in Title 5, section 12004-G, subsection 7-G and referred to in this chapter as "the redevelopment authority," is a body corporate and politic and a public instrumentality of the State.

The purpose of the redevelopment authority is to assist municipalities and other entities in this State in the redevelopment of properties identified as eligible under section 5157, subsection 1 in order to return those properties to productive use.

The purposes of this chapter are public and the redevelopment authority is performing a governmental function in carrying out this chapter.

§5155. Appointment; qualifications and tenure

1. Members appointed by the Governor. The Governor shall appoint 9 members to serve as commissioners of the redevelopment authority subject to review and confirmation by the joint standing committee of the Legislature having jurisdiction over economic and community development matters. These members must include:

A. A resident of the State who is a real estate broker licensed by the Real Estate Commission pursuant to Title 32, section 13003;

B. A resident of the State who is responsible for community redevelopment as an employee of a state-chartered bank;

C. A resident of the State from each of the 2 congressional districts;

D. A full-time municipal economic and community development director in the State;

E. A full-time planning professional employed by an urban or regional planning organization in the State;

F. A person with experience in the field of preservation of historic property;

G. A person with experience in environmental remediation of commercial property; and

H. A person with experience in the development of residential communities and housing development.

2. Term of office. The commissioners of the redevelopment authority appointed under subsection 1 serve 3-year terms, except that the Governor shall initially appoint 2 commissioners for a term of one year, 3 commissioners for a term of 2 years and 4 commissioners for a term of 3 years. A vacancy is filled by appointment for the remainder of the unexpired term. Commissioners whose terms expire serve until their successors are appointed and confirmed. Commissioners may serve no more than 2 full consecutive terms.

3. Ex officio members. The following serve as ex officio, nonvoting members of the redevelopment authority:

A. The Commissioner of Economic and Community Development or the commissioner's designee;

B. The Commissioner of Environmental Protection or the commissioner's designee;

C. The Commissioner of Transportation or the commissioner's designee;

D. The Director of the Maine State Housing Authority or the director's designee; and

E. The Director of the Maine Historic Preservation Commission or the director's designee.

4. Organization. The redevelopment authority shall select a chair and a vice-chair from among its voting members and adopt bylaws to govern procedures. The redevelopment authority shall hire an executive director and may hire staff and employ counsel as necessary.

§5156. Maine Redevelopment Land Bank Fund; sources of funding

The Maine Redevelopment Land Bank Fund, referred to in this chapter as "the fund," is established as a dedicated nonlapsing fund to support the purposes of the redevelopment authority. Fees collected pursuant to Title 38, section 2203-A, subsection 2-A must be deposited into the fund. Other sources of funding may include, but are not limited to, state or federal funds received by the redevelopment authority to support community redevelopment. Unless otherwise specified, money received by the redevelopment authority for the express purpose of acquiring or developing property in accordance with this chapter must be deposited into the fund.

§5157. Eligible properties; exemption of certain properties

1. Eligible properties. The redevelopment authority may acquire property through an agreement under section 5158, subsection 4, which may include:

A. Property that the redevelopment authority has determined is abandoned as demonstrated by a totality of evidence including, but not limited to, the following:

(1) Doors and windows on the property are boarded up, broken or continuously left unlocked;

(2) Rubbish, trash or debris has accumulated on the property;

(3) Furnishings and personal property are absent from the property;

(4) The buildings or improvements on the property are deteriorating so as to constitute a threat to public health or safety;

(5) Gas, electric or water service to the property has been terminated or utility consumption is so low that it indicates the property is not regularly occupied;

(6) A mortgagee has changed the locks on the property and neither the mortgagor nor anyone on the mortgagor's behalf has requested entrance to, or taken other steps to gain entrance to, the property;

(7) Reports of trespass, vandalism or other illegal acts being committed on the property have been made to local law enforcement authorities;

(8) A code enforcement officer or other public official has made a determination or finding that the property is abandoned or unfit for occupancy;

(9) The mortgagor is deceased and there is no evidence that an heir or personal representative has taken possession of the property; or

(10) Other reasonable signs of abandonment;

B. Property that the redevelopment authority has determined is blighted because of:

- (1) Dilapidation, deterioration, age or obsolescence;
- (2) Inadequate provision for ventilation, light, air, sanitation or open spaces;
- (3) High density of population and overcrowding;
- (4) Tax or special assessment delinquency exceeding the fair value of the land;
- (5) The existence of conditions that endanger life or property; or
- (6) Any combination of the factors described in subparagraphs (1) to (5);

C. Property that the redevelopment authority has determined is functionally obsolete due to a substantial loss in value resulting from factors such as overcapacity, changes in technology, deficiencies or superadequacies in design or other similar factors that affect the property itself or the property's relationship with other surrounding property;

D. Property that is environmentally hazardous; and

E. Property that a municipality or county has determined is not within the capacity of the municipality or county to redevelop and for which the municipality or county has requested the assistance of the redevelopment authority.

2. Exemption. Notwithstanding any provision of this chapter to the contrary, the redevelopment authority may not:

- A. Acquire land or other natural resources owned by a federally recognized Indian tribe or owned by the United States for the benefit of a federally recognized Indian tribe;
- B. Acquire land the majority of which is unimproved or is not integral to the redevelopment of the property; or
- C. Acquire property that is an active or former military facility that qualifies for inclusion in the Defense Environmental Restoration Program under 10 United States Code, Section 2701.

§5158. Powers and duties generally

The redevelopment authority has the following powers and duties:

- 1. Suit.** To sue and be sued;
- 2. Seal.** To adopt an official seal;
- 3. Office.** To maintain an office at a place designated by the redevelopment authority within the State;

4. Agreements with public entities. To enter into agreements with public entities, including, but not limited to, municipalities, counties, regional planning organizations, state agencies and municipal or regionally organized land banks in order to effectuate the purposes of this chapter. Agreements may include the acquisition of property or rights in property from a municipality or county whose governing unit declares the need for such an agreement;

5. Agreements with federal agencies. To enter into agreements with federal agencies related to funding of the redevelopment of property acquired in accordance with this chapter;

6. Assistance. To provide assistance, by request, to entities in the State engaged in redevelopment activities by using the best practices adopted by the Development Ready Advisory Committee under section 5161;

7. Application for funding. To apply for grants, loans and other financial assistance from state or federal government programs for redevelopment projects consistent with this chapter;

8. Bonds. To issue revenue bonds as provided in section 5160;

9. Eminent domain. To acquire in a municipality, through an agreement with a municipality or county, eligible property by the exercise of the power of eminent domain as provided in section 5159;

10. Rules. To adopt rules for the purposes of carrying out this chapter. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A; and

11. Other functions. To perform other functions necessary or useful for carrying out any of its powers, duties or purposes.

§5159. Eminent domain

The redevelopment authority may acquire all or any part of real property in accordance with this chapter by the exercise of the power of eminent domain whenever the redevelopment authority determines that the acquisition of the real property is in the public interest or necessary for the purposes of this chapter.

1. Resolution; documents filed; damages determined. The necessity of an acquisition under this section is conclusively presumed upon the redevelopment authority's adoption of a resolution declaring that the acquisition of the real property described in the resolution is in the public interest and necessary for the purposes of this chapter.

A. Within 3 months after a resolution is adopted under this subsection, the redevelopment authority shall file in the registry of deeds of the county in which the real property is located:

- (1) A copy of the redevelopment authority's resolution;
- (2) A plat of the real property described; and
- (3) A statement, signed by the chair of the redevelopment authority, that the real property is taken under this chapter.

B. After the documents are filed under paragraph A, the redevelopment authority shall determine the damages for the real property taken in the same manner as is provided for land taken for highway purposes under Title 23, chapter 3 and shall file a statement of this determination in the appropriate Superior Court.

2. Title vests in redevelopment authority; bonds deposited. Title to real property under this section vests in the redevelopment authority in fee simple absolute and the redevelopment authority may take possession of the real property when:

- A. The copy of the resolution, plat and statement is filed in the registry of deeds;
- B. The statement is filed in the Superior Court; and
- C. Bonds, to the use of persons entitled to them, are deposited in the Superior Court with surety satisfactory to the clerk of the court in the amounts that the court determines to be sufficient to satisfy the claims of all persons interested in the real property. The court may, in its discretion, take evidence on the question to determine the amounts of the bonds to be deposited.

3. Service on owners; nonresidents; unknown owners. After the copy, plat and statement are filed under subsection 1, paragraph A, a sheriff or a sheriff's deputy shall serve notice of the taking of the real property upon the owner of the real property by delivering a true and attested copy of the description and statement under subsection 1 to the owner personally or at the owner's last and usual place of abode in the State or to a person living there.

- A. If an owner is not a resident of the State, a true and attested copy of the notice must be sent by registered mail, return receipt requested, to the owner at the owner's last known address.
- B. If the ownership of the real property cannot be ascertained after due and diligent search, an award must be made to persons unknown for the value of the real property and bonds for that amount running to the treasurer of the county for the use of persons entitled to the bonds must be deposited in the Superior Court. If, within 2 years after the bonds are deposited, no person has been able to prove ownership of the real property, the Superior Court shall order these bonds to be cancelled and returned to the redevelopment authority.

4. Notice published. After the resolution, plat and statement are filed under subsection 1, paragraph A, the redevelopment authority shall publish a copy of the resolution and statement in a newspaper having general circulation in the county at least once a week for 3 successive weeks. The statement must set forth the names of the owners of the real property to be taken and the amount awarded to them.

5. Agreement and cancellation of bonds. When an owner of real property taken under this section agrees with the redevelopment authority on the price of the real property and the sum agreed upon is paid by the redevelopment authority, the court shall order the bonds deposited under subsection 2, paragraph C to be cancelled and returned to the redevelopment authority.

6. Complaint to Superior Court; trial. An owner of real property taken under this section who cannot agree with the redevelopment authority on the price of the real property may within 3 months after personal notice of the taking or, if the owner has no personal notice, within one year from the first publication of the copy of the resolution and statement under subsection 4 apply by complaint to the Superior Court in the applicable county, setting forth the taking of the real property and petitioning for an assessment of damages by a jury or, by agreement of the parties, a referee or referees appointed by the court.

A. When a complaint is filed under this subsection, the court shall give 20 days' notice of the pendency of the action to the redevelopment authority by serving the chair of the redevelopment authority with a certified copy of the complaint. The court may proceed after this notice to the trial of the action. The trial must determine all questions of fact relating to the value and the amount of the real property, and judgment must be entered upon the verdict of the jury. Execution must be issued for that judgment against the money deposited in the court under subsection 2, paragraph C.

7. Conflicting ownership. If the redevelopment authority is in doubt as to conflicting ownership or interest, the redevelopment authority may file a complaint in the Superior Court for a determination of the various rights and amounts due. If 2 or more conflicting plaintiffs claim the same real property or different interests in the same parcel of real property, the court, upon motion, shall consolidate their several complaints for trial at the same time by the same jury and may frame all necessary issues for the trial of that action.

8. Appeal. Appeal from the decision of the Superior Court may be made in the same manner as is provided for appeals in civil cases.

9. Property of incapable persons. If any real property in which a person not capable in law to act in the person's own behalf is interested is taken by the redevelopment authority under this chapter, the Superior

Court, upon the filing of any complaint by or in behalf of the person, may appoint a guardian ad litem for the person. This guardian may appear and be heard on behalf of the person and may, with the advice and consent of the Superior Court and upon any terms that the Superior Court prescribes, release to the redevelopment authority all claims for damages for the real property of the person. Any lawfully appointed, qualified and acting guardian or other fiduciary of the estate of such a person, with the approval of the Probate Court having jurisdiction to authorize the sale of real property within the State of the person, may, before the filing of any such complaint, agree with the redevelopment authority upon the amount of damages suffered by the person by any taking of real property and may, upon receiving that amount, release to the redevelopment authority all claims for damages of the person for the taking.

10. Expediting proceedings; taking public property. In any proceedings for the assessment of compensation and damages for real property taken or to be taken by eminent domain by the redevelopment authority, the following provisions apply.

A. At any time during the pendency of the action or proceedings, the redevelopment authority or an owner may apply to the court for an order directing the redevelopment authority or the owner to show cause why further proceedings should not be expedited. Upon this application, the court may order that the hearings proceed and that any other steps be taken with all possible expedition.

B. If any of the real property taken or to be taken is devoted to a public use, it may nevertheless be acquired, and the taking is effective, except that no real property belonging to the municipality or to any other government may be acquired without its consent and that real property belonging to a public utility corporation may not be acquired without the approval of the Public Utilities Commission or an officer or tribunal having regulatory power over that corporation.

C. Any real property already acquired by the redevelopment authority may nevertheless be included within this taking for the purpose of acquiring any outstanding interests in the real property.

§5160. Bonds

1. Authorization. The redevelopment authority may provide by resolution for the issuance of bonds for the purpose of funding the Maine Redevelopment Land Bank Fund, or any successor to the fund. The bonds of the redevelopment authority do not constitute a debt or liability of the State or of any agency or political subdivision of the State other than the redevelopment authority but are payable solely from the revenue of the redevelopment authority, and neither the faith nor credit nor taxing power of the State or any political subdivision of

the State is pledged to payment of the bonds. Notwithstanding any provision of law to the contrary, bonds issued pursuant to this chapter are fully negotiable. If a commissioner of the redevelopment authority whose signature appears on any bonds or coupons ceases to be a commissioner of the redevelopment authority before the delivery of those bonds or coupons, that signature is valid and sufficient for all purposes as if that commissioner had remained a commissioner until delivery.

2. General characteristics. The redevelopment authority may, by resolution, provide:

A. The manner of executing bonds and coupons;

B. The form and denomination of bonds and coupons;

C. Maturity dates;

D. Interest rates on bonds and coupons;

E. For redemption prior to maturity and the premium payable;

F. The place or places for the payment of interest and principal;

G. For registration if the redevelopment authority determines registration is desirable;

H. For the pledge of all or any of the revenue for securing payment;

I. For the replacement of lost, destroyed or mutilated bonds;

J. For the setting aside and the regulation and disposition of reserve and sinking funds;

K. For limitation on the issuance of additional bonds;

L. For the procedure, if any, by which the contract with a bondholder may be abrogated or amended;

M. For the manner of sale and purchase of bonds;

N. For the issuance of bonds in a series; and

O. Any other matter relating to the bonds that the redevelopment authority determines appropriate.

3. Liability. A member or employee of the redevelopment authority or a person executing the bonds may not be liable personally for the bonds or subject to any personal liability by reason of the issuance of the bonds.

4. Trust indenture. In the discretion of the redevelopment authority, bonds may be secured by a trust indenture by and between the redevelopment authority and a corporate trustee, which may be any trust company or bank having the powers of a trust company, located either within or outside the State. Such a trust indenture may pledge or assign the revenues of the redevelopment authority or any part of it. A trust indenture may set forth the rights and remedies of the bondholders

and the trustee, restrict the individual right of action of bondholders and contain such other provisions as the redevelopment authority may consider reasonable and proper for the security of bondholders. Expenses incurred in carrying out any trust indenture may be treated as a part of maintenance.

5. Rights of bondholders. Provisions may be made for protecting and enforcing the rights and remedies of bondholders, including covenants as to acquisition of property, construction, maintenance, operation and repair, insurance and the custody, security and application of all money.

6. Depositories. Any trust company or bank having the powers of a trust company and located either within or outside the State may act as a depository of the proceeds of bonds and revenue and may furnish such indemnity or pledge such securities as may be required by the redevelopment authority.

7. Tax free. The purposes of this chapter being public and for the benefit of the people of the State, bonds of the redevelopment authority are free from taxation by the State.

8. Revenue refunding bonds. The redevelopment authority may issue revenue refunding bonds for the purpose of refunding revenue bonds issued under this chapter. The issuance of any refunding bonds is the same as is provided for in this chapter relating to revenue bonds.

9. Default. In the event of default on bonds and in the event the default continues for a period of 3 months, action may be brought to enforce the rights of the bondholders by ensuring that the operation by the redevelopment authority is in conformity with the covenants of the bonds or trust indenture.

§5161. Development Ready Advisory Committee

The Development Ready Advisory Committee, referred to in this section as "the committee," is established pursuant to Title 5, section 12004-I, subsection 6-J to develop and maintain best practices for community development.

1. Membership. The members of the committee are as follows:

A. The executive director of the redevelopment authority;

B. The Commissioner of Economic and Community Development or the commissioner's designee;

C. The Commissioner of Transportation or the commissioner's designee;

D. The Commissioner of Environmental Protection or the commissioner's designee;

E. The Commissioner of Agriculture, Conservation and Forestry or the commissioner's designee;

F. The Director of the Maine State Housing Authority or the director's designee;

G. The Director of the Maine Historic Preservation Commission or the director's designee; and

H. The following members, selected by and serving at the pleasure of the executive director of the redevelopment authority:

(1) A representative of a statewide association of municipalities;

(2) A representative from each regional planning organization in the State;

(3) A representative of an organization that advocates for the rights of low-income renters and homeowners;

(4) A representative of a local or statewide organization promoting civil rights that has racial justice or racial equity as its primary mission; and

(5) Two residents of the State with experience in real estate development.

2. Duties. The committee shall develop best practices for community development intended to support the following goals:

A. Assisting communities in preparing for new investment and development that maximize financial return for state and local economies, improve quality of life for local residents, address housing needs for households of all income levels and advance environmental protection and transportation goals and specific locally identified priority needs;

B. Assisting communities in designating priority investment areas in consultation with regional planning organizations, including but not limited to village centers, downtowns and adjacent neighborhoods, rural crossroads, high-impact corridors, working waterfronts and rural farmsteads; and

C. Ensuring that redevelopment efforts are achievable by communities and based on the merit of the redevelopment project and community commitment to the redevelopment project.

3. Chair and officers. The members of the committee shall annually elect one of its members as chair and one of its members as vice-chair to set the agenda and schedule meetings. The committee may elect other officers and designate their duties.

4. Voting rights. Each member of the committee has a vote.

5. Meetings. The committee shall meet at least twice a year.

6. Quorum. A majority of the members of the committee constitutes a quorum.

7. Staff support. The redevelopment authority shall provide staff support to the committee to carry out the purposes of this section.

§5162. Biennial report

1. Biennial report. The redevelopment authority shall submit biennially, beginning with the Second Regular Session of the 131st Legislature, to the joint standing committee of the Legislature having jurisdiction over economic development matters a complete report on the activities of the redevelopment authority. The report must include the following:

A. A description of the redevelopment authority's operations;

B. A listing of all property acquired pursuant to this chapter;

C. An accounting of all activities related to the fund;

D. A listing of any bonds issued during the fiscal year by the redevelopment authority;

E. A statement of the redevelopment authority's proposed and projected activities for the ensuing year; and

F. Recommendations regarding further actions that may be suitable for achieving the purposes of this chapter.

Sec. 4. 38 MRSA §2201, as amended by PL 2015, c. 461, §6, is further amended to read:

§2201. Maine Solid Waste Management Fund established

The Maine Solid Waste Management Fund, referred to in this section as "the fund," is established as a nonlapsing fund to support programs administered by the bureau and the Department of Environmental Protection. The fund must be segregated into 2 subsidiary accounts. The first subsidiary account, called operations, receives all fees established and received under article 1. ~~The~~ Except as provided in section 2203-A, subsection 2-A, the 2nd subsidiary account, called administration, receives all fees established under this article and under Title 36, chapter 719 and all funds recovered by the department as reimbursement for departmental expenses incurred to abate imminent threats to public health, safety and welfare posed by the illegal disposal of solid waste.

Money in the fund not currently needed to meet the obligations of the department or bureau must be deposited with the Treasurer of State to the credit of the fund and may be invested as provided by law. Interest on these investments must be credited to the fund.

Funds deposited in the fund related to administration may be expended only in accordance with allocations approved by the Legislature for administrative ex-

penses directly related to the bureau's and the department's programs, including actions by the department necessary to abate threats to public health, safety and welfare posed by the disposal of solid waste. Funds deposited in the fund related to fees imposed on the disposal of construction and demolition debris and residue from the processing of construction and demolition debris may be expended only for the state cost share to municipalities under the closure and remediation cost-sharing program for solid waste landfills established in section 1310-F. Funds deposited in the fund related to fees imposed under this article may be expended to provide grant funding in accordance with the Maine Solid Waste Diversion Grant Program established in section 2201-B. The department shall, on an annual basis, conduct a review of the revenues presently in the fund and the revenues projected to be added to or disbursed from the fund in upcoming calendar years and determine what amount of revenues, if any, are available to provide grant funding under section 2201-B. If the department determines that there are revenues in the fund available in the upcoming calendar year to provide grant funding under section 2201-B, the department must ensure that such revenues are designated for use in accordance with section 2201-B by the end of that calendar year. Funds deposited in the fund related to operations may be expended only in accordance with allocations approved by the Legislature and solely for the development and operation of publicly owned facilities owned or approved by the bureau and for the repayment of any obligations of the bureau incurred under article 3. These allocations must be based on estimates of the actual costs necessary for the bureau and the department to administer their programs, to provide financial assistance to regional associations and to provide other financial assistance necessary to accomplish the purposes of this chapter. Beginning in the fiscal year ending on June 30, 1991 and thereafter, the fund must annually transfer to the General Fund an amount necessary to reimburse the costs of the Bureau of Revenue Services incurred in the administration of Title 36, chapter 719. Allowable expenditures include "Personal Services," "All Other" and "Capital Expenditures" associated with all bureau activities other than those included in the operations account.

Sec. 5. 38 MRSA §2202, sub-§1, as amended by PL 1995, c. 465, Pt. A, §73 and affected by Pt. C, §2, is further amended to read:

1. Fees established. The department shall establish procedures to charge fees specified in this article and pursuant to the requirements of this article. ~~At~~ Except as provided in section 2203-A, subsection 2-A, all fees collected by the department under this article must be deposited into the Maine Solid Waste Management Fund.

Sec. 6. 38 MRSA §2203-A, sub-§2-A is enacted to read:

2-A. Maine Redevelopment Land Bank Authority fee. Beginning January 1, 2023, in addition to the per ton fee required in subsection 1, commercial, municipal, state-owned and regional association landfills shall collect and pay to the department a \$3 per ton fee for the disposal of construction and demolition debris and residue from the processing of construction and demolition debris and, notwithstanding section 2202, this fee must be deposited in the Maine Redevelopment Land Bank Fund established by Title 30-A, section 5156.

Sec. 7. Appropriations and allocations. The following appropriations and allocations are made.

MAINE REDEVELOPMENT LAND BANK AUTHORITY

Maine Redevelopment Land Bank Fund N377

Initiative: Provides allocation to authorize expenditures to support the Maine Redevelopment Land Bank Authority.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$922,500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$922,500

See title page for effective date.

CHAPTER 665

S.P. 568 - L.D. 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

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 26 MRS §872, sub-§2, as amended by PL 2011, c. 620, §1, is further amended to read:

2. Proof of ownership required. An employer in this State who applies for a bond worker in a logging occupation shall provide proof of the employer's ownership of any logging equipment used by that worker in the course of employment, including proof of ownership of at least one piece of logging equipment for every 2 bond workers employed by the employer in a logging occupation. The employer shall provide proof of ownership as required by this subsection on a form provided by the Commissioner of Labor. The proof required by this subsection must include, but not be limited to, a receipt for payment for the equipment purchased in a bona fide transaction and documentation of payment of any tax assessed on the equipment pursuant to Title 36,

chapter 105 for the year in which the bond worker is employed by the employer. Proof of ownership must be carried in the equipment and, upon request by the department or its designee, the operator of equipment subject to this section shall provide proof of ownership. If proof of ownership is not provided within ~~30~~ 14 calendar days of such a request, a fine of not less than \$5,000 and not more than \$25,000 may be assessed against that employer and collected by the Commissioner of Labor. Notwithstanding section 3, information regarding proof of ownership is not confidential and may be disclosed to the public. If the equipment is leased by the employer, the employer shall provide the name, address and telephone number of the leasing company and its affiliates and subsidiaries; the names, addresses and telephone numbers of the leasing company's owner or owners, its agent and members of its board of directors; and a copy of the lease document. A lease is sufficient to meet the ownership requirement of this section only if it is a bona fide lease and:

- A. The lease consists of an arm's length transaction between unrelated entities or is a transfer of equipment between affiliated companies;
- B. The lease document contains a specific duration and lease amount;
- C. The lessor is not an entity owned or controlled by a bond worker or a bond worker's spouse, parent, child, sibling, aunt, uncle or cousin or person related to a bond worker in the same manner by marriage, or by any combination of a bond worker and the bond worker's family members described in this paragraph;
- D. The lessor is a leasing business as evidenced by a lease of logging equipment to at least 3 different, unrelated entities within each of the past 3 years; and
- E. The lessor provides proof of payment of personal property tax assessed on the leased equipment.

Sec. 2. 26 MRS §872, sub-§2-A, as corrected by RR 2013, c. 1, §42, is amended to read:

2-A. Notification. An employer filing for certification from the United States Department of Labor to hire a bond worker to operate logging equipment shall at the time of filing notify the Maine Department of Labor and provide, for the year in which the bond worker is employed, the number of bond workers requested; a list of each piece of logging equipment, including serial number, a bond worker will operate; receipts for payment for the logging equipment purchased in bona fide transactions; and documentation of payment of any tax assessed on the logging equipment pursuant to Title 36, chapter 105. An employer shall notify the Maine Department of Labor within ~~30~~ 14 calendar days of the date on which a bond worker begins work in the State and shall specify the name of the bond worker and the

anticipated locations where the bond worker will be conducting work and shall provide a copy of the United States Customs and Border Protection's entry form for that worker. The employer shall certify to the Maine Department of Labor that the employer is not requiring the bond worker to engage in point-to-point hauling of forest products within the State or to otherwise violate federal cabotage laws. If the notification is not provided within ~~30~~ 14 calendar days of the date on which a bond worker begins work, a fine of not less than \$5,000 and not more than \$25,000 must be assessed against that employer and collected by the Commissioner of Labor.

Sec. 3. 26 MRSA §931, first ¶, as amended by PL 2021, c. 421, §1, is further amended to read:

The State Board of Arbitration and Conciliation, in this subchapter called "the "board," consists of 3 members appointed by the Governor from time to time upon the expiration of the terms of the several members for terms of 3 years. One member must be an employer of labor or selected from an association representing employers of labor, and another must be an employee or selected from a bona fide trade or labor union. The 3rd member must represent the public interests of the State and serves as chair. Vacancies occurring during a term must be filled for the unexpired term. When meeting to deliberate or vote with respect to a matter before the board, members of the board are entitled to receive \$150 a day per meeting for their services for the time actually employed in the discharge of their official duties. For all other purposes, members of the board are entitled to receive \$300 a day for their services for the time actually employed in the discharge of their official duties. They are entitled to receive their traveling and all other necessary expenses. The costs for services rendered and expenses incurred by the State Board of Arbitration and Conciliation and any state allocation program charges must be shared equally by the parties to the proceedings and must be paid into a special fund administered by the Maine Labor Relations Board. Authorization for services rendered and expenditures incurred by the State Board of Arbitration and Conciliation is the responsibility of the Executive Director of the Maine Labor Relations Board. All costs must be paid from that special fund. The executive director may estimate costs upon receipt of a request for services and collect those costs prior to providing the services. The executive director shall bill or reimburse the parties, as appropriate, for any difference between the estimated costs that were collected and the actual costs of providing the services. Once one party has paid its share of the estimated cost of providing the service, the matter is scheduled for hearing. A party who has not paid an invoice for the estimated or actual cost of providing services within 60 days of the date the invoice was issued is, in the absence of good cause shown, liable for the amount of the invoice together with a penalty in the

amount of 25% of the amount of the invoice. Any penalty amount collected pursuant to this section remains in the special fund administered by the Maine Labor Relations Board and that fund does not lapse. The executive director is authorized to collect any sums due and payable pursuant to this section through civil action. In such an action, the court shall allow litigation costs, including court costs and reasonable attorney's fees, to be deposited in the General Fund if the executive director is the prevailing party in the action. The executive director shall, annually, on or before July 1st, make a report of the activities of the State Board of Arbitration and Conciliation to the Governor. The board shall from time to time adopt rules of procedure as it determines necessary, including rules for the Logging Dispute Resolution Board pursuant to chapter 47. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 4. 26 MRSA c. 47 is enacted to read:

CHAPTER 47

LOGGING DISPUTE RESOLUTION BOARD

§3701. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Board. "Board" means the Logging Dispute Resolution Board established in section 3702.

2. Forest land. "Forest land" means land used primarily for growth of trees to be harvested for commercial use.

3. Forest landowner. "Forest landowner" means a person that owns or possesses economic control over more than 50,000 acres of forest land.

4. Forest products harvester. "Forest products harvester" means an individual who qualifies as an independent contractor under section 1043, subsection 11, paragraph E and who is engaged in harvesting trees from forest land for a forest landowner.

§3702. Establishment

1. Establishment. The Logging Dispute Resolution Board is established, under the authority of the State Board of Arbitration and Conciliation established in chapter 9, subchapter 2-A, to conduct proceedings under this chapter.

§3703. Members; terms; compensation; quorum

1. Members. The board consists of the following 3 members:

A. Two members appointed by the Governor, subject to review by the joint standing committee of the Legislature having jurisdiction over labor matters, as follows:

(1) One member representing forest landowners; and

(2) One member with experience in dispute resolution and arbitration representing forest products harvesters from a list submitted by the Maine AFL-CIO or its successor organization; and

B. The chair of the State Board of Arbitration and Conciliation, who serves as an ex officio member and as chair of the board.

2. Terms; alternates. Members of the board appointed under subsection 1, paragraph A serve terms of 2 years. The Governor shall appoint 2 alternate members to represent each interest set forth in subsection 1, paragraph A. Alternate members serve for the same terms, have the same responsibilities and duties and are entitled to the same privileges and emoluments as members. The alternate chairs of the State Board of Arbitration and Conciliation under section 931 shall serve as alternate chairs of the board. When for any reason a member of the board cannot participate in a particular proceeding, an alternate member having the same qualifications shall act as a member of the board in that proceeding. The member described in subsection 1, paragraph B does not need to be the same individual in each proceeding.

3. Compensation of members. Notwithstanding Title 5, section 12004-B, subsection 1, the chair of the board is entitled to a rate of compensation of \$300 per day for participating in board proceedings. The other members are entitled to a rate of compensation of \$200 per day. All board members are entitled to travel and other expenses in the same manner as for State Board of Arbitration and Conciliation members under section 931.

4. Quorum. Two members of the board constitute a quorum. A vacancy in the board does not impair the power of the remaining members to exercise the powers of the board.

§3704. Board duties

The board may hear and decide disputes between a forest products harvester and forest landowner in accordance with this section related to wage violations, payout amounts, contract violations or disputes related to hiring.

At a hearing, the board shall hear all interested persons who come before it and make an award, if appropriate, and written opinion, which is binding on the parties to the complaint. The chair of the board shall publish the board's written opinion and any award.

§3705. Filing of complaint

1. Who may file complaint. A forest products harvester or forest landowner may file a complaint with the board stating the facts of a dispute. The filing must

contain any information as required by the board by rule.

2. Limitation on time to file complaint. A forest products harvester or forest landowner may not file a complaint more than 2 years after an alleged dispute.

§3706. Proceedings

1. Cost. The costs of board members' per diem and necessary expenses, as well as related state allocation program charges, must be borne by the party against whom the board decides. The Executive Director of the Maine Labor Relations Board is authorized to collect any sums due and payable pursuant to this subsection through civil action. In such an action, the court shall allow litigation costs, including court costs and reasonable attorney's fees, to be deposited in the General Fund if the executive director is the prevailing party in the action.

2. Appeal. A decision of the board under this chapter constitutes a final agency action and is subject to judicial review pursuant to Title 5, chapter 375, subchapter 7.

3. Enforcement. A party to a decision of the board under this chapter may bring a civil action in Superior Court to enforce a decision of the board.

4. Applicability of State Board of Arbitration and Conciliation provisions. The following provisions apply to board proceedings under this chapter:

A. To the extent not inconsistent with this chapter, section 931; and

B. Sections 932 and 939.

§3707. Rules

The State Board of Arbitration and Conciliation in accordance with section 931 may adopt rules to implement this chapter. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

CHAPTER 666

H.P. 1323 - L.D. 1772

An Act To Amend the Remote Meeting Law in Maine's Freedom of Access Act

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 1 MRSA §403-B, sub-§2, ¶B, as enacted by PL 2021, c. 290, §1, is repealed.

Sec. 2. 1 MRSA §403-B, sub-§2, ¶E, as enacted by PL 2021, c. 290, §1, is amended to read:

E. Notice of the proceeding must be provided in accordance with section 406. When the public may attend by remote methods pursuant to paragraphs C and D, 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 limit~~ public attendance at a proceeding ~~will be limited~~ solely to remote methods ~~except under the conditions in paragraph B, subparagraph (1) if there is an emergency or urgent situation that requires the body to meet only by remote methods;~~

Sec. 3. 1 MRSA §403-B, sub-§2, as enacted by PL 2021, c. 290, §1, is amended by enacting at the end a new first blocked paragraph to read:

The policy adopted pursuant to this subsection applies to a board or committee that is within the jurisdiction of the public body, unless the board or committee adopts its own policy under this subsection.

See title page for effective date.

CHAPTER 667

H.P. 1360 - L.D. 1827

An Act To Permit Curbside Pickup and Limited Delivery of Adult Use Marijuana

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 28-B MRSA §504, sub-§2, ¶C, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

C. Sell adult use marijuana, adult use marijuana products or marijuana plants using:

- (1) An automated dispensing or vending machine;
- (2) A drive-through sales window, except as provided by subsection 10;
- (3) An Internet-based sales platform; or
- (4) A delivery service, except as provided by subsection 9; or

Sec. 2. 28-B MRSA §504, sub-§4, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

4. Verification of purchaser's age. A person must be 21 years of age or older to make a purchase ~~in~~ from a marijuana store. A marijuana store may not sell any item to a person under 21 years of age.

A. Prior to initiating a sale in a marijuana store, an employee of the marijuana store licensee shall verify that the purchaser has a valid government-issued photographic identification card, or other

acceptable photographic identification, demonstrating that the purchaser is 21 years of age or older.

A-1. Prior to concluding a sale by delivery under subsection 9 or curbside pickup under subsection 10, an employee of the marijuana store licensee shall verify that the purchaser has a valid government-issued photographic identification card, or other acceptable photographic identification, demonstrating that the purchaser is 21 years of age or older.

B. The department shall by rule determine the forms of photographic identification that a marijuana store licensee may accept when verifying a purchaser's age.

Sec. 3. 28-B MRSA §504, sub-§9 is enacted to read:

9. Limited delivery service. A marijuana store may operate a limited delivery service for the delivery of immature marijuana plants, seedlings, adult use marijuana and adult use marijuana products in accordance with the requirements of this subsection. A marijuana store may not deliver adult use marijuana or an immature marijuana plant, seedling or adult use marijuana product to a person under 21 years of age.

A. A marijuana store operating a limited delivery service shall ensure that marijuana store employees engaging in delivery have received training, prescribed by the department by rule, on how to properly verify the age of a person making a purchase for delivery and how to ensure that no deliveries are made to a person under 21 years of age.

B. A marijuana store operating a limited delivery service may deliver only to a residential dwelling and may not deliver to any residential dwelling located within a safe zone designated by a municipality under Title 30-A, section 3253. A marijuana store operating a limited delivery service may deliver to a residential dwelling in any municipality in the State regardless of whether the municipality has approved the operation of marijuana stores.

The department shall adopt rules to implement this subsection. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 4. 28-B MRSA §504, sub-§10 is enacted to read:

10. Curbside pickup. A marijuana store may allow curbside pickup of immature marijuana plants, seedlings, adult use marijuana and adult use marijuana products at a designated location outside of the marijuana store in accordance with the requirements of this subsection and any additional requirements imposed by the department by rule.

A. A marijuana store that allows curbside pickup of immature marijuana plants, seedlings, adult use marijuana or adult use marijuana products shall designate a curbside pickup location outside of the marijuana store and near the entrance to the marijuana store and mark the location in a manner designated by the department by rule.

B. A marijuana store that allows curbside pickup of immature marijuana plants, seedlings, adult use marijuana or adult use marijuana products shall implement security and record-keeping requirements for all sales concluded by curbside pickup as established by the department by rule.

The department shall adopt rules to implement this subsection, including, but not limited to, rules establishing security and record-keeping requirements for sales concluded by curbside pickup. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 5. 28-B MRSA §505, as enacted by PL 2017, c. 409, Pt. A, §6, is amended by enacting at the end a new paragraph to read:

A marijuana store licensee and its employees may also transport adult use marijuana or adult use marijuana products between the licensed premises of the licensee and the location of a delivery conducted under section 504, subsection 9.

See title page for effective date.

CHAPTER 668

H.P. 1412 - L.D. 1905

**An Act To Facilitate
Communication between
Prosecutors and Unrepresented
Defendants While Protecting
the Rights of Those Defendants**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 15 MRSA §815, as enacted by PL 2021, c. 480, §1, is amended to read:

§815. Communication between prosecutor and unrepresented defendant in criminal prosecutions

1. Requirements for communication. To ensure that all waivers of the right to counsel are made knowingly, voluntarily and intelligently, a prosecutor may not communicate with an unrepresented defendant concerning the facts, circumstances, merits or disposition of a pending criminal charge against the defendant unless:

A. The defendant has been informed by the court of the defendant's right to counsel, including court-appointed counsel if the defendant is indigent;

B. The court has provided to the defendant a statement of:

- (1) The substance of the charges against the defendant;
- (2) The defendant's right to retain counsel, to request the assignment of counsel and to be allowed a reasonable time and opportunity to consult counsel before entering a plea;
- (3) The defendant's right to remain silent and that the defendant is not required to make a statement and that any statement made by the defendant may be used against the defendant;
- (4) The maximum possible sentence and any applicable mandatory minimum sentence; and
- (5) The defendant's right to trial by jury; and

C. The defendant has executed in court a written waiver of the right to counsel in each prosecution.

2. Exception. Notwithstanding subsection 1, a prosecutor may communicate with an unrepresented defendant ~~who has not executed a written waiver of the right to counsel 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. to:~~

A. Offer the defendant an opportunity to participate in an established precharge diversion program, the successful completion of which would result in the prosecutor not prosecuting the charge or charges against the defendant; or

B. Notify the defendant that a pending criminal matter is being dismissed.

3. Application. This section does not apply to:

A. The obligation of the State to provide discovery or other information pursuant to court order, pursuant to rules adopted by the Supreme Judicial Court or as otherwise required by the Constitution of Maine or the United States Constitution; or

B. Notice by the prosecutor to a person that no charge is being filed.

See title page for effective date.

CHAPTER 669
H.P. 1457 - L.D. 1957

An Act To Promote Equity and Increase Opportunities in the Cannabis Industry by Reducing Restrictions Related to Convictions for Drug Offenses and To Replace the Term "Marijuana" with the Term "Cannabis" in the Maine Revised Statutes

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 17-A MRSA §1111-A, sub-§1, as amended by PL 2021, c. 434, §6, is further amended to read:

1. As used in this section the term "drug paraphernalia" means all equipment, products and materials of any kind that are used or intended for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, packaging, repackaging, storing, containing or concealing a scheduled drug in violation of this chapter or Title 22, section 2383, except that this section does not apply to a person who is authorized to possess marijuana cannabis for medical use pursuant to Title 22, chapter 558-C, to the extent the drug paraphernalia is used for that person's medical use of marijuana cannabis; to a person who is authorized to possess marijuana cannabis pursuant to Title 28-B, to the extent the drug paraphernalia is used for that person's adult use of marijuana cannabis; or to a marijuana cannabis store licensed pursuant to Title 28-B, to the extent that the drug paraphernalia relates to the sale or offering for sale of marijuana cannabis by the marijuana cannabis store. It includes, but is not limited to:

- A. Kits used or intended for use in planting, propagating, cultivating, growing or harvesting of any species of plant which is a scheduled drug or from which a scheduled drug can be derived;
- B. Kits used or intended for use in manufacturing, compounding, converting, producing, processing or preparing scheduled drugs;
- C. Isomerization devices used or intended for use in increasing the potency of any species of plant that is a scheduled drug;
- E. Scales and balances used or intended for use in weighing or measuring scheduled drugs;
- F. Dilutants and adulterants, such as quinine hydrochloride, mannitol, mannite, dextrose and lactose, used or intended for use in cutting scheduled drugs;

G. Separation gins and sifters, used or intended for use in removing twigs and seeds from, or in otherwise cleaning or refining, marijuana;

H. Blenders, bowls, containers, spoons and mixing devices used or intended for use in compounding scheduled drugs;

I. Capsules, balloons, envelopes and other containers used or intended for use in packaging small quantities of scheduled drugs; and

J. Containers and other objects used or intended for use in storing or concealing scheduled drugs.

Sec. 2. 22 MRSA §2383, sub-§1-A, as amended by PL 2017, c. 377, §3, is further amended to read:

1-A. ~~Marijuana~~ Cannabis possession by a person under 21 years of age. Except for possession of marijuana cannabis for medical use pursuant to chapter 558-C, a person who is under 21 years of age may not possess marijuana cannabis. A person who is under 21 years of age who possesses a usable amount of marijuana cannabis commits a civil violation for which a fine of not less than \$350 and not more than \$600 must be adjudged for possession of up to 1 1/4 ounces of marijuana cannabis and a fine of not less than \$700 and not more than \$1,000 must be adjudged for possession of over 1 1/4 ounces to 2 1/2 ounces of marijuana cannabis, none of which may be suspended. For the purposes of this section, ~~marijuana has the same meaning as in Title 17-A, section 1101, subsection 1 "cannabis" includes the leaves, stems, flowers and seeds of all species of the plant genus cannabis, whether growing or not; but does not include the resin extracted from any part of such plant and every compound, manufacture, salt, derivative, mixture or preparation from such resin including hashish and does not include the mature stalks of such plant, fiber produced from such stalks, oil or cake made from the seeds of such plant, any other compound, manufacture, salt, derivative, mixture or preparation of such mature stalks, fiber, oil or cake or the sterilized seed of such plant that is incapable of germination. "Cannabis" does not include hemp as defined in Title 7, section 2231, subsection 1-A, paragraph D.~~

Sec. 3. 22 MRSA §2422, sub-§4, as amended by PL 2009, c. 631, §10 and affected by §51, is further amended to read:

4. Disqualifying drug offense. "Disqualifying drug offense" means a conviction for a violation of a state or federal controlled substance law that is a crime punishable by imprisonment for one year or more. It does not include:

- A. An offense for which the sentence, including any term of probation, incarceration or supervised release, was completed ~~40~~ 5 or more years earlier; ~~or~~

B. An offense that consisted of conduct that would have been permitted under this chapter; or

C. An offense that consisted of conduct that would be authorized under Title 28-B or that, if the person convicted of the offense had been acting under the authority of a license pursuant to Title 28-B, would have been authorized under Title 28-B.

Sec. 4. 28-B MRSA §102, sub-§15, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

15. Disqualifying drug offense. "Disqualifying drug offense" means a conviction for a violation of a state or federal controlled substance law that is a crime punishable by imprisonment for one year or more, except that "disqualifying drug offense" does not include:

A. An offense for which the sentence, including any term of probation, incarceration or supervised release, was completed ~~40~~ 5 or more years prior to the submission of an application for a license under this chapter; or

B. An offense that consisted of conduct that ~~is~~ would be authorized under chapter 3 this Title or that, if the person convicted of the offense had been acting under the authority of a license pursuant to this Title, would have been authorized under this Title.

Sec. 5. Maine Revised Statutes amended; revision clause. Wherever in the Maine Revised Statutes the word "marijuana" appears, it is amended to read "cannabis" and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes, except that the word "marijuana" is not amended to read "cannabis" in Title 17-A.

Sec. 6. Rules, forms, policies and publications. On or after the effective date of this section, when adopting or amending rules and developing or publishing forms, policies and publications, the Department of Administrative and Financial Services' office of marijuana policy and the Department of Health and Human Services shall replace references to "marijuana" with references to "cannabis."

See title page for effective date.

CHAPTER 670

H.P. 1414 - L.D. 1908

An Act To Limit Eligibility for Commercial Menhaden Fishing Licenses

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §6502-C, sub-§1-A is enacted to read:

1-A. Commercial menhaden fishing license eligibility in 2023. The commissioner may not issue a 2023 resident commercial menhaden fishing license or a 2023 nonresident commercial menhaden fishing license to an individual unless that individual:

A. Possessed a license to fish commercially for menhaden in at least 2 of the following 3 years, 2019, 2020 or 2021; and

B. According to department records, reported legal landings of menhaden of 25,000 pounds or more in at least one of the following 4 years, 2019, 2020, 2021 or 2022.

Documentation, acceptable to the department, showing that the landing requirement in this paragraph has been met must be submitted to the department by January 1, 2023.

Sec. 2. 12 MRSA §6502-C, sub-§1-B is enacted to read:

1-B. Commercial menhaden fishing license eligibility after 2023. The commissioner may not issue a resident commercial menhaden fishing license or a non-resident commercial menhaden fishing license to an individual in any year subsequent to 2023 unless that individual possessed that license in the previous calendar year.

Sec. 3. Report. By January 15, 2023, the Commissioner of Marine Resources shall submit a report to the joint standing committee of the Legislature having jurisdiction over marine resources matters with details on the implementation of the Maine Revised Statutes, Title 12, section 6502-C, subsections 1-A and 1-B. The committee has the authority to report out a bill to the 131st Legislature in 2023 based on the report.

See title page for effective date.

CHAPTER 671

S.P. 90 - L.D. 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

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §4722, sub-§1, ¶DD, as amended by PL 2019, c. 659, Pt. J, §1, is further amended by amending subparagraph (4) to read:

(4) Annually by every August 1st until and including August 1, ~~2025~~ 2030, the Maine State

Housing Authority shall review the report issued pursuant to Title 27, section 511, subsection 5, paragraph A to determine the percentage of the total aggregate square feet of completed projects that constitutes new affordable housing, rehabilitated and developed using:

- (a) Either of the income tax credits under Title 36, section 5219-BB, subsection 2; and
- (b) The income tax credit increase under Title 36, section 5219-BB, subsection 3.

If the total aggregate square feet of new affordable housing does not equal or exceed 30% of the total aggregate square feet of rehabilitated and developed completed projects eligible for a credit under Title 36, section 5219-BB, the Maine State Housing Authority and Maine Historic Preservation Commission shall notify the State Tax Assessor of this fact;

Sec. 2. 36 MRSA §5219-BB, sub-§1, ¶C, as amended by PL 2019, c. 659, Pt. J, §2, is further amended to read:

C. "Certified qualified rehabilitation expenditure" means a qualified rehabilitation expenditure, as defined by the Code, Section 47(c)(2), made on or after January 1, 2008 with respect to a certified historic structure, if:

- (1) For credits claimed under subsection 2, paragraph A, the United States Department of the Interior, National Park Service issues a determination on or before December 31, ~~2025~~ 2030 that the proposed rehabilitation of that structure meets the Secretary of the Interior's standards for rehabilitation, with or without conditions; or
- (2) For credits claimed under subsection 2, paragraph B, the Maine Historic Preservation Commission issues a determination on or before December 31, ~~2025~~ 2030 that the proposed rehabilitation of that structure meets the Secretary of the Interior's standards for rehabilitation, with or without conditions.

For purposes of subsection 2, paragraph B, qualified rehabilitation expenditures incurred in the certified rehabilitation of a certified historic structure located in the State do not include a requirement that the certified historic structure be substantially rehabilitated.

Sec. 3. Legislation. The Joint Standing Committee on Taxation may report out a bill to the Second Regular Session of the 130th Legislature related to the tax credit for the rehabilitation of historic properties es-

tablished in the Maine Revised Statutes, Title 36, section 5219-BB.

See title page for effective date.

CHAPTER 672

H.P. 1489 - L.D. 2003

An Act To Implement the Recommendations of the Commission To Increase Housing Opportunities in Maine by Studying Zoning and Land Use Restrictions

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §13056, sub-§7, as amended by PL 2003, c. 159, §3, is further amended to read:

7. Contract for services. When contracting for services, to the maximum extent feasible, seek to use the State's private sector resources in conducting studies, providing services and preparing publications; ~~and~~

Sec. 2. 5 MRSA §13056, sub-§8, as enacted by PL 2003, c. 159, §4, is amended to read:

8. Lead agency for business assistance in response to certain events. Be the lead agency for the State to provide information and business assistance to employers and businesses as part of the State's response to an event that causes the Department of Labor to carry out rapid-response activities as described in 29 United States Code, Sections 2801 to 2872 (2002); ~~and~~

Sec. 3. 5 MRSA §13056, sub-§9 is enacted to read:

9. Establish statewide housing production goals. Establish, in coordination with the Maine State Housing Authority, a statewide housing production goal that increases the availability and affordability of all types of housing in all parts of the State. The department shall establish regional housing production goals based on the statewide housing production goal. In establishing these goals, the department shall:

A. Establish measurable standards and benchmarks for success of the goals;

B. Consider information submitted to the department from municipalities about current or prospective housing developments and permits issued for the construction of housing; and

C. Consider any other information as necessary to meet the goals pursuant to this subsection.

Sec. 4. 30-A MRSA §4364 is enacted to read:

§4364. Affordable housing density

For an affordable housing development approved on or after July 1, 2023, a municipality with density requirements shall apply density requirements in accordance with this section.

1. Definition. For the purposes of this section, "affordable housing development" means:

A. For rental housing, a development in which a household whose income does not exceed 80% of the median income for the area as defined by the United States Department of Housing and Urban Development under the United States Housing Act of 1937, Public Law 75-412, 50 Stat. 888, Section 8, as amended, can afford a majority of the units that the developer designates as affordable without spending more than 30% of the household's monthly income on housing costs; and

B. For owned housing, a development in which a household whose income does not exceed 120% of the median income for the area as defined by the United States Department of Housing and Urban Development under the United States Housing Act of 1937, Public Law 75-412, 50 Stat. 888, Section 8, as amended, can afford a majority of the units that the developer designates as affordable without spending more than 30% of the household's monthly income on housing costs.

2. Density requirements. A municipality shall allow an affordable housing development where multi-family dwellings are allowed to have a dwelling unit density of at least 2 1/2 times the base density that is otherwise allowed in that location and may not require more than 2 off-street parking spaces for every 3 units. The development must be in a designated growth area of a municipality consistent with section 4349-A, subsection 1, paragraph A or B or the development must be served by a public, special district or other centrally managed water system and a public, special district or other comparable sewer system. The development must comply with minimum lot size requirements in accordance with Title 12, chapter 423-A, as applicable.

3. Long-term affordability. Before approving an affordable housing development, a municipality shall require that the owner of the affordable housing development have executed a restrictive covenant, recorded in the appropriate registry of deeds, for the benefit of and enforceable by a party acceptable to the municipality, to ensure that for at least 30 years after completion of construction:

A. For rental housing, occupancy of all of the units designated affordable in the development will remain limited to households at or below 80% of the local area median income at the time of initial occupancy; and

B. For owned housing, occupancy of all of the units designated affordable in the development will remain limited to households at or below 120% of

the local area median income at the time of initial occupancy.

4. Shoreland zoning. An affordable housing development must comply with shoreland zoning requirements established by the Department of Environmental Protection under Title 38, chapter 3 and municipal shoreland zoning ordinances.

5. Water and wastewater. The owner of an affordable housing development shall provide written verification to the municipality that each unit of the housing development is connected to adequate water and wastewater services before the municipality may certify the development for occupancy. Written verification under this subsection must include:

A. If a housing unit is connected to a public, special district or other comparable sewer system, proof of adequate service to support any additional flow created by the unit and proof of payment for the connection to the sewer system;

B. If a housing unit is connected to a septic system, proof of adequate sewage disposal for subsurface wastewater. The septic system must be verified as adequate by a local plumbing inspector under section 4221. Plans for subsurface wastewater disposal must be prepared by a licensed site evaluator in accordance with subsurface wastewater disposal rules adopted under Title 22, section 42;

C. If a housing unit is connected to a public, special district or other centrally managed water system, proof of adequate service to support any additional flow created by the unit, proof of payment for the connection and the volume and supply of water required for the unit; and

D. If a housing unit is connected to a well, proof of access to potable water. Any tests of an existing well or proposed well must indicate that the water supply is potable and acceptable for domestic use.

6. Subdivision requirements. This section may not be construed to exempt a subdivider from the requirements for division of a tract or parcel of land in accordance with subchapter 4.

7. Restrictive covenants. This section may not be construed to interfere with, abrogate or annul the validity or enforceability of any valid and enforceable easement, covenant, deed restriction or other agreement or instrument between private parties that imposes greater restrictions than those provided in this section, as long as the agreement does not abrogate rights under the United States Constitution or the Constitution of Maine.

8. Rules. The Department of Economic and Community Development shall adopt rules to administer and enforce this section. The department shall consult with the Department of Agriculture, Conservation and Forestry in adopting rules pursuant to this subsection. The rules must include criteria for a municipality to use in

calculating housing costs. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 5. 30-A MRSA §4364-A is enacted to read:

§4364-A. Residential areas, generally; up to 4 dwelling units allowed

1. Use allowed. Notwithstanding any provision of law to the contrary, except as provided in Title 12, chapter 423-A, for any area in which housing is allowed, a municipality shall allow structures with up to 2 dwelling units per lot if that lot does not contain an existing dwelling unit, except that a municipality shall allow up to 4 dwelling units per lot if that lot does not contain an existing dwelling unit and the lot is located in a designated growth area within a municipality consistent with section 4349-A, subsection 1, paragraph A or B or if the lot is served by a public, special district or other centrally managed water system and a public, special district or other comparable sewer system in a municipality without a comprehensive plan.

A municipality shall allow on a lot with one existing dwelling unit the addition of up to 2 dwelling units: one additional dwelling unit within or attached to an existing structure or one additional detached dwelling unit, or one of each.

A municipality may allow more units than the number required to be allowed by this subsection.

2. Zoning requirements. With respect to dwelling units allowed under this section, municipal zoning ordinances must comply with the following conditions.

A. If more than one dwelling unit has been constructed on a lot as a result of the allowance under this section or section 4364-B, the lot is not eligible for any additional increases in density except as allowed by the municipality.

B. A municipal zoning ordinance may establish a prohibition or an allowance for lots where a dwelling unit in existence after July 1, 2023 is torn down and an empty lot results.

3. General requirements. A municipal ordinance may not establish dimensional requirements or setback requirements for dwelling units allowed under this section that are greater than dimensional requirements or setback requirements for single-family housing units, except that a municipal ordinance may establish requirements for a lot area per dwelling unit as long as the required lot area for subsequent units on a lot is not greater than the required lot area for the first unit.

4. Water and wastewater. The owner of a housing structure must provide written verification to the municipality that the structure is connected to adequate water and wastewater services before the municipality

may certify the structure for occupancy. Written verification under this subsection must include:

A. If a housing structure is connected to a public, special district or other comparable sewer system, proof of adequate service to support any additional flow created by the structure and proof of payment for the connection to the sewer system;

B. If a housing structure is connected to a septic system, proof of adequate sewage disposal for subsurface wastewater. The septic system must be verified as adequate by a local plumbing inspector under section 4221. Plans for subsurface wastewater disposal must be prepared by a licensed site evaluator in accordance with subsurface wastewater disposal rules adopted under Title 22, section 42;

C. If a housing structure is connected to a public, special district or other centrally managed water system, proof of adequate service to support any additional flow created by the structure, proof of payment for the connection and the volume and supply of water required for the structure; and

D. If a housing structure is connected to a well, proof of access to potable water. Any tests of an existing well or proposed well must indicate that the water supply is potable and acceptable for domestic use.

5. Municipal implementation. In adopting an ordinance, a municipality may:

A. Establish an application and permitting process for housing structures;

B. Impose fines for violations of building, zoning and utility requirements for housing structures; and

C. Establish alternative criteria that are less restrictive than the requirements of subsection 4 for the approval of a housing structure only in circumstances in which the municipality would be able to provide a variance under section 4353, subsection 4, 4-A, 4-B or 4-C.

6. Shoreland zoning. A housing structure must comply with shoreland zoning requirements established by the Department of Environmental Protection under Title 38, chapter 3 and municipal shoreland zoning ordinances.

7. Subdivision requirements. This section may not be construed to exempt a subdivider from the requirements for division of a tract or parcel of land in accordance with subchapter 4.

8. Restrictive covenants. This section may not be construed to interfere with, abrogate or annul the validity or enforceability of any valid and enforceable easement, covenant, deed restriction or other agreement or instrument between private parties that imposes greater restrictions than those provided in this section, as long

as the agreement does not abrogate rights under the United States Constitution or the Constitution of Maine.

9. Rules. The Department of Economic and Community Development may adopt rules to administer and enforce this section. The department shall consult with the Department of Agriculture, Conservation and Forestry in adopting rules pursuant to this subsection. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

10. Implementation. A municipality is not required to implement the requirements of this section until July 1, 2023.

Sec. 6. 30-A MRS §4364-B is enacted to read:

§4364-B. Accessory dwelling units

1. Use permitted. Except as provided in Title 12, chapter 423-A, a municipality shall allow an accessory dwelling unit to be located on the same lot as a single-family dwelling unit in any area in which housing is permitted.

2. Restrictions. An accessory dwelling unit may be constructed only:

- A. Within an existing dwelling unit on the lot;
- B. Attached to or sharing a wall with a single-family dwelling unit; or
- C. As a new structure on the lot for the primary purpose of creating an accessory dwelling unit.

This subsection does not restrict the construction or permitting of accessory dwelling units constructed and certified for occupancy prior to July 1, 2023.

3. Zoning requirements. With respect to accessory dwelling units, municipal zoning ordinances must comply with the following conditions:

- A. At least one accessory dwelling unit must be allowed on any lot where a single-family dwelling unit is the principal structure; and
- B. If more than one accessory dwelling unit has been constructed on a lot as a result of the allowance under this section or section 4364-A, the lot is not eligible for any additional increases in density except as allowed by the municipality.

4. General requirements. With respect to accessory dwelling units, municipalities shall comply with the following conditions.

- A. A municipality shall exempt an accessory dwelling unit from any density requirements or calculations related to the area in which the accessory dwelling unit is constructed.
- B. For an accessory dwelling unit located within the same structure as a single-family dwelling unit

or attached to or sharing a wall with a single-family dwelling unit, the setback requirements and dimensional requirements must be the same as the setback requirements and dimensional requirements of the single-family dwelling unit, except for an accessory dwelling unit permitted in an existing accessory building or secondary building or garage as of July 1, 2023, in which case the requisite setback requirements for such a structure apply. A municipality may establish more permissive dimensional and set back requirements for an accessory dwelling unit.

C. An accessory dwelling unit may not be subject to any additional parking requirements beyond the parking requirements of the single-family dwelling unit on the lot where the accessory dwelling unit is located.

5. Shoreland zoning. An accessory dwelling unit must comply with shoreland zoning requirements established by the Department of Environmental Protection under Title 38, chapter 3 and municipal shoreland zoning ordinances.

6. Size requirements. An accessory dwelling unit must meet a minimum size of 190 square feet. If the Technical Building Codes and Standards Board under Title 10, section 9722 adopts a different minimum size, that standard applies. A municipality may impose a maximum size for an accessory dwelling unit.

7. Water and wastewater. The owner of an accessory dwelling unit must provide written verification to the municipality that the accessory dwelling unit is connected to adequate water and wastewater services before the municipality may certify the accessory dwelling unit for occupancy. Written verification under this subsection must include:

A. If an accessory dwelling unit is connected to a public, special district or other comparable sewer system, proof of adequate service to support any additional flow created by the accessory dwelling unit and proof of payment for the connection to the sewer system;

B. If an accessory dwelling unit is connected to a septic system, proof of adequate sewage disposal for subsurface wastewater. The septic system must be verified as adequate by a local plumbing inspector under section 4221. Plans for subsurface wastewater disposal must be prepared by a licensed site evaluator in accordance with subsurface wastewater disposal rules adopted under Title 22, section 42;

C. If an accessory dwelling unit is connected to a public, special district or other centrally managed water system, proof of adequate service to support any additional flow created by the accessory dwelling unit, proof of payment for the connection and

the volume and supply of water required for the accessory dwelling unit; and

D. If an accessory dwelling unit is connected to a well, proof of access to potable water. Any tests of an existing well or proposed well must indicate that the water supply is potable and acceptable for domestic use.

8. Municipal implementation. In adopting an ordinance under this section, a municipality may:

A. Establish an application and permitting process for accessory dwelling units;

B. Impose fines for violations of building, zoning and utility requirements for accessory dwelling units; and

C. Establish alternative criteria that are less restrictive than the requirements of subsections 4, 5, 6 and 7 for the approval of an accessory dwelling unit only in circumstances in which the municipality would be able to provide a variance under section 4353, subsection 4, 4-A, 4-B or 4-C.

9. Rate of growth ordinance. A permit issued by a municipality for an accessory dwelling unit does not count as a permit issued toward a municipality's rate of growth ordinance as described in section 4360.

10. Subdivision requirements. This section may not be construed to exempt a subdivider from the requirements for division of a tract or parcel of land in accordance with subchapter 4.

11. Restrictive covenants. This section may not be construed to interfere with, abrogate or annul the validity or enforceability of any valid or enforceable easement, covenant, deed restriction or other agreement or instrument between private parties that imposes greater restrictions than those provided in this section, as long as the agreement does not abrogate rights under the United States Constitution or the Constitution of Maine.

12. Rules. The Department of Economic and Community Development may adopt rules to administer and enforce this section. The department shall consult with the Department of Agriculture, Conservation and Forestry in adopting rules pursuant to this subsection. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

13. Implementation. A municipality is not required to implement the requirements of this section until July 1, 2023.

Sec. 7. 30-A MRSA §4364-C is enacted to read:

§4364-C. Municipal role in statewide housing production goals

This section governs the responsibilities and roles of municipalities in achieving the statewide and regional housing production goals set by the Department of Economic and Community Development in Title 5, section 13056, subsection 9.

1. Fair housing and nondiscrimination. A municipality shall ensure that ordinances and regulations are designed to affirmatively further the purposes of the federal Fair Housing Act, 42 United States Code, Chapter 45, as amended, and the Maine Human Rights Act to achieve the statewide or regional housing production goal.

2. Municipalities may regulate short-term rentals. A municipality may establish and enforce regulations regarding short-term rental units in order to achieve the statewide or regional housing production goal. For the purposes of this subsection, "short-term rental unit" means living quarters offered for rental through a transient rental platform as defined by Title 36, section 1752, subsection 20-C.

See title page for effective date.

CHAPTER 673

H.P. 1501 - L.D. 2019

An Act To Require the Registration of Adjuvants in the State and To Regulate the Distribution of Pesticides with Perfluoroalkyl and Polyfluoroalkyl Substances

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 7 MRSA §604, sub-§22-A is enacted to read:

22-A. Perfluoroalkyl and polyfluoroalkyl substances or PFAS. "Perfluoroalkyl and polyfluoroalkyl substances" or "PFAS" has the same meaning as in Title 32, section 1732, subsection 5-A.

Sec. 2. 7 MRSA §604, sub-§25, as amended by PL 2005, c. 620, §3, is repealed and the following enacted in its place:

25. Pesticide. "Pesticide" means:

A. Any substance or mixture of substances intended for preventing, destroying, repelling or mitigating any pests;

B. Any substance or mixture of substances intended for use as a plant regulator, defoliant or desiccant; and

C. Any substance or mixture of substances intended to be used as a spray adjuvant.

"Pesticide" includes a highly toxic pesticide.

Sec. 3. 7 MRSA §604, sub-§31-A is enacted to read:

31-A. Spray adjuvant. "Spray adjuvant" means any wetting agent, spreading agent, sticker, deposit builder, adhesive, emulsifying agent, deflocculating agent, water modifier or similar agent that is intended to be used with any other pesticide as an aid to the application or the effect of it and that is in a package or container separate from that of the other pesticide.

Sec. 4. 7 MRSA §606, sub-§1, as amended by PL 2021, c. 105, §§1 to 3, is further amended to read:

1. Unlawful distribution. A person may not distribute in the State any of the following:

- A. A pesticide that has not been registered pursuant to the provisions of this subchapter;
- B. A pesticide if any of the claims made for it or any of the directions for its use or other labeling differs from the representations made in connection with its registration, or if the composition of a pesticide differs from its composition as represented in connection with its registration; a change in the labeling or formulation of a pesticide may be made within a registration period without requiring reregistration of the product if the registration is amended to reflect that change and if that change will not violate any provision of FIFRA or this subchapter;
- C. A pesticide unless it is in the registrant's or the manufacturer's unbroken immediate container and there is affixed to the container, and to the outside container or wrapper of the retail package, if there is one, through which the required information on the immediate container cannot be clearly read, a label bearing the information required in this subchapter and rules adopted under this subchapter;
- D. A pesticide that has not been colored or discolored pursuant to section 610, subsection 1, paragraph D;
- E. A pesticide that is adulterated or misbranded or any device that is misbranded;
- F. A pesticide in containers that are unsafe due to damage; ~~or~~
- G. Beginning January 1, 2022, a pesticide containing chlorpyrifos as an active ingredient; ~~or~~
- H. A pesticide that has been contaminated by perfluoroalkyl and polyfluoroalkyl substances; or
- I. Beginning January 1, 2030, a pesticide that contains intentionally added PFAS that may not be sold or distributed pursuant to Title 38, section 1614, subsection 5, paragraph D.

Sec. 5. 7 MRSA §606, sub-§2, as amended by PL 2005, c. 620, §5, is further amended to read:

2. Unlawful alteration, misuse, divulging of formulas, transportation, disposal and noncompliance.

A person may not:

A. Detach, alter, deface or destroy, wholly or in part, any label or labeling provided for in this subchapter or rules adopted under this subchapter;

A-1. Add any substance to or take any substance from a pesticide in a manner that may defeat the purpose of this subchapter or rules adopted under this subchapter;

B. Use or cause to be used any pesticide in a manner inconsistent with its labeling or with rules of the board, if those rules further restrict the uses provided on the labeling;

C. Use for that person's own advantage or reveal, other than to the board or proper officials or employees of the state or federal executive agencies, to the courts of this State or of the United States in response to a subpoena, to physicians, or in emergencies to pharmacists and other qualified persons for use in the preparation of antidotes, any information relative to formulas of products acquired by authority of section 607 or any information judged by the board to contain or relate to trade secrets or commercial or financial information obtained by authority of this subchapter and marked as privileged or confidential by the registrant;

D. Handle, transport, store, display or distribute pesticides in such a manner as to endanger human beings or their environment or to endanger food, feed or any other products that may be transported, stored, displayed or distributed with such pesticides;

E. Dispose of, discard or store any pesticides or pesticide containers in such a manner as may cause injury to humans, vegetation, crops, livestock, wildlife or beneficial insects or pollute any water supply or waterway;

F. Refuse or otherwise fail to comply with the provisions of this subchapter, the rules adopted under this subchapter, or any lawful order of the board; ~~or~~

G. Apply pesticides in a manner inconsistent with rules for pesticide application adopted by the board; ~~or~~

H. Use or cause to be used any pesticide container inconsistent with rules for pesticide containers adopted by the board.

Sec. 6. Board of Pesticides Control; rules.

The Department of Agriculture, Conservation and Forestry, Board of Pesticides Control shall adopt rules regulating pesticide containers as authorized in the Maine Revised Statutes, Title 7, section 606, subsection 2, paragraph H no later than January 1, 2023. Rules adopted

pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 7. Appropriations and allocations. The following appropriations and allocations are made.

AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF

Office of the Commissioner 0401

Initiative: Provides allocations for position technology and STA-CAP costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$11,502
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$11,502

Pesticides Control - Board of 0287

Initiative: Provides allocations for one Environmental Specialist III position, one part-time Environmental Specialist II position, one part-time Office Associate II position and associated All Other costs.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
POSITIONS - FTE COUNT	0.000	1.000
Personal Services	\$0	\$168,311
All Other	\$0	\$10,500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$178,811

AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF

DEPARTMENT TOTALS	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS	\$0	\$190,313
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$190,313

See title page for effective date.

**CHAPTER 674
H.P. 966 - L.D. 1310**

An Act Regarding a Post-judgment Motion To Seal the Criminal History Record Information for Certain Criminal Convictions

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 15 MRSA c. 310-A is enacted to read:

CHAPTER 310-A

POST-JUDGMENT MOTION TO SEAL CRIMINAL HISTORY RECORD

§2261. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Administration of criminal justice. "Administration of criminal justice" has the same meaning as in Title 16, section 703, subsection 1.

2. Another jurisdiction. "Another jurisdiction" has the same meaning as in Title 17-A, section 2, subsection 3-B.

3. Criminal history record information. "Criminal history record information" has the same meaning as in Title 16, section 703, subsection 3.

4. Criminal justice agency. "Criminal justice agency" has the same meaning as in Title 16, section 703, subsection 4.

5. Dissemination. "Dissemination" has the same meaning as in Title 16, section 703, subsection 6.

6. Eligible criminal conviction. "Eligible criminal conviction" means a conviction for a current or former Class E crime, except a conviction for a current or former Class E crime under Title 17-A, chapter 11.

7. Sealed record. "Sealed record" means the criminal history record information relating to a specific criminal conviction that a court has ordered to be sealed under section 2264.

§2262. Statutory prerequisites for sealing criminal history record information

Criminal history record information relating to a specific criminal conviction may be sealed under this chapter only if:

1. Eligible criminal conviction. The criminal conviction is an eligible criminal conviction;

2. Time since sentence fully satisfied. At least 4 years have passed since the person has fully satisfied each of the sentencing alternatives imposed under Title 17-A, section 1502, subsection 2 for the eligible criminal conviction;

3. Other convictions in this State. The person has not been convicted of another crime in this State and has not had a criminal charge dismissed as a result of a deferred disposition pursuant to Title 17-A, former chapter 54-F or Title 17-A, chapter 67, subchapter 4 since the time at which the person fully satisfied each of the sentencing alternatives imposed under Title 17-A, section 1502, subsection 2 for the person's most

recent eligible criminal conviction up until the time of the order:

4. Convictions in another jurisdiction. The person has not been convicted of a crime in another jurisdiction since the time at which the person fully satisfied each of the sentencing alternatives imposed under Title 17-A, section 1502, subsection 2 for the person's most recent eligible criminal conviction up until the time of the order:

5. Pending criminal charges. The person does not have any presently pending criminal charges in this State or in another jurisdiction; and

6. Age of person at time of commission. At the time of the commission of the crime underlying the eligible criminal conviction, the person had in fact attained 18 years of age but had not attained 28 years of age.

§2263. Motion; persons who may file

A person may file a written motion seeking a court order sealing the person's criminal history record information relating to a specific criminal conviction in the underlying criminal proceeding based on a court determination that the person satisfies the statutory prerequisites specified in section 2262. The written motion must briefly address each of the statutory prerequisites.

§2264. Motion and hearing; process

1. Filing motion. A motion filed pursuant to section 2263 must be filed in the underlying criminal proceeding. After the motion is filed, the clerk shall set the motion for hearing.

2. Counsel. The person filing a motion pursuant to section 2263 has the right to be represented by counsel but is not entitled to assignment of counsel at state expense.

3. Representation of State. The prosecutorial office that represented the State in the underlying criminal proceeding may represent the State for purposes of this chapter. On a case-by-case basis, a different prosecutorial office may represent the State on agreement between the 2 prosecutorial offices.

4. Evidence. The Maine Rules of Evidence do not apply to a hearing on a motion under this section. Evidence presented by the participants at the hearing may include testimony, affidavits and other reliable hearsay evidence as permitted by the court.

5. Hearing; order; written findings. The court shall hold a hearing on a motion filed under this section. At the conclusion of the hearing, if the court determines that the person who filed the motion has established by a preponderance of the evidence each of the statutory prerequisites specified in section 2262, the court shall grant the motion and shall issue a written order sealing the criminal history record information of the eligible criminal conviction that was the subject of the motion.

If, at the conclusion of the hearing, the court determines that the person has not established one or more of the statutory prerequisites specified in section 2262, the court shall issue a written order denying the motion. The order must contain written findings of fact supporting the court's determination. A copy of the court's written order must be provided to the person and the prosecutorial office that represented the State pursuant to subsection 3.

6. Notice to State Bureau of Identification. If the court issues an order under subsection 5 that includes the sealing of a criminal conviction maintained by the State Bureau of Identification pursuant to Title 25, section 1541 and previously transmitted by the court pursuant to Title 25, section 1547, the court shall electronically transmit notice of the court's order to the Department of Public Safety, Bureau of State Police, State Bureau of Identification. Upon receipt of the notice, the State Bureau of Identification shall promptly amend its records relating to the person's eligible criminal conviction to reflect that the criminal history record information relating to that criminal conviction is sealed and that dissemination is governed by section 2265. The State Bureau of Identification shall send notification of compliance with this subsection to the person's last known address.

7. Subsequent new criminal conviction; automatic loss of eligibility; person's duty to notify. Notwithstanding a court order sealing the criminal history record information pursuant to subsection 5, if at any time subsequent to the court's order the person is convicted of a new crime in this State or in another jurisdiction, the criminal history record information must be unsealed.

A. In the event of a new criminal conviction, the person shall promptly file a written notice in the underlying criminal proceeding of the person's disqualification from eligibility, identifying the new conviction, including the jurisdiction, court and docket number of the new criminal proceeding. If the person fails to file the required written notice and the court learns of the existence of the new criminal conviction, the court shall notify the person of the apparent existence of the new conviction and offer the person an opportunity to request a hearing to contest the fact of a new conviction.

B. If the person requests a hearing under paragraph A, the court shall, after giving notice to the person and the appropriate prosecutorial office, hold a hearing. At the hearing, the person has the burden of proving by clear and convincing evidence that the person has not been convicted of a crime subsequent to issuance of the sealing order. At the conclusion of the hearing, if the court determines that the person has not satisfied the burden of proof, it shall find that the person has been newly convicted of the crime and as a consequence is no

longer eligible for the sealing order and shall issue a written order unsealing the criminal history record information, with written findings of fact. If, at the conclusion of the hearing, the court determines that the person has satisfied the burden of proof, it shall find that the person has not been convicted of the new crime and issue a written order certifying this determination. A copy of the court's written order must be provided to the person and the prosecutorial office that represented the State.

C. If the person does not request a hearing under paragraph A, the court shall determine that the person has not satisfied the burden of proof and the court shall find that the person has been convicted of the new crime and as a consequence is no longer eligible for the sealing order and shall issue a written order unsealing the criminal history record information, with written findings of fact. A copy of the court's written order must be provided to the person and the prosecutorial office that represented the State.

8. Notice of new crime. If the court orders the unsealing of the record under this section, the court shall electronically transmit notice of the court's order to the Department of Public Safety, Bureau of State Police, State Bureau of Identification. The State Bureau of Identification upon receipt of the notice shall promptly amend its records relating to the person's criminal history record information relating to that criminal conviction to unseal the record. The State Bureau of Identification shall send notification of compliance with that requirement to the person's last known address.

§2265. Special restrictions on dissemination and use of criminal history record information

Notwithstanding Title 16, section 704, the criminal history record information relating to a criminal conviction sealed under section 2264 is confidential, must be treated as confidential criminal history record information for the purposes of dissemination to the public under Title 16, section 705 and may not be disseminated by a criminal justice agency, whether directly or through any intermediary, except as provided in Title 16, section 705 and as set out in this section. In addition to the dissemination authorized by Title 16, section 705, a criminal justice agency may disseminate the sealed criminal history record information to:

1. Subject of conviction. The person who is the subject of the criminal conviction or that person's designee;

2. Criminal justice agency. A criminal justice agency for the purpose of the administration of criminal justice and criminal justice agency employment. For the purposes of this subsection, dissemination to a criminal justice agency for the purpose of the administration of criminal justice includes:

A. Dissemination and use of the criminal history record information relating to the sealed record by an attorney for the State or for another jurisdiction as part of a prosecution of the person for a new crime, including use in a charging instrument or other public court document and in open court; and

B. Dissemination and use of the criminal history record information relating to the sealed record as permitted by the Maine Rules of Evidence and to comply with discovery requirements of the Maine Rules of Civil Procedure and the Maine Rules of Unified Criminal Procedure;

3. Secretary of State. The Secretary of State to ensure compliance with state and federal motor vehicle laws;

4. Victims. The victim or victims of the crime related to the conviction or:

A. If the victim is a minor, to the parent or parents, guardian or legal custodian of the victim; or

B. If the victim cannot act on the victim's own behalf due to death, age, physical or mental disease or disorder, intellectual disability or autism or other reason, to an immediate family member, guardian, legal custodian or attorney representing the victim;

5. Financial services regulatory agencies. The Department of Professional and Financial Regulation, Bureau of Insurance, Bureau of Consumer Credit Protection, Bureau of Financial Institutions and Office of Securities to ensure compliance with Titles 9-A, 9-B, 10, 24, 24-A and 32, as applicable, and any state or federal requirement to perform criminal background checks by those agencies;

6. Professional licensing agencies. Licensing agencies conducting criminal history record checks for licensees, registrants and applicants for licensure or registration by the agencies; licensing agencies performing regulatory functions enumerated in Title 5, section 5303, subsection 2; and the State Board of Veterinary Medicine pursuant to Title 32, chapter 71-A to conduct a background check for a licensee;

7. Financial institutions. A financial institution if the financial institution is required by federal or state law, regulation or rule to conduct a criminal history record check for the position for which a prospective employee or prospective board member is applying; or

8. Subject to fingerprinting. An entity that is required by federal or state law to conduct a fingerprint-based criminal history record check pursuant to Title 25, section 1542-A.

§2266. Limited disclosure of eligible criminal conviction

A person whose eligible criminal conviction is the subject of a sealing order under section 2264 may re-

spond to inquiries from persons other than criminal justice agencies and other than entities that are authorized to obtain the sealed criminal history record information under section 2265 by not disclosing the existence of the eligible criminal conviction without being subject to any sanctions under the laws of this State. Other than when responding to criminal justice agencies or when under oath while being prosecuted for a subsequent crime, a person whose criminal conviction is sealed does not violate Title 17-A, section 451, 452 or 453 by not disclosing the sealed criminal conviction.

§2267. Review of determination of eligibility; review of determination of subsequent criminal conviction

A written order entered under section 2264, subsection 5 or 7 may be reviewed by the Supreme Judicial Court.

1. Appeal by person. A person aggrieved by a written order under section 2264, subsection 5 or 7 may not appeal as of right. The time for taking the appeal and the manner and any conditions for the taking of the appeal are as the Supreme Judicial Court provides by rule.

2. Appeal by State. If the State is aggrieved by a written order under section 2264, subsection 5 or 7, it may appeal as of right, and a certificate of approval by the Attorney General is not required. The time for taking the appeal and the manner and any conditions for the taking of the appeal are as the Supreme Judicial Court provides by rule.

§2268. Eligible criminal conviction sealed under former chapter 310

Notwithstanding Title 16, section 704, the criminal history record information relating to a criminal conviction for which the court has determined the person is entitled to special restrictions on dissemination and use under former section 2254 is confidential and may not be disseminated by a criminal justice agency, whether directly or through any intermediary, except to the person who is the subject of the criminal conviction or that person's designee and to a criminal justice agency for the purpose of the administration of criminal justice and criminal justice agency employment. For the purposes of this section, dissemination to a criminal justice agency for the purpose of the administration of criminal justice includes dissemination and use of the criminal history record information relating to the qualifying criminal conviction by an attorney for the State or for another jurisdiction as part of a prosecution of the person for a new crime, including use in a charging instrument or other public court document and in open court.

Section 2264, subsection 7 applies to a criminal conviction for which the court has determined the person is entitled to special restrictions on dissemination and use under former section 2254 if the person is convicted of a new crime.

§2269. Violation

A person who, in violation of section 2265 or 2268, intentionally disseminates sealed criminal history record information relating to a criminal conviction knowing it to be in violation of section 2265 or 2268 is guilty of unlawful dissemination of sealed records. Violation of this section is a Class E crime.

See title page for effective date.

CHAPTER 675

S.P. 710 - L.D. 1979

**An Act Regarding the
Development of
Comprehensive River Resource
Management Plans**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §407, as amended by PL 2011, c. 655, Pt. EE, §17 and affected by §30 and amended by c. 657, Pt. W, §5, is further amended to read:

§407. Comprehensive river resource management plans

The Department of Agriculture, Conservation and Forestry, with assistance from the Department of Inland Fisheries and Wildlife, the Department of Marine Resources, the Department of Environmental Protection, the Governor's Energy Office and other state agencies as needed, shall develop, subject to the Maine Administrative Procedure Act, Title 5, chapter 375, a comprehensive river resource management plan for each watershed with a hydropower project licensed under the Federal Power Act or to be licensed under the Federal Power Act. These plans must provide a basis for state agency comments, recommendations and permitting decisions and at a minimum include, as applicable, minimum flows, impoundment level regimes, upstream and downstream fish passage, maintenance of aquatic habitat and habitat productivity, public access and recreational opportunities. These plans must update, complement and, after public notice, comment and hearings in the watershed, be adopted as components of the State's comprehensive rivers management plan. A comprehensive river resource management plan adopted under this section is a major substantive rule as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. Department of Environmental Protection; evaluation of comprehensive river resource management plan development process. The Department of Environmental Protection, in consultation with the Department of Agriculture, Conservation and Forestry, the Department of Inland Fisheries

and Wildlife, the Department of Economic and Community Development, the Department of Marine Resources, the Governor's Energy Office and other state agencies as needed, shall evaluate the current process for the development of comprehensive river resource management plans established under the Maine Revised Statutes, Title 12, section 407 to develop findings and recommendations that, at a minimum:

1. Identify the agency or agencies that are best positioned to provide appropriate oversight of the plan development and update process;
2. Identify the staffing and resources necessary to allow for the timely development and update of the plans required by Title 12, section 407;
3. Determine the methods by which the plan development and update process can best provide and account for public participation and input; and
4. Provide any other recommendations for the improvement or clarification of the existing process in Title 12, section 407, which may include, but are not limited to, a proposed schedule for the development or update of plans for each watershed for which a plan is required under Title 12, section 407 and an evaluation of options for legislative involvement in the development or update of the plans or legislative review of proposed plans prior to adoption.

On or before January 15, 2023, the Department of Environmental Protection shall submit to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters a report outlining its findings and recommendations developed pursuant to this section, including any proposed legislation. After reviewing the report, the joint standing committee may report out legislation relating to the report to the 131st Legislature in 2023.

See title page for effective date.

CHAPTER 676
H.P. 1516 - L.D. 2034

**An Act To Correct
Inconsistencies, Conflicts and
Errors in the Laws of Maine**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, acts of this and previous Legislatures have resulted in certain technical inconsistencies, conflicts and errors in the laws of Maine; and

Whereas, these inconsistencies, conflicts and errors create uncertainties and confusion in interpreting legislative intent; and

Whereas, it is vitally necessary that these uncertainties and this confusion be resolved in order to prevent any injustice or hardship to the citizens of Maine; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 4 MRSA §18-B, sub-§7, as amended by PL 2021, c. 245, Pt. G, §1 and c. 329, §2, is repealed and the following enacted in its place:

7. Authority and fees. The Judicial Department is authorized to refer cases to the Court Alternative Dispute Resolution Service for mediation and, when a court refers case types or individual cases to the Court Alternative Dispute Resolution Service for mediation, the court shall assess the parties a fee to be apportioned equally among the parties, unless the court otherwise directs. The fee must be deposited in the dedicated account created in subsection 8.

A party may file an in forma pauperis application for waiver of fee. If the court finds that the party does not have sufficient funds to pay the fee, it shall order the fee waived.

Sec. A-2. 4 MRSA §1051, as repealed and replaced by PL 2021, c. 140, §1 and c. 293, Pt. A, §1, is repealed and the following enacted in its place:

§1051. Legal holidays

Court may not be held on Sunday or any day designated for the annual Thanksgiving; New Year's Day, January 1st; Martin Luther King, Jr., Day, the 3rd Monday in January; Washington's Birthday, the 3rd Monday in February; Patriot's Day, the 3rd Monday in April; Memorial Day, the last Monday in May, but if the Federal Government designates May 30th as the date for observance of Memorial Day, the 30th of May; Juneteenth, June 19th; the 4th of July; Labor Day, the first Monday of September; Indigenous Peoples Day, the 2nd Monday in October; Veterans Day, November 11th; or on Christmas Day. The Chief Justice of the Supreme Judicial Court may order that court be held on a legal holiday when the Chief Justice finds that the interests of justice and judicial economy in any particular case will be served. The public offices in county buildings may be closed to business on the holidays named in this section. When any one of the holidays named in this section falls on Sunday, the Monday following must be observed as a holiday, with all the privileges applying to any of the days named in this section.

Sec. A-3. 4 MRSA §1802, sub-§4, as amended by PL 2019, c. 427, §§1 and 2, is further amended by amending the first blocked paragraph to read:

"Indigent legal services" does not include the services of a guardian ad litem appointed pursuant to Title 22, section ~~4105~~ 4005, subsection 1.

Sec. A-4. 5 MRSA §6207, sub-§3, as amended by PL 2021, c. 398, Pt. FFFF, §5 and c. 409, §3, is repealed and the following enacted in its place:

3. Priorities. Whenever possible, the Land for Maine's Future Fund and the Public Access to Maine Waters Fund must be used for land acquisition projects when matching funds are available from cooperating entities, as long as the proposed acquisition meets all other criteria set forth in this chapter. For acquisitions funded by the Land for Maine's Future Fund, the board shall give priority to projects that conserve lands with multiple outstanding resource or recreation values or a single exceptional value, that help the State's natural ecosystems, wildlife and natural resource-based economies adapt to a changing climate, that provide geographic representation and that build upon or connect existing holdings.

A. When evaluating projects to be funded, the board shall give a preferential consideration to projects that conserve lands that have been determined by the Department of Inland Fisheries and Wildlife to be important for conserving deer in northern, eastern and western Maine. To be given preferential consideration under this paragraph, a project must result in the acquisition of a fee interest or an easement interest in the land, the department's holding the interest in the land and the department's managing the land area as a wildlife management area, as defined in Title 12, section 10001, subsection 74, with deer conservation as the highest management priority. Only projects that satisfy the requirements of this paragraph may be given preferential consideration. Nothing in this paragraph limits the ability of the board to use the Land for Maine's Future Fund to fund other projects that may also help conserve deer or deer habitat but that do not receive preferential consideration under this paragraph.

When acquiring land or interest in land, the board shall examine public vehicular access rights to the land and, whenever possible and appropriate, acquire guaranteed public vehicular access as part of the acquisition.

Sec. A-5. 5 MRSA §7506, sub-§5, as enacted by PL 2021, c. 155, §3, is amended to read:

5. Rules. The commission may adopt rules necessary to carry out the purposes of this section. Rules adopted under this subsection are routine technical rules as defined in ~~Title 5~~, chapter 375, subchapter 2-A.

Sec. A-6. 5 MRSA §13073-A, sub-§4, as enacted by PL 1999, c. 731, Pt. VVV, §2, is amended to read:

4. Competitive procedure. Funds must be ~~dispersed~~ disbursed in accordance with a competitive, quality-based selection procedure as established and administered by the department.

Sec. A-7. 5 MRSA §13073-C, sub-§3, as enacted by PL 2021, c. 319, §1, is amended to read:

3. Competitive procedure. Funds must be ~~dispersed~~ disbursed in accordance with a competitive, quality-based selection procedure as established and administered by the department.

Sec. A-8. 9-A MRSA §4-107, sub-§2, as enacted by PL 1973, c. 762, §1, is amended to read:

2. A creditor who provides consumer credit insurance in relation to open end credit may calculate the charge to the consumer in each billing cycle by applying the current premium rate to the unpaid balance of debt in the same manner as is permitted with respect to finance charges by the provisions on finance charges for consumer credit sales pursuant to open end credit, section ~~2-202~~ 2-202.

Sec. A-9. 9-A MRSA §4-403, sub-§3, as enacted by PL 1997, c. 315, §8, is repealed.

Sec. A-10. 9-A MRSA §4-403, sub-§4, as enacted by PL 1997, c. 315, §8, is repealed.

Sec. A-11. 9-A MRSA §11-106, sub-§1, ¶E, as enacted by PL 1991, c. 787, is amended to read:

E. A "security interest" as defined in Title 11, section ~~1-201~~ 1-1201, subsection ~~(37)~~ (35).

Sec. A-12. 9-A MRSA §16-104, sub-§1, as enacted by PL 2021, c. 357, §2, is amended to read:

1. Annual written notice. A private education lender shall inform the borrower and cosigner of all administrative, nonjudgmental criteria required for cosigner release. A private education lender shall provide the borrower and the cosigner of a cosigned private education loan an annual written notice containing information about cosigner release, including the criteria the lender requires to approve cosigner release and the process for applying for cosigner release.

Sec. A-13. 10 MRSA §391, sub-§1, as enacted by PL 1995, c. 699, §3, is amended to read:

1. Disclosure required. Notwithstanding subsections 2 and 3, and except as provided in subsection 2, paragraph F, the board shall make available the following records, either to any person upon a request that reasonably describes the records to which access is sought or, if no request is made, in any manner and at any time that the board may determine:

A. After a written application or proposal for financial assistance or property transfer has been filed in a form specified by or acceptable to the board:

- (1) Names of recipients of or applicants for financial assistance, including principals, where applicable;
- (2) Amounts, types and general terms of financial assistance provided to those recipients or requested by those applicants;
- (3) Description of projects and businesses benefiting or to benefit from the financial assistance;
- (4) Names of transferors or transferees, including principals, of property to or from the board, the general terms of transfer and the purposes for which transferred property will be used; and
- (5) Number of jobs and the amount of tax revenues projected and resulting from a project;

B. Any information pursuant to a waiver determined satisfactory by the board;

C. Information that, as determined by the board, has already been made available to the public; and

D. Information necessary to comply with Title 1, section 407, subsection 1.

The board shall provide to a legislative committee the information or records specified in a written request signed by the chair of that legislative committee. The information or records may be used only for the lawful purposes of the committee and in any action arising out of any investigation conducted by it.

Sec. A-14. 10 MRSA §963-A, sub-§10, ¶U, as enacted by PL 2013, c. 378, §3, is amended to read:

U. Any offshore wind energy development ~~as defined in Title 35-A, section 102, subsection 10-A~~ or project to manufacture components for an offshore wind energy development.

Sec. A-15. 10 MRSA §975-A, sub-§2, ¶F, as amended by PL 1989, c. 552, §10, is further amended to read:

F. Any financial statement or business and marketing plan in connection with any project receiving or to receive financial assistance from the authority pursuant only to ~~subchapters III or IV~~ subchapter 3 or 4, except section 1053, subsection 5, if a person to whom the statement or plan belongs or pertains has requested that the record be designated confidential; and

Sec. A-16. 10 MRSA §1174, sub-§3, ¶C-4, as enacted by PL 2017, c. 217, §1, is amended by amending subparagraph (2) to read:

(2) A used motor vehicle is considered to be part of the inventory of the motor vehicle dealer under subparagraph ~~1~~ (1) if the used motor vehicle is in the possession of the dealer on the date the do not drive order or stop sale order is issued or if the dealer obtains the used motor vehicle as a result of a trade-in or a lease return after the date that the order is issued but before the remedy and all parts necessary to repair the used motor vehicle are made available to the dealer. The manufacturer may establish the method by which a motor vehicle dealer demonstrates that an affected motor vehicle is part of the inventory of the dealer as described in this subparagraph. The method may not be unreasonable, be unduly burdensome or require the motor vehicle dealer to provide information to the manufacturer that is not necessary for payment.

Sec. A-17. 10 MRSA §1242, sub-§11, as enacted by PL 1997, c. 473, §3, is amended to read:

11. Good faith. "Good faith" means honesty in fact and the observation of reasonable commercial standards of fair dealing in the trade ~~as defined in Title 11, section 2103, subsection (1), paragraph (b).~~

Sec. A-18. 10 MRSA §1432, sub-§12, as enacted by PL 1997, c. 427, §2, is amended to read:

12. Good faith. "Good faith" means honesty in fact and the observance of reasonable commercial standards of fair dealing in the trade ~~as defined in Title 11, section 2103, subsection (1), paragraph (b).~~

Sec. A-19. 10 MRSA §1478, sub-§2, as amended by PL 1991, c. 837, Pt. A, §26, is further amended to read:

2. State agencies to maintain documents for each vehicle. Each state agency shall maintain records for each vehicle in the possession of and assigned for primary use by the agency. The records must contain the information ~~defined~~ identified in section 1475, subsection ~~2~~ 2-A, paragraphs B, C, D and F. Each state agency shall use the disclosure forms as provided by the Bureau of Motor Vehicles pursuant to section 1475, subsection ~~2, paragraph G~~ 2-A.

A. In the event that a uniform disclosure form prepared by the Bureau of Motor Vehicles is not available for state agency use, each agency shall devise a form until a uniform form becomes available.

B. This subsection applies to motor vehicles purchased on or after July 1, 1986.

Sec. A-20. 10 MRSA §2364-B, sub-§6, as amended by PL 2021, c. 280, §4, is further amended to read:

6. Presentation of trip ticket to forest ranger. Upon request, a truck driver or an owner or manager of

any log yard or mill site shall present a copy of the trip ticket to a forest ranger in any log yard or mill site. Upon request, a wood scaler shall present the record of measurement including a copy of the trip ticket or information contained on the trip ticket to a forest ranger. A forest ranger may request and use this information for the purpose of enforcing and investigating alleged violations of Title 12, section 8006 and Title 12, section ~~8883~~ 8883-B; Title 14, section 7552; and Title 17, section 2510. For purposes of this subsection, "forest ranger" means a person employed by the Department of Agriculture, Conservation and Forestry, Bureau of Forestry under Title 12, section 8901. A truck driver, an owner or manager of any log yard or mill site or a wood scaler who fails to comply with the provisions of this subsection is subject to the penalties provided in section 2368.

Sec. A-21. 10 MRSA §9021, sub-§8-A, as enacted by PL 2007, c. 402, Pt. D, §7, is amended to read:

8-A. Denial or refusal to renew license; disciplinary action. In addition to the grounds enumerated in ~~Title 10~~, section 8003, subsection 5-A, paragraph A, the board may deny a license, refuse to renew a license or impose the disciplinary sanctions authorized by ~~Title 10~~, section 8003, subsection 5-A for any of the following reasons:

- A. Accepting manufactured housing, directly or indirectly, from a manufacturer not licensed by the State pursuant to this chapter;
- B. Selling or delivering, directly or indirectly, manufactured housing to a dealer or developer dealer not licensed by the State pursuant to this chapter; or
- C. Violation of any of the provisions of chapter 213.

Sec. A-22. 10 MRSA §9089, as repealed and replaced by PL 2007, c. 402, Pt. D, §16, is amended to read:

§9089. Denial or refusal to renew license; disciplinary action

The board may deny a license, refuse to renew a license or impose the disciplinary sanctions authorized by ~~Title 10~~, section 8003, subsection 5-A for any of the reasons enumerated in ~~Title 10~~, section 8003, subsection 5-A, paragraph A.

Sec. A-23. 12 MRSA §685-C, sub-§1, ¶A, as amended by PL 2011, c. 682, §21, is further amended by amending subparagraph (2) to read:

- (2) Submitting the tentative plan to the ~~State Planning Office or its successor, pursuant to Department of Agriculture, Conservation and Forestry, Bureau of Resource Information and Land Use Planning~~, as described in ~~Title 5~~

~~7-A~~, section ~~3305~~ 206, subsection ~~1~~, ~~paragraph G 4~~, or its successor, which shall forward its comments and recommendations, if any, to the commission within 30 days;

Sec. A-24. 12 MRSA §685-C, sub-§1, ¶A, as amended by PL 2011, c. 682, §21, is further amended by amending subparagraph (3) to read:

- (3) Considering all comments submitted under paragraphs A and ~~B~~ B-1; and

Sec. A-25. 12 MRSA §5202, sub-§2, as amended by PL 1987, c. 402, Pt. A, §94, is further amended to read:

2. Expenditure of funds. All money credited to the fund ~~shall~~ must be used to preserve and protect public access to coastal shoreland areas in accordance with the guidelines established by the commissioner pursuant to section 5203. As provided in section 5203, not less than 50% of all revenue available from the fund ~~shall~~ must be ~~dispensed~~ disbursed to municipalities located in the coastal area, as defined in Title 38, section 1802. No more than 10% of the revenues available in the fund may be used for the development of acquired access areas.

Sec. A-26. 12 MRSA §5203, sub-§3, as enacted by PL 1985, c. 794, Pt. B, is amended to read:

3. Coastal municipality participation. Notwithstanding any guidelines established pursuant to this chapter, at least 50% of all revenue available from the fund ~~shall~~ must be ~~dispensed~~ disbursed to municipalities located in the coastal area, as defined in Title 38, section 1802, for the acquisition or development of shoreline access areas. The amount ~~granted~~ disbursed to such a municipality pursuant to this section ~~shall~~ may not exceed 50% of the total cost of the acquisition or development project.

Sec. A-27. 12 MRSA §6028, sub-§2, as enacted by PL 1983, c. 449, is amended to read:

2. Powers and duties. Volunteer marine patrol officers ~~shall~~ have the same powers and duties as marine patrol officers specified in section 6025, except that the exercise of these powers and duties ~~shall be~~ is limited to marine resources laws set out in chapters 601 to 627, inclusive, and department regulations adopted pursuant to these statutes. Volunteer marine patrol officers shall complete reserve officer training at the Maine Criminal Justice Academy ~~pursuant to Title 25, section 2805-A~~ prior to assuming these duties.

Sec. A-28. 12 MRSA §6072, sub-§12-A, ¶B, as amended by PL 2009, c. 229, §2, is further amended by amending subparagraph (1) to read:

- (1) The change in lessee does not violate any of the standards in subsection ~~7~~ 7-A;

Sec. A-29. 18-C MRSA §3-914, as enacted by PL 2017, c. 402, Pt. A, §2 and affected by PL 2019, c. 417, Pt. B, §14, is amended to read:

§3-914. Disposition of unclaimed assets

If an heir, devisee or claimant cannot be found, the personal representative shall distribute the share of the missing person to the person's conservator, if any; otherwise it must be disposed of according to Title 33, chapter 44 ~~45~~.

Sec. A-30. 19-A MRSA §1658, sub-§1, as amended by PL 2021, c. 340, §2, is further amended to read:

1. Petitioner. A petition for termination of a parent's parental rights and responsibilities with respect to a specific child may be filed by another parent or the parent or guardian of a child's minor parent on any grounds set forth in subsection ~~3~~ **3-A**. A parent may not file a petition under this section to terminate the parent's own parental rights and responsibilities.

Sec. A-31. 20-A MRSA §6995, as enacted by PL 2021, c. 248, §3, is amended to read:

§6995. Rules

The department shall adopt rules as necessary to administer this ~~section~~ chapter. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. A-32. 22 MRSA §1425, as enacted by PL 2021, c. 369, §1, is amended to read:

§1425. Annual report on firearm fatalities and hospitalizations

Beginning January 1, 2022, the Director of the Maine Center for Disease Control and Prevention within the Department of Health and Human Services shall report annually to the joint standing committee of the Legislature having jurisdiction over health and human services matters on the following data:

1. Firearm fatalities. Public health data concerning firearm fatalities in the State, separated by:

- A. The number of homicides, including the number of homicides that were the result of domestic violence, further separated by the ages of the victims for each;
- B. Suicides, further separated by the ages of the victims; and
- C. Unintentional discharges, further separated by the ages of the victims; and

2. Hospitalizations. Hospitalizations that occurred as a result of a firearm but did not result in death.

~~The Commissioner of Public Safety, the Office of Chief Medical Examiner, the Office of the Attorney General and the Maine Health Data Organization shall assist the~~

~~Director of the Maine Center for Disease Control and Prevention with the collection of the data required in this section.~~

~~The Director of the Maine Center for Disease Control and Prevention shall make the report required under this section publicly available.~~

The Commissioner of Public Safety, the Office of Chief Medical Examiner, the Office of the Attorney General and the Maine Health Data Organization shall assist the Director of the Maine Center for Disease Control and Prevention with the collection of the data required in this section.

The Director of the Maine Center for Disease Control and Prevention shall make the report required under this section publicly available.

Sec. A-33. 22 MRSA §2422, sub-§4-N, as repealed and replaced by PL 2021, c. 251, §2 and c. 293, Pt. A, §25, is repealed and the following enacted in its place:

4-N. Immature marijuana plant. "Immature marijuana plant" means a marijuana plant that is not a mature marijuana plant or seedling. "Immature marijuana plant" does not include hemp as defined in Title 7, section 2231, subsection 1-A, paragraph D.

Sec. A-34. 22 MRSA §2428, sub-§1-A, ¶F, as repealed and replaced by PL 2021, c. 293, Pt. A, §27 and amended by c. 367, §13, is further amended by repealing subparagraph (4) and enacting the following in its place:

(4) Transfer to and accept from a registered caregiver or another dispensary marijuana plants and harvested marijuana in a wholesale transaction in accordance with this paragraph. A dispensary may transfer in wholesale transactions for reasonable compensation or for no remuneration an unlimited amount of the mature marijuana plants grown by the dispensary over the course of a calendar year, including any marijuana products or marijuana concentrate manufactured from mature marijuana plants grown by the dispensary. A dispensary may transfer to or accept from registered caregivers and dispensaries in wholesale transactions an unlimited amount of immature marijuana plants and seedlings. A dispensary that acquires mature marijuana plants, marijuana products or marijuana concentrate in a wholesale transaction under this subparagraph may not resell the mature marijuana plants, marijuana products or marijuana concentrate except to a qualifying patient or to a caregiver or dispensary to assist a qualifying patient;

Sec. A-35. 22 MRSA §2430-G, sub-§2, ¶D, as enacted by PL 2017, c. 452, §24, is amended to read:

D. The department may not conduct inspections of a qualifying patient or caregiver operating under section 2423-A, subsection ~~2~~ 3, paragraph C.

Sec. A-36. 24-A MRSA §1420-C, sub-§2, ¶1, as enacted by PL 2021, c. 218, §4, is amended to read:

I. A person who offers to sell or sells self-storage insurance pursuant to a license issued by the superintendent under chapter ~~97~~ 99.

Sec. A-37. 24-A MRSA §3030, as enacted by PL 1969, c. 132, §1, is amended to read:

§3030. Lien established; application of payments

The mortgagee of any real estate or the mortgagee of any personal property ~~shall have~~ has a lien upon any policy of insurance against loss by fire procured thereon by the mortgagor, to take effect from the time ~~he~~ the mortgagee files with the insurer, at its home office, a written notice, briefly describing ~~his~~ the mortgage, the estate conveyed thereby and the sum remaining unpaid thereon. If the mortgagor, by a writing by ~~him~~ the mortgagor signed and filed with the secretary, consents that the whole of the sum secured by the policy, or so much as is required to discharge the amount due on the mortgage at the time when a loss occurs, ~~shall~~ will be applied to the payment of the mortgage, it ~~shall~~ must be so paid by the insurer, and the mortgagee's receipt therefor ~~shall be~~ is a sufficient discharge of the insurer.

Sec. A-38. 24-A MRSA §3363, sub-§2, ¶A, as enacted by PL 1969, c. 132, §1, is amended to read:

A. The date of expiration set forth in the proxy; ~~or~~

Sec. A-39. 24-A MRSA §3363, sub-§2, ¶B, as corrected by RR 2021, c. 1, Pt. B, §267, is amended to read:

B. The date of termination of membership; ~~or~~

Sec. A-40. 24-A MRSA §4405, sub-§3, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is further amended to read:

3. Every law enforcement officer of this State shall assist the superintendent in making and enforcing any such seizure, and every sheriff's and police department shall furnish ~~him~~ the superintendent with such deputies, ~~patrolmen~~ or other law enforcement officers as are necessary for the purpose.

Sec. A-41. 24-A MRSA c. 97, as enacted by PL 2021, c. 218, §5, is repealed.

Sec. A-42. 24-A MRSA c. 99 is enacted to read:

CHAPTER 99

LIMITED LINES SELF-STORAGE INSURANCE

§7601. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Customer. "Customer" means a person who rents or leases a storage space within a self-storage facility under a rental agreement with a self-storage provider. "Customer" includes the sublessee, assignee or successor in interest of the person originally a party to a rental agreement with a self-storage provider.

2. Covered customer. "Covered customer" means a customer who elects to receive coverage under a self-storage insurance policy.

3. Limited lines license. "Limited lines license" means a license to sell or offer a policy for self-storage insurance.

4. Location. "Location" means any physical location of a self-storage facility in the State or any publicly accessible website, call center or similar operation directed to residents of the State.

5. Rental agreement. "Rental agreement" means a written agreement between a customer and self-storage provider that establishes or modifies the terms, conditions or other provisions governing a customer's occupancy and use of a storage space within a self-storage facility owned or operated by the self-storage provider.

6. Self-storage facility. "Self-storage facility" means any real property or facility in which individual storage spaces rented or leased by a self-storage provider to a customer are located and within which a customer is generally responsible for placing and removing property the customer stores within a rented or leased storage space.

7. Self-storage insurance. "Self-storage insurance" means personal property insurance authorized under section 705 providing coverage for the repair or replacement of personal property of a covered customer stored at a self-storage facility or in transit to or from a self-storage facility against various causes of loss, including loss or damage. "Self-storage insurance" does not include a homeowner's or renter's insurance, private passenger automobile insurance, commercial multiple peril insurance or any similar policy.

8. Self-storage provider. "Self-storage provider" means a person or business entity, as defined in section 1151-A, subsection 4, that is the owner, operator, lessor or sublessor of a self-storage facility.

9. Supervising entity. "Supervising entity" means a business entity that is a licensed insurance producer or insurer.

§7602. Licensure of self-storage providers

1. License required. A self-storage provider must obtain a limited lines license under this chapter prior to selling or offering coverage under a policy of self-storage insurance.

2. Authority provided by license. A limited lines license issued under this chapter authorizes any employee or authorized representative of a self-storage provider to sell or offer coverage under a policy of self-storage insurance to a customer at each location at which the self-storage provider engages with a customer or prospective customer.

3. List of locations. In connection with a self-storage provider's application for a license under section 7606 and upon request by the superintendent, the self-storage provider shall provide a list to the superintendent of all locations in this State at which the self-storage provider offers coverage.

4. Activities authorized by license. Notwithstanding any provision of law to the contrary, a license issued pursuant to this chapter authorizes the licensee and its employees or authorized representatives to engage only in those activities that are expressly permitted in this chapter.

§7603. Requirements for the sale of self-storage insurance

1. Brochures. At each location where a self-storage provider sells or offers self-storage insurance to customers, the self-storage provider shall make available to a prospective customer brochures or other written materials that:

A. Disclose that self-storage insurance may provide a duplication of coverage already provided by a customer's homeowner's insurance policy, renter's insurance policy or other source of coverage;

B. State that the enrollment by the customer in a self-storage insurance policy is not required in order to rent or lease storage space within a self-storage facility;

C. Summarize the material terms of the insurance coverage, including:

- (1) The identity of the insurer;
- (2) The identity of the supervising entity;
- (3) The amount of any applicable deductible and how it is to be paid; and
- (4) Benefits of the coverage;

D. Summarize the process for filing a claim; and

E. State that the customer may cancel enrollment for coverage under a self-storage insurance policy at any time and the person paying the premium must receive a refund of any applicable unearned premium.

2. Periodic basis of coverage. Self-storage insurance may be offered on a month-to-month or other pe-

riodic basis as a group or master commercial inland marine policy issued to a self-storage provider under which individual customers may elect to enroll for coverage.

3. Eligibility and underwriting standards. Eligibility and underwriting standards for customers that elect to enroll in self-storage insurance must be established by an insurer for each self-storage insurance program.

§7604. Authority of self-storage providers

1. Requirements for employees and authorized representatives of self-storage providers. An employee or authorized representative of a self-storage provider may sell or offer self-storage insurance to a customer and is not subject to licensure as an insurance producer under this chapter if:

A. The self-storage provider obtains a limited lines license to authorize its employees or authorized representatives to sell or offer self-storage insurance pursuant to this section;

B. The insurer issuing the self-storage insurance either directly supervises or appoints a supervising entity to supervise the administration of the sale of insurance, including development of a training program for employees and authorized representatives of the self-storage providers.

(1) The training must be delivered to all employees and authorized representatives of the self-storage provider who are directly engaged in the activity of selling or offering self-storage insurance. The training may be provided in electronic form. If the training is conducted in electronic form, the supervising entity shall implement a supplemental education program that is conducted and overseen by licensed employees of the supervising entity to supplement the electronic training.

(2) Each employee and authorized representative must receive basic instruction about the self-storage insurance offered to customers and the disclosures required under section 7603, subsection 1; and

C. The employee or authorized representative of the self-storage provider does not advertise, represent or otherwise hold that employee or authorized representative out as other than a limited lines licensed insurance producer.

2. Charges. The charges for self-storage insurance coverage may be billed and collected by the self-storage provider. Any charge to the customer for coverage that is not included in the cost associated with the rental or lease of self-storage or related services must be separately itemized on the customer's bill. If the self-storage insurance coverage is included with the rental or lease of self-storage or related services, the self-

storage provider shall clearly and conspicuously disclose to the customer that the self-storage insurance coverage is included with the rented or leased storage space. A self-storage provider billing and collecting charges for coverage is not required to maintain those funds in a segregated account as long as the self-storage provider is authorized by the insurer to hold such funds in an alternative manner and remits the funds to the supervising entity within 60 days of receipt. All funds received by a self-storage provider from a customer for the sale of self-storage insurance are considered funds held in trust by the self-storage provider in a fiduciary capacity for the benefit of the insurer. A self-storage provider may receive compensation for billing and collection services.

§7605. Violations

1. Penalties. If a self-storage provider or its employee or authorized representative violates any provision of this chapter, the superintendent may enforce this chapter in accordance with section 12-A except the superintendent may not impose a fine exceeding \$15,000 for aggregate conduct in violation of this chapter.

2. Suspension or revocation. In addition to any other penalties authorized by law, the superintendent may:

A. Suspend the authority of a self-storage provider to transact self-storage insurance;

B. Suspend the authority of a self-storage provider to transact self-storage insurance pursuant to this chapter at specific business locations where violations have occurred; and

C. Suspend or revoke the authority of an individual employee or authorized representative of a self-storage provider to act under a limited lines license under section 7602, subsection 2.

§7606. Application for license and fees

1. Application for license to be filed with superintendent. A self-storage provider must file a sworn application for a license under this chapter with the superintendent on forms prescribed and furnished by the superintendent.

2. Contents of application. In addition to other information required by the superintendent, the application for a license under this chapter must:

A. Provide the name, residence address and other information required by the superintendent for an employee or authorized representative of the self-storage provider who is designated by the applicant as the person responsible for the self-storage provider's compliance with the requirements of this chapter. If the self-storage provider derives more than 50% of its revenue from the sale of self-storage insurance, the information specified in this

paragraph must be provided for all officers, directors and shareholders of record having beneficial ownership of 10% or more of any class of securities registered under the federal securities laws;

B. Appoint the superintendent as the applicant's attorney to receive service of all legal process issued against it in any civil action or proceeding in this State and agree that process so served is valid and binding against the applicant. The appointment is irrevocable, binds the company and any successor in interest as well as the assets or liabilities of the applicant and must remain in effect as long as the applicant's license remains in force in this State; and

C. Provide the location of the applicant's home office.

3. Time of application. An application for a license under this chapter must be made within 90 days of the application's being made available by the superintendent.

4. Initial license valid for 24 months. An initial license issued pursuant to this chapter is valid for 24 months and expires on the last day of the 24th month.

5. Fee. Each self-storage provider licensed under this chapter shall pay to the superintendent a fee equal to the amount prescribed by section 601, subsection 33.

Sec. A-43. 25 MRSA §1542-A, sub-§3, ¶X, as enacted by PL 2021, c. 400, §3 and reallocated by RR 2021, c. 1, Pt. A, §25, is amended to read:

X. The State Police shall take or cause to be taken the fingerprints of the person named in subsection 1, paragraph ~~Y~~ Y at the request of that person or the Department of Health and Human Services pursuant to Title 22, section 5307.

Sec. A-44. 26 MRSA §1192, sub-§3, as amended by PL 2021, c. 348, §39 and c. 456, §19, is repealed and the following enacted in its place:

3. Is able and available for work. The individual is able to work and is available for full-time work at the individual's usual or customary trade, occupation, profession or business or in such other trade, occupation, profession or business for which the individual's prior training or experience shows the individual to be fitted or qualified, as long as the geographic region in which the work will take place is not greater than 35 miles from the individual's primary residence; and in addition to having complied with subsection 2 is actively seeking work in accordance with the rules of the commissioner; except that no ineligibility may be found solely because the claimant is unable to accept employment on a shift, the greater part of which falls between the hours of midnight to 5 a.m., and is unavailable for that employment because of parental obligation, the need to care for an immediate family member or the unavailability of a personal care attendant required to assist the

unemployed individual who is a person with a disability; and except that an unemployed individual who is neither able nor available for work due to good cause as determined by the deputy is eligible to receive prorated benefits for that portion of the week during which the individual was able and available.

A. Notwithstanding this subsection, beginning January 1, 2004, an individual who is not available for full-time work as required in this subsection is not disqualified from receiving benefits if:

(1) The individual worked less than full time for a majority of the weeks during that individual's base period and the individual is able and available for and actively seeking part-time work for at least the number of hours in a week comparable to those customarily worked in part-time employment during that individual's base period; or

(2) The individual worked full time for a majority of the weeks during that individual's base period, but is able and available for and actively seeking only part-time work because of the illness or disability of an immediate family member or because of limitations necessary for the safety or protection of the individual or individual's immediate family member.

Sec. A-45. 30-A MRSA §1606, sub-§1, as amended by PL 2021, c. 169, §1 and c. 338, §2, is repealed and the following enacted in its place:

1. Participation in public works projects authorized. The sheriff in charge of a county jail, or the sheriff of a county that shares a regional jail with other counties, may permit certain inmates of that jail, who have been sentenced, to voluntarily participate in public works-related projects or in the improvement of property owned by charitable organizations in that county or another county and may permit others required to do so pursuant to Title 17-A, section 1902, subsection 1 to participate in such projects or improvement. A project or improvement must be supervised by the sheriff of the county in which the project or improvement is being conducted. The sheriff may request payment from charitable organizations for the transportation of the prisoners and for the transportation and per diem compensation for any corrections officers who accompany the prisoners. For the purposes of this section, "charitable organization" means any nonprofit organization organized or incorporated in this State or having a principal place of business in this State that is exempt from federal income taxation under the United States Internal Revenue Code of 1986, Section 501(a), because the nonprofit organization is described in the United States Internal Revenue Code of 1986, Section 501(c)(3).

Sec. A-46. 30-A MRSA §5225, sub-§1, ¶C, as repealed and replaced by PL 2021, c. 261, §6 and c.

293, Pt. B, §6, is repealed and the following enacted in its place:

C. Costs related to economic development, environmental improvements, fisheries and wildlife or marine resources projects, recreational trails, broadband service development, expansion or improvement, including connecting to broadband service outside the tax increment financing district, employment training or the promotion of workforce development and retention within the municipality or plantation, including, but not limited to:

(1) Costs of funding economic development programs or events developed by the municipality or plantation or funding the marketing of the municipality or plantation as a business or arts location;

(2) Costs of funding environmental improvement projects developed by the municipality or plantation for commercial or arts district use or related to such activities;

(3) Funding to establish permanent economic development revolving loan funds, investment funds and grants;

(4) Costs of services and equipment to provide skills development and training, including scholarships to in-state educational institutions or to online learning entities when in-state options are not available, for jobs created or retained in the municipality or plantation. These costs must be designated as training funds in the development program;

(5) Costs associated with quality child care facilities and adult care facilities, including finance costs and construction, staffing, training, certification and accreditation costs related to child care and adult care;

(6) Costs associated with new or existing recreational trails determined by the department to have significant potential to promote economic development, including, but not limited to, costs for multiple projects and project phases that may include planning, design, construction, maintenance, grooming and improvements with respect to new or existing recreational trails, which may include bridges that are part of the trail corridor, used all or in part for all-terrain vehicles, snowmobiles, hiking, bicycling, cross-country skiing or other related multiple uses;

(7) Costs associated with a new or expanded transit service, limited to:

(a) Transit service capital costs, including but not limited to: transit vehicles such as buses, ferries, vans, rail conveyances and related equipment; bus shelters and other

transit-related structures; and benches, signs and other transit-related infrastructure; and

(b) In the case of transit-oriented development districts, ongoing costs of adding to an existing transit system or creating a new transit service and limited strictly to transit operator salaries, transit vehicle fuel and transit vehicle parts replacements;

(8) Costs associated with the development of fisheries and wildlife or marine resources projects;

(9) Costs related to the construction or operation of municipal or plantation public safety facilities, the need for which is related to general economic development within the municipality or plantation, not to exceed 15% of the captured assessed value of the development district;

(10) Costs associated with broadband and fiber optics expansion projects, including preparation, planning, engineering and other related costs in addition to the construction costs of those projects. If an area within a municipality or plantation is unserved with respect to broadband service, as defined by the ConnectMaine Authority as provided in Title 35-A, section 9204-A, subsection 1, broadband and fiber optics expansion projects may serve residential or other nonbusiness or non-commercial areas in addition to business or commercial areas within the municipality or plantation; and

(11) Costs associated with the operation and financial support of:

(a) Affordable housing in the municipality or plantation to serve ongoing economic development efforts, including the further development of the downtown tax increment financing districts; and

(b) Housing programs and services to assist those who are experiencing homelessness in the municipality or plantation as defined in the municipality's or plantation's development program;

Sec. A-47. 32 MRSA §18371, sub-§2, ¶E, as amended by PL 2021, c. 88, §3 and c. 223, §7, is repealed and the following enacted in its place:

E. An individual with a resident dentist license may provide dental services only under the supervision of a dentist in a board-approved setting and in accordance with the level of supervision and control for which the license was issued by the board.

Sec. A-48. 34-B MRSA §15003, sub-§5, as enacted by PL 1997, c. 790, Pt. A, §1 and affected by §3 and amended by PL 2001, c. 354, §3, is further amended to read:

5. Fiscal management. Funds appropriated or allocated for the purposes of this chapter must be used to provide care, to administer the program, to meet departmental responsibilities and to develop resources for children's care in this State as determined necessary through the individualized treatment planning process pursuant to section ~~15502~~ 15002, subsection 1.

A. When care is provided for a child that costs less than the amount that had been budgeted for that care from funds within the ~~budgets~~ budget of the Department of Health and Human Services, ~~Medicaid accounts and the Department of Behavioral and Developmental Services~~, the savings in funds must be reinvested to provide care to children or to develop resources for care in the State.

B. The departments shall adopt fiscal information systems that record appropriations, allocations, expenditures and transfers of funds for children's care for all funding sources in a manner that separates funding for children from funding for adults.

C. The departments shall shift children's program block grant funding toward the development of a community-based mental health system that includes developing additional community-based services and providing care and services for children who are not eligible for services under the Medicaid program. The departments shall maximize the use of federal funding, the Medicaid program and health coverage for children under the federal Balanced Budget Act of 1997, Public Law 105-133, 111 Stat. 251.

D. The departments shall work with the Department of Administrative and Financial Services to remove barriers to allow appropriate funds, irrespective of origin or designation, to be combined to provide and to develop the care and support services needed for the program, to use General Fund money to meet needs that are not met by other funds and to leverage state funds to maximize the use of federal funding for each child, including the use of funds under the Adoption Assistance and Child Welfare Act of 1980, Title IV-E of the Social Security Act, 42 United States Code, Sections 670 to 679a (Supplement 1997) and other federal funds for care delivered to children living at home and in all types of residential placements.

Sec. A-49. 35-A MRSA §3145, as enacted by PL 2021, c. 298, §1, is amended to read:

§3145. State energy storage policy goals

The state goal for energy storage system development is 300 megawatts of installed capacity located

within the State by December 31, 2025 and 400 megawatts of installed capacity located within the State by December 31, 2030. Beginning January 1, 2031, and every 2 years thereafter, the Governor's Energy Office established in Title 2, ~~subsection~~ section 9 shall 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 utilities matters. For the purposes of this section, "energy storage system" has the same meaning as in section 3481, subsection 6.

Sec. A-50. 35-A MRSA §4352, sub-§3, ¶B, as enacted by PL 1987, c. 141, Pt. A, §6, is amended to read:

B. All costs of labor and services, including services of ~~foremen~~, inspectors, supervisors, surveyors, engineers, counsel and accountants, performed in connection with the decommissioning of the plant, and all costs of materials, supplies, machinery, construction equipment and apparatus acquired for or in connection with the decommissioning of the plant. It is understood that any amount, exclusive of proceeds of insurance, realized by a licensee as salvage on or resale of any machinery, construction equipment and apparatus, the cost of which was charged as a decommissioning expense, ~~shall~~ must be treated as a deduction from the amounts otherwise payable on account of the cost of decommissioning of the plant; and

Sec. A-51. 35-A MRSA §10110, sub-§1, ¶C, as repealed and replaced by PL 2021, c. 209, §4 and c. 293, Pt. A, §48, is repealed and the following enacted in its place:

C. "Conservation programs" means programs developed by the trust pursuant to this section designed to reduce inefficient electricity use or to increase the efficiency with which electricity is used.

PART B

Sec. B-1. 4 MRSA §116, first ¶, as amended by PL 2007, c. 377, §1 and affected by §17, is further amended to read:

All revenue received by the Supreme Judicial or Superior Court, whether directly or pursuant to an agreement entered into with the Department of Administrative and Financial Services, Bureau of Revenue Services, from fines, forfeitures, penalties, fees and costs accrues to the State, except as otherwise provided under section 1057; Title 7, section 3910-A; Title 12, ~~sections 3055 and 4508~~ section 10203; Title 17, section 1015; Title 23, section 1653; Title 29-A, section 2602; ~~former Title 34-A, section 1210-A, subsection 9; and Title 34-A, section 1210-B, subsection 6~~ and Title 34-A, section 1210-D, subsection 5.

Sec. B-2. 4 MRSA §163, sub-§1, as amended by PL 2015, c. 44, §1, is further amended to read:

1. District Court funds. Except as otherwise provided by law, all fines, forfeitures, surcharges, assessments and fees collected in any division of the District Court or by the violations bureau must be paid to the clerk of that District Court, who shall deposit them in a special account in a timely manner. Once each month, the clerk shall remit the sums to the Treasurer of State, who shall credit them to the General Fund. At the same time, the clerk shall remit the sums that have been collected in accordance with section 1057; Title 5, chapter 316-A; Title 7, section 3910-A; Title 17, section 1015; Title 29-A, section 2411, subsection 7; ~~former Title 34-A, section 1210-A, subsection 9; and Title 34-A, section 1210-B, subsection 6~~ and Title 34-A, section 1210-D, subsection 5. Funds received by the clerk as bail in criminal cases must be deposited daily in a special account. The clerk shall deposit the funds in an interest-bearing account unless the clerk determines that it is not cost-effective to do so. Interest accrued in the account is the property of and accrues to the State. The forfeiture and setoff of bail is governed as otherwise provided by law.

Sec. B-3. 30-A MRSA §1658, 2nd ¶, as amended by PL 2007, c. 377, §6 and affected by §17, is further amended to read:

The county commissioners may purchase, lease, contract or enter into agreements for the use of facilities to house minimum security prisoners who have been sentenced to the county jail. These prisoners must be involved in restitution, work or educational release, or rehabilitative programs. The funds to purchase, lease or contract for these facilities and to provide any programs in these facilities may be taken from the funds received by the counties pursuant to ~~former Title 34-A, section 1210-A~~ and Title 34-A, section 1210-B 1210-D. Any facilities used to house prisoners pursuant to the authority granted by this section are subject to standards established by the Department of Corrections pursuant to Title 34-A, section 1208-A.

Sec. B-4. 34-A MRSA §1214, sub-§1, as amended by PL 2017, c. 128, §5, is further amended to read:

1. Establishment. The Office of Victim Services, referred to in this section as the "office," is established within the department to advocate for compliance by the department, any correctional facility, any detention facility, community corrections as defined in ~~former section 1210-A~~ or in section 1210-B 1210-D, subsection 2 or any contract agency with all laws, administrative rules and institutional and other policies relating to the rights and dignity of victims.

Sec. B-5. 34-A MRSA §1214, sub-§3, ¶B, as amended by PL 2007, c. 377, §15 and affected by §17, is further amended to read:

B. Intercede on behalf of victims with officials of the department, any correctional facility, any detention facility, community corrections as defined in ~~former section 1210-A or in section 1210-B~~ 1210-D, subsection 2 or any contract agency or assist these persons in the resolution of victim-related issues;

PART C

Sec. C-1. 9-A MRSA §4-402, as enacted by PL 1997, c. 315, §8, is amended to read:

§4-402. Insurance agency producer activities

A supervised lender and any affiliate may become licensed under Title 24-A as an insurance ~~agent or agency, broker~~ producer or consultant for the sale of insurance products in this State and may act as an insurance ~~agent, broker~~ producer or consultant for the sale of insurance products in this State.

Sec. C-2. 9-A MRSA §4-403, sub-§1, ¶E, as enacted by PL 1997, c. 315, §8, is amended to read:

E. An insurer or insurance ~~agent, broker~~ producer or consultant utilizing space in the retail area of a supervised lender, or an institution listed in paragraph A or B in order to engage in the transaction of insurance when payments for use of such space are made to the supervised lender or other such institution pursuant to a space-sharing agreement based directly or indirectly on a percentage of the volume of business conducted by the insurer, or insurance agent, broker producer or consultant.

Sec. C-3. 9-A MRSA §4-403, sub-§5-A is enacted to read:

5-A. Insurance producer. "Insurance producer" means a person required to be licensed as an insurance producer as defined in Title 24-A, section 1402, subsection 5.

Sec. C-4. 9-A MRSA §4-403, sub-§6, as enacted by PL 1997, c. 315, §8, is amended to read:

6. Insurance product. "Insurance product" means a contract of insurance that is offered for sale by ~~a licensed agent or broker~~ an insurance producer employed by or affiliated with a supervised lender.

Sec. C-5. 9-A MRSA §4-403, sub-§7, as enacted by PL 1997, c. 315, §8, is amended to read:

7. Licensed 3rd-party agent. "Licensed 3rd-party agent" means a licensed insurance ~~agent, broker~~ producer or consultant who engages in authorized insurance activities related to insurance products directly on behalf of a specified licensed insurance entity through an independent contractor relationship.

Sec. C-6. 9-A MRSA §4-404, as enacted by PL 1997, c. 315, §8, is amended to read:

§4-404. Choice of insurance ~~agent or broker~~ producer

A supervised lender or its affiliate that negotiates or sells insurance products to purchasers or borrowers as authorized under section 4-402 may not, in connection with the extension of credit, interfere with a purchaser's or borrower's free choice of an insurance ~~agent~~ producer or company under applicable provisions set forth in Title 24-A.

Sec. C-7. 9-A MRSA §4-406, as enacted by PL 1997, c. 315, §8, is amended to read:

§4-406. Distinguishing insurance products from loan products; identification of insurance ~~brokers and agents~~ producers

To the extent practicable, sales of insurance products authorized by this Part must take place in a manner that minimizes customer confusion between any noninsurance product offered by the supervised lender or its affiliates and those insurance products. A supervised lender, or its affiliates, is in compliance with this section if it utilizes signs clearly visible to its customers that distinguish insurance products of the supervised lender, or its affiliates, from its noninsurance products and that adequately identify insurance ~~agents, brokers~~ producers and consultants affiliated with the supervised lender.

Sec. C-8. 9-A MRSA §4-407, as amended by PL 1999, c. 127, Pt. A, §19; amended by PL 2001, c. 44, §11 and affected by §14; amended by PL 2007, c. 273, Pt. B, §§5 and 6 and affected by §7; and affected by PL 2007, c. 695, Pt. A, §47, is further amended to read:

§4-407. Rulemaking

The Superintendent of Financial Institutions, the Superintendent of Insurance and the Superintendent of Consumer Credit Protection may undertake joint rulemaking, pursuant to this section, Title 9-B, section 448, subsection 5 and Title 24-A, section 1443-A, subsection 3 to carry out the purposes of section 4-406, including issues regarding signs, the physical location of sales of insurance and identification of ~~agents and brokers~~ producers affiliated with financial institutions, credit unions, financial institution holding companies or supervised lenders. In adopting rules pursuant to this Part, the Superintendent of Financial Institutions, the Superintendent of Insurance and the Superintendent of Consumer Credit Protection shall consider the possibility of confusion and perception of coercion among the insurance consuming public, the need for cost-effective delivery of insurance products to insurance consumers and the importance of parity among ~~agents and brokers~~ producers affiliated with federally chartered and state-chartered financial institutions and credit unions. Any rule adopted may not interfere significantly with the ability of ~~an agent or broker~~ a producer to solicit or negotiate the sale of an insurance product, whether or not

that ~~agent or broker~~ producer is affiliated with a financial institution, credit union, financial institution holding company or supervised lender, except when no other reasonable alternative exists that protects the insurance consuming public. Rules adopted under this Part are routine technical rules pursuant to Title 5, chapter 375, subchapter ~~H-A~~ 2-A. Nothing in this section is intended to restrict or interfere with the ability of the Bureau of Insurance, the Bureau of Financial Institutions or the Bureau of Consumer Credit Protection to adopt rules with respect to areas in which the respective agencies have independent jurisdiction.

PART D

Sec. D-1. 10 MRSA §1063, sub-§2, ¶I-1, as amended by PL 2011, c. 655, Pt. GG, §6 and affected by §70, is further amended to read:

I-1. In the case of recycling and waste reduction projects, the proposed facility is consistent with and will contribute to the management goals and objectives outlined in the state waste management and recycling plan under Title 38, chapter 24 and will reduce the amount of solid or hazardous waste requiring disposal. The Department of Environmental Protection shall provide assistance to the authority in determining consistency, technical eligibility and merit of applications for assistance under this subchapter; ~~and~~

Sec. D-2. 10 MRSA §1063, sub-§2, ¶J, as amended by PL 2011, c. 655, Pt. EE, §15 and affected by §30 and amended by PL 2021, c. 293, Pt. A, §52, is further amended to read:

J. In the case of an energy generating system, an energy distribution system or an industrial-commercial project, any of which includes hydro-electric facilities deemed necessary for the production of electricity:

(1) The Public Utilities Commission has certified that all required licenses have been issued or that none are required; and

(2) The Director of the Office of Policy Innovation and the Future has reviewed and commented upon the project proposal. The Director of the Office of Policy Innovation and the Future shall make comments within 30 days after receipt of a notification and copy of the project proposal from the authority. The authority shall take the comments into consideration in its consideration of the project; ~~and.~~

Sec. D-3. 10 MRSA §1063, sub-§2, ¶K, as amended by PL 1985, c. 714, §35, is repealed.

Sec. D-4. 12 MRSA §6024, sub-§1-A, as amended by PL 2021, c. 71, §1, is further amended to read:

1-A. Appointment; composition; term; compensation. The Marine Resources Advisory Council, established by Title 5, section 12004-G, subsection 27, consists of 16 members. The chair of the Lobster Advisory Council, the chair of the Sea Urchin Zone Council and the chair of the Shellfish Advisory Council are ex officio members of the council. Each other member is appointed by the Governor and is subject to review by the joint standing committee of the Legislature having jurisdiction over marine resources matters and to confirmation by the Legislature. Five members must be persons who are licensed under this Part to engage in commercial harvesting activities. Those 5 members are selected by the Governor from names recommended to the Governor by groups representing commercial harvesting interests. Each member must represent a different commercial harvesting activity, except that none of those 5 members may represent lobster harvesters. The remaining 8 members must include one public member, one member who is a member of a federally recognized Indian nation, tribe or band in the State, 4 persons who hold a nonharvesting-related license under this Part, one person representing recreational saltwater anglers and one person representing the aquaculture industry. The Governor shall select the person to represent the aquaculture industry from among the names recommended by the aquaculture industry. The Governor shall select the member who is a member of a federally recognized Indian nation, tribe or band in the State 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 ~~Motahmikuk~~ Motahkomikuk, the Passamaquoddy Tribe at Sipayik and the Penobscot Nation. If the tribal governments do not make a unanimous joint recommendation, the Governor shall appoint a member of a federally recognized Indian nation, tribe or band in the State and rotate the appointment among members of each federally recognized Indian nation, tribe or band in the State. The composition of the council must reflect a geographical distribution along the coast. All appointed members are appointed for a term of 3 years, except a vacancy must be filled in the same manner as an original member for the unexpired portion of the term. An appointed member may not serve for more than 2 consecutive terms. Appointed members serve until their successors are appointed. The chair of the Lobster Advisory Council, the chair of the Sea Urchin Zone Council and the chair of the Shellfish Advisory Council shall serve until a new chair of the Lobster Advisory Council, a new chair of the Sea Urchin Zone Council or a new chair of the Shellfish Advisory Council, respectively, is chosen. Members are compensated as provided in Title 5, chapter 379.

Sec. D-5. 25 MRSA §2469, sub-§2, as enacted by PL 2021, c. 194, §1 and affected by §3, is amended to read:

2. **Fuel gas detector required.** The building owner shall install, or cause to be installed, in accordance with the manufacturer's requirements at least one approved fuel gas detector in every room containing an appliance ~~fueled by~~ that combusts propane, natural gas or any liquified petroleum gas in:

- A. Each unit in any building of multifamily occupancy;
- B. A fraternity house, sorority house or dormitory that is affiliated with an educational facility;
- C. A children's home, emergency children's shelter, children's residential care facility, shelter for homeless children or specialized children's home as defined in Title 22, section 8101, subsections 1, 2, 4, 4-A and 5, respectively;
- D. A hotel, motel or inn;
- E. A mixed use occupancy that contains a dwelling unit;
- F. A Beginning January 1, 2026, a business occupancy;
- G. A Beginning January 1, 2026, a mercantile occupancy; or
- H. ~~An~~ Beginning January 1, 2026, an assembly occupancy.

PART E

Sec. E-1. 20-A MRSA §6601-A, as amended by PL 2021, c. 212, §1, is further amended to read:

§6601-A. Free or reduced-price school meals; Internet-based school meal applications

The department shall contract for the development and implementation of an Internet-based application for free or reduced-price meals under the National School Lunch Program under 7 Code of Federal Regulations, Part 210 and the School Breakfast Program under 7 Code of Federal Regulations, Part 220. The department shall make available to public schools the Internet-based application for free or reduced-price meals developed under this section on the department's publicly accessible website. The department shall make the Internet-based application in an understandable and uniform format and, to the maximum extent practicable, in a language that parents and legal guardians can understand. A public school may make the Internet-based application available for school meal applications on the public school's publicly accessible website. All public schools shall continue to distribute paper applications for school meals to all students. A public school is solely responsible for processing that school's online applications. Data submitted through the Internet-based application may not be visible to the department and must be transmitted directly to the applicable public school. All public schools shall accept data submitted through the department's Internet-based application.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 2, 2022.

CHAPTER 677

H.P. 127 - L.D. 174

An Act To Implement Maine's Roadmap to End Hunger by 2030

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 7 MRSA §2, sub-§6 is enacted to read:

6. Strategic plan to end hunger. Act as the lead among departments and agencies of State Government to implement a strategic plan to end hunger in the State by 2030. The Office of Policy Innovation and the Future, established in Title 5, section 3102, shall provide staffing services to the commissioner as necessary for purposes of this subsection. Strategies must include:

- A. Building infrastructure and capacity necessary within and outside State Government to coordinate implementation of the plan to end hunger in the State;
- B. Ensuring consistent, easy and equitable access to healthy and culturally appropriate food;
- C. Promoting, supporting and enabling economic security and opportunity for all households in the State;
- D. Focusing on collective responsibility to amplify the voices of persons experiencing food insecurity; and
- E. Closing the equity gap in household food insecurity by addressing underlying structural inequities.

The commissioner shall establish an advisory committee to guide the implementation of the strategic plan under this subsection to end hunger in the State. The advisory committee must be composed of members with expertise relevant to the strategic plan to end hunger in the State, including, but not limited to, expertise related to economic development, employment, housing, children's issues, health care, education, transportation, emergency food and the social safety net as well as expertise that derives from lived experience of poverty and food insecurity. At least 1/3 of the members, or 3 members, whichever is greater, of the advisory committee must be persons with lived experience of food insecurity or generational poverty. The advisory committee shall submit a report to the joint standing committees of the Legislature having jurisdiction over agricultural matters, health and human services matters, labor and

housing matters, transportation matters and economic and community development matters no later than January 1st of each year until 2030 regarding activities and progress made toward ending hunger in the State by 2030. The joint standing committees may each submit a bill to the Legislature each year relating to the subject matter of the report.

Sec. 2. Strategic plan to end hunger by 2030. The Office of Policy Innovation and the Future established by the Maine Revised Statutes, Title 5, section 3102 shall coordinate the implementation of the strategies to build infrastructure and increase capacity to end hunger in the State as outlined in the Department of Agriculture, Conservation and Forestry January 2022 report, "Everyone at the Table: Maine's Roadmap to End Hunger by 2030."

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

EXECUTIVE DEPARTMENT

Office of Policy Innovation and the Future Z135

Initiative: Appropriates funding for one Public Service Coordinator II position and related All Other costs to support the coordination, communications and activities of the strategic plan to end hunger in the State by 2030.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$125,885
All Other	\$0	\$5,000
GENERAL FUND TOTAL	\$0	\$130,885

See title page for effective date.

**CHAPTER 678
S.P. 131 - L.D. 305**

An Act To Include Certain Employees in the Bureau of Forestry's Forest Protection Unit in the Laws Concerning Cancer Suffered by Firefighters

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 39-A MRSA §328-B, sub-§1, ¶B, as amended by PL 2015, c. 373, §1, is further amended to read:

B. "Employed" means to be employed as an active duty firefighter or by the Office of the State Fire Marshal or by the forest protection unit within the Department of Agriculture, Conservation and Forestry, Bureau of Forestry or to be an active member

of a volunteer fire association with no compensation other than injury and death benefits.

Sec. 2. 39-A MRSA §328-B, sub-§1, ¶C, as amended by PL 2015, c. 373, §1, is further amended to read:

C. "Firefighter" means a member of a municipal fire department or volunteer fire association whose duties include the extinguishment of fires ~~or~~ an investigator or sergeant in the Office of the State Fire Marshal or an employee in the forest protection unit within the Department of Agriculture, Conservation and Forestry, Bureau of Forestry whose duties include the extinguishment or investigation of fires.

Sec. 3. 39-A MRSA §328-B, sub-§6, as amended by PL 2015, c. 373, §2, is further amended to read:

6. Length of service. In order to qualify for the presumption under subsection 2, the firefighter must have been employed as a firefighter for 5 years and, except for an investigator or sergeant in the Office of the State Fire Marshal or an employee in the forest protection unit within the Department of Agriculture, Conservation and Forestry, Bureau of Forestry, regularly responded to firefighting or emergency calls.

See title page for effective date.

**CHAPTER 679
S.P. 220 - L.D. 533**

An Act To Expand the Statewide Voluntary Early Childhood Consultation Program

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 34-B MRSA §15011, as enacted by PL 2019, c. 481, §1, is amended to read:

§15011. Statewide voluntary early childhood consultation program

Beginning ~~September 1, 2020~~ January 1, 2023, the commissioner shall implement a statewide voluntary early childhood consultation program to provide support, guidance and training to improve the abilities and skills of early care and education teachers and providers working in public elementary schools, child care facilities as defined in Title 22, section 8301-A, subsection 1-A, paragraph B, family child care settings and Head Start programs serving infants and children who are 8 years of age or younger who are experiencing challenging behaviors that put the infants or children at risk of learning difficulties and removal from early learning and education settings, and to improve the abilities and

skills of families and foster parents with infants or children who are 8 years of age or younger in the home who are experiencing challenging behaviors that put the infants or children at risk of learning difficulties and removal from early learning and education settings. Any record about a child created as a result of a consultation under this section must be made available to the parents or guardians of that child and may not become part of that child's education record. Fifty percent of the costs related to the program implemented under this section must be paid from funds provided to the department under the federal child and development block grant authorized under the federal Child Care and Development Block Grant Act of 1990. The department shall seek and apply for available federal funds or funds from any other source to fund the program implemented under this section.

No later than January 1, 2023 and annually thereafter, the department shall submit a report to the joint standing committee of the Legislature having jurisdiction over health and human services matters and the joint standing committee of the Legislature having jurisdiction over education matters relating to the status of implementing the program under this section, the ability of the program to provide support and guidance to families, educators and providers working with children and the department's progress in seeking and applying for additional funding to support the program.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF**

Early Childhood Consultation Program Z280

Initiative: Provides ongoing funds for one Social Services Manager I position and one Social Services Program Specialist II position and related All Other funding necessary for the statewide voluntary early childhood consultation program, beginning on January 1, 2023.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	2.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$102,643
All Other	\$0	\$9,537
GENERAL FUND TOTAL	\$0	\$112,180

Early Childhood Consultation Program Z280

Initiative: Provides ongoing funding to continue the statewide voluntary early childhood consultation program, beginning on January 1, 2023.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,345,560
GENERAL FUND TOTAL	\$0	\$1,345,560

**HEALTH AND HUMAN
SERVICES, DEPARTMENT
OF**

DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$1,457,740
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$1,457,740

See title page for effective date.

CHAPTER 680

H.P. 387 - L.D. 542

**An Act To Establish the Maine
Veterans' Homes Stabilization
Fund**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 37-B MRSA §613 is enacted to read:

§613. Maine Veterans' Homes Stabilization Fund

1. Fund established. The Maine Veterans' Homes Stabilization Fund, referred to in this section as "the fund," is established in the Department of Defense, Veterans and Emergency Management, Bureau of Veterans' Services as an Other Special Revenue Funds account for the purposes of this section.

2. Fund purposes. For the purposes of assisting the board in ensuring the continuous operation of the Maine Veterans' Homes pursuant to section 604, subsection 6, the department may enter into agreements or cooperative arrangements with a state or federal agency or with any person, firm or corporation. The department may receive, administer and disburse any funds or contributions from a state or federal agency, person, firm or corporation, either independently or in conjunction with state funds allocated to these purposes.

3. Nonlapsing. Unexpended funds in the fund do not lapse at the end of any fiscal year but are carried forward to be used for the same purposes.

4. Fund use; notification. The department shall notify the joint standing committees of the Legislature having jurisdiction over appropriations and financial affairs and over veterans affairs each time the department plans to transfer or expend any amount from the fund or otherwise affect the balance in the fund no less than 14 days prior to any transfer or expenditure, unless an emergency proclamation issued under section 742 is in effect. The notification must include the amount of funds required and the purpose for which the funds are required.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

Maine Veterans' Homes Stabilization Fund N963

Initiative: Creates the Maine Veterans' Homes Stabilization Fund with a base allocation of \$500 beginning in fiscal year 2022-23.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$500

See title page for effective date.

**CHAPTER 681
H.P. 428 - L.D. 585**

An Act To Enhance Tribal-State Collaboration, To Revise the Tax Laws Regarding the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe and the Penobscot Nation and To Authorize Casinos, Off-track Betting Facilities, Federally Recognized Indian Tribes and Certain Commercial Tracks To Conduct Sports Wagering

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 5 MRSA c. 376 is enacted to read:

CHAPTER 376

TRIBAL-STATE COLLABORATION

§11051. Short title

This chapter may be known and cited as "the Tribal-State Collaboration Act."

§11052. Definitions

As used in this Act, unless the context otherwise indicates, the following terms have the following meanings.

1. Agency. "Agency" means the following:

- A. The Department of Agriculture, Conservation and Forestry;
- B. The Department of Corrections;
- C. The Department of Economic and Community Development;

- D. The Department of Education;
- E. The Department of Environmental Protection;
- F. The Department of Health and Human Services;
- G. The Department of Inland Fisheries and Wildlife;
- H. The Department of Labor;
- I. The Department of Public Safety;
- J. The Department of Administrative and Financial Services;
- K. The Department of Professional and Financial Regulation;
- L. The Department of Defense, Veterans and Emergency Management;
- M. The Department of Marine Resources;
- N. The Department of Transportation;
- O. The Office of the Public Advocate; and
- P. The Public Utilities Commission.

2. Indian tribe. "Indian tribe" means a federally recognized Indian tribe within the State of Maine.

§11053. Collaboration between agencies and Indian tribes

1. Required policies. An agency shall develop and implement a policy that:

- A. Promotes effective communication and collaboration between the agency and the Indian tribes;
- B. Promotes positive government-to-government relations between the State and the Indian tribes;
- C. Promotes cultural competency in the agency's interactions with the Indian tribes and tribal members;
- D. Establishes a process for collaboration between the agency and the Indian tribes regarding the agency's programs, rules and services that substantially and uniquely affect the Indian tribes or tribal members. In the context of emergency rulemaking pursuant to section 8054, the policy must require notice and collaboration to the extent practicable. Collaboration under this paragraph must be in addition to any process available to members of the general public and must include:

- (1) Providing the Indian tribes reasonable written notice of the contemplated program, rule or service;
- (2) Allowing the Indian tribes a reasonable opportunity to provide information, advice and opinions on the contemplated program, rule or service;

(3) Requiring the agency to consider the information, advice and opinions it receives from the Indian tribes under subparagraph (2); and

(4) Requiring the agency to make reasonable efforts to complete the collaboration process before taking final action on the contemplated program or service or, in the case of a rule, before publication of the proposed rule pursuant to section 8053, subsection 5; and

E. Establishes a method for informing employees of the agency of the provisions of this Act and the policy that the agency adopts pursuant to this section.

2. Consultation in policy development. An agency shall request comments from each Indian tribe and the Maine Indian Tribal-State Commission, and consider each comment received, before adopting a policy under subsection 1.

3. Tribal liaison. An agency shall designate an individual who reports directly to the head of the agency to serve as the agency's tribal liaison. The tribal liaison shall:

A. Assist with developing and ensuring the implementation of the policy required by subsection 1;

B. Serve as a contact person responsible for facilitating effective communication between the agency and the Indian tribes; and

C. Coordinate the training of agency employees as provided in section 11054.

§11054. Mandatory training

An agency shall ensure that the tribal liaison designated pursuant to section 11053, subsection 3, other employees responsible for tribal collaboration under this Act and other employees whose work substantially and uniquely affects Indian tribes or tribal members receive training designed to promote:

1. Communication and collaboration. Effective communication and collaboration between the agency and the Indian tribes;

2. Government-to-government relations. Positive government-to-government relations between the State and Indian tribes; and

3. Cultural competency. Cultural competency in tribal issues.

§11055. Tribal-State Summit; reports by agencies and Indian tribes

1. Annual Tribal-State Summit. The Governor shall meet at least annually with the leaders of Indian tribes in a Tribal-State Summit to address issues of mutual concern, which may include:

A. Implementation of the Maine Native American study provisions of Title 20-A, section 4706;

B. Implementation of the provisions of this Act; and

C. Improving communication between the State and the Indian tribes.

2. Biennial agency reports. Beginning January 10, 2023 and biennially by January 10th thereafter, an agency shall file a report with the joint standing committee or committees of the Legislature having jurisdiction over the agency and with the Maine Indian Tribal-State Commission on the activities of the agency pursuant to this Act. The report must include:

A. A copy of the current policy adopted under section 11053, subsection 1 and a description of any changes that have been made to that policy since the filing of the previous report. If the agency has not yet adopted a policy under section 11053, subsection 1, the agency must describe the steps the agency has taken to adopt such a policy;

B. The name and contact information of the tribal liaison designated by the agency under section 11053, subsection 3;

C. A description of training provided pursuant to section 11054;

D. A statement of programs, rules or services, to the extent known at the time of the report, that the agency intends to adopt, amend or provide in the coming reporting period that substantially and uniquely affect Indian tribes or tribal members; and

E. A summary of tribal collaboration activities the agency has engaged in under the provisions of this Act during the prior biennium and any recommendations for improving the effectiveness of this Act, including recommendations regarding other agency actions for which it may be appropriate to require collaboration under this Act.

3. Reports by Indian tribes. Beginning January 10, 2023 and biennially by January 10th thereafter, an Indian tribe may file a report with the joint standing committee of the Legislature having jurisdiction over judiciary matters and the Maine Indian Tribal-State Commission that includes a summary of the collaboration between the Indian tribe and agencies under this Act during the prior biennium and any recommendations for improving the effectiveness of this Act, including recommendations regarding other agency actions for which it may be appropriate to require collaboration under this Act.

§11056. Cause of action and right of review not conferred; savings clause

1. Cause of action and right of review not conferred. An agency's failure to comply with the requirements of this Act does not:

A. Create a cause of action or a right of judicial review of any action by an agency;

B. Constitute grounds for a court to invalidate an agency rule under section 8058; or

C. Constitute grounds for a court to reverse or modify an agency action under section 11007, subsection 4, paragraph C or to direct an agency to engage in any further action under section 11007, subsection 4, paragraph B.

2. Federal funding requirements. Nothing in this Act affects, modifies or replaces any tribal collaboration or consultation requirement imposed on or assumed by an agency as a condition of the acceptance of federal funding.

Sec. A-2. 30-A MRSA §2202, sub-§2, as enacted by PL 2009, c. 636, Pt. D, §2, is amended to read:

2. Party. "Party" means a public agency or the following federally recognized Indian tribes or their political subdivisions:

- A. The Passamaquoddy Tribe; ~~and~~
- B. The Penobscot Nation; ~~and~~
- C. The Houlton Band of Maliseet Indians.

PART B

Sec. B-1. Legislative findings and purpose.

The Legislature finds and declares that the changes to the State's tax laws that appear in Parts C to H of this Act will:

1. Improve the economic opportunities available to and welfare of the Penobscot Nation, the Passamaquoddy Tribe and the Houlton Band of Maliseet Indians and their tribal members;
2. Encourage economic development within the tribal lands of the Penobscot Nation, the Passamaquoddy Tribe and the Houlton Band of Maliseet Indians, the benefits of which will accrue not only to the tribes and their tribal members but also to surrounding communities and the State; and
3. Clarify and simplify the application of the State's tax laws to the Penobscot Nation, the Passamaquoddy Tribe and the Houlton Band of Maliseet Indians as well as to their tribal lands and tribal members, in order to reduce the costs of tax compliance to the tribes and their members and to reduce the cost to the State of administering its tax laws.

PART C

Sec. C-1. 36 MRSA §111, sub-§1-D is enacted to read:

1-D. Houlton Band of Maliseet Indians. "Houlton Band of Maliseet Indians" has the same meaning as in Title 30, section 6203, subsection 2.

Sec. C-2. 36 MRSA §111, sub-§1-E is enacted to read:

1-E. Houlton Band Trust Land. "Houlton Band Trust Land" has the same meaning as in the federal Houlton Band of Maliseet Indians Supplementary Claims Settlement Act of 1986, Public Law 99-566, Section 2(2).

Sec. C-3. 36 MRSA §111, sub-§2-A is enacted to read:

2-A. Passamaquoddy Indian territory. "Passamaquoddy Indian territory" has the same meaning as in Title 30, section 6203, subsection 6.

Sec. C-4. 36 MRSA §111, sub-§2-B is enacted to read:

2-B. Passamaquoddy Tribe. "Passamaquoddy Tribe" has the same meaning as in Title 30, section 6203, subsection 7.

Sec. C-5. 36 MRSA §111, sub-§2-C is enacted to read:

2-C. Penobscot Indian territory. "Penobscot Indian territory" has the same meaning as in Title 30, section 6203, subsection 9.

Sec. C-6. 36 MRSA §111, sub-§2-D is enacted to read:

2-D. Penobscot Nation. "Penobscot Nation" has the same meaning as in Title 30, section 6203, subsection 10.

Sec. C-7. 36 MRSA §111, sub-§8 is enacted to read:

8. Tribal entity. "Tribal entity" means a business entity:

A. Wholly owned by the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe, the Penobscot Nation, a tribal member or tribal members or some combination thereof. For purposes of determining ownership of an entity, a married couple including at least one tribal member is treated as one tribal member, regardless of which spouse owns the entity; or

B. Where 75% of the ownership interests are held in aggregate by the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe or the Penobscot Nation and the entity is controlled and managed by the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe or the Penobscot Nation, consistent with the requirements of 13 Code of Federal Regulations, Section 124.109(c)(4); as determined by the federal Small Business Administration or the assessor as consistent with 13 Code of Federal Regulations, Section 124.109(c)(4)(i)(A); or as determined by the federal Small Business Administration as consistent with 13 Code of Federal Regulations, Section 124.109(c)(4)(i)(B).

A tribal entity must be a separate and distinct legal entity organized or chartered by federal, state or tribal authorities.

Sec. C-8. 36 MRSA §111, sub-§9 is enacted to read:

9. Tribal land. "Tribal land" means land within the Houlton Band Trust Land, the Passamaquoddy Indian territory or the Penobscot Indian territory.

Sec. C-9. 36 MRSA §111, sub-§10 is enacted to read:

10. Tribal member. "Tribal member" means an enrolled member of the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe or the Penobscot Nation.

Sec. C-10. 36 MRSA §194-E is enacted to read:

§194-E. Tribes deemed as acting in a governmental capacity

For purposes of Parts 3 and 8 of this Title, the Passamaquoddy Tribe and the Penobscot Nation are deemed to act in a governmental capacity as described in Title 30, section 6208, subsection 3 and not in a business capacity. For purposes of Parts 3 and 8 of this Title, the Houlton Band of Maliseet Indians is deemed to act in a governmental capacity and not in a business capacity.

PART D

Sec. D-1. 36 MRSA §1760, sub-§112 is enacted to read:

112. Tribes. Sales to the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe or the Penobscot Nation. For purposes of section 1760-C, sales to the tribes identified in this subsection for any purpose are exempt.

Sec. D-2. 36 MRSA §1760, sub-§113 is enacted to read:

113. Tribal members. Sales to a tribal member that are sales sourced to tribal land, except that, if the property or service is used by the purchaser, including any lessee, primarily outside of tribal land, the purchaser is liable for use tax based on the original sale price, unless otherwise exempt under this Part.

For purposes of this subsection:

A. "Primarily" means more than 50% of that period of time that begins on the date on which the property or service is first placed in service by the purchaser and ends one year from that date or at the time that the property or service is sold, scrapped, destroyed or otherwise permanently removed from service, whichever occurs first; and

B. "Sales sourced to tribal land" means sales sourced pursuant to section 1819 to a location on tribal land.

Sec. D-3. 36 MRSA §1760, sub-§114 is enacted to read:

114. Tribal entities. Sales to a tribal entity that are sales sourced to tribal land, except that, if the property or service is used by the purchaser, including any lessee, primarily outside of tribal land, the purchaser is liable for use tax based on the original sale price, unless otherwise exempt under this Part.

For purposes of this subsection:

A. "Primarily" means more than 50% of that period of time that begins on the date on which the property or service is first placed in service by the purchaser and ends one year from that date or at the time that the property or service is sold, scrapped, destroyed or otherwise permanently removed from service, whichever occurs first; and

B. "Sales sourced to tribal land" means sales sourced pursuant to section 1819 to a location on tribal land.

Sec. D-4. Application. This Part applies to sales occurring on or after January 1, 2023.

PART E

Sec. E-1. 36 MRSA §191, sub-§2, ¶QQQ is enacted to read:

QQQ. The disclosure of information to the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe or the Penobscot Nation necessary for the administration of sales tax revenue transfers under section 1815.

Sec. E-2. 36 MRSA §1815, as enacted by PL 1999, c. 477, §1, is amended to read:

§1815. Tax from sales occurring on Passamaquoddy reservation tribal land

1. Passamaquoddy Sales Tax Fund. The Passamaquoddy Sales Tax Fund, referred to in this section as "the Passamaquoddy fund," is established as a dedicated account to be administered by the Treasurer of State for the purpose of returning sales tax revenue to the Passamaquoddy Tribe pursuant to subsections 2 and 3.

1-A. Penobscot Sales Tax Fund. The Penobscot Sales Tax Fund, referred to in this section as "the Penobscot fund," is established as a dedicated account to be administered by the Treasurer of State for the purpose of returning sales tax revenue to the Penobscot Nation pursuant to subsections 2 and 3.

1-B. Maliseet Sales Tax Fund. The Maliseet Sales Tax Fund, referred to in this section as "the Maliseet fund," is established as a dedicated account to be administered by the Treasurer of State for the purpose of returning sales tax revenue to the Houlton Band of Maliseet Indians pursuant to subsections 2 and 3.

2. Monthly transfer. By the 20th day of each month, the assessor shall notify the State Controller and the Treasurer of State of the amount of revenue attributable to the tax collected under this ~~Part~~ chapter in the previous month on sales occurring on the Passamaquoddy reservation at either Pleasant Point or Indian Township Indian territory, the Penobscot Indian territory and the Houlton Band Trust Land, respectively, reduced by the transfer to the Local Government Fund required by Title 30-A, section 5681. When notified by the assessor, the State Controller shall transfer ~~that amount~~ those amounts to the Passamaquoddy Sales Tax Fund fund, the Penobscot fund and the Maliseet fund, respectively.

For purposes of this subsection, a sale occurs on the Passamaquoddy Indian territory, the Penobscot Indian territory or the Houlton Band Trust Land if:

A. The business location of the seller from which the purchase is made is on Passamaquoddy Indian territory, Penobscot Indian territory or Houlton Band Trust Land, respectively; and

B. The tangible personal property or taxable service is received by the purchaser also on Passamaquoddy Indian territory, Penobscot Indian territory or Houlton Band Trust Land, respectively. For purposes of this paragraph, "received" has the same meaning as in section 1819.

3. Monthly payment. By the end of each month, the Treasurer of State shall make payments to the Passamaquoddy Tribe from the Passamaquoddy Sales Tax Fund fund, to the Penobscot Nation from the Penobscot fund and to the Houlton Band of Maliseet Indians from the Maliseet fund equal to the amounts transferred into the respective fund.

4. Quarterly reconciliation. The monthly payments due under this section must be adjusted by any credit or debit necessary for a quarterly reconciliation of payments and transfers made under this section for any erroneous payment or transfers and any erroneous collection and corresponding refund and by any subsequent assessment, remittance or refund of sales tax to or by the State.

Sec. E-3. Application. This Part applies to sales occurring on or after January 1, 2023.

PART F

Sec. F-1. 36 MRSA §2724, sub-§2, as amended by PL 1993, c. 452, §15, is further amended to read:

2. Commercial forest land. "Commercial forest land" means land that is classified or that is eligible for classification as forest land pursuant to the Maine Tree Growth Tax Law, chapter 105, subchapter ~~H-A~~ 2-A, except that "commercial forest land" does not include land described in section 573, subsection 3, paragraph B or C when all commercial harvesting of forest products is

prohibited. In determining whether land not classified under the Maine Tree Growth Tax Law is eligible for classification under that law, all facts and circumstances must be considered, including whether the landowner is engaged in the forest products business and the land is being used in that business or there is a forest management plan for commercial use of the land or a particular parcel of land has been harvested for commercial purposes within the preceding 5 years. "Commercial forest land" does not include tribal land.

Sec. F-2. 36 MRSA §4303, first ¶, as amended by PL 2019, c. 222, §1 and affected by §7, is further amended to read:

~~There~~ Except as provided in section 4303-B, there is levied and imposed a tax at the rate of 1 1/2¢ per pound on all wild blueberries processed in the State and on all unprocessed wild blueberries shipped to a destination outside the State. All wild blueberries harvested in the State that are to be shipped outside the State for processing must be weighed on a state-certified scale in the State prior to being shipped outside the State. The tax is computed on the gross weight of the wild blueberries as delivered prior to any processing or shipping. The processor that first receives unprocessed wild blueberries in the State, or the shipper that transports unprocessed wild blueberries to a destination outside the State, is responsible for reporting and paying the tax.

Sec. F-3. 36 MRSA §4303-B is enacted to read:
§4303-B. Exemption for wild blueberries grown on tribal land

The tax imposed by section 4303 does not apply to wild blueberries grown on tribal land.

Sec. F-4. 36 MRSA §4605, sub-§1, as amended by PL 2011, c. 7, §4, is further amended to read:

1. Rate. ~~A~~ Except as provided in subsection 1-A, a tax is levied and imposed at the rate of \$.06 per hundredweight, ~~effective September 1, 2011,~~ on all potatoes grown in this State, ~~except that no tax may be imposed on any potatoes that are retained by the grower to be used by the grower for seed purposes or for home consumption and no tax may be imposed on any potatoes received by a processor that are certified as unmer-~~ chantable by a federal state inspector.

Sec. F-5. 36 MRSA §4605, sub-§1-A is enacted to read:

1-A. Exemptions. The tax imposed by this section does not apply to:

A. Any potatoes that are retained by the grower to be used by the grower for seed purposes or for home consumption;

B. Any potatoes received by a processor that are certified as unmerchtable by a federal state inspector; or

C. Any potatoes grown on tribal land.

Sec. F-6. Application. That section of this Part that amends the Maine Revised Statutes, Title 36, section 2724, subsection 2 applies to commercial forestry excise tax due on or after January 1, 2023. Those sections of this Part that amend Title 36, section 4303, first paragraph and enact Title 36, section 4303-B apply to unprocessed wild blueberries received in this State for processing, or transported to a destination outside the State, on or after January 1, 2023. That portion of this Part that enacts Title 36, section 4605, subsection 1-A, paragraph C applies to potatoes received, sold or shipped by a shipper in this State on or after January 1, 2023.

PART G

Sec. G-1. 36 MRSA §5102, sub-§5-A is enacted to read:

5-A. Tribal member residing on tribal land. "Tribal member residing on tribal land" means an individual who is a tribal member and:

A. Who is domiciled on tribal land, unless:

(1) The tribal member does not maintain a permanent place of abode on tribal land, maintains a permanent place of abode off of tribal land and spends in the aggregate not more than 30 days of the taxable year on tribal land; or

(2) Within any period of 548 consecutive days, the tribal member:

(a) Is present in a foreign country or countries for at least 450 days;

(b) Is not present on tribal land for more than 90 days;

(c) Does not maintain a permanent place of abode on tribal land at which a minor child of the tribal member or the tribal member's spouse is present for more than 90 days, unless the tribal member and the tribal member's spouse are legally separated; and

(d) During the nonresident portion of the taxable year with which, or within which, such period of 548 consecutive days begins and the nonresident portion of the taxable year with which, or within which, such period ends, is present on tribal land for a number of days that does not exceed an amount that bears the same ratio to 90 as the number of days contained in such portion of the taxable year bears to 548; or

B. Who is not domiciled on tribal land, but maintains a permanent place of abode on tribal land and spends in the aggregate more than 183 days of the

taxable year on tribal land, unless the tribal member is in the Armed Forces of the United States.

The geographic location of a political organization or political candidate that receives one or more contributions from the tribal member is not in and of itself determinative on the question of whether the tribal member is domiciled on tribal land. The geographic location of a professional advisor retained by a tribal member or the geographic location of a financial institution with an active account or loan of a tribal member may not be used to determine whether or not a tribal member is domiciled on tribal land. For purposes of this subsection, "professional advisor" includes, but is not limited to, a person that renders medical, financial, legal, accounting, insurance, fiduciary or investment services. Charitable contributions may not be used to determine whether or not a tribal member is domiciled on tribal land.

Sec. G-2. 36 MRSA §5102, sub-§6, as amended by PL 2007, c. 240, Pt. KKKK, §6 and affected by §7, is further amended by enacting a new last blocked paragraph to read:

"Corporation" does not include the Passamaquoddy Tribe, the Penobscot Nation, the Houlton Band of Maliseet Indians or a corporation organized by the Passamaquoddy Tribe, the Penobscot Nation or the Houlton Band of Maliseet Indians under Section 17 of the federal Indian Reorganization Act, 25 United States Code, Section 5124.

Sec. G-3. 36 MRSA §5122, sub-§1, ¶PP is enacted to read:

PP. For a tribal member residing on tribal land and for an estate of a decedent who at the time of death was a tribal member residing on tribal land, the absolute value of the Maine adjusted gross income derived from or connected with sources on tribal land as determined under section 5132 if the net amount is less than zero.

Sec. G-4. 36 MRSA §5122, sub-§2, ¶XX is enacted to read:

XX. For a tribal member residing on tribal land and for an estate of a decedent who at the time of death was a tribal member residing on tribal land, the Maine adjusted gross income derived from or connected with sources on tribal land as determined under section 5132 if the net amount is greater than zero.

Sec. G-5. 36 MRSA §5132 is enacted to read:

§5132. Income or loss from sources on tribal land

1. General. The Maine adjusted gross income of a tribal member derived from or connected with sources on tribal land is the sum of the following amounts:

A. The net amount of items of income, gain, loss and deduction entering into the tribal member's

federal adjusted gross income that are derived from or connected with sources on tribal land including:

(1) The tribal member's distributive share of partnership or limited liability company income and deductions derived from or connected with sources on tribal land determined following the methods for sourcing income to this State under section 5192, except that subsections 2 to 6 of this section and not section 5142 apply under section 5192, subsection 1;

(2) The tribal member's share of estate or trust income and deductions derived from or connected with sources on tribal land determined following the methods for sourcing income to this State under section 5176, except that subsections 2 to 6 of this section and not section 5142 apply under section 5176, subsection 1; and

(3) The tribal member's pro rata share of the income of an S corporation derived from or connected with sources on tribal land; and

B. The portion of the modifications described in section 5122, subsections 1 and 2 that relates to income derived from or connected with sources on tribal land, including any modifications attributable to the tribal member as a partner of a partnership, shareholder of an S corporation, member of a limited liability company or beneficiary of an estate or trust.

2. Attribution. Items of income, gain, loss and deduction derived from or connected with sources within tribal land are those items attributable to:

A. The ownership or disposition of any interest in real or tangible personal property on tribal land;

B. A business, trade, profession or occupation carried on within tribal land; and

C. Proceeds from any gambling activity conducted on tribal land or lottery tickets purchased on tribal land, including payments received from a 3rd party for the transfer of the rights to future proceeds related to any such gambling activity or lottery tickets, except that proceeds from Maine State Lottery tickets, including payments received from a 3rd party for the transfer of the rights to future proceeds related to the lottery tickets, are not derived from or connected with sources on tribal land.

3. Intangibles. Income from intangible personal property including annuities, dividends, interest and gains from the disposition of intangible personal property constitutes income derived from sources within tribal land only to the extent that such income is from property employed in a business, trade, profession or occupation carried on within tribal land.

4. Gain or loss on sale of partnership interest.

Notwithstanding subsection 3, the gain or loss on the sale of a partnership interest is sourced to tribal land in an amount equal to the gain or loss multiplied by the ratio obtained by dividing the original cost of partnership tangible property located on tribal land by the original cost of partnership tangible property everywhere, determined at the time of the sale. Tangible property includes property owned or rented and is valued in accordance with section 5211, subsection 10. If more than 50% of the value of the partnership's assets consists of intangible property, gain or loss from the sale of the partnership interest is sourced to tribal land in accordance with the property and payroll factors of the partnership for its first full tax period immediately preceding the tax period of the partnership during which the partnership interest was sold. For purposes of this subsection, the property and payroll factors of a partnership are determined in accordance with chapter 821. This subsection does not apply to the sale of a limited partner's interest in an investment partnership where more than 80% of the value of the partnership's total assets consists of intangible personal property held for investment, except that such property cannot include an interest in a partnership unless that partnership is itself an investment partnership.

If the apportionment provisions of this subsection do not fairly represent the extent of the partnership's business activity on tribal land, the taxpayer may petition for, or the State Tax Assessor may require, in respect to all or any part of the partnership's business activity the employment of any other method to effectuate an equitable apportionment to tribal land of the partner's income from the sale of the partnership interest.

5. Deductions for losses. Deductions with respect to capital losses, net long-term capital gains and net operating losses must be based solely on income, gains, losses and deductions derived from or connected with sources on tribal land, under regulations to be prescribed by the assessor, but otherwise must be determined in the same manner as the corresponding federal deductions.

6. Apportionment. If a business, trade, profession or occupation is carried on partly within and partly without tribal land, the items of income and deduction derived from or connected with sources within tribal land must be determined as apportioned to tribal land according to the following methods:

A. Except as provided in paragraph B, according to the methods for apportioning income to this State under chapter 821, except that instead of apportioning income to tribal land using the sales factor pursuant to section 5211, subsection 8, income is apportioned to tribal land by multiplying the income by a fraction, the numerator of which is the property factor plus the payroll factor and the denominator of which is 2; or

B. In the case of the rendering of purely personal services by a tribal member, according to the methods established in regulations to be prescribed by the assessor.

Sec. G-6. Application. This Part applies to tax years beginning on or after January 1, 2023.

PART H

Sec. H-1. Rulemaking. The Department of Administrative and Financial Services, Bureau of Revenue Services may adopt rules to implement Parts C, D, E, F and G of this Act. Rules adopted under this section may include, but are not limited to, rules specifying reporting requirements and the maintenance by the Passamaquoddy Tribe, the Penobscot Nation and the Houlton Band of Maliseet Indians and provision to the bureau of lists of each tribe's respective tribal land, tribal members, tribal entities and corporations organized under Section 17 of the federal Indian Reorganization Act, 25 United States Code, Section 5124. Rules adopted pursuant to this section are routine technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

PART I

Sec. I-1. Legislative findings and purpose. The Legislature finds and declares, with respect to the regulatory structure established for sports wagering in Part J of this Act, that:

1. If conducted by federally recognized Indian tribes in the State, mobile sports wagering will serve as an effective economic development tool for tribal governments and tribal members and provide economic stimulus to rural areas of the State;

2. Authorizing the federally recognized Indian tribes in the State to conduct mobile sports wagering is fair and equitable because those Indian tribes previously have been excluded from conducting most forms of gaming in the State;

3. If conducted by licensed off-track betting facilities, commercial tracks and casinos, facility-based sports wagering will support the harness racing industry and agricultural interests that support the harness racing industry; and

4. Off-track betting facilities, commercial tracks and casinos are well suited to conduct facility-based sports wagering because of their infrastructure and experience with the conduct of wagering in the State.

PART J

Sec. J-1. 7 MRSA §86, sub-§8, as enacted by PL 2005, c. 563, §3, is amended to read:

8. Maximum allowed distribution from Stipend Fund. A licensee may not receive a stipend from the Stipend Fund greater than the amount actually raised and spent by the licensee on premiums and gratuities in

the classes provided in subsection 5. A licensee may not receive a stipend from the Stipend Fund in excess of \$10,000, except that this limitation does not apply to any additional stipend provided for by Title 8, section 287 or to funds distributed from the Fair Fund ~~or in accordance with section 85,~~ the Agricultural Fair Support Fund in accordance with section 91 ~~or the Agricultural Fair Promotion Fund in accordance with section 103.~~

Sec. J-2. 7 MRSA §103 is enacted to read:

§103. Agricultural Fair Promotion Fund

1. Eligible nonprofit organization defined. As used in this section, "eligible nonprofit organization" means a nonprofit organization that is exempt from federal income taxation under Section 501(a) of the United States Internal Revenue Code of 1986 as an organization described by Section 501(c) and that has had, for at least the preceding 25 years, a sole or primary purpose of promoting agricultural fairs in the State.

2. Identification of eligible nonprofit organizations. On January 1st and July 1st of each year, the commissioner shall send a list of all eligible nonprofit organizations to the Treasurer of State.

3. Fund created. The Treasurer of State shall establish an account to be known as "the Agricultural Fair Promotion Fund" and shall credit to it all money received under Title 8, section 1218, subsection 1, paragraph E. The fund is a dedicated, nonlapsing fund. All revenues deposited in the fund must be disbursed in accordance with this section.

4. Distribution. On January 31st and July 31st of each year, all amounts credited to the fund established pursuant to this section as of the last day of the preceding month and not distributed before that day must be distributed by the Treasurer of State in equal shares to each organization in the State that has been identified by the commissioner as an eligible nonprofit organization under subsection 2.

Sec. J-3. 8 MRSA §290, as enacted by PL 1997, c. 528, §46, is amended to read:

§290. Purse supplement

1. Payment. Amounts received pursuant to section 1218, subsection 1, paragraph C and amounts calculated as purse supplement share under section 286 must be paid to the commission for distribution as provided in subsection 2.

2. Distribution. On May 30th, September 30th and January 30th, ~~payments made~~ amounts received under ~~this subsection and~~ subsection 1 for distribution in accordance with this subsection must be divided among the licensees conducting live racing in the State. The amount of the payment made to a licensee is calculated by ~~dividing~~ multiplying the amount of money available for distribution by a fraction, the numerator of which is

the number of race dates on which that licensee conducted live racing in any calendar year ~~by and the denominator of which is~~ the total number of race dates on which all licensees conducted live racing in that year. Beginning January 30, 1997, the January 30th payment must be adjusted to reflect the dates when live racing was actually conducted during the previous year, not the dates granted.

Sec. J-4. 8 MRSA §1003, sub-§5, as repealed and replaced by PL 2017, c. 475, Pt. A, §11, is amended to read:

5. Additional duties of the director. The director also serves as the director of the Gambling Control Unit, established as a bureau within the Department of Public Safety under Title 25, section 2902, subsection 12. As director of the unit, the director shall administer and enforce the laws governing fantasy contests under chapter 33, sports wagering under chapter 35 and beano and games of chance under Title 17, chapters 13-A and 62, respectively.

Sec. J-5. 8 MRSA §1104, sub-§2, as enacted by PL 2017, c. 303, §2, is amended to read:

2. Certain leagues and contests prohibited. A fantasy contest operator may not offer a fantasy contest based on the performances of participants in ~~collegiate or~~ high school athletic events or other athletic events involving participants under 18 years of age.

Sec. J-6. 8 MRSA c. 35 is enacted to read:

CHAPTER 35

REGULATION OF SPORTS WAGERING

§1201. Authorization of sports wagering; license required

Notwithstanding any provision of law to the contrary, the operation of sports wagering and ancillary activities are lawful when conducted in accordance with the provisions of this chapter and the rules adopted under this chapter.

A person or entity may not engage in any activities in this State that require a license under this chapter unless all necessary licenses have been obtained in accordance with this chapter and rules adopted under this chapter.

§1202. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Adjusted gross sports wagering receipts. "Adjusted gross sports wagering receipts" means an operator's gross receipts from sports wagering less the total of all winnings paid to patrons, which includes the cash equivalent of any merchandise or thing of value awarded as a prize, and less excise tax payments remitted to the Federal Government.

2. Collegiate sports or athletic event. "Collegiate sports or athletic event" means a sports or athletic event offered or sponsored by, or played in connection with, a public or private institution that offers postsecondary educational services.

3. Commissioner. "Commissioner" means the Commissioner of Public Safety.

4. Department. "Department" means the Department of Public Safety.

5. Director. "Director" means the director of the Gambling Control Unit within the department.

6. Facility operator. "Facility operator" means a facility sports wagering licensee under subsection 7, paragraph A.

7. License. "License" means any license applied for or issued by the director under this chapter, including, but not limited to:

A. A facility sports wagering license under section 1206 to conduct sports wagering in which wagers are placed within a physical location in this State;

B. A mobile sports wagering license under section 1207 to permit a mobile operator to operate sports wagering through an approved mobile application or other digital platform that involves, at least in part, the use of the Internet;

C. A supplier license under section 1208 to sell goods and services to be used in connection with sports wagering, but not to directly accept wagers;

D. A management services license under section 1209 to manage sports wagering on behalf of a facility sports wagering licensee or a mobile sports wagering licensee; and

E. An occupational license under section 1210 to be employed by a facility sports wagering licensee or a mobile sports wagering licensee to operate sports wagering when the employee performs duties in furtherance of or associated with the operation of sports wagering.

8. Mobile operator. "Mobile operator" means a mobile sports wagering licensee under subsection 7, paragraph B.

9. Operator. "Operator" includes a facility operator and a mobile operator.

10. Professional sports or athletic event. "Professional sports or athletic event" means an event at which 2 or more persons participate in sports or athletic contests and receive compensation in excess of actual expenses for their participation in the event.

11. Prohibited sports event. "Prohibited sports event" means a high school sports or athletic event, any other event in which a majority of the participants are under 18 years of age or a collegiate sports or athletic

event in which any Maine collegiate sports team participates, regardless of where the event takes place. "Prohibited sports event" does not include any game or match that is part of a tournament in which a Maine collegiate sports team participates, as long as a Maine collegiate sports team does not participate in that particular game or match.

12. Sports event. "Sports event" means any professional sports or athletic event, collegiate sports or athletic event or amateur sports or athletic event, including but not limited to an Olympic or international sports or athletic event, a motor vehicle race or an electronic sports event, commonly referred to as "e-sports."

13. Sports governing body. "Sports governing body" means an organization that is headquartered in the United States and prescribes final rules and enforces codes of conduct with respect to a sports event and participants in the sports event.

14. Sports wagering. "Sports wagering" means the business of accepting wagers on sports events or portions of sports events, the individual performance statistics of athletes in a sports event or a combination of any of the same by any system or method of wagering approved by the director, including, but not limited to, in person on the property of a facility operator or via a mobile operator's mobile applications and digital platforms that use communications technology to accept wagers. "Sports wagering" does not include the sale of pari-mutuel pools authorized under chapter 11 or the operation of fantasy contests as defined in section 1101, subsection 4.

15. Wager. "Wager" means a sum of money or thing of value risked on an uncertain occurrence.

§1203. Powers and duties of director

1. Powers and duties. In administering and enforcing this chapter, the director:

A. Has the power to regulate the conduct of sports wagering;

B. Shall determine the eligibility of a person to hold or continue to hold a license, shall issue all licenses and shall maintain a record of all licenses issued under this chapter;

C. Shall levy and collect all fees, civil penalties and tax on adjusted gross sports wagering receipts imposed by this chapter, except as otherwise provided under this chapter;

D. May sue to enforce any provision of this chapter or any rule of the director by civil action or petition for injunctive relief;

E. May hold hearings, administer oaths and issue subpoenas or subpoenas duces tecum in the manner provided by applicable law; and

F. May exercise any other powers necessary to effectuate the provisions of this chapter and the rules of the director.

2. Rules. The director shall adopt rules governing the conduct of sports wagering in the State, which must, at a minimum, include the following:

A. Additional qualifications and procedures for obtaining a facility sports wagering license, supplier license, management services license, mobile sports wagering license or occupational license, including the job classifications subject to the occupational license requirement;

B. Additional qualifications and procedures for obtaining a temporary facility sports wagering license, temporary supplier license, temporary management services license and temporary mobile sports wagering license;

C. The methods of operation of sports wagering, including but not limited to the permitted systems and methods of wagers; the use of credit and checks by persons making wagers; the types of wagering receipts that may be used; the method of issuing receipts; the prevention of sports wagering on prohibited sports events; the protection of patrons placing wagers; and the promotion of social responsibility and responsible gaming and display of information on resources for problem gambling at a facility operator's premises or on any mobile application or digital platform used to place wagers;

D. If the director determines that establishment of a maximum wager is necessary for the protection of public safety, the maximum wager that may be accepted from any one person on a single sports event;

E. Standards for the adoption of comprehensive house rules governing sports wagering by operators and the approval of house rules by the director as required under section 1211;

F. Minimum design and security requirements for the physical premises of facility operators in which sports wagering is conducted, including but not limited to minimum requirements for the acceptance of wagers at a self-serve kiosk located on the premises and minimum required methods for verifying the identity and age of a person who places a wager with a facility operator, for verifying that the person making a wager is not prohibited from making a wager under section 1213 and for requiring the refund of any wager determined to have been placed by a person prohibited from making a wager under section 1213;

G. Minimum design and security requirements for mobile applications and digital platforms for the

acceptance of wagers by mobile operators, including required methods for verifying the age and identity of a person who places a wager with a mobile operator, for verifying that the person making the wager is physically located in the State and is not prohibited from making a wager under section 1213 and for requiring the refund of any wager determined to have been placed by a person prohibited from making a wager under section 1213;

H. The types of interested parties, including sports team or league employees or owners, from whom operators are prohibited from accepting wagers under section 1213, subsection 4;

I. Minimum design, security, testing and approval requirements for sports wagering equipment, systems or services sold by suppliers licensed under section 1208;

J. Minimum requirements for a contract between a management services licensee under section 1209 and an operator on whose behalf the management services licensee conducts sports wagering, including but not limited to requirements that the person providing management services be licensed prior to entering a contract; that the contract be approved by the director prior to the conduct of sports wagering; that, if the management services licensee contracts with more than one operator, the contract include a condition requiring the management services licensee to employ a method approved by the director for separately accounting for each operator's gross receipts from sports wagering and adjusted gross sports wagering receipts; and that the contract not authorize the person providing management services to receive more than 30% of the operator's adjusted gross sports wagering receipts, except that the director may approve a contract authorizing the management services licensee to receive up to 40% of the operator's adjusted gross sports wagering receipts if the director determines that the management services licensee has demonstrated that the fee is commercially reasonable given the management services licensee's capital investments and the operator's projected adjusted gross sports wagering receipts;

K. Establishment of a list of persons who are not authorized to place a wager on a sports event, including but not limited to those persons who voluntarily request that their names be included on the list of unauthorized persons. The rules adopted under this paragraph must define the standards for involuntary placement on the list and for removal from the list;

L. Minimum internal control standards for operators and management services licensees, including but not limited to procedures for safeguarding assets and revenues; the recording of cash and evidence of indebtedness; the maintenance of reliable

records, accounts and reports of transactions, operations and events; required audits; and the content and frequency of reports of sports wagering activities and revenues that must be made to the director; and

M. Restrictions on the advertisement and marketing of sports wagering, including but not limited to prohibiting misleading, deceptive or false advertisements; requiring an operator to disclose its status as a commercial track, casino or off-track betting facility licensed in the State or a federally recognized Indian tribe or a business entity wholly owned by a federally recognized Indian tribe in the State; and restricting, to the extent permissible, advertising that has a high probability of reaching persons under 21 years of age or that is specifically designed to appeal particularly to persons under 21 years of age.

3. Rulemaking. Rules adopted by the director pursuant to this chapter are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

§1204. Application; criminal history background check

1. Application. An application for a license or for renewal of a license required under this chapter must be submitted on a form or in a format approved by the director. An application submitted to the director must, at a minimum, include the following:

A. The full name, current address and contact information of the applicant;

B. Disclosure of each person that has control of the applicant as described in subsection 2;

C. Consent to permit the director to conduct a criminal history record check in accordance with subsection 3 of the applicant and each person disclosed under paragraph B in accordance with procedures established by the director;

D. For the applicant and each person disclosed under paragraph B, a record of previous issuances and denials of or any adverse action taken against a gambling-related license or application under this Title or in any other jurisdiction. For purposes of this paragraph, "adverse action" includes, but is not limited to, a condition resulting from an administrative, civil or criminal violation, a suspension or revocation of a license or a voluntary surrender of a license to avoid or resolve a civil, criminal or disciplinary action; and

E. Any additional information required by the director by rule.

2. Persons that have control. The following persons are considered to have control of an applicant or a licensee:

A. Each corporate holding company, parent company or subsidiary company of a corporate applicant or licensee and each person that owns 10% or more of the corporate applicant or licensee and that has the ability to control the activities of the corporate applicant or licensee or elect a majority of the board of directors of that corporate applicant or licensee, except for a bank or other licensed lending institution that holds a mortgage or other lien acquired in the ordinary course of business;

B. Each person associated with a noncorporate applicant or licensee that directly or indirectly holds a beneficial or proprietary interest in the noncorporate applicant's or licensee's business operation or that the director otherwise determines has the ability to control the noncorporate applicant or licensee; and

C. Key personnel of an applicant or licensee, including any executive, employee or agent, having the power to exercise significant influence over decisions concerning any part of the applicant's or licensee's relevant business operation.

3. Criminal history record check. The director shall request a criminal history record check in accordance with this subsection for each applicant for initial licensure and each person required to be disclosed by the applicant for initial licensure under subsection 1, paragraph B. The director may require a criminal history record check in accordance with this subsection from a licensee seeking to renew a license, from any person the licensee is required to disclose under subsection 1, paragraph B as part of the license renewal application and from any person identified by the licensee under subsection 4. A criminal history record check conducted pursuant to this subsection must include criminal history record information obtained from the Maine Criminal Justice Information System established in Title 16, section 631 and the Federal Bureau of Investigation.

A. Criminal history record information obtained from the Maine Criminal Justice Information System pursuant to this subsection must include a record of public criminal history record information as defined in Title 16, section 703, subsection 8.

B. Criminal history record information obtained from the Federal Bureau of Investigation pursuant to this subsection must include other state and national criminal history record information.

C. An individual required to submit to a criminal history record check under this subsection shall submit to having the individual's fingerprints taken. The State Police, upon payment by the individual of the fee required under paragraph E, shall take or cause to be taken the individual's fingerprints and shall immediately forward the fingerprints to the Department of Public Safety, Bureau

of State Police, State Bureau of Identification. Any person who fails to transmit criminal fingerprint records to the State Bureau of Identification pursuant to this paragraph is subject to the provisions of Title 25, section 1550.

D. The Department of Public Safety, Bureau of State Police, State Bureau of Identification shall conduct the state and national criminal history record checks required under this subsection. Except for the portion of a payment, if any, that constitutes the processing fee for a criminal history record check charged by the Federal Bureau of Investigation, all money received by the State Police under this subsection must be paid to the Treasurer of State, who shall apply the money to the expenses incurred by the Department of Public Safety in the administration of this subsection.

E. The director shall by rule set the amount of the fee to be paid for each criminal history record check required to be performed under this subsection.

F. The subject of a Federal Bureau of Investigation criminal history record check may obtain a copy of the criminal history record check by following the procedures outlined in 28 Code of Federal Regulations, Sections 16.32 and 16.33. The subject of a state criminal history record check may inspect and review the criminal history record information pursuant to Title 16, section 709.

G. State and national criminal history record information obtained by the director under this subsection may be used only for the purpose of screening an applicant for a license or a license renewal under this chapter.

H. All criminal history record information obtained by the director pursuant to this subsection is confidential, is for the official use of the director only and may not be disseminated by the director or disclosed to any other person or entity except as provided in paragraph F.

I. The director, after consultation with the Department of Public Safety, Bureau of State Police, State Bureau of Identification, shall adopt rules to implement this subsection.

4. Material change to application. A person licensed under this chapter shall give the director written notice within 30 days of any material change to any information provided in the licensee's application for a license or renewal, including any change in the identity of persons considered to have control of the licensee as described in subsection 2.

5. Gambling Control Unit employees prohibited. An employee of the Gambling Control Unit within the department may not be an applicant for a license issued under this chapter.

§1205. Denial of license; administrative sanctions

1. Grounds for denial of license or imposition of administrative sanctions. The following are grounds for the director to deny a license or license renewal or for the imposition of administrative sanctions, in accordance with this section, on a person licensed under this chapter:

A. If the applicant or licensee has knowingly made a false statement of material fact to the director;

B. If the applicant or licensee has not disclosed the existence or identity of other persons that have control of the applicant or licensee as required by section 1204, subsections 1 and 4;

C. If the applicant or licensee has had a license revoked by any government authority responsible for regulation of gaming activities;

D. If the applicant, the licensee or a person having control of the applicant or licensee under section 1204, subsection 2 is not of good moral character. In determining whether the applicant, licensee or person is of good moral character, the director shall consider qualities that include but are not limited to honesty, candor, trustworthiness, diligence, reliability, observance of fiduciary and financial responsibility and respect for the rights of others;

E. If the applicant, the licensee or a person having control of the applicant or licensee under section 1204, subsection 2:

(1) Has, in any jurisdiction, been convicted of or pled guilty or nolo contendere to a crime punishable by one year or more of imprisonment;

(2) Has, in any jurisdiction, been adjudicated of committing a civil violation or been convicted of a criminal violation involving dishonesty, deception, misappropriation or fraud;

(3) Has engaged in conduct in this State or any other jurisdiction that would constitute a violation of this chapter; chapter 11 involving gambling; chapter 31; chapter 33; Title 17, chapter 13-A or 62; Title 17-A, chapter 39; or substantially similar offenses in other jurisdictions;

(4) Is a fugitive from justice, a drug user, a person with substance use disorder, an illegal alien or a person who was dishonorably discharged from the Armed Forces of the United States; or

(5) Is not current in filing all applicable tax returns and in the payment of all taxes, penalties and interest owed to this State, any other state or the United States Internal Revenue Service, excluding items under formal appeal;

F. If the applicant or licensee has not demonstrated to the satisfaction of the director sufficient financial assets to meet the requirements of the licensed business or proposed business and to meet any financial obligations imposed by this chapter;

G. If the applicant, the licensee or a person having control of the applicant or licensee under section 1204, subsection 2 has not demonstrated financial responsibility. For the purposes of this paragraph, "financial responsibility" means a demonstration of a current and expected future condition of financial solvency sufficient to satisfy the director that the applicant, the licensee or the person can successfully engage in business without jeopardy to the public health, safety and welfare. Financial responsibility may be determined by an evaluation of the total history concerning the applicant, the licensee or the person, including past, present and expected condition and record of financial solvency, business record and accounting and managerial practices;

H. If the applicant or licensee has not met the requirements of this chapter; or

I. If the applicant or licensee has violated any provision of this chapter or of the rules adopted under this chapter.

2. Denial of initial license or renewed license; notice; hearing. The director may deny an application for a license or for renewal of a license for the reasons set forth in subsection 1. The director shall notify the applicant or the licensee in writing of the decision and of the opportunity to request a hearing conducted by the commissioner.

If the applicant or licensee fails to request a hearing within 30 days of the date that the notice was mailed under this subsection, the director may issue a final decision denying the application for a license or for renewal of a license. If the applicant or licensee makes a timely request for a hearing, the commissioner shall conduct an adjudicatory hearing in accordance with Title 5, chapter 375, subchapter 4. The director's decision to deny the license or license renewal stands until the commissioner issues a decision to uphold, modify or overrule the director's decision.

After hearing, if the commissioner finds grounds for denying a license or license renewal under subsection 1, the commissioner may deny the application for a license or for renewal of a license.

3. Investigation of complaints; notice; hearing. The director or the director's designee shall investigate a complaint on the director's own motion or upon receipt of a written complaint regarding noncompliance with or violation of this chapter or of any rules adopted under this chapter. Following the investigation, the director may mail the licensee a notice of violation in-

forming the licensee of the administrative sanction under subsection 4 the director proposes to impose and of the licensee's opportunity to request a hearing.

If the licensee fails to request a hearing within 30 days of the date that a notice was mailed under this subsection, the director may issue a final decision imposing the sanction proposed in the notice. If the licensee makes a timely request for a hearing, the commissioner shall conduct an adjudicatory hearing in accordance with Title 5, chapter 375, subchapter 4. If, after the hearing, the commissioner finds that the factual basis of the complaint is true and is of sufficient gravity to warrant further action, the commissioner may impose an administrative sanction under subsection 4.

4. Administrative sanctions. The director or the commissioner may, pursuant to subsection 3, impose the following administrative sanctions on a licensee:

- A. A written reprimand;
- B. Conditions of probation of a license;
- C. A license suspension;
- D. A license revocation; or
- E. A civil penalty of up to \$25,000 per violation of any provision of this chapter or rule adopted pursuant to this chapter.

5. Appeals. A person aggrieved by the final decision of the commissioner under subsection 2 or 3 may appeal the commissioner's decision to the Superior Court in accordance with Title 5, chapter 375, subchapter 7.

§1206. Facility sports wagering license

1. Issuance of license. The director shall issue a facility sports wagering license upon finding that the applicant meets all requirements of this section, sections 1204 and 1205 and rules adopted under this chapter. The director may issue no more than 10 facility sports wagering licenses under this section.

2. Eligibility; transfer prohibited. To be eligible to receive a facility sports wagering license, an applicant must be:

- A. A commercial track as defined in section 275-A, subsection 1 not located in Bangor;
- B. A casino licensed under section 1011; or
- C. An off-track betting facility licensed under section 275-D or Public Law 2019, chapter 626, section 16.

Each off-track betting facility may receive only one facility sports wagering license under this section. A facility sports wagering license may not be transferred or assigned.

3. Authority to conduct sports wagering; management services permitted. A facility sports wagering license granted by the director pursuant to this section grants a licensee lawful authority to conduct sports wagering in which wagers are placed within a physical location controlled by the licensee in the State within the terms and conditions of the license and any rules adopted under this chapter. A facility sports wagering licensee may contract with a management services licensee under section 1209.

4. Fees. The fee for an initial or renewed facility sports wagering license is \$4,000 and must be retained by the director for the costs of administering this chapter. In addition to the license fee, the director may charge a processing fee for an initial or renewed license in an amount equal to the projected cost of processing the application and performing any background investigations. If the actual cost exceeds the projected cost, an additional fee may be charged to meet the actual cost. If the projected cost exceeds the actual cost, the difference may be refunded to the applicant or licensee.

5. Term of license. Except as provided in subsection 6, a license granted or renewed under this section is valid for 4 years unless sooner revoked by the director or the commissioner under section 1205. The failure of a facility sports wagering licensee to maintain its underlying off-track betting license voids the facility sports wagering license.

6. Temporary license. An applicant for a facility sports wagering license may submit with the application a request for a temporary license. A request for a temporary license must include the initial license fee of \$4,000. If the director determines that the applicant is qualified under subsection 2, meets the requirements established by rule for a temporary license and has paid the initial license fee and the director is not aware of any reason the applicant is ineligible for a license under this section, the director may issue a temporary facility sports wagering license. A temporary license issued under this subsection is valid for one year or until a final determination on the facility sports wagering license application is made, whichever is sooner. If after investigation the director determines that the applicant is eligible for a facility sports wagering license under this chapter, the director shall issue the initial facility sports wagering license, at which time the temporary license terminates. The initial facility sports wagering license is valid for 4 years from the date that the temporary license was issued by the director. Sports wagering conducted under authority of a temporary license must comply with the facility operator's house rules adopted under section 1211.

7. Occupational license required. A facility sports wagering licensee, including a temporary licensee under subsection 6, may conduct sports wagering only through persons holding a valid occupational license under section 1210.

8. Municipal control. Nothing in this chapter may be construed to restrict the authority of municipalities under municipal home rule provisions of the Constitution of Maine, including zoning and public safety authority.

§1207. Mobile sports wagering license

1. Issuance of license. The director shall issue a mobile sports wagering license upon finding that the applicant meets all requirements of this section, sections 1204 and 1205 and rules adopted under this chapter.

2. Eligibility; transfer to wholly owned entity. To be eligible to receive a mobile sports wagering license, an applicant must be a federally recognized Indian tribe in this State. Each federally recognized Indian tribe may receive only one mobile sports wagering license under this section. A mobile sports wagering license may not be transferred or assigned, except that a federally recognized Indian tribe may transfer its mobile sports wagering license to a business entity with a principal place of business in the State that is wholly owned by that federally recognized Indian tribe.

3. Authority to conduct sports wagering; management services permitted. A mobile sports wagering license granted by the director pursuant to this section grants a licensee lawful authority to conduct sports wagering in which wagers are placed by persons who are physically located in the State through any mobile applications or digital platforms approved by the director within the terms and conditions of the license and any rules adopted under this chapter. A mobile sports wagering licensee may contract with no more than one management services licensee under section 1209.

4. Fees. The fee for an initial or renewed mobile sports wagering license is \$200,000 and must be retained by the director for the costs of administering this chapter. In addition to the license fee, the director may charge a processing fee for an initial or renewed license in an amount equal to the projected cost of processing the application and performing any background investigations. If the actual cost exceeds the projected cost, an additional fee may be charged to meet the actual cost. If the projected cost exceeds the actual cost, the difference may be refunded to the applicant or licensee.

5. Term of license. Except as provided in subsection 6, a license granted or renewed under this section is valid for 4 years unless sooner revoked by the director or the commissioner under section 1205.

6. Temporary license. An applicant for a mobile sports wagering license may submit with the application a request for a temporary license. A request for a temporary license must include the initial license fee of \$200,000. If the director determines that the applicant is qualified under subsection 2, meets the requirements established by rule for a temporary license and has paid the initial license fee and the director is not aware of any reason the applicant is ineligible for a license under

this section, the director may issue a temporary mobile sports wagering license. A temporary license issued under this subsection is valid for one year or until a final determination on the mobile sports wagering license application is made, whichever is sooner. If after investigation the director determines that the applicant is eligible for a mobile sports wagering license under this chapter, the director shall issue the initial mobile sports wagering license, at which time the temporary license terminates. The initial mobile sports wagering license is valid for 4 years from the date that the temporary license was issued by the director. Sports wagering conducted under authority of a temporary license must comply with the mobile operator's house rules adopted under section 1211.

7. Occupational license required. A mobile sports wagering licensee, including a temporary licensee under subsection 6, may conduct sports wagering only through persons holding a valid occupational license under section 1210.

§1208. Supplier license

1. Issuance of license; eligibility. The director shall issue a supplier license upon finding that the applicant meets all requirements of this section, sections 1204 and 1205 and rules adopted under this chapter.

2. Equipment. An applicant for a supplier license shall demonstrate that the equipment, systems or services that the applicant plans to offer to an operator conform to standards established by rule by the director. The director may accept approval by another jurisdiction that is specifically determined by the director to have similar equipment standards as evidence the applicant meets the standards established by the director by rule.

3. Authority to supply operators. A supplier license granted by the director pursuant to this section grants a licensee lawful authority to sell or to lease sports wagering equipment, systems or services to operators in the State within the terms and conditions of the license and any rules adopted under this chapter.

4. Fees. The fee for an initial or renewed supplier license is \$40,000 and must be retained by the director for the costs of administering this chapter. In addition to the license fee, the director may charge a processing fee for an initial or renewed license in an amount equal to the projected cost of processing the application and performing any background investigations. If the actual cost exceeds the projected cost, an additional fee may be charged to meet the actual cost. If the projected cost exceeds the actual cost, the difference may be refunded to the applicant or licensee.

5. Term of license. Except as provided in subsection 6, a license granted or renewed under this section is valid for 4 years unless sooner revoked by the director or the commissioner under section 1205.

6. Temporary license. An applicant for a supplier license may submit with the application a request for a temporary license. A request for a temporary license must include the initial license fee of \$40,000. If the director determines that the applicant is qualified under subsection 2, meets the requirements established by rule for a temporary license and has paid the initial license fee and the director is not aware of any reason the applicant is ineligible for a license under this section, the director may issue a temporary supplier license. A temporary license issued under this subsection is valid for one year or until a final determination on the supplier license application is made, whichever is sooner. If after investigation the director determines that the applicant is eligible for a supplier license under this chapter, the director shall issue the initial supplier license, at which time the temporary license terminates. The initial supplier license is valid for 4 years from the date that the temporary license was issued by the director.

7. Inventory. A supplier licensee shall submit to the director a list of all sports wagering equipment, systems and services sold or leased to, delivered to or offered to an operator in this State as required by the director, all of which must be tested and approved by an independent testing laboratory approved by the director. An operator may continue to use supplies acquired from a licensed supplier if the supplier's license subsequently expires or is otherwise revoked, unless the director finds a defect in the supplies.

§1209. Management services license

1. Issuance of license; eligibility. The director shall issue a management services license upon finding that the applicant meets all requirements of this section, sections 1204 and 1205 and rules adopted under this chapter and that the applicant has sufficient knowledge and experience in the business of operating sports wagering to effectively conduct sports wagering in accordance with this chapter and the rules adopted under this chapter.

2. Authority to enter contract with operator. A management services licensee may contract with an operator to manage sports wagering operations on behalf of the operator in accordance with rules adopted under this chapter.

3. Contract approval; material change in written contract. A person may not contract with an operator to conduct sports wagering on behalf of the operator unless the person is licensed under this section and the director approves the written contract. A management services licensee shall submit to the director any proposed material change to the written contract that has been approved by the director under this subsection. A management services licensee may not transfer, assign, delegate or subcontract any portion of the management services licensee's responsibilities under the contract or any portion of the management services licensee's right to compensation under the contract to any

other person who does not hold a management services license.

4. Fees. The fee for an initial or renewed management services license is \$40,000 and must be retained by the director for the costs of administering this chapter. In addition to the license fee, the director may charge a processing fee for an initial or renewed license in an amount equal to the projected cost of processing the application and performing any background investigations. If the actual cost exceeds the projected cost, an additional fee may be charged to meet the actual cost. If the projected cost exceeds the actual cost, the difference may be refunded to the applicant or licensee.

5. Term of license. Except as provided in subsection 6, a license granted or renewed under this section is valid for 4 years unless sooner revoked by the director or the commissioner under section 1205.

6. Temporary license. An applicant for a management services license may submit with the application a request for a temporary license. A request for a temporary license must include the initial license fee of \$40,000. If the director determines that the applicant is qualified under subsection 1, meets the requirements established by rule for a temporary license and has paid the initial license fee and the director is not aware of any reason the applicant is ineligible for a license under this section, the director may issue a temporary management services license. A temporary license issued under this subsection is valid for one year or until a final determination on the management services license application is made, whichever is sooner. If after investigation the director determines that the applicant is eligible for a management services license under this chapter, the director shall issue the initial management services license, at which time the temporary license terminates. The initial management services license is valid for 4 years from the date that the temporary license was issued by the director.

§1210. Occupational license

1. License required. A person may not be employed by an operator to be engaged directly in sports wagering-related activities or otherwise to conduct or operate sports wagering without a valid occupational license issued by the director under this section. The director shall issue an occupational license to a person who meets the requirements of this section, section 1204 and section 1205. The director shall by rule establish a process for issuance of occupational licenses that is, as far as possible, identical to the process for licensing employees of a casino under section 1015.

2. Authority to be employed in sports wagering. An occupational license authorizes the licensee to be employed by an operator in the capacity designated by the director while the license is active. The director may establish, by rule, job classifications with different

requirements to recognize the extent to which a particular job has the ability to affect the proper operation of sports wagering.

3. Application and fee. Except as provided in subsection 5, an applicant shall submit any required application forms established by the director and pay a nonrefundable application fee of \$250. The fee may be paid on behalf of an applicant by the operator. Fees paid under this subsection must be retained by the director for the costs of administering this chapter.

4. Renewal fee and form. An occupational licensee must pay a fee of \$25 to renew the license for a one-year term or a fee of \$50 to renew the license for a 3-year term. The fee may be paid on behalf of the occupational licensee by the operator. In addition to a renewal fee, an occupational licensee must annually submit a renewal application on a form or in a format approved by the director. Fees paid under this subsection must be retained by the director for the costs of administering this chapter.

5. Exception. An individual who is actively licensed under section 1015 as an employee of a casino that has a facility sports wagering license may obtain or renew a license under this section without paying an initial license fee or a renewal license fee under this section.

§1211. Sports wagering house rules

1. Adoption of house rules. An operator shall adopt comprehensive house rules for game play governing sports wagering transactions with its patrons. House rules must be approved by the director prior to implementation and meet the minimum standards established by the director by rule, including, but not limited to, requiring that the house rules specify the amounts to be paid on winning wagers and the effect of sports event schedule changes, the circumstances under which the operator will void a wager and treatment of errors, late wagers and related contingencies.

2. Advertisement of house rules. The house rules, together with any other information the director determines to be appropriate, must be advertised as required by the director by rule and must be made readily available to patrons.

§1212. Access to premises and equipment

A licensee under this chapter shall permit the director, the department or a designee of the director unrestricted access, during regular business hours, including access to locked or secured areas, to inspect any facility and any equipment, prizes, records or other items to be used in the operation of sports wagering.

§1213. Persons prohibited from making wagers on sports events

An operator and a management services licensee conducting sports wagering on behalf of an operator

may not accept a wager on a sports event from the following persons:

1. Persons under 21 years of age. A person who has not attained 21 years of age;

2. Sports event participants. An athlete or individual who participates or officiates in the sports event that is the subject of the wager;

3. Operators and employees. An operator or management services licensee; directors, officers and employees of an operator or management services licensee; or a relative living in the same household as any of these persons. This subsection does not prohibit a relative living in the same household as a director, officer or employee of an operator or management services licensee from making a sports wager with an unaffiliated operator or management services licensee;

4. Interested parties. A person with an interest in the outcome of the sports event identified by the director by rule. The interested parties identified by the director by rule under this subsection may include, but are not limited to, legal or beneficial owners of or employees of a sports team participating in the event or another sports team in the same league as a sports team participating in the event as well as directors, owners or employees of the sports league conducting the event;

5. Unauthorized persons. A person on a list established by rule by the director under section 1203, subsection 2, paragraph K of persons who are not authorized to make wagers on sports events;

6. Third parties. A person making a wager on behalf of or as the agent or custodian of another person; and

7. Regulatory staff. An employee of the Gambling Control Unit within the department.

§1214. Certain sports wagers prohibited

1. Prohibited wagers. An operator may not, with respect to a sports event of a sport governing body headquartered in the United States, offer or accept wagers on the occurrence of injuries or penalties, the outcome of player disciplinary rulings or replay reviews.

2. Request from sports governing body. A sports governing body may submit to the director in writing a request to restrict, limit or exclude a certain type, form or category of sports wagering with respect to sports events of that sports governing body if the sports governing body believes that that type, form or category of sports wagering with respect to sports events of that sports governing body may undermine the integrity or perceived integrity of that sports governing body or sports events of that sports governing body. The director shall request comment from operators on all requests under this subsection. After giving due consideration to all comments received, the director shall, upon a demonstration of good cause from the sports

governing body that the type, form or category of sports wagering is likely to undermine the integrity or perceived integrity of that sports governing body or sports events of that sports governing body, grant the request. The director shall respond to a request concerning a particular event before the start of the event or, if it is not feasible to respond before the start of the event, no later than 7 days after the request is made. If the director determines that the sports governing body is more likely than not to prevail in successfully demonstrating good cause for its request, the director may provisionally grant the request of the sports governing body until the director makes a final determination as to whether the sports governing body has demonstrated good cause. Absent such a provisional grant by the director, an operator may continue to offer sports wagering on sports events that are the subject of that request during the pendency of the director's consideration of the request.

§1215. Abnormal wagering activity

1. Duty to report. An operator shall, as soon as practicable, report to the director any information relating to abnormal wagering activity or patterns that may indicate a concern with the integrity of a sports event or any other conduct that corrupts a wagering outcome of a sports event for purposes of financial gain, including match fixing. An operator shall concurrently report that information to the relevant sports governing body.

2. Cooperation efforts. An operator shall use commercially reasonable efforts to cooperate with investigations conducted by sports governing bodies or law enforcement agencies, including but not limited to using commercially reasonable efforts to provide or facilitate the provision of wagering information.

3. Information confidentiality. The director and operators shall maintain the confidentiality of information provided by a sports governing body for purposes of investigating or preventing the conduct described in this section, unless disclosure is otherwise required by the director or by law or unless the sports governing body consents to disclosure.

4. Information use and disclosure. With respect to any information provided by an operator to a sports governing body relating to conduct described in this section, a sports governing body:

A. May use such information only for integrity-monitoring purposes and may not use the information for any commercial or other purpose; and

B. Shall maintain the confidentiality of the information, unless disclosure is otherwise required by the director or by law or unless the operator consents to disclosure, except that the sports governing body may make disclosures necessary to conduct and resolve integrity-related investigations and may publicly disclose such information if required by the sports governing body's integrity policies or if determined by the sports governing body in its

reasonable judgment to be necessary to maintain the actual or perceived integrity of its sports events. Prior to any public disclosure that would identify the operator by name, the sports governing body shall provide that operator with notice of the disclosure and an opportunity to object to the disclosure.

§1216. Security, maintenance and sharing of wagering records

1. Records maintenance. An operator shall maintain for 3 years after a sports event occurs at least the following records of all wagers placed with respect to that sports event:

A. Personally identifiable information of each person placing a wager;

B. The amount and type of each wager;

C. The time each wager was placed;

D. The location of each wager, including the Internet protocol address if applicable;

E. The outcome of each wager; and

F. Instances of abnormal wagering activity.

In addition, an operator shall maintain video recordings in the case of in-person wagers for at least one year after the sports event occurs. An operator shall make the records required to be maintained under this subsection available for inspection upon request of the director or as required by court order.

2. Anonymized information. An operator shall use commercially reasonable efforts to maintain, in real time and at the account level, anonymized information regarding a person who places a wager and the amount and type of the wager, the time the wager was placed, the location of the wager, including the Internet protocol address if applicable, the outcome of the wager and records of abnormal wagering activity. The director may request that information in the form and manner required by rule. Nothing in this subsection requires an operator to provide any information that is prohibited by federal or state law, including without limitation laws and rules relating to privacy and personally identifiable information.

3. Records monitoring. If a sports governing body has notified the director that access to the information described in subsection 2 for wagers placed on sports events of that sports governing body is necessary to monitor the integrity of that sports governing body's sports events, and the sports governing body represents to the director that it specifically uses that data for the purpose of monitoring the integrity of sports events of that sports governing body, then an operator shall share, in a commercially reasonable frequency, form and manner, with the sports governing body or its designee the same information the operator is required to maintain under subsection 2 with respect to sports wagers on

sports events of that sports governing body. A sports governing body and its designee may use information received under this subsection only for integrity-monitoring purposes and may not use information received under this subsection for any commercial or other purpose. Nothing in this subsection requires an operator to provide any information if prohibited by federal or state law, including without limitation laws and rules relating to privacy and personally identifiable information.

4. Security. An operator shall use commercially reasonable methods to maintain the security of wagering data, customer data and other confidential information from unauthorized access and dissemination. Nothing in this chapter precludes the use of Internet-based or so-called cloud-based hosting of that data and information or disclosure as required by law.

§1217. Interception of sports wagering winnings to pay child support debt

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Child support debt" means child support debt that has been liquidated by judicial or administrative action.

B. "Department" means the Department of Health and Human Services.

C. "Licensee" means a facility operator, a mobile operator or a management services licensee under section 1209.

D. "Registry operator" means the department or an entity with which the department enters into a contract to maintain the registry pursuant to subsection 3.

E. "Winner" means a sports wagering patron to whom cash is returned as winnings for placement of a sports wager.

2. Interception. A licensee shall intercept sports wagering winnings to pay child support debt in accordance with this section.

3. Registry. The department shall create and maintain, or shall contract with a private entity to create and maintain, a secure, electronically accessible registry containing information regarding individuals with outstanding child support debt. The department shall regularly enter into the registry information including:

A. The name and social security number of each individual with outstanding child support debt;

B. The account number or identifier assigned by the department to the outstanding child support debt;

C. The amount of the outstanding child support debt; and

D. Any other information necessary to effectuate the purposes of this section.

4. Electronic access to information; procedures.

A licensee shall electronically access the registry in accordance with this subsection.

A. Before making a payout of winnings of an amount equal to or greater than the amount for which the licensee is required to file a Form W-2G or substantially equivalent form with the United States Internal Revenue Service, the licensee shall obtain the name, address, date of birth and social security number of the winner and shall electronically submit this information to the registry operator.

B. Upon receipt of information pursuant to paragraph A, the registry operator shall electronically inform the licensee whether the winner is listed in the registry. If the winner is listed in the registry, the registry operator shall inform the licensee of the amount of the winner's outstanding child support debt and the account number or identifier assigned to the outstanding child support debt and shall provide the licensee with a notice of withholding that informs the winner of the right to an administrative hearing.

C. If the registry operator informs the licensee that the winner is not listed in the registry or if the licensee is unable to obtain information from the registry operator on a real-time basis after attempting in good faith to do so, the licensee may make payment to the winner.

D. If the registry operator informs the licensee that the winner is listed in the registry, the licensee may not make payment to the winner unless the amount of the payout exceeds the amount of outstanding child support debt, in which case the licensee may make payment to the winner of the amount of winnings that is in excess of the amount of the winner's outstanding child support debt.

5. Lien against winnings. If the registry operator informs a licensee pursuant to this section that a winner is listed in the registry, the department has a valid lien upon and claim of lien against the winnings in the amount of the winner's outstanding child support debt.

6. Withholding of winnings. The licensee shall withhold from any winnings an amount equal to the amount of the lien created under subsection 5 and shall provide a notice of withholding to the winner. Within 7 days after withholding an amount pursuant to this subsection, the licensee shall transmit the amount withheld to the department together with a report of the name, address and social security number of the winner, the account number or identifier assigned to the debt, the amount withheld, the date of withholding and the name and location of the licensee.

7. Licensee costs. Notwithstanding subsection 6, the licensee may retain \$10 from an amount withheld pursuant to this section to cover the cost of the licensee's compliance with this section.

8. Administrative hearing. A winner from whom an amount was withheld pursuant to this section has the right, within 15 days of receipt of the notice of withholding, to request from the department an administrative hearing. The hearing is limited to questions of whether the debt is liquidated and whether any post-liquidation events have affected the winner's liability. The administrative hearing decision constitutes final agency action.

9. Authorization to provide information. Notwithstanding any provision of law to the contrary, the licensee may provide to the department or registry operator any information necessary to effectuate the intent of this section. The department or registry operator may provide to the licensee any information necessary to effectuate the intent of this section.

10. Confidentiality of information. The information obtained by the department or registry operator from a licensee pursuant to this section and the information obtained by the licensee from the department or registry operator pursuant to this section are confidential and may be used only for the purposes set forth in this section. An employee or prior employee of the department, the registry operator or a licensee who knowingly or intentionally discloses any such information commits a civil violation for which a fine not to exceed \$1,000 may be adjudged.

11. Effect of compliance; noncompliance. A licensee, the department and the registry operator are not liable for any action taken in good faith to comply with this section. A licensee who fails to make a good faith effort to obtain information from the registry operator or who fails to withhold and transmit the amount of the lien created under subsection 5 is liable to the department for the greater of \$500 and the amount the person was required to withhold and transmit to the department under this section, together with costs, interest and reasonable attorney's fees.

12. Biennial review. The department shall include in its report to the Legislature under section 1066 the following information:

A. The number of names of winners submitted by licensees to the registry operator pursuant to this section in each of the preceding 2 calendar years;

B. The number of winners who were found to be listed in the registry in each of the preceding 2 calendar years;

C. The amount of winnings withheld by licensees pursuant to this section in each of the preceding 2 calendar years; and

D. The amount of withheld winnings refunded to winners as the result of administrative hearings requested pursuant to this section in each of the preceding 2 calendar years.

§1218. Allocation of funds

1. Tax imposed; allocation of funds. An operator shall collect and distribute 10% of adjusted gross sports wagering receipts to the director to be forwarded by the director to the Treasurer of State for distribution as follows:

A. One percent of the adjusted gross sports wagering receipts must be deposited in the General Fund for the administrative expenses of the Gambling Control Unit within the department;

B. One percent of the adjusted gross sports wagering receipts must be deposited in the Gambling Addiction Prevention and Treatment Fund established by Title 5, section 20006-B;

C. Fifty-five hundredths of 1% of the adjusted gross sports wagering receipts must be paid to the State Harness Racing Commission for distribution as described in section 290, subsection 2;

D. Fifty-five hundredths of 1% of the adjusted gross sports wagering receipts must be deposited in the Sire Stakes Fund established in section 281;

E. Four-tenths of 1% of the adjusted gross sports wagering receipts must be deposited in the Agricultural Fair Promotion Fund established pursuant to Title 7, section 103; and

F. Six and one-half percent of the adjusted gross sports wagering receipts must be deposited in the General Fund.

2. Due dates; late payments. The director may adopt rules establishing the dates on which payments required by this section are due. All payments not remitted when due must be paid together with interest on the unpaid balance at a rate of 1.5% per month.

§1219. Applicability of other laws

1. Authorized conduct. The provisions of Title 17, chapter 62 and Title 17-A, chapter 39 do not apply to sports wagering conducted in accordance with this chapter and the rules adopted under this chapter.

2. Unlicensed conduct. A person who engages in an activity for which a license is required under this chapter and who does not possess the required license to engage in that activity is subject to any criminal or civil penalties that may be imposed pursuant to Title 17-A, chapter 39.

3. Unauthorized conduct by licensees. In addition to any penalties that may be imposed pursuant to section 1205, a licensee who conducts sports wagering in violation of this chapter or the rules adopted under

this chapter is subject to any criminal or civil penalties that may be imposed pursuant to Title 17-A, chapter 39.

Sec. J-7. 17-A MRSA §951, as amended by PL 2017, c. 284, Pt. KKKKK, §32, is further amended to read:

§951. Inapplicability of chapter

Any person licensed or registered by the Gambling Control Unit as provided in Title 17, chapter 13-A or chapter 62, or authorized to operate or conduct a raffle pursuant to Title 17, section 1837-A, or licensed to operate sports wagering pursuant to Title 8, chapter 35 is exempt from the application of the provisions of this chapter insofar as that person's conduct is within the scope of the license or registration.

Sec. J-8. 25 MRSA §1542-A, sub-§1, ¶Z is enacted to read:

Z. Who is required to have a criminal history record check under Title 8, section 1204.

Sec. J-9. 25 MRSA §1542-A, sub-§3, ¶Y is enacted to read:

Y. The State Police shall take or cause to be taken the fingerprints of the person named in subsection 1, paragraph Z at the request of that person or the director of the Gambling Control Unit within the Department of Public Safety and upon payment of the fee established by the director of the Gambling Control Unit pursuant to Title 8, section 1204, subsection 3.

Sec. J-10. 30 MRSA Pt. 5 is enacted to read:

PART 5

FEDERALLY RECOGNIZED INDIAN TRIBES

CHAPTER 701

RIGHTS OF FEDERALLY RECOGNIZED INDIAN TRIBES

§8001. Mobile gaming

1. Legislative purpose. The Legislature finds and declares that the conduct of mobile gaming will, if conducted by federally recognized Indian tribes in the State, serve as an effective economic development tool for tribal governments and provide economic stimulus to rural areas of the State. The purpose of this section is to ensure that each federally recognized Indian tribe in this State has the right to conduct all forms of mobile gaming newly authorized in this State on or after the effective date of this section.

2. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Gambling" has the same meaning as in Title 17-A, section 952, subsection 4.

B. "Lawful gambling activity" means any type of gambling authorized under the laws of this State, including, but not limited to, the gambling activities described in Title 8, section 1001, subsection 15.

C. "Mobile gaming" means lawful gambling activity conducted through mobile applications or other digital platforms that involve, at least in part, the use of the Internet.

3. Authority to conduct mobile gaming. Notwithstanding any provision of law to the contrary, a federally recognized Indian tribe in this State has the same right as any other person or entity to obtain any license, permit or registration to conduct mobile gaming under a law of this State enacted on or after the effective date of this section as long as the federally recognized Indian tribe meets all of the qualifications for the license, permit or registration, except that the federally recognized Indian tribe is not required to meet any requirement:

A. That the federally recognized Indian tribe is unable to meet due to its status as a federally recognized Indian tribe; or

B. That an applicant possess another type of gambling or wagering license, registration or permit.

Sec. J-11. Emergency rules. The director of the Gambling Control Unit within the Department of Public Safety may adopt emergency rules under the Maine Revised Statutes, Title 5, section 8054 as necessary to implement this Part without the necessity of demonstrating that immediate adoption is necessary to avoid a threat to public health, safety or general welfare.

PART K

Sec. K-1. Appropriations and allocations. The following appropriations and allocations are made.

PUBLIC SAFETY, DEPARTMENT OF Gambling Control Board Z002

Initiative: Provides funding for one Public Safety Manager II position, one Public Safety Inspector I position and associated All Other costs.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	2.000
LEGISLATIVE COUNCIL		
Personal Services	\$0	\$194,445
All Other	\$0	\$12,578
GENERAL FUND TOTAL	\$0	\$207,023

PUBLIC SAFETY, DEPARTMENT OF DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$207,023

DEPARTMENT TOTAL - ALL FUNDS	\$0	\$207,023
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**TREASURER OF STATE, OFFICE OF
Maliseet Sales Tax Fund N952**

Initiative: Establishes the Maliseet Sales Tax Fund to collect and remit sales tax collected on Houlton Band Trust Land.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$500

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$500
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Penobscot Sales Tax Fund N951

Initiative: Establishes the Penobscot Sales Tax Fund to collect and remit sales tax collected on Penobscot Indian territory.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$500

OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$500
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**TREASURER OF STATE,
OFFICE OF**

DEPARTMENT TOTALS	2021-22	2022-23
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OTHER SPECIAL REVENUE FUNDS	\$0	\$1,000
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DEPARTMENT TOTAL - ALL FUNDS	\$0	\$1,000
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SECTION TOTALS	2021-22	2022-23
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GENERAL FUND	\$0	\$207,023
OTHER SPECIAL REVENUE FUNDS	\$0	\$1,000

SECTION TOTAL - ALL FUNDS	\$0	\$208,023
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See title page for effective date.

**CHAPTER 682
S.P. 252 - L.D. 647**

**An Act To Expand Eligibility
for the Veterans' Property Tax
Exemption**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA §653, sub-§1, ¶C, as amended by PL 2019, c. 501, §20, is further amended by amending subparagraph (1) to read:

(1) During any federally recognized war period, including the Korean Conflict, the Vietnam War, the Persian Gulf War, the periods from August 24, 1982 to July 31, 1984 and December 20, 1989 to January 31, 1990, Operation Enduring Freedom, Operation Iraqi Freedom and Operation New Dawn, or during the period from February 1, 1955 to February 27, 1961, or who were awarded the Armed Forces Expeditionary Medal, when they have reached the age of 62 years or when they are receiving any form of pension or compensation from the United States Government for total disability, service-connected or nonservice-connected, as a veteran. A veteran of the Vietnam War must have served on active duty after February 27, 1961 and before May 8, 1975. "Persian Gulf War" means service on active duty on or after August 2, 1990 and before or on the date that the United States Government recognizes as the end of that war period; or

Sec. 2. 36 MRSA §653, sub-§1, ¶D-1, as amended by PL 2019, c. 501, §21, is further amended to read:

D-1. The estates up to the just value of \$50,000, having a taxable situs in the place of residence, for specially adapted housing units, of veterans who served in the Armed Forces of the United States during any federally recognized war period, including the Korean Conflict, the Vietnam War, the Persian Gulf War, the periods from August 24, 1982 to July 31, 1984 and December 20, 1989 to January 31, 1990, Operation Enduring Freedom, Operation Iraqi Freedom and Operation New Dawn, or during the period from February 1, 1955 to February 27, 1961, or who were awarded the Armed Forces Expeditionary Medal, and who are paraplegic veterans within the meaning of 38 United States Code, Chapter 21, Section 2101, and who received a grant from the United States Government for any such housing, or of the unremarried widows or widowers of those veterans. A veteran of the Vietnam War must have served on active duty after February 27, 1961 and before May 8, 1975. "Persian Gulf War" means service on active duty on or after August 2, 1990 and before or on the date that the United States Government recognizes as the end of that war period. The exemption provided in this paragraph applies to the property of the veteran including property held in joint tenancy with a spouse or held in a revocable living trust for the benefit of that veteran.

Sec. 3. Application. This Act applies to property taxes based on the status of property on or after April 1, 2023.

See title page for effective date.

CHAPTER 683

H.P. 492 - L.D. 665

**An Act To Promote Better
Dental Care for Cancer
Survivors**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA §4320-S is enacted to read:

§4320-S. Coverage for dental services for cancer patients

1. Required coverage. Except as provided in subsection 2, a carrier offering a health plan in this State shall provide coverage for medically necessary dental procedures in accordance with the following for an enrollee who has been diagnosed with cancer.

A. Coverage must be provided for fluoride treatment and dental procedures that are medically necessary to reduce the risk of infection or eliminate infection or to treat tooth loss or decay in an enrollee prior to beginning cancer treatment, including chemotherapy, biological therapy or radiation therapy treatment.

B. Coverage must be provided for dental procedures that are medically necessary to reduce the risk of infection or eliminate infection or to treat tooth loss or decay that are the direct or indirect result of cancer treatment, including chemotherapy, biological therapy or radiation therapy treatment.

C. Coverage required under this subsection must include coverage for laboratory assessments, medications and treatments.

2. Routine preventive dental care not required.

A carrier is not required to provide coverage for routine preventive dental care, including cleaning and sealants.

Sec. 2. No addition to State's essential health benefits; legislative finding. The Legislature finds that the requirements of this Act do not constitute an addition to the State's essential health benefits that requires defrayal of costs by the State pursuant to 42 United States Code, Section 18031(d)(3)(B) because the requirements clarify that health insurance carriers must cover medically necessary dental procedures prior to beginning cancer treatment and that are the direct or indirect result of cancer treatment under the law in effect prior to the effective date of this Act.

Sec. 3. Application. The requirements of this Act apply to all policies, contracts and certificates executed, delivered, issued for delivery, continued or renewed in this State on or after January 1, 2024. For purposes of this Act, all contracts are deemed to be renewed no later than the next yearly anniversary of the contract date.

See title page for effective date.

CHAPTER 684

S.P. 266 - L.D. 679

**An Act To Establish a
Statewide Electronic Warrant
System**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 4 MRSA §17, sub-§16, as amended by PL 1993, c. 675, Pt. C, §8, is further amended to read:

16. Report on out-of-state travel. Submit to the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs a quarterly report on out-of-state travel activity of the Judicial Department. The report must be submitted within 15 days after the end of each quarter and must include, for each individual who has been authorized to travel, the destination, purpose and cost by funding source of each trip; ~~and~~

Sec. 2. 4 MRSA §17, sub-§17, ¶C, as enacted by PL 1993, c. 675, Pt. C, §9, is amended to read:

C. The statement on proposed legislation prepared by the State Court Administrator must be considered in the preparation of the fiscal note included in a committee amendment or other amendment if the legislation or amendment has a fiscal impact on the judicial system, as determined by the State Court Administrator; ~~and~~

Sec. 3. 4 MRSA §17, sub-§18 is enacted to read:

18. Statewide electronic warrant system. Establish a secure system for the application, issuance and return of arrest warrants and search warrants that is electronic and that provides access to authorized users statewide.

A. For the purposes of this subsection, "electronic signature" means an electronic sound, symbol or process attached to or logically associated with a document and executed or adopted by a person with the intent to sign the document, including but not limited to an electronic representation of an actual handwritten signature that is captured at the time of signature by the person or is digitally reproduced from a previously saved signature.

B. The statewide electronic warrant system established pursuant to this subsection must:

- (1) Provide for personal appearance and authorization by means of telecommunication or electronic communication;
- (2) Provide for secure access for authorized users, at varying levels of authorization, and guard the integrity of an application and all information and documents related to the application;
- (3) Provide for submission of information and evidence to support the application in electronic form;
- (4) Require a showing of probable cause based on oath or affirmation. An oath or affirmation may be provided in electronic format;
- (5) Provide for use of an electronic signature by the applicant;
- (6) Provide a method for the issuing official to disapprove, approve or approve with modifications the application, the means for using an electronic signature by the issuing official and a mechanism for electronic issuance;
- (7) Provide a mechanism for the applicant to obtain the issued arrest warrant or search warrant and a mechanism for return by the applicant when the warrant has been executed or, if the warrant was not served within the time period stated in the warrant, a mechanism to return the warrant unserved; and
- (8) Provide a mechanism for the retention of all information submitted to or communicated by or within the system.

Sec. 4. 15 MRSA §55, as amended by PL 2017, c. 144, §2, is further amended to read:

§55. Search warrants; issuance by justice, judge or justice of the peace

A justice of the Superior Court, a judge of the District Court or a justice of the peace shall issue search warrants for any place in the State for such purposes as the ~~Constitution of the United States~~ Constitution and the Constitution of Maine permit, including with respect to any violation over which the Passamaquoddy Tribe, the Penobscot Nation or the Houlton Band of Maliseet Indians exercises exclusive jurisdiction under Title 30, section 6209-A, 6209-B or 6209-C. The evidence presented to the magistrate in support of the search warrant may consist of affidavits and other evidence under oath or affirmation that is capable of being reduced to a record for purposes of review. The application for the search warrant and supporting information and evidence must be submitted in accordance with rules adopted by the Supreme Judicial Court, except that, following the establishment of a statewide

electronic warrant system as provided in Title 4, section 17, subsection 18, the filing of the application and supporting information and evidence may be done electronically, if presented to a justice of the Superior Court or a judge of the District Court or a justice of the peace authorized by rule of the Supreme Judicial Court to issue warrants electronically, and the warrant issued and returned electronically. The Supreme Judicial Court shall by rule provide the procedure of the application for and issuance of search warrants. When no procedure is specified by the Supreme Judicial Court, the justice, judge or justice of the peace shall proceed in any reasonable manner that is authorized by this section, that, if presented electronically, conforms to the requirements of Title 4, section 17, subsection 18 and that will allow the issuance of a search warrant for any constitutional purpose. A justice, a judge or a justice of the peace shall issue a search warrant for a domestic or foreign entity that is a provider of electronic communication service or a provider of remote computing service in accordance with the provisions of this section and section 56.

Sec. 5. Rule amendments. The Supreme Judicial Court shall adopt amendments to the Maine Rules of Unified Criminal Procedure, Rule 4, Arrest Warrant or Summons, effective on the date of the establishment of the statewide electronic warrant system pursuant to the Maine Revised Statutes, Title 4, section 17, subsection 18, to provide for the application, issuance and return of arrest warrants and search warrants through electronic means.

Sec. 6. Appropriations and allocations. The following appropriations and allocations are made.

JUDICIAL DEPARTMENT

Courts - Supreme, Superior and District 0063

Initiative: Provides ongoing funding to contract for an eWarrant System.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$225,000
GENERAL FUND TOTAL	\$0	\$225,000

Courts - Supreme, Superior and District 0063

Initiative: Provides ongoing funding for technology costs to ensure judges and justices can access the eWarrant System off-site.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$31,000
GENERAL FUND TOTAL	\$0	\$31,000

**JUDICIAL DEPARTMENT
DEPARTMENT TOTALS**

GENERAL FUND	\$0	\$256,000
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DEPARTMENT TOTAL -	\$0	\$256,000
ALL FUNDS		

See title page for effective date.

**CHAPTER 685
H.P. 512 - L.D. 700**

**An Act To Promote Economic
Development and Outdoor
Recreation through Investment
in State Parks**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §1819, 2nd ¶, as amended by PL 2013, c. 1, Pt. J, §1 and c. 405, Pt. A, §24, is further amended to read:

Unless otherwise provided by law, and after payment of any existing lease for Crescent Beach State Park, all user fees derived from use of state parks, historic sites and the Allagash Wilderness Waterway and other payments for services received under this section must accrue to the General Fund, except that all revenues resulting from an increase in fees after July 1, 1990 in the Allagash Wilderness Waterway accrue to a dedicated revenue account to be used for capital improvements in the Allagash Wilderness Waterway. After 2025, all revenue in excess of \$5,476,268, after all other adjustments have been made, accrues to a nonlapsing dedicated revenue account to be used for capital improvements at state parks and historic sites; this account may also be used to match federal allocations from the land and water conservation fund established pursuant to the federal Land and Water Conservation Fund Act of 1965. When fees may be more efficiently collected through 3rd-party contracts, a percentage of the fee may be retained by the contractor for services as agreed upon by the bureau.

See title page for effective date.

**CHAPTER 686
H.P. 526 - L.D. 716**

**An Act To Enhance and
Improve the Maine
Developmental Services
Oversight and Advisory Board**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §3474, sub-§3, ¶C, as corrected by RR 1991, c. 2, §80, is amended to read:

C. A grand jury on its determination that access to those records is necessary in the conduct of its official business; ~~and~~

Sec. 2. 22 MRSA §3474, sub-§3, ¶D, as corrected by RR 1991, c. 2, §81, is amended to read:

D. An advocacy agency conducting an investigation under chapter 961, United States Public Law 88-164, Title I, Part C or United States Public Law 99-319, regarding a developmentally disabled person or mentally ill person who is or who, within the last 90 days, was residing in a facility rendering care or treatment, when a complaint has been received by the agency or there is probable cause to believe that that individual has been subject to abuse or neglect, and that person does not have a legal guardian or the person is under public guardianship. The determination of which information and records are relevant to the investigation is made by agreement between the department and the agency; ~~and~~

Sec. 3. 22 MRSA §3474, sub-§3, ¶E is enacted to read:

E. The Maine Developmental Services Oversight and Advisory Board established in Title 5, section 12004-J, subsection 15. Access is limited to aggregate data regarding investigations under this chapter relating to persons receiving adult developmental services as defined in Title 34-B, section 1001, subsection 1-A. Data must be provided at least quarterly. The determination of aggregate data to be provided is made by agreement between the department and the Maine Developmental Services Oversight and Advisory Board.

Sec. 4. 34-B MRSA §1223, sub-§6, as enacted by PL 2007, c. 356, §7 and affected by c. 695, Pt. D, §3, is amended to read:

6. Budget. The Department of Administrative and Financial Services shall administer the budget of the board. The board shall provide to the commissioner Commissioner of Administrative and Financial Services a proposed budget in accordance with a schedule agreed to by the chair and the commissioner Commissioner of Administrative and Financial Services. The department Department of Administrative and Financial Services shall include in its estimate of expenditure and appropriation requirements filed pursuant to Title 5, section 1665 sufficient funds, listed in a separate account as a separate line item, to enable the board to perform its duties.

Sec. 5. 34-B MRSA §1223, sub-§10, as amended by PL 2013, c. 310, §1, is further amended to read:

10. Access to information. The board is entitled to access to information from the department necessary

to carry out its functions. Except as provided in paragraphs D and E, information provided pursuant to this subsection may not contain personally identifying information about a person with intellectual disabilities or autism.

A. ~~The~~ Within existing resources, the department shall provide the board, on a schedule to be agreed upon between the board and the department, reports on case management, reportable events, adult protective and rights investigations, unmet needs, crisis services, quality assurance, quality improvement, budgets and other reports that contain data about or report on the delivery of services to or for the benefit of persons with intellectual disabilities or autism, including reports developed by or on behalf of the department and reports prepared by others about the department.

B. ~~The~~ Within existing resources, the department, when requested by the board or pursuant to a written agreement with the board, shall release to the board information pertaining to alleged abuse, exploitation or neglect or an alleged dehumanizing practice or violation of rights of a person with intellectual disabilities or autism.

D. The board may examine confidential information in individual records with written permission of the person or that person's guardian. If the person or that person's guardian provides the board with written permission to examine confidential information, the board must maintain the confidentiality of the information as required by section 1207.

E. ~~The~~ A member of the board or the board's staff may receive and examine confidential information when otherwise authorized to do so by law, including but not limited to when serving on a committee established by the department or other entity for which access to such information is necessary to perform the function of the committee.

Sec. 6. Data assessment report. The Maine Developmental Services Oversight and Advisory Board established in the Maine Revised Statutes, Title 5, section 12004-J, subsection 15 shall include in its annual report provided to the Legislature pursuant to Title 34-B, section 1223, subsection 9, paragraph D an assessment of the adequacy of the aggregate data provided pursuant to Title 22, section 3474, subsection 3, paragraph E to the board's ability to carry out its functions and duties established in Title 34-B, section 1223, subsections 8 and 9.

Sec. 7. Department data assessment report. The Department of Health and Human Services shall report to the joint standing committee of the Legislature having jurisdiction over health and human services matters no later than January 15, 2023 an assessment of the adequacy of the aggregate data provided pursuant to the

Maine Revised Statutes, Title 22, section 3474, subsection 3, paragraph E to the Maine Developmental Services Oversight and Advisory Board established in Title 5, section 12004-J, subsection 15.

Sec. 8. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Developmental Services Oversight and Advisory Board N939

Initiative: Provides funding for the Maine Developmental Services Oversight and Advisory Board.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$137,682
GENERAL FUND TOTAL	\$0	\$137,682

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	2021-22	2022-23
	\$0	\$137,682
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$137,682

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Developmental Services - Community Z208

Initiative: Deappropriates funding for the Maine Developmental Services Oversight and Advisory Board contract within the Department of Health and Human Services.

GENERAL FUND	2021-22	2022-23
All Other	\$0	(\$137,682)
GENERAL FUND TOTAL	\$0	(\$137,682)

HEALTH AND HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	2021-22	2022-23
	\$0	(\$137,682)
DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$137,682)

SECTION TOTALS

GENERAL FUND	2021-22	2022-23
	\$0	\$0
SECTION TOTAL - ALL FUNDS	\$0	\$0

See title page for effective date.

**CHAPTER 687
S.P. 281 - L.D. 730**

**An Act Regarding Staffing and
Funding of the Citizen Trade
Policy Commission**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 10 MRSA §11, sub-§8, as repealed and replaced by PL 2013, c. 427, §1, is repealed and the following enacted in its place:

8. Staff; funding. In accordance with section 945-A, the Maine International Trade Center shall provide or arrange and manage staffing as necessary for the commission. The departments listed in subsection 4, paragraph B shall provide information and assistance to the commission when the expertise of the departments is relevant to the work for which assistance is requested by the commission.

All funds appropriated, allocated or otherwise provided to support the commission, other than funds for per diem and expenses of legislative members, must be deposited in a separate staff support account within the Department of Economic and Community Development administered by the International Trade Director within the Department of Economic and Community Development. Funds in the account are nonlapsing. Funds in the account may be used by the International Trade Director for the purposes of funding the costs of the Maine International Trade Center in staffing the commission and of the assessment described in subsection 9, paragraph C. At the beginning of each fiscal year, and at any other time at the request of the cochairs of the commission, the International Trade Director shall provide to the commission an accounting of funds expended to support the work of the commission over the previous 12 months as well as funds available to support the work of the commission in the next 12 months.

Sec. 2. 10 MRSA §11, sub-§10, as amended by PL 2013, c. 427, §2, is repealed.

Sec. 3. 10 MRSA §945-A, sub-§10 is enacted to read:

10. Staffing. The center shall provide or arrange and manage staffing for the Citizen Trade Policy Commission in accordance with section 11.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

**ECONOMIC AND COMMUNITY
DEVELOPMENT, DEPARTMENT OF
International Commerce 0674**

Initiative: Transfers funding for the Citizen Trade Policy Commission from the Legislature to the International Commerce program within the Department of Economic and Community Development.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$1,320
All Other	\$0	\$26,300
GENERAL FUND TOTAL	\$0	\$27,620

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF DEPARTMENT TOTALS	2021-22	2022-23
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GENERAL FUND	\$0	\$27,620
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$27,620

LEGISLATURE

Citizen Trade Policy Commission Z173

Initiative: Transfers funding for the Citizen Trade Policy Commission from the Legislature to the International Commerce program within the Department of Economic and Community Development.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	(\$1,320)
All Other	\$0	(\$26,300)
GENERAL FUND TOTAL	\$0	(\$27,620)

LEGISLATURE DEPARTMENT TOTALS	2021-22	2022-23
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GENERAL FUND	\$0	(\$27,620)
DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$27,620)

SECTION TOTALS	2021-22	2022-23
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GENERAL FUND	\$0	\$0
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SECTION TOTAL - ALL FUNDS	\$0	\$0
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See title page for effective date.

**CHAPTER 688
H.P. 654 - L.D. 898**

**An Act To Create the Essential
Support Workforce Advisory
Committee**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §12004-I, sub-§54-E is enacted to read:

54-E.

<u>Labor</u>	<u>Essential Support Workforce Advisory Committee</u>	<u>Not Authorized</u>	<u>26 MRSA §3702</u>
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Sec. 2. 26 MRSA c. 47 is enacted to read:

CHAPTER 47

ESSENTIAL SUPPORT WORKFORCE ADVISORY COMMITTEE

§3701. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Benefit cliff effect. "Benefit cliff effect" means the situation that arises when an individual or family receiving state, federal or local public benefits has a new or increased income that results in a loss of any of those public benefits and the increased income does not fully compensate for, or exceed, the financial loss of those public benefits.

2. Essential support worker. "Essential support worker" has the same meaning as in Title 22, section 7401, subsection 3.

§3702. Essential Support Workforce Advisory Committee

1. Advisory committee established. The Essential Support Workforce Advisory Committee, as established in Title 5, section 12004-I, subsection 54-E and referred to in this chapter as "the advisory committee," is established to advise the Legislature, the Governor and state agencies on the State's shortage of essential support workers.

2. Membership. The advisory committee consists of 14 members, appointed as follows:

- A. One member of the Senate, appointed by the President of the Senate;
- B. One member of the House of Representatives, appointed by the Speaker of the House;
- C. The Commissioner of Health and Human Services or the commissioner's designee;
- D. The Commissioner of Labor or the commissioner's designee;
- E. One member representing an organization providing services to persons with intellectual disabilities and autism who is a member of a statewide association of providers of services to persons with intellectual disabilities and autism, appointed by the President of the Senate;
- F. One member representing a facility-based long-term care provider who is a member of a statewide

association of facility-based long-term care providers, appointed by the President of the Senate;

G. One member representing a service coordination agency for people receiving home-based and community-based long-term care, appointed by the President of the Senate;

H. One member representing an organization providing statewide homemaker services through a state-funded, independent, support service program, appointed by the President of the Senate;

I. One member representing an institution of higher education engaged in workforce development, appointed by the President of the Senate;

J. One member representing a career and technical education center or region, appointed by the Speaker of the House;

K. One member representing an organization promoting independent living for persons with disabilities, appointed by the Speaker of the House;

L. One member who is an essential support worker, appointed by the Speaker of the House;

M. One member representing a statewide advocacy association that broadly advocates for people who are entitled to receive essential support worker services, appointed by the Speaker of the House; and

N. One member representing an organization providing services to persons with behavioral health challenges who is a member of a statewide association of providers of services to persons with behavioral health challenges, appointed by the Speaker of the House.

3. Meetings. The advisory committee may meet as often as necessary but shall meet not fewer than 3 times a year.

4. Chairs. At its first meeting, the advisory committee shall select a chair and vice-chair from among its members and may select a new chair and vice-chair annually.

5. Terms of appointments. Members of the advisory committee, except for Legislators, are appointed for terms of 3 years and may serve beyond their designated terms until their successors are appointed. The terms of appointment of Legislators run concurrently with their respective legislative terms of office.

6. Legislative members not entitled to compensation. Notwithstanding Title 3, section 2 or any other law to the contrary, legislative members are not entitled to per diem pay or expenses for any advisory committee meetings the member attends.

7. Staffing. The Department of Labor shall provide staff support for advisory committee meetings and may provide other support to the advisory committee.

To the extent funding is available, the advisory committee may contract for staff services as needed.

8. Duties and powers. The advisory committee shall:

A. Collaborate with the Department of Labor, the Department of Health and Human Services, the State's institutions of higher education, the State's adult education programs and career and technical education centers and regions and any other state agencies to examine staffing level needs in the essential support workforce, including entities funded by the State and through the MaineCare program;

B. Make recommendations to state agencies and the Legislature related to recruitment and retention of essential support workers;

C. Monitor essential support worker shortages and the expansion of the essential support workforce to examine if actions taken to promote expansion in the essential support workforce have been successful;

D. Make recommendations to the Department of Labor, the Department of Health and Human Services, the Legislature and other state agencies regarding additional research needed to further the expansion of the essential support workforce;

E. Collect data related to the essential support workforce;

F. Examine benefit cliff effects on essential support workers and recommend and develop a pilot project to mitigate benefit cliff effects on essential support workers; and

G. Make recommendations to the Legislature, including any suggested legislation.

9. Departments to provide updates. The Department of Labor and the Department of Health and Human Services shall provide quarterly updates to the advisory committee regarding their efforts to expand the State's essential support workforce.

10. Report to Legislature. Beginning January 1, 2023 and annually thereafter, the advisory committee shall submit a report to the joint standing committees of the Legislature having jurisdiction over labor matters and health and human services matters on its activities under this chapter.

11. Funding. The advisory committee may seek, accept and expend outside funding to carry out its duties. The advisory committee may accept funds from the Federal Government pursuant to the federal American Rescue Plan Act of 2021, Public Law 117-2, to the extent the funds are eligible to be used for the purposes of the advisory committee in accordance with federal law and regulations.

§3703. Repeal

This chapter is repealed January 1, 2028.

Sec. 3. Staggered terms. Notwithstanding the Maine Revised Statutes, Title 26, section 3702, subsection 5, initial appointments to the Essential Support Workforce Advisory Committee must be staggered as follows:

1. One member appointed by the President of the Senate must be appointed for a one-year term; one member must be appointed for a 2-year term; and 3 members must be appointed for 3-year terms; and

2. One member appointed by the Speaker of the House must be appointed for a one-year term; one member must be appointed for a 2-year term; and 3 members must be appointed for 3-year terms.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

LABOR, DEPARTMENT OF

Employment Services Activity 0852

Initiative: Provides funds for one part-time Labor Program Specialist position and related All Other costs to provide staffing and other support to the Essential Support Workforce Advisory Committee through January 1, 2028.

GENERAL FUND	2021-22	2022-23
POSITIONS - FTE COUNT	0.000	0.250
Personal Services	\$0	\$18,249
All Other	\$0	\$10,789
GENERAL FUND TOTAL	\$0	\$29,038

Workforce Research Z164

Initiative: Provides funds for one part-time Statistician II position and related All Other costs to support the collection of data for the Essential Support Workforce Advisory Committee through January 1, 2028.

GENERAL FUND	2021-22	2022-23
POSITIONS - FTE COUNT	0.000	0.250
Personal Services	\$0	\$13,748
All Other	\$0	\$3,649
GENERAL FUND TOTAL	\$0	\$17,397

**LABOR, DEPARTMENT OF
DEPARTMENT TOTALS**

GENERAL FUND	\$0	\$46,435
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$46,435

See title page for effective date.

CHAPTER 689
H.P. 659 - L.D. 903

An Act To Enact the Uniform
Foreign-country Money
Judgments Recognition Act
and the Uniform Registration
of Canadian Money Judgments
Act

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 14 MRSA c. 753, as amended, is repealed.

Sec. 2. 14 MRSA c. 759 is enacted to read:

CHAPTER 759

UNIFORM FOREIGN-COUNTRY MONEY
JUDGMENTS RECOGNITION ACT

§8801. Short title

This chapter may be known and cited as "the Uniform Foreign-country Money Judgments Recognition Act."

§8802. Definitions

As used in this Act, unless the context otherwise indicates, the following terms have the following meanings.

1. Foreign country. "Foreign country" means a governmental unit other than:

- A. The United States;
- B. A state, district, commonwealth, territory or insular possession of the United States; or
- C. Any other government with regard to which the decision in this State as to whether to recognize a judgment of that government's courts is initially subject to determination under the full faith and credit clause of the United States Constitution, Article IV, Section 1.

2. Foreign-country judgment. "Foreign-country judgment" means any judgment of a court of a foreign country.

§8803. Applicability

1. Sum of money; enforceable. Except as otherwise provided in subsection 2, this Act applies to a foreign-country judgment to the extent that the judgment:

- A. Grants or denies recovery of a sum of money; and
- B. Is final, conclusive and enforceable under the law of the foreign country where it was rendered.

2. Exclusions. This Act does not apply to a foreign-country judgment, even if the judgment grants or denies recovery of a sum of money, to the extent that the judgment is:

- A. A judgment for taxes;
- B. A fine or other penalty; or
- C. A judgment for divorce, support or maintenance or other judgment rendered in connection with domestic relations.

3. Establish applicability. A party seeking recognition of a foreign-country judgment has the burden of establishing that this Act applies to the foreign-country judgment.

§8804. Standards for recognition of foreign-country judgment

1. Recognition if applicable. Except as otherwise provided in subsections 2 and 3, a court of this State shall recognize a foreign-country judgment to which this Act applies.

2. Not recognized. A court of this State may not recognize a foreign-country judgment if:

- A. The judgment was rendered under a judicial system that does not provide impartial tribunals or procedures compatible with the requirements of due process of law;
- B. The foreign court did not have personal jurisdiction over the defendant; or
- C. The foreign court did not have jurisdiction over the subject matter.

3. Discretion to not recognize. A court of this State need not recognize a foreign-country judgment if:

- A. The defendant in the proceeding in the foreign court did not receive notice of the proceeding in sufficient time to enable the defendant to defend;
- B. The judgment was obtained by fraud that deprived the losing party of an adequate opportunity to present its case;
- C. The judgment or the cause of action or claim for relief on which the judgment is based is repugnant to the public policy of this State or the United States;
- D. The judgment conflicts with another final and conclusive judgment;
- E. The proceeding in the foreign court was contrary to an agreement between the parties under which the dispute in question was to be determined otherwise than by proceedings in that foreign court;
- F. In the case of jurisdiction based only on personal service, the foreign court was a seriously inconvenient forum for the trial of the action;

G. The judgment was rendered in circumstances that raise substantial doubt about the integrity of the rendering court with respect to the judgment; or

H. The specific proceeding in the foreign court leading to the judgment was not compatible with the requirements of due process of law.

4. Establish nonrecognition grounds. A party resisting recognition of a foreign-country judgment has the burden of establishing that a ground for nonrecognition stated in subsection 2 or 3 exists.

§8805. Personal jurisdiction

1. Lack of personal jurisdiction. A foreign-country judgment may not be refused recognition for lack of personal jurisdiction if:

A. The defendant was served personally in the foreign country;

B. The defendant voluntarily appeared in the proceeding, other than for the purpose of protecting property seized or threatened with seizure in the proceeding or of contesting the jurisdiction of the court over the defendant;

C. The defendant, before the commencement of the proceeding, had agreed to submit to the jurisdiction of the foreign court with respect to the subject matter involved;

D. The defendant was domiciled in the foreign country when the proceeding was instituted or was a corporation or other form of business organization that had its principal place of business in, or was organized under the laws of, the foreign country;

E. The defendant had a business office in the foreign country and the proceeding in the foreign court involved a cause of action or claim for relief arising out of business done by the defendant through that office in the foreign country; or

F. The defendant operated a motor vehicle or airplane in the foreign country and the proceeding involved a cause of action or claim for relief arising out of that operation.

2. Other bases of personal jurisdiction. The list of bases for personal jurisdiction in subsection 1 is not exclusive. The courts of this State may recognize bases of jurisdiction other than those in subsection 1 as sufficient to support a foreign-country judgment.

§8806. Procedure for recognition of foreign-country judgment

1. Original matter. If recognition of a foreign-country judgment is sought as an original matter, the issue of recognition must be raised by commencing an action in compliance with the Maine Rules of Civil Procedure seeking recognition of the foreign-country judgment.

2. In pending action. If recognition of a foreign-country judgment is sought in a pending action, the issue of recognition may be raised by counterclaim, cross-claim or affirmative defense, filed and served in compliance with the Maine Rules of Civil Procedure.

§8807. Effect of recognition of foreign-country judgment

If the court in a proceeding under section 8806 finds that the foreign-country judgment is entitled to recognition under this Act, then, to the extent that the foreign-country judgment grants or denies recovery of a sum of money, the foreign-country judgment is:

1. Conclusive. Conclusive between the parties to the same extent as the judgment of another state entitled to full faith and credit in this State would be conclusive; and

2. Enforceable. Enforceable in the same manner and to the same extent as a judgment rendered in this State.

§8808. Stay of proceeding pending appeal of foreign-country judgment

If a party establishes that an appeal from a foreign-country judgment is pending or will be taken, the court may stay any proceeding with regard to the foreign-country judgment until the appeal is concluded, the time for appeal expires or the appellant has had sufficient time to prosecute the appeal and has failed to do so.

§8809. Statute of limitations

An action to recognize a foreign-country judgment must be commenced within the earlier of the time during which the foreign-country judgment is effective in the foreign country and 15 years from the date that the foreign-country judgment became effective in the foreign country.

§8810. Uniformity of application and interpretation

In applying and construing this uniform act, consideration must be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

§8811. Saving clause

This Act does not prevent the recognition under principles of comity or otherwise of a foreign-country judgment not within the scope of this Act.

§8812. Effective date

This Act takes effect January 1, 2023.

Sec. 3. 14 MRSA c. 761 is enacted to read:

CHAPTER 761

UNIFORM REGISTRATION OF CANADIAN MONEY JUDGMENTS ACT

§8901. Short title

This chapter may be known and cited as "the Uniform Registration of Canadian Money Judgments Act."

§8902. Definitions

As used in this Act, unless the context otherwise indicates, the following terms have the following meanings.

1. Canada. "Canada" means the sovereign nation of Canada and its provinces and territories. "Canadian" has a corresponding meaning.

2. Canadian judgment. "Canadian judgment" means a judgment of a court of Canada, other than a judgment that recognizes the judgment of another foreign country.

§8903. Applicability

1. Enforcement of judgment. This Act applies to a Canadian judgment to the extent the judgment is within the scope of section 8803, if recognition of the judgment is sought to enforce the judgment.

2. Judgment for recovery of sum and other relief. A Canadian judgment that grants both recovery of a sum of money and other relief may be registered under this Act, but only to the extent of the grant of recovery of a sum of money.

3. Subject matter of judgment. A Canadian judgment regarding subject matter both within and not within the scope of this Act may be registered under this Act, but only to the extent the judgment is with regard to subject matter within the scope of this Act.

§8904. Registration of Canadian judgment

1. Registration in office of the court clerk. A person seeking recognition of a Canadian judgment described in section 8903 to enforce the judgment may register the judgment in the office of the clerk of a court in which an action for recognition of the judgment could be filed under section 8806.

2. Execution and contents of registration. A registration under subsection 1 must be executed by the person registering the judgment or the person's attorney and include:

A. A copy of the Canadian judgment authenticated as an accurate copy by the court that entered the judgment;

B. The name and address of the person registering the judgment;

C. If the person registering the judgment is not the person in whose favor the judgment was rendered, a statement describing the interest the person registering the judgment has in the judgment that entitles the person to seek its recognition and enforcement;

D. The name and last-known address of the person against whom the judgment is being registered;

E. If the judgment is of the type described in section 8903, subsection 2 or 3, a description of the part of the judgment being registered;

F. The amount of the judgment or part of the judgment being registered, identifying:

(1) The amount of interest accrued as of the date of registration on the judgment or part of the judgment being registered, the rate of interest, the part of the judgment to which interest applies and the date when interest began to accrue;

(2) Costs and expenses included in the judgment or part of the judgment being registered, other than an amount awarded for attorney's fees; and

(3) The amount of an award of attorney's fees included in the judgment or part of the judgment being registered;

G. The amount, as of the date of registration, of post-judgment costs, expenses and attorney's fees claimed by the person registering the judgment or part of the judgment;

H. The amount of the judgment or part of the judgment being registered that has been satisfied as of the date of registration;

I. A statement that:

(1) The judgment is final, conclusive and enforceable under the law of the Canadian jurisdiction in which it was rendered;

(2) The judgment or part of the judgment being registered is within the scope of this Act; and

(3) If a part of the judgment is being registered, the amounts stated in the registration under paragraphs F, G and H relate to the part;

J. If the judgment is not in English, a court-prepared copy of the judgment in the appropriate language or, if such a copy is not available, a certified translation of the judgment into English; and

K. The fee to register a judgment under this Act as set by court rule or order.

3. Registration on docket. On receipt of a registration that includes the documents, information and registration fee required by subsection 2, the clerk shall accept the registration for filing, assign a docket number and enter the Canadian judgment in the court file.

§8905. Effect of registration

1. Effect. Subject to subsection 2, a Canadian judgment registered under section 8904 has the same effect as provided in chapter 759 for a judgment a court determines to be entitled to recognition.

2. Enforcement limitations. A Canadian judgment registered under section 8904 may not be enforced by sale or other disposition of property, or by seizure of property or trustee process, until 31 days after notice of registration is served under section 8906. The court for cause may provide for a shorter or longer time. This subsection does not preclude use of relief available under the law of this State other than this Act to prevent dissipation, disposition or removal of property.

§8906. Notice of registration

1. Notice served on person against whom judgment registered. A person that registers a Canadian judgment under section 8904 shall cause notice of registration to be served, in the same manner that a summons and complaint must be served pursuant to the Maine Rules of Civil Procedure, on the person against whom the judgment has been registered.

2. Notice contents. Notice under this section must include:

A. The date of registration and court in which the judgment was registered;

B. The docket number assigned to the registration;

C. The name and address of:

- (1) The person registering the judgment; and
- (2) The person's attorney, if any;

D. A copy of the registration, including the documents required under section 8904, subsection 2; and

E. A statement that:

- (1) The person against whom the judgment has been registered may, not later than 30 days after the date of service of notice, file a motion with the court to vacate the registration; and
- (2) The court for cause may provide for a shorter or longer time.

3. Proof of service. Proof of service of notice under this section must be filed with the clerk of the court.

§8907. Motion to vacate registration

1. Thirty days to vacate after notice. Not later than 30 days after notice of registration is served under section 8906, the person against whom the judgment was registered may file a motion to vacate the registration. The court for cause may provide for a shorter or longer time for filing the motion.

2. Contents of motion. A motion under this section may assert only:

A. A ground that could be asserted to deny recognition of the judgment under chapter 759; or

B. A failure to comply with a requirement of this Act for registration of the judgment.

3. Enforcement not stayed. A motion filed under this section does not itself stay enforcement of the registered judgment.

4. Registration vacated; enforcement act void. If the court grants a motion under this section, the registration is vacated, and any act under the registration to enforce the registered judgment is void.

5. Denial of recognition of judgment. If the court grants a motion under this section on a ground under subsection 2, paragraph A, the court also shall render a judgment denying recognition of the Canadian judgment. A judgment rendered under this subsection has the same effect as a judgment denying recognition to a judgment on the same ground under chapter 759.

§8908. Stay of enforcement of judgment pending determination of motion to vacate registration

A person that files a motion under section 8907 to vacate registration of a Canadian judgment may request the court to stay enforcement of the judgment pending determination of the motion. The court shall grant the stay if the person establishes a likelihood of success on the merits with regard to a ground listed in section 8907, subsection 2 for vacating a registration. The court may require the person to provide security in an amount determined by the court as a condition of granting the stay.

§8909. Relationship to Uniform Foreign-country Money Judgments Recognition Act

1. Application of chapter 759 to this Act. This Act supplements the Uniform Foreign-country Money Judgments Recognition Act and that Act, other than section 8806, applies to a registration under this Act.

2. Options for recognition of Canadian judgment. A person may seek recognition of a Canadian judgment described in section 8903 either:

- A. By registration under this Act; or
- B. Under section 8806.

3. Recognition under both Acts prohibited. Subject to subsection 4, a person may not seek recognition in this State of the same judgment or part of a judgment described in section 8903, subsection 2 or 3 with regard to the same person under both this Act and the Uniform Foreign-country Money Judgments Recognition Act.

4. Vacated registration. If the court grants a motion to vacate a registration solely on a ground under section 8907, subsection 2, paragraph B, the person seeking registration may:

A. If the defect in the registration can be cured, file a new registration under this Act; or

B. Seek recognition of the judgment under the Uniform Foreign-country Money Judgments Recognition Act.

§8910. Uniformity of application and interpretation

In applying and construing this uniform act, consideration must be given to the need to promote uniformity of the law with respect to its subject matter among states that enact it.

§8911. Transitional provision

This Act applies to the registration of a Canadian judgment entered in a proceeding that is commenced in Canada on, before or after January 1, 2023.

§8912. Effective date

This Act takes effect January 1, 2023.

Sec. 4. 17 MRSA §1836, sub-§2, as amended by PL 2017, c. 284, Pt. KKKKK, §20, is further amended to read:

2. License application. An organization shall submit a license application to the Gambling Control Unit on a form provided by the Gambling Control Unit. The license application must specify one or more charitable organizations that the proceeds of the tournament game are intended to benefit. For the purposes of this section, "charitable organization" means a person or entity, including a person or entity in a foreign state as ~~defined in Title 14, section 8502,~~ that is or purports to be organized or operated for any charitable purpose or that solicits, accepts or obtains contributions from the public for any charitable, educational, humane or patriotic purpose. For purposes of this subsection, "foreign state" means a governmental unit other than the United States; any state, district, commonwealth, territory or insular possession of the United States; the Panama Canal Zone; the Trust Territory of the Pacific Islands; or the Ryukyu Islands.

Sec. 5. Prefatory notes and comments of uniform laws. The prefatory notes and comments approved by the National Conference of Commissioners on Uniform State Laws as part of the Uniform Foreign-country Money Judgments Recognition Act and the Uniform Registration of Canadian Money Judgments Act are applicable to the enactments of this Act.

Sec. 6. Appropriations and allocations. The following appropriations and allocations are made.

JUDICIAL DEPARTMENT

Courts - Supreme, Superior and District 0063

Initiative: Provides one-time funding for programming changes to 2 existing case management systems.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$9,300

GENERAL FUND TOTAL \$0 \$9,300

See title page for effective date.

CHAPTER 690

H.P. 668 - L.D. 912

An Act To Extend Family Medical Leave to Hourly School Employees

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 26 MRSA §844, sub-§1, as amended by PL 2007, c. 233, §2, is further amended to read:

1. Family medical leave entitlement. Every Except as provided in subsection 4, every employee who has been employed by the same employer for 12 consecutive months is entitled to up to 10 work weeks of family medical leave in any 2 years unless employed at a permanent work site with fewer than 15 employees. The following conditions apply to family medical leave granted under this subchapter:

A. The employee must give at least 30 days' notice of the intended date upon which family medical leave will commence and terminate, unless prevented by medical emergency from giving that notice;

B. The employer may require certification from a physician to verify the amount of leave requested by the employee, except that an employee who in good faith relies on treatment by prayer or spiritual means, in accordance with the tenets and practice of a recognized church or religious denomination, may submit certification from an accredited practitioner of those healing methods; and

C. The employer and employee may negotiate for more or less leave, but both parties must agree.

Sec. 2. 26 MRSA §844, sub-§4 is enacted to read:

4. School employees. Notwithstanding any provision of law to the contrary, an employee of a school administrative unit who has worked at least 900 hours in the previous 12-month period is eligible for family medical leave under the same terms and conditions as leave provided to eligible employees under the federal Family and Medical Leave Act of 1993.

See title page for effective date.

CHAPTER 691
S.P. 443 - L.D. 1357

**An Act To Clarify Health
Insurance Coverage for
Postpartum Care**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA §2743-B is enacted to read:

§2743-B. Maternity and postpartum care

An insurer that issues individual contracts providing maternity benefits shall provide coverage for 12 months following childbirth for postpartum care services and support necessary to transition a patient to a healthy and stable condition that meets the recommendations of the American College of Obstetricians and Gynecologists outlined in the "Optimizing Postpartum Care" opinion published May 2018. The postpartum care services and support provided in accordance with this section must include coverage for development of a postpartum care plan; contact with the patient within 3 weeks of the end of pregnancy; a comprehensive postpartum visit, including a full assessment of the patient's physical, social and psychological well-being; treatment of complications of pregnancy and childbirth, including pelvic floor disorders and postpartum depression; assessment of risk factors for cardiovascular disease; and care related to pregnancy loss.

Sec. 2. 24-A MRSA §2834-D is enacted to read:

§2834-D. Maternity and postpartum care

An insurer that issues group contracts providing maternity benefits shall provide coverage for 12 months following childbirth for postpartum care services and support necessary to transition a patient to a healthy and stable condition that meets the recommendations of the American College of Obstetricians and Gynecologists outlined in the "Optimizing Postpartum Care" opinion published May 2018. The postpartum care services and support provided in accordance with this section must include coverage for development of a postpartum care plan; contact with the patient within 3 weeks of the end of pregnancy; a comprehensive postpartum visit, including a full assessment of the patient's physical, social and psychological well-being; treatment of complications of pregnancy and childbirth, including pelvic floor disorders and postpartum depression; assessment of risk factors for cardiovascular disease; and care related to pregnancy loss.

Sec. 3. 24-A MRSA §4234-F is enacted to read:

§4234-F. Maternity and postpartum care

A health maintenance organization that issues individual and group contracts providing maternity benefits

shall provide coverage for 12 months following childbirth for postpartum care services and support necessary to transition a patient to a healthy and stable condition that meets the recommendations of the American College of Obstetricians and Gynecologists outlined in the "Optimizing Postpartum Care" opinion published May 2018. The postpartum care services and support provided in accordance with this section must include coverage for development of a postpartum care plan; contact with the patient within 3 weeks of the end of pregnancy; a comprehensive postpartum visit, including a full assessment of the patient's physical, social and psychological well-being; treatment of complications of pregnancy and childbirth, including pelvic floor disorders and postpartum depression; assessment of risk factors for cardiovascular disease; and care related to pregnancy loss.

Sec. 4. No addition to State's essential health benefits; legislative finding. The Legislature finds that the requirements of this Act do not constitute an addition to the State's essential health benefits that requires defrayal of costs by the State pursuant to 42 United States Code, Section 18031(d)(3)(B) because the requirements clarify that existing law mandating coverage for maternity benefits includes coverage for 12 months of postpartum care that meets the recommendations of the American College of Obstetricians and Gynecologists.

Sec. 5. Application. This Act applies to all policies, contracts and certificates executed, delivered, issued for delivery, continued or renewed in this State on or after January 1, 2023. For purposes of this Act, all contracts are deemed to be renewed no later than the next yearly anniversary of the contract date.

See title page for effective date.

CHAPTER 692
H.P. 1144 - L.D. 1539

**An Act To Provide Access to
Fertility Care**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA §4320-S is enacted to read:

§4320-S. Coverage for fertility services

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Experimental fertility procedure" means a procedure for which the published medical evidence is not sufficient for the American Society for Reproductive Medicine, its successor organization or a comparable organization to regard the procedure as established medical practice.

B. "Fertility diagnostic care" means procedures, products, medications and services intended to provide information about an individual's fertility, including laboratory assessments and imaging studies.

C. "Fertility patient" means an individual or couple with infertility, an individual or couple who is at increased risk of transmitting a serious inheritable genetic or chromosomal abnormality to a child or an individual unable to conceive as an individual or with a partner because the individual or couple does not have the necessary gametes for conception.

D. "Fertility preservation services" means procedures, products, medications and services, intended to preserve fertility, consistent with established medical practice and professional guidelines published by the American Society for Reproductive Medicine, its successor organization or a comparable organization for an individual who has a medical or genetic condition or who is expected to undergo treatment that may directly or indirectly cause a risk of impairment of fertility. "Fertility preservation services" includes the procurement and cryopreservation of gametes, embryos and reproductive material and storage from the time of cryopreservation for a period of 5 years. Storage may be offered for a longer period of time.

E. "Fertility treatment" means procedures, products, medications and services intended to achieve pregnancy that results in a live birth with healthy outcomes and that are provided in a manner consistent with established medical practice and professional guidelines published by the American Society for Reproductive Medicine, its successor organization or a comparable organization.

F. "Gamete" means a cell containing a haploid complement of deoxyribonucleic acid that has the potential to form an embryo when combined with another gamete. "Gamete" includes sperm and eggs.

G. "Infertility" means the presence of a demonstrated condition recognized by a provider as a cause of loss or impairment of fertility or a couple's inability to achieve pregnancy after 12 months of unprotected intercourse when the couple has the necessary gametes for conception, including the loss of a pregnancy occurring within that 12-month period, or after a period of less than 12 months due to a person's age or other factors. Pregnancy resulting in a loss does not cause the time period of trying to achieve a pregnancy to be restarted.

2. Required coverage. A carrier offering a health plan in this State shall provide coverage as provided in this subsection and as set forth in rules adopted by the bureau to an enrollee:

A. For fertility diagnostic care;

B. For fertility treatment if the enrollee is a fertility patient; and

C. For fertility preservation services.

3. Limitations on coverage. A health plan that provides coverage for the services required by this section may include reasonable limitations to the extent that these limitations are not inconsistent with the following requirements and rules adopted by the bureau.

A. A carrier may not impose a waiting period.

B. A carrier may not use any prior diagnosis or prior fertility treatment as a basis for excluding, limiting or otherwise restricting the availability of coverage required by this section.

C. A carrier may not impose any limitations on coverage for any fertility services based on an enrollee's use of donor gametes, donor embryos or surrogacy.

D. A carrier may not impose different limitations on coverage for, provide different benefits to or impose different requirements on a class of persons protected under Title 5, chapter 337 than those of other enrollees.

E. Any limitations imposed by a carrier must be based on an enrollee's medical history and clinical guidelines adopted by the carrier. Any clinical guidelines used by a carrier must be based on current guidelines developed by the American Society for Reproductive Medicine, its successor organization or a comparable organization, must cite with specificity any data or scientific reference relied upon, must be maintained in written form and must be made available to an enrollee in writing upon request.

4. Certain services not required. This section does not require a carrier to provide coverage for:

A. Any experimental fertility procedure; or

B. Any nonmedical costs related to donor gametes, donor embryos or surrogacy.

5. Rules. The superintendent may adopt rules to implement the requirements of this section, including, without limitation, cost-sharing, benefit design and clinical guidelines. In adopting rules under this subsection, the superintendent shall consider the clinical guidelines developed by the American Society for Reproductive Medicine, its successor organization or a comparable organization. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. Evaluation. Upon consultation with the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services, the Superintendent of Insurance shall evaluate whether the

coverage required by the Maine Revised Statutes, Title 24-A, section 4320-S can be incorporated as part of the essential health benefit package as defined in Title 24-A, section 4320-D or whether the federal Centers for Medicare and Medicaid Services would determine that the transfer of costs defrayed by the State to the federal Centers for Medicare and Medicaid Services pursuant to 42 United States Code, Section 18031(d)(3)(B) would be required. The superintendent shall report by December 31, 2022 to the joint standing committee of the Legislature having jurisdiction over health coverage, insurance and financial services matters concerning its consultation with the federal Centers for Medicare and Medicaid Services and the outcome of that consultation. The joint standing committee of the Legislature having jurisdiction over health coverage, insurance and financial services matters may report out a bill based on the evaluation under this section to the First Regular Session of the 131st Legislature.

Sec. 3. Application. This Act applies to all policies, contracts and certificates executed, delivered, issued for delivery, continued or renewed in this State on or after January 1, 2024. For purposes of this Act, all contracts are deemed to be renewed no later than the next yearly anniversary of the contract date.

See title page for effective date.

CHAPTER 693

S.P. 456 - L.D. 1579

An Act To Transition State and Local Motor Vehicle Fleets to Plug-in Hybrid Vehicles and Zero-emission Vehicles

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §1830, sub-§12 is enacted to read:

12. Vehicle emissions goals. The Central Fleet Management Division and the Department of Public Safety in acquiring by purchase or lease and managing light-duty motor vehicles shall to the extent practicable do so in a manner designed to meet the following goals:

A. By 2025, increase the percentage of plug-in hybrid electric vehicles and zero-emission vehicles acquired annually to 50% of the annual acquisitions of light-duty motor vehicles; and

B. By 2030, increase the percentage of plug-in hybrid electric vehicles and zero-emission vehicles acquired annually to 100% of the annual acquisitions of light-duty motor vehicles.

For purposes of this subsection, "light-duty motor vehicle" means any vehicle with a gross vehicle weight rat-

ing of less than 10,000 pounds and "plug-in hybrid electric vehicle" has the same meaning as in Title 35-A, section 10126, subsection 1, paragraph D.

Sec. 2. 20-A MRSA §5401, sub-§15, ¶C, as amended by PL 2005, c. 2, Pt. D, §18 and affected by §§72 and 74 and c. 12, Pt. WW, §18, is further amended to read:

C. A school board may obtain a short-term loan or enter into a lease-purchase agreement to acquire school buses if the loan is approved by the unit's legislative body or if funds that can be used for the initial lease-purchase payment have been appropriated by the unit's legislative body. The term of a loan or a lease-purchase agreement may not exceed 5 years except that the term may be up to 15 years for zero-emission school buses. The commissioner shall establish a maximum amount for annual-term purchases in excess of the amount established in paragraph A. Beginning in fiscal year 2005-06, these expenditures must be subsidized in accordance with chapter 606-B.

Sec. 3. 20-A MRSA §5401, sub-§15-A is enacted to read:

15-A. Zero-emission public school bus fleet goal. The commissioner in approving school bus purchases, contracts and leases under subsection 15 shall to the extent practicable grant such approvals in a manner designed to result by 2035 in at least 75% of annual school bus acquisitions being zero-emission vehicles.

The department shall adopt rules to implement this subsection. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 4. 25 MRSA §2918 is enacted to read:

§2918. Vehicle emissions goals

The Department of Public Safety in acquiring and managing light-duty motor vehicles shall do so in accordance with Title 5, section 1830, subsection 12.

Sec. 5. 30-A MRSA §125, sub-§2 is enacted to read:

2. Vehicle emissions goals. In acquiring by purchase or lease light-duty motor vehicles a county shall to the extent practicable do so in a manner designed to increase by 2035 the percentage of plug-in hybrid electric vehicles and zero-emission vehicles acquired annually to 100% of the annual acquisitions of light-duty motor vehicles.

For purposes of this subsection, "light-duty motor vehicle" means any vehicle with a gross vehicle weight rating of less than 10,000 pounds and "plug-in hybrid electric vehicle" has the same meaning as in Title 35-A, section 10126, subsection 1, paragraph D.

Sec. 6. 30-A MRSA §3111 is enacted to read:

§3111. Vehicle emissions goals

In acquiring by purchase or lease light-duty motor vehicles a municipality shall to the extent practicable do so in a manner designed to increase by 2035 the percentage of plug-in hybrid electric vehicles and zero-emission vehicles acquired annually to 100% of the annual acquisitions of light-duty motor vehicles.

For purposes of this section, "light-duty motor vehicle" means any vehicle with a gross vehicle weight rating of less than 10,000 pounds and "plug-in hybrid electric vehicle" has the same meaning as in Title 35-A, section 10126, subsection 1, paragraph D.

Sec. 7. 35-A MRSA §10104, sub-§4, ¶F, as repealed and replaced by PL 2021, c. 209, §1, is amended by amending subparagraph (8) to read:

(8) Promoting the purchase of battery electric vehicles and plug-in hybrid electric vehicles to achieve by 2030 the goal of at least ~~120,000~~ 220,000 such vehicles registered in the State.

For the purposes of this subparagraph, "plug-in hybrid electric vehicle" has the same meaning as in section 10126, subsection 1, paragraph D.

Sec. 8. Working group convened. The Office of Policy Innovation and the Future, as established under the Maine Revised Statutes, Title 5, section 3102, shall convene an interagency working group, referred to in this section as "the working group," to develop a plan to achieve the increase established in Title 20-A, section 5401, subsection 15-A for zero-emission school buses. The working group must, at a minimum, consist of representatives from the Governor's Energy Office, as established under Title 2, section 9, the Department of Education, the Department of Transportation, the Department of Environmental Protection, the Public Utilities Commission and the Efficiency Maine Trust and at least one member representing school administrative units.

1. Duties. In developing the plan, the working group shall:

- A. Review different types of zero-emission school buses and the benefits and challenges associated with the different technologies;
- B. Review options for financing the acquisition of zero-emission school buses in a cost-effective manner for school administrative units;
- C. Engage electric utilities and other private entities that have an interest in partnering with school administrative units to acquire zero-emission school buses;
- D. Engage school administrative units and other stakeholders in planning for the deployment of charging infrastructure to support zero-emission school buses; and

E. Assess the need for training and education that school administrative units will require to maintain zero-emission school buses.

2. Report. The working group shall submit its plan and report with findings and recommendations, including suggested legislation, to the joint standing committee of the Legislature having jurisdiction over transportation matters no later than December 7, 2022. Following receipt and review of the report, the committee may submit a bill concerning the subject matter of the report to the First Regular Session of the 131st Legislature.

See title page for effective date.

CHAPTER 694

H.P. 1271 - L.D. 1716

An Act To Ensure Full Payment of the State's Salary Supplement Obligation to Teachers with National Board Certification

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §13007, sub-§2, ¶D, as amended by PL 2017, c. 235, §6 and affected by §41, is further amended to read:

D. Report and pay ~~no more than \$335,000~~ in each fiscal year from fees collected pursuant to subsection 1 to the Treasurer of State to be credited to the National Board Certification Salary Supplement Fund, Other Special Revenue Funds account within the Department of Education an amount sufficient to fund all salary supplements for national board-certified teachers as described in section 13013-A, subsections 1 and 2. If the fees are insufficient to fully fund the annual national board certification salary supplements, general purpose aid must be appropriated to fund the balance.

Sec. 2. 20-A MRSA §15689-A, sub-§7, as enacted by PL 2005, c. 2, Pt. D, §61 and affected by §§72 and 74 and c. 12, Pt. WW, §18, is amended to read:

7. Disbursement limitations. The funds disbursed in accordance with this section are limited to the amounts appropriated by the Legislature for these purposes except as provided in subsection 12.

Sec. 3. 20-A MRSA §15689-A, sub-§12, as amended by PL 2011, c. 702, §3, is further amended to read:

12. National board certification salary supplement. The commissioner ~~may~~ shall pay annual salary supplement payments to school administrative units or a publicly supported secondary school for payment to school teachers who have attained certification from the

National Board for Professional Teaching Standards or its successor organization pursuant to section 13007, subsection 2, paragraph D and section 13013-A.

Sec. 4. Effective date. This Act takes effect July 1, 2023.

Effective July 1, 2023.

CHAPTER 695

H.P. 1283 - L.D. 1732

An Act To Amend the Sales Tax Exemption for Nonprofit Housing Development Organizations

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA §1760, sub-§72, as amended by PL 1999, c. 708, §30, is further amended to read:

72. Nonprofit housing development organization. Sales to nonprofit organizations whose primary purpose is to develop housing for low-income people. For the purposes of this subsection, "low-income" means having income that is less than 120% of the median income for the area, adjusted for family size, as established by the United States Department of Housing and Urban Development or its successor organization.

See title page for effective date.

CHAPTER 696

S.P. 599 - L.D. 1744

An Act To Increase Funding for the Animal Welfare Fund by Increasing Certain Fees

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 7 MRSA §714, sub-§2, as repealed and replaced by PL 2001, c. 422, §2, is amended to read:

2. Fees. The commissioner shall deposit ~~1/2~~ 20% of the fees collected pursuant to subsection 1 in the General Fund and ~~1/2~~ 80% of the fees collected in the Animal Welfare Fund established under section 3906-B.

Sec. 2. 7 MRSA §3906-B, sub-§2, as amended by PL 2009, c. 148, §2, is further amended to read:

2. Animal Welfare Fund. The commissioner shall deposit all license fees received pursuant to chapters 721, 723, 725 and 735 in a separate account established by the Treasurer of State and known as the Animal Welfare Fund. The commissioner shall deposit ~~1/2~~ 80% of the feed registration fees collected under section

714, subsection 1 and all revenue in excess of \$100,000 from the surcharge collected under section 714, subsection 4 in the Animal Welfare Fund. This account does not lapse, but continues from year to year. The commissioner shall pay from the Animal Welfare Fund the expense of furnishing license blanks, stickers and tags, travel expenses and salaries for necessary personnel, payments to animal shelters and expenses incurred in the administration of this Part.

Sec. 3. 7 MRSA §3919-C, sub-§1, as enacted by PL 2007, c. 439, §11, is amended to read:

1. Compensation for dogs and cats. Compensation for a dog or cat is ~~\$5~~ \$15 a day. Compensation for a female cat or dog with a litter that has not been weaned is ~~\$8~~ \$18 a day.

Sec. 4. 7 MRSA §3919-C, sub-§2, as enacted by PL 2007, c. 439, §11, is amended to read:

2. Equines. Compensation for an equine is ~~\$10~~ \$20 a day.

Sec. 5. 7 MRSA §3919-C, sub-§3, as enacted by PL 2007, c. 439, §11, is amended to read:

3. Livestock. Except for equines, fowl and rabbits, compensation for a livestock animal is between \$5 and ~~\$8~~ \$20 a day as determined by the department based on the size of the animal.

Sec. 6. Appropriations and allocations. The following appropriations and allocations are made.

AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF

Animal Welfare Fund 0946

Initiative: Provides allocation to accommodate higher existing expenses and for an increase in the daily compensation rate paid to animal shelters holding animals pending court decisions.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$335,232
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$335,232

See title page for effective date.

CHAPTER 697

S.P. 600 - L.D. 1745

An Act To Amend the Laws Governing the Gambling Control Board

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 8 MRSA §1018, sub-§1, ¶E, as amended by PL 2005, c. 663, §7, is further amended to read:

E. The initial application fee for an employee license under section 1015 is \$250. The ~~annual~~ renewal fee for a one-year employee license is \$25. The renewal fee for a 3-year employee license is \$50.

Sec. 2. 8 MRSA §1018, sub-§2, as amended by PL 2021, c. 22, §6, is further amended to read:

2. Term of license; renewal, renewal fees. Except as provided in section 1071, subsection 6 for licenses to conduct advance deposit wagering or as otherwise provided in this subsection, licenses issued by the board under this chapter are effective for one year, unless revoked or surrendered pursuant to subchapter 5. Employee licenses issued by the board under this chapter may be renewed for a one-year term or a 3-year term. Upon proper application and payment of the required fees and taxes and in accordance with rules adopted by the board, the board may renew a license for an additional year if municipal approval has been obtained as provided in section 1012 or 1012-A. The board shall transfer \$25,000 of the renewal fee required by subsection 1, paragraph C to the municipality in which the slot machines are operated.

See title page for effective date.

CHAPTER 698

S.P. 603 - L.D. 1747

An Act To Require Screening for Cytomegalovirus in Certain Newborn Infants

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §1534 is enacted to read:

§1534. Cytomegalovirus screening

1. Cytomegalovirus screening. The department shall establish a cytomegalovirus screening program for newborn infants.

2. Religious objection exemption. The department may not require that a newborn infant be tested for the presence of cytomegalovirus if the parents of that infant object on the grounds that a test conflicts with their religious tenets and practices.

3. Report. A health care provider that tests or causes to be tested a newborn infant pursuant to this section shall report to the department aggregate data, including the number of infants born, the number tested for cytomegalovirus, the results of the screening and testing and the type of screening sample used.

4. Public education. The department shall provide public educational resources to pregnant individuals and individuals who may become pregnant that include information regarding the incidence of cytomegalovirus, the transmission of cytomegalovirus during and before pregnancy, birth defects caused by congenital cytomegalovirus, methods of diagnosing congenital cytomegalovirus, available preventive measures and resources for the family of an infant born with congenital cytomegalovirus. The department may solicit and accept the assistance of relevant medical associations or community resources to develop, promote and distribute the public educational resources.

5. Rulemaking. The department shall adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. In developing rules to implement the requirements of this section, the department shall convene a group of medical professionals to advise on best practices in congenital cytomegalovirus screening.

Sec. 2. Report by department. By February 1, 2023, the Department of Health and Human Services shall report on its progress toward implementing the requirements of the Maine Revised Statutes, Title 22, section 1534 to the joint standing committee of the Legislature having jurisdiction over health and human services matters.

Sec. 3. Review. No later than 3 years after the final adoption of rules pursuant to the Maine Revised Statutes, Title 22, section 1534, subsection 5, the Department of Health and Human Services shall convene a stakeholder group of clinicians and researchers with knowledge of cytomegalovirus screening to review the cytomegalovirus screening program and to consider changes to the program. No later than February 1, 2026, the department shall provide an update on this review process to the joint standing committee of the Legislature having jurisdiction over health and human services matters.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF**

**Maine Center for Disease Control and Prevention
0143**

Initiative: Provides funding for the ongoing costs for the annual education campaign, including the educational materials production and distribution.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$40,000
GENERAL FUND TOTAL	\$0	\$40,000

**Maine Center for Disease Control and Prevention
0143**

Initiative: Provides one-time funding to update the child health surveillance tracking system to accommodate the new data.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,000
GENERAL FUND TOTAL	\$0	\$3,000

**Maine Center for Disease Control and Prevention
0143**

Initiative: Provides funding for one half-time Public Health Educator III position to collect data, update material as needed and promote and distribute the public educational resources.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	0.500
Personal Services	\$0	\$55,908
All Other	\$0	\$6,537
GENERAL FUND TOTAL	\$0	\$62,445

**HEALTH AND HUMAN
SERVICES, DEPARTMENT
OF
DEPARTMENT TOTALS**

	2021-22	2022-23
GENERAL FUND	\$0	\$105,445
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$105,445

See title page for effective date.

**CHAPTER 699
H.P. 1331 - L.D. 1780**

**An Act To Allow Unorganized
Territory School Staff To
Receive Annualized Pay**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 26 MRSA §621-A, sub-§4, as amended by PL 2019, c. 193, §1, is further amended to read:

4. School personnel. Employees of a school administrative unit or a school in an unorganized territory operating under Title 20-A, chapter 119 who work the school year schedule may, upon written agreement between the employees and the school administrative unit or school in an unorganized territory, be paid for their work during the school year over 12 months or a shorter period, as provided in the written agreement. For purposes of this subsection, "written agreement" includes but is not limited to a collective bargaining agreement. A school administrative unit or school in an unorganized territory shall provide a wage payment option to school personnel who are paid on an hourly basis that

allows those employees to be paid for their work during the school year over 12 months or a shorter period.

Sec. 2. Effective date. This Act takes effect July 1, 2023.

Effective July 1, 2023.

**CHAPTER 700
S.P. 645 - L.D. 1859**

**An Act To Establish the Maine
Emergency Medical Services
Community Grant Program**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 32 MRSA §97 is enacted to read:

§97. Maine Emergency Medical Services Community Grant Program

The Maine Emergency Medical Services Community Grant Program is established as a pilot program to provide grants to communities for the review and consideration of the provision of effective and efficient emergency medical services.

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Community" means a municipality or group of municipalities.

B. "Program" means the Maine Emergency Medical Services Community Grant Program pilot program established under this section.

2. Purpose and use of grant funding. The purpose of the program is to provide financial assistance to communities that plan to examine or are examining the provision of emergency medical services through a process of informed community self-determination and are considering a new, financially stable structure for delivering emergency medical services that provides high-quality services effectively and efficiently. Recipient communities may use grant funds to review current capacity and consider alternative models for providing emergency medical services, including, but not limited to, for the following activities:

A. Engaging with the individuals, institutions and businesses in the community to plan for emergency medical services;

B. Determining the current level and financial health of emergency medical services that serve the community;

C. Identifying issues in the community that challenge or improve the provision of emergency medical services;

D. Developing options for the structure, delivery and financing of emergency medical services that will effectively and efficiently serve the community, including options for ensuring long-term financial stability; and

E. Engaging with the individuals, institutions and businesses in the community in reviewing the information collected and considering options developed through the activities engaged in under paragraphs B to D.

3. Board responsibility; financing. The board shall administer grants made under the program. Funding appropriated for the program that is unexpended at the end of a fiscal year is nonlapsing and carries forward to the next fiscal year.

4. Rulemaking. The board shall adopt rules establishing the grant application and selection process and shall administer grant funds appropriated for the program. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

5. Reports. As a condition of receiving grant funding, all grant recipients shall report as required by the board on the use of funds and the results of the actions described by subsection 2.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

**PUBLIC SAFETY, DEPARTMENT OF
Emergency Medical Services 0485**

Initiative: Appropriates one-time funding for the Maine Emergency Medical Services Community Grant Program under the Maine Revised Statutes, Title 32, section 97. This appropriation is nonlapsing and any unexpended balance carries forward to the following fiscal year.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$200,000
GENERAL FUND TOTAL	\$0	\$200,000

See title page for effective date.

CHAPTER 701

H.P. 1411 - L.D. 1904

**An Act To Make Technical
Corrections to the Maine
Juvenile Code**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 15 MRSA §3308-C, sub-§10, ¶E, as enacted by PL 2021, c. 365, §19 and affected by §37, is amended to read:

~~E. A copy of the court's written~~ Notice of the court's order certifying its granting of the juvenile's petition to seal juvenile case records pursuant to paragraph B or ~~its~~ notice of the court's order of automatic sealing pursuant to paragraph C must be provided to the Department of Public Safety, Bureau of State Police, State Bureau of Identification if the adjudication is for a juvenile crime the criminal records of which are maintained by the State Bureau of Identification pursuant to Title 25, section 1541. ~~Notice of the order may be sent by electronic transmission.~~ The State Bureau of Identification or the appropriate agency upon receipt of the ~~order~~ notice shall promptly update its records relating to each of the juvenile adjudications included in the ~~order~~ notice.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

JUDICIAL DEPARTMENT

Courts - Supreme, Superior and District 0063

Initiative: Appropriates funds on a one-time basis for programming costs to enable the Judicial Department to transmit information electronically to the Department of Public Safety.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$10,800
GENERAL FUND TOTAL	\$0	\$10,800

See title page for effective date.

CHAPTER 702

S.P. 697 - L.D. 1959

**An Act Regarding Utility
Accountability and Grid
Planning for Maine's Clean
Energy Future**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 35-A MRSA §301, sub-§1-A is enacted to read:

1-A. Minimum service standards and report card for transmission and distribution utilities. The commission shall adopt rules for utilities with over 50,000 customers in accordance with this subsection governing the evaluation of transmission and distribution utility service, which must take into account the specific characteristics of each utility and its service territory. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

A. The rules must include specific, quantitative metrics pertaining to utility operations and activities relating to each of the following categories:

- (1) Service quality, including but not limited to reliability of service and timeliness of restoring service after outages;
- (2) Customer service, including but not limited to timeliness and accuracy of bills;
- (3) Field services, including but not limited to communication with and responsiveness to municipalities, businesses and individuals; and
- (4) Distributed energy resources interconnection.

B. The commission shall consider the cost impacts and benefits to ratepayers when establishing each service standard and metric pursuant to paragraph A and shall ensure that the performance of each service standard and metric may be measured using reliable and objective methods and information.

C. The commission shall set reporting requirements for each metric, including data specifications and reporting periods, adequate to track progress in areas of performance.

D. The commission shall designate service standards based on thresholds of performance.

E. For each service standard, the commission shall require quarterly filing of quantifiable data sufficient for the commission to calculate and publish a quantitative score for the service standard.

F. Annually, the commission shall evaluate the data provided by a transmission and distribution utility in accordance with paragraph E for the prior calendar year to determine if the standards established by the commission pursuant to this section have been met.

G. The commission shall impose administrative penalties for designated thresholds of poor performance for service standards in accordance with section 1508-A, subsection 1, paragraph E unless the utility demonstrates good cause for its failure to meet the standard.

H. The commission shall publish quarterly reports containing scores for each service standard for each utility.

I. The commission may audit the data reported by a utility for each standard.

Nothing in this subsection prohibits the commission from establishing service quality standards for transmission and distribution utilities with fewer than 50,000 customers.

Sec. 2. 35-A MRSA §301, sub-§5 is enacted to read:

5. Transmission and distribution utility report required; audits. If the commission has not made a rate determination within the preceding 5 years for a transmission and distribution utility that serves more than 50,000 customers, the utility shall submit a report to the commission that includes a comparison of the utility's actual costs with cost estimates used in the utility's most recent rate case to set rates. Upon a finding of the commission that there was a difference of more than 10% between the transmission and distribution utility's actual costs and estimated costs, the commission may:

- A. Require an audit of the transmission and distribution utility in accordance with section 113; or
- B. Disallow cost recovery in the transmission and distribution utility's future rate cases.

This subsection takes effect January 15, 2024.

Sec. 3. 35-A MRSA §301, sub-§6 is enacted to read:

6. Investor-owned transmission and distribution utility expenditures; comparison. No later than November 1, 2022, the commission shall initiate a proceeding to conduct a detailed comparison of the annual expenditures of each investor-owned transmission and distribution utility in the State with the annual expenditures of other comparable investor-owned transmission and distribution utilities located in the United States. When conducting this analysis, the commission shall identify specific categories in which spending by an investor-owned transmission and distribution utility significantly deviated from those expenditures of comparable investor-owned transmission and distribution utilities. The commission may use the results of this analysis in future rate cases involving an investor-owned transmission and distribution utility. The commission may undertake a new comparison or update an existing one in accordance with this subsection at any time the commission determines is necessary. For purposes of this subsection, a comparable investor-owned transmission and distribution utility is one that provides electricity delivery in a service territory in a northern climate that is primarily wooded and includes urban and rural areas.

Sec. 4. 35-A MRSA §1316, as amended by PL 1999, c. 398, Pt. A, §21 and affected by §§104 and 105, is further amended to read:

§1316. Testimony presented by employees of public utilities ~~or~~, competitive service electricity providers, affiliated interests or utility contractors to legislative committees and to, the Public Utilities Commission and the Public Advocate

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Employee" means a person who currently performs or formerly performed a service for wages or other remuneration under a contract of hire, expressed or implied, ~~but does not include an independent contractor for a public utility, competitive electricity provider, affiliated interest or utility contractor.~~

A-1. "Affiliated interest" has the same meaning as in section 707, subsection 1, paragraph A.

B. "Employer" means a public utility ~~or~~ competitive ~~service~~ electricity provider, affiliated interest or utility contractor licensed to do business in this State with one or more employees.

C. "Legislative committee" means a joint standing committee or a joint select committee of the Legislature, a task force, commission or council or any other committee established by the Legislature and composed wholly or partly of Legislators for the purpose of conducting legislative business.

D. "Own time" means an employee's vacation or personal time, earned as a condition of employment.

E. "Utility contractor" means a person that provides goods or services to a public utility or competitive electricity provider.

2. Right of employees to provide testimony. ~~Employees of a public utility or competitive service provider have the right to represent themselves and to testify before or provide information to a legislative committee or the commission or the Public Advocate on their own time. An employee of a public utility or competitive service provider who complies with this section may not be denied the right to testify before or provide information to a legislative committee or the commission or the Public Advocate.~~

2-A. Right of utility contractors to provide testimony. A utility contractor has the right to testify before or provide information to a legislative committee, the commission or the Public Advocate.

3. Discharge of, threats to or discrimination against employees of utility service providers for testimony presented to legislative committees or the commission or the Public Advocate. ~~Unless otherwise provided for, a supervisor may not discharge, threaten or otherwise discriminate against an employee of a public utility or competitive service provider regarding the employee's compensation, terms, conditions, location or privileges of employment because the employee, in compliance with this section, in good faith testifies before or provides information to a legislative committee or the commission or the Public Advocate regarding the operation of the business of a public~~

utility or competitive service provider or because the employee brings the subject matter of the testimony or information to the attention of a person having supervisory authority.

This subsection does not apply to an employee who has testified before or provided information to a legislative committee ~~or to~~, the commission ~~or the Public Advocate~~ unless the employee has first brought the subject matter of the testimony or information in writing to the attention of a person having supervisory authority with the employer and has allowed the employer a reasonable time to address the subject matter of the testimony or information. If appropriate, the employer shall respond in writing.

4. Exceptions. ~~The protection~~ protections created in ~~subsection~~ subsections 3 ~~does~~ and 9 do not apply to testimony or information that, upon reasonable inquiry by the employee or utility contractor, would be found to be false, slanderous, libelous or defamatory ~~or to testimony that violates a term or condition of a collectively bargained agreement or to testimony that discloses trade secrets or corporate strategy, the disclosure of which would result in harm to the employer.~~

5. Civil actions for injunctive relief or other remedies by employees. An employee ~~of a public utility or competitive service provider~~ who alleges a violation of rights under this section and who has made reasonable efforts to exhaust all grievance procedures, as provided for in the contract of employment or ~~which~~ that otherwise may be available at the employee's place of employment, may bring a civil action, including an action for injunctive relief, within 90 days after the occurrence of that alleged violation or after the grievance procedure or similar process terminates. The action may be brought in the Superior Court for the county where the alleged violation occurred, the county where the complainant resides or the county where the person against whom the civil complaint is filed resides. An employee must establish each ~~and every~~ element of the employee's case by a preponderance of the evidence.

5-A. Civil actions for injunctive relief or other remedies by utility contractors. A utility contractor that alleges a violation of rights under this section may bring a civil action, including an action for injunctive relief, within 90 days after the occurrence of that alleged violation. The action may be brought in the Superior Court for the county where the alleged violation occurred, the county where the complainant resides or the county where the person against whom the civil complaint is filed resides. A utility contractor must establish each element of the utility contractor's case by a preponderance of the evidence.

6. Remedies ordered by court. A court, in rendering a judgment in an action brought pursuant to this section, may order reinstatement of the employee, the payment of back wages, full reinstatement of fringe benefits and seniority rights or any combination of these

remedies. ~~A If an employee or utility contractor is the prevailing party, a court may also shall award the prevailing party employee or utility contractor all or a portion of the costs of litigation, including reasonable attorneys' attorney's fees and witness fees, if the court determines that the award is appropriate.~~

7. ~~Collective bargaining rights Agreements.~~ This section does not diminish or impair the rights of a person under any collective bargaining agreement. A public utility, competitive electricity provider or affiliated interest may not enter into an agreement preventing employees from exercising their rights to testify before or provide information to a legislative committee, the commission or the Public Advocate pursuant to this section.

8. Jury trial; common-law rights. Any action brought under this section may be heard by a jury. Nothing in this section derogates any common-law rights of an employee or employer.

9. Contracts with utility contractors. If a utility contractor, in compliance with this section and in good faith, testifies before or provides information to a legislative committee, the commission or the Public Advocate, a public utility or competitive electricity provider may not respond to such action by the utility contractor by:

A. Terminating or threatening to terminate a contract with the utility contractor; or

B. Harming or threatening to harm the utility contractor financially.

10. Notice of rights required. A public utility and a competitive electricity provider shall notify the public utility's and the competitive electricity provider's employees, affiliated interests and utility contractors of their rights under this section.

11. Penalties. The commission may impose penalties for violations of this section. This subsection does not apply in the case of an employee of a utility contractor alleging a violation under subsection 3.

12. Rulemaking. The commission may adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 5. 35-A MRSA §1508-A, sub-§1, ¶E is enacted to read:

E. In accordance with section 301, subsection 1-A, paragraph G, the commission shall impose an administrative penalty on a transmission and distribution utility in an amount that does not exceed \$1,000,000 or 10% of its annual gross revenue received from ratepayers in the State, whichever amount is less, that fails to meet a standard established by the commission pursuant to section 301, subsection 1-A in the previous calendar year. Each

calendar year that the transmission and distribution utility fails to meet the standard constitutes a separate offense. The commission shall use the proceeds from the penalty imposed under this paragraph to assist low-income customers.

Sec. 6. 35-A MRSA §1513 is enacted to read:

§1513. Divestiture of underperforming transmission and distribution utility

The commission shall initiate an adjudicatory proceeding, on its own motion or at the request of the Public Advocate, in accordance with this section to determine whether divestiture of an investor-owned transmission and distribution utility is warranted if the utility consistently fails to meet the service standards established in section 301, subsection 1-A, consistently fails to meet the requirements of section 301, subsection 1 or is unable to fulfill its statutory duties as a public utility because it is financially impaired. If, at the conclusion of the adjudicatory proceeding, the commission determines that divestiture of a transmission and distribution utility is warranted, the commission shall order divestiture of or by the utility in accordance with this section.

1. Determination by the commission. The commission shall order the owner of the transmission and distribution utility to divest the utility if the acquisition of the utility from a qualified buyer:

A. Will result, over the long term, in net benefits to ratepayers in the form of lower rates or better service than the rates and service provided by the transmission and distribution utility;

B. Is for a fair and reasonable purchase price negotiated by a qualified buyer and the transmission and distribution utility or as determined by the Superior Court in accordance with subsection 2;

C. Demonstrates that the qualified buyer has sufficient financial and technical capability, expertise and experience to own and operate the utility and the ability to comply with all of the legal requirements, including but not limited to achievement of policies pursuant to Title 38, section 576-A and section 577, subsection 1, of a transmission and distribution utility; and

D. Will benefit ratepayers as determined in accordance with section 708, subsection 2, paragraph C, subparagraph (2).

2. Superior Court review. Notwithstanding any other provision of this Title, a transmission and distribution utility may apply by petition to the Superior Court of Kennebec County to determine a fair and reasonable price that provides just compensation for the sale of the transmission and distribution utility or its assets if the qualified buyer and transmission and distribution utility are unable to negotiate a price. The court shall hold a hearing on the petition in which the parties are permitted to present factual and expert testimony

and other evidence concerning the value of the utility or its assets and shall render a decision. The decision of the Superior Court may be appealed to the Supreme Judicial Court sitting as the Law Court in the same manner as an appeal taken from a judgment of the Superior Court in a civil action.

3. More than one buyer. If more than one qualified buyer proposes to acquire the transmission and distribution utility or its assets, the commission shall order divestiture to the qualified buyer that will provide the greatest net benefits to ratepayers.

Sec. 7. 35-A MRS §3146 is enacted to read:

§3146. Climate change protection plan

No later than December 31, 2023, and every 3 years thereafter, a transmission and distribution utility shall submit to the commission a 10-year plan that includes specific actions for addressing the expected effects of climate change on the utility's assets needed to transmit and distribute electricity to its customers. The commission shall provide a process to allow for the input from interested parties on the transmission and distribution utility's plan. The commission may use the plan and the input received from interested parties in rate cases or other proceedings involving the transmission and distribution utility.

Sec. 8. 35-A MRS §3147 is enacted to read:

§3147. Integrated grid planning

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Covered utility" means a large investor-owned transmission and distribution utility as defined in section 3201, subsection 12.

B. "Environmental justice" means the fair treatment and meaningful involvement of all persons regardless of race, color, national origin or income with respect to the development, implementation and enforcement of environmental laws, rules, regulations and policies.

C. "Grid plan" means a 10-year integrated grid plan developed in accordance with this section designed to improve system reliability and resiliency and enable the cost-effective achievement of the greenhouse gas reduction obligations and climate policies pursuant to Title 38, section 576-A and section 577, subsection 1.

D. "Hosting capacity" means a threshold at a circuit at which new distributed energy resources will trigger upgrades or changes to the electrical distribution system and cost considerations of related upgrades and changes.

2. Priorities identified; stakeholder input. Beginning November 1, 2022, then every 5 years thereafter, the commission shall initiate a proceeding to identify the priorities to be addressed in a filing by a covered utility regarding a grid plan that will assist in the cost-effective transition to a clean, affordable and reliable electric grid. The commission shall hold technical conferences or stakeholder workshops before the filing to identify priorities, assumptions, goals, methods and tools that will assist the covered utility in developing a grid plan.

3. Commission order. At the conclusion of the technical conferences and stakeholder workshops held under subsection 2, the commission shall issue an order directing a covered utility to submit a filing to the commission that addresses the priorities identified in the proceeding initiated pursuant to subsection 2 and includes the additional components identified in subsection 4.

4. Additional components; submission. A covered utility shall submit a filing to the commission within 18 months of the issuance of an order by the commission pursuant to subsection 3. In addition to addressing the priorities specified in the commission order, the filing must:

A. Assess the electric system of the covered utility and its relationship to the regional grid;

B. For elements of the filing related to customer energy consumption and usage characteristics, reference and incorporate relevant elements of the Efficiency Maine Trust triennial plan developed under section 10104, subsection 4, including all of the trust's analysis of cost-effective energy efficiency potential and plans to implement energy efficiency programs, demand management programs, beneficial electrification programs such as heat pump and electric vehicle initiatives, energy storage initiatives and analysis of nonwires alternatives;

C. Include at least 2 potential planning scenarios, at a minimum, a baseline scenario and a scenario of high-penetration distributed energy resources and end-use electrification. When applicable, the planning scenarios must incorporate mechanisms for achieving the priorities established pursuant to subsection 2, including, but not limited to, cost-effective policies, programs, rates, use of software or technology and infrastructure planning, including nonwires alternatives;

D. Include, at a minimum, the following:

(1) Forecasts of projected load, including forecasts of end-use electrification, energy efficiency and distributed energy resources;

(2) Baseline energy supply data and assessments, including but not limited to planned generation retirements; new generation that is

planned or needed, including generation of electricity from renewable sources; and energy storage installations;

(3) Analysis of hosting capacity, including locational benefits of distributed energy resources and areas of existing or potential system congestion;

(4) Analysis of available and emerging technologies necessary to enable load management and flexibility;

(5) An assessment of the environmental, equity and environmental justice impacts of grid plans; and

(6) An identification of cost-effective near-term grid investments and operations needed to achieve the priorities identified in subsection 2; and

E. Reference and incorporate, as appropriate, all relevant analysis conducted as part of the State's climate action plan under Title 38, section 577 and relevant information from reports and analysis completed by other state agencies and quasi-independent state entities.

The commission shall make the filing for each covered utility available for public comment for a period of no less than 60 days. The commission may order a covered utility to revise the filing to address any deficiencies. The commission may use the filing and the input received from interested parties in rate cases or other proceedings involving the covered utility.

5. Access to information. Consistent with section 1311-A, a covered utility shall ensure to the greatest extent practicable that any information related to the filing is provided in a forum accessible to interested parties and all relevant data and distribution planning modeling tools are available to interested parties.

Nothing in this section prohibits the commission from holding additional proceedings if the commission determines it is necessary to meet the purposes of this section.

Sec. 9. Plan status to committee. No later than October 15, 2023, the Public Utilities Commission shall provide an interim report regarding the status of the development of an integrated grid plan as required by the Maine Revised Statutes, Title 35-A, section 3147 to the joint standing committee of the Legislature having jurisdiction over energy and utility matters. No later than July 15, 2024, the commission shall submit a final report on the development of grid plans to the committee. The joint standing committee of the Legislature having jurisdiction over energy and utility matters may report out a bill in connection with the interim report provided by the commission to the Second Regular Session of the 131st Legislature and the final report provided by the

commission to the First Regular Session of the 132nd Legislature.

Sec. 10. Adoption of rules by Public Utilities Commission establishing minimum requirements. No later than June 30, 2023, the Public Utilities Commission shall adopt the rules required by the Maine Revised Statutes, Title 35-A, section 301, subsection 1-A.

Sec. 11. Assessment of resources needs at Public Utilities Commission. No later than December 1, 2022, the Public Utilities Commission shall provide to the joint standing committee of the Legislature having jurisdiction over energy and utility matters a report that includes an assessment of staffing and resources that may be necessary to comply with the integrated grid planning provisions of the Maine Revised Statutes, Title 35-A, section 3147. After receiving the report, the committee may report out legislation on the subject matter of the report to the 131st Legislature in 2023.

Sec. 12. Competitive procurement inquiry. By October 1, 2022, the Public Utilities Commission shall initiate an inquiry to assess the use of competitive procurement methods for purchases by transmission and distribution utilities, as defined in the Maine Revised Statutes, Title 35-A, section 102, subsection 20-B, of specific goods and services of a quantity that in the aggregate could reasonably impose significant costs to ratepayers. The inquiry must consider the activities for which competitive procurement methods may apply, exceptions to competitive procurement methods, the cost-effectiveness of requiring the use of competitive procurement methods and any other considerations the commission finds are necessary to assess the use of competitive procurement methods. Upon the conclusion of the inquiry, the commission may adopt routine technical rules as defined in Title 5, chapter 375, subchapter 2-A regarding competitive procurement methods for transmission and distribution utilities. On or before February 27, 2023, the commission shall submit a report regarding the inquiry to the joint standing committee of the Legislature having jurisdiction over energy and utilities matters. The committee may report out a bill to the 131st Legislature in 2023.

Sec. 13. Appropriations and allocations. The following appropriations and allocations are made.

PUBLIC UTILITIES COMMISSION

Public Utilities - Administrative Division 0184

Initiative: Provides allocations for one Staff Attorney position and 2 Utility Analyst positions and associated All Other funding.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNCIL	0.000	3.000

Personal Services	\$0	\$464,348
All Other	\$0	\$34,680
OTHER SPECIAL REVENUE	\$0	\$499,028
FUNDS TOTAL		

Public Utilities - Administrative Division 0184

Initiative: Provides one-time allocation for contracted services to study similar investor-owned utilities and regulatory efforts.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$400,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$400,000

PUBLIC UTILITIES COMMISSION DEPARTMENT TOTALS	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS	\$0	\$899,028
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$899,028

See title page for effective date.

**CHAPTER 703
H.P. 1472 - L.D. 1986**

An Act To Provide Property Tax Relief for Permanently and Totally Disabled Veterans

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA §5219-KK, sub-§2-E is enacted to read:

2-E. Permanently and totally disabled veterans; additional credit. For tax years beginning on or after January 1, 2023, in addition to the credit under subsection 2-D, a resident individual who is a veteran who is 100% permanently and totally disabled is allowed an additional credit against the taxes imposed under this Part in an amount equal to the amount calculated under subsection 2-D. The combined credit under subsection 2-D and this subsection may not exceed the property taxes paid by the resident individual during the tax year on the resident individual's homestead in this State and rent constituting property taxes paid by the resident individual during the tax year on a homestead in the State, combined. In the case of married individuals filing a joint return, only one spouse is required to be a veteran who is 100% permanently and totally disabled to qualify for the additional credit allowed under this subsection. For the purposes of this subsection, "100% permanently and totally disabled" means having a rating by

the United States Department of Veterans Affairs at 100% for one or more service-connected disabilities that are rated permanent and "veteran" has the same meaning as in section 653, subsection 1, paragraph E.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Revenue Services, Bureau of 0002

Initiative: Provides one-time funding for computer programming changes to add lines to the individual income tax return.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$22,000
GENERAL FUND TOTAL	\$0	\$22,000

See title page for effective date.

**CHAPTER 704
H.P. 1478 - L.D. 1992**

An Act Related to the Electronic Registration and Tagging of Turkey

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §12301-B is enacted to read:
§12301-B. Electronic registration of turkey

Beginning in 2023, the department shall allow electronic registration of turkey. The commissioner shall adopt rules to implement this section. The rules may include exceptions to or electronic means of compliance with any of the requirements of this chapter for a person who registers a turkey in accordance with the rules. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. 12 MRSA §12302-A, sub-§1, as amended by PL 2021, c. 121, §2, is further amended to read:

1. Requirement. Except as provided in section 12307 or rules adopted under section 12301-B, a person who kills a bear, deer, moose or wild turkey shall:

- A. Remain with that animal until it is registered, except as provided in section 12303-A;
- B. Present that animal for registration in that person's name at the first open registration station for that animal on the route taken by that person; and
- C. Leave the registration seal attached to the animal in accordance with section 12301-A until that animal is processed and packaged for consumption.

Sec. 3. 12 MRSA §12303-A, sub-§1, as amended by PL 2021, c. 54, §11 and c. 121, §3, is repealed and the following enacted in its place:

1. Time limits. Except as provided in subsection 1-A and in section 12307 or in rules adopted under section 12301-B, a person may not keep any of the following unregistered wild animals for more than 18 hours:

- A. Bear;
- B. Deer;
- C. Moose; or
- D. Wild turkey.

Sec. 4. 12 MRSA §12304-A, as repealed by PL 2021, c. 54, §12 and amended by c. 121, §4, is repealed.

Sec. 5. 12 MRSA §12304-B, sub-§1, as enacted by PL 2021, c. 54, §13, is amended to read:

1. Wild turkey. A Except as provided in rules adopted under section 12301-B, a person must shall present a wild turkey in its entirety for registration, except that the viscera may be removed in a manner that permits determination of the sex of the animal.

Sec. 6. 12 MRSA §12306, sub-§1, as amended by PL 2021, c. 121, §5, is further amended to read:

1. Prohibition. Except as provided in section 12307, a person may not possess any of the following animals if that animal has not been legally registered as provided in this chapter or rules adopted under section 12301-B, unless that animal is possessed in accordance with chapter 921:

- A. Bear;
- B. Deer;
- C. Moose; or
- D. Wild turkey.

Sec. 7. 12 MRSA §12307, as enacted by PL 2021, c. 121, §6, is amended to read:

§12307. Exception for fall turkey hunting

Notwithstanding any other provision of this chapter, a person who kills a wild turkey during any fall open season on hunting wild turkey in 2022 established by rule by the commissioner under section 11701 is not required to register or attach a tag to that turkey.

Sec. 8. Report. The Department of Inland Fisheries and Wildlife, in conjunction with adopting rules governing electronic registration of turkey pursuant to the Maine Revised Statutes, Title 12, section 12301-B, shall examine laws governing the tagging and registration of harvested animals to determine if there are laws that should be updated or revised to facilitate an electronic tagging system for turkey. The department shall submit a report of its findings and recommendations, together with any suggested legislation, to the joint

standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters by November 2, 2022. The committee may report out a bill related to electronic tagging to the First Regular Session of the 131st Legislature.

Sec. 9. Appropriations and allocations. The following appropriations and allocations are made.

**INLAND FISHERIES AND WILDLIFE,
DEPARTMENT OF**

**Enforcement Operations - Inland Fisheries and
Wildlife 0537**

Initiative: Provides one-time funding for the capture and banding of turkeys and for a hunter survey to prevent loss of important wildlife management information with the implementation of electronic registration and tagging of turkey.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$16,000
GENERAL FUND TOTAL	\$0	\$16,000

See title page for effective date.

CHAPTER 705

H.P. 1464 - L.D. 1969

**An Act Concerning Equity in
Renewable Energy Projects
and Workforce Development**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 26 MRSA §1303, as amended by PL 1997, c. 757, §1, is further amended to read:

§1303. Public works; minimum wage and benefits; assisted projects

In the employment of laborers in the construction of public works, including state highways, or an assisted project by the State or by persons contracting for the construction, preference must first be given to citizens of the State who are qualified to perform the work to which the employment relates and, if they can not be obtained in sufficient numbers, then to citizens of the United States. Every contract for public works construction or an assisted project must contain a provision for employing citizens of this State or the United States. The hourly wage and benefit rate paid to laborers employed in the construction of public works, including state highways, may not be less than the fair minimum rate as determined in accordance with section 1308. Any contractor who knowingly and willfully violates this section is subject to a fine of not less than \$250 per employee violation. Each day that any contractor em-

employs a laborer at less than the wage and benefit minimum stipulated in this section constitutes a separate violation of this section.

Sec. 2. 26 MRSA §1304, sub-§1-A is enacted to read:

1-A. Assisted project. "Assisted project" means a construction project for which requests for bids or proposals are initiated on or after January 1, 2023, including requests for bids or proposals that supplement a process started on or before that date:

A. With a nameplate capacity of 2 megawatts or more that involves a renewable energy project or a project for the production of energy, including all phases of site preparation, construction, retrofitting and demolition work; and

B. For which the State or an agency of the State provides certifications that entitle the generator to renewable energy credits or provides other economic assistance, including, but not limited to, payments pursuant to power purchase agreements, rebates, grants, loans, commitments of funds or other assistance.

"Assisted project" does not include a project for which the Public Utilities Commission approved a term sheet or contract or otherwise provided project-specific authorization or approval pursuant to Title 35-A on or before June 29, 2021 or a project that is participating in net energy billing and that meets the requirements of Title 35-A, section 3209-A, subsection 7 or Title 35-A, section 3209-B.

Sec. 3. 26 MRSA §1304, sub-§9-A is enacted to read:

9-A. Renewable energy project. "Renewable energy project" means a project to construct a source of electrical generation that relies on one or more of the following:

A. Fuel cells;

B. Tidal power;

C. Solar arrays and installations;

D. Wind power installations;

E. Geothermal installations;

F. Hydroelectric generators;

G. Biomass generators that are fueled by wood or wood waste, landfill gas or anaerobic digestion of agricultural products, by-products or wastes; or

H. Generators fueled by municipal solid waste in conjunction with recycling.

Sec. 4. 26 MRSA §1305, as amended by PL 1997, c. 757, §4, is further amended to read:

§1305. Policy declared

It is declared to be the policy of the State that a wage of no less than the prevailing hourly rate of wages and benefits for work of a similar character in this State must be paid to all workers employed in the construction of public works or assisted projects.

Sec. 5. 26 MRSA §1306-A is enacted to read:
§1306-A. Assisted project

1. Wages and benefits. Beginning January 1, 2023, a contractor or subcontractor working on an assisted project shall pay all construction workers working on the assisted project no less than the prevailing rate for wages and benefits, as determined by the bureau as set forth in this chapter.

2. Apprentices. An entity responsible for an assisted project shall take reasonable steps to ensure that all contractors and subcontractors working on an assisted project meet the requirements of this section. A contractor or subcontractor working on an assisted project shall provide proof within 7 days of a request from the Department of Labor that any apprentices employed on the project are in a registered apprenticeship program. For purposes of this subsection, "entity responsible" includes any recipient of assistance for the assisted project and any corporations, joint ventures, partnerships or other persons and their successors or assigns that hire contractors or construction managers to perform work on the assisted project.

Sec. 6. 26 MRSA §1311, as amended by PL 2003, c. 432, §1, is further amended to read:

§1311. Wage and benefit record of contractor

The contractor and each subcontractor in charge of the construction of a public work or assisted project shall keep an accurate record showing the names and occupation of all laborers, workers and mechanics employed by them and all independent contractors working under contract with them in connection with the construction on the public works or assisted project. The record must also show for all laborers, workers, mechanics and independent contractors the hours worked, the title of the job, the hourly rate or other method of remuneration and the actual wages or other compensation paid to each of the laborers, workers, mechanics and independent contractors. A copy of such a record must be kept at the job site and must be open at all reasonable hours to the inspection of the Bureau of Labor Standards and the public authority that let the contract and its officers and agents. It is not necessary to preserve those records for a period longer than 3 years after the termination of the contract. A copy of each such record must also be filed monthly with the public authority that let the contract or with the agency of the State providing economic assistance to the assisted project. The filed record is a public record pursuant to Title 1, chapter 13, except that the public authority letting a contract shall adopt rules to protect the

privacy of personal information contained in the records filed with the public authority under this section, such as Social Security numbers and taxpayer identification numbers. The rules may not prevent the disclosure of information regarding the classification of workers or independent contractors and the remuneration they receive. Such rules are routine technical rules as defined by Title 5, chapter 375, subchapter 2-A.

Sec. 7. 26 MRSA §1312, sub-§2, as amended by PL 1997, c. 757, §10, is further amended to read:

2. Employees' remedies. Any laborer, worker or mechanic engaged in construction of public works let to contract, or an assisted project who is paid less than the posted fair minimum rate of wages and benefits applicable, may recover from such a contractor or subcontractor the difference between the same and the posted fair minimum rate of wages and benefits a penalty equal in amount to the difference and reasonable attorney's fees; however, the surety for the contractor or subcontractor is not liable for the penalty or attorney's fees.

Sec. 8. 26 MRSA §1312, sub-§4 is enacted to read:

4. Sanctions for violations by assisted project. Failure of an entity that receives state assistance for an assisted project to comply with this chapter constitutes a material breach of the agreement, grant, loan, commitment of funds or other instrument pursuant to which state assistance is provided. Upon finding a violation of this section, the relevant agency of the State may impose any available and appropriate penalties for that breach, including, but not limited to, fines, administrative penalties authorized under Title 35-A, section 1508-A, ending the assistance and recouping all or part of any assistance already provided for the assisted project or directing that, in order for the entity to receive continued assistance, the entity must meet the requirements of this section and pay remedial compensation to any employees who were not paid at least the prevailing rate for wages and benefits.

Sec. 9. 26 MRSA §1314, as amended by PL 1997, c. 757, §11, is repealed and the following enacted in its place:

§1314. Exceptions

1. Certain federal funds. Whenever a public works construction is built in whole or in part using federal funds and is under the jurisdiction of the federal Davis-Bacon Act or other federal act that requires the United States Secretary of Labor to establish the minimum wage and benefits and those minimum wages and benefits are established by the United States Secretary of Labor, sections 1304 to 1313 do not apply.

2. Exceptions for registered apprenticeship programs. A contractor or subcontractor working on a public works project or assisted project subject to this

chapter may hire a worker at the rate recognized for registered apprentices working in the pertinent classification only if the worker is a participant in a registered apprenticeship program. For purposes of this subsection, "registered apprenticeship program" means a program that is registered pursuant to 29 Code of Federal Regulations, Section 29.3 (2016) with the United States Department of Labor, Employment and Training Administration, Office of Apprenticeship or a state apprenticeship agency recognized by the Office of Apprenticeship.

Sec. 10. 26 MRSA §3201, sub-§15-A is enacted to read:

15-A. Preapprenticeship training program. "Preapprenticeship training program" means a program that:

A. Is designed to prepare individuals to enter and succeed in a registered apprenticeship program; and

B. Has a documented partnership agreement that includes arrangements for facilitated entry of graduates of the preapprenticeship training program with at least one registered apprenticeship program.

Sec. 11. 26 MRSA §3209, sub-§4, ¶A, as enacted by PL 2011, c. 491, §13, is amended to read:

A. Developing, approving and registering new apprenticeship programs and certifying preapprenticeship training programs;

Sec. 12. 26 MRSA §3213 is enacted to read:

§3213. Preapprenticeship training programs

1. Application; eligibility. A sponsor may apply with the Maine Apprenticeship Program for review and certification of a preapprenticeship training program.

2. Eligibility. To be eligible for certification, a preapprenticeship training program must:

A. Meet the requirements of this section and any rules adopted by the department under this section;

B. Have a documented outreach plan to increase registered apprenticeship opportunities for underrepresented, disadvantaged or low-skilled individuals and members of historically marginalized communities;

C. Conform to standards identified by the United States Department of Labor for a quality framework for preapprenticeship;

D. Comply with state and federal law regarding equal employment opportunity in apprenticeship and training;

E. Have a training program and curriculum based on industry standards and approved by the Maine Apprenticeship Program, upon recommendation

by the Maine Apprenticeship Council, that will prepare individuals with the skills and competencies needed to enter a registered apprenticeship program;

F. Have supervised hands-on training and workplace safety training; and

G. Have a formalized agreement with a registered apprenticeship sponsor that enables preapprenticeship graduates to enter directly into a registered apprenticeship program and includes articulation agreements for earning credit for skills and competencies already acquired.

3. Certification. The Maine Apprenticeship Program shall review an application for certification of a preapprenticeship training program and shall give a preapprenticeship training program that meets the standards for certification a provisional certification for a period of one year. The Maine Apprenticeship Program shall review a preapprenticeship training program for quality and conformity with the requirements of this section at the end of the first year after certification. A program that conforms to the requirements may have its provisional certification made permanent or may continue to be provisionally certified through the first full training cycle.

4. Evaluation. The Maine Apprenticeship Program shall evaluate the performance of a certified preapprenticeship training program. The evaluation must include:

A. An assessment of the preapprenticeship training program's educational content;

B. A review of the preapprenticeship training program's compliance with state and federal law regarding equal employment opportunity in apprenticeship and training;

C. A review of the preapprenticeship training program's efforts to achieve equity goals for recruitment and training of preapprentices from historically marginalized communities; and

D. A summary of completion rates and rates of enrollment in and graduation from registered apprenticeship programs following completion of the preapprenticeship training program.

5. Decertification. The Maine Apprenticeship Program may decertify a preapprenticeship training program upon a finding of reasonable cause or by request of the program.

6. Funding. As funds are available, the Maine Apprenticeship Program, through the department, shall make available grants to support preapprenticeship training programs under this section. A preapprenticeship training program shall use the grants to provide meaningful support and stipends to facilitate enrollment and participation in the program. Support may include

funding for child care, transportation, training materials and reimbursement of other expenses that may be incurred by a student to facilitate the student's attendance and participation in the program. Stipends may include cash payments. In allocating grants among preapprenticeship training programs, the Maine Apprenticeship Program shall give priority to programs that have demonstrated successful enrollment of students from historically marginalized communities.

7. Rulemaking. The department shall adopt routine technical rules as defined in Title 5, chapter 375, subchapter 2-A to implement the provisions of this section.

Sec. 13. 35-A MRSA §3209-A, sub-§7, as enacted by PL 2021, c. 370, §1 and reallocated by RR 2021, c. 1, Pt. A, §37, is reallocated to 35-A MRSA §3209-A, sub-§8.

Sec. 14. 35-A MRSA §3210-G, sub-§1, ¶C, as enacted by PL 2019, c. 477, §2, is amended by amending subparagraph (2) to read:

(2) A weight of 30% must be given to benefits to the economy, which may include, but are not limited to:

(a) Capital investments by the Class IA resource to improve long-term viability of an existing facility;

(b) Payments by the Class IA resource for the harvest of wood fuel;

(c) Employment resulting from the Class IA resource;

(d) Payments by the Class IA resource to a host community, whether or not required by law or rule;

(e) Excise, income, property and sales taxes paid by the Class IA resource;

(f) Purchases of goods and services by the Class IA resource; ~~and~~

(g) Avoided emissions resulting from the operation of the Class IA resource; ~~and~~

(h) With respect to requests for bids or proposals for assisted projects, as defined in Title 26, section 1304, subsection 1-A:

(i) Whether the Class IA resource has entered into a project labor agreement with a labor organization to supply construction workers in all crafts needed for the assisted project where the assisted project is located. For purposes of this subdivision, a project labor agreement must conform to the requirements of section 3210-H, subsection 2; and

(ii) Whether an entity is employee-owned, including but not limited to an entity that offers employee stock ownership plans or is structured as a worker cooperative.

See title page for effective date.

CHAPTER 706

H.P. 1532 - L.D. 2040

An Act To Maintain a Comprehensive Substance Use Disorder Treatment Program for Maine's Incarcerated Population

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 34-A MRSA §3050 is enacted to read:

§3050. Comprehensive substance use disorder treatment program

The commissioner shall maintain a comprehensive substance use disorder treatment program, referred to in this section as "the program," in all correctional facilities. The program must include, but is not limited to, screening, assessment and treatment of persons residing in correctional facilities for substance use disorder, including alcohol use disorder.

1. Screening, assessment and treatment. The program must include screening, assessment and treatment, including, but not limited to, screening during the intake process, medically managed withdrawal, medication-assisted treatment, individual and group counseling and other behavioral treatment options. Medication-assisted treatment must use medications approved or authorized by the United States Food and Drug Administration for the treatment of substance use disorder, including alcohol use disorder, including at least one of each formulation of all United States Food and Drug Administration-approved medication-assisted treatments for those disorders.

2. Training and technical assistance. The program must provide initial and ongoing training and technical assistance for correctional facility staff and health care practitioners in each correctional facility.

3. Program coordination. The program must include coordination with community-based treatment and recovery organizations to facilitate supportive reentry and continuity of care after release.

4. Report. The department shall provide an annual report regarding the program to the joint standing committee of the Legislature having jurisdiction over

criminal justice and public safety matters by January 15th.

See title page for effective date.

CHAPTER 707

S.P. 31 - L.D. 23

An Act To Reinstate and Increase the Income Tax Deduction for Contributions to Education Savings Plans

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA §5122, sub-§2, ¶YY is enacted to read:

YY. For taxable years beginning on or after January 1, 2023, the portion of contributions to a qualified tuition program established under Section 529 of the Code up to \$1,000 per designated beneficiary. This deduction may not be claimed when federal adjusted gross income exceeds \$100,000 for a single individual and married persons filing separate returns or \$200,000 for individuals filing married joint returns and heads of households.

See title page for effective date.

CHAPTER 708

H.P. 51 - L.D. 85

An Act Concerning MaineCare Coverage for Donor Breast Milk

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §3174-III is enacted to read:

§3174-III. Reimbursement for donor breast milk

1. Reimbursement. The department shall provide reimbursement under the MaineCare program for pasteurized donor breast milk provided to an infant receiving benefits under this chapter if a physician or physician assistant licensed under Title 32, chapter 36 or 48 or an advanced practice registered nurse licensed under Title 32, chapter 31 signs an order stating that:

A. The infant is medically or physically unable to receive maternal breast milk or participate in breastfeeding or the infant's mother is medically or physically unable to produce maternal breast milk in quantities sufficient for the infant; and

B. The infant:

- (1) Was born at a birth weight of less than 1,500 grams;
- (2) Has a gastrointestinal anomaly or metabolic or digestive disorder or is recovering from intestinal surgery and the infant's digestive needs require additional support;
- (3) Is not appropriately gaining weight or growing;
- (4) Has formula intolerance and is experiencing weight loss or difficulty feeding;
- (5) Has low blood sugar;
- (6) Has congenital heart disease;
- (7) Has received or will receive an organ transplant; or
- (8) Has another serious medical condition for which donor breast milk is medically necessary.

2. Rulemaking. The department shall adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined by Title 5, chapter 375, subchapter 2-A.

Sec. 2. Medicaid state plan amendment or waiver. The Department of Health and Human Services shall prepare and submit a Medicaid state plan amendment or waiver as necessary to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services no later than January 1, 2023 that provides or requests, as appropriate, Medicaid coverage consistent with this Act for donor breast milk for infants.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF**

Medical Care - Payments to Providers 0147

Initiative: Provides appropriations and allocations to the Department of Health and Human Services to provide reimbursement under the MaineCare program for pasteurized donor breast milk provided to an infant if a physician, physician assistant or advanced practice registered nurse signs an order stating that such milk is necessary.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$157,872
GENERAL FUND TOTAL	\$0	\$157,872
FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$279,690

FEDERAL EXPENDITURES	\$0	\$279,690
FUND TOTAL		

See title page for effective date.

**CHAPTER 709
H.P. 130 - L.D. 177**

**An Act To Support
Apprenticeship Programs**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Transfer from Medical Use of Marijuana Fund. Notwithstanding any provision of law to the contrary, the State Controller shall transfer \$200,000 from the Medical Use of Marijuana Fund, established in the Maine Revised Statutes, Title 22, section 2430, within the Department of Administrative and Financial Services to the unappropriated surplus of the General Fund no later than June 30, 2023.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

LABOR, DEPARTMENT OF

Employment Services Activity 0852

Initiative: Provides ongoing funds to increase support for apprenticeship training reimbursement for registered apprenticeships within the Maine Apprenticeship Program as described in the Maine Revised Statutes, Title 26, section 3211, subsection 6, paragraph A.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$200,000
GENERAL FUND TOTAL	\$0	\$200,000

Employment Services Activity 0852

Initiative: Provides ongoing funds for educational programs that include both industry-based and job-related classroom instruction that is designed to prepare individuals to enter into and succeed in a registered apprenticeship program.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$200,000
GENERAL FUND TOTAL	\$0	\$200,000

**LABOR, DEPARTMENT OF
DEPARTMENT TOTALS**

GENERAL FUND	\$0	\$400,000
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$400,000

See title page for effective date.

**CHAPTER 710
H.P. 154 - L.D. 219**

**An Act To Improve the
Agricultural Marketing Loan
Fund and Agricultural
Development Grant**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 7 MRSA §306-A, as amended by PL 2013, c. 64, §§1 and 2, is further amended to read:

§306-A. Agricultural Development Fund

1. Agricultural Development Fund. The commissioner shall establish ~~an agricultural development fund~~ the Agricultural Development Fund, referred to in this section as "the fund," to accelerate ~~new~~ market development, adoption of ~~advantageous technologies~~ technology and promotion of state agricultural products by state producers.

2. Fund operation. The commissioner shall utilize the ~~agricultural development~~ fund to:

A. Provide grants to ~~individuals, firms or organizations~~ public agencies and private for-profit entities and nonprofit entities based in the State to conduct market research or to undertake market promotion activities for the purpose of expanding existing markets and developing new markets for state agricultural products; ~~and~~

B. Test and demonstrate new technologies related to the production, storage and processing of state agricultural ~~commodities~~; products; and

C. Provide technical assistance grants for conducting market research, feasibility studies, engineering studies, construction planning, land use planning, facility design and configuration planning and for funding the purchase of on-farm equipment and other technology purchases that directly support the growth of agricultural enterprises as defined in section 434.

The commissioner may disburse grant money awarded to an applicant during any of the 3 fiscal years following award of the grant to an applicant.

3. Rulemaking. The commissioner shall establish, by rule, in a manner consistent with Title 5, chapter 375, subchapter 2-A criteria for the allocation of grant money, application requirements consistent with the provisions of this section, a schedule for accepting and reviewing applications, reporting requirements on grant expenditures and project results and any other administrative requirements necessary for the efficient implementation of this program. Rules adopted pursuant to this subsection are ~~major substantive~~ routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. The commissioner is guided by the following criteria:

A. Applications may be submitted by ~~individuals, firms or organizations~~ public agencies and private for-profit entities and nonprofit entities based in the State in response to a request for proposals for competitive grants. The commissioner may also contract directly with ~~individuals, firms or organizations~~ public agencies and private for-profit entities and nonprofit entities for a special project under section 307;

B. A percentage of the total cost of any project must be funded by the applicant or applicants and a percentage of the total cost must be funded from nonpublic sources. These percentages must be established by rule. A single grant may not exceed 50% of the total funds available to be granted in a given year;

C. Information relative to market research or development activities provided to the commissioner prior to formal application, included in grant applications or provided to the commissioner to fulfill reporting requirements is confidential information and may not be publicly disclosed by the commissioner as long as:

(1) The person to whom the information belongs or pertains has requested that certain information be designated as confidential; and

(2) The commissioner has determined that the information gives the person making the request opportunity to obtain business or competitive advantage over another person who does not have access to the information or will result in loss of business or other significant detriment to the person making the request if access is provided to others; and

D. When possible, the commissioner shall award grants to applicants representing diverse agricultural enterprises and geographic areas of the State.

4. Advisory committee. The commissioner shall establish the Agricultural Development Committee to evaluate ~~market and production development competitive~~ grant applications and review project results.

Sec. 2. 7 MRSA §307, as amended by PL 2013, c. 64, §3, is further amended to read:

§307. Special projects

The commissioner may contract directly with the University of Maine System or qualified ~~individuals, firms or organizations~~ public agencies and private for-profit entities and nonprofit entities based in the State for market research, for testing new technologies and for research on technical problems related to the production, marketing, storage and processing of agricultural ~~commodities~~ products.

Sec. 3. 7 MRSA §308, as amended by PL 1999, c. 72, §6, is repealed.

Sec. 4. 7 MRSA §434, sub-§1, as amended by PL 2001, c. 152, §1, is further amended to read:

1. Agricultural enterprise. "Agricultural enterprise" means a person or business located in this State and engaged or beginning to engage in the commercial growing or harvesting of plants; raising of animals; growing or obtaining plant or animal by-products; aquaculture, as defined in Title 12, section 6001, subsection 1; or further processing, storing, packaging or marketing a raw product derived from plants, animals, plant or animal by-products or aquaculture, as defined in Title 12, section 6001, subsection 1, with the intent that the product be sold or otherwise disposed of to generate income. "Agricultural enterprise" includes a business or activity that attracts visitors to a farm for the purpose of supplementing income from the primary crop or livestock operation. "Agricultural enterprise" does not include a business engaged primarily in the growing, harvesting or further processing of forest species of trees for the purpose of producing pulp or other materials used in the paper manufacturing or wood manufacturing process.

Sec. 5. 7 MRSA §435, sub-§2, ¶A, as amended by PL 2003, c. 168, §1, is further amended to read:

A. An agricultural marketing loan for any project under this subchapter, the total cost of which exceeds ~~\$100,000~~ \$200,000, may not exceed ~~75%~~ 90% of the project cost. A loan from the fund may not be provided for such a project unless the applicant demonstrates a commitment of private funds of at least 5% of the total cost of the project; except that, in order to encourage the undertaking of cooperative projects by 2 or more agricultural enterprises, an agricultural marketing loan may not be provided unless the cooperating agricultural enterprises as a group demonstrate a commitment of private funds of at least 5% of the total cost of the project.

Sec. 6. 7 MRSA §435, sub-§2, ¶B, as amended by PL 2003, c. 168, §1, is further amended to read:

B. An agricultural marketing loan for any project under this subchapter, the total cost of which is ~~\$100,000~~ \$200,000 or less, may not exceed 90% of the total cost of the project.

Sec. 7. 7 MRSA §435, sub-§3, as amended by PL 2007, c. 660, §12, is repealed.

Sec. 8. 7 MRSA §435, sub-§3-A, as enacted by PL 2007, c. 660, §13, is amended to read:

3-A. Loans for participants in the Maine Farms for the Future Program. The interest rate for loans for capital improvements identified in a business plan developed under section 318 for a farm determined eligible under section 319 is the federal prime rate on the date of loan commitment but may not be greater than 2% per year.

Sec. 9. 7 MRSA §435, sub-§3-B is enacted to read:

3-B. Interest rate. Except as provided in subsection 3-A, the interest rate for loans under this section is the federal prime rate on the date of loan commitment but may not be greater than 5%. Loans current on the effective date of this subsection may be refinanced at the borrower's request to an interest rate of the federal prime rate but not greater than 5%.

Sec. 10. 7 MRSA §436, as amended by PL 2007, c. 660, §15, is further amended to read:

§436. Grants for technical assistance and research

The commissioner may use all or a portion of the accrued interest in the cash balance of the Agricultural Marketing Loan Fund ~~and all or a portion of loan repayments~~ for grants for technical assistance and for grants from the agricultural development grant program Agricultural Development Fund in chapter 10. ~~The commissioner may expend grant dollars designated to an applicant in one fiscal year during any of the 3 fiscal years following designation.~~

Sec. 11. 10 MRSA §1023-J, first ¶, as amended by PL 2017, c. 475, Pt. A, §12, is further amended to read:

The Agricultural Marketing Loan Fund, referred to in this section as "the fund," is created. The fund must be deposited with and maintained by the Finance Authority of Maine. The fund must be administered by the Commissioner of Agriculture, Conservation and Forestry in accordance with Title 7, chapter 101, subchapter 1-D. All money received by the Finance Authority of Maine from any source for the development and implementation of an improved agricultural marketing loan program must be credited to the fund. Any money credited to the fund from the issuance of bonds on behalf of the State for financing loans for agricultural enterprises may be used only for the following purposes: to provide assistance to agricultural enterprises in this State for the design, purchase, construction, renovation or improvement of ~~commodity and storage~~ buildings and ~~packing and marketing facilities~~ equipment essential to the agricultural enterprise; for the purchase, construction or renovation of ~~buildings, equipment,~~ docks, wharves, piers or vessels used in connection with a commercial agricultural enterprise; for the purchase of land in connection with development of new cranberry acreage; for the purchase of land for irrigation reservoirs or to provide direct access to water for irrigation or to fund the development of new or existing sustainable water sources; for the purchase of land necessary for the start-up of a new agricultural enterprise; for the purchase of land necessary for the expansion of an existing agricultural enterprise when the land acquisition is necessary to comply with land use regulations; for the development of a business plan for improvements to pas-

tureland, including seeding and actions to promote rotational grazing; ~~for the design or implementation of improvements to infrastructure, equipment and natural resources to enhance a commercial agricultural enterprise's climate adaptation or mitigation capacity; for refinancing existing loans used to finance eligible uses as defined in this section; or, if the commissioner so approves at the time of loan insurance commitment, to pledge money in the fund as security for, and to apply money in the fund to, payment of principal, interest and other amounts due on any term loans insured by the Finance Authority of Maine to an eligible dairy farmer. Repayment of these loans and interest on these loans must be credited to the fund and may be used for the purposes stated in this section or Title 7, section 436. Interest earned on money in the fund and interest earned on loans made from the fund may be used to pay the administrative costs of processing loan applications and servicing and administering the fund and loans and grants made from the fund since the inception of the agricultural marketing loan program, to the extent that these costs exceed the fee for administrative costs established by Title 7, section 435, subsection 4.~~

Sec. 12. Transfer balance of interest in the Agricultural Marketing Loan Fund. Notwithstanding any provision of law to the contrary, no later than September 1, 2022 the Finance Authority of Maine shall transfer the balance of realized interest in the Agricultural Marketing Loan Fund, as established under the Maine Revised Statutes, Title 10, section 1023-J, and any previously awarded agricultural development grant funds that have not been paid to grantees to the Agricultural Development Fund, as established under Title 7, section 306-A, through a transfer to the Agricultural Development Fund, Other Special Revenue Funds account.

Sec. 13. Transfer from unappropriated surplus of the General Fund. Notwithstanding any provision of law to the contrary, on or before June 30, 2023, the State Controller shall transfer \$467,240 from the unappropriated surplus of the General Fund to the Department of Agriculture, Conservation and Forestry, Agricultural Development Fund Other Special Revenue Funds account.

Sec. 14. Appropriations and allocations. The following appropriations and allocations are made.

AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF

Bureau of Agriculture 0393

Initiative: Provides a one-time allocation for grants to public agencies, private for-profit entities and nonprofit entities based in the State to conduct market research or to undertake market promotion activities for the purpose of expanding existing markets and developing new markets for state agricultural products; to test and

demonstrate new technologies related to the production, storage and processing of state agricultural products; and to provide technical assistance grants for conducting market research, feasibility studies, engineering studies, construction planning, land use planning, facility design and configuration planning and funding the purchase of on-farm equipment and other technology purchases that directly support the growth of agricultural enterprises.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$617,240
OTHER SPECIAL REVENUE	\$0	\$617,240
FUNDS TOTAL		

See title page for effective date.

CHAPTER 711

S.P. 106 - L.D. 245

An Act Regarding Consumer-owned Water Utilities

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 35-A MRSA §6410-A is enacted to read:

§6410-A. Consumer-owned water utilities; lack of quorum

1. Appointment of receiver. If, after investigation, the commission determines that the board of trustees of a consumer-owned water utility, as defined in section 6101, subsection 1-A, lacks a sufficient number of duly elected trustees to constitute a quorum, the commission may appoint a receiver to oversee the operations of the utility. A receiver appointed by the commission pursuant to this subsection has all the authorities granted to a full board of trustees pursuant to this chapter until such time as the board of trustees for the utility includes a sufficient number of duly elected trustees to constitute a quorum.

2. Costs. The commission may include the cost of appointing receivers pursuant to subsection 1 in the assessment charged to consumer-owned water utilities in accordance with section 116, subsection 1.

3. Rules. The commission may adopt by rule standards and procedures necessary for the administration of this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

CHAPTER 712
S.P. 191 - L.D. 485

An Act To Continue Funding
for Home-delivered Meals for
Homebound Seniors and To
Address Growing Demand

Be it enacted by the People of the State of Maine
as follows:

Sec. 1. Mileage reimbursement rates for meals on wheels services. Notwithstanding the Maine Revised Statutes, Title 5, section 8 and until June 30, 2023, the Department of Health and Human Services may provide funding to an area agency with an area plan approved by the department pursuant to Title 22, section 5118 to reimburse the agency for mileage accrued as a result of providing so-called meals on wheels services in an amount that exceeds the state reimbursement rate established in Title 5, section 8.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES,
DEPARTMENT OF

Long Term Care - Office of Aging and Disability
Services 0420

Initiative: Provides ongoing funding to provide home-delivered meals to homebound seniors and to leverage all federal funds available.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$250,000
GENERAL FUND TOTAL	\$0	\$250,000

See title page for effective date.

CHAPTER 713
H.P. 369 - L.D. 506

An Act To Reduce the Tax
Burden on Low-income
Electricity Customers

Be it enacted by the People of the State of Maine
as follows:

Sec. 1. 36 MRSA §1760, sub-§9-B, ¶A, as enacted by PL 2011, c. 673, §1, is amended to read:

A. The first 750 kilowatt hours of residential electricity per month; ~~and~~

Sec. 2. 36 MRSA §1760, sub-§9-B, ¶B, as enacted by PL 2011, c. 673, §1, is amended to read:

B. Off-peak residential electricity used for space heating or water heating by means of an electric

thermal storage device. For the purpose of this paragraph, "off-peak residential electricity" means the off-peak delivery of residential electricity pursuant to tariffs on file with the Public Utilities Commission and the electricity supplied; ~~and~~

Sec. 3. 36 MRSA §1760, sub-§9-B, ¶C is enacted to read:

C. Residential electricity consumed by eligible customers enrolled in a low-income assistance program implemented pursuant to Title 35-A, section 3214, subsection 2 or an arrearage management program implemented pursuant to Title 35-A, section 3214, subsection 2-A.

Sec. 4. Effective date. This Act takes effect January 1, 2023.

Effective January 1, 2023.

CHAPTER 714
S.P. 352 - L.D. 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

Be it enacted by the People of the State of Maine
as follows:

Sec. 1. 22 MRSA §4010-C, sub-§1, as enacted by PL 2013, c. 577, §1, is amended to read:

1. Age; enrollment in postsecondary education institution. In order to be eligible to participate in the program, an individual must be at least ~~24~~ 23 years of age but less than 27 years of age, must have exited the voluntary extended care and support agreement with the State under section 4037-A at ~~24~~ 23 years of age and must be enrolled in a postsecondary education institution.

Sec. 2. 22 MRSA §4037-A, sub-§1, as amended by PL 2021, c. 535, §1, is further amended to read:

1. Extended care requirements. A person who is 18, 19 ~~or~~ 20, 21 or 22 years of age and who attained 18 years of age while in the care and custody of the department may continue to receive care and support if the person:

A. Is enrolled in secondary school or its equivalent or is enrolled in postsecondary or career and technical school;

B. Is participating in a program or activity that promotes employment or removes barriers to employment;

- C. Is employed for at least 80 hours per month; or
- D. Is found to be in special circumstances, including but not limited to being incapable of qualifying under paragraphs A to C due to a documented medical or behavioral health condition.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF**

State-funded Foster Care/Adoption Assistance 0139

Initiative: Provides funding to raise the upper age limit from 20 years of age to 22 years of age for voluntary participation in extended care for persons who attained 18 years of age while in the care and custody of the State.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$351,284
GENERAL FUND TOTAL	\$0	\$351,284
FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$308,405
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$308,405

See title page for effective date.

CHAPTER 715

H.P. 1024 - L.D. 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

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §5412 is enacted to read:

§5412. Easy enrollment program

The easy enrollment program is established under this chapter to identify residents of this State who are uninsured but qualify for benefits under the MaineCare program or a qualified health plan in the marketplace.

1. Tax checkoff. A person filing a tax return in this State pursuant to Title 36, chapter 803 who has marked the relevant check-off boxes on the state income tax form as described in Title 36, section 5294 is identified as a person who may be provisionally assessed as eligible for benefits under the MaineCare pro-

gram or to enroll in a qualified health plan in the marketplace. The department, in conjunction with the superintendent and the Department of Administrative and Financial Services, Bureau of Revenue Services, shall determine by rule the information necessary to be shared with the marketplace to provisionally assess eligibility and the schedule regarding the frequency of transferring the information.

2. Eligibility determination. The marketplace shall determine whether the person filing the tax return under subsection 1 has an address in the State and whether the persons in the household indicated as uninsured are already enrolled in the MaineCare program or a qualified health plan in the marketplace. The marketplace shall mail a notice to households with an address in the State and with persons in the household who are uninsured. The notice must notify the person filing the tax return that the person or other uninsured members of the household may be eligible for health care coverage and provide information about the special enrollment period available on the marketplace pursuant to subsection 3 and that MaineCare enrollment is available at any time. If the person filing the tax return has included an e-mail address or other contact information, the marketplace shall contact the person using the preferred method of communication indicated on the tax return.

3. Special enrollment period; assistance; coverage begins. A person filing a tax return under subsection 1 who is provisionally assessed as eligible to enroll in a qualified health plan in the marketplace has a special enrollment period that begins on the date of the tax filing and ends 35 days from the date of the notice mailed by the marketplace to the person pursuant to subsection 2. Once a person begins the application to enroll in a qualified health plan in the marketplace, the marketplace shall provide assistance through follow-up e-mails or another preferred method of communication until the person is successfully enrolled or the marketplace determines that the person does not wish to enroll. Coverage in the marketplace is effective on the first day of the month after the date a plan is selected by the person.

4. Medicaid coverage. If the marketplace determines that any member of the household is eligible for benefits under the MaineCare program under this section, the marketplace shall notify the department and the person who filed the tax return of the potential eligibility. The department shall contact the person who filed the tax return using the person's preferred method of communication and provide assistance with the MaineCare application unless the marketplace determines that the person does not wish to enroll.

5. Outreach efforts. The marketplace and department, after appropriate consultation with the superintendent, shall jointly develop educational materials and

programming to communicate the purpose of the income tax checkoff under Title 36, section 5294 and the benefits of enrolling in the MaineCare program or a qualified health plan in the marketplace to the public. The materials and programming must include materials developed for different target groups in the public, including, but not limited to, tax preparers, consumer assistance organizations, community groups and underserved groups. The materials must be made available in English and in languages appropriate for communities in the State whose primary languages are not English.

Sec. 2. 22 MRSA §5413 is enacted to read:

§5413. Easy enrollment advisory group; data collection

1. Advisory group. An advisory group is established to advise the department on state income tax changes including the format of check-off boxes on income tax forms pursuant to Title 36, section 5294, effectiveness of the easy enrollment program under section 5412, feasibility of automatic enrollment in health care plans, improvements to outreach materials, issues related to necessary information required for establishing eligibility while maintaining confidentiality and proposed changes to improve the program. The commissioner and the superintendent or the commissioner's or superintendent's designees are cochairs and shall convene the advisory group. The chairs shall jointly appoint members to the advisory group, and members must include the stakeholders described in section 5404, subsection 2, paragraph B and representatives of the Department of Administrative and Financial Services, Bureau of Revenue Services and professional tax preparers. The advisory group shall meet at least 3 times a year and as often as necessary to carry out its advisory duties.

2. Data collection. The department shall provide an annual report on the easy enrollment program under section 5412 to the joint standing committee of the Legislature having jurisdiction over health insurance matters and the joint standing committee of the Legislature having jurisdiction over MaineCare matters. The report must include the number of persons who marked the check-off boxes on tax returns as described in section 5412, subsection 1, the number provisionally assessed as eligible by the marketplace for benefits under the MaineCare program or a qualified health plan in the marketplace, the number who enrolled in the MaineCare program, the number who enrolled in qualified health plans in the marketplace, how many enrolled in a qualified health plan in the marketplace who were eligible for financial assistance and demographic data on enrollment. The report must be submitted by November 15th of each year beginning in 2024 and contain data based on the previous calendar year's tax return data.

Sec. 3. 36 MRSA §191, sub-§2, ¶1QQQ is enacted to read:

QQQ. The disclosure of information to the Maine Health Insurance Marketplace to administer the easy enrollment health insurance program pursuant to Title 22, section 5412 and the health insurance check-off box pursuant to section 5294.

Sec. 4. 36 MRSA §5294 is enacted to read:

§5294. Easy enrollment health insurance program; voluntary checkoff

1. Health insurance check-off box. For tax years beginning on or after January 1, 2023, the assessor shall provide on the income tax form a space for an easy enrollment health insurance check-off box that includes the following:

A. A check box indicating that the taxpayer filing the tax return does not have health care coverage;

B. A check box indicating that the spouse of the taxpayer filing the tax return does not have health care coverage;

C. A check box indicating whether any dependents of the taxpayer do not have health care coverage;

D. A check box authorizing the bureau to share information from the income tax return with the marketplace established in Title 22, chapter 1479; and

E. An e-mail address, telephone number or other preferred method of communication, if available, for additional contact by the marketplace under Title 22, chapter 1479.

2. Information sharing. The assessor shall forward to the marketplace established in Title 22, chapter 1479 the information of a taxpayer who marked any check box in paragraph A, B or C and marked the check box in paragraph D. The information transferred to the marketplace, and the frequency of that transfer, is established by rule according to Title 22, section 5412, subsection 1.

3. Rulemaking. The assessor shall adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 5. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Revenue Services, Bureau of 0002

Initiative: Provides funding for costs to capture, collect and report the data related to the health insurance individual income tax check-off box.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,855

GENERAL FUND TOTAL	\$0	\$3,855
Revenue Services, Bureau of 0002		
Initiative: Provides funding for one-time computer programming costs to add the health insurance check-off boxes to the individual income tax return.		
GENERAL FUND	2021-22	2022-23
All Other	\$0	\$55,000
GENERAL FUND TOTAL	\$0	\$55,000
ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS		
	2021-22	2022-23
GENERAL FUND	\$0	\$58,855
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$58,855

See title page for effective date.

CHAPTER 716

H.P. 1159 - L.D. 1554

An Act To Provide Climate Change Transition Assistance for Maine's Energy-intensive Businesses

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 35-A MRSA §10109, sub-§3-A, as amended by PL 2017, c. 282, §1, is repealed.

Sec. 2. 35-A MRSA §10109, sub-§4, as amended by PL 2021, c. 298, §3, is further amended to read:

4. Expenditures; projects. Except for ~~transfers required under subsection 3-A and~~ other costs authorized in accordance with this chapter, funds in the trust fund must be expended in accordance with this subsection.

A. Trust funds must be allocated for measures, investments, loans, technical assistance and arrangements that reduce electricity consumption, increase energy efficiency or reduce greenhouse gas emissions and lower energy costs at commercial or industrial facilities and for investment in measures that lower residential heating energy demand and reduce greenhouse gas emissions. The measures that lower residential heating demand must be fuel-neutral and may include, but are not limited to, energy efficiency improvements to residential buildings, energy storage systems and upgrades to efficient heating systems that will reduce residential

energy costs and greenhouse gas emissions, as determined by the board. The trust shall ensure that measures to reduce the cost of residential heating are available for low-income households as defined by the trust. When promoting electricity cost and consumption reduction, the trust may consider measures at commercial and industrial facilities that also lower peak capacity demand, including energy storage systems. Subject to the apportionment pursuant to this subsection, the trust shall fund conservation programs that give priority to measures with the highest benefit-to-cost ratio, as long as cost-effective collateral efficiency opportunities are not lost, and that:

- (1) Reliably reduce greenhouse gas production and heating energy costs by fossil fuel combustion in the State at the lowest cost in funds from the trust fund per unit of emissions; or
- (2) Reliably increase the efficiency with which energy in the State is consumed at the lowest cost in funds from the trust fund per unit of energy saved.

B. Expenditures from the trust fund relating to conservation of electricity and mitigation or reduction of greenhouse gases must be made predominantly on the basis of a competitive bid process for long-term contracts, subject to rules adopted by the board under section 10105. Rules adopted by the board to implement the competitive bid process under this paragraph may not include an avoided cost methodology for compensating successful bidders. Bidders may propose contracts designed to produce greenhouse gas savings or electricity conservation savings, or both, on a unit cost basis. Contracts must be commercially reasonable and may require liquidated damages to ensure performance. Contracts must provide sufficient certainty of payment to enable commercial financing of the conservation measure purchased and its installation.

C. The board may target bid competitions in areas or to participants as they consider necessary, as long as the requirements of paragraph A are satisfied.

D. Community-based renewable energy projects, as defined in section 3602, subsection 1, may apply for funding from the trust to the extent they are eligible under paragraph A.

E. The size of a project funded by the trust fund is not limited as long as funds are awarded to maximize energy efficiency and support greenhouse gas reductions and to fully implement the triennial plan.

F. No more than \$800,000 of trust fund receipts in any one year may be used for the costs of administering the trust fund pursuant to this section. The

limit on administrative costs established in this paragraph does not apply to the following costs that may be funded by the trust fund:

- (1) Costs of the Department of Environmental Protection for participating in the regional organization as defined in Title 38, section 580-A, subsection 20 and for administering the allowance auction under Title 38, chapter 3-B; and
- (2) Costs of the Attorney General for activities pertaining to the tracking and monitoring of allowance trading activity and managing and evaluating the trust's funding of conservation programs.

G. In order to minimize administrative costs and maximize program participation and effectiveness, the trustees shall, to the greatest extent feasible, coordinate the delivery of and make complementary the energy efficiency programs under this section and other programs under this chapter.

H. The trust shall consider delivery of efficiency programs by means of contracts with service providers that participate in competitive bid processes for reducing energy consumption within individual market segments or for particular end uses.

I. A trade association aggregator is eligible to participate in competitive bid processes under this subsection.

J. Trust fund receipts must, upon request by the Department of Environmental Protection, fund research approved by the Department of Environmental Protection in an amount of up to \$100,000 per year to develop new categories for carbon dioxide emissions offset projects, as defined in Title 38, section 580-A, subsection 6, that are located in the State. Expenditures on research pursuant to this paragraph are not considered administrative costs under paragraph F, subparagraph (1).

K. The trust shall establish an industrial climate transition initiative to develop and support climate change mitigation strategies designed to reduce greenhouse gas emissions at industrial facilities in the State. In establishing the initiative and developing climate change mitigation strategies for industrial facilities, the trust shall:

- (1) Prioritize mitigation strategies identified in the State's climate action plan, as adopted and updated under Title 38, section 577, that offer the most cost-effective means of reducing greenhouse gas emissions at industrial facilities; and
- (2) Consider mitigation strategies and other recommendations identified by any working group, task force or other advisory body that is

established by the Maine Climate Council, established under Title 38, section 577-A, to develop strategies and other recommendations to reduce greenhouse gas emissions at industrial facilities in the State.

The trust may allocate funds from the trust fund, and may expend any federal funds or other public or private funding that may be available, to establish the initiative under this paragraph and to develop and support climate change mitigation strategies designed to reduce greenhouse gas emissions at industrial facilities in the State.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

EFFICIENCY MAINE TRUST

Efficiency Maine Trust Z100

Initiative: Provides funding to the Efficiency Maine Trust to be deposited in the Regional Greenhouse Gas Initiative Trust Fund established under the Maine Revised Statutes, Title 35-A, section 10109, subsection 2 and used to fund the establishment and activities of the industrial climate transition initiative under Title 35-A, section 10109, subsection 4, paragraph K.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$500,000
GENERAL FUND TOTAL	\$0	\$500,000

See title page for effective date.

CHAPTER 717

H.P. 1199 - L.D. 1610

An Act To Promote Equity in Policy Making by Enhancing the State's Ability To Collect, Analyze and Apply Data

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 1 MRSA c. 14-B is enacted to read:

CHAPTER 14-B

DATA GOVERNANCE PROGRAM

§547. Data governance program established

The Secretary of State, or the secretary's designee, and the Chief Information Officer shall establish a data governance program.

1. Implementation. Implementation of a data governance program must include:

- A. Establishing data project priorities;
- B. Ensuring data privacy compliance and that best practices are followed;

C. Developing data structure policies that ensure the best data quality, alignment and availability across systems; and

D. Establishing data-sharing policies and agreements.

2. Program requirements. The data governance program must:

A. Support decision making and improve citizen access to government services;

B. Promote consistent collection of racial and ethnic demographic data;

C. Use evidence-based strategies to improve data collection;

D. Address technology barriers that restrict the ability of state agencies to share data between agencies;

E. Create models for sharing data with the public and for developing policies to reduce disparities and increase equity;

F. Include records management capabilities and compliance; and

G. Ensure that data sharing and usage complies with state and federal laws, rules and regulations.

3. Consultations. Within 30 days of the effective date of this chapter, and at least quarterly thereafter, the Secretary of State, or the secretary's designee, and the Chief Information Officer shall consult with:

A. The Permanent Commission on the Status of Racial, Indigenous and Tribal Populations established by Title 5, section 12004-J, subsection 19 to discuss how racial equity will be incorporated in the data governance program as well as in all projects related to the program. The consultation must include discussion of methods for building racial equity considerations into every aspect of the data life cycle, including planning, data collection, data access, algorithms, statistical tools, data analysis, reporting and dissemination; and

B. The State Archivist, or the archivist's designee, regarding the development and implementation of the data governance program and to generate a records management and retention plan and program in compliance with Title 5, section 95-C.

4. Report. The Secretary of State, or the secretary's designee, the Chief Information Officer and the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations established by Title 5, section 12004-J, subsection 19 shall jointly report on the status of the program and the consultations under subsection 3 to the joint standing committee of the Legislature having jurisdiction over state and local government matters annually by February 15. The committee

may report out a bill based on the report during the legislative session in which the report is received.

Sec. 2. 5 MRSA §282, 2nd ¶, as amended by PL 2011, c. 655, Pt. I, §3 and affected by §11, is further amended to read:

The commissioner may employ such other deputies, division heads, assistants and employees as may be necessary, subject to the Civil Service Law. In addition, the commissioner may employ a Director of Compliance to carry out departmental responsibilities related to: Labor relations and labor contract compliance; human rights and affirmative action compliance; and audit guidelines and other 3rd-party compliance requirements. The Director of Compliance serves at the pleasure of the commissioner. In addition, the commissioner may employ an Associate Commissioner for Tax Policy to supervise and direct the tax policy analysis, guidance and communications activities of the Office of Tax Policy within the Bureau of Revenue Services. The Associate Commissioner for Tax Policy serves at the pleasure of the commissioner. In addition, the commissioner may employ a State Economist to provide economic and demographic data and analysis. The State Economist has the authority to hire staff.

Sec. 3. 5 MRSA §282, sub-§11, as enacted by PL 2017, c. 284, Pt. GG, §3, is amended to read:

11. Economic and demographic analyses. To conduct studies and continuing economic and demographic analyses of the state economy, including economic and demographic forecasting, and collect, collate and analyze all pertinent data and statistics relating to those studies and analyses to assist the Governor, the Legislature and the various state departments in formulating ~~economic goals and~~ programs and policies ~~to achieve those goals~~. The commissioner shall make these data and statistics available to the Legislature upon request. All state agencies shall cooperate with the commissioner regarding implementation of the provisions of this subsection. In implementing this subsection, the commissioner may use secondary data made available to the commissioner by other state agencies or other organizations.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Office of the Commissioner - Administrative and Financial Services 0718

Initiative: Establishes one Public Service Coordinator I position within the Office of the State Economist to conduct demographic analyses and provide the capacity to make data accessible to the public.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNCIL		

Personal Services	\$0	\$98,620
GENERAL FUND TOTAL	\$0	\$98,620
ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$98,620
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$98,620

SECRETARY OF STATE, DEPARTMENT OF Administration - Archives 0050

Initiative: Establishes one Data Governance Architect position within the Maine State Archives to advance data governance policies and programs including design and implementation of necessary database and system architecture and facilitate accessibility, equity, privacy and security.

GENERAL FUND POSITIONS - LEGISLATIVE COUNT	2021-22	2022-23
Personal Services	\$0	\$118,328
GENERAL FUND TOTAL	\$0	\$118,328

SECRETARY OF STATE, DEPARTMENT OF DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$118,328
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$118,328

STATUS OF RACIAL, INDIGENOUS AND TRIBAL POPULATIONS, PERMANENT COMMISSION ON THE

Racial, Indigenous and Tribal Populations Z319

Initiative: Establishes one Public Service Coordinator I position within the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations to coordinate the commission's ongoing consultative role in establishing and enhancing the data governance program.

GENERAL FUND POSITIONS - LEGISLATIVE COUNT	2021-22	2022-23
Personal Services	\$0	\$98,620
GENERAL FUND TOTAL	\$0	\$98,620

STATUS OF RACIAL, INDIGENOUS AND TRIBAL POPULATIONS, PERMANENT COMMISSION ON THE

DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$98,620
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$98,620
SECTION TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$315,568
SECTION TOTAL - ALL FUNDS	\$0	\$315,568

See title page for effective date.

**CHAPTER 718
H.P. 1227 - L.D. 1656**

An Act To Promote Energy-efficient Affordable Housing

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §4722, sub-§1, ¶Z-1 is enacted to read:

Z-1. Condition approval of funding of a housing project upon an applicant's compliance with standards and requirements under section 4726;

Sec. 2. 30-A MRSA §4726 is enacted to read:

§4726. Housing design standards and sustainability requirements

1. Housing design standards. The Maine State Housing Authority shall require that construction projects funded by the Maine State Housing Authority meet the standards of at least one of the following:

A. A set of design principles used to attain a quantifiable and rigorous level of energy efficiency within a specific quantifiable comfort level, as determined by a national passive house institute or an international passive house association;

B. A 3rd-party green building certification program that is a globally recognized standard for the design, construction and operation of high-performance green buildings and neighborhoods, as established by a national green building council;

C. A living building program with site, water, energy, health, materials, equity and beauty standards as established by an international institute; or

D. A 3rd-party-recognized certification or state program that is substantially similar to a certification system under paragraph A, B or C and that is approved by the Maine State Housing Authority.

2. Sustainability requirements. The Maine State Housing Authority shall require that construction projects funded by the Maine State Housing Authority:

A. Use all-electric equipment and systems or other non-fossil fuel systems for heating, domestic hot water, cooking and cooling needs. Backup and secondary systems may use other fuels, including fossil fuels;

B. Provide infrastructure for the installation of electric vehicle charging stations for resident parking facilities or provide for electric vehicle charging; or

C. Provide infrastructure for the installation of solar photovoltaic systems and energy storage where appropriate, including providing for sufficient interior space to allow for solar photovoltaic inverters and energy storage.

The Maine State Housing Authority may provide for a limited waiver to the requirements of this subsection for specific and extenuating circumstances where local conditions limit the ability of the construction project to comply with the requirements of this subsection.

3. Rulemaking. The Maine State Housing Authority shall adopt rules to implement this section. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 3. Rules. No later than January 1, 2024, the Maine State Housing Authority shall adopt rules to implement the Maine Revised Statutes, Title 30-A, section 4726.

Sec. 4. Collaboration. The Maine State Housing Authority shall collaborate with the Efficiency Maine Trust on program incentives to support the affordable implementation of the housing design standards and requirements under the Maine Revised Statutes, Title 30-A, section 4726, as appropriate, within available existing resources.

See title page for effective date.

CHAPTER 719

S.P. 540 - L.D. 1679

**An Act Regarding Expanding
Access to Free School Meals**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §6601-A, as amended by PL 2021, c. 212, §1, is further amended to read:

§6601-A. Free or reduced-price school meals; Internet-based school meal applications

The department shall contract for the development and implementation of an Internet-based application for free or reduced-price meals under the National School Lunch Program under 7 Code of Federal Regulations, Part 210 and the School Breakfast Program under 7 Code of Federal Regulations, Part 220. The department shall make available to public schools the Internet-based application for free or reduced-price meals developed under this section on the department's publicly accessible website. The department shall make the Internet-based application in an understandable and uniform format and, to the maximum extent practicable, in a language that parents and legal guardians can understand. A public school may make the Internet-based application available for school meal applications on the public school's publicly accessible website. All public schools shall continue to distribute paper applications for school meals to all students. A public school is solely responsible for processing that school's online applications. Data submitted through the Internet-based application may not be visible to the department and must be transmitted directly to the applicable public school. All public schools shall accept data submitted through the Internet-based application.

Sec. 2. Department of Education to study free and reduced-price meals for publicly funded students at private schools approved for tuition purposes. The Department of Education shall conduct an analysis to determine the cost for the State to provide funding equal to the difference between the federal reimbursement for free and reduced-price breakfast and lunch under the national school breakfast and lunch programs in accordance with 7 Code of Federal Regulations, Parts 210 and 220 (2007) for each publicly funded student who:

1. Attends a private school approved for tuition purposes that enrolls 60% or more publicly funded students; and
2. Is ineligible for a free or reduced-price breakfast and lunch.

The Department of Education shall submit a report with its findings to the joint standing committee of the Legislature having jurisdiction over education matters no later than February 1, 2023. The joint standing committee having jurisdiction over education matters may submit legislation based on the report to the 131st Legislature in 2023.

See title page for effective date.

**CHAPTER 720
H.P. 1255 - L.D. 1686**

An Act To Establish Public Defender Positions and Provide Support for Indigent Legal Services Providers

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 4 MRSA §1804, sub-§2, ¶F, as enacted by PL 2009, c. 419, §2, is amended to read:

F. Standards for the reimbursement of expenses incurred by assigned counsel and contract counsel, including attendance at training events provided by the commission; and

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

INDIGENT LEGAL SERVICES, MAINE COMMISSION ON

Maine Commission on Indigent Legal Services Z112

Initiative: Establishes one District Defender position (Elected DA-equivalent Grade 90), 2 Assistant Defender I positions (ADA-equivalent Grade 38) and 2 Assistant Defender II positions (ADA-equivalent Grade 30), to be dispatched in the State where needed, and provides for their ancillary costs and meals and travel expenses.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	5.000
Personal Services	\$0	\$704,482
All Other	\$0	\$261,415
GENERAL FUND TOTAL	\$0	\$965,897

Maine Commission on Indigent Legal Services Z112

Initiative: Provides ongoing funds for a contract for online legal research access to be provided to up to 300 rostered attorneys and for annual reimbursement for written legal materials purchased by attorneys.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$275,580
GENERAL FUND TOTAL	\$0	\$275,580

INDIGENT LEGAL SERVICES, MAINE COMMISSION ON DEPARTMENT TOTALS

	2021-22	2022-23
GENERAL FUND	\$0	\$1,241,477

DEPARTMENT TOTAL - ALL FUNDS	\$0	\$1,241,477
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See title page for effective date.

**CHAPTER 721
H.P. 1345 - L.D. 1803**

An Act To Attract and Retain Firefighters and Emergency Medical Services Personnel through the Maine Length of Service Award Program

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Appropriations and allocations. The following appropriations and allocations are made.

FIRE PROTECTION SERVICES COMMISSION, MAINE

Maine Fire Protection Services Commission 0936

Initiative: Provides one-time funding for the Maine Length of Service Award Program to provide length of service awards to eligible volunteer firefighters and emergency medical services personnel.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$500,000
GENERAL FUND TOTAL	\$0	\$500,000

See title page for effective date.

**CHAPTER 722
H.P. 1349 - L.D. 1816**

An Act To Promote Labor Education through the University of Maine System

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Labor and community education center. The University of Maine System shall establish the Dr. Charles A. Scontras Labor Center, referred to in this Act as "the center," a labor and community education center, at the University of Southern Maine. The center must focus on providing lifelong community-based labor education, research and outreach and must offer workshops, symposia, skills-based learning and opportunities to conduct applied research. The center must work collaboratively with the President of the University of Southern Maine to integrate university curricula and faculty into education offered by the center. In establishing the center, the University of Maine System shall designate the credentials provided

by the center, including, but not limited to, professional certifications and continuing education units.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE

Labor and Community Education Center N942

Initiative: Provides ongoing funds to establish and maintain a labor and community education center at the University of Southern Maine to provide labor education and outreach.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$500,000
GENERAL FUND TOTAL	\$0	\$500,000

See title page for effective date.

**CHAPTER 723
S.P. 648 - L.D. 1831**

An Act To Improve the Child and Family Court Process

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 4 MRSA §10-A is enacted to read:

§10-A. Annual training; domestic violence and child abuse issues

The Chief Justice of the Supreme Judicial Court shall establish annual training and education designed to inform Justices of the Supreme Judicial Court on domestic violence and child abuse, neglect and maltreatment issues.

Sec. 2. 4 MRSA §122 is enacted to read:

§122. Annual training; domestic violence and child abuse issues

The Chief Justice of the Superior Court shall establish annual training and education designed to inform Justices of the Superior Court on domestic violence and child abuse, neglect and maltreatment issues.

Sec. 3. 4 MRSA §164, sub-§17, ¶E, as amended by PL 1993, c. 680, Pt. A, §6, is further amended to read:

E. The Chief Judge, following notification to the Chief Justice of the Supreme Judicial Court or the Chief Justice's delegate, may authorize such forms and procedures as the Chief Judge considers appropriate to carry out this subsection; ~~and~~

Sec. 4. 4 MRSA §164, sub-§18, ¶E, as enacted by PL 1991, c. 635, is amended to read:

E. The Chief Judge, following notification to the Chief Justice of the Supreme Court or the Chief Justice's delegate, may authorize forms and procedures as the Chief Judge considers appropriate to carry out this subsection; and

Sec. 5. 4 MRSA §164, sub-§19 is enacted to read:

19. Annual training; domestic violence and child abuse issues. Establish annual training and education designed to inform District Court Judges on domestic violence and child abuse, neglect and maltreatment issues.

Sec. 6. 4 MRSA §183, sub-§1, ¶D, as amended by PL 2015, c. 296, Pt. C, §1 and affected by Pt. D, §1, is further amended by amending subparagraph (2) to read:

(2) Interim orders in actions involving divorce, legal separation, parentage or parental rights, including interim orders in postjudgment proceedings arising out of these actions; ~~except that a contested motion concerning interim parental rights and responsibilities, excluding interim child support orders, may be determined by the family law magistrate only if both parties consent to determination of the issue or issues in dispute by the family law magistrate;~~

Sec. 7. 4 MRSA §183, sub-§5 is enacted to read:

5. Annual training; domestic violence and child abuse issues. The Chief Judge of the District Court shall establish annual training and education designed to inform family law magistrates on domestic violence and child abuse, neglect and maltreatment issues.

See title page for effective date.

**CHAPTER 724
S.P. 661 - L.D. 1862**

An Act To Strengthen Maine's Good Samaritan Laws Concerning Drug-related Medical Assistance

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 17-A MRSA §1111-B, as amended by PL 2021, c. 299, Pt. C, §1 and c. 434, §8, is repealed and the following enacted in its place:

§1111-B. Immunity from arrest, prosecution and revocation and termination proceedings when assistance has been requested for suspected drug-related overdose

When a medical professional or law enforcement officer has been dispatched to the location of a medical emergency in response to a call for assistance for a suspected drug-related overdose, the following provisions apply to any protected person at the location when the medical professional or the law enforcement officer arrives. The immunity provisions of subsections 2 and 3 apply for the duration of the response to the medical emergency and end when the medical professional or law enforcement officer leaves the location of the medical emergency.

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Excluded crime" means a crime that does not qualify for immunity as described under subsection 2 or 3. The following crimes are excluded crimes:

- (1) An offense against a person as described in chapter 9;
- (2) Sexual assault as described in chapter 11;
- (3) Sexual exploitation of a minor as described in chapter 12;
- (4) Kidnapping, criminal restraint and criminal forced labor as described in chapter 13;
- (5) Robbery as described in section 651;
- (6) Arson as described in section 802;
- (7) Aggravated sex trafficking as described in section 852;
- (8) Sex trafficking as described in section 853;
- (9) Aggravated attempted murder as described in section 152-A;
- (10) Abandonment of a child as described in section 553;
- (11) Endangering the welfare of a child as described in section 554, subsection 1, paragraph A;
- (12) Unlawful transfer of a firearm other than a handgun to a minor as described in section 554-A;
- (13) Unlawful transfer of a handgun to a minor as described in section 554-B;
- (14) Endangering the welfare of a dependent person as described in section 555, subsection 1, paragraph A or B;
- (15) Incest as described in section 556;
- (16) Patronizing prostitution of a minor or person with mental disability as described in section 855;
- (17) Violation of a protection from harassment order issued pursuant to Title 5, chapter

337-A, a protective order in crimes between family members issued pursuant to Title 15, chapter 12-A or a protection from abuse order issued pursuant to Title 19-A, chapter 101;

(18) A crime that is not listed in this paragraph that was committed against a person who was in fact less than 18 years of age at the time that the crime was committed;

(19) Criminal conspiracy as described in section 151 to commit a crime listed in subparagraphs (1) to (18);

(20) Criminal attempt as described in section 152 to commit a crime listed in subparagraphs (1) to (18); and

(21) Criminal solicitation as described in section 153 to commit a crime listed in subparagraphs (1) to (18).

B. "Protected person" means a person who in good faith calls for assistance for another person experiencing a suspected drug-related overdose and any person rendering aid at the location of the suspected drug-related overdose.

C. "Rendering aid" means performing any action that involves looking after a person who is experiencing a suspected drug-related overdose while the person performing the action is awaiting the arrival of a medical professional or law enforcement officer to provide assistance. "Rendering aid" includes, but is not limited to, giving first aid or administering or assisting in the administration of naloxone hydrochloride.

2. Immunity from arrest or prosecution. Except with regard to an excluded crime, a protected person is immune from arrest or prosecution for a violation of law if:

A. The grounds for the arrest or prosecution are obtained as a result of a medical professional's or law enforcement officer's responding to a request for medical assistance; or

B. The identity of the protected person is learned or the protected person is identified as a person subject to arrest or prosecution as a result of a medical professional's or law enforcement officer's responding to a request for medical assistance.

3. Immunity from revocation or termination proceedings. Except when the charge or conviction is for an excluded crime, a protected person is immune from revocation proceedings with regard to conditions of release as described in Title 15, chapter 105-A, subchapter 5; probation as described in chapter 67, subchapter 1; administrative release as described in chapter 67, subchapter 2; or supervised community confinement as described in Title 34-A, section 3036-A and is

immune from termination proceedings for deferred disposition violations as described in chapter 67, subchapter 4 or termination from community confinement monitoring as described in Title 30-A, section 1659-A, if:

A. The grounds for the revocation or termination proceeding against the protected person are obtained as a result of a medical professional's or law enforcement officer's responding to a request for medical assistance; or

B. The identity of the protected person is learned or the protected person is identified as a person subject to a revocation or termination proceeding as a result of a medical professional's or law enforcement officer's responding to a request for medical assistance.

4. Motion to determine immunity. A criminal defendant may move that the court prior to trial determine whether the defendant is immune from prosecution or revocation or termination proceedings pursuant to subsection 2 or 3. Once the defendant has filed a motion and has presented evidence to establish immunity, the prosecution has the burden of proving by clear and convincing evidence that the grounds for immunity do not apply to the defendant. The court may hear testimony and shall make factual and legal findings as necessary to determine immunity.

See title page for effective date.

CHAPTER 725

H.P. 1395 - L.D. 1885

An Act To Increase Maine's Veterinary Workforce

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 20-A MRSA §12121, sub-§3, as enacted by PL 2009, c. 488, §14 and amended by PL 2011, c. 657, Pt. W, §6, is further amended to read:

3. Insufficient veterinary services. "Insufficient veterinary services" means an insufficient number of practitioners of veterinary medicine in a veterinary specialty related to livestock or emergency and critical care, as determined by the Commissioner of Agriculture, Conservation and Forestry.

Sec. 2. 20-A MRSA §12121, sub-§6 is enacted to read:

6. Underserved geographic region. "Underserved geographic region" means a geographic region of the State in which there is an insufficient number of practitioners of veterinary medicine, as determined by the Commissioner of Agriculture, Conservation and Forestry.

Sec. 3. 20-A MRSA §12122, sub-§1, as enacted by PL 2009, c. 488, §14, is amended to read:

1. Establishment. The Maine Veterinary Medicine Loan Program is established. The authority shall administer the program. Beginning January 1, 2011 and until December 31, 2022, the chief executive officer shall, as resources allow, award up to 2 loans annually up to an aggregate of 8. Beginning January 1, 2023, the chief executive officer shall, as resources allow, award up to 8 loans annually up to an aggregate of 32. At least half, and no fewer than 2, of the annual loans awarded must be awarded to applicants who have demonstrated a likelihood to practice livestock veterinary medicine in the State unless the authority does not receive enough qualified applicants to meet this requirement, in which case the chief executive officer may award the remaining loans to other eligible applicants. Loans are available to Maine residents enrolled in a school of veterinary medicine.

Sec. 4. 20-A MRSA §12122, sub-§3, ¶C, as enacted by PL 2009, c. 488, §14, is amended to read:

C. Demonstrates an interest in practicing in an area of the State with insufficient veterinary services or in an underserved geographic region.

Sec. 5. 20-A MRSA §12122, sub-§4, as enacted by PL 2009, c. 488, §14, is amended to read:

4. Maximum amount. The maximum loan amount available under the program to each participant is ~~\$25,000~~ \$35,000 per year for a period of up to 4 years.

Sec. 6. 20-A MRSA §12122, sub-§5, ¶A, as enacted by PL 2009, c. 488, §14, is amended by amending subparagraph (2) to read:

(2) A loan recipient who, upon conclusion of the loan recipient's professional education, including any fellowships, elects to serve as a veterinarian in an area of the State with insufficient veterinary services or in an underserved geographic region is forgiven 25% of the original outstanding indebtedness for each year of that practice. A loan recipient who practices in an area of the State with insufficient veterinary services or in an underserved geographic region less than full time may receive prorated loan forgiveness. A loan recipient who is not practicing in an underserved geographic region and who devotes less than 50% of the recipient's practice to the care of livestock or to emergency and critical care may receive prorated loan forgiveness.

Sec. 7. 20-A MRSA §12122, sub-§5, ¶A, as enacted by PL 2009, c. 488, §14, is amended by amending subparagraph (3) to read:

(3) A loan recipient must make a commitment to undertake specific training, including clinical experiences in livestock medicine or emergency and critical care medicine.

Sec. 8. 20-A MRSA §12122, sub-§5, ¶C, as enacted by PL 2009, c. 488, §14 and amended by PL 2011, c. 657, Pt. W, §5, is further amended to read:

C. A veterinarian requesting forgiveness ~~or an interest rate benefit~~ under this section shall report annually to the Department of Agriculture, Conservation and Forestry on the portion of the veterinarian's practice dedicated to livestock or emergency and critical care, the location of the veterinarian's practice and the geographic region served by the veterinarian's practice.

Sec. 9. 20-A MRSA §12122, sub-§6, as enacted by PL 2009, c. 488, §14, is amended to read:

6. Default. A loan recipient under the program who agrees to practice in an area of the State with insufficient veterinary services or in an underserved geographic region and who fails to complete the period of service required to pay off the loan is liable to the authority for an amount equal to the sum of the total amount paid by or on behalf of the authority to or on behalf of the recipient under the agreement plus interest at a rate determined by the authority. Credit for practicing in an area with insufficient veterinary services or in an underserved geographic region is awarded for each consecutive 12-month period served. Exceptions may be made by the authority in accordance with subsection 7.

Sec. 10. 20-A MRSA §12123, as enacted by PL 2009, c. 488, §14, is amended to read:

§12123. Selection committee for students of veterinary medicine

The chief executive officer shall annually convene a selection committee of not fewer than 3 members to advise the authority in developing application materials designed to identify students likely to practice livestock veterinary medicine, emergency and critical care veterinary medicine or in an underserved geographic region in the State and to make recommendations to the authority regarding the priority of applicants for loans to students of veterinary medicine. The selection committee must include the state veterinarian and a representative of a statewide association of veterinarians.

Sec. 11. 20-A MRSA §12124, as enacted by PL 2009, c. 488, §14 and amended by PL 2011, c. 657, Pt. W, §6, is further amended to read:

§12124. Rules

The authority shall establish rules necessary to implement this chapter. The Commissioner of Agriculture, Conservation and Forestry shall adopt rules to establish criteria for determining areas of insufficient veterinary

services for livestock or emergency and critical care, a definition definitions of "livestock" and "emergency and critical care," criteria for determining underserved geographic regions and a method for determining the percent percentage of a practice that is devoted to livestock or emergency and critical care. In establishing criteria for determining areas of insufficient veterinary services for emergency and critical care and criteria for determining underserved geographic regions, the commissioner shall give priority consideration to regions within Aroostook County, Oxford County, Penobscot County, Piscataquis County, Somerset County and Washington County. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 12. 20-A MRSA §12125 is enacted to read:

§12125. Report by the Finance Authority of Maine

1. Report. The authority shall include in its annual report under Title 10, section 974, subsection 1 the following information regarding the program:

- A. The number of applications received each year;
- B. The number of loans awarded each year;
- C. The total amount disbursed through the program;
- D. The total amount of loan forgiveness awarded through the program;
- E. The total number of veterinary students assisted by loans through the program;
- F. The total number of veterinarians awarded loan forgiveness through the program;
- G. The number of current program participants working in a veterinary specialty related to livestock;
- H. The number of current program participants working in a veterinary specialty related to emergency and critical care;
- I. The number of current program participants working in an underserved geographic region; and
- J. The location of each current program participant's veterinary practice.

Sec. 13. Appropriations and allocations. The following appropriations and allocations are made.

FINANCE AUTHORITY OF MAINE

Student Financial Assistance Programs 0653

Initiative: Provides additional ongoing funding for the Maine Veterinary Medicine Loan Program to increase the number of loans awarded annually from 2 to 3 and to increase the maximum loan amount available under

the program to each participant from \$25,000 to \$35,000 per year for a period of 4 years.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$220,000
GENERAL FUND TOTAL	\$0	\$220,000

See title page for effective date.

CHAPTER 726

H.P. 1401 - L.D. 1891

An Act To Continue Supporting Safe Drinking Water for Maine Families

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Grants for well water treatment. The Maine State Housing Authority shall provide grants to eligible owners of single-family homes or landlords with private well water that shows evidence of contamination for the treatment of that water. Up to 10% of the funds provided in section 2 may be used for program administration. For purposes of this section, "contamination" means that the level of microorganisms, disinfectants, disinfection by-products, inorganic chemicals, organic chemicals or radionuclides exceeds maximum contaminant levels for public water systems established by the national primary drinking water regulations, 40 Code of Federal Regulations, Part 141, or similar standards applicable to public water systems in the State pursuant to state law or rule, and "private well water" means water from a private drinking water well as defined in the Maine Revised Statutes, Title 38, section 1392, subsection 8.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

HOUSING AUTHORITY, MAINE STATE

Housing Authority - State 0442

Initiative: Provides one-time funds for grants to eligible owners of single-family homes or landlords with private well water that shows evidence of contamination.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$400,000
GENERAL FUND TOTAL	\$0	\$400,000

See title page for effective date.

**CHAPTER 727
H.P. 1436 - L.D. 1929**

An Act To Provide Assistance to Areas Severely Infested with Browntail Moths

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA c. 803, sub-c. 3-A is enacted to read:

SUBCHAPTER 3-A

BROWNTAIL MOTH CONTROL

§8321. Browntail moth control

1. Program. The bureau shall administer a program to assist a government entity or nonprofit organization, upon application by that government entity or nonprofit organization to the bureau, with the control of browntail moths. This program must include the provision of resources, which may include resources for the mechanical, cultural or chemical control of the browntail moths; education campaigns; and other activities to mitigate browntail moth populations.

2. Rules. The bureau shall adopt routine technical rules, as described in Title 5, chapter 375, subchapter 2-A, to implement the provisions of this section.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

**AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF
Forest Resource Management Z233**

Initiative: Provides funding for one limited-period Entomologist I position and one limited-period Senior Entomology Technician position and associated All Other costs. These positions end June 8, 2024.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$158,074
All Other	\$0	\$31,000
GENERAL FUND TOTAL	\$0	\$189,074

Forest Resource Management Z233

Initiative: Provides one-time funding for the administration of a program to assist a government entity or nonprofit organization with controlling browntail moths.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$150,000
GENERAL FUND TOTAL	\$0	\$150,000

Office of the Commissioner 0401

Initiative: Provides funding for Department of Administrative and Financial Services, Office of Information Technology costs.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$3,834
GENERAL FUND TOTAL	\$0	\$3,834

AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF		
DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$342,908
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$342,908

See title page for effective date.

CHAPTER 728

S.P. 706 - L.D. 1974

**An Act To Establish and Fund
the Maine Climate Corps
Program Pursuant to
Recommendations in the
Report Required by Resolve
2021, Chapter 25**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §7501, as amended by PL 1995, c. 625, Pt. A, §13, is further amended to read:

§7501. Commission established

There is established the Maine Commission for Community Service, referred to in this chapter as "the commission," to foster the State's ethic of community service; encourage community service and volunteerism as a means of meeting critical human, environmental, educational and public safety needs throughout the State; address climate challenges through community service and volunteerism; serve as the State's liaison regarding national and community service and volunteer activities; foster collaboration among service agencies; and receive gifts and grants, implement statewide service programs and make subgrants to state and local entities in accordance with the National and Community Service Trust Act of 1993, 42 United States Code, Sections 12501 to 12682 (1994).

Sec. 2. 5 MRSA §7503, sub-§11, as enacted by PL 1995, c. 54, §1, is amended to read:

11. Coordination. ~~Foster~~ Coordinate and foster collaboration among state agencies, colleges, universities, municipalities, federal agencies and volunteer ser-

vice programs, including, but not limited to, coordination of and collaboration regarding the activities of the Maine Climate Corps Program established pursuant to section 7507 and related national and other climate-related service programs;

Sec. 3. 5 MRSA §7507 is enacted to read:

§7507. Maine Climate Corps Program

The Maine Climate Corps Program, referred to in this section as "the program," is established within the commission to provide grants, technical assistance and training to community service corps programs with the mission of responding to the impacts of climate change. Eligible community service corps programs under the program must be designed to:

1. Direct service projects. Conduct evidence-based direct service projects developed through community collaboration, including collaboration with indigenous communities, that address principles of equity, justice and accessibility;

2. Climate impacts. Address through measurable performance one or more of the following areas: transportation, energy, housing, the State's coastal zone as defined under the United States Department of Commerce, National Oceanic and Atmospheric Administration's coastal zone management program, public health, land and fresh water preservation, community resilience and climate-related education;

3. Disproportionately affected communities; representation. Prioritize assistance to disproportionately affected communities and ensure that individuals in service positions represent the economic and demographic diversity of communities, including persons who are historically marginalized; and

4. Additional standards. Meet additional program standards, including, but not limited to, requirements to:

A. Enroll individuals for set terms in service positions;

B. Provide individuals in full-time service positions with stipends, health insurance, liability insurance and accidental death or dismemberment insurance;

C. Provide individuals in service positions with training, education and service experiences that further employability or career preparation; and

D. Meet any other standards set by the commission or nationally for similar programs.

Sec. 4. 26 MRSA §1043, sub-§11, ¶F, as amended by PL 2017, c. 117, §2, is further amended by amending subparagraph (31) to read:

(31) Service performed by participants enrolled in programs or projects under the Maine Climate Corps Program established pursuant

to Title 5, section 7507 or under national service laws including the federal National and Community Service Act of 1990, as amended, 42 United States Code, Section 12501 et seq. and the federal Domestic Volunteer Service Act, as amended, 42 United States Code, Section 4950 et seq.;

Sec. 5. Transfer of settlement funds; fiscal year 2022-23. Notwithstanding any provision of law to the contrary, no later than June 30, 2023, the State Controller shall make a one-time transfer of \$120,000 from the funds received under the Maine Revised Statutes, Title 5, section 203-A for antitrust enforcement and enforcement of the Maine Unfair Trade Practices Act to the Department of Education. The funds must be used to support 4 eligible participants of the Maine Climate Corps Program, established in Title 5, section 7507.

Sec. 6. Transfer of settlement funds; fiscal year 2022-23. Notwithstanding any provision of law to the contrary, no later than June 30, 2023, the State Controller shall make a one-time transfer of \$30,000 from the funds received under the Maine Revised Statutes, Title 5, section 203-A for antitrust enforcement and enforcement of the Maine Unfair Trade Practices Act to the Department of Education. The funds must be used to increase the opportunities for individuals to devote a year of service to communities in this State.

Sec. 7. Appropriations and allocations. The following appropriations and allocations are made.

EDUCATION, DEPARTMENT OF

Maine Climate Corps Program - Maine Commission for Community Service N413

Initiative: Provides ongoing funds to support one Maine Climate Corps Program leadership position.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$81,310
GENERAL FUND TOTAL	\$0	\$81,310

Maine Climate Corps Program - Maine Commission for Community Service N413

Initiative: Allocates one-time funds to support 4 eligible participants of the Maine Climate Corps Program using funds transferred from the Office of the Attorney General from settlement funds received for antitrust enforcement and the enforcement of the Maine Unfair Trade Practices Act.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$120,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$120,000

Maine Service Fellows Program Z311

Initiative: Allocates one-time funds to increase the opportunities for individuals to devote a year of service to communities in the State using funds transferred from the Office of the Attorney General from settlement funds received for antitrust enforcement and the enforcement of the Maine Unfair Trade Practices Act.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$30,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$30,000

EDUCATION, DEPARTMENT OF DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$81,310
OTHER SPECIAL REVENUE FUNDS	\$0	\$150,000
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$231,310

See title page for effective date.

CHAPTER 729

S.P. 717 - L.D. 1998

An Act To Establish a Fund for Farmers Adversely Affected by Drought Conditions

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 7 MRSA c. 8-A, sub-c. 4 is enacted to read:

SUBCHAPTER 4

FARMERS DROUGHT RELIEF GRANT PROGRAM

§220-A. Farmers Drought Relief Grant Program

1. Grant program established. The Farmers Drought Relief Grant Program, referred to in this section as "the program," is established in the department to assist farmers in the State to overcome the adverse effects of drought conditions by providing grants in accordance with this section.

2. Eligibility. A farmer in the State may apply for a grant under the program if the farmer needs to establish a source for irrigation water to alleviate the risk of crop losses due to drought. The source for irrigation water must be sustainable, environmentally sound and affordable.

3. Farmers Drought Relief Grant Program Fund. The Farmers Drought Relief Grant Program Fund is established as a nonlapsing fund to provide

funding to achieve the purposes of the program. The fund consists of any funds received from private and public sources. The fund must be held separate and apart from all other money, funds and accounts. Any balance remaining in the fund at the end of any fiscal year must be carried forward to the next fiscal year.

4. Rules. The department shall adopt rules to implement the program. The rules must include grant eligibility requirements, grant application and award procedures and grant funding limits. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. Department of Agriculture, Conservation and Forestry to examine ways to streamline permitting new sources of water for farmers. The Department of Agriculture, Conservation and Forestry, Bureau of Agriculture, Food and Rural Resources shall work with the Department of Environmental Protection and the Maine Land Use Planning Commission and other appropriate agencies to examine the permitting process for farmers seeking to secure permits for new sources of water for irrigation and to develop recommendations, including suggested legislation, to streamline the permitting process. No later than January 1, 2023, the department shall submit a report with findings and recommendations to the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters. 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.

Sec. 3. Transfer. Notwithstanding any provision of law to the contrary, the State Controller shall transfer \$75,000 from the reserve for tax relief fund for Maine residents established within the Office of the Treasurer of State to the unappropriated surplus of the General Fund no later than June 30, 2023.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF

Bureau of Agriculture 0393

Initiative: Provides one-time funding for contractual services to complete rulemaking, coordinate with other state agencies on strategies to streamline the irrigation permitting process and report back on findings.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$75,000
GENERAL FUND TOTAL	\$0	\$75,000

Farmers Drought Relief Grant Program Fund N947

Initiative: Provides allocations to establish the fund and to allow for acceptance of funding from private and public sources.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$500

AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF		
DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$75,000
OTHER SPECIAL REVENUE FUNDS	\$0	\$500
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$75,500

See title page for effective date.

CHAPTER 730

S.P. 228 - L.D. 575

An Act To Establish a Conditional Presumption of Compensability for Certain Employees in Cases of Impairment from Hypertension or Heart Disease

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 39-A MRSA §328-C is enacted to read:

§328-C. Heart disease or hypertension suffered by certain employees

There is a rebuttable presumption that an employee of the State whose regular or incidental duties require the care, supervision or custody of a person confined in a prison or state correctional facility pursuant to an order of a court or as a result of an arrest and who contracts heart disease or hypertension has contracted the heart disease or hypertension in the course of employment and as a result of that employment, that sufficient notice of the heart disease or hypertension has been given and that the heart disease or hypertension was not occasioned by any willful act of that employee to cause the heart disease or hypertension, as long as the employee successfully passed a physical examination upon entry into that employment or during the time of that employment that failed to reveal any evidence of heart disease or hypertension.

See title page for effective date.

**CHAPTER 731
S.P. 283 - L.D. 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

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §3371, sub-§8, ¶G, as amended by PL 2017, c. 444, §1, is further amended to read:

G. Submit proposed legislation to the Legislature to implement any recommendations of the commission; ~~and~~

Sec. 2. 5 MRSA §3371, sub-§8, ¶H, as enacted by PL 2017, c. 444, §2, is amended to read:

H. Make awards from the Live Fire Service Training Facilities Fund pursuant to Title 20-A, section 9004 and direct the Maine Fire Service Institute within the Maine Community College System to make payments to municipalities from the fund; ~~and~~

Sec. 3. 5 MRSA §3371, sub-§8, ¶I is enacted to read:

I. Make awards from the Regional Fire Service Training Fund pursuant to Title 20-A, section 9005 and direct the Maine Fire Service Institute within the Maine Community College System to make payments to municipalities from the fund.

Sec. 4. 20-A MRSA §9005 is enacted to read:
§9005. Regional Fire Service Training Fund

1. Fund established. The Regional Fire Service Training Fund, referred to in this section as "the fund," is established under the Maine Fire Service Institute within the Maine Community College System as a nonlapsing fund to provide funds to municipalities for regional fire service training in the State.

2. Grant program. The Maine Fire Protection Services Commission, referred to in this section as "the commission" and established pursuant to Title 5, section 12004-J, subsection 12, shall establish criteria to award grants to municipalities from the fund for the purpose of funding regional fire service training for municipal firefighters and public safety employees. The

commission may adopt rules to implement this subsection. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

3. Procedure. Municipalities may apply to the commission for grants. The commission shall evaluate each application pursuant to the criteria developed in subsection 2 and, to the extent funds are available, shall award grants from the fund to support regional fire service training programs.

4. Payment of grants. Upon the award of a grant by the commission, the commission shall direct the Maine Fire Service Institute within the Maine Community College System to make the payment of the grant award to the municipality from the fund.

Sec. 5. 36 MRSA §5217-F is enacted to read:
§5217-F. Employer support for volunteer firefighters and volunteer municipal emergency medical services persons

For tax years beginning on or after January 1, 2022, an employer who employs an individual who is a volunteer firefighter, as defined in Title 30-A, section 3151, subsection 4, or a volunteer municipal emergency medical services person and who permits that employee to respond to fire calls or emergency medical services calls, as appropriate, during hours when the employee is scheduled to work without a reduction in pay is eligible for a credit against the tax imposed by this Part equal to the compensation that is paid to the employee at the employee's regular rate of pay during the time when the employee is away from work due to firefighting or emergency response responsibilities. For the purposes of this subsection, "volunteer municipal emergency medical services person" means an emergency medical services person as defined in Title 32, section 83, subsection 12 who responds to emergency medical services calls from a municipality and who receives no compensation from the municipality other than injury and death benefits.

Sec. 6. Appropriations and allocations. The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF
Revenue Services, Bureau of 0002**

Initiative: Provides one-time funding for computer programming.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$33,000
GENERAL FUND TOTAL	\$0	\$33,000

See title page for effective date.

CHAPTER 732
H.P. 1225 - L.D. 1654
An Act To Stabilize State
Funding for County
Corrections

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, current laws regarding county jail funding standards and tax assessments for correctional services do not address the needs of the counties for stable and predictable funding with which to operate the county jails in a professional and fiscally responsible manner; and

Whereas, immediate amendment to the laws on county jail funding standards and tax assessments is needed to support jail operations and promote the public interest, health and safety; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 5 MRSA §12004-G, sub-§6-D is enacted to read:

6-D.

Table with 4 columns: Corrections, County Corrections Professional Standards Council, Expenses Only, 34-A MRSA §1210-F

Sec. A-2. 34-A MRSA §1210-D, as amended by PL 2015, c. 436, §§11 and 12, is repealed.

Sec. A-3. 34-A MRSA §1210-E is enacted to read:

§1210-E. County Jail Operations Fund

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Community corrections" means the delivery of correctional services for adults in the least restrictive manner that ensures the public safety by the county or for the county under contract with a public or private entity. "Community corrections" includes, but is not limited to, preventive or diversionary correctional programs, pretrial release or conditional release programs, alternative sentencing or housing programs, electronic monitoring, residential treatment and halfway house programs,

community correctional centers, temporary release programs from a facility for the detention or confinement of persons convicted of crimes and programs and services as required by section 1208-B, subsection 4, paragraph D.

B. "County Corrections Professional Standards Council" or "council" means the council established pursuant to Title 5, section 12004-G, subsection 6-D.

C. "Fund" means the County Jail Operations Fund established pursuant to subsection 2.

D. "Jail" means a county or regional jail for which the department is required to establish standards pursuant to section 1208, 1208-A or 1208-B.

2. County Jail Operations Fund. The County Jail Operations Fund is established to provide funding for county jails and the regional jail. State funding must be appropriated annually for the fund in the amount of \$20,342,104 plus any additional amount the Legislature may appropriate. The department shall administer the fund and shall distribute funds to the jails in accordance with this section for the purposes set forth in subsections 3 and 4 and in accordance with the distribution formula set forth in subsection 9.

3. Community corrections; pretrial release program. At least 25% of all funding provided under this section must be used by the county jails and regional jail for establishing, providing and maintaining community corrections and programs and services required by section 1208-B, subsection 4, paragraph D. Jail programs and services must include a program, directly or through a contract with an organization, to supervise defendants subject to pretrial release conditions imposed pursuant to Title 15, section 1026, subsection 3, paragraph A, subparagraph (1) and such requirements as may be established by rule or order of the Supreme Judicial Court.

4. Prisoner support. The fund must be used to provide a portion of the counties' costs of the support of prisoners detained or sentenced to jail.

5. Quarterly payments to counties. The department shall distribute funding payable to the counties for operation of the jails quarterly if the jails have reported on a timely basis as required by subsection 6 and rules adopted pursuant to subsection 7. Failure to report as required may result in delayed payment of funds required to be paid by this section.

6. Required reporting. The county jails and the regional jail shall report to the department any data required by the council pursuant to section 1208-B, subsection 4, paragraph E, on the schedule and in the format required by the council. Failure of a jail to report as required may result in delayed quarterly payments to the counties as provided in subsection 5 and as set forth by rule.

7. Rulemaking. The council shall adopt rules to implement the financial accounting, reporting and data collection systems and requirements necessary for implementing this section, including any data required to be collected pursuant to section 1208-B, subsection 5. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

8. Surcharge. In addition to the 14% and 5% surcharges collected pursuant to Title 4, section 1057, an additional 1% surcharge must be added to every fine, forfeiture or penalty imposed by any court in this State, which, for the purposes of collection and collection procedures, is considered a part of the fine, forfeiture or penalty. All funds collected pursuant to this subsection are nonlapsing and must be deposited monthly in the fund.

9. Formula; distribution. The council shall establish a formula for the quarterly distribution described in subsection 5. The department shall distribute quarterly to each county from the fund the amount due to that county as determined according to the formula. The formula must be based on the most recent fiscal year for which data is available for the county and must:

A. Take into consideration total statewide county jail prisoner days for all jails;

B. Take into consideration and assign to a jail the number of county jail prisoner days attributable to each prisoner who was charged with committing a crime in that county or who was committed to the custody of or detained by the sheriff of that county; and

C. Determine the proportion of statewide county jail prisoner days attributable to each county.

10. Annual reporting to legislative committee. By October 1st annually, the department in collaboration with a statewide association of county commissioners and a statewide association of sheriffs shall report to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters regarding the following issues: county jail and regional jail funding through the General Fund, pursuant to Title 30-A, section 701 and from any other revenue sources; funding and operation of community corrections and programs and services required by section 1208-B, subsection 4, paragraph D and this section; distribution of funding to the county jails and regional jail; jail reporting of revenues, expenses and populations as required by this section; the experiences of the counties in setting their tax assessments for correctional services under Title 30-A, section 701; and the adoption and implementation of rules specifying best practices, including mandatory standards, policies and procedures, under section 1208-B.

Sec. A-4. 34-A MRS §1210-F is enacted to read:

§1210-F. County Corrections Professional Standards Council

The County Corrections Professional Standards Council, established in Title 5, section 12004-G, subsection 6-D and referred to in this section as "the council," is established to evaluate and advise the commissioner with regard to the composition of programs and services required pursuant to section 1208-B, subsection 4; to develop rules for reporting to the department the information required in section 1208-B, subsection 5 and, beginning July 1, 2023, as required in section 1210-E, subsection 6; to develop budget recommendations for the department related to the County Jail Operations Fund established in section 1210-E, the recommendations for which must be submitted to the commissioner and the Governor as part of the State's biennial budget process; to make supplemental county jail funding recommendations to the department related to the fund as may be needed from time to time to address shortfalls, emergencies or other needs; and to consider the need for legislation regarding required programs, services and reporting and to submit such legislation to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters.

1. Membership. The council consists of 7 members appointed by the commissioner as follows:

A. Two members selected from a list of nominations submitted by a statewide association of county commissioners;

B. Two members selected from a list of nominations submitted by a statewide association of sheriffs;

C. One member selected from a list of nominations submitted by a statewide association representing municipalities; and

D. Two members appointed at the commissioner's discretion.

2. Terms. Council members serve for 2-year terms and until their successors have been appointed. A vacancy must be filled in the same manner as the original appointment.

3. First meeting; chair. When all appointments have been made pursuant to subsection 1, the commissioner shall call the first meeting of the council. By a majority vote, the council shall select a chair from the members appointed under subsection 1, paragraphs A and B to serve a 2-year term.

4. Standards regarding failure to report. The council shall adopt rules specifying standards regarding reporting data as required by section 1210-E, subsection 6 to take effect beginning July 1, 2023 and shall adopt rules specifying standards for delaying payments to jails based on failure to report.

5. Rulemaking. The council shall adopt rules in accordance with this section, section 1210-E, subsection 7 and section 1208-B, subsection 5. Rules adopted pursuant to this subsection are routine technical rules as defined by Title 5, chapter 375, subchapter 2-A. Rules adopted pursuant to this subsection may not take effect before July 1, 2023.

Sec. A-5. Effective date. Those sections of this Part that repeal the Maine Revised Statutes, Title 34-A, section 1210-D and that enact Title 34-A, section 1210-E take effect July 1, 2023.

PART B

Sec. B-1. 30-A MRSA §701, sub-§2-C, as repealed and replaced by PL 2017, c. 475, Pt. A, §50, is amended to read:

2-C. Tax assessment for correctional services beginning July 1, 2015. Beginning July 1, 2015 2022, the counties shall annually collect no less than \$62,172,371 the base assessment limit of \$82,110,358 from municipalities for the provision of correctional services in accordance with this subsection. The In subsequent years, the counties may collect an amount that is more or less than the base assessment limit established in this subsection, except that if the amount is increased above the base assessment limit established in this subsection, the additional amount each year may not exceed the base assessment limit as adjusted by 4% or the growth limitation factor, as established in section 706-A, subsection 3 or 4%, including any adjustments for extraordinary circumstances allowed under section 706-A, subsection 5, whichever is less greater. A county may not increase its base assessment limit under this subsection if the county has not reported the revenues, expenses and populations information required by section 1210-E, subsection 6. If a county collects in a year an amount that is more or less than the base assessment limit established for that county pursuant to this subsection, the base assessment limit in the succeeding year is the amount collected in the prior year, excluding any adjustments for extraordinary circumstances allowed under section 706-A, subsection 5. For the purposes of this subsection, "correctional services" includes management services, personal services, contractual services, commodity purchases, capital expenditures and all other costs, or portions thereof, necessary to maintain and operate correctional services. "Correctional services" does not include county jail debt unless there is a surplus in the account that pays for correctional services at the end of the state fiscal year.

The assessment to municipalities within each county may not ~~be less than~~ exceed the base assessment limit, which is:

- A. A sum of ~~\$4,287,340~~ \$5,300,000 in Androscoggin County;
- B. A sum of ~~\$2,316,666~~ \$3,249,000 in Aroostook County;

C. A sum of ~~\$11,575,602~~ \$15,355,672 in Cumberland County;

D. A sum of ~~\$1,621,201~~ \$2,400,000 in Franklin County;

E. A sum of ~~\$1,670,136~~ \$2,126,002 in Hancock County;

F. A sum of ~~\$5,588,343~~ \$8,222,098 in Kennebec County;

G. A sum of ~~\$3,188,700~~ \$4,793,893 in Knox County;

H. A sum of ~~\$2,657,105~~ \$3,141,105 in Lincoln County;

I. A sum of ~~\$1,228,757~~ \$2,400,000 in Oxford County;

J. A sum of ~~\$5,919,118~~ \$10,315,042 in Penobscot County;

K. A sum of ~~\$878,940~~ \$1,486,750 in Piscataquis County;

L. A sum of ~~\$2,657,105~~ \$2,967,105 in Sagadahoc County;

M. A sum of ~~\$5,363,665~~ \$5,900,000 in Somerset County;

N. A sum of ~~\$2,832,353~~ \$3,038,999 in Waldo County;

O. A sum of ~~\$2,000,525~~ \$2,120,557 in Washington County; and

P. A sum of ~~\$8,386,815~~ \$9,294,135 in York County.

Sec. B-2. 30-A MRSA §701, sub-§2-D is enacted to read:

2-D. Requirement of legislative approval to adjust base assessment for correctional services. A county may adjust its base assessment limit under subsection 2-C, paragraphs A to P only with the approval of the Legislature. Beginning July 1, 2026, once every 4 years a county may submit for approval by the Legislature a request to adjust the base assessment limit for that county. To begin the process for legislative approval, the county shall submit the information required by this subsection to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters. The joint standing committee may introduce a bill to grant approval of the adjustment of the base assessment limit for the county and to amend the base assessment limit set in subsection 2-C. The information that must be submitted includes the following:

- A. The tax assessments for the current year and each of the 2 prior years;
- B. The amount of the requested increase;

C. Justification for the requested increase, including, but not limited to, all cost drivers, alternative cost reductions considered by the county and cost factors that limit savings, such as employment contracts, medical and insurance costs, capital expenditures and changes to incarceration standards;

D. Copies of results of independent financial audits for the current year and each of the 2 prior years;

E. A record of the vote of the county budget committee on the request for approval of the increase in the base assessment limit, including, if the vote was not unanimous, a record of why a member of the budget committee voted against making the request;

F. A record of the vote of the county commissioners on the request for approval of the increase in the base assessment limit, including, if the vote was not unanimous, a record of why a county commissioner voted against making the request; and

G. Certification of approval of the request by the county commissioners.

Sec. B-3. Appropriation for fiscal year 2022-23. For fiscal year 2022-23, the Legislature shall appropriate at least \$20,342,104 in General Fund funding to the County Jail Operations Fund established in the Maine Revised Statutes, Title 34-A, section 1210-D.

PART C

Sec. C-1. 34-A MRS §1208-B, sub-§4 is enacted to read:

4. Requirements; rulemaking by commissioner. The jails shall operate in accordance with best practices applicable to facilities of their type and size, including the mandatory standards, policies and procedures established by rules adopted by the commissioner under subsection 1, and with the following requirements as set forth in rules adopted by the commissioner. In adopting rules under this subsection, the commissioner shall consider the advisory input of the County Corrections Professional Standards Council established pursuant to Title 5, section 12004-G, subsection 6-D.

A. Each jail shall participate in coordination of inmate transportation. Coordination of transportation may be provided by the jail at which the inmate resides, by another jail or correctional facility or by a person or entity working under a contract with the jail at which the inmate resides.

B. Each jail shall provide access to substance use disorder screening, assessment, medication, treatment, recovery and reentry services, including at a minimum:

(1) Screening on intake using evidence-based tools to assess the risk of overdose or withdrawal and the person's history of substance

use disorder and to determine initial treatment options;

(2) Medically managed withdrawal treatment consistent with evidence-based medical standards;

(3) All forms of medication for addiction treatment, including at least one of each formulation of each United States Food and Drug Administration-approved medication-assisted treatments for substance use disorder, including alcohol use disorder and opioid use disorder, to ensure that each person receives the particular formulation found to be the most effective at treating and meeting the person's individual needs. Medication under this subparagraph must be offered for the duration of the person's incarceration;

(4) Behavioral treatment options, such as group and individual counseling, and clinical support;

(5) Peer support services;

(6) Reentry planning and transitional support such as coordination with community-based treatment and case management service providers and recovery organizations to ensure reentry and continuity of care after release, including appointments for services made prior to release; and

(7) Assistance in obtaining health insurance prior to release.

Substance use disorder services required by this paragraph may be provided at the jail at which the person resides or at another jail or correctional facility or by a service provider or entity working under a contract with the jail at which the person resides.

C. Each jail shall provide mental health treatment, including at a minimum providing a licensed clinician or licensed professional organization that will be available to assist an inmate who is a person receiving mental health treatment. Mental health treatment required by this paragraph may be provided at the jail at which the person resides or at another jail or correctional facility or by a service provider or entity working under a contract with the jail at which the person resides.

D. Each jail shall provide community programs and services as required by this subchapter, including at a minimum pretrial or conditional release, alternative sentencing or housing programs and electronic monitoring.

E. Each jail shall provide initial and ongoing training and technical assistance for facility staff and health care practitioners on screening, assessment,

medication and treatment protocols for substance use disorder.

Sec. C-2. 34-A MRSA §1208-B, sub-§5 is enacted to read:

5. Requirements; rulemaking by the council.

The jails shall operate in accordance with rules adopted pursuant to this subsection. The County Corrections Professional Standards Council, established pursuant to Title 5, section 12004-G, subsection 6-D, shall adopt rules governing the collection and reporting of data by jails as necessary to implement this section. The rules may consider the cost impacts of policy decisions by jails and the State, best practices for the operation of jails, the cost-effective delivery of services by jails, program participation, categories of inmates and reasons for detention or incarceration. In adopting data collection rules, the council shall at minimum require jails to report the following data:

A. The revenues and expenses associated with operating the jail;

B. The population of persons detained or committed to the custody of the sheriff. The rules must require population reporting on a daily basis and must provide data to the department on actual daily population of persons who are detained or incarcerated and persons on all forms of community release. Population data must be reported in the format required by the rule; and

C. The funds used for programs and services as required by section 1208-B, subsection 4, paragraph B.

The council shall establish the rules, definitions and reporting requirements for a centralized data system for county jails.

Sec. C-3. Rules and standards. Pending adoption of rules or standards as authorized in section 1 of this Part, jails shall continue to follow standards duly adopted under the Maine Revised Statutes, Title 34-A, section 1208-B except as may be expressly set forth in this Act.

PART D

Sec. D-1. 17-A MRSA §1757, sub-§1, ¶C, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

C. The surcharge for the County Jail Operations Fund authorized under Title 34-A, section ~~1210-D~~ 1210-E, subsection 5.

Sec. D-2. 30-A MRSA §1557-B, sub-§3, as enacted by PL 2015, c. 335, §16, is amended to read:

3. Reimbursement. Reimbursement for the support of a prisoner who is transferred by a sending jail to a receiving jail or the Department of Corrections is subject to the provisions of this subsection.

A. During a state fiscal year in which ~~at least \$12,202,104~~ the funding required by Title 34-A, section 1210-E, subsection 2 has been appropriated to the County Jail Operations Fund and disbursements have been made equal to that amount to the counties as required by Title 34-A, section ~~1210-D~~ 1210-E, subsection 5, the receiving jail or the department may not charge the sending jail a per diem rate for the transferred prisoner.

B. During a state fiscal year in which less than ~~\$12,202,104~~ the funding required by Title 34-A, section 1210-E, subsection 2 has been appropriated to the County Jail Operations Fund or disbursements have not been made equal to that amount to the counties as required by Title 34-A, section ~~1210-D~~ 1210-E, subsection 5, the following provisions apply:

(1) The receiving jail may charge the sending jail a per diem rate for the transferred prisoner;

(2) The rate charged by the receiving jail must equal the ~~per diem per prisoner~~ amount calculated by the department in making the disbursement to the counties under Title 34-A, section ~~1210-D, subsection 4~~ 1210-E, subsection 9; and

(3) The department may charge the sending jail an amount that has been negotiated between the department and the jail that does not exceed \$108 per diem per prisoner.

C. The sending jail shall reimburse the receiving jail or the department for any costs incurred in the provision of extraordinary medical or surgical treatment for conditions of the prisoner that existed prior to transfer.

D. Payment amounts provided for in this subsection may be adjusted or dispensed with upon terms mutually agreeable to the sheriff of the sending jail and the sheriff of the receiving jail or the department.

Sec. D-3. 34-A MRSA §1208-B, sub-§1, ¶B, as corrected by RR 2019, c. 2, Pt. A, §32, is amended to read:

B. In administering and distributing funding to the jails pursuant to section ~~1210-D, subsection 4~~ 1210-E, subsection 5, the commissioner shall:

(1) Require reporting of data that indicates average daily population of prisoners, that excludes federal prisoners, that indicates sending and receiving jails for transferred prisoners and that is useful in calculating the distributions to the counties pursuant to section ~~1210-D, subsection 4~~ 1210-E, subsection 9; and

(2) Consider the performance of each jail in meeting the standards established pursuant to this section. The commissioner shall work with the jails to assist them in achieving compliance with the standards. The commissioner shall enforce the standards by imposition of monetary penalties upon a county for noncompliance by the county jail or regional jail. A monetary penalty imposed under this ~~subsection~~ subparagraph may not in any fiscal year exceed the County Jail Operations Fund distribution payable to a county for a fiscal year pursuant to section ~~1210-D, subsection 4~~ 1210-E, subsection 5.

Sec. D-4. 34-A MRSA §1402, sub-§12, as enacted by PL 2015, c. 335, §24, is amended to read:

12. County and regional jails. The commissioner shall receive, administer and distribute to the county and regional jails funding provided through the General Fund, Other Special Revenue Funds and any federal and grant funds in accordance with section ~~1210-D~~ 1210-E and Title 30-A, section 1659-A. The department shall make distributions as required by section ~~1210-D~~ 1210-E, subsection 5 to each jail on a quarterly basis and as may be adjusted pursuant to section 1208-B, subsection 1, paragraph B.

Sec. D-5. 34-A MRSA §1402, sub-§13, as enacted by PL 2015, c. 335, §24, is amended to read:

13. Report on jails. Beginning ~~January 15, 2016~~ October 1, 2023 and annually thereafter, the department, in collaboration with a statewide association of sheriffs and a statewide association of county commissioners, shall submit a report to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters on the mandatory standards, policies and procedures for jails adopted pursuant to section 1208-B and the status of funding for the jails from the County Jail Operations Fund established in section ~~1210-D~~ 1210-E, subsection 2, county taxes and other sources. The department and representatives of the associations shall conduct a review of the funding provided to county and regional jails pursuant to subsection 12 and section ~~1210-D~~ 1210-E, subsection 5 and the distribution formula established ~~by the department~~ pursuant to section ~~1210-D, subsection 4~~ 1210-E, subsection 9. If the department and the associations find that changes are needed to the distribution method or procedures or the level of General Fund support, the department shall report that finding to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters and shall recommend changes in the formula determined pursuant to section ~~1210-D, subsection 4~~ 1210-E, subsection 9 and the level of General Fund support. After reviewing the report, the joint standing committee is authorized to

submit legislation to address issues raised by the report and to improve the funding and operation of the jails.

Sec. D-6. 34-A MRSA §3063-C, sub-§3, as enacted by PL 2015, c. 335, §28, is amended to read:

3. Reimbursement. By agreement between the commissioner and the sheriff of the receiving jail pursuant to this section, the department shall pay directly to the jail reimbursement in accordance with this subsection.

A. During a state fiscal year in which ~~at least \$12,202,104~~ the funding required by section 1210-E, subsection 2 has been appropriated to the County Jail Operations Fund and disbursements have been made equal to the amount ~~appropriated~~ due to the counties as required by section ~~1210-D~~ 1210-E, the receiving jail may charge the department for the transferred prisoner a rate to be negotiated between the sheriff of the jail and the department that is no higher than \$25 per diem per prisoner.

B. During a state fiscal year in which less than ~~\$12,202,104~~ the funding required by section 1210-E, subsection 2 has been appropriated to the County Jail Operations Fund or disbursements have not been made equal to ~~that the~~ the amount due to the counties as required by section ~~1210-D~~ 1210-E, the receiving jail may charge the department for the transferred prisoner a rate to be negotiated between the sheriff of the county jail and the department that is no higher than \$108 per diem per prisoner.

C. The department shall reimburse the receiving jail for any costs incurred in the provision of extraordinary medical or surgical treatment for conditions of the prisoner that existed prior to transfer.

D. Payment amounts provided for in this section may be adjusted or dispensed with upon terms mutually agreeable to the commissioner and the sheriff of the receiving jail.

Sec. D-7. Effective date. This Part takes effect July 1, 2023.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved, except as otherwise indicated.

Effective May 5, 2022, unless otherwise indicated.

CHAPTER 733

S.P. 572 - L.D. 1727

An Act Concerning Interpersonal Violence on College Campuses

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §12004-I, sub-§12-C is enacted to read:

12-C.

<u>Education:</u>	<u>Higher Education</u>	<u>Expenses</u>	<u>20-A</u>
<u>Higher Education</u>	<u>Interpersonal Violence Advisory Commission</u>	<u>Only</u>	<u>MRSA §12984</u>

Sec. 2. 20-A MRSA c. 445 is enacted to read:

CHAPTER 445

SEXUAL VIOLENCE, INTIMATE PARTNER VIOLENCE AND STALKING AT INSTITUTIONS OF HIGHER EDUCATION

§12981. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Affirmative consent. "Affirmative consent" means consent to sexual activity that can be revoked at any time. "Affirmative consent" does not include silence, lack of resistance or consent given while intoxicated.

2. Employee. "Employee" means an individual who is employed by an institution of higher education, including a full-time, part-time or contracted employee, or an individual who was employed by an institution of higher education, including a full-time, part-time or contracted employee, but has taken a leave of absence or terminated the employment as a result of having been a victim of sexual violence, intimate partner violence or stalking or for any other reason.

3. Institution of higher education. "Institution of higher education" or "institution" means a public, private, nonprofit or for-profit postsecondary school chartered, incorporated or otherwise organized in the State with an established physical presence in the State.

4. Interpersonal violence climate survey. "Interpersonal violence climate survey" means the survey developed pursuant to section 12984, subsection 8.

5. Intimate partner violence. "Intimate partner violence" means any of the acts that constitute abuse under Title 19-A, section 4002, subsection 1, paragraphs A to H that are committed by an individual who is or has been in a social relationship with another individual of an intimate nature regardless of whether the individuals were or are sexual partners.

6. Reporting party. "Reporting party" means a student or employee who reports having experienced an alleged incident of sexual violence, intimate partner violence or stalking at an institution of higher education.

7. Responding party. "Responding party" means an individual who has been accused of an alleged incident of sexual violence, intimate partner violence or stalking at an institution of higher education.

8. Sexual violence. "Sexual violence" means conduct that constitutes:

A. Any crime under Title 17-A, chapter 11;

B. Unauthorized dissemination of certain private images pursuant to Title 17-A, section 511-A;

C. Aggravated sex trafficking or sex trafficking pursuant to Title 17-A, section 852 or 853, respectively; or

D. Sexual harassment as defined in Title 14, section 6000, subsection 2-A.

9. Stalking. "Stalking" means conduct that constitutes the crime of stalking under Title 17-A, section 210-A.

10. Student. "Student" means an individual who is enrolled or is seeking to be enrolled in an institution of higher education in this State and is a candidate for a degree or diploma or graduate certificate or has taken a leave of absence as a result of having been a victim of sexual violence, intimate partner violence or stalking.

11. Title IX coordinator. "Title IX coordinator" means the employee at an institution of higher education who is responsible for institutional compliance with the so-called Title IX provisions of the federal Education Amendments of 1972, Public Law 92-318, as amended.

12. Trauma-informed response. "Trauma-informed response" means a response by an individual who has received specific training in the complexities of trauma caused by intimate partner violence, sexual violence or stalking including training on:

A. The neurobiological impact of trauma;

B. The influence of societal stereotypes or other misconceptions relating to the causes and impacts of trauma on an individual experiencing the trauma caused by intimate partner violence, sexual violence or stalking;

C. Methodologies for avoiding perpetuation of the trauma caused by intimate partner violence, sexual violence or stalking; and

D. How to conduct an effective investigation of trauma.

§12982. Adoption of policies and related procedures

1. Adoption of policy required. No later than July 1, 2023, each institution of higher education shall adopt a policy and related procedures on sexual violence, intimate partner violence and stalking, referred to in this section as "the policy," in accordance with this section and consistent with applicable state and federal law. The policy must be publicly available on each institution's campus website and in student handbooks. Notices of where the full policy is available and outreach for victims of sexual violence, intimate partner violence

and stalking must be posted at campus locations where students regularly congregate. The institution shall update the policy on the institution's website annually.

2. Development of policy. The policy must reflect the diverse needs of all students and employees and be culturally competent. An institution may consider input from various internal and external entities, including, but not limited to, the institution's Title IX coordinator, a local sexual assault support center, a domestic violence resource center, administrators, personnel affiliated with on-campus and off-campus health care centers, confidential resource advisors, residence life staff, students, local law enforcement agencies and the district attorney having jurisdiction in the municipality where the institution of higher education's primary campus is located.

3. Content of policy. The policy must include, but is not limited to:

A. Procedures by which students and employees at the institution may report or disclose alleged incidents of sexual violence, intimate partner violence or stalking regardless of where the alleged incident occurred;

B. Information on where a reporting party may receive immediate emergency assistance following an alleged incident of sexual violence, intimate partner violence or stalking including, but not limited to:

(1) The name and location of the nearest medical facility where a reporting party may request that a forensic examination be administered by a licensed health care practitioner that has received sexual assault forensic examiner training and education provided by the sexual assault forensic examiner program, including information on transportation options and information on reimbursement for travel costs, if any;

(2) The contact information for a local sexual assault support center and a domestic violence resource center and a description of the services provided by the centers;

(3) The telephone number and website for a confidential statewide sexual assault helpline and a national 24-hour hotline that provides information on sexual assault; and

(4) Information on any programs that may financially assist a reporting party with the cost of emergency medical assistance, including the Victims' Compensation Fund pursuant to Title 5, chapter 316-A;

C. Descriptions of the types of and contact information for counseling, health, safety, academic and other support services available within the local

community or region or through a local sexual assault support center or a domestic violence resource center, including but not limited to the names of and contact information for organizations that support responding parties accused of sexual violence, intimate partner violence or stalking; the name of and contact information for a confidential resource advisor under section 12986 and a description of the role of and services provided by the confidential resource advisor; and the name of and contact information for the institution's Title IX coordinator;

D. The rights of students and employees to:

(1) Notify or decline to notify a law enforcement agency, including campus, local or state police, of an alleged incident of sexual violence, intimate partner violence or stalking;

(2) Receive assistance from campus authorities in making any notification under subparagraph (1); and

(3) Obtain a court-issued or institution-issued protection order against a responding party involved with the alleged incident of sexual violence, intimate partner violence or stalking;

E. The process for requesting supportive measures reasonably available from the institution, including, but not limited to, options for changing academic, living, campus transportation or working arrangements or taking a leave of absence in response to an alleged incident of sexual violence, intimate partner violence or stalking, how to request those changes and the process to have any such measures reviewed;

F. The contact information for the closest local, state and federal law enforcement agencies with jurisdiction over matters involving sexual violence, intimate partner violence or stalking, procedures for students to notify the institution that a protection order has been issued under state or federal law and the institution's responsibilities upon receipt of such notice;

G. A summary of the institution's procedures for informal resolution, investigating, adjudicating and resolving sexual violence, intimate partner violence or stalking complaints against students, regardless of where the alleged offense occurred, including an explanation of all procedures that must be followed to obtain investigatory reports and gather evidence, and potential sanctions or penalties that may be imposed. The policy must provide that:

(1) The procedures be uniformly applied, to the extent practicable, for all proceedings relating to any claims of sexual violence, intimate partner violence or stalking;

(2) An investigation, including any hearings and resulting disciplinary proceedings, be conducted by an individual who receives not less than annual training on issues relating to sexual violence, intimate partner violence or stalking, investigatory procedures and hearing procedures to protect the safety and rights of students and promote accountability, objectivity, impartiality and a trauma-informed response;

(3) The reporting party and the responding party be provided with a copy of the policy regarding the submission and consideration of evidence that may be used during a disciplinary proceeding;

(4) The reporting party and the responding party be informed in writing of the results of a disciplinary proceeding not later than 7 business days after a final determination of a complaint, not including time for appeal, if any, unless good cause for additional time is shown. The reporting party and responding party must be informed of the process, if any, for appealing the decision;

(5) The institution may not publicly disclose the identity of the reporting party or the responding party, except as necessary to carry out a disciplinary proceeding or as otherwise permitted under state or federal law; and

(6) The reporting party and the responding party must be informed that the institution's disciplinary proceedings may not serve as a substitute for the criminal justice process; and

H. The range of sanctions or penalties the institution may impose on students and employees found responsible for a violation of the applicable institutional policy prohibiting sexual violence, intimate partner violence or stalking.

4. Adoption of and amendments to the policy.

When adopting or amending a policy, an institution shall provide an opportunity for comment and a reasonable length of time in which comments will be accepted. The institution shall provide the draft policy or proposed substantive amendments by electronic or regular mail to internal and external entities, with instructions on how to comment and the reasonable length of time in which comments will be accepted. Once an institution has adopted a policy, the opportunity for review and comment by internal and external entities applies only to substantive amendments in the policy.

5. Confidentiality. The identity of a reporting party and a responding party and all information relating to an incident of sexual violence, intimate partner violence or stalking are confidential and may not be disclosed by the institution except as necessary to carry out

a disciplinary process or as otherwise permitted under state or federal law.

§12983. Notice to proceed

Each institution shall provide a reporting party and a responding party with written notice of the institution's decision to hold a disciplinary proceeding regarding an allegation of sexual violence, intimate partner violence or stalking sufficiently in advance of a disciplinary proceeding to provide the reporting and responding parties with the opportunity to meaningfully exercise their rights. The disciplinary proceeding must provide due process and be prompt, fair and impartial and include the opportunity for both parties to present witnesses and other evidence. The written notice must include the information required to be posted on the institution's publicly accessible website pursuant to section 12982, subsection 1.

§12984. Higher Education Interpersonal Violence Advisory Commission

1. Establishment. The Higher Education Interpersonal Violence Advisory Commission, established by Title 5, section 12004-I, subsection 12-C and referred to in this chapter as "the commission," is created for the purpose of developing a base interpersonal violence climate survey for dissemination to institutions of higher education and providing recommendations on the content, timing and application of the survey and reporting on the survey to the joint standing committee of the Legislature having jurisdiction over higher education matters.

2. Membership. The commission consists of the following 22 members:

A. The commissioner or the commissioner's designee;

B. The Commissioner of Health and Human Services or the commissioner's designee;

C. The following 9 members appointed by the commissioner:

(1) A member representing a statewide coalition of sexual assault support centers;

(2) A member representing an organization promoting racial equity and justice;

(3) A member representing a tribal coalition against sexual assault and domestic violence;

(4) A member representing a statewide organization for disability rights;

(5) A member representing a statewide organization for lesbian, gay, bisexual and transgender people;

(6) A member representing a national advocacy organization focused on passing state legislation written by students and survivors addressing campus sexual violence;

(7) A member representing a statewide coalition of domestic violence resource centers;

(8) A member representing an organization that advocates for immigrant communities in this State; and

(9) A representative from a civil legal services provider representing sexual assault survivors; and

D. The following 11 members appointed by the Governor:

(1) A student attending a public institution of higher education in this State;

(2) A student attending a private institution of higher education in this State;

(3) A student attending an institution in the Maine Community College System;

(4) A representative of the University of Maine System recommended by the Chancellor of the University of Maine System;

(5) A representative of a private institution of higher education recommended by an association of independent colleges in this State;

(6) A representative of the Maine Community College System recommended by the President of the Maine Community College System;

(7) A Title IX coordinator at a public institution of higher education in this State;

(8) A Title IX coordinator at a private institution of higher education in this State;

(9) A researcher with experience in the development and design of interpersonal violence climate surveys;

(10) A researcher of statistics, data analytics or econometrics with experience in higher education survey analysis; and

(11) A representative of an on-campus health center at an institution of higher education who has experience dealing with campus sexual violence, intimate partner violence or stalking.

3. Staffing. The department shall provide appropriate staffing assistance to the commission.

4. Terms; vacancies; compensation. Each appointed member serves a 2-year term except that, of those members first appointed, 5 appointed by the Gov-

ernor and 5 appointed by the commissioner must be appointed for a one-year term. The term of office of each member must be designated at the time of appointment. A member of the commission may serve after the expiration of that member's term until a successor has been appointed. Members are compensated in accordance with Title 5, chapter 379.

5. Quorum. A quorum of the commission consists of 2/3 of appointed members.

6. Powers and duties. Beginning July 1, 2023 and biennially thereafter, the commission shall provide to the commissioner the interpersonal violence climate survey developed in accordance with subsections 8 and 9 and any related recommendations, including but not limited to recommendations on achieving statistically valid response rates. The commission may make recommendations on legislative and policy actions or on enforcing and carrying out the provisions of this chapter and may undertake research development and program initiatives consistent with this section. The commission shall meet at least 4 times a year. Subcommittees of the commission may meet as necessary. The commission may accept funds from the Federal Government, from a political subdivision of the State or from an individual, foundation or corporation and may expend these funds for purposes that are consistent with this subsection. The commission may develop bylaws to fulfill this section.

7. Fund established. The Higher Education Interpersonal Violence Advisory Commission Fund is established as a nonlapsing fund for the purpose of receiving funds accepted by the commission under subsection 6.

8. Development of interpersonal violence climate survey. The commission shall develop the interpersonal violence climate survey by:

A. Using best practices from peer-reviewed research and in consultation with individuals with expertise in the development and use of interpersonal violence climate surveys by institutions of higher education;

B. Reviewing interpersonal violence climate surveys that have been developed and previously used by institutions of higher education in other states;

C. To ensure the adequacy and appropriateness of the proposed content, providing opportunities for written comment from organizations that work directly with victims and survivors of sexual violence, intimate partner violence and stalking;

D. Consulting with institutions on strategies for optimizing the effectiveness of the interpersonal violence climate survey; and

E. Accounting for the diverse needs and differences among the institutions of higher education.

9. Information to be gathered. The interpersonal violence climate survey must collect anonymous responses and may not require the disclosure of personally identifiable information. The survey must include the survey requirements of the federal Violence Against Women Act Reauthorization Act of 2022, Public Law 117-103 and the survey must be designed, without being duplicative of the federal requirements, to gather the following information:

A. The number of incidents, both reported and unreported, of sexual violence, intimate partner violence and stalking at each institution of higher education;

B. Generally, when or where incidents of sexual violence, intimate partner violence or stalking occurred, including but not limited to on-campus, off-campus, abroad, online or elsewhere, but without requiring students to disclose specific information about any incident;

C. Student awareness of the institution's policies and procedures related to sexual violence, intimate partner violence and stalking;

D. Whether a student reported sexual violence, intimate partner violence or stalking and, if so, to which campus resource or law enforcement agency the report was made, and, if not, the reason for the student's decision not to report;

E. Whether a student was informed of or referred to local, state, campus or other resources or victim support services, including appropriate medical care and legal services;

F. Whether a student was provided the option of protection from retaliation, access to school-based accommodations and criminal justice remedies;

G. Contextual factors of each incident of sexual violence, intimate partner violence or stalking, such as the involvement of force, incapacitation, coercion or drug or alcohol facilitation;

H. Demographic information that could be used to identify at-risk groups including but not limited to gender, race and sexual orientation;

I. Perceptions of campus safety among members of the campus community and confidence in the institution's ability to protect against and respond in a timely and trauma-informed manner to incidents of sexual violence, intimate partner violence or stalking;

J. Whether a reporting party was satisfied with the institution of higher education's response to the reporting party's report;

K. Whether the student has chosen to withdraw or take a leave of absence from the institution or transferred to another institution due to being either the

reporting party or the responding party in an allegation of sexual violence, intimate partner violence or stalking;

L. Whether a student has withdrawn from any classes or been placed on academic probation as a result of an incident of sexual violence, intimate partner violence or stalking; and

M. Answers to any other questions developed by the commission.

§12985. Interpersonal violence climate survey dissemination; aggregate data collection; reporting

1. Dissemination; conduct. The commissioner shall provide the interpersonal violence climate survey biennially to each institution, and each institution shall biennially conduct the interpersonal violence climate survey on each campus. Each institution may append campus-specific questions to the survey, as long as any additional questions do not require the disclosure of any personally identifiable information and are not unnecessarily traumatizing for victims of sexual violence, intimate partner violence and stalking. All students must be offered an opportunity to complete part or all of the interpersonal violence climate survey.

2. Report to commissioner; website. Within 120 days after completion of the interpersonal violence climate survey, each institution shall submit a summary of the results and the aggregate data, with any personally identifiable information removed or redacted, supporting the results to the commissioner and post the following on the institution of higher education's publicly accessible website in a way that does not personally identify any student:

A. The summary of the results of the survey;

B. The annual security report completed pursuant to 20 United States Code, Section 1092(f); and

C. A link to the department's statewide interpersonal violence climate survey data pursuant to subsection 3.

3. Data collection. The department shall establish a data repository for all summaries and anonymized and aggregated data of interpersonal violence climate surveys submitted by institutions. The department shall ensure that the interpersonal violence climate survey data submitted by all institutions in accordance with subsection 2 is available to the public in an easily accessible manner on the department's publicly accessible website.

4. Protection of personal information. The interpersonal violence climate survey must be designed to collect anonymous responses and may not publicly disclose any personally identifying information. An institution of higher education may not use or attempt to use

information collected through the interpersonal violence climate survey to identify or contact any individual student on campus, nor may the responses to the survey be used as the basis for any type of investigation or disciplinary or legal proceeding.

§12986. Confidential resource advisors

1. Confidential resource advisor designated.

Each institution shall designate at least one confidential resource advisor to provide emergency and ongoing support to survivors of sexual violence, intimate partner violence and stalking. The confidential resource advisor must be designated based on the confidential resource advisor's experience in advocating on behalf of victims of sexual assault or domestic violence and a demonstrated ability to effectively provide victim services related to sexual violence, intimate partner violence or stalking. The confidential resource advisor may have another role at the institution of higher education, but may not be a student or a Title IX coordinator and may not have any other job responsibilities that may create a conflict of interest, including but not limited to being general counsel, director of athletics, dean of students or any employee who serves on a judicial or hearing board overseeing reports of sexual violence, intimate partner violence or stalking or to whom an appeal of such a proceeding might be made. The confidential resource advisor shall maintain a physical presence on campus that provides the confidential resource advisor a place to meet discreetly and privately with students or employees in-person or remotely. An institution may contract or partner with a local, state or national victim advocacy organization to provide a confidential resource advisor under this subsection.

2. Additional designation; partnership. Each institution of higher education shall designate existing categories of employees who may also serve as confidential resource advisors. This subsection may not be construed to limit an institution of higher education from designating a new or existing employee as a confidential resource advisor. An institution of higher education that enrolls fewer than 1,000 residential students may partner with another institution of higher education or local sexual assault support center within the State to provide the services under this section. Any partnership entered into under this subsection must ensure that the confidential resource advisor is available to a student within a reasonable distance from the student's institution of higher education.

3. Training. A confidential resource advisor must receive the following training:

A. Prior to designation as a confidential resource advisor, 40 hours of training on sexual violence, intimate partner violence and stalking;

B. Training regarding unconscious biases related to race, gender and sexuality;

C. Training regarding awareness and prevention of sexual violence, intimate partner violence or stalking, relevant federal policies, the institution's policy under section 12982 and trauma-informed response; and

D. Twenty hours of educational training annually on issues related to sexual violence, intimate partner violence and stalking, including but not limited to awareness and prevention of sexual violence, intimate partner violence and stalking and a trauma-informed response.

4. Coordination. A confidential resource advisor shall coordinate with on-campus, if any, and off-campus sexual assault support centers and domestic violence resource centers within a reasonable time after being designated as a confidential resource advisor.

5. Information and resources. A confidential resource advisor is responsible for providing the following information and resources regarding incidents of sexual violence, intimate partner violence or stalking to students and employees:

A. Reporting options and the probable effects of each option;

B. Counseling services available on campus and through a local sexual assault support center or domestic violence resource center;

C. Medical and mental health services available on campus and off campus;

D. When requested, campus escort services for security;

E. Available supportive measures, including academic and residential life accommodations;

F. For students considering temporary or permanent withdrawal or reduced enrollment, student loan counseling including but not limited to information regarding loan deferment, forbearance or other applicable student loan programs;

G. The institution's investigative, disciplinary and nondisciplinary processes;

H. The legal process of local, state and federal law enforcement agencies;

I. That the institution of higher education's disciplinary process is not to be considered a substitute for the criminal justice process; and

J. Any limits on the ability of the confidential resource advisor to keep private or confidential the information of the student.

6. Direct assistance. If requested by the reporting party, the confidential resource advisor, using only the student or employee's identifying information, shall coordinate with the campus resources to arrange possible school-provided supportive measures, including those

available through any memoranda of understanding with sexual assault support centers and domestic violence resource centers, and including but not limited to:

A. Changes in academic status, dining, housing, transportation or campus employment;

B. Access to counseling and other mental health services;

C. Excused absences, academic counseling and tutoring;

D. Academic course work accommodations; and

E. Financial resources that are under the control of the institution, including if a student has to withdraw from a class or the institution entirely, such as tuition credit, opportunities to withdraw or reenroll in a course without academic or financial penalty and continued eligibility for scholarships and honors.

Supportive measures may also be obtained, when appropriate, through disability services and the Title IX coordinator at the institution of higher education.

7. Additional actions. A confidential resource advisor, regarding an alleged incident of sexual violence, intimate partner violence or stalking reported to the advisor:

A. Shall notify all campus resources that are involved in providing or enforcing supportive measures or accommodations of their duties;

B. May, if appropriate and directed by a student, assist the student in contacting or reporting to campus or local law enforcement agencies;

C. Shall notify a student of the student's rights and the institution's responsibility regarding a protection order, no-contact order or any other lawful order issued by the institution or by a criminal, civil or tribal court;

D. May not be required to report the incident to the institution or a law enforcement agency unless otherwise required to do so by state or federal law and shall provide confidential services to students or employees;

E. May attend an administrative adjudication proceeding or the institution's disciplinary proceeding as an advisor or support person of a student's or employee's choice;

F. May disclose confidential information with the prior written consent of the reporting party or if required by state or federal law;

G. May not provide services to both the reporting party and the responding party to the incident of sexual violence, intimate partner violence or stalking; and

H. May not act as a counselor or therapist unless the confidential resource advisor is a licensed counselor in this State and the student engages the confidential resource advisor in that capacity.

8. Notice. A report to a confidential resource advisor of an alleged incident of sexual violence, intimate partner violence or stalking or a confidential resource advisor's performance of a service under this section may not be considered actual or constructive notice of such an alleged incident to the institution of higher education at which the confidential resource advisor is employed or provides contracted services.

9. Retaliation. If a conflict of interest arises for an institution in which a confidential resource advisor is advocating for a reporting party's need for sexual assault support services or campus or local law enforcement agency services, the institution may not discipline, penalize or otherwise retaliate against the confidential resource advisor for representing the interest of the reporting party.

10. Privileged communications. Communications between a reporting party and a confidential resource advisor are privileged from disclosure as follows.

A. A reporting party may refuse to disclose and may deny permission to a confidential resource advisor to disclose confidential written or oral communications between the reporting party and the confidential resource advisor and any written records, notes, memoranda or reports concerning the reporting party.

B. Except as provided in paragraph C, a confidential resource advisor may not be required through oral or written testimony or through production of documents to disclose to a court in criminal or civil proceedings or to any agency or person any privileged communications between the reporting party and the confidential resource advisor.

C. Privileged communications may be disclosed in the following circumstances:

(1) When disclosure is required under Title 22, chapter 958-A or 1071 and that disclosure is in accordance with provisions of either chapter;

(2) When a court in the exercise of its discretion determines the disclosure of the information necessary to proper administration of justice, an inspection of records may be held in camera by the judge to determine whether those records contain relevant information. This proceeding does not entitle an opposing party to examine the records unless those records are made available by the court; or

(3) When a reporting party dies or is incapable of giving consent and disclosure is required for

an official law enforcement agency investigation or criminal proceeding regarding the cause of the victim's death or incapacitation.

11. Confidential criminal history record information. Notwithstanding any provision of law to the contrary, a criminal justice agency, whether directly or through any intermediary, may disseminate confidential criminal history record information to a confidential resource advisor for the purpose of planning for the safety of the party the confidential resource advisor is advising. A confidential resource advisor who receives confidential criminal history record information pursuant to this subsection shall use it solely for the purpose authorized by this subsection and may not further disseminate the information.

12. Cross-examination. Nothing in this section may be construed to limit either party's right of cross-examination of the confidential resource advisor in a civil or criminal proceeding if the confidential resource advisor testifies after written consent has been given or in accordance with subsection 10.

§12987. Awareness programming

An institution of higher education, with guidance from its Title IX coordinator, a local law enforcement agency and the sexual assault support center or the domestic violence resource center identified in the institution's policy under section 12982, shall provide mandatory prevention and awareness programming on sexual violence, intimate partner violence and stalking for all incoming students and all employees of the institution. The institution shall make available prevention and awareness programming to all returning students of the institution. The prevention and awareness programming must include:

1. Affirmative consent. An explanation of affirmative consent as it applies to sexual activity and sexual relationships;

2. Affirmative consent; drugs and alcohol. The role drugs and alcohol play in an individual's ability to provide affirmative consent;

3. Options for reporting. Information on options relating to the reporting of an incident of sexual violence, intimate partner violence or stalking, the probable effects and potential outcomes of each option and the methods to report an incident of sexual violence, intimate partner violence or stalking, including confidential and anonymous disclosure;

4. Institution's procedures; sanctions and penalties. Information on the institution's procedures for resolving reports of sexual violence, intimate partner violence and stalking and the range of sanctions or penalties the institution may impose on students and employees found responsible for a violation of a policy and related procedures adopted under section 12982;

5. Contact information. The name, contact information and role of the confidential resource advisor, information about the local sexual assault support center, their confidential services and how to access those services, information about the domestic violence resource center, their confidential services and how to access those services, as well as the name and contact information of all other personnel governed by confidentiality policies at the institution;

6. Bystander intervention and risk reduction. Strategies for bystander intervention and risk reduction;

7. Ongoing prevention and awareness. Opportunities for ongoing sexual violence, intimate partner violence and stalking prevention and awareness programming, including through ongoing campaigns; and

8. Sensitivity; marginalized groups. An approach to training that recognizes and is sensitive to the disproportionate impacts and rates of occurrence of sexual violence, intimate partner violence and stalking on members of marginalized groups, including but not limited to people of color, people with disabilities and lesbian, gay, bisexual and transgender people.

§12988. Training for Title IX coordinators, campus safety personnel and individuals involved in the disciplinary process

1. General requirement. Each institution of higher education shall ensure that its Title IX coordinator and members of its campus police force or campus safety personnel employed by the institution of higher education undergo annual training in awareness of sexual violence, intimate partner violence and stalking and trauma-informed responses.

2. Requirements for involvement in disciplinary process. Any individual who participates in the implementation of an institution's disciplinary process under this chapter, including but not limited to any individuals responsible for resolving reports of incidents of sexual violence, intimate partner violence and stalking, must be trained or have experience in handling such reports and the operations of the institution's disciplinary practice. The training must include, but is not limited to:

A. Information about providing a trauma-informed response when working with and interviewing victims of an alleged incident of sexual violence, intimate partner violence or stalking;

B. Information on particular types of conduct that constitute sexual violence, intimate partner violence and stalking;

C. Information on affirmative consent and the role drugs and alcohol may play in an individual's ability to consent;

D. The effects of trauma, including any neurobiological impact on an individual;

E. Cultural competency training regarding how sexual violence, intimate partner violence and stalking may affect students differently depending on factors that contribute to a student's cultural background, including but not limited to national origin, sex, ethnicity, religion, gender identity, gender expression and sexual orientation;

F. Methods of communicating sensitively and compassionately with a reporting party including, but not limited to, an awareness of responding to a reporting party with consideration of that party's cultural background and providing services to or assisting in locating services for the reporting party;

G. Training and information regarding how sexual violence, intimate partner violence and stalking may affect students with developmental or intellectual disabilities; and

H. Methods of communicating sensitively with a responding party, including an awareness of the emotional impact of an allegation of sexual violence, intimate partner violence and stalking.

§12989. Reporting

1. Report. By October 1, 2023 and annually thereafter, an institution of higher education shall prepare and submit to the commissioner, the Commissioner of Health and Human Services and the joint standing committee of the Legislature having jurisdiction over higher education matters the annual security report required under the federal Jeanne Clery Disclosure of Campus Security Policy and Campus Crime Statistics Act, 20 United States Code, Section 1092(f).

§12990. Immunity

A reporting party or a witness who requests an investigation of sexual violence, intimate partner violence or stalking may not be subject to a disciplinary proceeding or sanction or penalty for a violation of the institution's student conduct policy related to drug or alcohol use, trespassing or unauthorized entry of the institution's facilities that comes to the attention of the institution as part of that report or investigation of sexual violence, intimate partner violence or stalking unless the institution determines that the report was not made in good faith or that the violation was egregious. An egregious violation must include, but not be limited to, taking an action that places the health and safety of another person at risk. This section may not be construed to limit the ability of an institution to establish an immunity policy for student conduct violations not mentioned in this section.

§12991. Memoranda of understanding

1. Requirement. No later than July 1, 2023, an institution of higher education shall enter into and maintain a memorandum of understanding with a sexual assault support center and domestic violence resource

center that is funded by the Department of Health and Human Services to:

A. Provide an off-campus option for students and employees of the institution to receive free and confidential sexual assault crisis services, including access to a sexual assault nurse examiner, if available, or free and confidential domestic violence crisis services;

B. Ensure that a student or employee of the institution may access free and confidential advocacy services either on campus or off campus related to sexual violence, intimate partner violence or stalking;

C. Ensure cooperation and training between the institution and the sexual assault support center or domestic violence resource center regarding the roles that the institution, sexual assault support center and domestic violence resource center should play in responding to reports and disclosures of sexual violence, intimate partner violence and stalking against students and employees of the institution and the institution's protocols for providing support and services to such students and employees;

D. Ensure that a student or employee of the institution has access to mental health services, either on campus or off campus, relating to sexual violence, intimate partner violence or stalking; and

E. Make referrals for civil legal representation to assist with civil protections, including but not limited to those related to protections under Title IX of the federal Education Amendments of 1972, Public Law 92-318, as amended, or protection from abuse orders.

2. Confidential victim services; fees. A memorandum of understanding may include an agreement, including a fee structure, between the sexual assault support center or domestic violence resource center under subsection 1 and the institution of higher education to provide confidential victim services. Confidential victim services may include case consultation and training fees for confidential resource advisors, consultation fees for the development and implementation of sexual violence, intimate partner violence and stalking education and prevention programs for students, the development of trauma-informed response staff training and prevention curricula and private on-site office space for an advocate from the sexual assault support center and domestic violence resource center to meet with students or employees.

Sec. 3. Transfer from Liquor Operation Revenue Fund. Notwithstanding the Maine Revised Statutes, Title 30-A, section 6054, subsection 4 or any other provision of law to the contrary and in addition to any amount authorized by law to be transferred in fiscal year 2022-23, the Maine Municipal Bond Bank shall

transfer \$500,000 by June 30, 2023 from the Liquor Operation Revenue Fund, established in Title 30-A, section 6054, subsection 1, to the unappropriated surplus of the General Fund.

Sec. 4. Transfer from Medical Use of Marijuana Fund. Notwithstanding any provision of law to the contrary, the State Controller shall transfer \$363,500 from the Medical Use of Marijuana Fund, established in the Maine Revised Statutes, Title 22, section 2430, within the Department of Administrative and Financial Services to the unappropriated surplus of the General Fund no later than June 30, 2023.

Sec. 5. Appropriations and allocations. The following appropriations and allocations are made.

COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE

Maine Community College System - Board of Trustees 0556

Initiative: Provides ongoing funds to contract for the services of a confidential resource advisor at each of the 7 campuses within the Maine Community College System.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$344,531
GENERAL FUND TOTAL	\$0	\$344,531

COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE DEPARTMENT TOTALS

GENERAL FUND	\$0	\$344,531
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$344,531

EDUCATION, DEPARTMENT OF

Higher Education Interpersonal Violence Advisory Commission Fund N957

Initiative: Provides a base allocation to authorize expenditures of funds received from the Federal Government to support the work of the commission.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$500
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$500

Higher Education Interpersonal Violence Advisory Commission Fund N957

Initiative: Provides a base allocation to authorize expenditures of funds received from public or private sources to support the work of the commission.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
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All Other	\$0	\$500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$500

Higher Education Interpersonal Violence Advisory Commission Fund N957

Initiative: Provides funds for the costs associated with developing the interpersonal violence climate survey for dissemination to institutions of higher education on a biennial basis.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$40,000
GENERAL FUND TOTAL	\$0	\$40,000

Higher Education Interpersonal Violence Advisory Commission Fund N957

Initiative: Provides ongoing funds for the costs associated with staffing the commission and coordinating and validating the data collected from the interpersonal violence climate survey.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$16,000
GENERAL FUND TOTAL	\$0	\$16,000

Higher Education Interpersonal Violence Advisory Commission Fund N957

Initiative: Provides ongoing funds for the costs associated with establishing and maintaining a data repository for all anonymized and aggregated raw data of interpersonal violence climate surveys submitted by higher education institutions.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$20,000
GENERAL FUND TOTAL	\$0	\$20,000

EDUCATION, DEPARTMENT OF

DEPARTMENT TOTALS

GENERAL FUND	\$0	\$76,000
FEDERAL EXPENDITURES FUND	\$0	\$500
OTHER SPECIAL REVENUE FUNDS	\$0	\$500

DEPARTMENT TOTAL - ALL FUNDS	\$0	\$77,000
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MARITIME ACADEMY, MAINE

Maritime Academy - Operations 0035

Initiative: Provides ongoing funds to contract for the services of a confidential resource advisor at the Maine Maritime Academy.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$49,219

GENERAL FUND TOTAL	\$0	\$49,219
MARITIME ACADEMY, MAINE		
DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$49,219
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$49,219
UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE		
Educational and General Activities - UMS 0031		
Initiative: Provides ongoing funds to contract for a confidential resource advisor at each of the 7 campuses within the University of Maine System as well as for the University of Maine School of Law.		
GENERAL FUND	2021-22	2022-23
All Other	\$0	\$393,750
GENERAL FUND TOTAL	\$0	\$393,750
UNIVERSITY OF MAINE SYSTEM, BOARD OF TRUSTEES OF THE		
DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$393,750
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$393,750
SECTION TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$863,500
FEDERAL	\$0	\$500
EXPENDITURES FUND		
OTHER SPECIAL	\$0	\$500
REVENUE FUNDS		
SECTION TOTAL - ALL FUNDS	\$0	\$864,500

See title page for effective date.

**CHAPTER 734
H.P. 666 - L.D. 910**

**An Act To Amend the General
Assistance Laws Governing
Reimbursement**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Transfer from Liquor Operation Revenue Fund. Notwithstanding the Maine Revised Statutes, Title 30-A, section 6054, subsection 4, or any other provision of law to the contrary, and in addition

to any amount authorized to be transferred in fiscal years 2021-22 or 2022-23, the Maine Municipal Bond Bank shall transfer \$30,000,000 during fiscal year 2021-22 and \$56,000,000 during fiscal year 2022-23 from the Liquor Operation Revenue Fund, established in Title 30-A, section 6054, subsection 1, to the unappropriated surplus of the General Fund.

Sec. 2. Transfer from General Fund unappropriated surplus to Department of Health and Human Services, General Assistance. Notwithstanding any provision of law to the contrary, on or before June 30, 2022, the State Controller shall transfer \$10,000,000 from the unappropriated surplus of the General Fund to the Department of Health and Human Services, General Assistance, Other Special Revenue Funds account for the purpose of a one-time, supplemental payment for the unanticipated fiscal and operational costs to the general assistance program during the COVID-19 pandemic. The department shall distribute funds under this section proportionally to each municipality and federally recognized Indian nation, tribe or band in the State based on the general assistance costs incurred by that municipality or federally recognized Indian nation, tribe or band in the State during fiscal year 2020-21. A municipality or federally recognized Indian nation, tribe or band in the State may use funds received under this section to offset potential reductions in federal funding in fiscal year 2022-23, potential reductions in funding related to the end of the public health emergency and other unanticipated costs incurred by the municipality or federally recognized Indian nation, tribe or band in the State during the COVID-19 pandemic. The department shall distribute funds under this section as a lump-sum distribution to each municipality and federally recognized Indian nation, tribe or band in the State.

Sec. 3. Review of general assistance program. The Department of Health and Human Services shall review long-term improvements to the general assistance program.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF**

General Assistance - Reimbursement to Cities and Towns 0130

Initiative: Provides one-time allocation for supplemental payments to municipalities for the unanticipated fiscal and operational costs of the general assistance program related to the COVID-19 pandemic.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$10,000,000

OTHER SPECIAL REVENUE	\$0	\$10,000,000
FUNDS TOTAL		

See title page for effective date.

CHAPTER 735

H.P. 1434 - L.D. 1927

An Act To Authorize Certain Off-premises Sales of Adult Use Marijuana Products

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 28-B MRSA §504-A is enacted to read:

§504-A. Off-premises sales

Notwithstanding any provision of law to the contrary, the department may issue a permit to a marijuana store to sell adult use marijuana products at a specified event located outside the licensed premises in accordance with the requirements of this section. Transportation of adult use marijuana products between the licensed premises and the specified event is subject to the requirements of section 505. A marijuana store authorized to sell adult use marijuana products under this section is subject to the provisions of section 504.

1. Permit application. At least 30 days prior to a specified event, a marijuana store seeking to sell adult use marijuana products at the specified event shall submit a permit application to the department. The application must include:

- A. Proof of approval from the municipality in which the specified event is located as described in subsection 2 to sell adult use marijuana products at the specified event;
- B. A description of the specified event and the name and description of the organization sponsoring the event; and
- C. If the specified event is being held on private property, the written permission of the property owner for the marijuana store licensee to sell adult use marijuana products on the property.

2. Municipal approval. Proof of municipal approval required under subsection 1, paragraph A must be in a form approved by the legislative body of the municipality in which the specified event is located. A marijuana store applying for municipal approval to sell adult use marijuana products at a specified event must submit a request to the legislative body of the municipality and include in the request the following information:

- A. The location of the specified event;

B. The name of the organization sponsoring the specified event;

C. A description of the adult use marijuana products the marijuana store intends to sell at the specified event; and

D. The dates during which the specified event will take place and the dates during the specified event that the marijuana store intends to sell adult use marijuana products at the specified event.

3. Limitations on off-premises sales. A marijuana store issued a permit under this section may sell adult use marijuana products at a specified event only as authorized under the permit. A permit issued by the department under this section for a specified event may not authorize:

- A. Sales at the specified event for a period greater than the duration of the event;
- B. Sales anywhere other than the specified event;
- C. The consumption of adult use marijuana products at the location of sale at the specified event; or
- D. Sales of adult use marijuana products that are consumed by smoking. For the purposes of this paragraph, "smoking" has the same meaning as in Title 22, section 1541, subsection 6.

4. Conditions. Sales of adult use marijuana products under a permit issued under this section are subject to the following conditions.

- A. A marijuana store authorized to sell adult use marijuana products at a specified event held outdoors shall transact all sales in a tent or similar structure with a single point of entry that requires entry into the tent or structure in order to view or purchase adult use marijuana products.
- B. A marijuana store may not allow a person under 21 years of age to enter a tent or structure in which sales are conducted and shall verify that a person entering the tent or structure is at least 21 years of age in the same manner as required under section 504, subsection 4.
- C. A marijuana store shall provide signs notifying customers that adult use marijuana products may not be consumed at the location of sale at the specified event.
- D. A marijuana store shall ensure that all adult use marijuana products are secured when not under the direct control and supervision of the licensee or an employee of the licensee.
- E. A marijuana store shall record all sales conducted at the specified event using a video recording device in a manner that captures, to the extent practicable, only the individual making the pur-

chase. The recording must be retained by the marijuana store in a manner prescribed by the department by rule.

5. Guidance. The department shall develop guidance documents to assist marijuana stores in applying for and complying with permits under this section and lawfully engaging in the off-premises sale of adult use marijuana products.

6. Rulemaking. The department shall adopt rules to administer this section, including but not limited to rules that separately apply to indoor specified events and outdoor specified events and rules regarding the process by which a marijuana store may apply for a permit under subsection 1. The department may by rule set an application fee for a permit under this section of not more than \$200. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. 28-B MRSA §505, as enacted by PL 2017, c. 409, Pt. A, §6, is amended by enacting a new 2nd paragraph to read:

A marijuana store and its employees may transport adult use marijuana products between the licensed premises of the marijuana store and the location at which the marijuana store is authorized to sell adult use marijuana products under a permit issued under section 504-A.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Adult Use Marijuana Regulatory Coordination Fund Z264

Initiative: Provides ongoing funding for anticipated overtime expenses.

GENERAL FUND	2021-22	2022-23
Personal Services	\$0	\$53,748
GENERAL FUND TOTAL	\$0	\$53,748

Adult Use Marijuana Regulatory Coordination Fund Z264

Initiative: Provides one-time funding for the cost of updating the licensing system.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$13,000
GENERAL FUND TOTAL	\$0	\$13,000

Adult Use Marijuana Regulatory Coordination Fund Z264

Initiative: Provides funding for one Field Investigator position and one Office Specialist I position and associated All Other costs.

GENERAL FUND	2021-22	2022-23
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POSITIONS -	0.000	2.000
LEGISLATIVE COUNT		
Personal Services	\$0	\$158,666
All Other	\$0	\$20,331
GENERAL FUND TOTAL	\$0	\$178,997
ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF		
DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$245,745
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$245,745

See title page for effective date.

**CHAPTER 736
H.P. 1500 - L.D. 2018**

An Act To Implement Recommendations Regarding the Incorporation of Equity Considerations in Regulatory Decision Making

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 35-A MRSA §1310, as amended by PL 1997, c. 691, §4 and affected by PL 1999, c. 127, Pt. D, §5, is repealed.

Sec. 2. 35-A MRSA §1310-A is enacted to read:

§1310-A. Intervenor funding

1. Qualification for funding. Consistent with rules adopted by the commission pursuant to subsection 3, the commission may order or provide funding in accordance with subsection 2 to an intervenor in a commission proceeding upon a finding that:

A. The position of the intervenor is not adequately represented by the Office of the Public Advocate or commission staff;

B. The intervenor is likely to substantially contribute to the proceeding and to assist in the resolution of the issues raised in the proceeding; and

C. Participation in the proceeding by the intervenor would impose a significant financial hardship on the intervenor.

2. Funding sources. If the commission finds pursuant to subsection 1 that an intervenor in a commission proceeding qualifies for funding, the commission may, consistent with rules adopted by the commission pursuant to subsection 3:

A. Order a utility involved in the commission proceeding to compensate the intervenor. Compensation provided by a utility under this paragraph may be recovered in rates; or

B. Provide compensation to the intervenor from the Public Utilities Commission Regulatory Fund established pursuant to section 116 and filing fees, subject to the commission's determination that funds are available for that purpose.

3. Rules. The commission shall adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

A. Rules adopted by the commission pursuant to this subsection must include, but are not limited to:

(1) The process by which the commission will determine whether an intervenor qualifies for funding;

(2) Identification of which expenses incurred by an intervenor may qualify for funding, which types of proceedings intervenor funding will be available for and the point in an eligible proceeding at which an intervenor qualifying for funding will be provided with the funding;

(3) The process by which the commission will ensure that funding provided to an intervenor is used properly and the process by which funding provided to an intervenor that is not entirely used by the intervenor may be recovered by the commission; and

(4) The methods by which the commission will ensure that the public is notified about the availability of intervenor funding under this section.

B. Rules adopted by the commission pursuant to this subsection may include, but are not limited to:

(1) Establishment of a cap on the amount of funding that a qualified intervenor may be provided in a commission proceeding;

(2) Establishment of a process by which the commission will give priority under this section to qualified intervenors representing environmental justice populations. If the commission establishes such a process by rule, the commission, in consultation with the Department of Environmental Protection, shall include in that rule a definition for "environmental justice populations" that is consistent with any definition for that term adopted by the department in a department rule; and

(3) Any other provisions the commission determines necessary for the implementation of this section.

Sec. 3. 38 MRSA §349-C is enacted to read:

§349-C. Environmental justice

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Environmental justice" means the fair treatment and meaningful involvement of all people regardless of race, color, national origin or income with respect to the development, implementation and enforcement of environmental laws, rules, regulations and policies.

B. "Fair treatment" means that no group of people bears a disproportionate share of the negative environmental consequences resulting from industrial, governmental or commercial operations or policies.

C. "Frontline communities" means those people and communities that experience the consequences of climate change first and to a greater degree than other people and communities.

D. "Meaningful involvement" means, with respect to the department's decision-making process, that:

(1) People and communities have an opportunity to participate in the decision-making process regarding activities that have the potential to affect the environment or public health;

(2) The department seeks out and facilitates the involvement in the decision-making process of potentially affected people and communities;

(3) The contributions of people and communities to the decision-making process can influence the department's decision making; and

(4) The department considers in its decision making the concerns and contributions of people and communities provided as part of the decision-making process.

2. Consideration of environmental justice populations and frontline communities. The department shall ensure that persons in environmental justice populations and frontline communities are provided with fair and equitable access to the department's decision-making processes under sections 341-D and 341-H. The department shall adopt rules establishing procedures to implement this subsection.

A. Rules adopted by the department pursuant to this subsection must define "environmental justice populations," taking into consideration, at a minimum, median household income, race, ethnicity and English language proficiency.

B. Rules adopted by the department pursuant to this subsection are routine technical rules as defined in

Title 5, chapter 375, subchapter 2-A, except that the board shall hold a hearing in accordance with Title 5, section 8052 prior to the adoption of any rule proposed pursuant to this subsection.

See title page for effective date.

**CHAPTER 737
H.P. 561 - L.D. 756**

An Act Regarding Criminal Services for Juveniles

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Transfer from Liquor Operation Revenue Fund. Notwithstanding the Maine Revised Statutes, Title 30-A, section 6054, subsection 4, or any other provision of law to the contrary, and in addition to any amount authorized by law to be transferred in fiscal year 2022-23, the Maine Municipal Bond Bank shall transfer \$700,000 by June 30, 2023 from the Liquor Operation Revenue Fund, established in Title 30-A, section 6054, subsection 1, to the unappropriated surplus of the General Fund.

Sec. 2. Transfer of settlement money; fiscal year 2021-22. Notwithstanding any provision of law to the contrary, no later than June 30, 2023, the State Controller shall make a one-time transfer of \$300,000 from the money received pursuant to the Maine Revised Statutes, Title 5, section 203-A for antitrust enforcement or enforcement of the Maine Unfair Trade Practices Act to the Department of Education. The department shall use money received under this section to establish or expand:

1. School-based restorative justice programs;
2. Mentoring services for juveniles involved in the juvenile legal system; and
3. In collaboration with the Department of Labor, workforce development and educational or vocational programs for juveniles involved in the juvenile legal system.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

**EDUCATION, DEPARTMENT OF
School and Student Supports Z270**

Initiative: Provides funding to establish or expand school-based restorative justice programs, mentoring services for juveniles involved in the juvenile legal system and, in collaboration with the Department of Labor, workforce development and educational and vocational programs for juveniles involved in the juvenile legal system.

GENERAL FUND	2021-22	2022-23
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All Other	\$0	\$700,000
GENERAL FUND TOTAL	\$0	\$700,000

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$300,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$300,000

See title page for effective date.

**CHAPTER 738
S.P. 156 - L.D. 811**

An Act To Protect the Reproductive Rights and Freedoms of Maine People

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §3174-III is enacted to read:

§3174-III. Reimbursement for comprehensive sexual and reproductive health care services

Notwithstanding any provision of law to the contrary, the department shall provide reimbursement for sexual and reproductive health care providers for activities and services to address the health of MaineCare members in accordance with this section.

1. Definition. For purposes of this section, "sexual and reproductive health care provider" means an enrolled MaineCare provider engaged primarily in the delivery of services described in 42 United States Code, Section 1396d(a)(4)(C).

2. Comprehensive sexual and reproductive health care services payment. The department shall determine and pay each sexual and reproductive health care provider an amount based on the total number of MaineCare-covered patient encounters per month, to include patient encounters taking place on or after July 1, 2022. The payment must include compensation for the difference between the payment for services described in subsection 1 and 100% of the reasonable costs of operation, including without limitation the costs of all services. In determining the payment, the department may exclude only those incremental operating costs directly attributable to specific items and services that federal law explicitly prohibits Medicaid programs from reimbursing. The payment required by this subsection must be made for all encounters with a sexual and reproductive health care provider by any MaineCare member, regardless of the category or other basis for the member's eligibility for MaineCare coverage.

3. Rulemaking. The department shall adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

The department shall pursue all opportunities to maximize available federal reimbursement, including available Medicaid match rates for or other opportunities to maximize state resources for family planning services.

Sec. 2. Rulemaking. The Department of Health and Human Services shall propose rules to implement the comprehensive sexual and reproductive health care services payment required by the Maine Revised Statutes, Title 22, section 3174-III, subsection 2 no later than October 1, 2022. The final rule adopted following publication of the proposed rule required by this section must make the comprehensive services payment effective retroactively to July 1, 2022. Rules adopted pursuant to this section are routine technical rules pursuant to Title 5, chapter 375, subchapter 2-A.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF**

Medical Care - Payments to Providers 0147

Initiative: Provides funding for an additional payment to sexual and reproductive health care providers for each MaineCare-covered patient encounter.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$239,821
GENERAL FUND TOTAL	\$0	\$239,821
FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$1,472,386
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$1,472,386

See title page for effective date.

**CHAPTER 739
H.P. 621 - L.D. 853**

An Act To Increase the Fees Paid to Sheriffs and Their Deputies for Service of Civil Process Documents

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §421, sub-§1, as amended by PL 1989, c. 6; c. 9, §2; c. 104, Pt. C, §§8 and 10; and c. 303, is further amended to read:

1. Civil process. For service of all writs or complaints with summonses, precepts, notices, executions, court orders, orders of service, copies and all other civil process or papers requiring service ~~which~~ that are not specified in this section:

A. For proceedings in forma pauperis, ~~\$4~~ \$8 for each such service and ~~\$8~~ \$40 if the service is made in hand;

B. For service on behalf of the State, ~~\$4~~ \$8 for each such service and ~~\$8~~ \$40 if the service is made in hand; and

C. For all other proceedings, ~~\$8~~ \$16 for each such service and ~~\$16~~ \$40 if the service is made in hand;

Sec. 2. 30-A MRSA §421, sub-§2, as amended by PL 1989, c. 6; c. 9, §2; c. 104, Pt. C, §§8 and 10; and c. 303, is further amended to read:

2. Disclosure subpoena. For the service of a disclosure subpoena as provided by Title 14, chapter 502, ~~\$16~~ \$40;

Sec. 3. 30-A MRSA §421, sub-§3, as enacted by PL 1987, c. 737, Pt. A, §2 and Pt. C, §106 and amended by PL 1989, c. 6; c. 9, §2; and c. 104, Pt. C, §§8 and 10, is further amended to read:

3. Complaint for divorce. For the service of a complaint for divorce with a writ of attachment by serving summonses and attested copy of the writ and complaint, or for the service of a complaint for divorce with an order of court by attested copy, ~~\$8~~ \$40;

Sec. 4. 30-A MRSA §421, sub-§4, as amended by PL 1997, c. 5, §1, is further amended to read:

4. Attachment of real estate. For the attachment of real estate at the registry of deeds, ~~\$16~~ \$40;

Sec. 5. 30-A MRSA §421, sub-§5, as amended by PL 1997, c. 5, §1, is further amended to read:

5. Attachment of personal property; replevin. For the attachment of personal property or for the service of a writ of replevin, ~~\$16~~ \$40, and ~~\$10 more an~~ hourly rate determined by the sheriff to be charged for each hour after the first required for the service;

Sec. 6. 30-A MRSA §421, sub-§6, as amended by PL 2009, c. 205, §3, is further amended to read:

6. Civil arrests and custody. For civil arrests and custody under the arrest, including arrest and custody under paternity proceedings, ~~\$25~~ \$60 and an hourly rate determined by the sheriff to be charged for each hour after the first required for the service plus mileage at a at least the same rate of ~~42¢~~ per mile as provided under Title 5, section 8;

Sec. 7. 30-A MRSA §421, sub-§14, as amended by PL 1989, c. 6; c. 9, §2; c. 104, Pt. C, §§8 and 10; c. 303; and c. 502, Pt. A, §112 and repealed and

replaced by c. 878, Pt. A, §82, is further amended to read:

14. Search for persons to serve. For diligently searching for persons on whom they are commanded to serve civil process when that party cannot be located at an address given to the sheriff or the deputy sheriff by the plaintiff or the plaintiff's attorney when commanding the service to be made, ~~\$10 \$40~~, plus ~~necessary travel mileage at at least the same rate per mile as provided under Title 5, section 8;~~ and

Sec. 8. 30-A MRSA §421, 3rd ¶, as amended by PL 1997, c. 8, §1, is further amended to read:

In addition to the fees charged for service, travel may be charged for each mile actually traveled at the same rate at which county government employees are reimbursed within that county, except that all travel initiated on behalf of a state government agency must be reimbursed ~~at at least the same rate per mile as provided under Title 5, section 8.~~

Sec. 9. 30-A MRSA §421, 4th ¶, as amended by PL 2005, c. 218, §5, is further amended to read:

The county commissioners of each county may require that the fees collected under subsections 1, 2, 3, 5, 7, 12 and 14 be increased by ~~\$5, except that the fee paid by any state agency or department may only be increased by \$1~~ \$25. The sheriff or deputy shall collect this additional amount and pay it to the county treasurer for the use and benefit of the county. The county commissioners may also require that the fees collected under subsections 1 to 14 be increased by an amount equal to the cost of social security and other withholding taxes on the fees payable under this section.

Sec. 10. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Child Support 0100

Initiative: Provides funding for an increase in the fees and travel reimbursement paid to sheriffs and their deputies for service of civil process documents.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$126,511
GENERAL FUND TOTAL	\$0	\$126,511

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$245,581

FEDERAL EXPENDITURES FUND TOTAL	\$0	\$245,581
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State-funded Foster Care/Adoption Assistance 0139

Initiative: Provides funding for an increase in the fees and travel reimbursement paid to sheriffs and their deputies for service of civil process documents.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$32,000
GENERAL FUND TOTAL	\$0	\$32,000

HEALTH AND HUMAN SERVICES, DEPARTMENT OF DEPARTMENT TOTALS

GENERAL FUND	\$0	\$158,511
FEDERAL	\$0	\$245,581
EXPENDITURES FUND		
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$404,092

JUDICIAL DEPARTMENT

Courts - Supreme, Superior and District 0063

Initiative: Provides funding for an increase in the fees and travel reimbursement paid to sheriffs and their deputies for service of civil process documents.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$35,194
GENERAL FUND TOTAL	\$0	\$35,194

JUDICIAL DEPARTMENT DEPARTMENT TOTALS

GENERAL FUND	\$0	\$35,194
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$35,194

SECTION TOTALS

GENERAL FUND	\$0	\$193,705
FEDERAL	\$0	\$245,581
EXPENDITURES FUND		

SECTION TOTAL - ALL FUNDS	\$0	\$439,286
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See title page for effective date.

**CHAPTER 740
H.P. 718 - L.D. 972**

An Act To Establish the Rare Disease Advisory Council

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §12004-I, sub-§48-A is enacted to read:

48-A.

Human Services: Rare Disease Advisory Council Expenses Only 22 MRSA §1700-B
Public Health

Sec. 2. 22 MRSA c. 277 is enacted to read:

CHAPTER 277
RARE DISEASES

§1700-B. Rare Disease Advisory Council

1. Advisory board established. The Rare Disease Advisory Council, as established in Title 5, section 12004-I, subsection 48-A and referred to in this section as "the council," advises the commissioner and provides information to the public on issues regarding rare diseases. As used in this section, unless the context otherwise indicates, "rare disease" means a condition or illness that affects fewer than 200,000 persons in the United States.

2. Membership. The council consists of 20 members appointed by the commissioner, or the commissioner's designee, as follows:

A. Three physicians who practice in the area of cardiology, emergency care, neurology, oncology, orthopedics, pediatrics or primary care and provide care to persons with rare diseases;

B. Two registered nurses who provide care to persons with rare diseases;

C. Two administrators of hospitals that provide care to persons with rare diseases, or their designees;

D. One representative of the department who provides education concerning rare diseases or the management of chronic conditions;

E. One representative of the department who is responsible for epidemiology services;

F. One representative of the department who is responsible for administering the MaineCare program;

G. The Superintendent of Insurance within the Department of Professional and Financial Regulation, or the superintendent's designee;

H. One person representing an insurer operating in the State;

I. One person representing biopharmaceutical companies;

J. One geneticist practicing in the State;

K. One person representing an academic research institution in the State;

L. Two persons over 18 years of age who have had or currently have a rare disease;

M. Two parents or guardians who each have a child with a rare disease; and

N. One representative of an organization dedicated to providing services to persons with rare diseases.

The council may, by affirmative vote of a majority of its members, request that the commissioner appoint to the council additional temporary members who have expertise on issues studied by the council. Such members serve for a period determined by the council.

3. Terms; quorum; meetings. Members serve for a term of 3 years and elect a chair from among the members. At the end of a term an outgoing member serves until a successor has been appointed. A member may serve multiple terms. The board shall meet at least once every 3 months to conduct business and to elect officers. A quorum is 11 members. The affirmative vote of a majority of the members present is necessary to decide any business brought before the board.

4. Staff support. The department shall provide such administrative support to the council as necessary to carry out the duties of the council.

5. Duties of council. The council shall:

A. Receive and consider reports and input concerning rare diseases from the department and persons whose work relates to rare diseases, including community-based organizations, providers of health care and local and national organizations;

B. Increase awareness of the burden caused by rare diseases in the State;

C. Determine the effect of delayed or inappropriate treatment on the quality of life for persons with rare diseases and on the economy of this State;

D. Identify and distribute publicly available educational resources to providers of health care in order to foster recognition of symptoms of and treatment for rare diseases among patients of those providers;

E. Evaluate the systems for delivery of treatment for rare diseases in place in the State and develop recommendations to improve quality of life and to provide services and reimbursement for those services for persons with rare diseases;

F. Convene public hearings and solicit comments from the public related to rare diseases;

G. Establish a comprehensive plan for the management of rare diseases in the State, which must include recommendations for the department, the Department of Professional and Financial Regulation, Bureau of Insurance, public and private organizations and businesses and for potential sources of funding, and update the comprehensive plan as necessary;

H. Distribute and make available publicly accessible resources for the public on research, diagnosis, treatment and education about rare diseases; and

I. Compile an annual report, which must include, without limitation, a summary of the activities of the council and any recommendations of the council for legislation or other policies. The council shall:

(1) Post the report on a publicly accessible website maintained by the department; and

(2) Submit the report to the Governor, the commissioner and the Superintendent of Insurance within the Department of Professional and Financial Regulation and to the Executive Director of the Legislative Council for transmittal to the Legislature.

6. Authority to report out legislation. The joint standing committee of the Legislature having jurisdiction over health and human services matters may report out legislation related to the report required in subsection 5, paragraph I.

Sec. 3. Staggered terms. Notwithstanding the Maine Revised Statutes, Title 22, section 1700-B, subsection 3, the Commissioner of Health and Human Services, or the commissioner's designee, for the original appointments of members of the Rare Disease Advisory Council as established in Title 5, section 12004-I, subsection 48-A, shall designate the first 6 appointments for a one-year term, the 2nd 6 appointments for a 2-year term and the remaining 7 appointments for a 3-year term.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF**

**Maine Center for Disease Control and Prevention
0143**

Initiative: Provides funding for 0.5 Public Health Educator III position to coordinate all the duties associated with the Rare Disease Advisory Council.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	0.500
LEGISLATIVE COUNT		
Personal Services	\$0	\$58,166
All Other	\$0	\$6,354
GENERAL FUND TOTAL	\$0	\$64,520

See title page for effective date.

**CHAPTER 741
H.P. 741 - L.D. 1003**

**An Act To Improve Outcomes
for Persons with Limb Loss**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA §4315, sub-§2, as amended by PL 2003, c. 688, Pt. I, §1, is further amended to read:

2. Required coverage. A carrier shall provide coverage for prosthetic devices in all health plans that, at a minimum, equals, except as provided in subsection 8, the coverage and payment for prosthetic devices provided under federal laws and regulations for the aged and disabled pursuant to 42 United States Code, Sections 1395k, 1395l and 1395m and 42 Code of Federal Regulations, Sections 414.202, 414.210, 414.228 and 410.100. Covered benefits must be provided for ~~a prosthetic device determined by the enrollee's provider, in accordance with section 4301-A, subsection 10-A, to be the most appropriate model that adequately meets the medical needs of the enrollee.~~

A. A prosthetic device determined by the enrollee's provider, in accordance with section 4301-A, subsection 10-A, to be the most appropriate model that adequately meets the medical needs of the enrollee; and

B. With respect to an enrollee under 18 years of age, in addition to coverage of a prosthetic device required by paragraph A, a prosthetic device determined by the enrollee's provider, in accordance with section 4301-A, subsection 10-A, to be the most appropriate model that meets the medical needs of the enrollee for recreational purposes, as applicable, to maximize the enrollee's ability to ambulate, run, bike and swim and to maximize upper limb function.

Sec. 2. 24-A MRSA §4315, sub-§6, as amended by PL 2009, c. 603, §1 and affected by §2, is further amended to read:

6. Exclusions. Coverage Except as provided in subsection 2, paragraph B for an enrollee under 18 years of age, coverage is not required pursuant to this section for a prosthetic device that is designed exclusively for an athletic purposes purpose.

Sec. 3. 24-A MRSA §4315, sub-§9 is enacted to read:

9. Report. No later than June 30, 2028, each carrier that issues a health plan subject to this section shall report to the superintendent on its experience pursuant to this section for plan years 2024, 2025, 2026 and 2027. The report must be in a form prescribed by the superintendent and must include the number of claims

and the total amount of claims paid in this State for the services required by this section. The superintendent shall aggregate this data by plan year in a report and submit the report to the joint standing committee of the Legislature having jurisdiction over health coverage and insurance matters no later than November 1, 2028.

Sec. 4. No addition to State's essential health benefits; legislative finding. The Legislature finds that the requirements of this Act do not constitute an addition to the State's essential health benefits that requires defrayal of costs by the State pursuant to 42 United States Code, Section 18031(d)(3)(B) because the requirements clarify that the law requiring a health insurance carrier to provide coverage for prosthetic devices to meet the medical needs of an enrollee under 18 years of age includes a prosthetic device designed to meet the enrollee's medical needs for recreational purposes.

Sec. 5. Application. The requirements of this Act apply to all policies, contracts and certificates executed, delivered, issued for delivery, continued or renewed in this State on or after January 1, 2024. For purposes of this Act, all contracts are deemed to be renewed no later than the next yearly anniversary of the contract date.

See title page for effective date.

CHAPTER 742

H.P. 1083 - L.D. 1467

An Act To Promote a Circular Economy through Increased Post-consumer Recycled Plastic Content in Plastic Beverage Containers

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 28-A MRSA §1355-A, sub-§5, ¶J is enacted to read:

J. A rectifier and a holder of a distillery or small distillery license shall comply with all applicable requirements of Title 38, section 1612.

Sec. 2. 28-A MRSA §1381, sub-§4, as enacted by PL 2019, c. 615, §4 and affected by §7, is amended to read:

4. Conditions on certificate of approval. A certificate of approval under this section is subject to the laws of the State, including, but not limited to, all applicable requirements of Title 38, section 1612, and the rules of the bureau.

Sec. 3. 38 MRSA §1612 is enacted to read:
§1612. Plastic beverage containers

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Beverage" has the same meaning as in section 3102, subsection 1.

B. "Beverage container" means a bottle, can, jar or other container made of glass, metal or plastic that has been sealed by a manufacturer and at the time of sale contains 4 liters or less of a beverage. "Beverage container" does not include a container composed, in whole or in part, of aluminum and plastic or aluminum and paper in combination as long as the aluminum content represents 10% or less of the unfilled container weight, the container materials represent 5% or less of the total weight of the container and its contents and the container is filled with a nonalcoholic beverage. "Beverage container" does not include a container composed of cardboard in combination with a plastic liner.

C. "Beverage manufacturing industry association" means an association that represents the interests of companies that manufacture beverages.

D. "Dealer" has the same meaning as in section 3102, subsection 6.

E. "Distributor" means a person that engages in the sale of beverages in beverage containers to a dealer in this State and includes a manufacturer that engages in such sales.

F. "Initiator of deposit" or "initiator" means a manufacturer, distributor or other person that initiates or is required to initiate under section 3103 a deposit on a plastic beverage container containing a beverage other than spirits.

G. "Manufacturer" means a person, partnership, association, corporation or other entity that, through its own action or through contract or control of another entity, is primarily responsible for the production of a beverage contained in a plastic beverage container for sale or distribution in the State.

H. "Nonrefillable beverage container" means a beverage container that, after being used by a consumer, is not to be reused as a beverage container by a manufacturer.

I. "Plastic" means a synthetic material made from fossil fuel or organic-based polymers, such as polyethylene, polystyrene, polypropylene and polycarbonate, that can be molded or blown into specific shapes.

J. "Plastic beverage container" means a nonrefillable beverage container that is composed wholly or in large part of plastic. "Plastic beverage con-

tainer" does not include a beverage label or a beverage cap that may be screwed onto or otherwise affixed to a nonrefillable beverage container.

K. "Post-consumer recycled plastic" means plastic produced from the recovery, separation, collection and reprocessing of plastic that was originally sold for consumption and that would otherwise be disposed of or processed as waste. "Post-consumer recycled plastic" does not include post-industrial plastic or pre-consumer plastic.

L. "Proprietary information" has the same meaning as in section 1771, subsection 6-A.

M. "Spirits" has the same meaning as in Title 28-A, section 2, subsection 31.

N. "Spirits manufacturer" means a person that is:

(1) An in-state rectifier, distillery or small distillery licensed under Title 28-A, section 1355-A that produces spirits contained in a plastic beverage container; or

(2) An out-of-state spirits supplier that transports spirits contained in a plastic beverage container into the State or causes such spirits to be transported into the State and has been issued a certificate of approval under Title 28-A, section 1381.

As used in this paragraph, "rectifier" has the same meaning as in Title 28-A, section 2, subsection 25 and "out-of-state spirits supplier" has the same meaning as in Title 28-A, section 1381, subsection 1.

2. Post-consumer recycled plastic requirement.

Except as provided in subsection 7, beginning January 1, 2026 and ending December 31, 2030, an initiator of deposit or spirits manufacturer may not sell, offer for sale or distribute for sale in the State a plastic beverage container unless all of the plastic beverage containers sold, offered for sale or distributed for sale in the State by that initiator or spirits manufacturer contain, on average and in the aggregate, at least 25% post-consumer recycled plastic or the initiator or spirits manufacturer has paid the fee required by subsection 5.

Except as provided in subsection 7, beginning January 1, 2031, an initiator of deposit or spirits manufacturer may not sell, offer for sale or distribute for sale in the State a plastic beverage container unless all of the plastic beverage containers sold, offered for sale or distributed for sale in the State by that initiator or spirits manufacturer contain, on average and in the aggregate, at least 30% post-consumer recycled plastic or the initiator or spirits manufacturer has paid the fee required by subsection 5.

3. Determination of compliance with post-consumer recycled plastic requirement; advisory

committee. For the purposes of determining an initiator of deposit's or spirits manufacturer's compliance with the post-consumer recycled plastic requirement in subsection 2, an initiator or spirits manufacturer may rely on Maine-specific data regarding plastic beverage container sales and material use, if available, or may alternatively rely on the same type of data applicable to a region or territory in the United States that includes the State.

A. If an initiator of deposit or spirits manufacturer elects to rely on data regarding plastic beverage container sales and material use derived from data applicable to a region or territory in the United States that includes the State, the initiator or spirits manufacturer shall:

(1) Prorate that regional or territorial data to determine Maine-specific figures based on market share or population in a manner that ensures that the percentage of post-consumer recycled plastic calculated for plastic beverage containers sold in the State is the same percentage as calculated for that larger region or territory; and

(2) Document the methodology used to determine those Maine-specific figures calculated under subparagraph (1) in the report required under subsection 4.

B. The department may form an advisory committee composed of stakeholders to determine the ability of initiators of deposit and spirits manufacturers to measure and report the Maine-specific information required under this subsection and to develop any recommendations for improving the data determination and reporting process. The department may, as necessary, contract with a qualified 3rd-party entity to assist the advisory committee in developing recommendations under this paragraph. Any costs to the department associated with this paragraph may be offset through any fees collected by the department pursuant to this section.

4. Initiator of deposit and spirits manufacturer reporting; payment of fees; product removal for noncompliance. On or before April 1, 2024, and annually thereafter, an initiator of deposit or spirits manufacturer that has in the prior calendar year sold, offered for sale or distributed for sale in the State a plastic beverage container shall submit a report to the department identifying, by resin type when applicable, the amount by weight in pounds of post-consumer recycled plastic, the amount by weight in pounds of plastic that is not post-consumer recycled plastic and the percentage of post-consumer recycled plastic in the total weight of all plastic beverage containers the initiator or spirits manufacturer sold, offered for sale or distributed for sale in the State in that prior calendar year.

A. If the initiator of deposit or spirits manufacturer has determined the data required to be reported under this subsection using regional or territorial data, the initiator or spirits manufacturer shall describe in the report the methodology used to determine the Maine-specific figures.

B. At the time that an initiator of deposit or spirits manufacturer submits a report required under this subsection, the initiator or spirits manufacturer shall pay to the department an annual registration fee and, on or after January 1, 2026, any fee required by subsection 5. The department shall set the amount of the annual registration fee, which may not exceed \$500 and which must be designed to offset the costs to the department of administering and overseeing this section. Any fees received by the department pursuant to this section must be deposited in the Maine Environmental Protection Fund established in section 351.

An initiator of deposit or spirits manufacturer that in the prior calendar year sold, offered for sale or distributed for sale in the State less than 10,000 plastic beverage containers or, in the aggregate, less than 200 pounds of plastic that is not post-consumer recycled plastic is not required to pay an annual registration fee under this paragraph but shall otherwise comply with all applicable requirements of this section, including, but not limited to, submission of the report required under this subsection and payment of any fee required by subsection 5.

C. The department may conduct audits or take other necessary actions to verify the accuracy of initiator of deposit or spirits manufacturer data reported under this subsection.

D. Proprietary information submitted to the department in a report required under this subsection or submitted to the department as part of an audit or other action taken by the department under paragraph C that is identified by the submitter as proprietary information is confidential and must be handled by the department in the same manner as confidential information is handled under section 1310-B.

E. The department shall make available on its publicly accessible website all reports submitted under this subsection, except that the department shall redact or remove from such reports any proprietary information identified pursuant to paragraph D.

F. An initiator of deposit may submit the report required under this subsection using information provided to the initiator by a manufacturer. An initiator of deposit or a spirits manufacturer may contract with a 3rd party to submit the report on the initiator's behalf. The submission of the report re-

quired under this subsection by an initiator of deposit using information provided by a manufacturer or by a 3rd party on an initiator's or spirits manufacturer's behalf does not relieve the initiator or spirits manufacturer from complying with the other requirements of this section.

G. Not more than once every 5 years, the department may require initiators of deposit and spirits manufacturers to fund a 3rd-party verification of accuracy of the information submitted under this subsection. The 3rd party selected by the department to conduct such verification must be agreed upon by the initiators of deposit and spirits manufacturers.

An initiator of deposit or spirits manufacturer may elect to satisfy the requirements of this paragraph by submitting to the department a 3rd-party verification, or, in the case of an initiator of deposit, a manufacturer's verification, of the accuracy of substantially similar information to that required to be reported under this subsection that was submitted to another state with a post-consumer recycled plastic content requirement that is substantially similar to the requirements of this section as long as that other state is included in the region or territory identified by the initiator or spirits manufacturer under paragraph A.

H. Except as provided in paragraph I, if an initiator of deposit or spirits manufacturer fails to submit the report and pay all applicable fees required under this subsection within 60 days of the reporting deadline, the department may prohibit the initiator or spirits manufacturer from selling, offering for sale or distributing for sale in the State any plastic beverage container.

(1) If, pursuant to this paragraph, the department prohibits an initiator of deposit from selling, offering for sale or distributing for sale in the State any plastic beverage container, the department shall provide written notification of that prohibition to any manufacturer whose plastic beverage containers are sold, offered for sale or distributed for sale in the State by the initiator and to dealers and distributors in the State. A manufacturer, dealer or distributor that receives such written notification and, 3 calendar days or more after receipt of the notification, sells, offers for sale or distributes for sale in the State a plastic beverage container of the initiator commits a violation of this section.

(2) If, pursuant to this paragraph, the department prohibits a spirits manufacturer from selling, offering for sale or distributing for sale in the State any plastic beverage container, the department shall provide written notification

of that prohibition to the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations, which shall ensure that the plastic beverage containers of the spirits manufacturer are promptly removed from sale in the State.

(3) An initiator of deposit or spirits manufacturer prohibited by the department pursuant to this paragraph from selling, offering for sale or distributing for sale in the State any plastic beverage container that subsequently sells, offers for sale or distributes for sale in the State a plastic beverage container commits a violation of this section.

I. Notwithstanding any provision of this section to the contrary, if an initiator of deposit lacks the information necessary to submit the report required under this subsection by the reporting deadline and calculate the fee required under subsection 5 due to the failure of one or more manufacturers whose plastic beverage containers the initiator sold, offered for sale or distributed for sale in the State during the prior calendar year to provide such information to the initiator, the department may:

(1) Allow the initiator to submit the required report and calculate and pay the required fee based only on the manufacturer information available to the initiator and to thereby be deemed in full compliance with those requirements;

(2) Allow the initiator to sell, offer for sale or distribute for sale in the State any plastic beverage container of any manufacturer that provided the initiator with the information necessary to satisfy the reporting requirement and calculate the required fee but prohibit the initiator from selling, offering for sale or distributing for sale in the State any plastic beverage container of any manufacturer that failed to provide such information to the initiator. If the initiator of deposit sells, offers for sale or distributes for sale in the State a plastic beverage container subject to a prohibition imposed under this subparagraph, the initiator commits a violation of this section; and

(3) Provide written notification of a prohibition imposed under subparagraph (2) to manufacturers, dealers and distributors in the same manner as in paragraph H, subparagraph (1). A manufacturer, dealer or distributor that receives such written notification and, 3 calendar days or more after receipt of the notification, sells, offers for sale or distributes for sale in the State a plastic beverage container of an initiator of deposit subject to a prohibition imposed under subparagraph (2) commits a violation of this section.

5. Post-consumer recycled plastic content fee.

Pursuant to the provisions of this subsection, an initiator of deposit or spirits manufacturer shall calculate the amount of a post-consumer recycled plastic content fee and shall remit such amount to the department pursuant to subsection 4, paragraph B as follows:

A. The initiator of deposit or spirits manufacturer shall add the total amount by weight in pounds of post-consumer recycled plastic and the total amount by weight in pounds of plastic that is not post-consumer recycled plastic used by the initiator in all plastic beverage containers it sold, offered for sale or distributed for sale in the State during the prior calendar year. The initiator of deposit or spirits manufacturer shall calculate the figure under this paragraph based on the information reported by the initiator or spirits manufacturer pursuant to subsection 4;

B. The initiator of deposit or spirits manufacturer shall multiply the figure calculated under paragraph A by the minimum post-consumer recycled plastic percentage required under subsection 2 during the prior calendar year;

C. The initiator of deposit or spirits manufacturer shall subtract from the figure calculated under paragraph B the total amount by weight in pounds of post-consumer recycled plastic used by the initiator or spirits manufacturer in all plastic beverage containers it sold, offered for sale or distributed for sale in the State during the prior calendar year; and

D. The initiator of deposit or spirits manufacturer shall multiply the figure calculated under paragraph C by 20¢. If the figure calculated under this paragraph is less than or equal to zero, the initiator of deposit or spirits manufacturer is not required to pay a post-consumer recycled plastic content fee to the department pursuant to subsection 4, paragraph B.

6. Waiver. At the request of an initiator of deposit or spirits manufacturer or a manufacturer as provided in paragraph A, and in accordance with the provisions of this subsection, the department may grant a one-year waiver from payment of the fee that would otherwise be required pursuant to subsection 5 if the initiator, spirits manufacturer or manufacturer demonstrates to the department's satisfaction that it was unable to meet the applicable post-consumer recycled plastic requirement of subsection 2 due to anomalous market conditions consisting of a disruption in or lack of the supply of post-consumer recycled plastic.

A. A manufacturer may on its own initiative request a waiver from the department pursuant to this subsection with respect to a plastic beverage container of the manufacturer for which an initiator of deposit is required pursuant to subsection 4 to submit a report and pay to the department an annual

registration fee and the fee required pursuant to subsection 5. If a manufacturer requests a waiver pursuant to this paragraph, both the initiator of deposit and the manufacturer are responsible for responding to any requests for information made by the department pursuant to paragraph C.

B. A waiver request submitted under this subsection by an initiator of deposit or spirits manufacturer must be submitted with the report required under subsection 4 and must include payment to the department by the initiator of a \$100 waiver processing fee. A waiver request submitted under this subsection by a manufacturer pursuant to paragraph A must be submitted on or before the reporting deadline under subsection 4 and must include payment to the department by the manufacturer of a \$100 waiver processing fee. A waiver request must include sufficient information to demonstrate the anomalous market conditions consisting of a disruption in or lack of the supply of post-consumer recycled plastic causing the initiator of deposit, spirits manufacturer or manufacturer to be unable to meet the applicable post-consumer recycled plastic requirement of subsection 2.

C. An initiator of deposit, spirits manufacturer or manufacturer that submits a waiver request to the department shall promptly respond to any request from the department for additional information relating to the waiver request. The department may return a waiver request submitted by an initiator of deposit, spirits manufacturer or manufacturer as incomplete for processing if the initiator, spirits manufacturer or manufacturer fails to provide sufficient information for the department to review the waiver request or fails to promptly respond to a request from the department for additional information relating to the waiver request. A determination by the department under this paragraph to return a submitted waiver request as incomplete for processing does not constitute a final agency action as defined in Title 5, section 8002, subsection 4 and may not be appealed to the board or to the Superior Court.

D. As a condition of granting a waiver request under this subsection, the department may require an initiator of deposit, spirits manufacturer or manufacturer to submit a corrective action plan describing the actions the initiator, spirits manufacturer or manufacturer intends to implement to ensure its compliance with the requirements of subsection 2 during the current calendar year. If the initiator of deposit, spirits manufacturer or manufacturer has been granted 2 consecutive waiver requests pursuant to this subsection, the department shall require the initiator, spirits manufacturer or manufacturer to submit a corrective action plan pursuant to this paragraph as a condition of granting a 3rd waiver request.

(1) The department may approve the corrective action plan as submitted, approve the plan with required changes or reject the plan.

(2) The department may require the initiator of deposit, spirits manufacturer or manufacturer to demonstrate implementation of an approved corrective action plan before the department grants the waiver request submitted by the initiator, spirits manufacturer or manufacturer under this subsection.

(3) If the department rejects a corrective action plan required under this paragraph or if the department determines that the initiator of deposit, spirits manufacturer or manufacturer has failed to implement an approved corrective action plan, the department shall require the initiator or spirits manufacturer to pay the fee required pursuant to subsection 5 within 45 days of the date of the department's rejection of the corrective action plan or within 45 days of the department's determination that the initiator, spirits manufacturer or manufacturer has failed to implement an approved corrective action plan.

E. If the department denies a waiver request submitted by an initiator of deposit, spirits manufacturer or manufacturer pursuant to this subsection, the initiator or spirits manufacturer shall pay to the department the fee required pursuant to subsection 5 within 45 days of the date of the department's denial of the waiver request.

7. Review of post-consumer recycled plastic requirements. Beginning January 1, 2026, and not more than annually thereafter, the department, on its own initiative or at the petition of a beverage manufacturing industry association, may initiate a review of the applicable post-consumer recycled plastic requirement under subsection 2 to determine whether that requirement should be reduced due to market conditions for post-consumer recycled plastic, including the demand for such plastic for food-grade applications, and a review of recycling rates, progress made by initiators of deposit, spirits manufacturers and manufacturers in complying with the post-consumer recycled plastic requirement under subsection 2 and any other factors reviewed by the department.

A. A petition for review submitted pursuant to this subsection by a beverage manufacturing industry association must be evaluated by the department based on information provided by the association and any other information available to the department. The department may require the beverage manufacturing industry association to fund a 3rd-party verification of the accuracy of information submitted by the association under this subsection.

The 3rd party selected by the department to conduct such verification must be agreed upon by the beverage manufacturing industry association.

The department may reject the petition for review if the beverage manufacturing industry association fails to provide sufficient information, as determined by the department, for the department to make a determination under this subsection regarding the need for a reduction in the post-consumer recycled plastic requirement under subsection 2 or if the association fails to reach an agreement with the department regarding the selection of a 3rd party to verify the accuracy of submitted information.

B. After conducting the review authorized by this subsection, the department may adopt rules reducing the applicable post-consumer recycled plastic content requirement under subsection 2.

8. Department reporting. Beginning February 15, 2025, and annually thereafter, the department shall submit a report to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters regarding the requirements of this section and including any recommendations for changes to those requirements. The report must describe, in the aggregate, the data submitted to the department by initiators of deposit and spirits manufacturers under subsection 4.

A. Beginning February 15, 2028, and annually thereafter, the report under this subsection must include information regarding initiator of deposit and spirits manufacturer compliance with the requirements of subsection 2, including, at a minimum, information on the number of noncompliant initiators and spirits manufacturers, the number of waiver requests received and granted or rejected by the department under subsection 6 and the total funds generated from payment of the annual registration fee under subsection 4 and the payment of the post-consumer recycled plastic content fee as calculated under subsection 5. The report must include any recommendations by the department regarding whether the requirements of this section should be amended to better ensure initiator of deposit and spirits manufacturer compliance.

B. The report under this subsection may be included in the report required pursuant to section 1772, subsection 1. After reviewing the report under this subsection, the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters may report out legislation relating to the report.

9. Administration and enforcement; rules. The department shall administer and enforce this section and may adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical

rules as defined in Title 5, chapter 375, subchapter 2-A. The department may, as necessary, contract with qualified 3rd-party entities to assist in the implementation of this section and the development of any rules to be adopted pursuant to this subsection.

10. Violations. A person that violates a provision of this section is subject to civil penalties under section 349.

11. Preemption. Beginning April 1, 2024, the State intends to occupy the whole field of regulation of the amount of post-consumer recycled plastic contained in plastic beverage containers. A local government may not adopt an ordinance regulating the amount of post-consumer recycled plastic contained in plastic beverage containers and, beginning April 1, 2024, any ordinance or regulation that violates this subsection is void and has no force or effect.

See title page for effective date.

CHAPTER 743

H.P. 1121 - L.D. 1513

**An Act To Establish the Maine
Abandoned and Discontinued
Roads Commission**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §12004-I, sub-§83-A is enacted to read:

83-A.

Transportation: Maine Abandoned and Expenses 23 MRSA
Roads Discontinued Roads Only §3036
Commission

Sec. 2. 23 MRSA §3036 is enacted to read:

§3036. Maine Abandoned and Discontinued Roads Commission

The Maine Abandoned and Discontinued Roads Commission, referred to in this section as "the commission," is established by Title 5, section 12004-I, subsection 83-A and operates in accordance with this section.

1. Members. The commission consists of the following 12 members:

A. One member who is an employee of the Department of Inland Fisheries and Wildlife, designated by the Commissioner of Inland Fisheries and Wildlife;

B. One member who is an employee of the Department of Agriculture, Conservation and Forestry, designated by the Commissioner of Agriculture, Conservation and Forestry;

C. One member who is an employee of the Department of Transportation, designated by the Commissioner of Transportation;

D. One member who is an employee of the Office of the Attorney General, designated by the Attorney General;

E. Four members appointed by the President of the Senate, who, in making the appointments, shall take into consideration any recommendation made by the association or organization from whose membership the appointment is made, as follows:

- (1) One member of a statewide association representing municipalities;
- (2) One member of a statewide association representing woodland property owners;
- (3) One member of a statewide association of attorneys who has expertise in real estate law; and
- (4) One member of a land trust organization; and

F. Four members appointed by the Speaker of the House, who, in making the appointments, shall take into consideration any recommendation made by the association or organization from whose membership the appointment is made, as follows:

- (1) One member of a statewide association representing county governments;
- (2) One member of a statewide organization representing all-terrain vehicle users or snowmobile users;
- (3) One member of a statewide association representing residents of the State living on or owning property that abuts an abandoned or discontinued road or that is accessible only by traveling over an abandoned or discontinued road; or, if no such association exists, a resident of the State living on property that abuts an abandoned or discontinued road or that is accessible only by traveling over an abandoned or discontinued road; and
- (4) One member of the general public who is a resident of the State not directly affected by matters related to abandoned or discontinued roads.

2. Duties. The commission shall:

A. Consider the following:

- (1) Property owner liability, including personal injury, property damage and environmental damage liability resulting from public use of an abandoned or discontinued road;

(2) Public easement retention over an abandoned or discontinued road, including the scope of permitted and actual public use;

(3) Statutory terminology related to abandoned or discontinued roads; and

(4) The statutory process for the abandonment or discontinuation of a road, including barriers to determining the legal status of a road;

B. For matters relating to abandoned and discontinued roads other than those described by paragraph A, prioritize matters for consideration by the commission by determining which matters related to abandoned and discontinued roads have a significant negative impact, qualitatively or quantitatively, on:

- (1) Owners of property that abuts an abandoned or discontinued road;
- (2) Owners of property accessible only by traveling over an abandoned or discontinued road;
- (3) Recreational users of an abandoned or discontinued road;
- (4) Members of the public;
- (5) Municipal, county or state governments; and
- (6) The physical integrity of an abandoned or discontinued road and surrounding land;

C. Develop recommendations on ways to address matters considered by the commission, including recommendations for statutory changes; and

D. Review legislation affecting abandoned or discontinued roads and provide information to joint standing committees of the Legislature upon request.

3. Chair. The members of the commission shall elect from among the membership a chair, who serves a 3-year term. The chair continues to hold the office until a successor is elected and may serve multiple terms. The chair calls and presides over meetings of the commission. In the absence of the chair, the member designated by the Commissioner of Inland Fisheries and Wildlife or the member designated by the Commissioner of Agriculture, Conservation and Forestry may preside over meetings.

4. Term of office. Members of the commission serve 3-year terms. A member may serve after the expiration of that member's term until a successor has been appointed. A member may serve multiple terms.

5. Meetings. The commission shall meet at least 3 times, but may meet no more than 6 times, each year.

6. Subcommittees. The commission may establish subcommittees to meet to conduct the work of the commission. Subcommittees may invite persons who are not members of the commission to participate in a non-voting capacity.

7. Public comment. The commission shall accept public comment during its meetings.

8. Staff support. The Office of the Attorney General shall provide staff support to the commission.

9. Bylaws. The commission may, by a majority vote of the members, adopt or amend bylaws as necessary or appropriate to carry out the purposes or exercise the powers of the commission. Prior to adoption or amendment of bylaws, the commission shall ask the member designated by the Attorney General to review the bylaws and provide comments to the commission.

10. Fund established. The Road Commission Fund is established as a nonlapsing fund within the Office of the Attorney General to support the work of the commission. The fund consists of any funds received from any public or private source.

11. Report. By February 1, 2023, and annually thereafter, the commission shall submit a report of its activities and any recommended statutory changes to the joint standing committee of the Legislature having jurisdiction over state and local government matters, the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters and the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters. If the report includes recommended statutory changes, the committee with jurisdiction over the subject of that statute may report out a bill related to the recommendation.

Sec. 3. Initial meeting. The initial meeting of the Maine Abandoned and Discontinued Roads Commission, established pursuant to the Maine Revised Statutes, Title 23, section 3036, must be called within 60 days of the effective date of this Act by the member designated by the Attorney General.

Sec. 4. Initial terms. Notwithstanding the Maine Revised Statutes, Title 23, section 3036, subsection 4, of the members initially appointed to the Maine Abandoned and Discontinued Roads Commission, the following members must be appointed to an initial term of 2 years:

1. The member designated by the Commissioner of Transportation;
2. The member designated by the Attorney General;
3. The member from a statewide association representing county governments;
4. The member from a statewide association of attorneys;

5. The member from a statewide organization representing all-terrain vehicle users or snowmobile users; and

6. The member who is a member of the general public.

Sec. 5. Appropriations and allocations. The following appropriations and allocations are made.

ATTORNEY GENERAL, DEPARTMENT OF THE

Administration - Attorney General 0310

Initiative: Provides funding for one Research Assistant Paralegal position and related All Other costs in the Office of the Attorney General, natural resources division to provide staff support to the Maine Abandoned and Discontinued Roads Commission and to assist the commission in the conduct of its duties.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.000
LEGISLATIVE COUNCIL		
Personal Services	\$0	\$59,188
All Other	\$0	\$3,919
	<hr/>	<hr/>
GENERAL FUND TOTAL	\$0	\$63,107

Road Commission Fund N950

Initiative: Provides a base allocation for the newly established Road Commission Fund program to support the work of the Maine Abandoned and Discontinued Roads Commission in the event that funds are received from public or private sources.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Unallocated	\$0	\$500
	<hr/>	<hr/>
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$500

ATTORNEY GENERAL, DEPARTMENT OF THE DEPARTMENT TOTALS	2021-22	2022-23
GENERAL FUND	\$0	\$63,107
OTHER SPECIAL REVENUE FUNDS	\$0	\$500
	<hr/>	<hr/>
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$63,607

See title page for effective date.

**CHAPTER 744
S.P. 621 - L.D. 1783**

An Act To Require Health Insurance Carriers and Pharmacy Benefits Managers To Appropriately Account for Cost-sharing Amounts Paid on Behalf of Insureds

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 24-A MRSA §4349, sub-§6 is enacted to read:

6. Cost-sharing amounts paid on behalf of covered person. The requirements of this subsection apply to the calculation of a covered person's contribution to any applicable cost-sharing or other out-of-pocket expense under a covered prescription drug benefit.

A. When calculating a covered person's contribution to any applicable cost-sharing or other out-of-pocket expense under a covered prescription drug benefit, a carrier or pharmacy benefits manager shall give credit for any waiver or discount of, or payment made by a 3rd party for, the amount of, or any portion of the amount of, the applicable cost-sharing or other out-of-pocket expense for the covered prescription drug that is either:

- (1) Without a generic equivalent; or
- (2) With a generic equivalent when the covered person has obtained access to the covered prescription drug through prior authorization, a step therapy override exception or other exception or appeal process.

B. A 3rd party that pays as financial assistance any amount, or portion of the amount, of any applicable cost-sharing or other out-of-pocket expense on behalf of a covered person for a covered prescription drug:

- (1) Shall notify the covered person prior to or within 7 days of the acceptance of the financial assistance of the total amount of assistance available and the duration for which it is available; and
- (2) May not condition the assistance on enrollment in a specific health plan or type of health plan, except as permitted under federal law.

C. If under federal law, with respect to a high-deductible health plan offered for use with a health savings account in accordance with the federal Internal Revenue Code, the application of paragraph A would result in ineligibility for a health savings account, this subsection applies only with respect to the deductible of such a plan after the covered

person has satisfied the minimum deductible under the federal Internal Revenue Code, Section 223, except for items or services that are determined to be preventive care pursuant to the federal Internal Revenue Code, Section 223(c)(2)(C), in which case the requirements of paragraph A apply regardless of whether the minimum deductible under the federal Internal Revenue Code, Section 223 has been satisfied.

Sec. 2. Application. The requirements of this Act apply to prescription drug benefits provided pursuant to a contract or policy of insurance by a carrier or a pharmacy benefits manager on behalf of a carrier on or after January 1, 2023.

See title page for effective date.

**CHAPTER 745
H.P. 1480 - L.D. 1994**

An Act To Establish the Progressive Treatment Program Fund

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 34-B MRSA §3873-B is enacted to read:

§3873-B. Progressive Treatment Program Fund

1. Progressive Treatment Program Fund established. The Progressive Treatment Program Fund, referred to in this section as "the fund," is established as a nonlapsing fund under the administration of the department.

2. Application of fund. The department shall use the money in the fund to reimburse the legal costs incurred by private entities to initiate progressive treatment programs in accordance with section 3873-A. A private entity seeking reimbursement must submit to the department an itemized bill of legal costs incurred to initiate the progressive treatment program. The maximum amount the department may reimburse a private entity for the legal costs to initiate a progressive treatment program is \$800.

3. Sources of fund. The following must be paid into the fund:

- A. All money appropriated for inclusion in the fund;
- B. Subject to any pledge, contract or other obligation, any money that the department receives in repayment of loans or advances from the fund;
- C. Subject to any pledge, contract or other obligation, all interest, dividends or other income from investment of the fund; and

D. Any other money, including federal money, deposited in the fund.

4. Rulemaking. The department may adopt rules as necessary to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF**

Progressive Treatment Program Fund N948

Initiative: Provides funding for the Progressive Treatment Program Fund.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$160,000
GENERAL FUND TOTAL	\$0	\$160,000

See title page for effective date.

CHAPTER 746

S.P. 158 - L.D. 372

**An Act To Establish the
Hospital System Loan Fund
Program**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation needs to take effect before the expiration of the 90-day period in order to provide financial assistance to hospitals as soon as possible so that they may continue to provide vital services to the residents of this State; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Hospital System Loan Fund Program. Notwithstanding any provision of law to the contrary, the Hospital System Loan Fund Program, referred to in this section as "the program," is established within the Finance Authority of Maine, referred to in this section as "the authority," for the purpose of alleviating hardship on hospitals as a result of loan payments due as a result of the Medicare accelerated payment program in 42 United States Code, Section 1395g(f)(2)(C). For an applicant to participate in the program, the ap-

plicant must demonstrate to the satisfaction of the authority that the applicant faces a repayment to the Medicare program in 2022 pursuant to the Medicare accelerated payment program of more than \$12 million and less than \$18 million as of June 1, 2022; faces repayment obligations that would otherwise constitute a hardship to the hospital pursuant to 42 United States Code, Section 1395ddd(f)(1); and has less than 60 days' cash on hand as of May 1, 2022.

1. Hospital System Loan Fund. The Hospital System Loan Fund, referred to in this section as "the fund," is created as a nonlapsing, interest-earning, revolving fund to carry out the purposes of this section.

A. The authority may receive, invest and expend on behalf of the fund money from gifts, grants, bequests, loans and donations in addition to money appropriated or allocated by the State. Money received by the authority on behalf of the fund must be used for the purposes of this section. The fund must be maintained and administered by the authority.

B. Applications to participate in the program must be made available by the authority no later than June 1, 2022 and decisions must be made no later than July 1, 2022 and any loans must be issued by the authority by August 1, 2022.

C. The total amount of funding to be distributed by the authority from the fund may not exceed \$12 million. Multiple loan applications must result in a proration of funds.

D. The repayment term for a borrower is 24 months and the interest rate is zero. The loan must be repaid by a borrower in equal monthly installments beginning one month after receipt of funds. There is no penalty for early repayments. Any amounts remaining unpaid after 24 months must be recovered as a reduction to the first supplemental pool payment to the loan recipient made pursuant to rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 45.04 following the end of the 24-month repayment period.

E. A borrower receiving a loan shall participate in the Medicaid program during the term of the loan. Any unpaid amount of the loan must be repayable by the borrower within 30 days of the borrower's no longer being a Medicaid provider. The authority shall notify the Department of Health and Human Services of the loan recipients. The department shall notify the authority if during the term of the loan a borrower receiving the loan no longer participates in the Medicaid program.

F. Beginning August 1, 2024 and quarterly thereafter, the authority shall transfer the repaid principal balance to the Reserve for FAME Hospital - Hospital System Loans General Fund account established in section 2.

G. Costs and expenses incurred by the authority, including but not limited to maintaining, servicing and administering the fund, may be paid out of the fund.

2. Administration; rules. The program and the fund are administered by the authority. The authority may adopt rules to carry out the purposes of this section. Rules adopted pursuant to this subsection are routine technical rules pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

3. Report. The authority shall report to the State Controller on loan disbursements and loan repayments annually, beginning on July 1, 2023, and upon the transfer of funds.

Sec. 2. Reserve for FAME Hospital - Hospital System Loans account established. Notwithstanding any provision of law to the contrary, the State Controller shall establish the Reserve for FAME Hospital - Hospital System Loans General Fund account.

Sec. 3. Transfer from MaineCare Stabilization Fund. Notwithstanding any provision of law to the contrary, at the close of fiscal year 2021-22, the State Controller shall transfer \$12 million from the available balance in the MaineCare Stabilization Fund Other Special Revenue Funds account within the Department of Health and Human Services to the General Fund unappropriated surplus.

Sec. 4. Transfer from General Fund unappropriated surplus; FAME Hospital - Hospital System Loan Fund account. Notwithstanding any provision of law to the contrary, at the close of fiscal year 2021-22, the State Controller shall transfer \$12 million from the unappropriated surplus of the General Fund to the Finance Authority of Maine's FAME Hospital - Hospital System Loan Fund Other Special Revenue Funds account.

Sec. 5. Transfer from Reserve for FAME Hospital - Hospital System Loans account; MaineCare Stabilization Fund. Notwithstanding any provision of law to the contrary, at the close of fiscal year 2024-25, the State Controller shall transfer the balance in the Reserve for FAME Hospital - Hospital System Loans General Fund account to the MaineCare Stabilization Fund Other Special Revenue Funds account within the Department of Health and Human Services.

Sec. 6. Appropriations and allocations. The following appropriations and allocations are made.

FINANCE AUTHORITY OF MAINE

Hospital - Hospital System Loans Fund N962

Initiative: Provides one-time allocation for the Hospital - Hospital System Loans Fund program.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$12,000,000
OTHER SPECIAL REVENUE	\$0	\$12,000,000
FUNDS TOTAL		

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 8, 2022.

CHAPTER 747

S.P. 625 - L.D. 1787

An Act To Improve the Quality and Affordability of Primary Health Care Provided by Federally Qualified Health Centers

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, current MaineCare reimbursement rates for services delivered by federally qualified health centers are based on costs of providing services 20 years ago and have not been adjusted sufficiently to keep pace with increases in the costs, intensity and scope of services offered; and

Whereas, MaineCare reimbursement rates for services delivered by federally qualified health centers are substantially lower than the rates paid to certain primary care practices that offer fewer services and fewer programs designed to reduce the need for more expensive specialty and acute care than federally qualified health centers; and

Whereas, the Department of Health and Human Services is currently engaged in a process of radically revising its payment method for primary care services without considering the current inadequacy of federally qualified health center rates or the fact that federally qualified health centers are currently delivering many of the services and programs that the department is seeking to encourage by reforming its payment system; and

Whereas, the current design of the department's proposed payment reforms, which it intends to implement before the adjournment of the Second Regular Session of the 130th Legislature, will reduce payments to many federally qualified health centers; and

Whereas, in order to preserve and improve the advanced primary care model pioneered by federally qualified health centers in Maine, MaineCare payments for those services must be increased in order to reflect the

current costs of providing services before the department establishes an alternative payment model for federally qualified health centers; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §3174-V, first ¶, as amended by PL 2003, c. 20, Pt. K, §11, is further amended to read:

Beginning in fiscal year 2003-04, the reimbursement requirements listed in subsections 1 and 2 set forth in this section apply to payments for certain federally qualified health centers as defined in 42 United States Code, Section 1395x, subsection(aa)(1993).

Sec. 2. 22 MRSA §3174-V, sub-§3 is enacted to read:

3. Updated base year option. No later than March 1, 2023, department shall provide an alternative, updated prospective payment method for each federally qualified health center that is the same as the prospective payment system set forth in 42 United States Code, Section 1396a(bb)(3), except that the base year for determining the costs of providing services must be the average of the reasonable costs incurred in the center's fiscal years ending in 2018 and 2019, adjusted for any change in scope adjustments approved since the base year and for inflation measured by the federally qualified health center market basket percentage published by the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services. Each federally qualified health center must be given the option to be reimbursed under the method provided by this subsection or under the method provided by federal law. After December 31, 2023, the department may update the base year described in this subsection to a more recent base year.

Sec. 3. 22 MRSA §3174-V, sub-§4 is enacted to read:

4. Change in scope adjustments. The department's method for adjusting for changes in the scope of services provided by a federally qualified health center under the payment model provided under subsection 3 or 42 United States Code, Section 1396a(bb)(3) must adjust the center's reimbursement rate to reflect changes in its costs of providing services whenever the center establishes that it has experienced a material change in either:

A. The type, intensity, duration or quantity of services provided; or

B. The characteristics of the population receiving a service that affect the cost of the service.

An adjustment under this subsection must reflect costs incurred retroactive to the date that the department received the federally qualified health center request for the adjustment, unless the department determines that the change in scope was due to conditions or events that were beyond the control of the federally qualified health center, in which case the adjustment must be retroactive to the more recent of the date that the federally qualified health center incurred the cost increases requiring an adjustment and the date that is one year prior to the date the department received the federally qualified health center change in scope request.

Sec. 4. 22 MRSA §3174-V, sub-§5 is enacted to read:

5. Alternative payment model. The following requirements apply to any alternative payment model developed by the department for payments to federally qualified health centers.

A. The alternative payment model must be consistent with the requirements of 42 United States Code, Section 1396a(bb).

B. As long as federal law continues to require that the department allow a federally qualified health center to elect to use the prospective payment system set forth in 42 United States Code, Section 1396a(bb)(3), the alternative payment model developed under this subsection must be an additional option and not a replacement of the updated base year option provided in subsection 3.

C. In developing the alternative payment model, the department shall consult with federally qualified health centers and provide a reasonable opportunity for dialogue and exchange of data before any rule implementing such a model is proposed.

Sec. 5. 22 MRSA §3174-V, sub-§6 is enacted to read:

6. Rulemaking. The department may adopt rules to implement subsections 3 to 5. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 6. Rebasing process. The Department of Health and Human Services shall confer regularly with a statewide association of federally qualified health centers as it develops rates to implement the updated base year option required by the Maine Revised Statutes, Title 22, section 3174-V, subsection 3 and shall provide each federally qualified health center in the State with draft rates implementing the option and working papers supporting those rates. No later than February 1, 2023, the department shall issue final rate letters implementing the option for each federally qualified health center electing the option, effective March 1, 2023.

Sec. 7. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF**

Medical Care - Payments to Providers 0147

Initiative: Provides funding for the Department of Health and Human Services to provide for rebasing of federally qualified health center prospective payment system rates to 2018-2019 average actual costs inflated to the current year using the federally qualified health center market basket percentage as an alternative to the current payment method.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$1,629,628
GENERAL FUND TOTAL	\$0	\$1,629,628
FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$3,727,929
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$3,727,929
FEDERAL BLOCK GRANT FUND	2021-22	2022-23
All Other	\$0	\$151,027
FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$151,027

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 8, 2022.

CHAPTER 748

H.P. 1378 - L.D. 1868

An Act To Restore Funding to the State's Tobacco Prevention and Control Program

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation restores funding to Maine's Tobacco Prevention and Control Program, which recently had its funding reduced; and

Whereas, Maine has the highest adult smoking rate in the Northeast and, like the rest of the nation, is experiencing a youth tobacco use epidemic; and

Whereas, smoking is the leading preventable risk factor for many of the leading causes of death of Maine people, including cancer, heart disease, lung disease

and stroke, and increases an individual's risk for severe illness from COVID-19; and

Whereas, tobacco use costs Maine \$811 million in health care bills each year, including approximately \$262 million in state Medicaid costs; each Maine household pays an additional \$1,066 in state and federal taxes from smoking-caused government expenditures; and smoking costs Maine \$647 million in productivity losses; and

Whereas, adequate funding for comprehensive tobacco prevention and control programs leads to greater reductions in smoking, and the longer states adequately invest in such programs, the greater the impact; and

Whereas, the reduction in funding has resulted in declines in funding for surveillance and evaluation, counter-marketing campaigns, eliminating tobacco-related health disparities and tobacco treatment; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF**

Maine Center for Disease Control and Prevention 0143

Initiative: Provides ongoing allocations to the Tobacco Prevention and Control Program to achieve a level of funding provided for the program that meets the funding level recommended for this State by the United States Department of Health and Human Services, Centers for Disease Control and Prevention pursuant to its determination for state tobacco control programs, as long as the available funds in the Fund for a Healthy Maine allow that level of funding.

FUND FOR A HEALTHY MAINE	2021-22	2022-23
All Other	\$0	\$7,500,000
FUND FOR A HEALTHY MAINE TOTAL	\$0	\$7,500,000

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 8, 2022.

CHAPTER 749
H.P. 1474 - L.D. 1988

An Act To Establish That the Provision of Emergency Medical Services by an Ambulance Service Is an Essential Service and To Establish the Blue Ribbon Commission To Study Emergency Medical Services in the State

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation needs to take effect before the expiration of the 90-day period in order to provide sufficient time for the study established in this legislation to be completed; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 32 MRSA §81-A, first ¶, as enacted by PL 1985, c. 730, §§3 and 16, is amended to read:

It is the purpose of this chapter to promote and provide for a comprehensive and effective emergency medical services system to ensure optimum patient care. The Legislature finds that emergency medical services provided by an ambulance service are essential services. The Legislature finds that the provision of medical assistance in an emergency is a matter of vital concern affecting the health, safety and welfare of the public.

Sec. 2. Establishment of Blue Ribbon Commission To Study Emergency Medical Services in the State.

1. Blue ribbon commission established. The Blue Ribbon Commission To Study Emergency Medical Services in the State, referred to in this section as "the commission," is established.

2. Commission membership. Notwithstanding Joint Rule 353, the commission consists of 17 members:

- A. Seven members appointed by the President of the Senate as follows:
 - (1) Two members of the Senate, including one member of the party holding the largest number of seats in the Legislature and one member

of the party holding the 2nd largest number of seats in the Legislature;

(2) Two members who are employed or volunteer in the field of emergency medical services, including one member who represents a community of 10,000 residents or more and one member who represents a community of fewer than 10,000 residents;

(3) One member who represents a statewide association of emergency medical services providers;

(4) One member who represents a private, for-profit ambulance service; and

(5) One member who represents a statewide association of municipalities;

B. Eight members appointed by the Speaker of the House as follows:

(1) Four members of the House of Representatives, including 2 members of the party holding the largest number of seats in the Legislature and 2 members of the party holding the 2nd largest number of seats in the Legislature;

(2) One member who represents a tribal emergency medical service;

(3) One member who represents a volunteer emergency medical service;

(4) One member who represents a county government; and

(5) One member who represents a statewide association of hospitals;

C. The Commissioner of Health and Human Services or the commissioner's designee; and

D. The Director of Maine Emergency Medical Services within the Department of Public Safety or the director's designee.

3. Chairs. The first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.

4. Appointments; convening of commission. Notwithstanding Joint Rule 353, all appointments must be made no later than 15 days following the effective date of this Act. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. Within 15 days after appointment of all members, the chairs shall call and convene the first meeting of the commission, which must be no later than 30 days following the appointment of all members.

5. Duties; meetings. The commission shall examine and make recommendations on the structure, support and delivery of emergency medical services in the State. The commission shall maintain communication

and coordinate with Maine Emergency Medical Services as defined in the Maine Revised Statutes, Title 32, section 83, subsection 16-A so that Maine Emergency Medical Services is informed of the work of the commission and the commission is informed of the strategic planning work of Maine Emergency Medical Services. The commission may look at all aspects of emergency medical services, including but not limited to workforce development, training, compensation, retention, costs, reimbursement rates, organization and local and state support. The commission is authorized to hold a maximum of 6 meetings.

6. Staff assistance. The Legislative Council shall provide necessary staffing services to the commission, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

7. Report. Notwithstanding Joint Rule 353, no later than December 7, 2022, the commission shall submit a report that includes its findings and recommendations, including suggested legislation, to the joint standing committee of the Legislature having jurisdiction over public safety matters.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 8, 2022.

CHAPTER 750
S.P. 99 - L.D. 231

**An Act To Establish Semi-open
Primaries**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 21-A MRSA §111, sub-§5, as amended by PL 2005, c. 387, §1, is further amended to read:

5. Enrollment. The person must be enrolled in a party in that municipality to vote at that party's caucus, ~~or convention or primary election, unless otherwise permitted by the party pursuant to section 340.~~

Sec. 2. 21-A MRSA §145, sub-§3 is enacted to read:

3. Restrictions after withdrawal. A voter may not vote at a caucus, convention or primary election for 15 days after filing an application to withdraw enrollment unless the voter withdraws from enrollment at the same time that the voter changes the voter's voting residence as provided in subsection 4.

Sec. 3. 21-A MRSA §145, sub-§4 is enacted to read:

4. Change of residence. When a voter who is enrolled in a party changes residence from one municipality to another and establishes a new voting residence, the voter may choose not to enroll in a party when the voter submits a new voter registration application.

Sec. 4. 21-A MRSA §321, sub-§1, as amended by PL 2005, c. 387, §4, is further amended to read:

1. Time, place and representation. The party's state committee shall determine the time, place and basis of representation for the convention, except that unenrolled voters who participate in the party's primary election must be considered members of the party for purposes of allocating delegates. ~~Delegates must be qualified to vote in the party's primary election members of the party unless otherwise permitted by party rules.~~

Sec. 5. 21-A MRSA §340, as enacted by PL 1987, c. 423, §3, is repealed.

Sec. 6. 21-A MRSA §341 is enacted to read:

§341. Unenrolled voter participation in primary elections allowed

A registered voter not enrolled in a political party may participate, subject to the restrictions of section 145, subsection 3, in a party's primary election without enrolling in that political party. An unenrolled voter may vote in only one party's primary election. The Secretary of State shall establish procedures to ensure that each voter voting in a party's primary election is offered a ballot for that primary election.

Sec. 7. 21-A MRSA §441, sub-§2, as amended by PL 2021, c. 273, §7, is repealed.

Sec. 8. 21-A MRSA §441, sub-§3 is enacted to read:

3. Unenrolled voter participation in presidential primary elections allowed. A registered voter not enrolled in a political party may participate, subject to the restrictions of section 145, subsection 3, in a party's presidential primary election without enrolling in that political party. An unenrolled voter may vote in only one party's presidential primary election. The Secretary of State shall establish procedures to ensure that each voter voting in a party's presidential primary election is offered a ballot for that primary election.

Sec. 9. 21-A MRSA §671, sub-§2, as repealed and replaced by PL 2015, c. 447, §18, is amended by enacting a new blocked paragraph to read:

In a primary election, if the voter is unenrolled but eligible to vote in a party's primary election under section 341 or 441, the election clerk in charge of the incoming voting list shall ask the voter to identify which party's ballot the voter wishes to receive. Unless the voter chooses not to receive a party ballot, the election clerk in charge of the incoming voting list shall state in a

loud, clear voice the party ballot that the voter has requested and shall make a notation on the incoming voting list of the party ballot requested by the voter. The election clerk in charge of ballots shall give the voter the party ballot and shall repeat the party ballot being given to the voter.

Sec. 10. 21-A MRSA §721, as amended by PL 2015, c. 447, §25, is further amended to read:

§721. Reports of registration and enrollment

Within 15 business days after any statewide election, the registrar shall update all information in the central voter registration system for all voters in the municipality to reflect any voter registration activity after the incoming voting list was printed for that election and up until the close of the polls on election day. The registrar shall also enter any designations of challenged ballots in the applicable voter records in the central voter registration system. The registrar shall notify the Secretary of State as soon as these tasks are complete.

After the registrar has completed the update of the central voter registration system, as required by this section, and no later than 45 business days after the election, unless a recount has been requested pursuant to section 737-A, the clerk shall update the central voter registration system by entering voter participation history for that election and, if the election was a primary election, by identifying which party's ballot, if any, was issued to each participating unenrolled voter. The clerk shall notify the Secretary of State as soon as this task is completed.

In a municipality in which a recount has been requested pursuant to section 737-A, the clerk shall update the central voter registration system by entering voter participation history for that election and, if the election was a primary election, by identifying which party's ballot, if any, was issued to each participating unenrolled voter within 20 business days after receiving the incoming voting list that has been returned by the Secretary of State after the recount. The clerk shall notify the Secretary of State as soon as this task is completed.

Sec. 11. 21-A MRSA §723-A, sub-§5-B, as amended by PL 2021, c. 273, §11, is further amended to read:

5-B. Presidential primary elections; selection of delegates. Notwithstanding any provision of this section to the contrary, for presidential primary elections, batch elimination may not be used for any candidates with more than 100 votes, tabulation must continue until only 2 continuing candidates remain, separate tabulations must be conducted statewide and for each congressional district and selection and allocation of delegates to a party's national presidential nominating convention must be in accordance with any reasonable procedures established at the state party convention, except

that unenrolled voters who participate in the party's primary election must be considered members of the party for purposes of allocating delegates.

Sec. 12. 21-A MRSA §753-B, sub-§6, ¶A, as amended by PL 2021, c. 273, §20, is further amended to read:

A. The list of absentee voters must include each voter's name, residence address, voting district and party affiliation; the date and manner by which the ballot was requested, issued and received; if the voter is unenrolled, which party's ballot the voter requested for the primary election, if applicable; and a notation of whether the application and the ballot were accepted or rejected. If the clerk determines that there is a defect on the return envelope of an absentee ballot under section 756, subsection 2 and that defect is cured pursuant to section 756-A, the clerk shall note whether the ballot was accepted or accepted but challenged and shall list the date that the defect was cured as the date that the ballot was received. The clerk must also indicate on the list when the absentee voter is a uniformed service voter, overseas voter or township voter. By the time that all absentee ballots have been processed on election day, the clerk must update the central voter registration system or annotate the printed list of absentee voters to reflect all ballots that were received by the close of the polls on election day, including a notation of whether the ballots were accepted, accepted but challenged or rejected and the reasons for such rejections. This list, reflecting all absentee ballots received by the close of the polls, must be made available for public inspection. Any absentee voter certified as a participant in the Address Confidentiality Program pursuant to Title 5, section 90-B must be listed by the voter code assigned to that individual under the program instead of by the voter's name and reflect the Address Confidentiality Program address assigned to the voter. The list of absentee voters must be sorted so that the program participants appear at the end of the list and must be printed on a separate page of the list. The portion of the list of absentee voters relating to Address Confidentiality Program participants must be kept under seal and excluded from public inspection.

Sec. 13. Transfer from Medical Use of Marijuana Fund, Other Special Revenue Funds account to unappropriated surplus of General Fund. Notwithstanding any provision of law to the contrary, on or before June 30, 2023, the State Controller shall transfer \$200,932 from the Medical Use of Marijuana Fund, Other Special Revenue Funds account to the unappropriated surplus of the General Fund.

Sec. 14. Effective date. This Act takes effect January 1, 2024.

Effective January 1, 2024.

**CHAPTER 751
S.P. 126 - L.D. 290**

An Act To Stabilize Property Taxes for Individuals 65 Years of Age or Older Who Own a Homestead for at Least 10 Years

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA c. 908-B is enacted to read:

CHAPTER 908-B

PROPERTY TAX STABILIZATION FOR SENIOR CITIZENS

§6281. Stabilization of property taxes on homesteads of individuals 65 years of age or older

1. Definitions. As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

A. "Eligible homestead" means a homestead occupied by an eligible individual who is eligible for a homestead exemption under chapter 105, subchapter 4-B for the property tax year during which an application for stabilization is made.

B. "Eligible individual" means an individual who:

- (1) Is 65 years of age or older; and
- (2) Is a permanent resident of the State as defined in section 681, subsection 4 who has owned a homestead in the State for at least 10 years.

C. "Homestead" has the same meaning as under section 681, subsection 2.

D. "Stabilize" means to maintain the property tax billed to an eligible individual for the individual's eligible homestead at the amount billed for that homestead for the property tax year preceding the date of application for stabilization.

2. Application for stabilization. An individual may apply by December 1st to the municipality in which the individual's homestead is located requesting that the municipality stabilize the property tax assessed on that individual's homestead for the property tax year beginning on April 1st following the submission of the application. A new application is required for each year for which stabilization is requested.

3. Stabilization for eligible individual. If a municipality determines that an applicant for stabilization under subsection 2 is an eligible individual and that the individual's homestead is an eligible homestead, the municipality shall stabilize the property tax on the individual's homestead billed for the property tax year for which stabilization was requested.

4. Transfer of eligibility. If an eligible individual has been eligible for stabilization under this section and establishes a new homestead in the State, the individual continues to be eligible for stabilization. If an eligible individual establishes a new homestead in a different municipality, at the request of the eligible individual, the municipality where eligibility was first established shall notify the new municipality of the eligible individual's previous eligibility and the amount at which the property taxes were stabilized. The new municipality shall bill the eligible individual at the stabilized amount and is eligible for state compensation under subsection 5.

5. State compensation. A municipality that has stabilized property tax for an eligible individual under this chapter may recover from the State 100% of the amount by which the property tax assessed on the homestead of an eligible individual in the usual manner exceeds the stabilized amount of property tax billed under subsection 3. A municipality claiming compensation under this subsection shall submit a claim to the bureau by November 1st of the year in which the property tax was stabilized. The bureau shall review claims and determine the total amount to be paid to each municipality. The bureau shall certify and the Treasurer of State shall pay the amount due to each municipality by January 15th of the year following the year in which the claim for compensation was submitted.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF Revenue Services, Bureau of 0002

Initiative: Provides funding for one property appraiser, one half-time, temporary property appraiser, mandate reimbursement costs and All Other costs to process and audit applications.

GENERAL FUND	2021-22	2022-23
POSITIONS -	0.000	1.500
LEGISLATIVE COUNT		
Personal Services	\$0	\$107,624
All Other	\$0	\$207,618
GENERAL FUND TOTAL	\$0	\$315,242

See title page for effective date.

**CHAPTER 752
H.P. 325 - L.D. 449**

**An Act To Strengthen the
Ability of Public Employers
and Teachers' Unions To
Negotiate**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 26 MRSA §965, sub-§1, ¶B, as amended by PL 2009, c. 107, §5, is further amended to read:

B. ~~¶~~ Except as provided in paragraph B-1, to meet within 10 days after receipt of written notice from the other party requesting a meeting for collective bargaining purposes, as long as the parties have not otherwise agreed in a prior written contract. This obligation is suspended during the period between a referendum approving a new regional school unit and the operational date of the regional school unit, as long as the parties meet at reasonable times during that period;

Sec. 2. 26 MRSA §965, sub-§1, ¶B-1 is enacted to read:

B-1. For a public employer that is a school district and the bargaining agent representing teachers within that school district, to meet within 10 days after receipt of written notice from the other party requesting a meeting for collective bargaining purposes. This obligation is suspended during the period between a referendum approving a new regional school unit and the operational date of the regional school unit, as long as the parties meet at reasonable times during that period;

Sec. 3. Reimbursement for certain collective bargaining costs. The Department of Education shall develop a process to provide reimbursement to those school administrative units that, but for the requirement in the Maine Revised Statutes, Title 26, section 965, subsection 1, paragraph B-1 that a school administrative unit and bargaining unit representing teachers collectively bargain within 10 days of receipt of written notice even if otherwise agreed to in a prior written contract, would not otherwise engage in collective bargaining. Reimbursement must be provided to those school administrative units at 90% of the legal and other expenses incurred by those school administrative units to meet and engage in collective bargaining.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

EDUCATION, DEPARTMENT OF

State Mandate Reimbursement - Collective Bargaining N399

Initiative: Provides ongoing funds to reimburse certain local school administrative units for 90% of the legal and other costs to meet and negotiate within 10 days after a written notice from the other party is made due to the exception to the mutual obligation to meet requirement in a collective bargaining agreement being repealed.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$52,200
GENERAL FUND TOTAL	\$0	\$52,200

See title page for effective date.

**CHAPTER 753
S.P. 190 - L.D. 484**

**An Act Relating to the Housing
Opportunities for Maine Fund**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. 36 MRSA §4641-B, sub-§4-B, ¶E, as amended by PL 2017, c. 284, Pt. AAAAAAA, §1, is further amended to read:

E. In fiscal year 2015-16 and each fiscal year thereafter, the Treasurer of State shall credit the revenues derived from the tax imposed pursuant to section 4641-A, subsection 1 in accordance with this paragraph.

(1) At the beginning of the fiscal year, the Maine State Housing Authority shall certify to the Treasurer of State the amount that is necessary and sufficient to meet the authority's obligations relating to bonds issued or planned to be issued by the authority under Title 30-A, section 4864.

(2) On a monthly basis the Treasurer of State shall apply 50% of the revenues in accordance with this subparagraph. The Treasurer of State shall first pay revenues available under this subparagraph to the Maine State Housing Authority, which shall deposit the funds in the Maine Energy, Housing and Economic Recovery Fund established in Title 30-A, section 4863, until the amount paid equals the amount certified by the Maine State Housing Authority under subparagraph (1), after which the Treasurer of State shall credit any remaining revenues available under this subparagraph to the General Fund.

(3) On a monthly basis, the Treasurer of State shall credit 50% of the revenues to the Maine State Housing Authority, except that, notwithstanding paragraph F, in fiscal year 2015-16, the Treasurer of State shall first credit

\$6,291,740 of the revenues available under this subparagraph to the General Fund and except that, notwithstanding paragraph F, in fiscal year 2016-17, the Treasurer of State shall first credit \$6,090,367 of the revenues available under this subparagraph to the General Fund and except that, notwithstanding paragraph F, in fiscal years 2017-18 and 2018-19, the Treasurer of State shall first credit \$2,500,000 of the revenues available under this subparagraph to the General Fund. The Maine State Housing Authority shall deposit the funds received pursuant to this subparagraph in the Housing Opportunities for Maine Fund created in Title 30-A, section 4853. Beginning July 1, 2023, the Maine State Housing Authority shall use 25% of funds transferred to the Housing Opportunities for Maine Fund under this subparagraph to support the creation of new housing units, through new construction or adaptive reuse, that are affordable to low-income households.

See title page for effective date.

CHAPTER 754

H.P. 1244 - L.D. 1673

An Act To Establish Fair Housing Goals in Certain Communities in Maine

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §4301, sub-§14-A, as amended by PL 2011, c. 655, Pt. JJ, §14 and affected by §41, is further amended to read:

14-A. Service center community. "Service center community" means a municipality or group of municipalities identified by the department according to a methodology established by rule that includes 4 basic criteria, including level of retail sales, jobs-to-workers ratio, the amount of federally assisted housing and the volume of service sector jobs. Rules adopted pursuant to this subsection are ~~major substantive~~ routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. 30-A MRSA §4315 is enacted to read:
§4315. Service center community

Beginning in 2023, and every 5 years thereafter, the department shall classify the service center communities in the State, using the most recent data available, into no less than 4 categories based on a methodology established by rule. The department shall maintain a list of service center communities, by category, and the de-

partment and the Department of Economic and Community Development shall post the list on their respective publicly accessible websites.

Sec. 3. 30-A MRSA §4316 is enacted to read:

§4316. Data sharing

The department, the Maine State Housing Authority and the Department of Economic and Community Development shall share data useful in assessing and determining growth management policies and standards.

Sec. 4. 30-A MRSA §4326, sub-§3-A, ¶L, as corrected by RR 2019, c. 1, Pt. A, §41, is amended to read:

L. Ensure that land use policies encourage aging in place and appropriate housing options for older residents and address issues of special concern to older adults, including transportation to and accessibility and availability of needed services; ~~and~~

Sec. 5. 30-A MRSA §4326, sub-§3-A, ¶M, as enacted by PL 2019, c. 145, §9 and reallocated by RR 2019, c. 1, Pt. A, §42, is amended to read:

M. Encourage policies that provide for accessory dwelling units; ~~and~~

Sec. 6. 30-A MRSA §4326, sub-§3-A, ¶N is enacted to read:

N. Notwithstanding paragraph G, ensure that in a service center community at least 10% of the housing stock is affordable housing.

Sec. 7. 30-A MRSA §4331, sub-§5, as amended by PL 2011, c. 655, Pt. JJ, §18 and affected by §41, is further amended to read:

5. Periodic reports. Beginning on January 1, 2015, the department shall report in writing on the results of its evaluation process every 4 years and more frequently if necessary. The department shall submit its report to the joint standing committee of the Legislature having jurisdiction over natural resources matters, the joint standing committee of the Legislature having jurisdiction over housing matters and the joint standing committee of the Legislature having jurisdiction over appropriations and financial affairs. Each committee may report out legislation related to matters reported upon that are within its jurisdiction.

Sec. 8. Report. By February 15, 2023, the Department of Agriculture, Conservation and Forestry shall submit a report to the joint standing committee of the Legislature having jurisdiction over housing matters detailing where population growth is occurring and projected to occur in the State. The committee may report out legislation on matters related to the report during the First Regular Session of the 131st Legislature.

See title page for effective date.

CHAPTER 755
H.P. 1422 - L.D. 1916

An Act To Create a Legal
Defense Fund for the Maine
Lobster Industry

Be it enacted by the People of the State of Maine
as follows:

Sec. 1. 12 MRSA §6455-A, sub-§11, as enacted by PL 2021, c. 491, §2, is amended by amending the 3rd blocked paragraph to read:

The Except as provided in chapter 619, subchapter 7, the Treasurer of State shall hold all surcharges assessed by this subsection in the fund and invest all money in the fund until disbursed to the collaborative upon request of the collaborative. Interest from investments accrues to the fund.

Sec. 2. 12 MRSA c. 619, sub-c. 7 is enacted to read:

SUBCHAPTER 7

LOBSTER LEGAL DEFENSE FUND

§6491. Lobster Legal Defense Fund established

The Lobster Legal Defense Fund, referred to in this subchapter as "the fund," is established as a nonlapsing account within the department to support the State's lobster industry in accordance with this subchapter. The fund includes amounts appropriated by the Legislature for purposes of this subchapter and 20% of the license surcharges assessed by the department pursuant to section 6455-A, subsection 11, deposited into the fund by the department.

§6492. Use of fund

Until June 30, 2024, the fund must be distributed on an annual basis as follows:

1. Department. To the department, an amount sufficient to reimburse the department for costs incurred in administering the fund during the preceding 12-month period;

2. Association. To a designated statewide association representing individuals engaged in commercial lobster fishing, up to 1/2 of the balance remaining after allocation to the department under subsection 1 to reimburse the association for legal costs incurred in legal proceedings involving the regulations of the United States Department of Commerce, National Oceanic and Atmospheric Administration implementing the Atlantic Large Whale Take Reduction Plan for which the association submits invoices to the department detailing legal costs incurred and paid; and

3. Labor union. To a labor union representing individuals engaged in commercial lobster fishing in the State, up to 1/2 of the balance remaining after allocation

to the department under subsection 1 to reimburse the union for legal costs incurred in legal proceedings involving the regulations as set out in subsection 2 for which the union submits invoices to the department detailing legal costs incurred and paid.

The department shall distribute money from the fund according to this section. The department may adopt policies governing the distribution of money from the fund.

§6493. Distribution of funds after June 30, 2024

The department shall distribute money in the fund on June 30, 2024 as set out in this section.

1. Lobster Promotion Fund. An amount up to the amount of the license surcharges placed in the fund pursuant to section 6491 must be deposited into the Lobster Promotion Fund established in section 6455-A, subsection 10.

2. Department. Any balance remaining after the deposit under subsection 1 must be credited to the department.

§6494. Repeal

This subchapter is repealed October 1, 2024.

Sec. 3. Report. The Department of Marine Resources shall report to the joint standing committee of the Legislature having jurisdiction over marine resources matters by February 15, 2024. The report must provide details on disbursements made from the Lobster Legal Defense Fund established in the Maine Revised Statutes, Title 12, section 6491. The committee may report out a bill relating to the contents of the report during the Second Regular Session of the 131st Legislature.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

**MAINE LOBSTER MARKETING
COLLABORATIVE**

Lobster Promotion Fund 0701

Initiative: Deallocates funding because of a reduction in revenue from the license surcharge.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	(\$380,000)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$380,000)

MAINE LOBSTER MARKETING COLLABORATIVE DEPARTMENT TOTALS	2021-22	2022-23
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OTHER SPECIAL REVENUE FUNDS	\$0	(\$380,000)
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DEPARTMENT TOTAL - \$0 (\$380,000)
ALL FUNDS

**MARINE RESOURCES, DEPARTMENT OF
Lobster Legal Defense Fund N946**

Initiative: Provides ongoing allocations to support the State's lobster industry by reimbursing a statewide association of individuals engaged in commercial lobster fishing and the labor union representing individuals engaged in commercial lobster fishing in the State for legal costs incurred and paid in legal proceedings involving the regulations of the United States Department of Commerce, National Oceanic and Atmospheric Administration implementing the Atlantic Large Whale Take Reduction Plan.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$380,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$380,000

MARINE RESOURCES, DEPARTMENT OF DEPARTMENT TOTALS	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS	\$0	\$380,000
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$380,000

SECTION TOTALS	2021-22	2022-23
OTHER SPECIAL REVENUE FUNDS	\$0	\$0
SECTION TOTAL - ALL FUNDS	\$0	\$0

See title page for effective date.

CHAPTER 756

S.P. 671 - L.D. 1937

An Act To Clarify the Exemption from Income Tax and Withholding Tax Liability for Certain Out-of-state Suppliers of Spirits Purchased by the Bureau of Alcoholic Beverages and Lottery Operations

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRS-A §5202-D is enacted to read:

§5202-D. Exemption for certain out-of-state suppliers of spirits sold to the Bureau of Alcoholic Beverages and Lottery Operations

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Bureau" means the Bureau of Alcoholic Beverages and Lottery Operations within the Department of Administrative and Financial Services and includes a contractor or agent of the bureau.

B. "Spirits" has the same meaning as in Title 28-A, section 2, subsection 31.

2. No tax liability or nexus for sale, shipment or storage of spirits. For tax years beginning on or after January 1, 2022, a person domiciled in another state that approves an order or request from outside this State for spirits placed by the bureau is not liable under this Part and may not be considered to have a sufficient nexus to impose liability for any tax imposed pursuant to this Part or to require a pass-through entity to withhold tax for any tax imposed pursuant to this Part based solely on the following in-state activities:

A. The sale of spirits to the bureau, regardless of whether the amount of the sales exceeds the thresholds for nexus specified in section 5200-B, subsection 1;

B. The shipment of spirits from outside this State to any warehouse operated or used by the bureau or to another facility as directed by the bureau;

C. The storage of spirits at any warehouse operated by or used by the bureau or at another facility as directed by the bureau, regardless of whether the value of those spirits exceeds the thresholds for nexus specified in section 5200-B, subsection 1; or

D. Any other activity required by the bureau in order to facilitate the fulfillment of orders of spirits placed by the bureau.

Spirits manufactured or produced outside this State and brought into this State based on an order or request of the bureau when such order or request is approved from outside this State are not subject to tax liability under this Part notwithstanding any delay in transfer of title for those spirits or storage of those spirits at a warehouse operated or used by the bureau pending the transfer of title to the bureau.

3. Effect on protection or exemption from taxation due to other laws. This section may not be construed to reduce any protection or exemption from taxation that arises under 15 United States Code, Sections 381 to 384 or any other provision of law.

4. Rules. The assessor shall adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. Transfer from Liquor Operation Revenue Fund. Notwithstanding the Maine Revised Statutes, Title 30-A, section 6054, subsection 4 or any other provision of law to the contrary, and in addition to any amount authorized by law to be transferred in fiscal year 2022-23, the Maine Municipal Bond Bank shall transfer \$365,750 by June 30, 2023 from the Liquor Operation Revenue Fund, established in Title 30-A, section 6054, subsection 1, to the unappropriated surplus of the General Fund.

Sec. 3. Construction. This Act may not be construed to affect or be an indication of legislative intent regarding the income tax treatment of manufacturers or suppliers of spirits outside of this State that sold or shipped spirits into this State prior to January 1, 2022.

See title page for effective date.

CHAPTER 757

H.P. 1463 - L.D. 1968

An Act To Ensure Appropriate Placement of Defendants with Mental Illness and Intellectual Disabilities

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 15 MRSA §101-D, sub-§10 is enacted to read:

10. Appropriate placement. When a court commits the defendant to the custody of the Commissioner of Health and Human Services for placement in an appropriate institution for the care and treatment of persons with mental illness or in an appropriate residential program that provides care and treatment for persons who have intellectual disabilities or autism as set forth in subsection 4, the transfer of the defendant must take place within 30 days from the time the order is transmitted to the State Forensic Service, unless an extraordinary circumstance causes a necessary delay. The Commissioner of Health and Human Services shall notify the court of the extraordinary circumstance causing a delay.

See title page for effective date.

CHAPTER 758

H.P. 1512 - L.D. 2030

An Act To Provide for Reimbursement of the Sales Tax Paid on Certain Battery Energy Storage Systems

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 36 MRSA §2021 is enacted to read:

§2021. Refund of sales and use tax on purchases of battery energy storage systems

1. Definitions. For purposes of this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Energy storage system" means commercial machinery or equipment that is capable of absorbing energy, storing the energy for a period of time and discharging the energy after it has been stored.

B. "Qualifying battery energy storage system" means an energy storage system that is a battery energy storage system with a capacity of 50 megawatts or greater that is located at a single site in the State, as evidenced by the interconnection agreement that applies to the battery energy storage system, and includes all parts and accessories that are integral to such a battery energy storage system.

2. Refund authorized. The assessor shall refund the sales or use tax imposed pursuant to this Part and paid by a person that purchases a qualifying battery energy storage system on or after January 1, 2023 and before December 31, 2025.

3. Procedure and limitations. A person that purchases a qualifying battery energy storage system and pays the tax imposed pursuant to this Part may submit a claim for reimbursement on a form prescribed by the assessor filed within 3 years of the payment of the sales or use tax to which the reimbursement relates, except that a claim for reimbursement may not be submitted prior to July 1, 2023.

4. Audit. The assessor may audit a claim for reimbursement filed under this section. If the assessor determines that the amount of the reimbursement was incorrect, the assessor may issue an assessment within 3 years from the date of purchase of the qualifying battery energy storage system or the date the claim was filed, whichever is later, or at any time if a fraudulent claim was filed. The claimant may seek reconsideration of the assessment pursuant to section 151.

5. Payment of claims. The assessor shall pay the reimbursement amount to the claimant within 30 days after receipt of a properly completed claim. Interest is not allowed on any payment made to a claimant pursuant to this section.

Sec. 2. Governor's Energy Office; energy storage tax incentive report. The Governor's Energy Office shall examine the role of existing and potential tax incentives in achieving the objectives established in the Maine Revised Statutes, Title 35-A, section 3145 and shall provide a report on these matters to the joint standing committee of the Legislature having jurisdiction over energy, utilities and technology matters by March 15, 2023. The report must include a review of tax incentives for energy storage available from

the Federal Government and in other states and must include input from interested stakeholders. The report must also be provided to the joint standing committee of the Legislature having jurisdiction over taxation matters if recommendations regarding taxation policy are included. The joint standing committee of the Legislature having jurisdiction over energy, utilities and technology matters is authorized to report out legislation related to the report to the First Regular Session of the 131st Legislature. Upon written request, the Public Utilities Commission and the Department of Administrative and Financial Services, Maine Revenue Services shall provide to the office information and assistance requested related to the report.

See title page for effective date.

**CHAPTER 759
H.P. 1544 - L.D. 2041**

An Act To Correct Errors in Recently Enacted Legislation

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, breakfast is the most important meal of the day and an adequate and healthy lunch is necessary to ensure that students can learn to the best of their abilities; and

Whereas, students in certain private schools that have chosen to participate in the National School Lunch Program may not have access to adequate and healthy breakfasts and lunches; and

Whereas, in order to provide money to pay for an expansion of the State's obligation to reimburse schools for the provision of adequate and healthy breakfasts and lunches, the fund from which the money is to come must not be allowed to lapse; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 36 MRSA §5219-S, sub-§4, as amended by PL 2021, c. 635, Pt. E, §7, is further amended to read:

4. Limitation. The credit allowed by this section may not reduce the Maine income tax to less than zero, except that for tax years beginning on or after January

1, 2016, the credit allowed under subsections 1, 1-A, 3 and 3-A is refundable.

Sec. A-2. PL 2021, c. 635, Pt. OO, §1, sub-§1 is amended to read:

1. Eligibility. For purposes of this Part, an eligible student is:

A. A high school graduate in the class of 2020, 2021 or 2022 who enrolls in a Maine community college ~~in the fall of 2022~~ no later than during the 2023-2024 academic year;

B. A high school graduate in the class of 2023 who enrolls in a Maine community college ~~in the fall of 2023~~ no later than during the 2023-2024 academic year;

C. A person who obtains the equivalent of a high school diploma in 2020, 2021 or 2022 who enrolls in a Maine community college ~~in the fall of 2022~~ no later than during the 2023-2024 academic year; or

D. A person who obtains the equivalent of a high school diploma in 2023 who enrolls in a Maine community college ~~in the fall of 2023~~ no later than during the 2023-2024 academic year.

PART B

Sec. B-1. PL 2021, c. 679, §1-A is enacted to read:

Sec. 1-A. Transfer from Liquor Operation Revenue Fund. Notwithstanding the Maine Revised Statutes, Title 30-A, section 6054, subsection 4 or any other provision of law to the contrary and in addition to any amount authorized by law to be transferred in fiscal year 2022-23, the Maine Municipal Bond Bank shall transfer \$1,457,740 by June 30, 2023 from the Liquor Operation Revenue Fund, established in Title 30-A, section 6054, subsection 1, to the unappropriated surplus of the General Fund.

Sec. B-2. PL 2021, c. 731, §7 is enacted to read:

Sec. 7. Appropriations and allocations. The following appropriations and allocations are made.

COMMUNITY COLLEGE SYSTEM, BOARD OF TRUSTEES OF THE MAINE

Regional Fire Service Training Fund N349

Initiative: Provides ongoing funding for the Maine Fire Service Institute to provide funds for regional fire service training in the State awarded by the Maine Fire Protection Services Commission.

<u>GENERAL FUND</u>	<u>2021-22</u>	<u>2022-23</u>
All Other	\$0	\$200,000
<u>GENERAL FUND TOTAL</u>	<u>\$0</u>	<u>\$200,000</u>

Sec. B-3. PL 2021, c. 734, §1 is repealed and the following enacted in its place:

Sec. 1. Transfer from Liquor Operation Revenue Fund. Notwithstanding the Maine Revised Statutes, Title 30-A, section 6054, subsection 4 or any other provision of law to the contrary and in addition to any amount authorized by law to be transferred in fiscal year 2021-22, the Maine Municipal Bond Bank shall transfer \$10,000,000 by June 30, 2022 from the Liquor Operation Revenue Fund, established in Title 30-A, section 6054, subsection 1, to the unappropriated surplus of the General Fund.

PART C

Sec. C-1. 17-A MRSA §1111-B, sub-§1, ¶B, as enacted by PL 2021, c. 724, §1, is amended to read:

B. "Protected person" means a person who in good faith calls for assistance for another person experiencing a suspected drug-related overdose ~~and~~ any person rendering aid at the location of the suspected drug-related overdose and any person who is experiencing a suspected drug-related overdose.

Sec. C-2. 28-B MRSA §504-A, sub-§7 is enacted to read:

7. Effective date. This section takes effect January 1, 2023.

Sec. C-3. 28-B MRSA §505, last ¶, as enacted by PL 2021, c. 735, §2, is amended to read:

A Beginning January 1, 2023, a marijuana store and its employees may transport adult use marijuana products between the licensed premises of the marijuana store and the location at which the marijuana store is authorized to sell adult use marijuana products under a permit issued under section 504-A.

Sec. C-4. PL 2021, c. 635, Pt. L, §6 is enacted to read:

Sec. L-6. Application to municipal general assistance program. For purposes of the municipal general assistance program established pursuant to the Maine Revised Statutes, Title 22, chapter 1161, relief payments are not income as defined in Title 22, section 4301, subsection 7, may not be considered to reduce need, as defined in Title 22, section 4301, subsection 10, and may not be considered a potential resource as defined in Title 22, section 4317.

Sec. C-5. PL 2021, c. 736, §3 is repealed.

PART D

Sec. D-1. 20-A MRSA §6602, sub-§1, ¶B, as amended by PL 2021, c. 398, Pt. OOOO, §1, is further amended to read:

B. A public school or a private school approved for tuition purposes, as defined in section 1, subsection 23, that enrolls at least 60% publicly funded students as determined by the previous year's October and April average enrollment and participates

in the National School Lunch Program in accordance with 7 Code of Federal Regulations, Part 210 (2007) that serves breakfast shall provide a student who is eligible for free and reduced-price meals under paragraph A a meal that meets the requirements of the federal School Breakfast Program set forth in 7 Code of Federal Regulations, Part 220 (2007) at no cost to the student. The State shall provide to the public school or private school funding equal to the difference between the federal reimbursement for a free breakfast and the federal reimbursement for a reduced-price breakfast for each student eligible for a reduced-price breakfast and receiving breakfast.

Sec. D-2. 20-A MRSA §6602, sub-§1, ¶D, as amended by PL 2021, c. 398, Pt. OOOO, §2, is further amended to read:

D. A public school or a private school approved for tuition purposes, as defined in section 1, subsection 23, that enrolls at least 60% publicly funded students as determined by the previous year's October and April average enrollment and participates in the National School Lunch Program in accordance with 7 Code of Federal Regulations, Part 210 (2007) that serves lunch shall provide a student who is eligible for free and reduced-price meals under paragraph A a meal that meets the requirements of the federal National School Lunch Program set forth in 7 Code of Federal Regulations, Part 210 (2019) at no cost to the student. The State shall provide to the public school or private school funding equal to the difference between the federal reimbursement for a free lunch and the federal reimbursement for a reduced-price lunch for each student eligible for a reduced-price lunch and receiving lunch.

Sec. D-3. 20-A MRSA §6602, sub-§1, ¶H, as enacted by PL 2021, c. 398, Pt. OOOO, §3, is amended to read:

H. A public school or a private school approved for tuition purposes, as defined in section 1, subsection 23, that enrolls at least 60% publicly funded students as determined by the previous year's October and April average enrollment and participates in the National School Lunch Program in accordance with 7 Code of Federal Regulations, Part 210 (2007) that serves breakfast shall provide a student who is ineligible for free or reduced-price meals under paragraph A a meal that meets the requirements of the federal School Breakfast Program set forth in 7 Code of Federal Regulations, Part 220 (2007) at no cost to the student. The State shall provide to the public school or private school funding equal to the difference between the federal reimbursement for a free breakfast and the full price of the breakfast for each student ineligible for a free or reduced-price breakfast and receiving breakfast.

Sec. D-4. 20-A MRSA §6602, sub-§1, ¶1, as enacted by PL 2021, c. 398, Pt. OOOO, §4, is amended to read:

I. A public school or a private school approved for tuition purposes, as defined in section 1, subsection 23, that enrolls at least 60% publicly funded students as determined by the previous year's October and April average enrollment and participates in the National School Lunch Program in accordance with 7 Code of Federal Regulations, Part 210 (2007) that serves lunch shall provide a student who is ineligible for free or reduced-price meals under paragraph A a meal that meets the requirements of the federal National School Lunch Program set forth in 7 Code of Federal Regulations, Part 210 (2019) at no cost to the student. The State shall provide to the public school or private school funding equal to the difference between the federal reimbursement for a free lunch and the full price of the lunch for each student ineligible for a free or reduced-price lunch and receiving lunch.

Sec. D-5. Appropriations and allocations. The following appropriations and allocations are made.

**EDUCATION, DEPARTMENT OF
Meals for Publicly Funded Students at Private Academies N419**

Initiative: Allocates one-time funds to pay the difference between the federal reimbursement for a free breakfast or lunch and the full price of a breakfast or lunch for publicly funded students that attend a private school approved for tuition purposes that enrolls 60% or more publicly funded students that are ineligible for a free breakfast or lunch.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$500,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$500,000

PART E

Sec. E-1. 5 MRSA §157, sub-§2, as enacted by PL 2019, c. 617, Pt. I, §1, is amended to read:

2. Termination; repeal. The fund is terminated on June 30, 2022. Upon the termination of the Loan Guarantee Program, the State Controller shall transfer any funds remaining in the fund to the unappropriated surplus of the General Fund Meals for Publicly Funded Students at Private Academies program, Other Special Revenue Funds account within the Department of Education.

Sec. E-2. Effective date. This Part takes effect when approved.

PART F

Sec. F-1. 26 MRSA §1312, sub-§4, as enacted by PL 2021, c. 705, §8, is amended to read:

4. Sanctions for violations by assisted project. If the Department of Labor notifies an entity that receives state assistance for an assisted project that the entity has violated a provision of this chapter, the provisions of this chapter regarding enforcement and penalties apply to that entity. Failure of an entity that receives state assistance for an assisted project to comply with this chapter constitutes a material breach of the agreement, grant, loan, commitment of funds or other instrument pursuant to which state assistance is provided. Upon finding a violation of this section, the relevant agency of the State may impose any available and appropriate penalties for that breach, including, but not limited to, fines, administrative penalties authorized under Title 35-A, section 1508-A, ending the assistance and recouping all or part of any assistance already provided for the assisted project or directing that, in order for the entity to receive continued assistance, the entity must meet the requirements of this section and pay remedial compensation to any employees who were not paid at least the prevailing rate for wages and benefits.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect 90 days after the adjournment of the Second Regular Session of the 130th Legislature, except as otherwise indicated.

See title page for effective date, except for Part E, which takes effect May 12, 2022.

CHAPTER 760

H.P. 711 - L.D. 965

**An Act Concerning
Nondisclosure Agreements in
Employment**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 26 MRSA §599-C is enacted to read:

§599-C. Nondisclosure agreements

1. Employer defined. As used in this section, unless the context otherwise indicates, "employer" has the same meaning as in section 615, subsection 3.

2. Certain preemployment and employment agreements prohibited. An employer may not require an employee, intern or applicant for employment to enter into a contract or agreement that waives or limits any right to report or discuss unlawful employment discrimination, as defined and limited by Title 5, chapter 337, subchapter 3, occurring in the workplace or at work-related events.

3. Certain settlement, separation and severance agreements prohibited. An employer may not require an employee, intern or applicant for employment to enter into a settlement, separation or severance agreement that includes a provision that:

- A. Limits an individual's right to report, testify or provide evidence to a federal or state agency that enforces employment or discrimination laws;
- B. Prevents an individual from testifying or providing evidence in federal and state court proceedings in response to legal process; or
- C. Prohibits an individual from reporting conduct to a law enforcement agency.

4. Settlement, separation or severance agreement requirements. A settlement, separation or severance agreement may include a provision that prevents the subsequent disclosure of factual information relating to a claim of unlawful employment discrimination, as defined and limited by Title 5, chapter 337, subchapter 3, only if:

- A. The agreement expressly provides for separate monetary consideration for the provision in addition to anything of value to which the employee, intern or applicant for employment is already entitled;
- B. The provision applies to all parties to the agreement to the extent otherwise permitted by law;
- C. The agreement clearly states that the individual retains the right to report, testify or provide evidence to federal and state agencies that enforce employment or discrimination laws and to testify and provide evidence in federal and state court proceedings; and
- D. The employer retains a copy of the agreement for 6 years following the execution of the agreement or the end of employment, whichever is later. Records required to be kept by this paragraph must be accessible to any representative of the Department of Labor at any reasonable hour.

Nothing in this section may be construed as limiting the use of nondisclosure agreements to protect the confidentiality of proprietary information, trade secrets or information that is otherwise confidential by law, rule or regulation.

5. Enforcement. The Department of Labor shall enforce this section. In addition, the Attorney General may bring an action under this section to impose a fine or to enjoin further violation. An employer that intentionally violates this section commits a civil violation for which a fine of up to \$1,000 may be adjudged.

See title page for effective date.

CHAPTER 761

S.P. 683 - L.D. 1942

An Act To Improve the Laws Governing Hemp by Bringing Them into Compliance with Federal Law

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 5 MRSA §5303, sub-§2, as amended by PL 2017, c. 288, Pt. A, §12, is further amended to read:

2. Ten-year limits. For applicants to and licensees and registrants of the Board of Licensure in Medicine, the Board of Osteopathic Licensure, the Board of Dental Practice, the State Board of Examiners of Psychologists, the State Board of Social Worker Licensure, the State Board of Nursing, the Board of Chiropractic Licensure, the Board of Trustees of the Maine Criminal Justice Academy, the State Board of Examiners in Physical Therapy, the State Board of Alcohol and Drug Counselors, the Board of Respiratory Care Practitioners, the Board of Counseling Professionals Licensure, the Board of Occupational Therapy Practice, the Board of Speech, Audiology and Hearing, the Radiologic Technology Board of Examiners, the Nursing Home Administrators Licensing Board, the Board of Licensure of Podiatric Medicine, the Board of Complementary Health Care Providers, the Maine Board of Pharmacy, and the Emergency Medical Services' Board, for applicants to and licensees of the Department of Agriculture, Conservation and Forestry for growing, processing and transporting hemp and for applicants for massage therapy licensure or licensed massage therapists, the following apply.

- A. The procedures outlined in sections 5301 and 5302 for the consideration of prior criminal conviction as an element of fitness to practice a licensed profession, trade or occupation apply within 10 years of the applicant's or licensee's final discharge, if any, from the correctional system.
- B. Beyond the 10-year period, ex-offender applicants or licensees with no additional convictions must be considered in the same manner as applicants or licensees possessing no prior criminal record for the purposes of licensing decisions.
- C. There is no time limitation for consideration of a registrant's, an applicant's or licensee's conduct that gave rise to the criminal conviction if that conduct is otherwise a ground for disciplinary action.

Sec. 2. 7 MRSA §2231, sub-§2, as amended by PL 2019, c. 12, Pt. B, §1, is further amended to read:

2. Growing permitted. Notwithstanding any other provision of law to the contrary, a person may plant, grow, harvest, possess, process, sell and buy

hemp if that person holds a license issued pursuant to subsection 4, ~~except that a person may plant and grow up to 3 hemp plants on no more than one acre of land area or within an indoor facility and harvest, possess and process that hemp for personal use without a license.~~ A grower licensee may plant, grow and harvest only hemp that is grown from seeds saved by the grower licensee as provided in paragraph A, acquired from a certified seed source, grown from a clone that is produced from seeds acquired from a certified seed source or propagated from tissue cultures that are removed from live plants grown from seeds acquired from a certified seed source. A grower licensee may acquire hemp seeds directly from a certified seed source or from a hemp seed distributor licensed in this State distributing hemp seeds pursuant to subsection 2-A.

A. A grower licensee may save seeds from hemp plants that the person has grown and harvested and, after having ensured through testing by an independent 3rd-party tester that the plants that will grow from the seeds will meet the definition of hemp, may use those seeds for breeding and planting hemp.

B. A grower licensee, within 14 days after planting hemp seeds or clones, shall provide to the commissioner a listing of the varieties of seeds or clones planted and a statement that the seeds or clones meet the definition of hemp. ~~This paragraph may not be interpreted to require providing the information required by this paragraph to the commissioner in advance of an application to grow hemp.~~

Sec. 3. 7 MRSA §2231, sub-§6, as amended by PL 2019, c. 528, §1, is repealed and the following enacted in its place:

6. Rules. The commissioner shall adopt rules to align the laws governing hemp in this State with 7 United States Code, Section 1639p(a)(2)(A) (2020), 7 Code of Federal Regulations, Part 990 (2020) and any additional federal statutes or regulations.

The rules must establish an application fee, a license fee, per acre or per square foot fees for monitoring, sampling and testing and guidelines for monitoring the growth and harvest of hemp.

The rules must establish a mechanism for conducting criminal background checks on grower licensees and all key participants and require fees to be paid by the grower licensee or key participant.

For purposes of this subsection, "key participant" means a person who, as determined by the commissioner by rule, has a direct or indirect financial interest in an entity producing hemp, such as an owner or partner in a partnership. "Key participant" also includes a person in a corporate entity at an executive level including a chief executive officer, chief operating officer and

chief financial officer. "Key participant" does not include other management positions such as farm, field or shift managers.

Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 4. 7 MRSA §2231, sub-§6-A, as enacted by PL 2019, c. 528, §1, is repealed.

Sec. 5. 7 MRSA §2231, sub-§9, as enacted by PL 2019, c. 528, §1, is repealed.

See title page for effective date.

PRIVATE AND SPECIAL LAWS OF THE STATE OF MAINE
AS PASSED AT
THE SECOND REGULAR SESSION OF THE
ONE HUNDRED AND THIRTIETH LEGISLATURE
2021

CHAPTER 13
H.P. 1311 - L.D. 1760

**An Act To Amend the Charter
of the Boothbay Harbor Sewer
District To Set the Terms of Its
Trustees at 3 Years**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. P&SL 1961, c. 161, §14, as amended by P&SL 2019, c. 12, §1, is further amended by amending the first paragraph to read:

Sec. 14. Trustees and ~~officer officers~~; tenure of office; election to office; organization; vacancies; compensation. All of the affairs of the district are managed by a board of 3 trustees, who must be residents of the district. Trustees are elected for a term of 3 years.

Sec. 2. Retroactivity. This Act applies retroactively to November 5, 2019.

See title page for effective date.

CHAPTER 14
S.P. 638 - L.D. 1811

**An Act To Provide for the 2022
and 2023 Allocations of the
State Ceiling on Private
Activity Bonds**

Emergency preamble. **Whereas**, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 10, section 363 and Private and Special Law 2021, chapter 1 make a partial allocation of the state ceiling on private activity bonds to some issuers for calendar year 2022 but leave a portion of the state ceiling unallocated and do not provide sufficient allocations for certain types of private activity bonds that may require an allocation prior to the effective date of this Act if it is not enacted on an emergency basis; and

Whereas, if these bond issues must be delayed due to the lack of available state ceiling, the rates and terms under which these bonds may be issued may be

adversely affected, resulting in increased costs to beneficiaries or even unavailability of financing for certain projects; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Allocation to the Treasurer of State. The \$5,000,000 of the state ceiling on private activity bonds for calendar year 2022 previously allocated to the Treasurer of State remains allocated to the Treasurer of State to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 5 for calendar year 2022. Five million dollars of the state ceiling for calendar year 2023 is allocated to the Treasurer of State to be used or reallocated in accordance with Title 10, section 363, subsection 5.

Sec. 2. Allocation to the Finance Authority of Maine. The \$40,000,000 of the state ceiling on private activity bonds for calendar year 2022 previously allocated to the Finance Authority of Maine remains allocated to the Finance Authority of Maine to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 6 for calendar year 2022. An additional \$60,000,000 of the state ceiling on private activity bonds for calendar year 2022, previously unallocated, is allocated to the Finance Authority of Maine to be used or reallocated in accordance with Title 10, section 363, subsection 6. One hundred million dollars of the state ceiling for calendar year 2023 is allocated to the Finance Authority of Maine to be used or reallocated in accordance with Title 10, section 363, subsection 6.

Sec. 3. Allocation to the Maine Municipal Bond Bank. The \$10,000,000 of the state ceiling on private activity bonds for calendar year 2022 previously allocated to the Maine Municipal Bond Bank remains allocated to the Maine Municipal Bond Bank to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 7 for calendar year 2022. Ten million dollars of the state ceiling for calendar year 2023 is allocated to the Maine Municipal Bond Bank to be used or reallocated in accordance with Title 10, section 363, subsection 7.

Sec. 4. Allocation to the Finance Authority of Maine as successor to the Maine Educational

Loan Authority. The \$15,000,000 of the state ceiling on private activity bonds for calendar year 2022 previously allocated to the Finance Authority of Maine as successor to the Maine Educational Loan Authority remains allocated to the Finance Authority of Maine to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 8 for calendar year 2022. Fifteen million dollars of the state ceiling for calendar year 2023 is allocated to the Finance Authority of Maine to be used or reallocated in accordance with Title 10, section 363, subsection 8.

Sec. 5. Allocation to the Maine State Housing Authority. The \$50,000,000 of the state ceiling on private activity bonds for calendar year 2022 previously allocated to the Maine State Housing Authority remains allocated to the Maine State Housing Authority to be used or reallocated in accordance with the Maine Revised Statutes, Title 10, section 363, subsection 4 for calendar year 2022. Fifty million dollars of the state ceiling for calendar year 2023 is allocated to the Maine State Housing Authority to be used or reallocated in accordance with Title 10, section 363, subsection 4.

Sec. 6. Unallocated state ceiling. One hundred fifty-five million one hundred fifteen thousand dollars of the state ceiling on private activity bonds for calendar year 2022 is unallocated and must be reserved for future allocation in accordance with applicable laws. One hundred fifty-five million one hundred fifteen thousand dollars of the state ceiling for calendar year 2023 is unallocated and must be reserved for future allocation in accordance with applicable laws.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 16, 2022.

CHAPTER 15

S.P. 646 - L.D. 1829

An Act To Amend the Charter of the Ogunquit Sewer District

Be it enacted by the People of the State of Maine as follows:

Sec. 1. P&SL 1963, c. 87, §1, as amended by P&SL 2011, c. 24, §1, is further amended to read:

Sec. 1. Territorial limits; incorporation; purposes. The inhabitants and territory within the Town of Ogunquit in York County constitute a public sewerage district and a body politic and corporate under the name of "Ogunquit Sewer District." The purpose of the district, subject to the provisions of section 10, is to take over, control, operate and manage the sanitary sewer system previously owned by the Town of Ogunquit and as further improved and expanded by the

Ogunquit Sewer District with all appurtenances thereto; to extend, increase, enlarge and improve the sewer system; to extend the present system or systems so as to furnish sewerage facilities to those parts of the district and, as determined appropriate by the trustees of the district, to parts of adjoining municipalities ~~now~~ served with such facilities or served by a failing or failed subsurface wastewater disposal system or septic system at the time service is extended thereto; to provide for removal and treatment of sewage when, as and if such treatment becomes necessary; and generally to construct, maintain, operate and provide a system of sewage collection and pumping, sewage disposal and sewage treatment for public purposes and for the health, welfare, comfort and convenience of the inhabitants of the district.

Sec. 2. P&SL 1963, c. 87, §2-A, as enacted by P&SL 2011, c. 24, §4, is amended to read:

Sec. 2-A. Sewer extensions. Sewer extensions are governed by the Maine Revised Statutes, Title 38, section ~~4252, subsection 7~~ 1042.

Sec. 3. P&SL 1963, c. 87, §§3 and 4, as amended by P&SL 2001, c. 19, §4, are further amended to read:

Sec. 3. Authority to acquire and hold property; right of eminent domain conferred. Upon acceptance of this ~~act~~ Act, and subject to section 10, title to all public sewers in the Town of Ogunquit other than sewers used exclusively for storm or surface water drainage remain with and immediately pass to and are vested in the district, and the district shall maintain and operate the same. Upon approval, title to all plans, maps, specifications and data relating to the existing public sewers and, subject to any obligation of the Town of Ogunquit to the United States of America or any agency of the United States of America, all plans, maps, specifications and data relative to any proposed improvement or expansion of the sanitary sewer system of the Town of Ogunquit remain with and immediately pass to the district. The district is authorized and empowered to acquire and hold real and personal property necessary or convenient for the purposes of this ~~act~~ Act, and is expressly granted the right of eminent domain, and for the purposes of this ~~act~~ Act, is authorized to take and hold, either by exercising its right of eminent domain, or by purchase, lease or otherwise, as for public uses any land, real estate, easements or interests in that land, real estate or easements, and any sewers, drains or conduits and any sewer or drainage rights necessary for constructing, establishing, maintaining and operating sewers, drains, reservoirs, flush tanks, manholes, catch basins, treatment works, pumping stations and other appliances and property used or useful for collecting, holding, purifying, distributing and disposing of sewage matter and commercial and industrial waste and surface and waste waters. Nothing in this section may be con-

strued as authorizing the district to take by right of eminent domain any of the property or facilities of any other public ~~service corporation or district utility~~ used or ~~required~~ acquired for future use by the owner of that public ~~service corporation or district utility~~ in the performance of a public duty, unless expressly authorized by subsequent act of the Legislature.

The term "other public utility" as used in this Act may not be construed to imply that the district is a public utility for purposes of the Maine Revised Statutes, Title 35-A.

Sec. 4. Procedures under eminent domain, condemnation, damages and appeals. In exercising from time to time the right of eminent domain conferred upon it, the district, by its board of trustees, shall proceed in accordance with and is subject to the ~~limitations~~ eminent domain procedures set forth in the Maine Revised Statutes, Title 38, section ~~4252, subsection 2~~ 1040.

Sec. 4. P&SL 1963, c. 87, §8-A, as enacted by P&SL 2011, c. 24, §7, is amended to read:

Sec. 8-A. Lease of property. The district's lease of its property is governed by the Maine Revised Statutes, Title 38, section ~~4252, subsection 10~~ 1045.

Sec. 5. P&SL 1963, c. 87, §12, as repealed and replaced by P&SL 2011, c. 24, §9, is amended to read:

Sec. 12. Connection of private sewers. Notwithstanding the Maine Revised Statutes, Title 38, section ~~4252~~ 1046, subsection ~~3~~ 4, every building within the district intended for human habitation or occupancy or with facilities for discharge or disposal of sewage or commercial or industrial waste that is accessible to a sewer or drain of the district must have a sanitary sewer or drainage system that must be connected with the sewer or drain of the district by the owner or person against whom taxes on the premises are assessed in the most direct manner possible within 90 days after receiving a request for connection from the district or within such further time as the trustees of the district may grant and, if feasible, with a separate connection for each building. ~~Existing buildings~~ An existing building that are is already served by a private sewer system ~~are is~~ not required to connect with any sewer or drain of the district as long as the private sewer or drainage system functions in a satisfactory and sanitary manner and does not violate any applicable law or ordinance applicable to the connection with a sewer or drain or a sewer district or any applicable requirements of the state plumbing code, as determined by the municipal plumbing inspector or the plumbing inspector's alternate or, in the event that both are trustees or employees of the district, the Department of Health and Human Services, Division of Health Engineering or successor organization. A Notwithstanding Title 38, section 1046, a building is considered to be accessible to a sewer or drain of the district for the purposes of this section if that building

or any private sewer or drain directly or indirectly connected to the building, or carrying sewage or commercial or industrial waste from the building, is at any point or may at some point come within 150 feet of a sewer or drain of the district, except that nothing in this section requires the owner of any building to acquire any real property or easement for the sole purpose of making that connection.

Sec. 6. P&SL 1963, c. 87, §13, as amended by P&SL 2011, c. 24, §10, is further amended to read:

Sec. 13. Sanitary provisions, standards, rules, regulations, bylaws and penalty for violations. The district is authorized to adopt standards, establish and amend reasonable rules, regulations and bylaws for the proper management of the affairs of the district and perform other acts within the powers delegated by law to the trustees. Any person who places, discharges or leaves an offensive or injurious matter or material on or in the conduits, catch basins or receptacles of the district contrary to its rules or regulations, or willfully injures any conduit, pipe, reservoir, flush tank, catch basin, manhole, outlet, engine, pump or other property held, owned or used by the district for the purposes of this act is liable to pay twice the amount of the damages to the district, to be recovered in a civil action; and such person, on conviction of any of the acts or willful injury described in this section, and any person who violates section 11 or 12, may be punished by a fine of up to \$1,000 per day. The district may seek in a civil action injunctive relief from an industrial or commercial user that violates a pretreatment standard or requirement administered by the district. The district may seek a civil penalty of up to \$1,000 per day for each violation by an industrial or commercial user of a pretreatment standard or requirement.

Sec. 7. P&SL 1963, c. 87, §14, first ¶, as amended by P&SL 2001, c. 19, §7, is further amended to read:

Sec. 14. Trustees and officer; tenure of office; annual meetings; election to office; organization; vacancies; compensation; bylaws. All of the affairs of the district are managed by a board of 3 trustees, residents of the district, who are chosen as provided in this section.

Sec. 8. P&SL 1963, c. 87, §14, 4th ¶, as amended by P&SL 2011, c. 24, §11, is repealed.

Sec. 9. P&SL 1963, c. 87, §14, 5th ¶, as amended by P&SL 2001, c. 19, §7, is repealed.

Sec. 10. P&SL 1963, c. 87, §14, 7th ¶, as amended by P&SL 2001, c. 19, §7, is further amended by amending the 2nd to last sentence to read:

In preparing the voter's ballot the voter shall mark a cross (X) or a check mark (✓) against and to the right of the names on the ballot as the voter desires to vote

for, not to exceed the number of trustees so to be elected in the district.

Sec. 11. P&SL 1963, c. 87, §14, 10th ¶, as amended by P&SL 2011, c. 24, §11, is further amended to read:

Members of the board of trustees are eligible to serve in any office under the board. ~~Notwithstanding the Maine Revised Statutes, Title 38, section 1252, subsection 5, the~~ The trustees of the district receive a salary not to exceed \$950 per year and the treasurer may be allowed further compensation as the trustees determine compensation as recommended by the trustees and approved by majority vote of the municipal officers in municipalities representing a majority of the population within the district, including compensation for any duties they perform as officers as well as for their duties as trustees. Certification of the vote must be recorded with the Secretary of State and recorded in the bylaws. Compensation for duties as trustees must be based on an amount specified in the bylaws for each meeting actually attended plus reimbursement for travel and expenses, with the total not to exceed a specific amount as specified in the bylaws. Compensation schedules in effect on January 1, 2013 continue in effect until changed.

Sec. 12. P&SL 1963, c. 87, §14, as amended by P&SL 2011, c. 24, §11, is further amended by adding at the end 2 new paragraphs to read:

The annual meeting of the district, not the Town of Ogunquit's annual meeting, must be held at an hour, date and place designated by resolution of the board of trustees. At the annual meeting of the district, the trustees shall elect a chair, a treasurer and a clerk to serve for the ensuing year and until their successors are elected and qualified.

The board of trustees shall adopt a budget for the next fiscal year of the district following an opportunity for public comments on the budget.

Sec. 13. P&SL 1963, c. 87, §15, last ¶, as enacted by P&SL 1997, c. 78, §2, is repealed.

Sec. 14. P&SL 1963, c. 87, §17, first ¶, as enacted by P&SL 2011, c. 24, §12, is amended to read:

Sec. 17. Authorized to borrow money and to issue bonds and notes. To procure funds for the purposes of this Act and for such other expenses as may be necessary for the carrying out of the purposes, the district without a district vote but by action of its board of trustees is authorized to raise funds from sources other than operational activities by receiving governmental aid and also by borrowing money in accordance with this section. The district may issue its notes and bonds in one series or in separate series from time to time, as long as the aggregate outstanding principal balance at any one time does not exceed \$7,000,000 \$12,000,000, unless a higher debt obligation limit is ap-

~~proved established~~ pursuant to the Maine Revised Statutes, Title 38, section ~~1256~~ 1054, ~~except that the district may employ the procedures set forth in Title 30-A, section 2354 as an alternative to the procedures in Title 30-A, chapter 121.~~

Sec. 15. P&SL 1963, c. 87, §17, sub-§1, last ¶, as enacted by P&SL 2011, c. 24, §12, is amended by amending the 5th sentence to read:

Bonds may be issued without obtaining the consent of a commission, board, bureau or agency of the State or of a municipality encompassed by the district and without any proceedings or conditions other than those specifically required by this Act or other applicable law.

Sec. 16. P&SL 1963, c. 87, §17, sub-§4, last ¶, as enacted by P&SL 2011, c. 24, §12, is amended to read:

The resolution authorizing the issuance of bonds under this Act, or a trust agreement securing those bonds, may provide that all or a sufficient amount of revenues, after providing for the payment of the cost of repair, maintenance and operation and reserves as may be provided in the resolution or trust agreement, ~~are~~ must be set aside at such regular intervals as may be provided in the resolution or trust agreement and deposited in the credit of a fund for the payment of the interest on and the principal of bonds issued under this Act as the payment becomes due, and the redemption price or purchase price of bonds retired by call or purchase. The use and disposition of money to the credit of the fund are subject to such regulations as may be provided in the resolution authorizing the issuance of the bonds or in the trust agreement securing the bonds and, except as may otherwise be provided in the resolution or trust agreement, the fund is must be a fund for the benefit of all bonds without distinction or priority of one over another.

Sec. 17. P&SL 1963, c. 87, §17, sub-§§8 and 9, as enacted by P&SL 2011, c. 24, §12, are amended to read:

8. Tax exemption. All bonds, notes or other evidences of indebtedness issued under this Act and their transfer and the income from bonds, notes or other evidences of indebtedness, including ~~the~~ any profit made on the sale of bonds, notes or other evidences of indebtedness are ~~at all times free~~ exempt from taxation within the State.

9. Bonds declared legal investments. Bonds and notes issued by the district under this Act are ~~made~~ securities in which all public officers and public bodies of the State and its political subdivisions, all insurance companies and associations and other persons carrying on an insurance business, trust companies, banks, bankers, banking associations, savings banks and savings associations, including savings and loan associations, credit unions, building and loan associations, investment companies, executors, administrators, trustees and

other fiduciaries, pension, profit-sharing, retirement funds and other persons carrying on a banking business, and all other persons who are ~~now or may hereafter~~ be authorized to invest in bonds or other obligations of the State, may properly and legally invest funds, including capital in their control or belonging to them. The bonds and notes are ~~made~~ securities that may properly and legally be deposited with and received by a state, municipal or public officer, or an agency or political subdivision of the State, for any purpose for which the deposit of bonds or other obligations of the State is ~~now or may hereafter~~ be authorized by law.

Sec. 18. P&SL 1963, c. 87, §17-A is enacted to read:

Sec. 17-A. Investments. Investments by the district are governed by the Maine Revised Statutes, Title 38, section 1055.

Sec. 19. P&SL 1963, c. 87, §19, 3rd ¶, as enacted by P&SL 2011, c. 24, §13, is amended by adding at the end a new sentence to read:

Notwithstanding the Maine Revised Statutes, Title 38, section 1048, subsection 1, rates, tolls, rents and entrance charges for services provided in adjoining municipalities must be established by the trustees based on costs associated with those services and are not subject to a requirement of uniformity.

Sec. 20. P&SL 1963, c. 87, §19, sub-§3, as enacted by P&SL 2011, c. 24, §13, is amended to read:

3. Sinking fund for retirement of obligations; repairs; replacement; renewals. Create and maintain sinking funds and other reserves for retirement of obligations as may be required by any trust agreement or resolution securing bonds and notes and provide funds for paying the cost of all necessary repairs, replacements and renewals of the sewerage, drainage and treatment systems of the district; ~~and~~

Sec. 21. P&SL 1963, c. 87, §19, sub-§3-A is enacted to read:

3-A. Payment of repairs, replacements and renewals. Provide funds for paying the cost of all necessary repairs, replacements and renewals of the sewerage, drainage and treatment systems of the district; and

Sec. 22. P&SL 1963, c. 87, §20, first ¶, as amended by P&SL 2001, c. 19, §9, is further amended by amending the 2nd sentence to read:

The district shall then estimate and assess upon such lots and parcels of land, and against the owner of the lots or parcels of land, or person in possession or against whom taxes on the lots or parcels of land are assessed, whether the person to whom the assessment is so made is the owner, tenant, lessee or agent, or against the heirs or ~~devises~~ devises of a deceased owner without designating any of them by name and whether the same is occupied or not, a sum reflecting an appropriate portion

of the expenses of constructing the common sewer or acquisition of other improvements, the amount assessed not to exceed the amount of such benefit as the district determines just and equitable towards defraying the expenses of constructing and completing such sewer, construction or acquisition of other improvements, together with such sewage disposal units and appurtenances as may be necessary.

Sec. 23. P&SL 1963, c. 87, §24-A, as enacted by P&SL 2011, c. 24, §14, is amended to read:

Sec. 24-A. Landlord access to tenant bill payment information. Landlord access to payment information related to sewer service is governed by the Maine Revised Statutes, Title 38, section ~~1252, subsection 1~~ 1051.

Sec. 24. P&SL 1963, c. 87, §25, 2nd ¶, as enacted by P&SL 2001, c. 19, §10, is amended by amending the 2nd sentence to read:

This lien arises and is perfected as services are provided and takes precedence over all other claims on the real estate, excepting only claims for taxes.

Sec. 25. P&SL 1963, c. 87, §25, 6th ¶, as enacted by P&SL 2001, c. 19, §10, is amended to read:

The treasurer shall notify the party named on the certificate and each record holder of a mortgage on the real estate no more than 45 days nor less than 30 days before the date of foreclosure of the mortgage created under this section. The notification must be in writing left at the owner's and all mortgagees' last and usual abode or sent by certified mail, return receipt requested, to the owner and mortgagees at their last known addresses. The notice must indicate the exact date of foreclosure and include the warnings and other information substantially in the following form:

STATE OF MAINE
OGUNQUIT SEWER DISTRICT
NOTICE OF IMPENDING AUTOMATIC
FORECLOSURE OF SEWER LIEN
P & S L 2001, c. 19

IMPORTANT: DO NOT DISREGARD THIS NOTICE. YOU WILL LOSE YOUR PROPERTY UNLESS YOU TIMELY PAY THE SEWER CHARGES, COSTS AND INTERESTS THAT HAVE BEEN LIENED BY THE OGUNQUIT SEWER DISTRICT.

To:

You are the party named on the Sewer Lien Certificate filed on _____, 20____, ~~by the Ogunquit Sewer District~~ and recorded in the York County Registry of Deeds in Book _____, Page _____.

The district's filing created a sewer lien mortgage on the real estate described in the Sewer Lien Certificate. On _____, 20__, the sewer lien mortgage will be foreclosed and your rights to redeem the mortgage and recover your property by paying the sewer charges, costs and interest that are owed will expire.

IF THE SEWER LIEN FORECLOSES, THE OGUNQUIT SEWER DISTRICT WILL OWN YOUR PROPERTY, SUBJECT ONLY TO MUNICIPAL TAX LIENS.

If you cannot pay the outstanding sewer charges, costs and interest that are the subject of this notice, please contact me to discuss this notice.

District Treasurer

Sec. 26. P&SL 1963, c. 87, §25, 7th ¶, as enacted by P&SL 2001, c. 19, §10, is amended to read:

The filing of the certificate in the registry of deeds is sufficient notice of the existence of the mortgage provided for in this section. ~~If in the event that the rate, assessment or supplemental assessment,~~ interest and costs are paid within the period of redemption provided for in this section, the treasurer of the district shall discharge the mortgage in the same manner as is now provided for discharge of real estate mortgages.

Sec. 27. P&SL 1963, c. 87, §25, last ¶, as enacted by P&SL 2001, c. 19, §10, is repealed.

Sec. 28. P&SL 1963, c. 87, §25, as repealed and replaced by P&SL 2001, c. 19, §10, is amended by adding at the end a new paragraph to read:

The fee to be charged by the district to the ratepayer for the notice and filing may not exceed \$3 in addition to the fee to be charged to the district by the register of deeds for filing and recording the same.

Sec. 29. P&SL 1963, c. 87, §25-A is enacted to read:

Sec. 25-A. Waiver of sewer district lien foreclosure. The district's waiver of a lien foreclosure for any lien created pursuant to this Act is governed by the Maine Revised Statutes, Title 38, section 1049.

Sec. 30. P&SL 1963, c. 87, §28, as enacted, is repealed.

Sec. 31. P&SL 1963, c. 87, §28-A, as enacted by P&SL 2011, c. 24, §15, is amended to read:

Sec. 28-A. Coordination with municipal planning. The district shall coordinate municipal planning and sewer extension planning in accordance with the Maine Revised Statutes, Title 38, section ~~1252~~, ~~subsection 9~~ 1037.

Sec. 32. P&SL 1963, c. 87, §31 is enacted to read:

Sec. 31. Town of Ogunquit; sewer system; storm water system. The authority to construct and maintain a sanitary sewer system and to provide for the removal and treatment of sewage, and to construct, maintain, operate and provide a system of sewage collection and pumping, sewage disposal and sewage treatment, having been granted to the district, the Town of Ogunquit may not construct or maintain sanitary sewers or sewage treatment facilities. This section does not limit the authority of the Town of Ogunquit to construct and maintain storm water sewers or a storm water sewer system.

See title page for effective date.

CHAPTER 16

S.P. 641 - L.D. 1814

An Act To Transfer the St. Francis Water District to the Town of St. Francis and To Repeal the St. Francis Water District Charter

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the St. Francis Water District was created by Private and Special Law 1989, chapter 51; and

Whereas, the St. Francis Water District presently provides water service to St. Francis area residents; and

Whereas, this legislation provides for the transfer of the functions and assets of the St. Francis Water District to the Town of St. Francis, subject to a local referendum vote; and

Whereas, the district and the town are seeking to accomplish the transfer as soon as possible to ensure the health and welfare of persons receiving water service and intend to hold the referendum vote on March 28, 2022; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. P&SL 1989, c. 51, as amended, is repealed.

Sec. 2. Town of St. Francis's acquisition of property of St. Francis Water District. The Town of St. Francis shall acquire, under the terms contained in this Act, all, and not less than all, of the plants, properties, assets, franchises, rights and privileges owned by

the St. Francis Water District, including, without limitation, all lands, buildings, waters, water rights, springs, wells, reservoirs, tanks, standpipes, mains, pumps, pipes, machinery, fixtures, hydrants, meters, services, tools, equipment and appliances used or useful in supplying water for domestic, sanitary, commercial, industrial and municipal purposes. The consideration to be paid for the plants, properties, assets, franchises, rights and privileges is the assumption by the Town of St. Francis of all of the outstanding debts, obligations and liabilities of the St. Francis Water District, including, without limitation, the assumption by the Town of St. Francis of any outstanding notes or bonds of the St. Francis Water District that are due on or after the date of the transfer.

Sec. 3. St. Francis Water District required to sell property to Town of St. Francis. The St. Francis Water District, a public municipal corporation organized and existing pursuant to Private and Special Law 1989, chapter 51, as amended by Private and Special Law 2005, chapter 33, under the terms contained in this Act, shall sell, transfer and convey to the Town of St. Francis by appropriate instruments of conveyance all, and not less than all, of its plants, properties, assets, franchises, rights and privileges, including, without limitation, all lands, buildings, waters, water rights, springs, wells, reservoirs, tanks, standpipes, mains, pumps, pipes, machinery, fixtures, hydrants, meters, services, tools, equipment and appliances used or useful in supplying water for domestic, sanitary, commercial, industrial and municipal purposes, in consideration of the assumption by the Town of St. Francis of all of the outstanding debts, obligations and liabilities of the St. Francis Water District, including, without limitation, the assumption of any outstanding notes or bonds of the St. Francis Water District that are due on or after the date of the transfer. The transfer in accordance with this section must occur before January 1, 2024.

Sec. 4. Approval of Public Utilities Commission. The sale and transfer by the St. Francis Water District to the Town of St. Francis of its plants, properties, assets, franchises, rights and privileges; the acquisition of them by the Town of St. Francis and the assumption by the Town of St. Francis of all of the outstanding debts, obligations and liabilities of the St. Francis Water District pursuant to sections 2 and 3; and the subsequent use thereof by the Town of St. Francis within the limits of the town are subject to such approval of the Public Utilities Commission as may be required by applicable provisions of the Maine Revised Statutes, Title 35-A.

Sec. 5. Contracts of St. Francis Water District assumed by Town of St. Francis. All contracts between the St. Francis Water District and any person, firm or corporation relating to supplying water that are in effect on the date of the transfer by the St. Francis Water District to the Town of St. Francis are assumed and must be carried out by the Town of St. Francis.

Sec. 6. Dissolution and termination of St. Francis Water District; pledge of revenues. Prior to January 1, 2024, all debts, obligations and other liabilities of the St. Francis Water District must be paid in full and discharged or the holders or owners of all debts, obligations and other liabilities that have not been paid in full and discharged must have assented to the assumption thereof by the Town of St. Francis and to the novation and substitution of the Town of St. Francis as obligor in place of the St. Francis Water District. The clerk of the St. Francis Water District shall file a certificate to that effect with the Secretary of State, which results in the termination and cessation of the St. Francis Water District. Until the corporate existence of the St. Francis Water District ceases and terminates pursuant to this section, the gross revenues derived by the Town of St. Francis from the sale of water within the area comprising the former limits of the district must be applied first to the payment of expenses reasonably allocable to the operation of the water systems and 2nd to payments of debts, obligations and other liabilities of the St. Francis Water District assumed by the Town of St. Francis pursuant to this Act.

Sec. 7. Referendum; effective date; certificate to Secretary of State. In view of the emergency cited in the preamble, this Act takes effect when approved only for the purpose of permitting its submission to the legal voters of the Town of St. Francis at a regular election or at a special election called and held for the purpose not later than December 31, 2022. The election must be called, advertised and conducted according to the law relating to municipal elections, except that the registrar of voters of the Town of St. Francis is not required to prepare nor the clerk to post a new list of voters. For the purpose of registering voters, the registrar of voters must be in session on the regular work day preceding the election. The subject matter of this Act must be reduced to the following question:

"Do you favor the dissolution of the St. Francis Water District and the acquisition of the assets and liabilities of the St. Francis Water District by the Town of St. Francis?"

The result of the vote must be declared by the municipal officers of the Town of St. Francis and due certificate of the vote must be filed by the town clerk with the Secretary of State. If a majority of the legal voters of the town of St. Francis voting at a regular or special election called and held not later than December 31, 2022 vote in favor of the question, the provisions of this Act other than section 1 take effect for all purposes upon certification of that vote, and section 1 of this Act takes effect for all purposes 90 days after the adjournment of the Second Regular Session of the 131st Legislature.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved, except as otherwise indicated.

Effective pending referendum.

CHAPTER 17

H.P. 1403 - L.D. 1892

An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2023

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Allocation. Gross revenues of the Maine Turnpike Authority for the calendar year ending December 31, 2023 must be segregated, apportioned and disbursed as designated in the following schedule.

MAINE TURNPIKE AUTHORITY	2023
Administration	
Personal Services	\$1,401,768
All Other	1,685,209
TOTAL	\$3,086,977
Accounts and Controls	
Personal Services	\$3,595,513
All Other	1,578,047
TOTAL	\$5,173,560
Highway Maintenance	
Personal Services	\$5,546,303
All Other	4,045,589
TOTAL	\$9,591,892
Equipment Maintenance	
Personal Services	\$1,416,010
All Other	2,784,987
TOTAL	\$4,200,997
Fare Collection	
Personal Services	\$10,780,810
All Other	3,681,171
TOTAL	\$14,461,981

Public Safety and Special Services

Personal Services	\$650,789
All Other	8,328,658
TOTAL	\$8,979,447

Building Maintenance

Personal Services	\$783,064
All Other	719,570
TOTAL	\$1,502,634

Subtotal of Line Items Budgeted \$46,997,488

General Contingency - 10% of line items budgeted for 2023 (10% allowed) \$4,699,749

MAINE TURNPIKE AUTHORITY

TOTAL REVENUE FUNDS **\$51,697,237**

Sec. 2. Transfer of allocations. Any balance of the allocation for "General Contingency" made by the Legislature for the Maine Turnpike Authority may be transferred at any time prior to the closing of the books to any other allocation or subdivision of any other allocation made by the Legislature for the use of the Maine Turnpike Authority for the same calendar year. Any balance of any other allocation or subdivision of any other allocation made by the Legislature for the purpose named in the allocation or subdivision may be transferred at any time prior to the closing of the books to any other allocation or subdivision of any other allocation made by the Legislature for the use of the Maine Turnpike Authority for the same calendar year subject to review by the joint standing committee of the Legislature having jurisdiction over transportation matters. Financial statements describing the transfer, other than a transfer from "General Contingency," must be submitted by the Maine Turnpike Authority to the Office of Fiscal and Program Review 30 days before the transfer is to be implemented. In the case of extraordinary emergency transfers, the 30-day prior submission requirement may be waived by vote of the committee. These financial statements must include information specifying the accounts that are affected, amounts to be transferred, a description of the transfer and a detailed explanation as to why the transfer is needed.

Sec. 3. Encumbered balance at year-end. At the end of each calendar year, encumbered balances may be carried to the next calendar year.

Sec. 4. Supplemental information. As required by the Maine Revised Statutes, Title 23, section 1961, subsection 6, the following statement of the rev-

enues in 2023 that are necessary for capital expenditures and reserves and to meet the requirements of any resolution authorizing bonds of the Maine Turnpike Authority during 2023, including debt service and the maintenance of reserves for debt service and reserve maintenance, is submitted.

Turnpike Revenue Bond Resolution Adopted April 18, 1991; Issuance of Bonds Authorized Pursuant to the Maine Revised Statutes, Title 23, section 1968, subsections 1 and 2-A	2023
Debt Service Fund	\$41,954,000
Reserve Maintenance Fund	40,000,000
General Reserve Fund, to be applied as follows:	
Capital Improvements	36,169,011
Debt Service Fund under the General Special Obligation Bond Resolution Adopted May 15, 1996; Issuance of Bonds Authorized Pursuant to the Maine Revised Statutes, Title 23, section 1968, subsection 2-A	2,442,000
TOTAL	\$120,565,011

See title page for effective date.

CHAPTER 18

S.P. 686 - L.D. 1949

An Act To Amend the Caribou Utilities District Charter To Include Broadband Services

Be it enacted by the People of the State of Maine as follows:

Sec. 1. P&SL 1945, c. 83, §1, as corrected by RR 2009, c. 1, §33, is amended to read:

Sec. 1. Territorial limits and corporate name and purposes. The inhabitants and territory within the City of Caribou in the County of Aroostook constitute a body politic and corporate under the name of the Caribou Utilities District, referred to in this Act as "the district," for the ~~purpose~~ purposes of supplying the City of Caribou and the inhabitants of the city or any part of the city with pure water for domestic, commercial, sanitary and municipal purposes, including the extinguishment of fires, ~~and~~ of supplying the City of Caribou and the inhabitants of the city or any part of the city with suitable and adequate sewerage facilities and of providing broadband services pursuant to section 22.

Sec. 2. P&SL 1945, c. 83, §22 is enacted to read:

Sec. 22. Broadband services. This section governs broadband services provided by the district.

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Broadband services" includes both broadband services and Internet services as those terms are used in the Maine Revised Statutes, Title 30-A, section 2203, subsection 9.

B. "Business investment group" means a nonprofit entity exempt from federal income taxation pursuant to the United States Internal Revenue Code of 1986, Section 501(c)(3) that is incorporated in the City of Caribou for the purpose of promoting local economic development.

C. "Caribou economic growth council" means a nonprofit corporation exempt from federal income taxation pursuant to the United States Internal Revenue Code of 1986, Section 501(c)(6) that administers its programming using the City of Caribou's director of economic and community development.

D. "Municipality" means any unit of municipal government, including towns, cities, plantations and unorganized territories.

E. "Open-access fiber-optic network" or "network" means an open-access dark fiber network that provides broadband services throughout the district.

F. "User" includes but is not limited to a resident, business, nonprofit organization or government entity located within the district.

2. Powers. The district may:

A. Obtain, by mutual agreement, a detailed engineering or technical design for an open-access fiber-optic network from the business investment group, Caribou economic growth council or City of Caribou;

B. Construct, operate and maintain a network;

C. Apply for all licenses and permits required to provide all services authorized under this section;

D. Own land, and own, construct, manage and maintain associated facilities, necessary to provide broadband services by means of a network, including, but not limited to, a so-called headend facility and office necessary for the operation of the network. The district may transfer properties and issue easements required for those facilities;

E. Enter any contracts associated with providing broadband services for users and associated with designing, constructing, maintaining, replacing,

expanding and operating the open-access fiber-optic network and associated facilities; and

F. Establish and administer a regional municipal utility district pursuant to the Maine Revised Statutes, Title 30-A, section 2203, subsection 9 authorized to make provisions for broadband services, including establishing rates, collecting revenues and undertaking all other actions necessary and appropriate for a regional municipal utility district of this nature consistent with this section and the general law.

3. Development. After a detailed engineering and technical design is completed, the district may contract to establish or expand the network and operate or provide broadband services to the City of Caribou and to any other municipality that applies for broadband services membership and that the board of trustees accepts pursuant to subsection 8.

4. Property. All real property and improvements acquired or developed pursuant to this section must be held by the district. A municipality may assign property to the district. The district may own and encumber any property contributed to it, directly or indirectly, by municipalities.

5. Operation and costs. The costs of the design, construction and operation of an open-access fiber-optic network must be paid by the district from the funds provided for the development of the network and from any fees or charges assessed on users of the network. Pursuant to the Maine Revised Statutes, Title 30-A, section 2203, subsection 9, paragraph B, the district may issue revenue bonds in support of any of the activities undertaken pursuant to this section. The district may seek grants and contributions to fund its operations and capital expenditures and acquire, lease, encumber and sell property in furtherance of its purposes under this section.

6. Assessment; collection; payments. The district is responsible for assessments, collections and payments associated with the open-access fiber-optic network.

7. Distribution of nontax revenues; reserves. The district shall determine the amount of revenues to be retained as reserves to fund future expenditures for maintenance, improvements and expansion of the network. Any remaining revenues must be retained or distributed in a manner determined by the board of trustees.

8. Admission of new municipalities for broadband services membership. A municipality may apply for broadband services membership with the district. In order to be accepted, a municipality:

A. Must have obtained the approval of its legislative body to become a broadband services member

and to be bound by this section, such municipal approval to be demonstrated by the provision of attested copies of resolutions in substantially the following form:

AUTHORITY OF THE [TOWN/CITY/
PLANTATION/UNORGANIZED TERRITORY]
OF
TO ENTER INTO AGREEMENT

WHEREAS, the [legislative body of town/
city/plantation/unorganized territory] of
_____ has determined it is
in the best interest of
_____ to join the
Caribou Utilities District in order to design, construct and operate an open-access fiber-optic network in _____; and

WHEREAS, there is a need in _____
for an open-access fiber-optic network; and

WHEREAS, municipalities including Caribou,
_____, _____ and
_____ have agreed to the terms contained in the charter for the Caribou Utilities District for the purpose of establishing and operating an open-access fiber-optic network in these municipalities; and

WHEREAS, for the Caribou Utilities District Board of Trustees to vote and approve membership, the [Town/City/Plantation/Unorganized Territory] of _____ must first approve membership;

NOW, THEREFORE, BE IT RESOLVED BY
THE [legislative body of town/city/
plantation/unorganized territory] OF
_____, MAINE
THAT:

The [Town/City/Plantation/Unorganized Territory] of _____ has accepted broadband services membership into the Caribou Utilities District; and

The [Town/City/Plantation/Unorganized Territory] of _____ authorizes the Caribou Utilities District to issue revenue bonds in accordance with the Maine Revised Statutes, Title 30-A,

section 2203, subsection 9 and to acquire, lease and sell property in furtherance of its purpose.

ADOPTED this _____ day of _____, 20_____.

[Authorized signature]

A true copy, Attest:

[Town/City/Plantation/Unorganized Territory] Clerk

[Town/City/Plantation/Unorganized Territory] of _____;

B. Must have agreed to make an initial contribution consisting of an amount equal to 110% of the cost of extending the network to and constructing a network in the municipality, the amount of the initial contribution to be determined by the board of trustees in advance of accepting broadband services membership; and

C. Must have agreed to a starting date for broadband services membership that will enable the municipality either to have appropriated the funds to meet its initial contribution or to have made other arrangements satisfactory to the board of trustees to ensure the initial contribution can and will be paid upon acceptance.

The board of trustees may, by majority vote at a public meeting, accept the application of the municipality outright or conditionally upon fulfillment of one or more of the requirements of this subsection. The board of trustees shall, as part of its vote of acceptance, enter an assessment for the municipality for the ensuing year. The assessment for the municipality must be determined by the board of trustees.

9. Withdrawal of municipalities. A municipality may withdraw from its broadband services membership with the district after meeting all of the conditions described in this subsection.

A. The municipality shall make the withdrawal pursuant to the approval of its legislative body.

B. The municipality shall give written notice of its intent to withdraw at least 90 days prior to the commencement of the district's budgetary year.

C. At or prior to the time of withdrawing, the municipality shall pay the entire amount of its outstanding obligations incurred pursuant to this section.

See title page for effective date.

CHAPTER 19

S.P. 704 - L.D. 1967

An Act To Amend the Charter of the Gray Water District

Be it enacted by the People of the State of Maine as follows:

Sec. 1. P&SL 1929, c. 33, §§1-A and 1-B are enacted to read:

Sec. 1-A. Powers; New Gloucester. The district is authorized to construct and maintain infrastructure on Depot Road and Intervale Road, Route 231, from the intersection with Depot Road approximately 0.6 miles southerly in the Town of New Gloucester.

Sec. 1-B. Powers; North Yarmouth. The district is authorized to furnish water and fire service in that portion of the Town of North Yarmouth described as follows: domestic water and fire service to be rendered via a conventional water main extension extended along Gray Road, Route 115, from north of the town line between the Town of Gray and the Town of North Yarmouth approximately 460 feet southerly into the Town of North Yarmouth along the easterly side of Gray Road.

Sec. 2. P&SL 1929, c. 33, §9, last ¶, as amended by P&SL 1995, c. 16, §1, is further amended by enacting before the last sentence a new sentence to read:

If a trustee misses more than 2 regular meetings in a calendar year, the treasurer may deduct \$50 per additional missed meeting from the trustee's compensation.

See title page for effective date.

CHAPTER 20

H.P. 1468 - L.D. 1975

An Act Concerning Winter Maintenance on Private Roads in the Town of Windham

Emergency preamble. **Whereas,** acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Town of Windham has provided winter maintenance service to approximately 101 private ways in the town for several years without the intention to establish these private ways as town ways; and

Whereas, approximately 1,700 residents live on the private ways maintained in the winter by the Town of Windham and have come to rely on this service; and

Whereas, this Legislature enacted Private and Special Law 2021, chapter 10 to allow the Town of Windham time to work with residents to resolve this situation; and

Whereas, Private and Special Law 2021, chapter 10 is repealed on June 30, 2022, and the Town of Windham has been unable, despite its best efforts, to successfully resolve all aspects of this complicated and long-standing situation; and

Whereas, timely legislation is needed to resolve this situation before Private and Special Law 2021, chapter 10 is repealed; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. P&SL 2021, c. 10, is repealed.

Sec. 2. Definitions. As used in this Act, unless the context otherwise indicates, the following terms have the following meanings.

1. Council. "Council" means the town council of the Town of Windham.

2. Designated private way. "Designated private way" means a private way located in the Town of Windham that satisfies the criteria listed in section 3.

3. Private way. "Private way" has the same meaning as in the Maine Revised Statutes, Title 23, section 1903, subsection 10-A.

4. Road association. "Road association" means a road association created pursuant to the Maine Revised Statutes, Title 23, chapter 305, subchapter 2.

5. Road commissioner. "Road commissioner" means the road commissioner, as described by the Maine Revised Statutes, Title 23, section 2701, of the Town of Windham.

6. Town way. "Town way" has the same meaning as in the Maine Revised Statutes, Title 23, section 3021, subsection 3.

7. Winter maintenance. "Winter maintenance" means the snow removal and surface treatment, including sanding and salting, performed on designated private ways.

Sec. 3. Identification of designated private ways. The council may identify a private way in the Town of Windham as a designated private way if:

1. The council has evidence that the Town of Windham performed winter maintenance on the private way for at least 20 years prior to the effective date of this Act; and

2. The road commissioner has determined that the private way cannot meet standards developed or required by generally applicable local ordinances for dedication and acceptance as a town way pursuant to the Maine Revised Statutes, Title 23, section 3025.

Sec. 4. Designated private way roster and map. The Town of Windham may create and maintain a roster and map of all designated private ways.

Sec. 5. Authorization of winter maintenance on designated private ways. Until October 1, 2023, the council and the Town of Windham may use public equipment to perform winter maintenance on a designated private way regardless of the existence of a public easement over the designated private way for the public purpose of ensuring the health and safety of the residents of the Town of Windham and minimizing environmental damage to surrounding water bodies.

Sec. 6. Development of basic maintenance standards. The road commissioner may, in consultation with the council, develop basic maintenance standards for designated private ways so that the road commissioner may identify maintenance that must be performed by a road association or property owners benefited by the designated private way for public winter maintenance under section 7.

Sec. 7. Conditions for public winter maintenance. Beginning October 1, 2023, the council and the Town of Windham may use public equipment to perform winter maintenance on a designated private way only if the following conditions are met:

1. The private way is under the purview of a road association or association of property owners with authority to address general maintenance of the designated private way;

2. The council or road commissioner has notified the road association or owners of property benefited by the designated private way of the maintenance that must be performed for the designated private way to meet the basic maintenance standards established in section 6 and the maintenance is performed, to the road commissioner's satisfaction, by September 1st following the date on which notice was given; and

3. At least 67% of the owners of property abutting the designated private way have issued a public easement to the town.

Sec. 8. Notification. If the Town of Windham provides public winter maintenance pursuant to section 7, it shall retain a certificate of mailing showing that written notice to each owner of property abutting the designated private way was mailed within 60 days of the effective date of this Act.

Sec. 9. Ordinance. The council may enact an ordinance to effectuate the provisions of this Act.

Sec. 10. Claim preclusion. If a private way meets the criteria of section 3, no road association or owner of property benefited by the private way may bring a claim asserting that the private way has become a town way or that the Town of Windham has established an ongoing maintenance obligation by any method or mechanism other than dedication and acceptance pursuant to the Maine Revised Statutes, Title 23, section 3025.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 4, 2022.

CHAPTER 21

H.P. 1514 - L.D. 2033

An Act To Raise the Debt Limit of the Eagle Lake Water and Sewer District

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this legislation must take effect before the expiration of the 90-day period to allow for the timely renovation of the Town of Eagle Lake's sewer system; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. P&SL 1955, c. 162, §8, as amended by P&SL 2009, c. 28, §1, is further amended to read:

Sec. 8. Authorized to negotiate temporary loans; and to issue notes and bonds; declared a quasi-municipal corporation; notes and bonds

legal investments for savings banks. For accomplishing the purposes of this Act, the district, through its trustees, is authorized to borrow money temporarily, and to issue for the borrowing of money the interest-bearing negotiable notes of the district, and for the purpose of refunding the indebtedness created, of paying any necessary expenses and liabilities incurred under the provisions of this Act, including the expenses incurred in the creation of the district, of securing sources of supply, taking water and land, paying damages, laying pipes, constructing, maintaining and operating a water plant and sewerage and drainage system and making extensions, additions and improvements to the same, the district, through its trustees, may from time to time issue bonds of the district to an amount not exceeding ~~\$3,500,000~~ **\$5,000,000**. Said notes and bonds ~~shall be~~ **are** legal obligations of said district, which is hereby declared to be a quasi-municipal corporation within the meaning of the ~~Maine Revised Statutes of 1964, Title 30 30-A, section 5053~~ **5701**, and all the provisions of said section ~~shall be~~ **are** applicable thereto. The said notes and bonds ~~shall be~~ **are** exempt from taxation, and ~~shall be~~ **are** a legal investment for savings banks.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 14, 2022.

CHAPTER 22

H.P. 129 - L.D. 176

An Act To Facilitate a Grade 9 to 16 School Project

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Authorization. The voters of School Administrative District No. 4, School Administrative District No. 41 and School Administrative District No. 46 are authorized to form a community school district under this Act. The community school district is authorized to be formed only if the voters of each of these 3 school administrative districts approve the formation in accordance with section 4. The voters of Regional School Unit No. 64 are also authorized to participate in forming the community school district under this Act in accordance with section 4. If formed, the new community school district is authorized to construct a regional high school integrated with career and technical education and postsecondary educational opportunities that the State Board of Education has placed on the 2017-2018 approved projects list.

Sec. 2. Organization; operation; name. If the community school district authorized under this Act is approved, the community school district:

1. Is a school administrative unit responsible for grades 9 to 12 under this Act and the general law;

2. Shall operate a career and technical education center that is designated to serve the students within its geographic region and that replaces the career and technical education center operated by School Administrative District No. 46;

3. Is established as a body politic and corporate and a quasi-municipal corporation within the meaning and for purposes of Title 30-A, section 5701; and

4. Consists of School Administrative District No. 4, School Administrative District No. 41 and School Administrative District No. 46. Regional School Unit No. 64, if approved by the voters of that regional school unit, may also be a member.

The community school district territory includes the territories of its member school administrative units.

The initial name of the community school district is "MidMaine Community School District." At the first budget meeting of the community school district, the voters may select a different name under a warrant article provided for that purpose.

Sec. 3. Continuity for approved regional high school. Before the formation of the community school district under this Act, School Administrative District No. 4, School Administrative District No. 41 and School Administrative District No. 46 are authorized to form a joint regional high school committee from their school board memberships. The committee is authorized to take all necessary or appropriate steps for the regional high school that the State Board of Education has placed on the 2017-2018 approved projects list to receive concept approval. Notwithstanding any provision of law to the contrary, the State Board of Education is authorized to accept joint applications from and grant project approvals to the joint regional high school committee, including site approval and concept approval, but may not give further approvals after concept approval unless the formation of the community school district and the regional high school project are approved pursuant to this Act. Regional School Unit No. 64 may but is not required to participate in the joint regional high school committee if approved by the State Board of Education. The State Board of Education shall include all school administrative units and career and technical education centers and regions affected by this Act in the planning and approval process.

Sec. 4. Referendum. The community school district may be formed by favorable referendum votes in School Administrative District No. 4, School Administrative District No. 41 and School Administrative District No. 46 as provided in this Act. Any of the school boards of those school administrative districts may decide not to hold the referendum, in which case the community school district may not be formed. The referenda to approve the formation of the community school

district and the construction financing of the new regional high school must occur:

1. On the same day mutually selected by the 3 required school administrative district school boards; or

2. If a date is not mutually selected by the 3 required school administrative district school boards, on the first statewide election day occurring at least 90 days following State Board of Education concept approval of the regional high school project.

The ballot questions for the formation of the new community school district and the financing of the new regional high school construction must be substantially in the following forms, with such changes in form and content as the school boards of the proposed member school administrative units determine the development of the project requires:

"Do you favor [name of school administrative unit voting] joining a new community school district for the operation of grades 9 through 12, and accepting the provisions of "An Act to Facilitate a Grade 9 to 16 School Project," enacted by the Legislature?"

"Do you favor authorizing the school board of the new community school district to issue bonds or notes in the name of the community school district in an amount not to exceed \$..... to construct and equip a regional high school with programming for both regular secondary education and career and technical education and with opportunities for postsecondary instruction, all on a single campus to be located at?"

The 2nd question must be accompanied by disclosure information for school construction projects required by law. Both questions may be modified or accompanied by other information that the school boards provide to accurately inform the voters. Unless both questions are approved by a majority of the voters voting in each of the 3 required school administrative districts, the community school district may not be formed.

The school board of Regional School Unit No. 64 may call a similar referendum on the same day for purposes of joining the community school district formed under this Act. If the voters of that regional school unit approve both questions, Regional School Unit No. 64 may also be a member of the community school district. If the school board of Regional School Unit No. 64 elects not to participate in the referendum, or if it participates and its voters do not approve both questions, it is not a member of the community school district.

After the referendum, the secretary of each school administrative district, and Regional School Unit No. 64, if applicable, shall file a return of voting with the Commissioner of Education. The commissioner shall determine if each of the school administrative units by majority vote has approved both questions and shall notify the 3 required school administrative districts, and Regional School Unit No. 64, if applicable, whether the community school district is formed and whether the membership also includes Regional School Unit No. 64.

Sec. 5. Certificate of organization; transitional period. If the community school district is formed, the Commissioner of Education shall issue to the member school administrative units a dated certificate of organization for the community school district setting forth the community school district's official name, listing its member school administrative units and describing the composition and voting method of its school board and the cost-sharing formula. The certificate of organization is conclusive evidence of the community school district's lawful organization. The commissioner shall report the results to the State Board of Education. The effective date of organization is the date the commissioner issues the certificate, as long as the community school district's first operational year begins on a July 1st that follows the date of the referendum by at least 210 days. The period between the date of organization and the beginning of the first operational year is a transitional period as described in sections 8 and 9.

Sec. 6. Governance; board composition and apportionment. If the community school district is formed, the school board of the community school district is a district school committee for all purposes of and has the duties and authority of a community school district board of trustees under the Maine Revised Statutes, Title 20-A, chapter 105. The members of the school board must be selected by appointment from the school boards of the member school administrative units, as provided by the general law for a community school district that does not include kindergarten and grades one to 12. The school board of the community school district consists of 12 members if Regional School Unit No. 64 is a member and 9 members if it is not. Since the board is an appointed board, representation and voting power are equally divided among the member school administrative units. The voters of the community school district may authorize a change in the number of school board members appointed by each member school administrative unit, as long as the number of board members each member school administrative unit appoints and the voting power of each school board member remains equal.

Sec. 7. Continued existence. Upon the beginning of the community school district's first operational year, the member school administrative units continue to exist for all purposes of kindergarten and grades 1 to

8, and for prekindergarten if applicable, notwithstanding the provisions of the Maine Revised Statutes, Title 20-A, sections 1258 and 1479. The State Board of Education shall issue the member school administrative units amended certificates of organization effective July 1st of the first operational year of the community school district which are conclusive evidence of their continued lawful organization, as amended. The member school administrative units must continue to receive all federal and state school subsidy and general purpose aid for grades 9 to 12 until the beginning of the first operational year of the community school district. Beginning in the first operational year of the community school district, the member school administrative units must continue to receive federal and state school subsidies and general purpose aid for kindergarten and grades 1 to 8, and for prekindergarten if applicable. The member school administrative units as reorganized are governed by all of the applicable provisions of Title 20-A to the extent not in conflict with this Act.

Sec. 8. Community school district during transitional period. Upon receipt of the certificate of organization of the community school district, the school board of each member school administrative unit shall appoint from its membership 3 individuals to serve on the school board of the community school district. The superintendent of Alternative Organizational Structure No. 94 shall call the first meeting of the school board and supervise the oaths of office and the election of a board chair. The school board shall elect a chair at its first meeting. The school board shall select a superintendent, who may be the superintendent of one of the member school administrative units, to serve as the superintendent of the community school district during the transitional period. During the transitional period, the school board shall prepare and submit the community school district's budget for the first operational year in accordance with this Act and the general law. During the transitional period, the school board has all authority reasonably necessary to prepare for the first operational year and for the design, construction and financing of the new regional high school, including hiring a superintendent and other employees, adopting school policies, negotiating contracts and collective bargaining agreements for the first operational year and thereafter, opening accounts, contracting for services and property, including a site for the new regional high school, closing on real estate for the new regional high school, issuing bonds or notes for the regional high school project or for other capital or working capital needs and other authority necessary for those purposes and provided to school committees of fully operational community school districts by the general law.

Sec. 9. School district members during transitional period. If the community school district is formed, the member school administrative units are responsible for the costs of the community school district incurred for the transitional period in an amount

reasonably determined by the school board of the community school district in proportion to their secondary pupil counts on the state funding reports for each member school administrative unit for that fiscal year. The member school administrative units shall fund an account opened by the community school district for those costs. The member school administrative units shall continue to operate secondary schools during the transitional period.

Sec. 10. Educational continuity and coordination. If the community school district is formed, the community school district and its member school administrative units shall consult and work together to achieve educational continuity and coordinate the transfer of responsibility for grades 9 to 12 to the community school district for its first operational year and thereafter.

Sec. 11. Transfer of assets; assumption of liabilities. If the community school district is formed, all real property that is currently owned or used for grades 9 to 12 must remain property of the member school administrative units, for the members' use or disposition. The community school district shall lease the high schools and the career and technical education center from the member school administrative units from year-to-year for \$1.00 annual rent plus all building costs, including insurance, utilities, maintenance and repairs, together with an amount equal to the annual debt and heating, ventilation and air conditioning lease payments on the high schools, if any, during the period commencing on July 1st of the first operational year and ending upon the substantial completion and occupancy of the new regional high school. For any buildings used by the high school grades and by other grades or for other purposes, the costs must be allocated equitably for purposes of this section. As of July 1st of the first operational year of the community school district, the member school administrative units shall reach an equitable agreement with the community school district to share transportation costs and services. When appropriate, this may include transfer of title to an equitable portion of a member school administrative unit's bus fleet to the community school district for its use and disposition, subject to outstanding financing. The community school district shall pay the costs of outstanding financing on transferred buses when or before due. As of July 1st of the first operational year of the community school district, the member school administrative units shall also transfer by bill of sale or other instrument ownership of all other equipment, furnishings and other tangible and intangible assets, including accounts receivable but excluding cash, purchased or primarily used by or attributable to high schools or the career and technical education center, subject to outstanding financing. The community school district shall pay the costs of outstanding financing for transferred assets when or before due. The member school administrative units shall

also equitably share with the community school district the costs and benefits of service contracts with vendors.

Sec. 12. Allocation of existing fund balances; accrued liabilities. If the community school district is formed, as of July 1st of the first operational year of the community school district, and no later than that date, each member school administrative unit shall transfer an estimated share of all funds, allocable in proportion to its number of secondary students and the total number of students in that member school administrative unit on the state funding report of the member for that year. The amount transferred may be reduced if necessary so as not to be more than an amount that is equitably proportionate to the amounts transferred by the other member school administrative units to the community school district based on their respective numbers of secondary and total students. These amounts may be adjusted by additional payments or refunds, based on completed audits of the member school administrative units for the fiscal year prior to the first operational year, and within 45 days of the completion of those audits. The community school district shall pay the accrued summer salary and benefit liabilities of the member school administrative units attributable to their secondary teachers and staff for the fiscal year prior to the first operational year of the community school district and payable in the first operational year of the community school district.

Sec. 13. Transfer of teachers and employees; system administrators. If the community school district is formed, as of July 1st of the first operational year of the community school district, the provisions of the Maine Revised Statutes, Title 20-A, section 1464, subsection 4 apply with respect to those teachers and employees of the member school administrative units that work primarily at the secondary level or on behalf of secondary students. All teachers and employees of the member school administrative units that work primarily at the elementary school level or on behalf of elementary students must retain the same employment status with the member school administrative unit employing them. It is the intent of this Act to neither decrease nor increase the rights and benefits of transferred employees or the employer. The community school district school board and the school boards of the member school administrative units shall negotiate in good faith the transfer or sharing of system administrator contracts whose terms expire after the first operational year of the community school district.

Sec. 14. Collective bargaining. If the community school district is formed, as of July 1st of the first operational year of the community school district, the provisions of the Maine Revised Statutes, Title 20-A, section 1464 apply and the school board of the community school district is the employer with respect to the teachers and employees transferred to the community school district under the provisions of this Act. Each

school board of the respective member school administrative units shall continue to be the employer under its collective bargaining agreements with respect to the teachers and employees that have not transferred to the community school district under this Act.

Sec. 15. Dispute resolution. If the community school district is formed, the Commissioner of Education or the commissioner's designee is authorized to settle any disputes that may arise between the community school district and its member school administrative units or between the member school administrative units under sections 9 to 12 and with respect to administrator contracts under section 13. The commissioner's decision is final and binding.

Sec. 16. Borrowing; lease purchasing. The school board of the community school district has the same authority to borrow for capital project and capital equipment needs that a community school district board of trustees has under the general law in effect on the effective date of this Act to borrow for minor capital costs. Except as provided by this section, in order to issue bonds or notes for capital borrowing, the voters of the community school district must approve a warrant article authorizing the school board to issue bonds or notes at a district meeting or district referendum of the community school district called and held as provided by this Act. If the principal amount to be borrowed added to the then remaining total principal of all outstanding bonds or notes for capital project and capital equipment needs that the voters approved at a district meeting exceeds 0.25% of the adjusted state valuation of the municipalities of the member school administrative units, voter approval must be by referendum. Borrowing for school construction projects must be approved by referendum to the extent required by the general law. Bonds and notes are general obligations of the community school district secured by its full faith and credit. Bonds or notes issued during the transitional period are payable after the start of the first operational year of the community school district. The school board of the community school district may borrow for operating costs and may enter into lease-purchase agreements to the extent and for the purposes permitted under the general law.

Sec. 17. Budget format and procedure. The format and procedure for the operating budget of the school operated by the community school district to be presented to the voters of the community school district must be the cost center summary budget format and the budget validation referendum procedure of the general law or as may be otherwise provided by the general law. The format and procedure may be changed to the extent permitted or required by the general law.

Sec. 18. Cost sharing; assessment. The community school district shall apportion amounts to the municipalities of its member school administrative units for the required local contribution based on the

Maine Revised Statutes, Title 20-A, chapter 606-B and amounts to the municipalities of its member school administrative units for additional local funds based on the number of resident secondary pupils in each municipality as calculated under chapter 606-B. The community school district shall:

1. Assess and collect school taxes from the municipalities of its member school administrative units as provided by the general law; and
2. Follow procedure of the general law for amendment of cost sharing. The referendum procedure used to form the community school district is the manner of adoption of the original formula for cost sharing.

Sec. 19. District meeting procedures. The community school district shall conduct budget meetings and special budget meetings in the manner provided under the general law. The community school district may conduct other district meetings in the manner provided for school district budget meetings under the general law.

Sec. 20. District referendum procedures. The community school district shall conduct referenda for purposes described in this Act or the general law in the manner provided for regional school units under the Maine Revised Statutes, Title 20-A, chapter 103-A.

Sec. 21. Controlling law. If any provision of this Act conflicts with the Maine Revised Statutes, Title 20-A, chapter 105, the provisions of this Act control. For purposes of applying a provision of Title 20-A, chapter 105 to the community school district's member school administrative units, "school board" may be substituted for "municipal officers" and "school administrative district" or "regional school unit" may be substituted for "municipality" or "town," when the substitution is necessary to fulfill the purpose and intent of that provision and does not conflict with this Act.

See title page for effective date.

CHAPTER 23

H.P. 1475 - L.D. 1989

**An Act To Authorize School
Administrative District No. 6
To Lease a Former
Administrative Building for a
Term of Not More than 20
Years**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Authority to lease. Notwithstanding the Maine Revised Statutes, Title 20-A, section 4103, subsection 2, paragraph A, the board of directors of Regional School Unit 6, doing business as School Admin-

istrative District No. 6, may lease the former administrative building located at 100 Main Street in Buxton to the Buxton-Hollis Historical Society for a term of not more than 20 years, as long as the lease addresses the terms of withdrawal from the lease by either party.

See title page for effective date.

CHAPTER 24

S.P. 747 - L.D. 2037

An Act To Allow the Assessor of the Cyr Plantation Board of Assessors To Facilitate the Election of Vacant Assessor Seats

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, Cyr Plantation currently only has one assessor elected to the Board of Assessors and the functions of the Cyr Plantation Board of Assessors cannot be carried out without the appointment of temporary staff and election of additional board members to ensure a quorum exists; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Cyr Plantation temporary authority of assessor; filling vacancies through appointment. The assessor of the Cyr Plantation Board of Assessors may appoint a municipal clerk, registrar of voters and treasurer to fill existing vacancies for the purpose of facilitating an election to fill empty seats on the Board of Assessors. The terms of these appointments end upon the election of a quorum to the Board of Assessors unless the appointees are later confirmed as otherwise required by law or procedure.

Sec. 2. Cyr Plantation authority of assessor; authority to call town meetings and elections and designate shortened paper process. The assessor of the Cyr Plantation Board of Assessors may issue a warrant calling a town meeting and an election to fill the vacancies on the Board of Assessors pursuant to the Maine Revised Statutes, Title 30-A, sections 2521, 2528 and 7006. The assessor may also designate a shortened nomination paper process for the election pursuant to Title 30-A, section 2528, subsection 4, par-

agraph E and may appoint the necessary number of ballot clerks to carry out the election pursuant to Title 30-A, section 2528, subsection 8.

Sec. 3. Cyr Plantation authority of assessor; disbursement warrants. Until a quorum of assessors is elected to the Cyr Plantation Board of Assessors, the assessor may approve and sign disbursement warrants under the Maine Revised Statutes, Title 30-A, section 5603, subsection 2.

Sec. 4. Cyr Plantation authority of assessor; general assistance program administration. Until a quorum is elected to the Cyr Plantation Board of Assessors, the assessor may approve any general assistance applications and perform any necessary functions to administer Cyr Plantation's general assistance program that would otherwise require a quorum of assessors.

Sec. 5. Repeal. This Act is repealed December 31, 2022.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 18, 2022.

CHAPTER 25

S.P. 725 - L.D. 2011

An Act To Allow the Annexation of Certain Lands by Columbia Falls

Mandate preamble. This measure requires one or more local units of government to expand or modify activities so as to necessitate additional expenditures from local revenues but does not provide funding for at least 90% of those expenditures. Pursuant to the Constitution of Maine, Article IX, Section 21, 2/3 of all of the members elected to each House have determined it necessary to enact this measure.

Be it enacted by the People of the State of Maine as follows:

Sec. 1. Annexation of a portion of Centerville Township to the Town of Columbia Falls. A portion of the unorganized territory of Centerville Township consisting of the lot of land adjacent to the Town of Columbia Falls in Washington County described by the following metes and bounds is annexed to the Town of Columbia Falls:

Beginning at a point on the southeast corner of Town of Northfield town line, thence southerly along the westerly boundary of the Town of Whitneyville a distance of four thousand (4000') feet, more or less, thence westerly along a line parallel to the southerly town line of the Town of Northfield a distance of twelve

thousand (12,000') feet, more or less, thence southwest-erly along a course of S26°04'22.64"W, distance of six-teen thousand, five hundred thirty three (16,533') feet, more or less, thence westerly along a line parallel to the southerly town line of the Town of Northfield a distance of eleven thousand five hundred twenty three (11,523') feet to the easterly line of the Town of Columbia Falls, thence north along the easterly line of the Town of Co-lumbia Falls and the easterly line of T19 MD BPP to the southwest corner of the Town of Northfield town line, thence easterly along the southerly border of the Town of Northfield to the point of beginning. The lot contains 7,000 acres, more or less.

Sec. 2. Annexation of a portion of T19 MD BPP to the Town of Columbia Falls. A portion of the unorganized territory of T19 MD BPP consisting of the lot of land adjacent to the Town of Columbia Falls in Washington County described by the following metes and bounds is annexed to the Town of Columbia Falls:

Beginning at a point on the southeast corner of T19 MD BPP, thence westerly along the northerly boundary of the Town of Columbia Falls a distance of eleven thousand one hundred and fifty four (11,154') feet, more or less, thence northerly along the boundary line of T19 MD MPP and the Town of Columbia Falls a distance of six thousand three hundred sixty (6,360') feet, more or less, thence westerly along the boundary line of T19 MD BPP and the Town of Columbia Falls a distance of five thousand seventy five (5,075') feet, more or less, thence northerly a distance of five hundred twenty nine (529') feet, more or less, thence northeasterly along Hay Branch Stream a distance of five thousand one hundred eighty six (5,186') feet, more or less, thence easterly N76°03'18.97"E a distance of five thousand six hundred fifty (5,650') feet, more or less, thence southerly S13°52'05.02"E a distance of seven hundred thirty three (733') feet, more or less, thence easterly N77°20'26.85"E a distance of one thousand ten (1,010') feet, more or less, thence northerly N15°41'16.30"W a distance of three hundred twenty six (326') feet, more or less, thence easterly N77°26'48.78"E a distance of two thousand seventy three (2,073') feet, more or less, thence northerly N12°04'25.79"W a distance of two thousand one hundred thirty three (2,133') feet, more or less, thence northerly N18°36'59.56"W a distance of nine hundred sixteen (916') feet, more or less, thence easterly N78°31'13.70"E a distance of five thousand three hundred (5,300') feet, more or less to the western shoreline of Peaked Mountain Pond, thence southerly along the western shoreline of Peaked Mountain Pond a distance of two thousand eight hundred fifty one (2,851') feet, more or less to a point where the western shoreline of Peaked Mountain Pond intersects with the boundary line between T19 MD BPP and Centerville Township, thence southerly along the boundary between T19 MD BPP and Centerville Township a distance of ten thousand four hundred ninety eight

(10,498') feet, more or less to the northeast corner of the Town of Columbia Falls to the point of beginning. The lot contains 3,416 acres, more or less.

Sec. 3. Planning costs to be absorbed by the Town of Columbia Falls. All costs associated with the transfer of jurisdiction over lands in Centerville Township, described in section 1, and T19 MD BPP, described in section 2, from the Maine Land Use Plan-ning Commission to the Town of Columbia Falls must be borne by the Town of Columbia Falls.

Sec. 4. Comprehensive plan. Notwithstanding the Maine Revised Statutes, Title 12, chapter 206-A, the Maine Land Use Planning Commission retains no au-thority over the comprehensive plan of or any land use activity in the Town of Columbia Falls after passage of the referendum in section 5.

Sec. 5. Referendum; effective date. This Act must be submitted to the legal voters in the Town of Columbia Falls at a town referendum after passage of this Act for the purposes of voting on the annexations described in sections 1 and 2. No vote is necessary by either Centerville Township or T19 MD BPP because there are no legal voters in the proposed areas of annex-ation described in sections 1 and 2. Warrants must be issued for the town meeting in the manner provided by law for the holding of such meetings, notifying and warning the qualified voters of the town to vote on the approval or rejection of this Act. If the referendum fails, it may not be submitted again to the voters under the provisions of this Act.

The subject matter of this Act must be reduced to the following question:

"Do you favor annexation by the Town of Columbia Falls of a certain portion of Centerville Township in Washington County and a certain portion of T19 MD BPP in Washing-ton County?"

The municipal officers of the Town of Columbia Falls shall declare the result of the vote, and the town clerk shall file certificates of the vote with the Secretary of State within 10 days of the date of the vote. This Act takes effect for all purposes immediately upon its ac-ceptance by a majority of the legal voters in the Town of Columbia Falls.

Effective pending referendum.

CHAPTER 26
S.P. 679 - L.D. 1924

**An Act To Expand Access to
Justice in Rural Maine through
Legal Education**

**Be it enacted by the People of the State of Maine
as follows:**

Sec. 1. Rural practice clinic pilot project established. The University of Maine System shall establish a rural practice clinic in Aroostook County as a 3-year pilot project of the existing legal aid clinic of the University of Maine School of Law.

Sec. 2. Report. The University of Maine System shall submit an interim report no later than January 15, 2024 and a final report no later than January 15, 2025 to the joint standing committees of the Legislature having jurisdiction over education matters, judiciary matters and appropriations and financial affairs on the rural practice clinic pilot project established pursuant to section 1. The report must include, but is not limited to, the number, by county, of clients served by the University of Maine School of Law's legal aid clinic, including through the rural practice clinic pilot project, any barriers to the success of the pilot project, how the rural practice clinic might be replicated in other rural areas of the State and plans and recommendations, including any suggested legislation, for the future of the rural practice clinic.

See title page for effective date.

**RESOLVES OF THE STATE OF MAINE
AS PASSED AT
THE SECOND REGULAR SESSION OF THE
ONE HUNDRED AND THIRTIETH LEGISLATURE
2021**

**CHAPTER 123
H.P. 1335 - L.D. 1794**

**Resolve, Authorizing the State
Tax Assessor To Convey the
Interest of the State in Certain
Real Estate in the Unorganized
Territory**

Sec. 1. State Tax Assessor authorized to convey real estate. Resolved: That the State Tax Assessor is authorized to convey by sale the interest of the State in real estate in the Unorganized Territory as indicated in this resolve. Except as otherwise directed in this resolve, the sale must be made to the highest bidder subject to the following provisions.

1. Notice of the sale must be published 3 times prior to the sale, once each week for 3 consecutive weeks in a newspaper in the county where the real estate lies, except in those cases in which the sale is to be made to a specific individual or individuals as authorized in this resolve, in which case notice need not be published.

2. A parcel may not be sold for less than the amount authorized in this resolve. If identical high bids are received, the bid postmarked with the earliest date is considered the highest bid.

If bids in the minimum amount recommended in this resolve are not received after the notice, the State Tax Assessor may sell the property for not less than the minimum amount without again asking for bids if the property is sold on or before April 1, 2023.

Employees of the Department of Administrative and Financial Services, Bureau of Revenue Services and spouses, siblings, parents and children of employees of the Bureau of Revenue Services are barred from acquiring from the State any of the real property subject to this resolve.

Upon receipt of payment as specified in this resolve, the State Tax Assessor shall record the deed in the appropriate registry at no additional charge to the purchaser before sending the deed to the purchaser.

Abbreviations and plan and lot references are identified in the 2019 Unorganized Territory valuation book. Parcel descriptions are as follows:

2019 MATURED TAX LIENS

Sinclair Township, Aroostook County

Map AR021, Plan 04, Lot 113 038980448-3

Carrier, Leo James and Patricia A. 0.14 acre with building

TAX LIABILITY	
2019	\$154.94
2020	\$193.96
2021	\$196.77
2022 (estimated)	\$196.77
Estimated Total	\$742.44
Taxes	
Interest	\$21.70
Costs	\$38.00
Deed	\$19.00
Total	\$821.14

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$821.14. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$825.00.

Connor Township, Aroostook County

Map AR105, Plan 01, Lot 24.11 038022048-1

Dearborn, Jeffrey and Shelley 4.42 acres

TAX LIABILITY	
2019	\$60.80
2020	\$73.90
2021	\$74.97
2022 (estimated)	\$74.97
Estimated Total	\$284.64
Taxes	
Interest	\$8.43
Costs	\$38.00
Deed	\$19.00
Total	\$350.07

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Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$275.84. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$300.00.

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$220.64. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$225.00.

Freeman Township, Franklin County

Madrid Township, Franklin County

Map FR025, Plan 02, Lot 114 078080176-3

Map FR029, Plan 06, Lot 2.11 071100458-1

Lanza, Gary J. 17.50 acres with building

Epstein, William H. 1.00 acre

TAX LIABILITY	
2018	\$0.00
2019	\$563.82
2020	\$505.81
2021	\$497.54
2022 (estimated)	\$497.54
Estimated Total	<u>\$2,064.71</u>
Taxes	
Interest	\$87.05
Costs	\$57.00
Deed	\$19.00
Total	<u>\$2,227.76</u>

TAX LIABILITY	
2019	\$70.16
2020	\$77.04
2021	\$75.78
2022 (estimated)	\$75.78
Estimated Total	<u>\$298.76</u>
Taxes	
Interest	\$9.39
Costs	\$38.00
Deed	\$19.00
Total	<u>\$365.15</u>

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$2,227.76. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$2,250.00.

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$365.15. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$375.00.

Freeman Township, Franklin County

Fletchers Landing Township, Hancock County

Map FR025, Plan 02, Lot 12 078080047-1

Map HA004, Plan 03, Lot 11 098040094-2

Curavoo, Everett J. 0.25 acre

Mallett, David C. 0.08 acre

TAX LIABILITY	
2019	\$43.85
2020	\$38.52
2021	\$37.89
2022 (estimated)	\$37.89
Estimated Total	<u>\$158.15</u>
Taxes	
Interest	\$5.49
Costs	\$38.00
Deed	\$19.00
Total	<u>\$220.64</u>

TAX LIABILITY	
2019	\$35.61
2020	\$56.79
2021	\$54.06
2022 (estimated)	\$54.06
Estimated Total	<u>\$200.52</u>
Taxes	
Interest	\$5.47
Costs	\$38.00
Deed	\$19.00
Total	<u>\$262.99</u>

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$262.99. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$275.00.

Albany Township, Oxford County
 Map OX016, Plan 01, Lot 94.2 178022149-1
 Thurston, David E. 0.25 acre

TAX LIABILITY	
2017	\$35.00
2018	\$36.65
2019	\$41.04
2020	\$55.80
2021	\$52.38
2022 (estimated)	\$52.38
Estimated Total	<u>\$273.25</u>
Taxes	
Interest	\$11.51
Costs	\$76.00
Deed	\$19.00
Total	<u>\$379.76</u>

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$379.76. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$400.00.

Kingman Township, Penobscot County
 Map PE036, Plan 02, Lots 1.4 and 36.22 198080115-3
 Lancaster, Barbara 7.45 acres with building

TAX LIABILITY	
2016	\$116.55
2017	\$161.60
2018	\$174.40
2019	\$281.90
2020	\$240.12
2021	\$243.63
2022 (estimated)	\$243.63
Estimated Total	<u>\$1,461.83</u>
Taxes	
Interest	\$89.44
Costs	\$95.00
Deed	\$19.00
Total	<u>\$1,665.27</u>

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$1,665.27. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$1,675.00.

Argyle Township, Penobscot County
 Map PE035, Plan 04, Lot 25 198010184-3
 Lombard, Leonard 4.00 acres with building
 Christopher

TAX LIABILITY	
2019	\$228.98
2020	\$316.13
2021	\$320.75
2022 (estimated)	\$320.75
Estimated Total	<u>\$1,186.61</u>
Taxes	
Interest	\$33.26
Costs	\$38.00
Deed	\$19.00
Total	<u>\$1,276.87</u>

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$1,276.87. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$1,300.00.

Kingman Township, Penobscot County
 Map PE036, Plan 03, Lots 175 and 176 198080118-6
 Doherty, Richard 0.29 acre with building

TAX LIABILITY	
2017	\$67.87
2018	\$82.93
2019	\$91.94
2020	\$151.57
2021	\$153.79
2022 (estimated)	\$153.79
Estimated Total	<u>\$701.89</u>
Taxes	
Interest	\$25.12
Costs	\$76.00
Deed	\$19.00
Total	<u>\$822.01</u>

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$822.01. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$825.00.

Orneville Township, Piscataquis County

Map PI082, Plan 02, Lot 34.4 218210413-1
 Stone, Michael and Barbara 39.00 acres with building

TAX LIABILITY	
2019	\$613.38
2020	\$723.13
2021	\$742.77
2022 (estimated)	\$742.77
Estimated Total	<u>\$2,822.05</u>
Taxes	
Interest	\$93.13
Costs	\$38.00
Deed	\$19.00
Total	<u>\$2,972.18</u>

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$2,972.18. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$2,975.00.

Atkinson Township, Piscataquis County

Map PI086, Plan 08, Lot 14.2 210200258-2
 Woodward, Michael and Donald E. 114.00 acres with building

TAX LIABILITY	
2019	\$670.61
2020	\$711.33
2021	\$730.64
2022 (estimated)	\$730.64
Estimated Total	<u>\$2,843.22</u>
Taxes	
Interest	\$169.62
Costs	\$57.00
Deed	\$19.00
Total	<u>\$3,088.84</u>

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$3,088.84. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$3,100.00.

Trescott Township, Washington County

Map WA032, Plan 01, Lot 103.21 298112006-1

Merrill, Mark R.

26.16 acres with building

TAX LIABILITY	
2019	\$237.52
2020	\$138.32
2021	\$303.40
2022 (estimated)	\$303.40
Estimated Total	<u>\$982.64</u>
Taxes	
Interest	\$26.91
Costs	\$38.00
Deed	\$19.00
Total	<u>\$1,066.55</u>

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$1,066.55. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$1,075.00.

Trescott Township, Washington County

Map WA032, Plan 05, Lot 14 298110160-1

Hudson, Susan Ann

0.54 acre

TAX LIABILITY	
2019	\$28.47
2020	\$38.89
2021	\$36.59
2022 (estimated)	\$36.59
Estimated Total	<u>\$140.54</u>
Taxes	
Interest	\$4.12
Costs	\$38.00
Deed	\$19.00
Total	<u>\$201.66</u>

Recommendation: Sell to the immediate former owner or the immediate former owner's heirs or devisees for \$201.66. If payment is not received within 60 days after the effective date of this resolve, sell to the highest bidder for not less than \$225.00.

See title page for effective date.

**CHAPTER 124
H.P. 1362 - L.D. 1841**

Resolve, Regarding Legislative Review of Portions of Chapter 283: Newborn Bloodspot Screening Rule, Section 14, a Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 283: Newborn Bloodspot Screening Rule, Section 14, a provisionally adopted major substantive rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective February 17, 2022.

**CHAPTER 125
H.P. 1372 - L.D. 1851**

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

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 305: Rules and Regulations Pertaining to Traffic Movement Permits, a provisionally adopted major substantive rule of the Department of Transportation that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective February 17, 2022.

**CHAPTER 126
H.P. 610 - L.D. 842**

Resolve, To Create the Commission To Examine Reestablishing Parole

Sec. 1. Commission established. Resolved: That the Commission To Examine Reestablishing Parole, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That the commission consists of 13 members as follows:

1. Two members of the Senate appointed by the President of the Senate, including one member from each of the 2 parties holding the largest number of seats in the Legislature;

2. Three members of the House of Representatives appointed by the Speaker of the House, including at least one member from each of the 2 parties holding the largest number of seats in the Legislature;

3. The Commissioner of Corrections or the commissioner's designee;

4. The Attorney General or the Attorney General's designee;

5. A district attorney, designated by an association representing prosecutors in the State;

6. A representative of an organization advocating for the interests of people who are incarcerated, appointed by the President of the Senate;

7. A member with experience in the fields of criminal sentencing or criminology or with experience in administering parole, appointed by the Speaker of the House;

8. A member who is an expert in criminal procedure, appointed by the President of the Senate;

9. A representative of an organization advocating for the interests of racial minorities, appointed by the Speaker of the House; and

10. An active or retired judge or justice, designated by the Chief Justice of the Supreme Judicial Court.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.

Sec. 4. Appointments; convening of commission. Resolved: That all appointments must be made no later than 120 days following the adjournment of the Second Regular Session of the 130th Legislature. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 120 days or more after the adjournment of the Second Regular Session of the 130th Legislature a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business.

Sec. 5. Duties. Resolved: That the commission shall examine parole as it currently operates in this State and in other states, with a specific focus on the parole law in Colorado, the benefits and drawbacks of parole,

different models of parole, how parole fits in with the overall framework of the Maine Criminal Code, the effect of parole on parolees, the costs and savings of instituting parole and the elements of a plan to implement parole.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission, except that the Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Consultants. Resolved: That the commission may request that individuals with specific expertise in parole and the logistics of parole systems, including but not limited to the current members of the Department of Corrections, State Parole Board, serve as consultants to the commission.

Sec. 8. Report. Resolved: That, notwithstanding Joint Rule 353, no later than December 1, 2022, the commission shall submit a report that includes its findings and recommendations, including suggested legislation, to the Joint Standing Committee on Judiciary. The joint standing committee of the Legislature having jurisdiction over judiciary matters may report out legislation based on the recommendations of the commission to the First Regular Session of the 131st Legislature.

See title page for effective date.

CHAPTER 127

S.P. 626 - L.D. 1788

Resolve, To Rename Bridges in the Town of Milo for Veterans Who Died during the Vietnam War

Sec. 1. Bridge over Pleasant River in Milo named. Resolved: That the Department of Transportation shall designate Bridge 3244 on Pleasant Road, which crosses the Pleasant River in the Town of Milo and is currently known as the Pleasant River Bridge, the James Ellingson Memorial Bridge.

Sec. 2. Bridge over Piscataquis River in Milo named. Resolved: That the Department of Transportation shall designate Bridge 2867 on Routes 6, 11 and 16, which crosses the Piscataquis River in the Town of Milo and is currently known as the Old Toll Bridge, the Wayne Sangillo Memorial Bridge.

Sec. 3. Bridge over Sebec River in Milo named. Resolved: That the Department of Transportation shall designate Bridge 2572 on Route 16, which

crosses the Sebec River in the Town of Milo and is currently known as the East Opening Bridge, the Henry "Butch" Heal, Jr. Memorial Bridge.

See title page for effective date.

CHAPTER 128

S.P. 657 - L.D. 1839

Resolve, To Name a Bridge in the Town of Unity the Alton "Mac" McCormick Memorial Bridge

Sec. 1. Unity Bridge renamed. Resolved: That the Department of Transportation shall designate Bridge 5228 on U.S. Route 202 and State Route 9 in the Town of Unity, currently known as Unity Bridge, the Alton "Mac" McCormick Memorial Bridge.

See title page for effective date.

CHAPTER 129

H.P. 1363 - L.D. 1842

Resolve, Regarding Legislative Review of Portions of Chapter 120: Release of Data to the Public, a Major Substantive Rule of the Maine Health Data Organization

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 120: Release of Data to the Public, a provisionally adopted major substantive rule of the Maine Health Data Organization that has been

submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 16, 2022.

CHAPTER 130

H.P. 1375 - L.D. 1865

Resolve, Regarding Legislative Review of Chapter 34: Child Care Provider (Child Care Facilities and Family Child Care Providers) Background Check Licensing Rule, a Major Substantive Rule of the Department of Health and Human Services, Office of Child and Family Services

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of Chapter 34: Child Care Provider (Child Care Facilities and Family Child Care Providers) Background Check Licensing Rule, a provisionally adopted major substantive rule of the Department of Health and Human Services, Office of Child and Family Services that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 16, 2022.

CHAPTER 131

S.P. 672 - L.D. 1912

Resolve, To Rename 3 Bridges in Brownville and Brownville Junction

Sec. 1. Bridge over Pleasant River in Brownville named. Resolved: That the Department of Transportation shall designate Bridge 923 on Church Street, which crosses the Pleasant River in the Town of Brownville and is currently known as the Brownville Bridge, the Stanley Smith Larson Memorial Bridge.

Sec. 2. Bridge over Pleasant River in Brownville Junction named. Resolved: That the Department of Transportation shall designate Bridge 3222 on Route 11, which crosses the Pleasant River in Brownville Junction in the Town of Brownville and is currently known as the Brownville Junction Bridge, the Edward Fredonia Stone Memorial Bridge.

Sec. 3. Bridge over East Branch Pleasant River in Brownville named. Resolved: That the Department of Transportation shall designate Bridge 3355 on Route 11, which crosses the East Branch Pleasant River in the Town of Brownville and is currently known as the Walker Bridge, the Elden Howard Cail Memorial Bridge.

See title page for effective date.

CHAPTER 132

H.P. 795 - L.D. 1080

Resolve, Directing the Department of Health and Human Services To Update the Rights of Recipients of Mental Health Services

Sec. 1. Department of Health and Human Services to update the rights of recipients of mental health services. Resolved: That, by July 1, 2025, the Department of Health and Human Services shall by rule update the rights of recipients of mental health services pursuant to the Maine Revised Statutes, Title 34-B, sections 3003 and 15002. Notwithstanding the rule-making requirements of Title 34-B, section 3003, subsection 4 and section 15002, subsection 7, rules adopted pursuant to this resolve are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

The Department of Health and Human Services shall comply with the following requirements prior to adopting the updates to the rules as required by this section:

1. By September 1, 2022, the department shall submit to the Joint Standing Committee on Health and Human Services a work plan for developing and promulgating these rule changes and ensuring stakeholder engagement prior to the drafting of the rule changes. Stakeholders must include, but are not limited to, consumers of mental health services, advocates for consumers of mental health services, providers of mental health services and health care systems in the State.

2. Beginning January 1, 2023 and every 6 months thereafter until provisional rule changes are adopted under this section, the department shall report to the joint standing committee of the Legislature having jurisdiction over health and human services matters on its progress toward compliance with this resolve.

See title page for effective date.

CHAPTER 133

H.P. 1429 - L.D. 1921

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

Sec. 1. Authority to convey state land. Resolved: That, notwithstanding any provision of law to the contrary, the State may transfer a certain parcel of land described in section 2 to the Passamaquoddy Tribe, subject to such terms and conditions described in sections 3 to 6.

Sec. 2. Description of land transferred. Resolved: That the land authorized to be conveyed pursuant to this resolve is a parcel of land of approximately 1.08 acres located on the northern side of State Route 191 in Meddybemps, Washington County, described in a deed recorded in the Washington County Registry of Deeds, Book 2679, Page 152.

Sec. 3. Land subject to terms and conditions. Resolved: That the State may convey the parcel described in section 2 upon such terms and conditions as the Commissioner of Environmental Protection considers appropriate and necessary to ensure access to the property transferred, compliance with encumbrances of record and inclusion of any new restrictions determined necessary by the Department of Environmental Protection or the United States Environmental Protection Agency.

Sec. 4. Land to be transferred as is. Resolved: That the land described in section 2 must be transferred by release deed "as is" with no representations or warranties as to title, subject to any and all terms, conditions, encumbrances, restrictions and liens of record, including those described in section 3.

Sec. 5. Release of liability for historical contamination. Resolved: That the Passamaquoddy Tribe's compliance with the terms, conditions, encumbrances and restrictions described in section 3 releases the Passamaquoddy Tribe of any state environmental contamination claims, including natural resource damage claims, that have or in the future may accrue to the State or its agencies as a result of the historic contamination of the land by parties other than the Passamaquoddy Tribe.

Sec. 6. Repeal. Resolved: That sections 1 to 4 of this resolve are repealed 5 years from its effective date.

See title page for effective date.

CHAPTER 134

H.P. 1307 - L.D. 1756

Resolve, Authorizing the Department of Agriculture, Conservation and Forestry To Convey Certain Land in Penobscot County

Preamble. The Constitution of Maine, Article IX, Section 23 requires that real estate held by the State for conservation or recreation purposes may not be reduced or its uses substantially altered except on the vote of 2/3 of all members elected to each House.

Whereas, certain real estate authorized for conveyance by this resolve is under the designations described in the Maine Revised Statutes, Title 12, section 598-A; and

Whereas, the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands may sell, lease or exchange lands with the approval of the Legislature in accordance with Title 12, sections 1814, 1837 and 1851; and

Whereas, the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands holds a common and undivided interest in 2 adjacent sections totaling an approximately 2,043-acre parcel of land in T. 4, R. 8 in Penobscot County, which constitutes approximately 1,624 acres of state ownership, a majority of both sections; and

Whereas, due to lack of good public access in T. 4, R. 8, it will benefit the people of Maine to sell interest in the parcel for cash to purchase alternative lands

within Penobscot County that can be managed for public benefits such as recreational access, wildlife habitat and sustainable timber harvest; and

Whereas, the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands requests legislative approval to negotiate the sale of lands in a timely fashion; now, therefore, be it

Sec. 1. Director of Bureau of Parks and Lands authorized, but not directed, to convey interest in certain land in T. 4, R. 8 in Penobscot County. Resolved: That the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry may, by quitclaim deed without covenant, convey in accordance with this section interest in a parcel of land totaling approximately 2,043 acres based on shares held in common and undivided interest in T. 4, R. 8 in Penobscot County, the total being held in 2 sections, with the first constituting an approximate amount of 1,868 acres based on an approximate 79% share and the 2nd based on an approximate 85% share of an approximate 175-acre parcel, together with all appurtenant rights and easements located on that property. The director may partition the parcels prior to conveyance. The director may convey interest in the parcels for appraised fair market value as determined by an independent assessment of the timber and other values to any holder of common and undivided interest in either section of land or to a 3rd-party intermediary that is required to immediately convey the property to Baxter State Park. The director may convey interest in the parcels to Baxter State Park for an amount determined by the director and the park to be in the public interest.

See title page for effective date.

CHAPTER 135

S.P. 430 - L.D. 1348

Resolve, To Study the Impacts of Consumer Fireworks Use

Sec. 1. Stakeholder group. Resolved: That, in accordance with the requirements of this section, the State Fire Marshal shall convene a stakeholder group to review matters relating to the impacts of consumer fireworks use.

1. The State Fire Marshal shall, at a minimum, include as members of the stakeholder group:

A. The Commissioner of Public Safety or the commissioner's designee;

B. The Commissioner of Agriculture, Conservation and Forestry or the commissioner's designee;

C. The Director of the Bureau of Forestry within the Department of Agriculture, Conservation and Forestry or the director's designee;

- D. A representative of a statewide organization representing the interests of farmers;
 - E. A representative of a statewide equine protection organization;
 - F. A representative of a statewide animal welfare organization;
 - G. A veterinarian;
 - H. An owner of a business that sells consumer fireworks in the State; and
 - I. A representative of a statewide organization representing municipal interests.
2. The stakeholder group shall review and conduct research on matters relating to the impacts of consumer fireworks use in the State including, but not limited to:
- A. A review of the decibel levels of consumer fireworks sold in the State, including how the decibel level of a firework can impact humans, pets, livestock and wildlife, and a review of documented reports since the enactment of Public Law 2011, chapter 416 of harm to animals caused directly or indirectly by the use of consumer fireworks;
 - B. A survey of residents of the State to identify concerns and negative experiences with consumer fireworks use;
 - C. A review of laws of other jurisdictions regulating the use of consumer fireworks, including any laws requiring a user of consumer fireworks to notify abutters or nearby persons prior to use; and
 - D. An analysis of methods and the feasibility of implementing a notification system in the State to alert the owners of livestock and other animals of potential nearby consumer fireworks use prior to such use.

As used in this section, "consumer fireworks" has the same meaning as in the Maine Revised Statutes, Title 8, section 221-A, subsection 1-A.

Sec. 2. Report. Resolved: That, on or before January 15, 2023, the State Fire Marshal shall submit to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters a report outlining the findings and any recommendations of the stakeholder group convened pursuant to section 1, including any proposed legislation. After reviewing the report, the joint standing committee may report out legislation relating to the report to the First Regular Session of the 131st Legislature.

See title page for effective date.

CHAPTER 136

S.P. 602 - L.D. 1852

Resolve, Authorizing the Maine National Guard To Sell Certain Property in Hallowell

Sec. 1. Granite Hill Road property in City of Hallowell; transfer authorized. Resolved:

That, in accordance with the Maine Revised Statutes, Title 37-B, section 264, the Adjutant General may sell the parcel of land located off Granite Hill Road in the City of Hallowell identified on Hallowell tax map 019 as lot 023 and recorded in the Kennebec County Registry of Deeds as follows:

- 1. Book 738, Page 111, approximately 4.15 acres from Cyr to the State of Maine dated October 30, 1937;
- 2. Book 738, Page 112, approximately 0.5 acre from Gillie to the State of Maine dated November 5, 1937; and
- 3. Book 738, Page 113, approximately 2.3 acres from Lord to the State of Maine dated October of 1937.

The sale may be accomplished by means of a quit-claim deed, as long as the City of Hallowell agrees to indemnify and hold harmless the State from all claims, including any environmental clean-up costs that may arise in connection with the land.

See title page for effective date.

CHAPTER 137

S.P. 712 - L.D. 1981

Resolve, Authorizing the Bureau of Parks and Lands To Authorize Additional Construction and Installations Related to a Telecommunications Tower on Bald Mountain in the Town of Rangeley

Preamble. The Constitution of Maine, Article IX, Section 23 requires that real estate held by the State for conservation or recreation purposes may not be reduced or its uses substantially altered except on the vote of 2/3 of all members elected to each House.

Whereas, certain real estate authorized for lease by this resolve is under the designations in the Maine Revised Statutes, Title 12, section 598-A; and

Whereas, the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry may lease lands in accordance with the Maine Revised Statutes, Title 12, sections 1814, 1838 and 1852; and

Whereas, the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry is a lessor of certain land near the summit of Bald Mountain in the Town of Rangeley under a lease, dated August 31, 2011, pursuant to which RCC Atlantic, Inc., c/o Verizon Wireless, is the lessee and American Tower has a management agreement with RCC Atlantic, Inc. and presently operates a commercial telecommunications tower; now, therefore, be it

Sec. 1. Director of Bureau of Parks and Lands authorized to allow certain actions related to the lease of certain land within the Bald Mountain public reserved lands in the Town of Rangeley. Resolved: That the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry may authorize RCC Atlantic, Inc. and American Tower to take the following actions on certain land within the Bald Mountain public reserved lands in the Town of Rangeley on which American Tower operates a commercial telecommunications tower pursuant to a lease dated August 31, 2011 under which the bureau is the lessor and RCC Atlantic, Inc. is the lessee and American Tower has a management agreement with RCC Atlantic, Inc. and presently operates the commercial telecommunications tower:

1. Construct an extension at the top of the existing tower, with the extension not to exceed the height of the existing tower by more than 18 feet;
2. Construct an additional custom shelter at the base of the tower with an associated generator; and
3. Allow the installation of communications equipment on the tower by an additional wireless communications company, with the goal of improving local wireless communications service and emergency telecommunications service in the region.

Except as provided in this section, any authorization granted to RCC Atlantic, Inc. or American Tower must be in accordance with the August 31, 2011 lease entered into between the Bureau of Parks and Lands and RCC Atlantic, Inc.

See title page for effective date.

**CHAPTER 138
H.P. 1374 - L.D. 1864**

Resolve, Regarding Legislative Review of Portions of Chapter 33: Family Child Care Provider Licensing Rule, a Major Substantive Rule of the Department of Health and Human Services, Office of Child and Family Services

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 33: Family Child Care Provider Licensing Rule, a provisionally adopted major substantive rule of the Department of Health and Human Services, Office of Child and Family Services that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if the following changes are made:

1. The rule must be amended to remove critical violation in Section 1.B.11 as a category of violation by providers that do not meet licensing requirements;
2. The rule must be amended to remove all references to "CV" for critical violations from the margins;
3. In Section 2.G.12, the rule must be amended to require providers to enroll rather than register with the Quality Rating and Improvement System within the Office of Child and Family Services;
4. In Section 6.F.4, the rule must be amended to remove the requirement for providers to notify the department of a critical violation within 24 hours of occurrence;

5. In Section 7.F.5 and Section 7.F.6, the rule must be amended to specify that the immunization records of providers and staff members document immunity against tetanus, pertussis and diphtheria;

6. In Section 8.A.10, the rule must be amended to clarify that training for staff members on transportation of children is required biennially rather than biannually;

7. In Section 12.A.1.a, the rule must be amended to update the child care immunization standards from those published in September 2019 to those published on August 8, 2021;

8. In Section 14.M, the rule must be amended to remove the requirement for both hot and cold running water in toilet facilities and require only running water; and

9. The rule must be amended to remove administrative fines from Section 20.D as a penalty for noncompliance with licensing rules and from Section 20.P.1.c.v from actions that are subject to the right to appeal.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 31, 2022.

CHAPTER 139

H.P. 1440 - L.D. 1931

Resolve, Regarding Legislative Review of Portions of Chapter 40: Rule for Medication Administration in Maine Schools, a Major Substantive Rule of the Department of Education

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation

of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 40: Rule for Medication Administration in Maine Schools, a provisionally adopted major substantive rule of the Department of Education that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized, and the Department of Education may make grammatical, formatting, punctuation and other technical, nonsubstantive editing changes to the rule as necessary prior to final adoption.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 31, 2022.

CHAPTER 140

H.P. 1441 - L.D. 1932

Resolve, Regarding Legislative Review of Portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a Major Substantive Rule of the Department of Education

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a provisionally adopted major substantive rule of the Department of Education that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 31, 2022.

CHAPTER 141

H.P. 1381 - L.D. 1871

Resolve, Directing the Maine Human Rights Commission To Extend Its Pilot Program To Investigate and Report on Incidents of Harassment Due to Housing Status, Lack of Employment and Other Issues

Sec. 1. Resolve 2019, c. 113, §1, amended. Resolved: That Resolve 2019, c. 113, §1 is amended to read:

Sec. 1. Maine Human Rights Commission pilot program to investigate and report on incidents and complaints of harassment due to housing status, lack of employment and other issues. Resolved: That the Maine Human Rights Commission shall, within budgeted resources, implement a ~~2-year~~ 4-year pilot program to receive, review and investigate incidents and complaints of harassment due to a person's lack of employment or housing status and other reports of interference with a person's access to public accommodations.

In carrying out the pilot program, the commission shall investigate and respond to incidents and complaints of harassment as set out in the Maine Revised Statutes, Title 5, sections 4611 and 4612. The commission may use any of its powers under Title 5, section 4566 to carry out the pilot program. The commission may limit the scope of the pilot program in the interest of efficiency.

The commission shall produce an interim report for submission to the ~~Joint Standing Committee on Judiciary~~ joint standing committee of the Legislature having jurisdiction over judiciary matters by September 15, ~~2021~~ 2023. The commission shall produce a final report for submission to the joint standing committee of the Legislature having jurisdiction over judiciary matters by September 15, ~~2022~~ 2024. Either report may contain recommendations on changes to the pilot program or for its continuation as well as suggested legislation to carry out any of the recommendations.

Sec. 2. Retroactivity. Resolved: That this resolve is retroactive to June 16, 2020.

See title page for effective date.

CHAPTER 142
S.P. 605 - L.D. 1853

Resolve, To Increase Oversight of the Child Welfare System

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the duty to protect children from abuse and neglect is a fundamental priority of the Legislature; and

Whereas, the joint standing committee of the Legislature having jurisdiction over health and human services matters must receive reports from citizen review panels and the Department of Health and Human Services, Office of Child and Family Services as soon as possible in order to consider legislation affecting the duty to protect children from abuse and neglect; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Citizen panels quarterly reports. Resolved: That the child welfare advisory panel, referred to in this section as "the advisory panel," established pursuant to the Maine Revised Statutes, Title 22, section 4010-D and the child death and serious injury review panel, referred to in this section as "the review panel," established in Title 22, section 4004, subsection 1, paragraph E, shall submit reports to the joint standing committee of the Legislature having jurisdiction over health and human services matters at least every 3 months beginning in June 2022 and until June 30, 2024. The advisory panel and the review panel may choose to submit combined reports or separate reports. Any presentations of the reports to the committee must be presented by the citizen members of the panels to the extent possible. Each quarterly report must contain, at minimum, the following:

1. A summary of generalized and anonymized observations in the prior 3-month period regarding efforts by the Department of Health and Human Services, Office of Child and Family Services to improve the child welfare system;
2. A summary of the collaboration between the advisory panel and the review panel as well as the Justice for Children Task Force established in 2006 that reports to the Supreme Judicial Court; and
3. Any recommendations on how to further protect the State's children through Department of Health and Human Services policy and rulemaking and through legislation.

Sec. 2. Department of Health and Human Services, Office of Child and Family Services to provide quarterly reports. Resolved:

That the Department of Health and Human Services, Office of Child and Family Services shall submit reports to the joint standing committee of the Legislature having jurisdiction over health and human services matters at least every 3 months beginning in June 2022 and until June 30, 2024. The reports must address the progress in implementing the recommendations of the Casey Family Programs and Collaborative Safety report completed for the department in October 2021, responses to recommendations from the child welfare advisory panel established pursuant to the Maine Revised Statutes, Title 22, section 4010-D and progress in efforts described in the department's annual report on child welfare. The reports must address, at minimum, the following:

1. Efforts to further coordinate and advance child welfare services in primary, secondary and tertiary prevention, as those prevention services are described by the Office of Child and Family Services;
2. Efforts to expand the use and value of family team meetings;
3. Efforts to expand the use of participation of people with lived experience in the development of policy regarding and operation of the child welfare system;
4. A review of the department's policies and practices regarding domestic violence and the ability of the nonoffending parent to assume custody of the children;
5. Efforts to work with the Guardian Ad Litem Review Board under the Board of Overseers of the Bar, the judicial branch and other interested parties to improve the training and support of guardians ad litem; and
6. Any recommendations on how to further protect the State's children, through department policy and rule-making and legislation.

Sec. 3. Legislation authorized. Resolved: That the joint standing committee of the Legislature having jurisdiction over health and human services matters is authorized to report out related legislation to the next regular or special session of the Legislature after any quarterly report submitted pursuant to this resolve.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 7, 2022.

**CHAPTER 143
H.P. 1438 - L.D. 1930**

Resolve, Regarding Legislative Review of Portions of Chapter 1: Adult Use Marijuana Program Rule, a Major Substantive Rule of the Department of Administrative and Financial Services, Office of Marijuana Policy

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 1: Adult Use Marijuana Program Rule, a provisionally adopted major substantive rule of the Department of Administrative and Financial Services, office of marijuana policy that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 7, 2022.

**CHAPTER 144
H.P. 1442 - L.D. 1933**

Resolve, Regarding Legislative Review of Portions of Chapter 115: The Credentialing of Education Personnel, a Major Substantive Rule of the State Board of Education

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 115: The Credentialing of Education Personnel, a provisionally adopted major substantive rule of the State Board of Education that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if the following changes are made.

1. The rule must be amended in Part I, section 6, subsection 2, Professional Teacher Certificate, to cross-reference the pre-service candidate standards found in the State Board of Education rule Chapter 114: Purpose, Standards and Procedures for the Review and Approval of Preparation Programs for Education Personnel, section 2, subsection 2.1.

2. The rule must be amended in Part I, section 6, subsection 5, Certification for a Certified Educational Technician, in the portion regarding eligibility to remove the provision that an applicant is eligible to be an educational technician II or III if the applicant has successfully completed a program in the State approved for targeting essential skills and knowledge for performing permitted responsibilities.

3. The rule must be amended in Part II, section 1, subsection 1.18, Endorsement: Pre-kindergarten

through Grade 12 Teacher of School Health and Physical Education, to change the endorsement to pre-kindergarten through grade 12 teacher of health and physical education.

4. The rule must be amended in Part II, section 2, subsection 2.1, Endorsement 282: Teacher of Children with Disabilities, to:

A. Reinstate the grade levels for the endorsement as: birth to school age 5, kindergarten through grade 8 and grades 7 through 12; and

B. For the birth to school age 5 grade level, differentiate and specify the semester hours in early childhood and early intervention course work necessary for the endorsement and clarify the permissible student teacher settings.

5. All necessary grammatical, formatting, punctuation and other technical, nonsubstantive editing changes must be made to the rule, including, but not limited to, the removal of strikethrough or underlined letters or words remaining from prior drafts and edits and the amendment of any inconsistent numbering or lettering in the rule.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 7, 2022.

**CHAPTER 145
H.P. 1507 - L.D. 2026**

Resolve, Regarding Legislative Review of Chapter 180: Appliance Efficiency Standards, a Late-filed Major Substantive Rule of the Department of Environmental Protection's Bureau of Air Quality

Sec. 1. Adoption. Resolved: That final adoption of Chapter 180: Appliance Efficiency Standards, a provisionally adopted major substantive rule of the Department of Environmental Protection's bureau of air quality that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A outside the legislative rule acceptance period, is authorized.

See title page for effective date.

**CHAPTER 146
H.P. 1392 - L.D. 1882**

**Resolve, Directing the
Department of Health and
Human Services To Review the
Requirements for Certification
of Micropigmentation
Practitioners**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, cosmetology training schools and institutes are not offering training in micropigmentation in the State and this has resulted in few opportunities for licensure under the current rules; and

Whereas, this resolve is necessary to create opportunities for employment in the area of micropigmentation; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Evaluation. Resolved: That the Department of Health and Human Services shall review and evaluate the training and board certification requirements for engaging in the practice of micropigmentation. The review and evaluation must address how to increase access to the field of micropigmentation, including by reducing the number of training hours required under the Maine Revised Statutes, Title 32, section 4313. By November 2, 2022, the department shall submit a report to the joint standing committee of the Legislature having jurisdiction over health and human services matters regarding the results of the review and evaluation. The joint standing committee may report out a bill to the First Regular Session of the 131st Legislature based on the report.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 10, 2022.

**CHAPTER 147
H.P. 462 - L.D. 626**

**Resolve, To Direct the
Department of Agriculture,
Conservation and Forestry To
Develop Recommendations
Regarding Nonwater-
dependent Floating Structures
on Maine's Waters**

Sec. 1. Department of Agriculture, Conservation and Forestry to develop recommendations regarding nonwater-dependent floating structures on the State's waters. Resolved: That the Department of Agriculture, Conservation and Forestry shall establish an interagency working group to develop recommendations, including suggested legislation, to define and regulate nonwater-dependent floating structures on coastal and inland waters. The department shall consult with the Department of Inland Fisheries and Wildlife and other state and federal agencies as needed and seek input from a statewide municipal association and a statewide harbor masters association that represents Maine harbor masters. The department shall submit a report with findings and recommendations, including suggested legislation, to the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters no later than January 1, 2024. The joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters may submit a bill to the Second Regular Session of the 131st Legislature based on the subject matter of the report.

See title page for effective date.

**CHAPTER 148
S.P. 739 - L.D. 2028**

**Resolve, Directing the Family
Law Advisory Commission To
Develop Options To Improve
Preliminary Injunctions in
Judicial Separation and
Divorce Actions**

Sec. 1. Preliminary injunctions in judicial separation and divorce actions. Resolved: That the Family Law Advisory Commission, as established in the Maine Revised Statutes, Title 5, section 12004-I, subsection 52-A, shall review the elements of preliminary injunctions in judicial separation and divorce actions in Title 19-A and in the statutes of other states to analyze appropriate elements and when they should be applied. The commission shall develop options for improving preliminary injunctions in judicial separation

and divorce actions. The commission may include interested parties in the review, analysis and development of options. The commission shall submit a report, including any recommendations, to the joint standing committee of the Legislature having jurisdiction over judiciary matters no later than December 15, 2022. The joint standing committee may report out legislation related to the report to the 131st Legislature in 2023.

See title page for effective date.

CHAPTER 149

H.P. 1444 - L.D. 1934

Resolve, Changing the Identifying and Reporting Responsibilities and Extending the Reporting Deadline for the Identification of Places in the State with Offensive Names

Sec. 1. Resolve 2021, c. 98, §1, amended. Resolved: That Resolve 2021, c. 98, §1 is amended to read:

Sec. 1. Identification of offensive names for geographic features and other places. Resolved: That the ~~Department of Agriculture, Conservation and Forestry Permanent Commission on the Status of Racial, Indigenous and Tribal Populations shall work jointly with the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations, jointly referred to in this resolve as "the department and commission,"~~ to review state law regarding offensive place names. The ~~department and commission~~ shall:

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; and
4. Create the Advisory Committee on Reconciliation in Place Names within the commission, and appoint members to the advisory committee, in order to accelerate the process by which offensive place names in the State are identified and replaced. This subsection governs the creation and activities of the advisory committee.

A. The commission may determine the number of members that will serve on the advisory committee.

B. The commission may determine the expertise of the members appointed to serve on the advisory committee, which may include representation from indigenous and tribal populations; members of the African American community; people with a deep knowledge of civil rights, anthropology or history; representatives of the Department of Agriculture, Conservation and Forestry, Office of the Attorney General or Maine Human Rights Commission; and members of the public.

C. The advisory committee shall consult with local community representatives, municipalities, historically impacted populations, state, federal and local governments and the public in order to broadly solicit, review and recommend to the commission changes that will facilitate the proactive and systematic development and review of name-change proposals.

D. The advisory committee shall establish a process to solicit and assist with proposals to the United States Board on Geographic Names to change offensive place names.

It is the intent of this resolve that the ~~department and commission~~ Permanent Commission on the Status of Racial, Indigenous and Tribal Populations carry out ~~their~~ its responsibilities within the existing resources of the ~~department and commission~~. The ~~department and commission~~ may solicit, accept and expend funds to cover any expenses that are in excess of existing resources.

By December 1, ~~2021~~ 2022, the ~~Department of Agriculture, Conservation and Forestry Permanent Commission on the Status of Racial, Indigenous and Tribal Populations~~ shall submit a report pursuant to this section, including any suggested legislation, to the ~~Joint Standing Committee on Judiciary~~ joint standing committee of the Legislature having jurisdiction over judiciary matters. The joint standing committee may submit a bill related to the report to the ~~Second First~~ Regular Session of the ~~130th~~ 131st Legislature.

See title page for effective date.

CHAPTER 150

H.P. 1518 - L.D. 2036

Resolve, Clarifying the Conveyance of Land to the Passamaquoddy Tribe in the Town of Meddybemps

Sec. 1. Resolve 2021, c. 133, §1, amended. Resolved: That Resolve 2021, c. 133, §1 is amended to read:

Sec. 1. Authority to convey state land. Resolved: That, notwithstanding any provision of law to

the contrary, the State may transfer a certain parcel of land as described in section 2 to the Passamaquoddy Tribe, subject to such terms and conditions described in sections 3 to 6.

Sec. 2. Resolve 2021, c. 133, §2, repealed and replaced. Resolved: That Resolve 2021, c. 133, §2 is repealed and the following enacted in its place:

Sec. 2. Description of land transferred. Resolved: That the land authorized to be conveyed pursuant to this resolve is a parcel of land of approximately 1.08 acres located on the northern side of State Route 191 in Meddybemps, Washington County, described in a deed recorded in the Washington County Registry of Deeds, Book 2679, Page 152, together with an access and use easement over a parcel of land located on the northern side of State Route 191 in Meddybemps, Washington County, described in a deed recorded in the Washington County Registry of Deeds, Book 736, Page 157, to the extent such easement is permitted by and consistent with federal and state law or regulations and funding restrictions and subject to any environmentally protective restrictions that are now or may in the future become applicable to the parcel, including but not limited to those set forth in records of decision, environmental covenants and similar deed restrictions.

Sec. 3. Resolve 2021, c. 133, §3, amended. Resolved: That Resolve 2021, c. 133, §3 is amended to read:

Sec. 3. Land subject to terms and conditions. Resolved: That the State may convey the ~~par-
eel~~ land described in section 2 upon such terms and conditions as the Commissioner of Environmental Protection considers appropriate and necessary to ensure access to the property transferred, compliance with encumbrances of record and inclusion of any new restrictions determined necessary by the Department of Environmental Protection or the United States Environmental Protection Agency.

Sec. 4. Resolve 2021, c. 133, §5, amended. Resolved: That Resolve 2021, c. 133, §5 is amended to read:

Sec. 5. Release of liability for historical contamination. Resolved: That the Passamaquoddy Tribe's compliance with the terms, conditions, encumbrances and restrictions described in section 3 releases the Passamaquoddy Tribe of any state environmental contamination claims, including natural resource damage claims, that have or in the future may accrue to the State or its agencies as a result of the historic contamination of the land described in section 2 by parties other than the Passamaquoddy Tribe.

See title page for effective date.

**CHAPTER 151
H.P. 1509 - L.D. 2027**

**Resolve, Regarding Legislative
Review of Portions of Chapter
101: MaineCare Benefits
Manual, Chapter III, Section
97: Private Non-Medical
Institution Services, a Late-
filed Major Substantive Rule of
the Department of Health and
Human Services**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature outside the legislative rule acceptance period; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 97: Private Non-Medical Institution Services, a provisionally adopted major substantive rule of the Department of Health and Human Services that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A outside the legislative rule acceptance period, is authorized.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 14, 2022.

**CHAPTER 152
S.P. 715 - L.D. 1983**

**Resolve, To Authorize the
Bureau of Parks and Lands To
Enter into a Lease with
Christian Camps and
Conferences for a Parcel of
Land Located in Somerset
County**

Preamble. The Constitution of Maine, Article IX, Section 23 requires that real estate held by the State for conservation or recreation purposes may not be reduced or its uses substantially altered except on the vote of 2/3 of all members elected to each House.

Whereas, certain real estate authorized for lease by this resolve is under the designations in the Maine Revised Statutes, Title 12, section 598-A; and

Whereas, the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry may sell, lease or exchange lands with the approval of the Legislature in accordance with the Maine Revised Statutes, Title 12, sections 1814, 1838 and 1852; now, therefore, be it

Sec. 1. Director of Bureau of Parks and Lands authorized to lease certain land within the public reserved lands in Dennistown Plantation in Somerset County. Resolved: That the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry may lease to Christian Camps and Conferences, on such terms and conditions as the director may direct, certain land within the public reserved lands in Dennistown Plantation in Somerset County described in the Transmission Line Lease entered into between the bureau and Christian Camps and Conferences in effect beginning June 1, 2016 to be used to replace, remove, maintain, operate, repair, upgrade and use telephone cable buried in conduit for the purpose of providing telephone service.

See title page for effective date.

**CHAPTER 153
H.P. 1470 - L.D. 1984**

**Resolve, Authorizing the
Director of the Bureau of
Parks and Lands To Renew a
Lease of Certain Land in
Aroostook State Park to the
Federal Aviation
Administration**

Preamble. The Constitution of Maine, Article IX, Section 23 requires that real estate held by the State for conservation or recreation purposes may not be reduced or its uses substantially altered except on the vote of 2/3 of all members elected to each House.

Whereas, certain real estate authorized for lease by this resolve is under the designations in the Maine Revised Statutes, Title 12, section 598-A; and

Whereas, the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry may lease lands in accordance with the Maine Revised Statutes, Title 12, sections 1814, 1838 and 1852; now, therefore, be it

Sec. 1. Director of Bureau of Parks and Lands authorized to lease certain land within Aroostook State Park in Presque Isle. Resolved: That the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry is authorized to lease approximately 1/4 of an acre of land at Aroostook State Park in Presque Isle to the Federal Aviation Administration within the United States Department of Transportation for the purpose of continuing to provide an outer marker light and compass locator elements of the airplane landing guidance system for Presque Isle International Airport in Aroostook County.

See title page for effective date.

**CHAPTER 154
S.P. 735 - L.D. 2025**

**Resolve, To Authorize the
Bureau of Parks and Lands To
Enter into a Lease with
Aroostook Technologies, Inc.
for a Parcel of Land in
Township 11, Range 4 WELS**

Preamble. The Constitution of Maine, Article IX, Section 23 requires that real estate held by the State for conservation or recreation purposes may not be reduced or its uses substantially altered except on the vote of 2/3 of all members elected to each House.

Whereas, certain real estate authorized for lease by this resolve is under the designations in the Maine Revised Statutes, Title 12, section 598-A; and

Whereas, the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry may sell, lease or exchange lands with the approval of the Legislature in accordance with the Maine Revised Statutes, Title 12, sections 1814, 1838 and 1852; now, therefore, be it

Sec. 1. Director of Bureau of Parks and Lands authorized to lease certain land within the public reserved lands in Township 11, Range 4 WELS in Aroostook County. Resolved: That the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry may lease to Aroostook Technologies, Inc., on such terms and conditions as the director may direct, certain land within the public reserved lands in Township 11, Range 4 WELS in Aroostook County described in the Telecommunications Facilities Lease entered into between the bureau and Aroostook Technologies, Inc., in effect beginning August 30, 2019, to be used to install and maintain a radio repeater station consisting of solar panels and an antenna attached to an existing fire tower for the purpose of repeating and relaying a radio signal.

See title page for effective date.

**CHAPTER 155
S.P. 121 - L.D. 270**

**Resolve, Directing the
Department of Education To
Study the Regional Adjustment**

Sec. 1. Study of regional adjustment component of school funding formula; report. Resolved: That the Department of Education shall study the impacts of the regional adjustment component of the school funding formula pursuant to the Maine Revised Statutes, Title 20-A, section 15682 and submit a report of its findings and recommendations to the joint standing committee of the Legislature having jurisdiction over education matters no later than January 15, 2023.

See title page for effective date.

**CHAPTER 156
S.P. 393 - L.D. 1207**

**Resolve, Regarding Education
Technician III Certification for
Students at Eastern Maine
Community College**

Sec. 1. Education Technician III certification. Resolved: That, notwithstanding the requirement for a minimum of 90 credits of approved study in an educationally related field for certification of an Education Technician III pursuant to State Board of Education rule Chapter 115, The Credentialing of Education Personnel, the Commissioner of Education may certify an applicant as an Education Technician III if the applicant successfully completes the Learning Facilitator Program at Eastern Maine Community College in 2021, 2022 or 2023, receives emergency educational technician certification and meets all other eligibility requirements. An individual who receives an Education Technician III certification pursuant to this section is not eligible for an emergency teacher certificate pursuant to the Maine Revised Statutes, Title 20-A, section 13012-B, subsection 1.

See title page for effective date.

**CHAPTER 157
H.P. 1432 - L.D. 1925**

**Resolve, Regarding Legislative
Review of Portions of Chapter
9: Rules Governing
Administrative Civil Money
Penalties for Labor Law
Violations, a Major
Substantive Rule of the
Department of Labor, Bureau
of Labor Standards**

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 9: Rules Governing Administrative Civil Money Penalties for Labor Law Violations, a provisionally adopted major substantive rule of the Department of Labor, Bureau of Labor Standards that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

See title page for effective date.

**CHAPTER 158
S.P. 270 - L.D. 682**

**Resolve, To Monitor Northern
and Rural Energy**

Sec. 1. To monitor northern and rural energy. Resolved: That the Governor's Energy Office, in coordination with the Office of the Public Advocate and the Public Utilities Commission, shall monitor factors that directly affect energy supply and costs in the service territory of the northern Maine independent system administrator and in other rural or geographically isolated communities in the State, including, but not limited to, electric grid reliability, availability and costs of electric generation resources, electricity rates and heating fuel supplies and costs. The Governor's Energy Office may monitor and engage in related activities, including examining regulatory or utility planning processes and convening stakeholder groups to examine related issues, and may take appropriate actions, including actions to ensure relevant energy data is publicly accessible. The Governor's Energy Office shall report on its activities under this section, including any findings and recommendations resulting from its monitoring, to the joint standing committee of the Legislature having jurisdiction over energy and utilities matters by February 1, 2023.

See title page for effective date.

**CHAPTER 159
H.P. 241 - L.D. 343**

**Resolve, To Review Maternal
and Child Health Block Grant
Spending**

Sec. 1. Commissioner of Health and Human Services to review Maternal and Child Health Block Grant spending. Resolved: That the Commissioner of Health and Human Services shall establish a partnership to review Department of Health and Human Services spending of funds received pursuant to the federal Maternal and Child Health Block Grant, referred to in this resolve as "the block grant." The partnership must be between representatives of tribal public health districts, representatives of the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations established pursuant to the Maine Revised Statutes, Title 5, section 12004-J, subsection 19 and representatives of the department. The partnership shall review the following:

1. The total amount of block grant funds received by the State;
2. The entities and programs funded by the block grant;

3. The populations served by the entities and programs funded by the block grant;
4. The decision-making process the department uses to determine what entities and programs receive block grant funding and how much each receives;
5. The effects and outcomes in populations served by the entities and programs funded by the block grant;
6. How best to define "vulnerable populations" within the State; and
7. Existing gaps in funding of vulnerable populations by the block grant.

Sec. 2. Report to Legislature. Resolved: That, no later than February 1, 2023, the Commissioner of Health and Human Services shall submit a report, drafted by the partnership under section 1, regarding the review conducted pursuant to this resolve and making recommendations, including recommendations for changes to policy and relating to the award of block grant funds, recommendations for specific measures or reserving of block grant funds for certain populations and recommendations for the establishment of a permanent partnership to review federal block grants received by the Department of Health and Human Services and including suggested legislation, to the joint standing committee of the Legislature having jurisdiction over health and human services matters. The joint standing committee may report out legislation on the subject matter of the report to the 131st Legislature in 2023.

See title page for effective date.

**CHAPTER 160
H.P. 629 - L.D. 861**

**Resolve, Concerning Training
and Assessments Related to
Protection from Substantial
Threats**

Sec. 1. Training. Resolved: That the Department of Public Safety shall develop and conduct training programs on the protection from substantial threats process in the Maine Revised Statutes, Title 34-B, section 3862-A, referred to in this resolve as "the temporary weapons removal process," which includes temporary weapons removal assessments.

1. In 2022, the Department of Public Safety shall conduct one mandatory training program for all law enforcement officers on the temporary weapons removal process. In 2023 and 2024, the department shall conduct at least one voluntary training program for law enforcement officers on the temporary weapons removal process per year.
2. The Department of Public Safety shall offer the training programs on the temporary weapons removal

process under this section as determined necessary by the department to:

- A. Hospitals;
- B. Behavioral health agencies;
- C. Assertive community treatment teams pursuant to Title 34-B, section 3801, subsection 11;
- D. All providers, including telehealth services providers contracted by the State, conducting temporary weapons removal assessments;
- E. District attorneys; and
- F. Representatives of the judicial branch.

3. The Department of Public Safety shall invite the participation of a statewide association of hospitals, individual hospitals and service providers, including telehealth services providers contracted by the State, to collaboratively develop materials for the training programs under this section.

Sec. 2. Report. Resolved: That, beginning March 1, 2023 and each March 1st until March 1, 2026, the Department of Public Safety shall report to the joint standing committee of the Legislature having jurisdiction over judiciary matters on the following:

- 1. Participation in the training programs under section 1;
- 2. Materials for the training programs under section 1;
- 3. Identification of telehealth services providers contracted by the State and credentials of all providers conducting temporary weapons removal assessments; and
- 4. The number of temporary weapons removal assessments conducted per month, including:
 - A. The number of temporary weapons removal assessments conducted in person, including the locations;
 - B. The number of temporary weapons removal assessments conducted by telehealth services providers contracted by the State, and the locations where the persons being assessed were located during the temporary weapons removal assessments;
 - C. The number of temporary weapons removal assessments that recommended temporary weapons removal;
 - D. For recommended temporary weapons removals, whether the removals were based on the person's being assessed as:
 - (1) Predominantly a threat to self;
 - (2) Predominantly a threat to others; or
 - (3) A threat to both self and others; and

E. The number of temporary weapons removal assessments that were requested by law enforcement officers but not conducted and the reasons they were not conducted.

See title page for effective date.

CHAPTER 161

S.P. 368 - L.D. 1107

Resolve, Directing the Maine Connectivity Authority To Take Further Actions To Bring High-speed Broadband to Unserved Areas

Sec. 1. Regional partnership strategies. Resolved: That the Maine Connectivity Authority, established in the Maine Revised Statutes, Title 35-A, section 9404 and referred to in this resolve as "the authority," shall seek to encourage and support regional partnerships among appropriate entities to identify and implement strategies to bring high-speed broadband to unserved areas of the State. The strategies must involve approaches and models that recognize and address population densities and the high cost of providing service to low-density areas; ensure the inclusion of services to all individuals and communities, including the most disadvantaged populations, within the area, commonly referred to as "digital inclusion"; and ensure the capacity of relevant communities to undertake a comprehensive approach to bringing broadband to the area. The strategies must involve consideration of requirements to receive available funding for expanding high-speed broadband connectivity as well as the critical nature of providing the connectivity in a time frame that meets the needs of the area.

Sec. 2. Reports. Resolved: That the authority shall, by January 15, 2023, report to the joint standing committee of the Legislature having jurisdiction over energy, utilities and technology matters any federally approved plans for funding the activities described in section 1, including from the United States Department of the Treasury's Capital Projects Fund or the United States Department of Commerce, National Telecommunications and Information Administration's Broadband Equity, Access, and Deployment Program funded by the federal Infrastructure Investment and Jobs Act.

See title page for effective date.

CHAPTER 162
H.P. 1498 - L.D. 2016

**Resolve, To Implement the
Crisis Response Services
Recommendations Identified
Pursuant to Resolve 2021,
Chapter 29**

Sec. 1. Working group to develop policies and procedures related to calls for crisis response services. Resolved: That the Public Utilities Commission, Emergency Services Communication Bureau shall convene a working group to develop policies and procedures to address the screening and transferring of calls for crisis response services. The working group, at a minimum, consists of the following members:

1. The director of the Emergency Services Communication Bureau within the Public Utilities Commission or the director's designee;
2. The director of the Office of Behavioral Health within the Department of Health and Human Services or the director's designee;
3. The Director of Maine Emergency Medical Services within the Department of Public Safety or the director's designee;
4. One member representing law enforcement;
5. One member who provides emergency medical services;
6. One member from a municipal public safety answering point;
7. One member from a county public safety answering point;
8. One member from a state public safety answering point;
9. One member from a dispatch-only center;
10. One member who provides mental health crisis services; and
11. One member who provides community mental health services.

As used in this resolve, "dispatch-only center" means an emergency communications center that does not receive 911 calls directly and performs only dispatch functions.

Sec. 2. Working group duties. Resolved: That the working group convened pursuant to section 1 shall, at a minimum, determine the appropriate procedures for communicating and integrating each component of delivering crisis response services when calls are received by public safety answering points or

dispatch-only centers, including, but not limited to, procedures for:

1. The receipt, acknowledgment and transfer of crisis response services calls;
2. The identification of the appropriate agency to receive calls;
3. The transfer of a caller to higher levels of behavioral health care including safeguards such as obtaining the caller's telephone number and location prior to transfer in the event of a disconnected call;
4. The assessment of scene safety and the coordination of responsibilities of public safety answering points and agencies providing crisis response services;
5. Transferring persons with disabilities to the Maine Crisis Line, or conferencing with those persons, via voice, text message, teletypewriter or other technologies, including primary and backup procedures; and
6. Accommodations such as interpreters to ensure universal access to services, including who is responsible for providing such accommodations and, when used, financial responsibility when calls are relayed or transferred.

The Public Utilities Commission may hire a consultant to assist the working group with the development of the procedures required by this section.

As used in this resolve, "crisis response services" means services offered to individuals experiencing mental health emergencies, emergencies relating to substance use disorder or other emergencies for which fire, emergency medical or law enforcement agency services are determined not to be required.

Sec. 3. Public Utilities Commission, Emergency Services Communication Bureau; proposed legislation. Resolved: That the Public Utilities Commission, Emergency Services Communication Bureau, in consultation with the Department of Public Safety, shall develop proposed legislation to implement the protocol and procedure recommendations for the delivery of crisis response services under the State's E-9-1-1 system as identified in the Emergency Services Communication Bureau report issued pursuant to Resolve 2021, chapter 29. The bureau shall provide the proposed legislation to the working group convened pursuant to section 1 and persons and entities affected by the proposal and allow at least 30 days for the submission of comments.

Sec. 4. Report; draft legislation. Resolved: That, on or before February 1, 2023, the Public Utilities Commission shall submit a report detailing the results of the working group's activities under this resolve along with the proposed legislation developed under section 3, together with all comments received by the Public Utilities Commission, Emergency Services

Communication Bureau, to the joint standing committee of the Legislature having jurisdiction over utilities and energy matters. The committee may report out related legislation to the 131st Legislature in 2023.

See title page for effective date.

**CHAPTER 163
H.P. 1433 - L.D. 1926**

Resolve, Regarding Legislative Review of Portions of Chapter 301: Fee Schedule and Administrative Procedures for Payment of Commission Assigned Counsel, a Major Substantive Rule of the Maine Commission on Indigent Legal Services

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 301: Fee Schedule and Administrative Procedures for Payment of Commission Assigned Counsel, a provisionally adopted major substantive rule of the Maine Commission on Indigent Legal Services that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 20, 2022.

**CHAPTER 164
H.P. 222 - L.D. 318**

Resolve, To Direct the Office of the Public Advocate To Study Reforming Maine's System of Retail Electricity Supply To Provide More Options to Maine Customers and Support Maine's Climate Goals

Sec. 1. Public Advocate to conduct study on reform of retail electricity supply. Resolved: That the Office of the Public Advocate shall conduct a study of options for reforming the State's current system of retail electricity supply in ways that will provide greater competition among retail electricity supply providers and more options and protections for customers, including access to renewable and clean energy supply options. The office shall examine options relating to the State's standard offer system for facilitating the achievement of the State's climate goals and beneficial electrification. In conducting the study, the Public Advocate shall consult with the Public Utilities Commission, the Governor's Energy Office and stakeholders, including but not limited to advocates for low-income persons, appropriate representatives of the federally recognized Indian tribes in this State, representatives of disadvantaged groups, representatives of small and large businesses and industries, advocates for the environment and renewable energy, representatives of retail electricity supply providers and representatives of transmission and distribution utilities. The Public Advocate may also consult with other agencies and organizations, including but not limited to the Office of the Attorney General and the Efficiency Maine Trust. For the purposes of this resolve, "beneficial electrification" means electrification of a technology that results in reduction in the use of a fossil fuel, including electrification of a technology that would otherwise require energy from a fossil fuel, and that provides a benefit to a utility, a ratepayer or the environment, without causing harm to utilities, ratepayers or the environment, by improving the efficiency of the electricity grid or reducing consumer costs or emissions, including carbon emissions.

Sec. 2. Authority to retain consultant with regard to study on reform of retail electricity supply. Resolved: That, in conducting the study under section 1, the Public Advocate may retain one or more consultants, including, to the greatest extent possible, persons from academic or research institutions in the State for analysis and report preparation.

Sec. 3. Issues to be reviewed as part of study on reform of retail electricity supply. Resolved: That, in conducting the study under section 1, the Public Advocate shall ensure that, at a minimum, the following issues are examined.

1. The Public Advocate shall examine methods of protecting customer rights and interests including through the establishment of a public access website portal through which customers may obtain information on and shop for competitive electricity supply. The Public Advocate shall examine the feasibility of a publicly accessible website maintained by the Public Utilities Commission or by the Office of the Public Advocate that provides current, independent and objective information that allows customers to compare terms, conditions and prices and value-added service offers provided by competitive electricity providers, as well as any other information the Public Advocate or the commission determines would be useful to customers. The Public Advocate shall consider how to ensure customers may use the website to easily access external publicly accessible websites where customers may review offers and contract details and execute agreements electronically.

2. The Public Advocate shall examine the development and adoption of customer protections that include at least the following:

A. Conditions for, or prohibitions on, any fees for residential customers seeking to change a product or pricing plan;

B. Credits for excessive call center wait times;

C. Education programs to inform customers about customer choices and protections and public service announcements by state agencies encouraging customers actively to shop for electricity supply options before winter and summer seasons when prices may be higher;

D. Options for allowing retail electricity suppliers to bill for their electricity supply, value-added services and products along with the local distribution company's regulated charges, as well as an examination of whether retail electricity suppliers should be allowed to collect electricity bills that include value-added services and products other than generation supply service and whether nonpayment of those portions of electricity bills should be subject to the threat of disconnection of service;

E. Publication, at least annually, of a competitive electricity provider report card that includes, but is not limited to, levels of verified complaints filed with the Public Utilities Commission against electricity providers;

F. Examining the advantages and disadvantages of variable-rate contracts for residential customers;

G. Requiring renewable energy products marketed by retail electricity suppliers to be consistent with the State's renewable energy resources laws;

H. Examining whether retail electricity suppliers should be allowed to conduct door-to-door sales only if the individual personally attempting to

make a sale is employed by and supervised by the retail electricity supplier and whether the State's existing consumer protection laws adequately protect the State's retail electricity consumers; and

I. Programs to protect low-income customers that incorporate energy equity considerations, including but not limited to a hardship program that provides grants to qualifying low-income customers on an annual basis; a payment extension program that allows a qualifying low-income customer additional time to pay a bill without the threat of termination; a payment plan program that allows qualifying low-income customers to pay the balance owed in installments along with the regular monthly bill; a bill discount program that provides qualifying low-income customers with a fixed discount on their monthly bill; and other programs designed to increase access to renewable energy for such customers.

3. The Public Advocate shall examine issues related to climate change and beneficial electrification, including:

A. Analyzing how each studied electricity supply option would help achieve the state emissions level goals under the Maine Revised Statutes, Title 38, section 576-A and the climate action plan under Title 38, section 577 as well as beneficial electrification, including rapid implementation of time-of-use rates, on-bill financing and other methods to assist customers in reducing carbon emissions and achieving beneficial electrification;

B. Consideration of requirements for all competitive electricity providers to provide one or more clean energy options to customers, including at least one option that provides 100% of its electricity from renewable resources as defined in the Maine Revised Statutes, Title 35-A, section 3210, subsection 2, paragraph C and to advertise to customers renewable energy supply options in a manner that is as prominent as the manner that other options are advertised to customers; and

C. Consideration of whether default or other supply options could be used to assist in funding access to renewable energy or efficiency programs administered by the Efficiency Maine Trust.

4. The Public Advocate shall examine possible alternatives to the State's standard offer service that reduce customer exposure to price volatility, provide product diversity including increased access to variously priced renewable energy and assist low-income and disadvantaged customer groups through product and pricing mechanisms.

5. The Public Advocate shall examine the alternatives to the State's standard offer service identified by stakeholders consulted in accordance with section 1 and identify the likely advantages and disadvantages of

each option with respect to the impact on customers in this State, with specific attention to low-income customers and principles of energy equity; the achievement of the State’s climate goals; and adoption of beneficial electrification. The study must focus on a comprehensive but limited number of options to achieve the goals of the study.

6. The Public Advocate shall examine ways to improve customer satisfaction and service quality when customers choose new retail electricity supply options during any transition to each supply system alternative identified in the study, including:

A. Potential amendments to laws or rules to replace the standard offer service with one or more identified supply options, such as one or more designated default service providers, as a transition to implementation of the supply system option;

B. Requirements for customer service improvements that could be accomplished during a transition to the supply system option, including improved customer service based on metrics relating to call wait time and billing accuracy that exceed the current standard offer service provider performance;

C. Requirements for standard offer service providers, default service providers or other competitive electricity providers to keep customers informed of the price for any transitional retail service and whether the provider is certified by the Public Utilities Commission to offer consolidated billing services under the supply system option; and

D. Any other transition period requirements or customer protections to ensure customers in the State are adequately protected during any transition.

Sec. 4. Report to Legislature. Resolved: That the Public Advocate shall complete the study under section 1 and submit a report along with any recommendations and suggested legislation to the joint standing committee of the Legislature having jurisdiction over electric utility matters by February 1, 2023. The Public Advocate shall provide an opportunity for public comment on the draft study and include a summary of public comments received in the final report. The report must include all alternatives that the study examined and the advantages and disadvantages of each alternative as well as any other issues that the Public Advocate and the stakeholders determine should be brought to the attention of the Legislature. The joint standing committee of the Legislature having jurisdiction over electric utility matters may report out a bill during the 131st Legislature in 2023 relating to the results of the study.

Sec. 5. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

EXECUTIVE DEPARTMENT

Public Advocate 0410

Initiative: Provides an allocation for the cost of contracted services.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$200,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$200,000

See title page for effective date.

CHAPTER 165

H.P. 336 - L.D. 460

Resolve, Directing the Department of Labor To Convene a Stakeholder Group To Examine Workforce Development Issues in the Hospitality and Food and Beverage Industries

Sec. 1. Department of Labor to convene stakeholder group. Resolved: That the Department of Labor shall convene a stakeholder group to examine workforce development issues in the hospitality industry and the food and beverage industry. The stakeholder group must be composed of representatives from the food and beverage industry, the hospitality industry and the Maine Community College System and 2 or more employees actively employed in the hospitality industry and the food and beverage industry or former employees with significant experience in these industries. The stakeholder group shall:

1. Examine workforce development training programs, including the existence of such programs, the value such programs add to employees of the hospitality industry and the food and beverage industry and whether there is a greater need for such workforce development training programs; and

2. Examine, using existing data and resources, economic conditions in the State and trends in the hospitality industry and food and beverage industry and the effect workforce development has had on these industries.

Sec. 2. Stakeholder group to submit report. Resolved: That the stakeholder group under section 1 shall submit a report to the joint standing committee of the Legislature having jurisdiction over labor matters no later than January 1, 2023 on the matters described in this resolve. The report must include any findings and recommendations, including suggested legislation. The

joint standing committee may report out a bill to the 131st Legislature in 2023 related to these matters.

See title page for effective date.

CHAPTER 166
S.P. 574 - L.D. 1729

Resolve, To Assess the Feasibility of the Production of Insulin and Insulin Analogs in Maine

Sec. 1. Commission established. Resolved: That the Department of Health and Human Services shall convene a commission consisting of the following 12 members:

1. The Commissioner of Health and Human Services or the commissioner's designee;
2. A representative of the Department of Health and Human Services, Maine Center for Disease Control and Prevention;
3. An individual involved in biomedical research;
4. A representative of the Department of Professional and Financial Regulation, Maine Board of Pharmacy;
5. A representative of the Department of Professional and Financial Regulation, Bureau of Insurance;
6. A representative of the University of Maine System;
7. A resident of the State receiving treatment for diabetes or a representative of an organization that represents or advocates for residents of the State receiving treatment for diabetes;
8. Two physicians licensed to practice within the State having expertise in the treatment of diabetes and related complications;
9. A research scientist having expertise in the synthesis or production of drugs or biologics, including insulin and insulin analogs;
10. A representative of hospitals and health care providers within the State; and
11. A representative of an organization that advocates for greater access to insulin and insulin analogs and that does not accept funding from an insulin or insulin analogs manufacturer.

Sec. 2. Feasibility assessment. Resolved: That the commission established in section 1 shall assess the feasibility of producing insulin and insulin analogs in the State through the University of Maine System and other appropriate institutions or through a public-private partnership between the University of

Maine System, other appropriate institutions and a licensed drug manufacturer. The commission shall also assess the feasibility of providing the insulin and insulin analogs produced to low-income residents of the State at low or no cost through hospitals, pharmacies and health care providers in the State or at a reduced cost on a means-tested basis. In its assessment, the commission shall consider various factors including:

1. The number of low-income residents of the State who currently require insulin;
2. The ability of the University of Maine System by itself, in partnership with another appropriate institution or through a public-private partnership with a licensed drug manufacturer to produce insulin and insulin analogs in an amount sufficient to fulfill the needs of low-income residents of the State who require insulin;
3. Any long-term cost savings and revenue generation for the State and the University of Maine System;
4. Any long-term cost savings and other benefits to low-income residents of the State who would receive insulin and insulin analogs at low or no cost;
5. Any costs to the University of Maine System and to the State to produce and distribute insulin and insulin analogs, including additional administrative costs;
6. State and federal regulatory or legal obstacles, including requirements for licensure, to the production and distribution of insulin and insulin analogs within the State by the University of Maine System or other appropriate institutions;
7. Available alternative methods for providing insulin and insulin analogs to low-income residents of the State at low or no cost;
8. Options for capping copayments for insulin and insulin analogs provided through private insurers;
9. The potential for the State to engage in volume purchasing of insulin and insulin analogs at reduced cost;
10. The mechanisms by which the State could establish a program to distribute insulin and insulin analogs to residents of the State;
11. Opportunities to establish an interstate compact with other New England states to reduce insulin and insulin analog costs in compact states;
12. Opportunities to establish a public entity to manage the purchasing and distribution of insulin and insulin analogs with the possibility of eventual transition to a private entity;
13. Opportunities to establish a model facility to affordably manufacture insulin and insulin analogs and to distribute insulin and insulin analogs to residents of the State; and

14. Opportunities to procure dedicated funding to support the manufacture of insulin and insulin analogs and the distribution of insulin and insulin analogs to residents of the State.

The commission shall seek input from members of the Legislature when conducting the assessment required by this section.

Sec. 3. Report. Resolved: That, by November 2, 2022, the commission established in section 1 shall provide a report to the Joint Standing Committee on Health and Human Services that includes its assessment under section 2 of the feasibility of manufacturing insulin and insulin analogs in the State and distributing such insulin and insulin analogs to low-income residents of the State at low or no cost and recommendations, including proposed legislation, for promoting insulin and insulin analogs manufacturing in the State through the University of Maine System or a public-private partnership. The joint standing committee may introduce legislation on the basis of the commission's report during the First Regular Session of the 131st Legislature.

See title page for effective date.

CHAPTER 167

H.P. 1326 - L.D. 1775

Resolve, Regarding MaineCare Funding for Maine Schools

Sec. 1. Department of Education and Department of Health and Human Services to develop support system for MaineCare reimbursement. Resolved: That the Department of Education, in collaboration with the Department of Health and Human Services, shall develop a comprehensive system to support school districts, the State's intermediate educational unit and special-purpose private schools in seeking reimbursement for MaineCare-eligible services for all children from birth to grade 12.

Sec. 2. Report. Resolved: That, no later than November 2, 2022, the Department of Education, in collaboration with the Department of Health and Human Services, shall submit a report, including suggested legislation, on the development of the comprehensive system for MaineCare reimbursement under section 1 to the joint standing committee of the Legislature having jurisdiction over education matters. The joint standing committee is authorized to submit legislation related to the report to the 131st Legislature in 2023.

See title page for effective date.

CHAPTER 168

S.P. 723 - L.D. 2010

Resolve, To Help Certain Businesses with Electricity Costs

Sec. 1. Definitions. Resolved: That, as used in this resolve, unless the context otherwise indicates, the following terms have the following meanings.

1. "Commission" means the Public Utilities Commission.

2. "Consumer-owned transmission and distribution utility" has the same meaning as in the Maine Revised Statutes, Title 35-A, section 3201, subsection 6.

3. "Covered utility" means an investor-owned transmission and distribution utility as defined in the Maine Revised Statutes, Title 35-A, section 3104, subsection 1.

4. "Department" means the Department of Economic and Community Development.

5. "Eligible customer" means an entity that during February of 2022 was a medium commercial customer of a covered utility taking standard-offer service.

6. "Fund" means the Energy Rate Relief Fund established in section 6.

7. "Medium commercial customer" means a non-residential customer of a covered utility that takes service under a core customer class electric delivery rate schedule of the covered utility:

A. That includes a demand charge; and

B. In which the customer's maximum demand may not exceed 500 kilowatts or the kilowatt breakpoint stated in the covered utility's applicable electric delivery rate schedule that is closest to, but does not exceed, 500 kilowatts.

8. "Standard-offer service" means the service provided according to the Maine Revised Statutes, Title 35-A, section 3212.

Sec. 2. Identification of eligible customers. Resolved: That, by September 1, 2022, each covered utility shall identify which of its customers are eligible customers and report to the department the number of eligible customers in each relief payment tier specified in section 5, subsections 1 to 3 and the amount of the total payments the covered utility will be required to make to eligible customers in accordance with the department's determination under section 5.

Sec. 3. Energy rate relief payments. Resolved: That, by September 15, 2022, the commission shall verify the amounts reported by each covered utility under section 2 and certify the total amount for each covered utility to the department, the Treasurer of State

and the State Controller. By September 30, 2022, the State Controller shall transfer the total amount certified by the commission from the funds designated by the department to the fund. Within 15 days after the State Controller has transferred the total amount to the fund, the Treasurer of State shall pay from the fund to each covered utility the amount attributable to that utility. The covered utility shall deposit funds received into a separate account to be used only for the purposes of this section and not for other purposes.

Sec. 4. Energy rate relief payments by covered utilities. Resolved: That, by October 30, 2022, each covered utility shall credit to the account of each eligible customer the amount of relief payment to which the eligible customer is entitled under section 5 unless the eligible customer is no longer a customer of the utility. By November 15, 2022, the covered utility shall report to the department the total amount of relief payments applied to eligible customer accounts and the total number of eligible customers who received an account credit in each relief payment tier specified in section 5, subsections 1 to 3. When a covered utility credits the relief payment to the customer's bill, the utility may deduct that amount from the separate account set aside for purposes of this section under section 3 and treat that amount as if it were a payment by the customer. Any funds that a covered utility does not credit to an eligible customer under this section by June 1, 2023 must be returned to the Treasurer of State, who, by December 31, 2023, shall transfer the funds to the department.

Sec. 5. Energy rate relief payment distribution. Resolved: That the department shall determine the amount of relief payments for covered utilities to credit to an eligible customer based on the number of kilowatt-hours billed by the covered utility to the customer on the February 2022 invoice in accordance with the following relief payment tiers:

1. Tier 1 includes eligible customers that used at least 1,000 but no more than 49,999 kilowatt-hours;
2. Tier 2 includes eligible customers that used at least 50,000 but no more than 100,000 kilowatt-hours; and
3. Tier 3 includes eligible customers that used more than 100,000 kilowatt-hours.

Sec. 6. Energy Rate Relief Fund. Resolved: That the Energy Rate Relief Fund is established for purposes of facilitating relief payments under this section. The fund consists of all resources transferred to the fund by the State Controller under section 3 and funds identified by the department to implement this section. The fund must be used to provide relief payments to covered utilities or consumer-owned transmission and distribution utilities under this section. The department may use the fund to provide energy rate relief to eligible customers of a consumer-owned transmission and distribution utility. Any amounts remaining in the fund on June 30,

2023 must be transferred by the State Controller to the department.

Sec. 7. Review. Resolved: That, by June 30, 2023, the department shall undertake a review of each covered utility to ensure that the relief payment under section 3 has been credited to eligible customers or returned to the State in accordance with section 4. If the department determines that any of the requirements of this section have not been complied with, the department may issue appropriate orders to correct the non-compliance or provide a report to the joint standing committee of the Legislature having jurisdiction over energy, utilities and technology matters recommending legislation to address the matter.

Sec. 8. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

Energy Rate Relief Fund N961

Initiative: Provides a base allocation to authorize expenditure of funds received to provide relief payments to covered utilities.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$500

See title page for effective date.

**CHAPTER 169
H.P. 1390 - L.D. 1880**

Resolve, Directing the Public Higher Education Systems Coordinating Committee To Convene a Stakeholder Group To Study Equity in and Access to Early College Programs

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this resolve directs the Public Higher Education Systems Coordinating Committee, in collaboration with the Maine Independent Colleges Association and the Department of Education, to study a comprehensive approach on equity in and access to the State's early college programs; and

Whereas, the study must be initiated before the 90-day period expires in order that the study may be

completed and a report submitted in time for submission to the next legislative session; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Stakeholder group. Resolved: That the Public Higher Education Systems Coordinating Committee, established in the Maine Revised Statutes, Title 20-A, section 9, shall convene a stakeholder group, in collaboration with the Maine Independent Colleges Association and the Department of Education, to study a comprehensive approach on equity in and access to the State's early college programs. The stakeholder group shall make findings and recommendations regarding the following:

1. Establishing a state standard for dual enrollment certification;
2. Improving access to navigational support for high school students;
3. Increasing how and when public colleges accept credits taken through early college programs;
4. How the cap of 10% of the total funding available to the department for postsecondary education that may be used for high school students to take a postsecondary course during the summer term pursuant to Title 20-A, section 4776 limits equitable access for students;
5. The current credit limit per semester pursuant to Title 20-A, section 4775;
6. The eligible student population who may access early college courses and who receives or should receive priority for limited spots;
7. The cost of textbooks or access codes for online textbooks, licensing fees or other costs for course materials;
8. Any recommendations of the State's public higher education and dual enrollment stakeholder group and its report on statewide dual enrollment equity in policy, expected to be published in April of 2022; and
9. Any other areas that affect equity in and access to early college programs in the State.

Sec. 2. Report. Resolved: That the Public Higher Education Systems Coordinating Committee with the Maine Independent Colleges Association and the Department of Education shall submit and present a report to the joint standing committee of the Legislature having jurisdiction over education matters no later than February 1, 2023. The report must include, but is not limited to, any recommendations pursuant to the study conducted under section 1, including suggested legislation, to improve the State's early college programs. The

joint standing committee of the Legislature having jurisdiction over education matters may report out legislation related to the report to the 131st Legislature in 2023.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 26, 2022.

CHAPTER 170

H.P. 308 - L.D. 428

Resolve, Directing Maine Revenue Services To Review and Report Regarding Worldwide Combined Reporting of Certain Corporations for Income Tax Purposes

Sec. 1. Review of worldwide combined reporting by certain corporations for income tax purposes. Resolved: That the Department of Administrative and Financial Services, Maine Revenue Services, referred to in this resolve as "Maine Revenue Services," shall review in accordance with section 2 the impact on the State's income tax and the State's economy of adopting a system for apportionment of income for purposes of calculating income tax for corporations that are part of an affiliated group with members outside of the United States.

Sec. 2. Scope of review; report. Resolved: That Maine Revenue Services shall:

- A. Review the State's corporate income tax law and identify statutory and administrative changes that would be necessary to adopt a corporate income tax system that requires worldwide combined reporting for income tax purposes and that allows a corporation to elect to compute income on a water's edge combined report;
- B. Consider:
 - (1) The need to define income of a combined group under worldwide combined reporting;
 - (2) The need to adjust the State's income tax nexus laws;
 - (3) The need to adjust the State's method of apportioning corporate income for income tax purposes;
 - (4) The implications of permitting corporations to elect to file a return based on water's edge combined reporting and conditions under which a corporation may be allowed to withdraw from that election; and

(5) Any other statutory changes necessary to implement changes to the system described in paragraph A; and

C. Report to the joint standing committee of the Legislature having jurisdiction over taxation matters by February 1, 2023 the projected impact and policy considerations of adopting a corporate income tax system that requires worldwide combined reporting for income tax purposes and that allows a corporation to elect to compute income by a water's edge combined report. Maine Revenue Services shall include in its report an analysis of how such a system would affect conformity of the State's income tax system with the federal income tax system, including changes to the federal system currently being considered by the United States Congress.

Sec. 3. Legislation. Resolved: That the joint standing committee of the Legislature having jurisdiction over taxation matters may submit legislation related to the report submitted pursuant to this resolve to the 131st Legislature in 2023.

See title page for effective date.

**CHAPTER 171
S.P. 272 - L.D. 684**

Resolve, To Amend MaineCare Reimbursement Provisions Governing Supplemental Payments to Nursing Facilities with High MaineCare Use

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, under the current MaineCare program for reimbursing a nursing facility, to be eligible for a supplemental payment, the nursing facility must have base year direct and routine aggregate costs per day that are less than the median aggregate direct and routine allowable costs for the facility's peer group; and

Whereas, the people of the State need and deserve financially stable nursing facilities; and

Whereas, nursing facilities take care of the most vulnerable and elderly Maine residents and prompt action is needed to support nursing facilities in that endeavor; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Department of Health and Human Services to amend payments to nursing facilities with high MaineCare utilization. Resolved:

That, by July 1, 2021, the Department of Health and Human Services shall amend its rules in Chapter 101, MaineCare Benefits Manual, Chapter III, Section 67, Principles of Reimbursement for Nursing Facilities, governing supplemental payments to nursing facilities where the number of MaineCare residents constitutes more than 80% of the total number of residents to remove the requirement that such nursing facilities have base year direct and routine aggregate costs per day that are less than the median aggregate direct and routine allowable costs for the facility's peer group.

Sec. 2. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF
Nursing Facilities 0148**

Initiative: Provides funding for the Department of Health and Human Services to amend its rules governing supplemental payments to nursing facilities where the number of MaineCare residents constitutes more than 80% of the total number of residents to remove the requirement that such nursing facilities have base year direct and routine aggregate costs per day that are less than the median aggregate direct and routine allowable costs for the facility's peer group.

GENERAL FUND	2021-22	2022-23
All Other	\$21,592	\$24,185
GENERAL FUND TOTAL	\$21,592	\$24,185
FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$53,635	\$51,042
FEDERAL EXPENDITURES FUND TOTAL	\$53,635	\$51,042
OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$4,802	\$4,802
OTHER SPECIAL REVENUE FUNDS TOTAL	\$4,802	\$4,802

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 2, 2022.

CHAPTER 172
H.P. 1385 - L.D. 1875

**Resolve, To Address
Perfluoroalkyl and
Polyfluoroalkyl Substances
Pollution at State-owned Solid
Waste Landfills**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, to complete the study directed by this legislation, the Department of Administrative and Financial Services, Bureau of General Services is anticipated to need to contract, consistent with the State's procurement law, with an outside entity with expertise in landfill or wastewater treatment facility engineering and design, wastewater or leachate treatment technologies or other relevant backgrounds or experience; and

Whereas, to provide adequate time for that contracting and the subsequent development of the legislative report required by this legislation, this legislation must take effect immediately; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Department of Administrative and Financial Services, Bureau of General Services to study methods of treating leachate from state-owned landfills. **Resolved:** That, in accordance with the provisions of this section, the Department of Administrative and Financial Services, Bureau of General Services, referred to in this section as "the bureau," shall conduct a study of methods of treating leachate collected at the state-owned solid waste landfills in Old Town, known as the Juniper Ridge Landfill, and in East Millinocket, known as the Dolby Landfill, collectively referred to in this section as "the landfills," to reduce the concentration of perfluoroalkyl and polyfluoroalkyl substances in the leachate. In conducting the study under this section, the bureau shall:

1. Consider treatment technologies other than dilution that are available or under development and that could be designed and installed on site at the landfills or at an off-site treatment facility to reduce perfluoroalkyl and polyfluoroalkyl substances in the leachate to no more than the interim drinking water standard established pursuant to Resolve 2021, chapter 82. If treatment to that standard is determined by the bureau to not be feasible based on available treatment technologies,

the bureau may, with input from the Department of Environmental Protection, consider options to reduce perfluoroalkyl and polyfluoroalkyl substances in the leachate to a different standard;

2. Evaluate the feasibility of, a reasonable time frame for and the anticipated associated costs to the State or to the operators of the landfills, as the case may be, of developing the capacity and necessary facilities to treat the leachate on site at the landfills or, alternatively, to transport the leachate to an off-site facility for treatment;

3. Seek input from interested parties that, in the bureau's determination, are directly affected by the current discharge into the environment of wastewater containing leachate collected at the landfills and, as necessary, consult with the Department of Environmental Protection and the operators of the landfills; and

4. As necessary, contract with individuals or businesses with expertise in landfill or wastewater treatment facility engineering and design, wastewater or leachate treatment technologies or other relevant backgrounds or experience.

As used in this section, "perfluoroalkyl and polyfluoroalkyl substances" has the same meaning as in the Maine Revised Statutes, Title 32, section 1732, subsection 5-A.

Sec. 2. Department of Administrative and Financial Services, Bureau of General Services; report. **Resolved:** That, on or before January 15, 2023, the Department of Administrative and Financial Services, Bureau of General Services shall submit to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters a report containing its findings and recommendations, including any suggested legislation, resulting from the study conducted under section 1. After receiving the report, the joint standing committee may report out legislation to implement any such recommendations to the 131st Legislature.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 2, 2022.

CHAPTER 173
H.P. 465 - L.D. 629

**Resolve, To Establish the Task
Force To Study the Process for
Bringing Criminal Cases in
Situations of Violence against
Health Care Workers**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until

90 days after adjournment unless enacted as emergencies; and

Whereas, the issue of violence against hospital and medical staff has increased in recent years; and

Whereas, hospitals are unclear what the options are for prosecution when victims are unwilling to bring cases; and

Whereas, the work of the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers needs to begin prior to 90 days after adjournment in order for the task force to have enough time to review the circumstances and make recommendations; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Task force established. Resolved: That the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers, referred to in this resolve as "the task force," is established.

Sec. 2. Task force membership. Resolved: That, notwithstanding Joint Rule 353, the task force consists of 9 members appointed as follows:

1. Two members of the Senate appointed by the President of the Senate, including members from each of the 2 parties holding the largest number of seats in the Legislature;
2. Two members of the House of Representatives appointed by the Speaker of the House, including members from each of the 2 parties holding the largest number of seats in the Legislature;
3. Two members who are representatives of entities knowledgeable about or involved in providing hospital, medical or mental health services, appointed by the President of the Senate;
4. Two members who are representatives of entities knowledgeable about or involved in providing hospital, medical or mental health services, appointed by the Speaker of the House; and
5. One member representing law enforcement officers, appointed by the Speaker of the House.

The task force shall also invite 2 members of the judicial branch and 2 members representing district attorneys designated by the Chief Justice of the Supreme Judicial Court to serve as members of the task force.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the task force.

Sec. 4. Appointments; convening of task force. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the task force. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the task force to meet and conduct its business.

Sec. 5. Duties. Resolved: That the task force shall review the process by which criminal cases may be brought related to incidents of violence in hospitals and other health care facilities and settings, in particular, incidents of violence involving patients or individuals related to patients assaulting hospital or medical staff.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the task force, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the task force shall submit a report that includes its findings and recommendations, including suggested legislation, to the Joint Standing Committee on Criminal Justice and Public Safety. The joint standing committee is authorized to report out legislation to the First Regular Session of the 131st Legislature.

Sec. 8. Outside funding. Resolved: That the task force shall seek funding contributions to fully fund the costs of the study. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the study have not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.

Sec. 9. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Allocates funds from outside sources for the costs to the Legislature of the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$440	\$440
All Other	\$560	\$810

OTHER SPECIAL REVENUE	\$1,000	\$1,250
FUNDS TOTAL		

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 3, 2022.

**CHAPTER 174
S.P. 267 - L.D. 680**

**Resolve, To Reestablish the
Task Force To Study the
Creation of a Comprehensive
Career and Technical
Education System**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Task Force To Study the Creation of a Comprehensive Career and Technical Education System is reestablished pursuant to this legislation to study the feasibility of establishing a comprehensive 4-year high school career and technical education program to provide a technical high school setting for students; and

Whereas, the study must be initiated before the 90-day period expires in order that the study may be completed and a report submitted in time for submission to the next legislative session; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Task force established. Resolved: That the Task Force To Study the Creation of a Comprehensive Career and Technical Education System, referred to in this resolve as "the task force," is established.

Sec. 2. Task force membership. Resolved: That, notwithstanding Joint Rule 353, the task force consists of 20 members as follows:

1. Six members appointed by the President of the Senate as follows:

- A. Two members of the Senate, including one member from each of the 2 parties holding the largest number of seats in the Legislature, one of whom is a member of the Joint Standing Committee on Education and Cultural Affairs;

B. One member who is a current career and technical education high school administrator;

C. One member who is on the State Board of Education;

D. One member who is a member of a skilled trades union or representative of a skilled trades business or industry; and

E. One member who is a principal of a secondary school;

2. Six members appointed by the Speaker of the House as follows:

A. Two members of the House of Representatives, including one member from each of the 2 parties holding the largest number of seats in the Legislature, one of whom is a member of the Joint Standing Committee on Education and Cultural Affairs;

B. One member who is a current career and technical education high school administrator;

C. One member who is on the State Board of Education;

D. One member who is a member of a skilled trades union or representative of a skilled trades business or industry; and

E. One member who is a superintendent of a school administrative unit;

3. Seven members appointed by the Governor as follows:

A. One member who is an administrator at the Maine Community College System;

B. One member who is on a local board of education in a Maine community;

C. One member who is an officer of the Maine Education Association;

D. Three members who are members of a skilled trades union or representatives of a skilled trades business or industry; and

E. One member who is an administrator at the University of Maine System; and

4. The Commissioner of Education or the commissioner's designee.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the task force.

Sec. 4. Appointments; convening of task force. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once

all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the task force. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the task force to meet and conduct its business.

Sec. 5. Duties. Resolved: That the task force shall:

1. Examine the feasibility of establishing a comprehensive 4-year high school career and technical education program to provide a technical high school setting for middle school students to attend at the completion of the 8th grade, including but not limited to the advantages and disadvantages of a comprehensive 4-year high school career and technical education model, obstacles to implementation of a comprehensive 4-year high school career and technical education model and other models for comprehensive 4-year high school career and technical education that exist around the State and on a national level; and

2. Examine increasing crosswalks and intersections between technical and occupational knowledge and curricula and academic standards in order to promote multiple pathways for awarding content area credit to students enrolled in career and technical education programs, including but not limited to building on prior and current work among the Department of Education, superintendents of school administrative units and career and technical education administrators.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the task force, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the task force shall submit a report that includes its findings and recommendations, including suggested legislation, for presentation to the First Regular Session of the 131st Legislature.

Sec. 8. Outside funding. Resolved: That the task force shall seek funding contributions to fully fund the costs of the task force. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the task force have not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.

Sec. 9. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Allocates funds for the costs to the Legislature of the Task Force To Study the Creation of a Comprehensive Career and Technical Education System.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$440	\$440
All Other	\$560	\$810
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,000	\$1,250

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 3, 2022.

CHAPTER 175

S.P. 444 - L.D. 1358

Resolve, Directing the Bureau of Alcoholic Beverages and Lottery Operations To Evaluate Direct-to-consumer Wine and Spirits Sales

Sec. 1. Bureau of Alcoholic Beverages and Lottery Operations review. Resolved: That the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations shall review and evaluate the direct shipment of wine to consumers in the State under current law, identifying potential areas of concern including, but not limited to, evaluating the impact to the State of exempting direct-shipped wine from the State’s beverage container law. The bureau shall further review the relevant laws and procedures in each state that authorizes spirits manufacturers to sell and ship spirits directly to consumers in that state. In conducting these reviews, the bureau shall consult with stakeholders affected by the direct shipment of wine and spirits to consumers in the State including, but not limited to, licensed wineries and small wineries; licensed distilleries and small distilleries; retailers licensed to sell wine and spirits for off-premises consumption; wholesale licensees licensed to sell wine; and bottle redemption centers.

Sec. 2. Report. Resolved: That the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations shall, by February 15, 2023, submit a report to the joint standing committee of the Legislature having jurisdiction over alcoholic beverages matters summarizing its findings under section 1 and recommendations related to the direct shipment of wine to consumers in the State, the feasibility of allowing in-state and out-of-state spirits manufacturers to sell and ship spirits directly to consumers in the State and the impact that direct-to-consumer spirits sales may have on consumer spirits choice and state

revenues. The joint standing committee of the Legislature having jurisdiction over alcoholic beverages matters may report out legislation based upon the report to the 131st Legislature in 2023.

Sec. 3. Transfer from Liquor Operation Revenue Fund. Resolved: That, notwithstanding the Maine Revised Statutes, Title 30-A, section 6054, subsection 4, or any other provision of law to the contrary, and in addition to any amount authorized by law to be transferred in fiscal year 2022-23, the Maine Municipal Bond Bank shall transfer \$100,000 on or before June 30, 2023 from the Liquor Operation Revenue Fund, established in Title 30-A, section 6054, subsection 1, to the unappropriated surplus of the General Fund.

Sec. 4. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Alcoholic Beverages - General Operation 0015

Initiative: Provides one-time funding for contracted services to complete a study regarding the direct shipment of wine and spirits to customers.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$100,000
GENERAL FUND TOTAL	\$0	\$100,000

See title page for effective date.

CHAPTER 176

H.P. 1102 - L.D. 1488

Resolve, To Study and Recommend Improvements to Maine's Dam Safety

Sec. 1. Dam safety peer review. Resolved: That the Department of Defense, Veterans and Emergency Management shall submit a request to the Association of State Dam Safety Officials to conduct a peer review of the State's dam safety efforts under the Maine Revised Statutes, Title 37-B, chapter 24, to be completed by September 30, 2023.

Sec. 2. Stakeholder review. Resolved: That, if the peer review under section 1 is completed by September 30, 2023, the Department of Defense, Veterans and Emergency Management shall convene a stakeholder group to review and allow for public input on the peer review. The stakeholder group must include, but is not limited to, the following stakeholders: federal agencies, state and local emergency management officials, hazard assessment and public safety experts, including dam safety experts, civil engineering organizations, environmental organizations, municipal dam operators

and private dam owners. The review must include, but is not limited to, discussion of recommendations to address any deficiencies identified in the peer review. The department may designate an outside entity to facilitate and assist in the review under this section.

Sec. 3. Report. Resolved: That, if the peer review under section 1 is completed by September 30, 2023, by January 1, 2024, the Department of Defense, Veterans and Emergency Management shall submit a report to the joint standing committee of the Legislature having jurisdiction over veterans affairs that includes the results of the peer review received pursuant to section 1, a summary of the stakeholder review under section 2 and any recommendations for the improvement of dam safety resulting from the stakeholder review, including suggested legislation. The committee may report out a bill to the Second Regular Session of the 131st Legislature based on the report.

Sec. 4. Financial assistance. Resolved: That, in addition to the funds provided in this legislation, the Department of Defense, Veterans and Emergency Management may use available funds from any public or private source, including, but not limited to, any available federal funding, for the peer review under section 1, the stakeholder review under section 2 and the development of the report under section 3 and shall disclose those funding sources in the report.

Sec. 5. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

DEFENSE, VETERANS AND EMERGENCY MANAGEMENT, DEPARTMENT OF

Administration - Maine Emergency Management Agency 0214

Initiative: Provides one-time funding for a dam safety peer review.

GENERAL FUND	2021-22	2022-23
All Other	\$0	\$20,000
GENERAL FUND TOTAL	\$0	\$20,000

See title page for effective date.

CHAPTER 177
H.P. 1322 - L.D. 1771

**Resolve, To Establish the
Advisory Panel To Better
Understand and Make
Recommendations Regarding
the Implications of Genome-
editing Technology for the
Citizens of the State**

Preamble. Whereas, genome-editing technologies, such as clustered regularly interspaced short palindromic repeats, also known as CRISPR, CRISPR-associated protein 9, also known as Cas9, and gene drive, have been discovered and dramatically refined in recent years, enabling innumerable opportunities around the world to inexpensively edit the genetic code of any living thing; and

Whereas, many deadly human diseases could be eradicated with genome-editing technology, thereby saving countless lives, immeasurable heartache and large health care expenditures in perpetuity; and

Whereas, a genetic alteration in a species of marine, terrestrial or airborne animal, plant, fungus, protozoan, bacteria or virus could rapidly alter the natural beauty, ecology, security and economy of Maine; and

Whereas, Maine's higher education system and technology sector can further position themselves as leaders in innovation and ethical implementation, reaping enduring benefits for Maine citizens, through the use of these technologies; and

Whereas, there are significant ethical, social and legal considerations for genome editing in humans and other species; and

Whereas, in the past, scientific ideas have been used in the implementation of and to promote eugenics programs and other forms of oppression; and

Whereas, throughout history living organisms have been used as weapons, and genome-editing technologies create new security needs in the endless effort to protect the people of Maine and the United States; and

Whereas, genome editing has the potential to fundamentally improve or diminish our health, our natural environment, our social fabric and our economy; and

Whereas, the pace of innovation is accelerating and over the next several years Maine can capitalize on the changes in our world that genome editing can bring about or risk being left behind; now, therefore, be it

Sec. 1. Panel established. Resolved: That the Advisory Panel To Better Understand and Make Recommendations Regarding the Implications of Genome-

editing Technology for the Citizens of the State, referred to in this resolve as "the panel," is established.

Sec. 2. Panel membership. Resolved: That, notwithstanding Joint Rule 353, the panel consists of 14 members who are residents of this State and appointed as follows:

1. Two members of the Senate appointed by the President of the Senate from the party holding the largest number of seats in the Senate. In making the appointments pursuant to this subsection, the President of the Senate shall endeavor to appoint members having expertise in areas or backgrounds listed in section 6;

2. One member of the Senate appointed by the President of the Senate from the party holding the 2nd largest number of seats in the Senate. In making the appointment pursuant to this subsection, the President of the Senate shall endeavor to appoint a member having expertise in areas or backgrounds listed in section 6;

3. Two members of the House of Representatives appointed by the Speaker of the House from the party holding the largest number of seats in the House. In making the appointments pursuant to this subsection, the Speaker of the House shall endeavor to appoint members having expertise in areas or backgrounds listed in section 6;

4. One member of the House of Representatives appointed by the Speaker of the House from the party holding the 2nd largest number of seats in the House. In making the appointment pursuant to this subsection, the Speaker of the House shall endeavor to appoint a member having expertise in an area or background listed in section 6;

5. One member who is a bioethicist, appointed by the President of the Senate;

6. One member who is a person under 30 years of age at the time of the appointment, appointed by the Speaker of the House;

7. One member who is from a federally recognized Indian nation, tribe or band in the State, appointed by the President of the Senate;

8. One member who is a fiction author or poet whose published works have explored the humanity of all people, appointed by the Speaker of the House;

9. One member who is a person living with a single-gene disorder, such as cystic fibrosis, Duchenne muscular dystrophy or sickle cell anemia, appointed by the President of the Senate;

10. One member having expertise in an area or a background listed in section 6, appointed by the President of the Senate; and

11. Two members having expertise in areas or backgrounds listed in section 6, appointed by the Speaker of the House.

The Presiding Officers shall invite the participation on the panel of the Chief Justice of the Supreme Judicial Court or the chief justice's designee and the Governor or the Governor's designee.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the panel.

Sec. 4. Vacancies. Resolved: That Legislators may serve as members on the panel only while they are members of the Legislature. The Presiding Officers shall fill any vacancy according to the requirements of section 2, subsections 1, 2, 3 and 4.

Sec. 5. Appointments; convening of panel. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the panel. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the panel to meet and conduct its business.

Sec. 6. Duties. Resolved: That the panel shall study the implications of genome-editing technology and the legislative, administrative or other steps that the State should take to capitalize on the potential and avoid the hazards of genome-editing technology. In performing its duties under this section, the panel shall solicit the testimony, advice or participation of persons having the following backgrounds or areas of expertise:

1. Ethics;
2. Clinical medicine caring for children;
3. Clinical medicine caring for adults;
4. Public health;
5. Bioscience research;
6. Environmental protection;
7. Forestry;
8. Agriculture or aquaculture;
9. Fishing;
10. State economics;
11. Tourism, business or commerce;
12. Military or security affairs;
13. University of Maine System or Maine Community College System;

14. Living with a single-gene disorder, such as cystic fibrosis, Duchenne muscular dystrophy or sickle cell anemia, or a parent or guardian of a person living with such a single-gene disorder;

15. Hospital or hospice chaplaincy; and

16. History of race, ethnicity or eugenics.

Sec. 7. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the panel, except that the Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 8. Report. Resolved: That, no later than November 2, 2022, the panel shall submit a report that includes its findings and recommendations, including suggested legislation, to the joint standing committee of the Legislature having jurisdiction over health and human services matters. The joint standing committee of the Legislature having jurisdiction over health and human services matters is authorized to report out legislation to the First Regular Session of the 131st Legislature.

Sec. 9. Outside funding. Resolved: That the panel shall seek funding contributions to fully fund the costs of the study. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the study have not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.

Sec. 10. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Allocates funds for the costs to the Legislature of the Advisory Panel To Better Understand and Make Recommendations Regarding the Implications of Genome-editing Technology for the Citizens of the State.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$1,320
All Other	\$0	\$1,930
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$3,250

See title page for effective date.

CHAPTER 178
H.P. 1409 - L.D. 1902

Resolve, To Establish a Pilot Program To Encourage Climate Education in Maine Public Schools

Sec. 1. Commissioner of Education to establish pilot program to provide professional development grants for climate education. Resolved: That the Commissioner of Education, referred to in this resolve as "the commissioner," shall establish the Climate Education Professional Development Pilot Program, referred to in this resolve as "the pilot program," to provide grants for professional development for educators on climate science and to support the preparation of courses on interdisciplinary climate education for a period of 3 years.

Sec. 2. Pilot program; administration. Resolved: That the commissioner shall administer the pilot program to assist school districts in partnering with nonprofit community-based organizations to create and implement plans to provide teacher training in next generation science standards and interdisciplinary climate education.

Sec. 3. Grant awards. Resolved: That grant awards under the pilot program must be prioritized for schools and communities historically underserved by climate science education. These schools and communities may include, but are not limited to, tribal nations, including tribal schools, migrant students, schools with high populations of students who receive free and reduced-price lunches, rural and remote schools, students in alternative learning education environments, students of color, English language learner students and students receiving special education services. When selecting and prioritizing grant recipients, the commissioner may consider how an applicant has successfully demonstrated student progress, achievement and understanding with respect to climate science standards through the provision of professional development. The commissioner shall establish standards and an application process for the professional development grants in accordance with the priorities in this section.

Sec. 4. Fund established. Resolved: That the Climate Education Professional Development Pilot Program Fund is established as a dedicated, nonlapsing fund within the Department of Education for the purpose of receiving funds from the State and other sources for the purposes of this resolve. The department may apply for and receive funds, grants or contributions from public or private sources to support the purposes of this resolve as long as the person providing the funds, grants or contributions does not have a vested or pecuniary interest in the outcome of the pilot program. The department shall use the funds received to administer the pilot program and to award grants to support the

purposes described in this resolve. At the end of the pilot program or upon distribution of all the funds, the fund is dissolved.

Sec. 5. Transfer. Resolved: That, notwithstanding any provision of law to the contrary, the State Controller shall transfer \$1,094,019 from the unappropriated surplus of the General Fund to the Climate Education Professional Development Pilot Program Fund, Other Special Revenue Funds account within the Department of Education no later than September 1, 2022 to support the pilot program.

Sec. 6. Transfer from Liquor Operation Revenue Fund. Resolved: That, notwithstanding the Maine Revised Statutes, Title 30-A, section 6054, subsection 4 or any other provision of law to the contrary and in addition to any amount authorized by law to be transferred in fiscal year 2022-23, the Maine Municipal Bond Bank shall transfer \$800,000 by June 30, 2023 from the Liquor Operation Revenue Fund, established in Title 30-A, section 6054, subsection 1, to the Department of Education, Climate Education Professional Development Pilot Program Fund, Other Special Revenue Funds account to support the pilot program.

Sec. 7. Transfer of settlement funds; fiscal year 2022-23. Resolved: That, notwithstanding any provision of law to the contrary, no later than June 30, 2023, the State Controller shall make a one-time transfer of \$200,000 from the funds received in accordance with the Maine Revised Statutes, Title 5, section 203-A for antitrust enforcement and enforcement of the Maine Unfair Trade Practices Act to the Department of Education, Climate Education Professional Development Pilot Program Fund, Other Special Revenue Funds account to support the pilot program.

Sec. 8. Annual reports. Resolved: That a recipient of a grant under the pilot program shall report to the Department of Education annually for the duration of the grant.

Sec. 9. Report to Legislature. Resolved: That, no later than January 1, 2025, the commissioner shall submit a report regarding the pilot program and make recommendations, including whether the pilot program should continue as a pilot program, be modified or become a permanent program, to the joint standing committee of the Legislature having jurisdiction over education and cultural affairs. The joint standing committee may report out legislation on the subject matter of the report to the First Regular Session of the 132nd Legislature.

Sec. 10. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

EDUCATION, DEPARTMENT OF

Climate Education Professional Development Pilot Program Fund N410

Initiative: Allocates one-time funds for grants to school districts to partner with nonprofit community-based organizations to create and implement plans to provide teacher training in next generation science standards and interdisciplinary climate education.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$2,000,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$2,000,000

Climate Education Professional Development Pilot Program Fund N410

Initiative: Provides a base allocation to allow for the expenditure of funds in the event federal funding is received to provide grants to school districts to partner with nonprofit community-based organizations to create and implement plans to provide teacher training in next generation science standards and interdisciplinary climate education.

FEDERAL EXPENDITURES FUND	2021-22	2022-23
All Other	\$0	\$500
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$500

Climate Education Professional Development Pilot Program Fund N410

Initiative: Allocates funds for one limited-period Regional Education Representative position and related All Other to administer the Climate Education Professional Development Pilot Program effective September 1, 2022. This position ends June 30, 2025.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$85,021
All Other	\$0	\$8,998
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$94,019

EDUCATION, DEPARTMENT OF DEPARTMENT TOTALS

	2021-22	2022-23
FEDERAL EXPENDITURES FUND	\$0	\$500
OTHER SPECIAL REVENUE FUNDS	\$0	\$2,094,019
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$2,094,519

See title page for effective date.

**CHAPTER 179
H.P. 1499 - L.D. 2017**

Resolve, Regarding Monitoring of and Reporting on Energy Use Data Standards and Online Energy Data Platforms

Sec. 1. Governor's Energy Office; monitor and report. Resolved: That the Governor's Energy Office shall monitor efforts undertaken in other states to improve energy use data standards and to implement multiple-use online energy data platforms that will provide natural gas and electric utility customers with access to information about their energy usage and will allow for the aggregation of and removal of personally identifiable information from community-level energy data. The office shall submit a report, on or before February 28, 2023, to the joint standing committee of the Legislature having jurisdiction over utilities and energy matters including information regarding other states' efforts and recommendations for how similar efforts could be undertaken in the State. The committee may report out related legislation to the 131st Legislature in 2023.

Sec. 2. Public Utilities Commission; commission evaluation of statewide, multiple-use online energy data platform. Resolved: That the Public Utilities Commission shall issue a request to transmission and distribution utilities and natural gas utilities in the State for the following information:

1. Whether the utility has the present ability to map specific meters to specific buildings and, if the utility does not have the ability, a description of the process necessary to achieve this ability, including the costs to the utility's ratepayers; and
2. Whether the utility has the present ability to export energy data in the Green Button Alliance format and support the Green Button Connect My Data standard and the energy services provider interface of the North American Energy Standards Board, and, if the utility does not have the present ability to export energy data in the Green Button Alliance format and support the Green Button Connect My Data standard and the energy services provider interface of the North American Energy Standards Board, a description of the process necessary to achieve this ability, including the costs to the utility's ratepayers.

Sec. 3. Report. Resolved: That, by February 28, 2023, the Public Utilities Commission shall submit a report to the joint standing committee of the Legislature having jurisdiction over utilities and energy matters that includes the information gathered under section 2. The committee may report out related legislation to the 131st Legislature in 2023.

See title page for effective date.

**CHAPTER 180
H.P. 1020 - L.D. 1386**

**Resolve, To Improve Access to
Bariatric Care**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this resolve requires the Department of Health and Human Services to develop a plan to provide bariatric care beds in the State and in developing the plan, the department must begin identifying providers who are interested in developing bariatric care beds before the 90-day period expires; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Department of Health and Human Services to develop a plan for specialized bariatric care beds. Resolved: That the Department of Health and Human Services, referred to in this resolve as "the department," shall develop a plan to establish 4 bariatric care beds a year for 4 years in the State to serve individuals who are eligible for long-term care and need bariatric care. In developing the plan, the department shall do the following.

1. No later than August 31, 2022, the department shall convene an informal work group with the long-term care ombudsman program established pursuant to the Maine Revised Statutes, Title 22, section 5106, subsection 11-C and representatives of a statewide organization representing nursing facilities to determine providers who are interested in developing bariatric care beds in their facilities.

2. No later than December 31, 2022, the department shall amend the department's rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 67, Principles of Reimbursement for Nursing Facilities, with rate changes that build upon the resource utilization group system designed to capture the clinical intensity needs of residents occupying bariatric care beds. The rules must include appropriate weight or body mass index requirements, an enhanced rate of reimbursement to nursing facilities for residents occupying bariatric care beds and up to 30 bed hold days a year for bariatric care residents experiencing hospitalization. The rules must also include direct billing to the department by providers of durable medical equipment, transportation and behavioral health services and decrease the amount of time for processing prior authorization requests. Rules adopted pursuant to this subsection are routine

technical rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

3. No later than March 30, 2023, the department shall issue a request for proposals to award contracts to provide the first 4 bariatric care beds.

4. No later than June 30, 2023, the department shall award contracts under the request for proposals to establish the first 4 bariatric care beds. Providers who are awarded contracts must offer bariatric care beds to appropriate residents no later than September 1, 2023 and receive an enhanced rate of reimbursement pursuant to rules adopted pursuant to subsection 2.

The department shall submit a report on progress, including any necessary legislation to establish the bariatric care beds and any required funding, to the Joint Standing Committee on Health and Human Services no later than December 1, 2022.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 8, 2022.

**CHAPTER 181
H.P. 1357 - L.D. 1824**

**Resolve, To Establish the
Commission To Develop a Pilot
Program To Provide Legal
Representation to Families in
the Child Protection System**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this resolve establishes the Commission To Develop a Pilot Program To Provide Legal Representation to Families in the Child Protection System to develop a pilot program to provide legal counsel to parents and custodians as soon as the Department of Health and Human Services has begun a safety assessment to determine if a child is at risk of harm; and

Whereas, low-income parents and custodians are unclear about their rights and the expectations of the child protection system; and

Whereas, legal counsel available at earlier stages in the child protection process has shown clear benefits to families in programs operating in other parts of the country; and

Whereas, the work of the commission must be initiated before the 90-day period expires in order that the development of the pilot program may be completed and a report submitted in time for submission to the next legislative session; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission To Develop a Pilot Program To Provide Legal Representation to Families in the Child Protection System, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That, notwithstanding Joint Rule 353, the commission consists of 13 members appointed as follows:

1. Two members of the Senate appointed by the President of the Senate, including members from each of the 2 parties holding the largest number of seats in the Legislature;

2. Three members of the House of Representatives appointed by the Speaker of the House, including members from each of the 2 parties holding the largest number of seats in the Legislature;

3. Three members appointed by the President of the Senate as follows:

A. A member with experience as an attorney for parents who is a member of the Maine State Bar Association;

B. A member of the Maine Child Welfare Advisory Panel, as recommended by the panel; and

C. A member representing the Maine Commission on Indigent Legal Services, established in the Maine Revised Statutes, Title 5, section 12004-G, subsection 25-A;

4. Three members appointed by the Speaker of the House as follows:

A. A member representing a statewide organization providing services or representation on domestic violence issues;

B. A member representing an organization that provides free civil legal assistance statewide to residents of the State with low incomes who need assistance resolving civil legal disputes; and

C. A member representing a statewide organization representing providers of behavioral health or substance use disorder treatment;

5. The Commissioner of Health and Human Services or the commissioner's designee; and

6. The Attorney General or the Attorney General's designee.

A member of the Justice for Children Task Force that reports to the Supreme Judicial Court, as recommended by the task force, is appointed by the Speaker of the House as a nonvoting member.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.

Sec. 4. Appointments; convening of commission. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business.

Sec. 5. Duties. Resolved: That the commission shall:

1. Study programs, policies and contracts for services that provide, in other states, regions or municipalities, legal counsel to parents or custodians as soon as that state opens a safety assessment or similar initial evaluation to determine if a child is at risk of harm, rather than only after that state petitions a court;

2. Design a pilot program to provide legal counsel to parents or custodians as soon as the State opens a safety assessment to determine if a child is at risk of harm. The pilot program design must include the following:

A. The cost of the pilot program, including options for federal or grant funding;

B. An assessment of the number of additional cases to be referred for legal counsel;

C. Identification of an appropriate organization or organizations that could provide legal counsel in the pilot program;

D. A method of providing notice from the Department of Health and Human Services to the organization or organizations providing legal counsel as well as appropriate confidentiality protections; and

E. An appropriate duration of the pilot program and data required for assessment to determine regional or statewide expansion; and

3. Solicit public comment on the establishment of a pilot program.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission, except that Legislative

Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the commission shall submit a report that includes its findings and recommendations pursuant to section 5, including any recommendations for legislation for the pilot program, to the joint standing committees of the Legislature having jurisdiction over judiciary matters and health and human services matters. The joint standing committees are authorized to report out legislation to the First Regular Session of the 131st Legislature.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 8, 2022.

CHAPTER 182
H.P. 1451 - L.D. 1946
Resolve, Establishing the
Committee To Ensure
Constitutionally Adequate
Contact with Counsel

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, this resolve establishes the Committee To Ensure Constitutionally Adequate Contact with Counsel to conduct a review to ensure that residents of Department of Corrections correctional and detention facilities, persons who are incarcerated in county jails and other county correctional facilities and criminal defendants in court facilities have constitutionally adequate contact with counsel; and

Whereas, the review must be initiated before the 90-day period expires in order that the review may be completed and a report submitted in time for submission to the next legislative session; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Committee established. Resolved: That the Committee To Ensure Constitutionally Adequate Contact with Counsel, referred to in this resolve as "the constitutional communications committee," is established.

Sec. 2. Committee membership. Resolved: That, notwithstanding Joint Rule 353, the constitutional

communications committee consists of 16 members appointed as follows:

1. Two members of the Senate appointed by the President of the Senate, including members from each of the 2 parties holding the largest number of seats in the Legislature;
2. Three members of the House of Representatives appointed by the Speaker of the House, including members from each of the 2 parties holding the largest number of seats in the Legislature;
3. The Commissioner of Corrections or the commissioner's designee;
4. The Attorney General or the Attorney General's designee;
5. The Commissioner of Public Safety or the commissioner's designee;
6. The Executive Director of the Maine Commission on Indigent Legal Services or the executive director's designee;
7. The president of a statewide association of sheriffs or the president's designee;
8. The president of a statewide association of criminal defense lawyers or the president's designee;
9. The president of a statewide association of prosecutors or the president's designee;
10. A representative of a civil rights organization whose primary mission includes the advancement of racial justice, appointed by the President of the Senate;
11. A representative of a civil liberties organization whose primary mission is the protection of civil liberties, appointed by the Speaker of the House;
12. A representative of a statewide prisoners' rights organization, appointed by the President of the Senate; and
13. A representative of a statewide organization whose mission includes advocating for victims and survivors of domestic violence, appointed by the Speaker of the House.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the constitutional communications committee.

Sec. 4. Appointments; convening of committee. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the constitutional communications committee. If 30 days or more after the effective date of this resolve a majority of but not all appointments

have been made, the chairs may request authority and the Legislative Council may grant authority for the constitutional communications committee to meet and conduct its business.

Sec. 5. Duties. Resolved: That the constitutional communications committee shall:

1. Review the federal and state constitutional and statutory requirements concerning adequate communications with counsel for those involved in the criminal justice system;

2. Review recent policies and practices that have resulted in reported violations of the requirements in the State;

3. Review how other jurisdictions ensure confidential communications by telephone, video or electronic communication or in person between counsel and criminal defendants that are incarcerated or detained or in court facilities for court proceedings;

4. Review how other jurisdictions ensure opportunities for document review by incarcerated persons without interception, monitoring, copying, redaction or other action or review of documents by anyone acting on behalf of a correctional facility, a jail or the State;

5. Review remedies used by other jurisdictions when the constitutional and statutory requirements are not met, including, but not limited to, exclusion of evidence, disqualification to participate in prosecution, licensure discipline and expanded opportunities for post-conviction review; and

6. Develop recommendations to implement in this State to ensure that residents of Department of Corrections correctional and detention facilities, persons who are incarcerated in county jails and other county correctional facilities and criminal defendants in court facilities have constitutionally adequate contact with counsel.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the constitutional communications committee, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the constitutional communications committee shall submit a report that includes a summary of its activities and recommendations, including suggested legislation, to the Joint Standing Committee on Judiciary for presentation to the First Regular Session of the 131st Legislature.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 8, 2022.

CHAPTER 183 H.P. 1496 - L.D. 2008

Resolve, To Establish the Committee To Study Court- ordered Treatment for Substance Use Disorder

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Committee To Study Court-ordered Treatment for Substance Use Disorder is needed to explore the legal issues and best medical practices and related issues concerning substance use disorder treatment that is involuntary or includes some form of leverage to ensure adherence to treatment; and

Whereas, the study must be initiated before the 90-day period expires in order that the study may be completed and a report submitted in time for submission to the next legislative session; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Study committee established. Resolved: That the Committee To Study Court-ordered Treatment for Substance Use Disorder, referred to in this resolve as "the study committee," is established.

Sec. 2. Study committee membership. Resolved: That, notwithstanding Joint Rule 353, the study committee consists of 16 members appointed as follows:

1. Three members of the Senate appointed by the President of the Senate, including members from each of the 2 parties holding the largest number of seats in the Legislature;

2. Three members of the House of Representatives appointed by the Speaker of the House, including members from each of the 2 parties holding the largest number of seats in the Legislature;

3. One member appointed by the Governor;

4. One member representing hospitals, appointed by the President of the Senate;

5. One member representing substance use disorder treatment providers, appointed by the Speaker of the House;

6. One member representing families affected by substance use disorder, appointed by the President of the Senate;

7. One member with lived experience with substance use disorder, appointed by the Speaker of the House;

8. One member representing primary health care providers, appointed by the President of the Senate;

9. One member representing hospital emergency department providers, appointed by the Speaker of the House;

10. One member representing an organization whose primary mission is the protection of civil liberties, appointed by the President of the Senate;

11. One member representing a statewide organization representing physicians, appointed by the Speaker of the House; and

12. One member representing the Judicial Department, appointed by the Chief Justice of the Supreme Judicial Court.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the study committee.

Sec. 4. Appointments; convening of study committee. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the study committee. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the study committee to meet and conduct its business.

Sec. 5. Duties. Resolved: That the study committee shall:

1. Review services and processes currently available in this State for persons with substance use disorder;
2. Review options offered in other jurisdictions for persons with substance use disorder, including but not limited to judicial orders for involuntary treatment as well as other treatment options that include some form of leverage to ensure adherence to treatment, and review outcomes;
3. Review the constitutional and other rights of persons with substance use disorder and how other jurisdictions protect those rights; and
4. Develop recommendations for treatment options for persons with substance use disorder, including implementation plans.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing

services to the study committee, except that the Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the study committee shall submit a report that includes a summary of its activities and recommendations, including suggested legislation, to the Joint Standing Committee on Health and Human Services and the Joint Standing Committee on Judiciary for presentation to the First Regular Session of the 131st Legislature.

Sec. 8. Outside funding. Resolved: That the study committee shall seek funding contributions to fully fund the costs of the study. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the study have not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.

Sec. 9. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Allocates funds from outside sources for the costs to the Legislature of the Committee To Study Court-ordered Treatment for Substance Use Disorder.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$660	\$660
All Other	\$840	\$1,090
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,500	\$1,750

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 8, 2022.

CHAPTER 184

S.P. 408 - L.D. 1240

Resolve, To Establish a Commission To Increase Housing Opportunities in Maine by Studying Land Use Regulations and Short-term Rentals

Sec. 1. Commission established. Resolved: That the Commission To Increase Housing Opportunities in Maine by Studying Land Use Regulations and

Short-term Rentals, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That, notwithstanding Joint Rule 353, the commission consists of 17 members appointed as follows:

1. Two members of the Senate appointed by the President of the Senate, including a member from each of the 2 parties holding the largest number of seats in the Legislature;

2. Two members of the House of Representatives appointed by the Speaker of the House, including a member from each of the 2 parties holding the largest number of seats in the Legislature;

3. The Director of the Maine State Housing Authority or the director's designee;

4. One member representing the Office of the Governor, appointed by the Governor;

5. Five public members, one representing a statewide municipal association, one representing a statewide organization that advocates for affordable housing, one representing statewide agricultural interests, one with expertise in transportation matters and one who is in the building trades, appointed by the President of the Senate; and

6. Six public members, one representing a regional planning association or a statewide organization that advocates for smart growth policies and projects, one representing the real estate industry, one who is a residential developer, one representing an organization that advocates for low-income or middle-income renters or homeowners, one representing a local or statewide organization promoting civil rights that has racial justice or racial equity as its primary mission and one representing a nonprofit organization with expertise in strategies for building affordable homes for ownership, appointed by the Speaker of the House.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.

Sec. 4. Appointments; convening of commission. Resolved: That, notwithstanding Joint Rule 353, all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business. To the greatest extent practicable, the appointing authorities

shall appoint the persons they appointed to the Commission To Increase Housing Opportunities in Maine by Studying Zoning and Land Use Restrictions under Resolve 2021, chapter 59.

Sec. 5. Duties. Resolved: That the commission is authorized to meet 6 times and shall:

1. Review data on housing shortages in the State for low-income and middle-income households and data on the conversion of housing units to short-term rentals in the State;

2. Review state laws that affect the local regulation of land use and short-term rentals and consider whether they fulfill the goals set forth in the Maine Revised Statutes, Title 30-A, section 4312, subsection 3, including but not limited to the promotion of affordable housing; promotion of an economic climate that increases job opportunities and overall economic well-being; and protection of the State's water resources and other critical natural resources;

3. Review efforts in other states and municipalities to address housing shortages through changes to land use restrictions and regulation of short-term rentals;

4. Consider strategies for affordable home ownership through changes to land use restrictions; and

5. Consider measures that would encourage municipalities to increase available housing, including but not limited to municipal incentives and statewide regulation of short-term rentals.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the commission shall submit a report that includes its findings and recommendations, including suggested legislation, to the joint standing committee of the Legislature having jurisdiction over housing matters.

Sec. 8. Outside funding. Resolved: That the commission shall seek funding contributions to fully fund the costs of the study. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the study have not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.

Sec. 9. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Allocates funds for the costs to the Legislature of the Commission To Increase Housing Opportunities in Maine by Studying Land Use Regulations and Short-term Rentals.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$880
All Other	\$0	\$1,370
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$2,250

See title page for effective date.

CHAPTER 185

H.P. 1166 - L.D. 1569

Resolve, Establishing the Commission To Study the Role of Water as a Resource in the State of Maine

Preamble. Whereas, water is an invaluable resource for the people and businesses in this State; and

Whereas, the use of water in the State for various purposes has raised questions regarding the continuing availability and quality of water resources; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission To Study the Role of Water as a Resource in the State of Maine, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That, notwithstanding Joint Rule 353, the commission consists of 16 members appointed as follows.

1. Four members appointed by the President of the Senate, including:
 - A. Two members of the Senate, including a member from each of the 2 parties holding the largest number of seats in the Legislature;
 - B. One member of the public residing in northern Maine; and
 - C. One member representing the interests of persons who bottle or package water for commercial sale.
2. Four members appointed by the Speaker of the House of Representatives, including:
 - A. Two members of the House of Representatives, including a member from each of the 2 parties holding the largest number of seats in the Legislature;
 - B. One member of the public residing in western Maine; and

C. One member representing the interests of businesses that use water in manufacturing or the provision of items or services for sale.

3. Eight members appointed by and agreed upon by both the President of the Senate and the Speaker of the House, including:

- A. One member representing the Office of Policy Innovation and the Future;
- B. Two members who are members of federally recognized Indian nations, tribes or bands in the State 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 the tribal governments do not make unanimous joint recommendations, the President of the Senate and the Speaker of the House shall appoint 2 members of a federally recognized Indian nation, tribe or band in the State;
- C. One member representing the Department of Health and Human Services, Maine Center for Disease Control and Prevention, division of environmental health, drinking water program;
- D. One member representing the interests of municipal water utilities;
- E. One member representing the State Geologist;
- F. One member representing organizations involved in protection of the environment; and
- G. One member representing the Office of the Attorney General with an interest in water rights law.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.

Sec. 4. Appointments; convening of commission. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business.

Sec. 5. Duties. Resolved: That the commission shall study issues associated with the role of water resources in the State and the nature and extent of infrastructure involved in the use and delivery of water resources including:

- A. The extent of water resources available in the State;
- B. Legal principles regarding the ownership of water resources in the State;
- C. The extent to which water resources will be needed in the State and nation in the future for household, government, business, commercial and other purposes;
- D. The quality of available water resources and the need for measures to protect water quality;
- E. The extent of transportation of water within the State and exportation of water from the State;
- F. The sustainability of aquifers within the State;
- G. The nature and use of natural resource extraction taxes in other states and the advantages and disadvantages of enacted natural resource extraction taxes in the State; and
- H. The relationship between water resources and climate change in the State, including an analysis of what actions other states are taking on this issue.

The commission shall develop recommendations to ensure that there is adequate clean, safe and accessible drinking water for the State's residents and to meet the needs of commercial and business interests now and in the future. The commission shall identify the need for additional state resources to implement its recommendations and shall make a recommendation regarding the positive and negative aspects of a tax on water extraction.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the commission shall submit a report that includes its findings and recommendations, including suggested legislation, for presentation to the joint standing committee of the Legislature having jurisdiction over taxation matters during the First Regular Session of the 131st Legislature. The committee may present legislation related to the report of the commission to the First Regular Session of the 131st Legislature.

See title page for effective date.

**CONSTITUTIONAL RESOLUTIONS OF THE STATE OF MAINE
AS PASSED AT
THE SECOND REGULAR SESSION OF THE
ONE HUNDRED AND THIRTIETH LEGISLATURE
2021**

(There were none.)

INITIATED BILL OF THE STATE OF MAINE
REFERRED TO THE VOTERS BY
THE ONE HUNDRED AND THIRTIETH LEGISLATURE
AND APPROVED AT REFERENDUM

CHAPTER 1
I.B. 1 - L.D. 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**

Be it enacted by the People of the State of Maine as follows:

Sec. 1. 12 MRSA §1852, sub-§4, as enacted by PL 1997, c. 678, §13 and amended by PL 2013, c. 405, Pt. A, §24, is further amended to read:

4. Lease of public reserved land for utilities and rights-of-way. The bureau may lease the right, for a term not exceeding 25 years, to:

- A. Set and maintain or use poles, electric power transmission and telecommunication transmission lines and facilities, roads, bridges and landing strips;
- B. Lay and maintain or use pipelines and railroad tracks; and
- C. Establish and maintain or use other rights-of-way.

Any such poles, transmission lines and facilities, landing strips, pipelines and railroad tracks under this subsection are deemed to substantially alter the uses of the land within the meaning of the Constitution of Maine, Article IX, Section 23, and a lease or conveyance for the purpose of constructing and operating such poles, transmission lines and facilities, landing strips, pipelines and railroad tracks under this subsection may not be granted without first obtaining the vote of 2/3 of all the members elected to each House of the Legislature.

Notwithstanding Title 1, section 302 or any other provision of law to the contrary, this subsection applies retroactively to September 16, 2014.

Sec. 2. 35-A MRSA §3131, sub-§4-A, as enacted by PL 2009, c. 655, Pt. A, §3, is amended to read:

4-A. High-impact electric transmission line. "High-impact electric transmission line" means a transmission line greater than 50 miles in length ~~that is not located in a statutory corridor, as defined in section 122, subsection 1, paragraph F 4, or a petitioned corridor, as defined in section 122, subsection 1, paragraph D 1, and that is:~~

- A. Constructed to transmit direct current electricity; or
- B. Capable of operating at 345 kilovolts or more and:
 - (1) Is not a generator interconnection transmission facility as defined in section 3132, subsection 1-B; and
 - (2) Is not constructed primarily to provide electric reliability, as determined by the commission.

Sec. 3. 35-A MRSA §3132, sub-§6-A, as enacted by PL 2009, c. 655, Pt. A, §5, is amended to read:

6-A. High-impact electric transmission line; certificate of public convenience and necessity. The commission shall evaluate and render a decision on any petition for a certificate of public convenience and necessity for a high-impact transmission line ~~in accordance with section 122, subsection 1-D.~~

Sec. 4. 35-A MRSA §3132, sub-§6-C is enacted to read:

6-C. High-impact electric transmission line; legislative approval. In addition to obtaining a certificate of public convenience and necessity, a high-impact electric transmission line may not be constructed anywhere in the State without first obtaining the approval of the Legislature, except that any high-impact electric transmission line crossing or utilizing public lands designated by the Legislature pursuant to Title 12, section 598-A is deemed to substantially alter the land and must be approved by the vote of 2/3 of all the members elected to each House of the Legislature.

Sec. 5. 35-A MRSA §3132, sub-§6-D is enacted to read:

6-D. High-impact electric transmission line; geographic prohibition. Notwithstanding subsection 6-C, a high-impact electric transmission line may not be constructed in the Upper Kennebec Region. For the purpose of this subsection, "Upper Kennebec Region" means the approximately 43,300 acres of land located between the Town of Bingham and Wyman Lake, north along the Old Canada Road, Route 201, to the Canadian

border, and eastward from the Town of Jackman to encompass Long Pond and westward to the Canadian border, in Somerset County and Franklin County.

Sec. 6. 35-A MRSA §3132, sub-§6-E is enacted to read:

6-E. Retroactivity. Notwithstanding Title 1, section 302 or any other provision of law to the contrary, subsections 6-C and 6-D apply retroactively to September 16, 2020 and apply to any high-impact electric transmission line the construction of which had not commenced as of that date.

Effective December 19, 2021.

**JOINT STUDY ORDERS OF THE STATE OF MAINE
AS PASSED AT
THE SECOND SPECIAL SESSION AND SECOND REGULAR SESSION OF THE
ONE HUNDRED AND THIRTIETH LEGISLATURE
2021**

(There were none.)

**REVISOR'S REPORT
2021**

**CHAPTER 1
PART A**

Sec. A-1. 4 MRSA §1603, sub-§7, as amended by PL 2021, c. 398, Pt. SSSS, §4, is corrected to read:

7. Project, projects or part of any project. "Project, projects or part of any project" means the acquisition, construction, improvement, reconstruction or equipping of, or construction of an addition or additions to, any structure designed for use as a court facility, state office or state activity space and intended to be used primarily by the State, any agency, instrumentality or department of the State or by any branch of State Government. The structure may include facilities for the use of related agencies of state, county or local government. "Project, projects or part of any project" includes all real and personal property, lands, improvements, driveways, roads, approaches, pedestrian access roads, parking lots, parking facilities, rights-of-way, utilities, easements and other interests in land, machinery and equipment and all fixtures, appurtenances and facilities either on, above or under the ground that are used or usable in connection with the structure, and also includes landscaping, site preparation, furniture, machinery, equipment and other similar items necessary or convenient for the operation of a particular facility or structure in the manner for which its use is intended. "Project, projects or part of any project" also includes the acquisition, construction, improvement, reconstruction or repair of any equipment, device, technology, software or other personal property intended to be used primarily by the State, any agency, instrumentality or department of the State or by any branch of State Government or any related agency of state, county or local government. For the purpose of implementing section ~~1610-M~~ 1610-N, "project, projects or part of any project" also includes equipment purchases for career and technical education centers and career and technical education regions. The exact scope of each project, projects or part of any project, other than those for the Judicial Branch and the Legislative Branch, must be set forth in a written designation by the Commissioner of Administrative and Financial Services to the authority and the exact scope of each project, projects or part of any project for the Judicial Branch must be set forth in a written designation by the State Court Administrator to the authority. The scope of each project for the Legislative Branch must receive a majority vote of the Legislative Council and be set forth in a written designation by the Executive Director of the Legislative Council to the authority. "Project, projects or part of any project" does not include such items as fuel, supplies or other items that are customarily considered as a current operating charge.

EXPLANATION

This section corrects a cross-reference.

Sec. A-2. 4 MRSA §1610-M, as enacted by PL 2021, c. 398, Pt. SSSS, §6, is reallocated to 4 MRSA §1610-N.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapter 398, Parts D and SSSS, which enacted 2 substantively different provisions with the same section number.

Sec. A-3. 5 MRSA §1591, sub-§6, as enacted by PL 2021, c. 398, Pt. EEEE, §1, is reallocated to 5 MRSA §1591, sub-§7.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapter 398, Parts EEE and EEEE, which enacted 2 substantively different provisions with the same subsection number.

Sec. A-4. 5 MRSA §1957, as enacted by PL 2021, c. 234, §2, is reallocated to 5 MRSA §1958.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 231 and 234, which enacted 2 substantively different provisions with the same section number.

Sec. A-5. 5 MRSA §12004-G, sub-§33-G, as enacted by PL 2021, c. 364, §1, is reallocated to 5 MRSA §12004-G, sub-§33-H.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 356 and 364, which enacted 2 substantively different provisions with the same subsection number.

Sec. A-6. 5 MRSA §12004-J, sub-§19, as enacted by PL 2021, c. 398, Pt. MMMM, §1, is reallocated to 5 MRSA §12004-J, sub-§20.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 398 and 436, which enacted 2 substantively different provisions with the same subsection number.

Sec. A-7. 7 MRSA §219-B, sub-§4, as enacted by PL 2021, c. 468, §1, is corrected to read:

4. Rules. The department may adopt routine technical rules as defined in Title 5, chapter 375, subchapter ~~2-A~~ 2-A to carry out the purposes of the fund, including application criteria and procedures for recipients, disbursement of funds to recipients and for outreach and administration purposes and reporting and audit procedures for recipients.

EXPLANATION

This section makes a technical correction.

Sec. A-8. 8 MRSA §1017, sub-§4, as amended by PL 2021, c. 22, §5, is corrected to read:

4. Application for renewal. Application for renewal of a license issued under this chapter must be made no less than 60 days prior to the expiration of the current license. Before submitting an application for renewal of a slot machine operator license under this subsection, the slot machine operator must comply with section 1012. Before submitting an application for renewal of a casino operator license under this subsection, the casino operator must comply with section ~~4012-A~~ 1012-A.

EXPLANATION

This section makes a technical correction.

Sec. A-9. 12 MRSA §13104, sub-§4, as amended by PL 2021, c. 104, §1, is corrected to read:

4. Fee. Except as provided in subsection 5, the annual snowmobile registration fee is as follows:

- A. For residents, \$55. The registration for a snowmobile owned by a resident is valid for one year, commencing on July 1st of each year; and
- B. For nonresidents:
 - (1) Seventy-four dollars for a 3-consecutive-day registration. A person may purchase more than one 3-day registration in any season;
 - (2) One hundred and nineteen dollars for a seasonal registration; and
 - (3) Ninety-nine dollars for a 10-consecutive-day registration. A person may purchase more than one 10-day registration in any season.

The registration for a snowmobile owned by a non-resident must specify the dates for which the registration is valid.

Ten dollars from each resident registration fee and \$15 from each nonresident registration fee collected pursuant to this subsection must be transferred to a special fund administered by the Off-Road Vehicle Division of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry. The funds must be used to assist any entity that has a snowmobile trail grooming contract with the Bureau of Parks and Lands in the purchase of trail-grooming equipment. The funds also may be used for the repair or overhaul of trail-grooming equipment.

Seventeen dollars from each resident snowmobile registration fee must be transferred to the Snowmobile Trail Fund of the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands.

Sixteen dollars from each nonresident 3-day snowmobile registration fee, \$16 from each nonresident 10-day snowmobile registration fee and \$21 from each nonresident seasonal snowmobile registration fee must be transferred to the Snowmobile Trail Fund of the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands.

Five dollars from each ~~non-resident~~ nonresident 3-day snowmobile registration fee and 10-day snowmobile registration fee must be transferred to the Snowmobile Enforcement Fund established under section 10258.

EXPLANATION

This section corrects a clerical error.

Sec. A-10. 14 MRSA §173, as enacted by PL 2021, c. 214, §1, is reallocated to 14 MRSA §174.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 178 and 214, which enacted 2 substantively different provisions with the same section number.

Sec. A-11. 14 MRSA §173, sub-§3, as enacted by PL 2021, c. 178, §1, is corrected to read:

3. Immunity of distributor. Notwithstanding any other provision of law, a bona fide charitable or non-profit organization and any employee or volunteer of that organization who in good faith receive and ~~distribute~~ distribute menstrual products that are apparently usable at the time they are distributed are immune from civil or criminal liability arising from an injury or death due to the condition of the menstrual products, unless the injury or death is a direct result of the gross negligence, recklessness or intentional misconduct of the organization, employee or volunteer.

EXPLANATION

This section corrects clerical errors.

Sec. A-12. 17-A MRSA §18, as enacted by PL 2021, c. 447, §1, is reallocated to 17-A MRSA §19.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 393 and 447, which enacted 2 substantively different provisions with the same section number.

Sec. A-13. 17-A MRSA §2102, sub-§1, ¶F-1, as enacted by PL 2021, c. 174, §6, is corrected to read:

F-1. The termination of probation pursuant to section 1804, subsection 6; ~~and~~

EXPLANATION

This section makes a technical correction.

Sec. A-14. 17-A MRSA §2102, sub-§1, ¶F-1, as enacted by PL 2021, c. 330, §6, is reallocated to 17-A MRSA §2102, sub-§1, ¶F-2.

EXPLANATION

This section corrects a lettering problem created by Public Law 2021, chapters 174 and 330, which enacted 2 substantively different provisions with the same paragraph letter.

Sec. A-15. 20-A MRSA §1001, sub-§21, as enacted by PL 2021, c. 471, §1, is reallocated to 20-A MRSA §1001, sub-§22.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 281 and 471, which enacted 2 substantively different provisions with the same subsection number.

Sec. A-16. 20-A MRSA §3626, as corrected by RR 2019, c. 2, Pt. B, §8, is corrected by correcting the section headnote to read:

§3626. ~~Chairman~~ Chair of the board

EXPLANATION

Pursuant to Public Law 2019, chapter 475, section 52, this section corrects a gender-specific reference.

Sec. A-17. 20-A MRSA §3627, as corrected by RR 2019, c. 2, Pt. B, §9, is corrected by correcting the section headnote to read:

§3627. ~~Vice chairman~~ Vice-chair of the board of directors

EXPLANATION

Pursuant to Public Law 2019, chapter 475, section 52, this section corrects a gender-specific reference.

Sec. A-18. 20-A MRSA §4730, as enacted by PL 2021, c. 190, §4, is reallocated to 20-A MRSA §4731.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 75 and 190, which enacted 2 substantively different provisions with the same section number.

Sec. A-19. 20-A MRSA §6556, as enacted by PL 2021, c. 398, Pt. HH, §1, is reallocated to 20-A MRSA §6557.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 156 and 398, which enacted 2 substantively different provisions with the same section number.

Sec. A-20. 20-A MRSA §15674, sub-§1, ¶D, as enacted by PL 2021, c. 428, §3, is corrected to read:

D. Beginning in fiscal year 2022-23:

- (1) The average of the pupil counts for October 1st of the 2 most recent calendar years prior to the year of funding, reported in accordance with section 6004, including the counts of students enrolled in an alternative education program made in accordance with section 5104-A, except that if a school administrative unit experiences a decline in total school administrative unit student enrollment of 10% or more in the most recent year, the pupil counts for October 1st of the 3 most recent calendar years prior to the year of funding must be used unless that count is less than the average of the October 1st pupil counts of the 2 most recent calendar years.

EXPLANATION

This section corrects a clerical error.

Sec. A-21. 22 MRSA §3174-FFF, as enacted by PL 2021, c. 438, §1, is reallocated to 22 MRSA §3174-GGG.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 398, 438 and 467, which enacted 3 substantively different provisions with the same section number.

Sec. A-22. 22 MRSA §3174-FFF, as enacted by PL 2021, c. 467, §1, is reallocated to 22 MRSA §3174-HHH.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 398, 438 and 467, which enacted 3 substantively different provisions with the same section number.

Sec. A-23. 24-A MRSA §4320-P, as enacted by PL 2021, c. 39, §1, is reallocated to 24-A MRSA §4320-Q.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 28 and 39, which enacted 2 substantively different provisions with the same section number.

Sec. A-24. 25 MRSA §1542-A, sub-§1, ¶V, as enacted by PL 2021, c. 400, §2, is reallocated to 25 MRSA §1542-A, sub-§1, ¶Y.

EXPLANATION

This section corrects a lettering problem created by Public Law 2021, chapters 293 and 400, which enacted 2 substantively different provisions with the same paragraph letter.

Sec. A-25. 25 MRSA §1542-A, sub-§3, ¶U, as enacted by PL 2021, c. 400, §3, is reallocated to 25 MRSA §1542-A, sub-§3, ¶X.

EXPLANATION

This section corrects a lettering problem created by Public Law 2021, chapters 293 and 400, which enacted 2 substantively different provisions with the same paragraph letter.

Sec. A-26. 32 MRSA §2287, as enacted by PL 2021, c. 291, Pt. B, §5, is reallocated to 32 MRSA §2276-A.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 291 and 324, which enacted 2 substantively different provisions with the same section number.

Sec. A-27. 32 MRSA c. 56, sub-c. 4, as enacted by PL 2021, c. 291, Pt. B, §11, is reallocated to 32 MRSA c. 56, sub-c. 5.

Sec. A-28. 32 MRSA §3841, as enacted by PL 2021, c. 291, Pt. B, §11, is reallocated to 32 MRSA §3850-E.

Sec. A-29. 32 MRSA §3842, as enacted by PL 2021, c. 291, Pt. B, §11, is reallocated to 32 MRSA §3850-F.

Sec. A-30. 32 MRSA §3843, as enacted by PL 2021, c. 291, Pt. B, §11, is reallocated to 32 MRSA §3850-G.

Sec. A-31. 32 MRSA §3844, as enacted by PL 2021, c. 291, Pt. B, §11, is reallocated to 32 MRSA §3850-H.

Sec. A-32. 32 MRSA §3845, as enacted by PL 2021, c. 291, Pt. B, §11, is reallocated to 32 MRSA §3850-I.

EXPLANATION

These sections correct a numbering problem created by Public Law 2021, chapters 291 and 331, which enacted 2 substantively different subchapters with the same subchapter and section numbers.

Sec. A-33. 32 MRSA §3850, sub-§2, ¶E, as enacted by PL 2021, c. 331, §1, is corrected to read:

E. All meetings are open to the public, and public notice of meetings must be given in the same manner as required under the rule-making provisions in section ~~3850-A~~ 3850-A.

EXPLANATION

This section makes a technical correction.

Sec. A-34. 32 MRSA §13868, as enacted by PL 2021, c. 302, §3, is reallocated to 32 MRSA §13869.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 291 and 302, which enacted 2 substantively different provisions with the same section number.

Sec. A-35. 32 MRSA §18371, sub-§1, ¶O, as enacted by PL 2021, c. 134, §6, is corrected to read:

O. Administer botulinum ~~toxins~~ toxin or dermal fillers to a patient with a diagnosed dental condition or when that administration is identified as part of a patient's dental treatment plan. A dentist who has successfully completed postgraduate training and certification in oral and maxillofacial surgery from a program accredited by the American Dental Association Commission on Dental Accreditation or its successor organization may administer botulinum toxin or dermal fillers in the course of treatment for oral or maxillofacial disease, disfigurement or disjunction.

EXPLANATION

This section corrects a clerical error.

Sec. A-36. 35-A MRSA §717, as enacted by PL 2021, c. 347, §1, is reallocated to 35-A MRSA §718.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 154 and 347, which enacted 2 substantively different provisions with the same section number.

Sec. A-37. 35-A MRSA §3209-A, sub-§5, as enacted by PL 2021, c. 370, §1, is reallocated to 35-A MRSA §3209-A, sub-§7.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 107 and 370, which enacted 2 substantively different provisions with the same subsection number.

Sec. A-38. 35-A MRSA §3210-H, as enacted by PL 2021, c. 380, §1, is reallocated to 35-A MRSA §3210-I.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 327 and 380, which enacted 2 substantively different provisions with the same section number.

Sec. A-39. 35-A MRSA §10104, sub-§13, as enacted by PL 2021, c. 358, §1, is corrected to read:

13. Maine Clean Energy and Sustainability Accelerator. The trust shall administer the Maine Clean Energy and Sustainability Accelerator under section ~~10128~~ 10129.

EXPLANATION

This section corrects a cross-reference.

Sec. A-40. 35-A MRSA §10128, as enacted by PL 2021, c. 358, §2, is reallocated to 35-A MRSA §10129.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 199 and 358, which enacted 2 substantively different provisions with the same section number.

Sec. A-41. 36 MRSA §191, sub-§2, ¶MMM, as enacted by PL 2021, c. 253, Pt. A, §1, is reallocated to 36 MRSA §191, sub-§2, ¶PPP.

EXPLANATION

This section corrects a lettering problem created by Public Law 2021, chapters 253 and 473, which enacted 2 substantively different provisions with the same paragraph letter.

Sec. A-42. 36 MRSA §191, sub-§2, ¶MMM, as enacted by PL 2021, c. 473, §1, is corrected to read:

MMM. The disclosure to the Supreme Judicial Court of information required to make the report required under section ~~5219-YY~~ 5219-ZZ, subsection 5.

EXPLANATION

This section corrects a cross-reference.

Sec. A-43. 36 MRSA §1760, sub-§107, as enacted by PL 2021, c. 399, §1, is reallocated to 36 MRSA §1760, sub-§108.

Sec. A-44. 36 MRSA §1760, sub-§107, as enacted by PL 2021, c. 416, §1 and affected by §2, is reallocated to 36 MRSA §1760, sub-§109.

Sec. A-45. 36 MRSA §1760, sub-§107, as enacted by PL 2021, c. 417, §1, is reallocated to 36 MRSA §1760, sub-§110.

Sec. A-46. 36 MRSA §1760, sub-§107, as enacted by PL 2021, c. 440, §1, is reallocated to 36 MRSA §1760, sub-§111.

EXPLANATION

These sections correct a numbering problem created by Public Law 2021, chapters 398, 399, 416, 417 and 440, which enacted 5 substantively different provisions with the same subsection number.

Sec. A-47. 36 MRSA §2513-C, sub-§1, as enacted by PL 2021, c. 354, §18, is corrected to read:

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

- A. "Blanket travel insurance" has the same meaning as in Title 24-A, section ~~7052-A~~ 7052-A, subsection 2.
- B. "Cancellation fee waiver" has the same meaning as in Title 24-A, section ~~7052-A~~ 7052-A, subsection 3.
- C. "Primary certificate holder" has the same meaning as in Title 24-A, section ~~7052-A~~ 7052-A, subsection 9.
- D. "Primary policyholder" has the same meaning as in Title 24-A, section ~~7052-A~~ 7052-A, subsection 10.
- E. "Travel assistance services" has the same meaning as in Title 24-A, section ~~7052-A~~ 7052-A, subsection 13.
- F. "Travel insurance" has the same meaning as in Title 24-A, section ~~7052-A~~ 7052-A, subsection 14.

EXPLANATION

This section makes technical corrections.

Sec. A-48. 36 MRSA §5219-YY, as enacted by PL 2021, c. 473, §2, is reallocated to 36 MRSA §5219-ZZ.

EXPLANATION

This section corrects a numbering problem created by Public Law 2021, chapters 473 and 482, which enacted 2 substantively different provisions with the same section.

Sec. A-49. 37-B MRSA §791, sub-§2, ¶A, as enacted by PL 1989, c. 464, §3, is corrected to read:

- A. "CERCLA hazardous substance" means a substance on the list defined in the United States Comprehensive Environmental Response, Compensation, and Liability Act of 1980, Public Law 96-510, Section 101(14), as amended.

EXPLANATION

This section corrects a clerical error.

Sec. A-50. 37-B MRSA §798, sub-§1, as enacted by PL 1989, c. 464, §3, is corrected to read:

1. Immediate notification. In the event of an unlicensed release from any facility where a CERCLA

hazardous substance or an extremely hazardous substance is produced, used or stored, that requires reporting under the United States Comprehensive Environmental Response, Compensation, and Liability Act of 1980, Section ~~103(a)~~ 103(a) or the federal Superfund Amendments and Reauthorization Act of 1986, Title III, Section 304(a), the owner or operator of the facility at which the release occurs must immediately contact the local fire department with jurisdiction over the site, the State Police as the designated agent for the commission and the community emergency coordinator. This oral notification must contain, to the extent known at the time of notice and so long as no delay in responding to the emergency results, information included in the Maine Emergency Management Agency's AR-1 form including:

- A. The specific location of the release;
- B. Identification of the chemical released and the estimated quantity released;
- C. The time and duration of the release;
- D. The environmental media into which the chemical was released;
- E. Any known or anticipated acute or chronic health risks;
- F. Any precautions that should be taken, including evacuation or medical surveillance; and
- G. The names and telephone numbers of parties to be contacted for further information.

EXPLANATION

This section corrects clerical errors and references to federal law.

Sec. A-51. 38 MRSA §1319, sub-§1, ¶A, as amended by PL 1997, c. 364, §40, is corrected to read:

- A. Any substance designated as hazardous by the United States Environmental Protection Agency in proposed or final regulations under the federal Comprehensive Environmental Response, Compensation, and Liability Act, 42 United States Code, Section 9602, and any substance identified as hazardous waste under section 1319-O may be identified by rule as hazardous matter by the board.

EXPLANATION

This section corrects a clerical error.

Sec. A-52. 38 MRSA §1362, sub-§1, ¶C, as amended by PL 1985, c. 746, §32, is corrected to read:

- C. Any substance designated pursuant to the United States Comprehensive Environmental Response, Compensation, and Liability Act of 1980,

Public Law 96-510, Sections 101 and 102 (Superfund);

EXPLANATION

This section corrects a clerical error.

Sec. A-53. 38 MRSA §1612, as enacted by PL 2021, c. 192, §1, is reallocated to 38 MRSA §1613.

Sec. A-54. 38 MRSA §1612, as enacted by PL 2021, c. 477, §1, is reallocated to 38 MRSA §1614.

EXPLANATION

These sections correct a numbering problem created by Public Law 2021, chapters 94, 192 and 477, which enacted 3 substantively different provisions with the same section number.

Sec. A-55. 38 MRSA §1805, sub-§5, as enacted by PL 2021, c. 424, §1, is corrected to read:

5. Report. On or before March 1, 2024, and biennially thereafter, the department shall submit to the joint standing committee of the Legislature having jurisdiction over environmental and natural resources matters a report summarizing the data collected and maps produced and updated under this section and including an analysis, if available, of the changes to the eelgrass beds and salt marsh vegetation within the State that are demonstrated by the data collected and maps produced under this section.

EXPLANATION

This section corrects a clerical error.

Sec. A-56. PL 2021, c. 234, §3 is amended to read:

Sec. 3. Policy review. The Board of Trustees of the Maine Public Employees Retirement System shall review its "Environmental, Social and Governance Policy" adopted January 8, 2015 and shall make any changes necessary to its policy to conform to the requirements of the Maine Revised Statutes, Title 5, section ~~1957~~ 1958. The board shall submit its report of the review of the policy and any amendments adopted by the board to the Joint Standing Committee on Labor and Housing by January 1, 2022.

EXPLANATION

This section corrects a cross-reference.

Sec. A-57. PL 2021, c. 327, §3, first sentence is corrected to read:

Within ~~in~~ 9 months of receiving a petition from New England Aqua Ventus, LLC or its designated affiliate

for a long-term contract for capacity, energy or renewable energy credits to be generated from a floating offshore wind research array project, as defined in the Maine Revised Statutes, Title 35-A, section 3210-H and referred to in this section as "the research array," with a capacity of up to 144 megawatts designed, permitted and operated by New England Aqua Ventus, LLC in accordance with the terms of a lease in federal waters from the federal Department of the Interior, Bureau of Ocean Energy Management, the Public Utilities Commission shall order the negotiation of, and direct an investor-owned transmission and distribution utility to enter into, a long-term contract for at least 20 years with New England Aqua Ventus, LLC or its designated affiliate if the commission determines the contract furthers the objectives of this Act and is in the public interest.

EXPLANATION

This section corrects a clerical error.

Sec. A-58. PL 2021, c. 438, §§2 and 3 are corrected to read:

Sec. 2. Rulemaking; national standards. In developing rules pursuant to the Maine Revised Statutes, Title 22, section ~~3174 FFF~~ 3174-GGG, subsection 2, the Department of Health and Human Services shall consider national standards such as the Clinical Practice Guidelines for Quality Palliative Care developed by the National Coalition for Hospice and Palliative Care.

Sec. 3. State plan amendment. The Department of Health and Human Services shall submit to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services any state plan amendments necessary to implement the requirements of the Maine Revised Statutes, Title 22, section ~~3174 FFF~~ 3174-GGG.

Sec. A-59. PL 2021, c. 467, §2 is corrected to read:

Sec. 2. Ostomy equipment reimbursement rules. By January 1, 2022, the Department of Health and Human Services shall amend its rules in Chapter 101: MaineCare Benefits Manual, Chapter II, Section 60 to implement the Maine Revised Statutes, Title 22, section ~~3174 FFF~~ 3174-HHH and this section. The department shall reimburse for ostomy equipment and supplies at no less than 85% of the 2021 federal Medicare reimbursement rate for the equipment and supplies as long as the rate is no lower than the rate reimbursed by the department as of January 1, 2021.

EXPLANATION

These sections correct cross-references.

Sec. A-60. PL 2021, c. 483, Pt. I, §1, 3rd initiative is corrected to read:

Initiative: Provides one-time funding to establish the clean energy innovation program of the clean energy partnership to fund programs that advance innovation in the clean energy sector, including but not limited to providing grants in coordination with the Maine Technology Institute, as well as supporting partnerships with the private sector, education ~~intutions~~ institutions and others. The programs will support innovation of advanced technologies and services that contribute to the achievement of the State's clean energy and climate goals. Funding may also be used for research and analysis of clean energy finance development tools.

EXPLANATION

This section corrects a clerical error.

Sec. A-61. Resolve 2021, c. 6, §1 is corrected to read:

Sec. 1. Director of the Bureau of Parks and Lands is authorized, but not directed, to convey certain land occupied by the Maine Veterans' Home located at the corner of Cony Road and Piggery Road in Augusta, Maine. Resolved: That the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry may, subject to the requirements of subsection 2, convey, by quitclaim deed without covenant for an appraised fair market value that is the higher of 2 appraisals or the highest of more than 2 appraisals, one appraisal paid for by the Bureau of Parks and Lands and the second paid for by the Maine Veterans' Homes, and on such other terms and conditions as the director may direct, a certain parcel of land with a total of approximately 8.9 acres, being the property that the veterans' home was constructed on, referred to in this resolve as "the property," situated at the corner of Cony Road and Piggery Road in Augusta, County of Kennebec, together with all appurtenant rights and easements located on that property, to the Maine Veterans' Homes. In addition, the Director of the Bureau of Parks and Lands may grant approval, as required by Resolve 1989, chapter 29 and the deed conveying the property to the Maine Veterans' Homes, dated October 3, 1989 and recorded in the Kennebec County Registry of Deeds in Book 3626, page 281, 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.

EXPLANATION

This section corrects a clerical error.

Sec. A-62. Resolve 2021, c. 120, §1 is corrected to read:

Sec. 1. Identification of stigmatizing language; substitution of respectful language. Resolved:

That the Revisor of Statutes shall review the Maine Revised Statutes, Titles 22, ~~22-A~~ 22-A, 25 and ~~34-A~~ 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. The Revisor of Statutes shall report to the Joint Standing Committee on Criminal Justice and Public Safety by January 15, 2022 and shall provide draft legislation to amend the laws of the 3 departments in the Titles identified to change stigmatizing language as described in this section to respectful language. The Revisor of Statutes shall recommend editing the laws as necessary to accommodate singular and plural forms, masculine and feminine forms and adult and minor forms and, when possible, shall use so-called person-first language. The stigmatizing language to be changed includes "prisoner," "inmate" and "convict," which must be changed to "resident of a correctional facility" or "resident of a jail"; "drug user," which must be changed to "person who uses drugs"; "probationer," which must be changed to "client of the Department of Corrections"; and "mentally ill person," which must be changed to "person with a mental illness."

EXPLANATION

This section makes technical corrections.

Sec. A-63. Resolve 2021, c. 120, §2 is corrected to read:

Sec. 2. Legislation. Resolved: That, based on the report from the Revisor of Statutes pursuant to section 1, the Joint Standing Committee on Criminal Justice and Public Safety may report out legislation to change stigmatizing language in the Maine Revised Statutes, Titles 22, ~~22-A~~ 22-A, 25 and ~~34-A~~ 34-A to respectful language and 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.

EXPLANATION

This section corrects a technical and a clerical error.

PART B

Sec. B-1. 4 MRSA §4, sub-§3, ¶B, as enacted by PL 1983, c. 853, Pt. C, §§4 and 18, is corrected to read:

B. Each justice of the court ~~shall~~ must be reimbursed by the State, upon presentation to the State Controller of a detailed statement, for clerical assistance, postage, stationery, express and telephone

tolls and any other reasonably necessary expenses actually and reasonably incurred by ~~him~~ that justice.

Sec. B-2. 4 MRSA §10 is corrected to read:

§10. Facsimile signature of clerk

A facsimile of the signature of the clerk of the Supreme Judicial Court imprinted by or at ~~his~~ the clerk's direction upon any writ, summons, subpoena, order or notice or order of attachment, except executions and criminal process, ~~shall have~~ has the same validity as ~~his~~ the clerk's written signature.

Sec. B-3. 4 MRSA §52 is corrected to read:

§52. Justice not to sit in review of case tried before ~~him~~ that justice

~~No~~ A justice ~~shall~~ may not sit in the law court upon the hearing of any cause tried before ~~him~~ nor that justice or take any part in the decision ~~thereof~~ of that cause.

Sec. B-4. 4 MRSA §157, sub-§6, as repealed and replaced by PL 1983, c. 863, Pt. B, §§7 and 45, is corrected to read:

6. Full-time duties. A District Court Judge shall devote full time to ~~his~~ that District Court Judge's judicial duties. During ~~his~~ that District Court Judge's term of office, ~~he~~ shall ~~that judge may~~ not practice law, ~~nor shall he~~ or be the partner or associate of any person in the practice of law.

Sec. B-5. 4 MRSA §171, as amended by PL 1987, c. 758, §3, is corrected to read:

§171. Duty on receipt of complaints

When complaint is made to the proper officer of the District Court charging a person with the commission of a criminal offense, ~~he~~ that officer shall issue a warrant for ~~his~~ the person's arrest or a summons in such form and under such circumstances as the Supreme Judicial Court ~~shall~~ may by rule provide.

~~He~~ The officer may, and on complaint shall, cause to be arrested persons found within ~~his~~ the officer's county or in an adjoining county under the conditions specified in the first paragraph of section 161 charged with offenses; and those having committed offenses therein or in an adjoining county who have escaped therefrom or from an adjoining county; and all persons charged with offenses and crimes, and all affrayers, rioters, breakers of the peace and violators of the law, and may require such offenders to find sureties for keeping the peace.

A district judge may try those brought before ~~him~~ that judge for offenses within ~~his~~ that judge's jurisdiction, although the penalty or fine accrues wholly or partly to ~~his~~ that judge's town.

Warrants issued by the proper officer of the District Court in criminal cases ~~shall~~ must be signed by that officer at the time they are issued.

Sec. B-6. 4 MRSA §173, sub-§1, as amended by PL 1975, c. 731, §§5 to 7, is corrected to read:

1. Definitions and limitations. This section applies only to costs and fees arising from the criminal and civil violation proceedings in the District Court. When any criminal or civil violation case is appealed from such court to the Superior Court, the latter may tax and impose costs from its proceeding, which may not include any fees or costs arising from the proceedings or arrest in the lower court.

~~Nothing in this~~ This section ~~shall~~ may not be interpreted to prohibit a court from filing a case upon payment of costs without a conviction or adjudication; ~~provided except~~ that upon motion at any time by either party, the court shall bring a filed case forward and proceed to a disposition of the pending complaint.

~~Nothing in this~~ This section ~~shall~~ may not be interpreted to deprive a law enforcement officer of compensation for ~~his~~ that officer's services and expenses, but this section may shift the responsibility for providing such compensation.

The term "law enforcement officer" ~~shall mean~~ means any person who by virtue of ~~his~~ that person's public employment is vested by law with a duty to enforce any criminal law of this State by making arrests, whether that duty extends to all crimes or is limited to specific crimes, or with a duty to enforce any law of this State establishing a civil violation.

Sec. B-7. 4 MRSA §180, sub-§6, as enacted by PL 1975, c. 753, is corrected to read:

6. Compensation for damages. The owner of land subject to a survey or test ~~shall have~~ has the right to be compensated for any actual damage caused as a result of the surveys and tests. Upon request of the landowner within 30 days after entry on ~~his~~ the landowner's premises, the governmental unit shall hold a public hearing to determine whether ~~he~~ the landowner is entitled to compensation for actual damages caused by the testing. The governmental unit shall publish a notice of the time and place of hearing in a newspaper having general circulation in its area at least 7 days before the hearing. The governmental unit shall pay the landowner forthwith the amount of compensation to which it determines ~~he~~ the landowner is entitled. If the landowner is aggrieved by the decision of the governmental unit, ~~he~~ the landowner may appeal to the Superior Court as provided in Rule 80B of the Maine Rules of Civil Procedure.

Sec. B-8. 4 MRSA §302 is corrected to read:

§302. Officers execute processes and attend courts

Sheriffs, their deputies and constables shall execute all legal processes directed to them by any such judge of probate, who may, when necessary, require such officer, when not in attendance upon any other court, to attend during the sitting of the probate court, for which ~~he shall~~ that officer must be paid as in other courts for similar services.

Sec. B-9. 4 MRSA §304 is corrected to read:

§304. Equity and contested cases; time and place of hearing

Judges of probate may hold hearings for matters in equity and contested cases at such time and place in the county as the judge of probate may appoint and make all necessary orders and decrees relating thereto, and when hearings are held at other places than those fixed for holding the regular terms of court, the judge ~~shall be~~ is allowed, in addition to ~~his that judge's~~ regular salary, \$5 per day and actual expenses, which ~~shall must~~ be paid by the State unless otherwise provided by law.

Sec. B-10. 4 MRSA §306, as amended by PL 1965, c. 513, §5-A, is corrected to read:

§306. Interchange of judicial duties; expenses

During the sickness, absence from the State or inability of any judge of probate to hold the regular terms of ~~his that judge's~~ court, such terms, at ~~his the judge's~~ request or that of the register of the county, may be held by the judge of any other county. The judges may interchange service or perform each others' duties when they find it necessary or convenient, and in case of a vacancy in the office of a judge, all necessary terms of the probate court for the county may, at the request of the register, be held by the judge of another county until the vacancy is filled. The orders, decrees and decisions of the judge holding such terms have the same force and validity as if made by the judge of the county in which such terms are held.

When any judge of probate holds court or a hearing in any probate matter, or in equity, in any county other than the one in which ~~he that judge~~ resides, ~~such that~~ judge ~~shall must~~ be reimbursed by the county in which such court or hearing is held for ~~his that judge's~~ expenses actually and reasonably incurred, upon presentation to the county commissioners of ~~said that~~ county of a detailed statement of such expenses.

Sec. B-11. 4 MRSA §307, as amended by PL 1991, c. 697, §1, is corrected to read:

§307. Conflict of interest; transfer of case

When a judge or register of probate is interested in ~~his that judge's or register of probate's~~ own right, trust, or in any other manner, or is within the degree of kindred, by which in law ~~he that judge or register of probate~~ may, by possibility, be heir to any part of the estate of the person deceased, or is named as executor, trustee

or guardian of minor children in the will of any deceased resident of the county, such estate ~~shall must~~ be settled in the probate court of any adjoining county, which ~~shall have~~ has as full jurisdiction thereof as if the deceased had died ~~therein in that adjoining county~~. If ~~his the judge's or register of probate's~~ interest arises after jurisdiction of such estate has been regularly assumed or existed at the time of ~~his the judge's or register of probate's~~ appointment to office, and in all cases where an executor, administrator, guardian or trustee, whose trust is not fully executed, becomes judge or register of probate for the county in which ~~his that judge's or register of probate's~~ letters were granted, further proceedings ~~therein shall in that county must~~ be transferred to the probate court in any adjoining county and there remain ~~fill until~~ completed, as if such court had had original jurisdiction thereof, unless said disability is removed before that time. Whenever in any case within this section the disability of the judge or register is removed before the proceedings have been fully completed, the proceedings ~~shall must~~ then be transferred to the probate court in the county of original jurisdiction or to the probate court ~~which that~~ otherwise would have had jurisdiction. In all such cases the register in such adjoining county shall transmit copies of all records relating to such estate to the probate office of the county where such estate belongs, to be there recorded.

~~Nothing in this~~ This section shall be deemed may not be construed to require removal to another county by reason of the judge or register of probate having been named as executor, trustee or guardian of minor children in a will, ~~provided he receives no as long as the judge or register of probate does not receive a benefit from the will and the record of the court discloses the filing of his the judge's or register of probate's~~ declination to act as such executor, trustee or guardian, if no objection is raised by any interested party at the hearing on the petition for probate of the will.

A judge is considered to be interested in an estate or other probate proceeding, including adoptions, if the judge or a person with whom the judge practices law represents a party in the proceeding. When such representation begins, the judge shall transfer the matter as provided in this section, after which transfer the judge or the person with whom the judge practices law may continue such representation, except that, after a formal probate proceeding has been initiated before a judge, that judge is forever barred from assuming representation of a party in that same proceeding without regard to whether or not the proceeding has been transferred. A petition requesting a transfer and the petition related to the matter being transferred filed simultaneously are not considered formal probate proceedings for the purposes of this paragraph.

Sec. B-12. 4 MRSA §308 is corrected to read:

§308. Certification of unfinished acts of predecessor judge

Every judge, upon entering on the duties of ~~his~~ that judge's office, shall examine the records, decrees, certificates and all proceedings connected therewith ~~which~~ his that the judge's predecessor left unsigned or unauthenticated. If ~~he~~ the judge finds them correct, ~~he~~ the judge shall sign and authenticate them and they ~~shall~~ are then ~~be~~ as valid to all intents and purposes as if such duty had been done by ~~his~~ the judge's predecessor while in office.

Sec. B-13. 4 MRSA §309 is corrected to read:
§309. Judge not to counsel or draft documents

~~No~~ A judge of probate ~~shall~~ may not have a voice in judging and determining ~~nor~~ or be attorney or counselor in or out of court in any civil action or matter ~~which~~ that depends on or relates to any sentence or decree made by ~~him~~ that judge of probate in ~~his~~ that judge of probate's office, ~~nor~~ or in any civil action for or against any executor, administrator, guardian or trustee under any last will and testament, as such, within ~~his~~ that judge of probate's county. Any process or proceeding commenced by ~~him~~ a judge of probate in the probate court for ~~his~~ that judge of probate's county in violation of this section is void, and ~~he~~ that judge of probate is liable to the party injured in damages. ~~No~~ A judge of probate ~~shall~~ may not draft or aid in drafting any document or paper ~~which~~ he that the judge of probate is by law required to pass upon.

Sec. B-14. 4 MRSA §471, as amended by PL 1977, c. 544, §11, is corrected to read:

§471. Judicial Conference of Maine

There ~~shall be~~ is a Judicial Conference of Maine, referred to in this section as "the conference," composed of judges and justices who shall advise and consult with the Supreme Judicial Court and the Chief Justice on matters affecting the administration of the Judicial Department, who shall review and discuss proposals from the Chief Justice and the State Court Administrator ~~which~~ that affect the administration of the Judicial Department and who shall meet at least once each year for that purpose.

~~No~~ A member of ~~said~~ the conference ~~shall~~ may not receive any compensation for ~~his~~ that member's services, but ~~said~~ the conference and the several members thereof ~~shall be~~ are allowed, out of judicial appropriation, such expenses for clerical and other services and travel incidentals as the State Court Administrator ~~shall~~ approve approves.

Sec. B-15. 4 MRSA §557 is corrected to read:

§557. Receipt and discharge of fines and costs voluntarily paid

The clerk shall receive all fines, forfeitures and bills of costs imposed or accruing to the use of the State when paid or tendered to ~~him~~ the clerk before a precept

is issued to enforce collection, give discharges therefor and enter them of record.

Sec. B-16. 4 MRSA §561, as repealed and replaced by PL 1977, c. 696, §24, is corrected to read:

§561. Taking illegal fees

A clerk who exacts or receives more than ~~his~~ that clerk's lawful fees commits a civil violation for which a forfeiture fine of \$50 may be adjudged.

Sec. B-17. 4 MRSA §567, as amended by PL 1977, c. 696, §25, is corrected to read:

§567. No recording officer to be attorney or sue in own court nor draft nor aid in drafting paper to be recorded

~~No~~ A clerk, register or recording officer of any court of the State ~~shall~~ may not be attorney or counselor in any civil action or matter pending in that court; neither ~~shall~~ he may that person commence actions to be entered therein, ~~nor~~ or draft ~~nor~~ or aid in drafting any document or paper ~~which~~ he that that person is by law required to record, in full or in part. Violation of this section is a civil violation for which a forfeiture fine not to exceed \$100 may be adjudged. Notwithstanding provisions of this section, clerks may aid litigants in the preparation of small claims filings. Nothing ~~shall prevent~~ prevents the clerk from rendering assistance of a general nature to the bar or the public.

Sec. B-18. 4 MRSA §654 is corrected to read:

§654. Death or disability

When in any criminal case any material part of a transcript of the evidence taken by the Official Court Reporter cannot be obtained because of ~~his~~ that court reporter's death or disability, the justice who presided at the trial of the case shall on motion, after notice and hearing, if it is evident that the lack of such transcript prejudices the respondent in prosecuting ~~his~~ that respondent's exceptions or appeal, set aside any verdict rendered in the case and grant a new trial at any time within one year after it was returned.

Sec. B-19. 4 MRSA §751 is corrected to read:

§751. Duties of reporters

The judge of any court of probate or court of insolvency may appoint a reporter to report the proceedings at any hearing or examination in ~~his~~ that judge's court, whenever ~~such~~ that judge deems considers it necessary or advisable. Such reporter ~~shall~~ must be sworn to a faithful discharge of ~~his~~ that reporter's duty and, under the direction of the judge, shall take full notes of all oral testimony at such hearing or examination and such other proceedings at such hearing or examination as the judge directs; and when required by the judge shall furnish for the files of the court a correct typewritten transcript of ~~his~~ that reporter's notes of the oral testimony of any person testifying at such hearing or submitting to

such examination, and in making ~~said that~~ transcript the reporter shall transcribe ~~his said that reporter's~~ notes in full by questions and answers.

Sec. B-20. 4 MRSA §752 is corrected to read:
§752. Reading and signing transcript of testimony

In cases ~~where~~ when the person testifying or submitting to examination is required by law to sign ~~his that~~ person's testimony or examination, the transcript made as provided in section 751 ~~shall must~~ be read to the person whose testimony or examination it is, at a time and place to be appointed by the judge, unless such person or ~~his that person's~~ counsel in writing waives such reading. If it is found to be accurate, or if it contains errors or mistakes or alleged errors or mistakes and such errors or mistakes are either corrected or the proceedings had in relation to the same as provided, such transcript ~~shall must~~ be signed by the person whose testimony or examination it is. When the reading of a transcript is waived as provided by this section, such transcript ~~shall must~~ be ~~deemed considered~~ correct. In all other cases the transcript need not be signed but ~~shall must~~ be ~~deemed considered~~ to be complete and correct without signing and ~~shall have has~~ the same effect as if signed.

Sec. B-21. 4 MRSA §754 is corrected to read:
§754. Correction of mistakes in transcript

Manifest errors or mistakes in any transcript may be corrected, under the direction of the judge, according to the facts. When an error or mistake is alleged by the party conducting the hearing or examination or by ~~his that party's~~ counsel, or by the person testifying or submitting to examination or by ~~his that person's~~ counsel, and ~~said those~~ parties cannot agree whether or not there is such an error or mistake as alleged, or what correction should be made, the judge shall decide whether or not such an error or mistake exists, and may allow or disallow a correction according as ~~he the judge~~ may find the fact. In such case the judge shall annex to the transcript a certificate signed by ~~him the judge~~ stating the alleged error or mistake and by whom alleged, and the correction allowed or disallowed. In case ~~the said such~~ parties mutually agree that there is an error or mistake in the transcript, and in like manner agree what the correction should be, the transcript may be corrected according to such agreement, but such correction ~~shall must~~ be stated and made in the presence of the judge. ~~No changes~~ Changes or alterations ~~shall may not~~ be made in any transcript except in the presence of the judge or the person appointed by the judge to take the examination.

Sec. B-22. 4 MRSA §803, as amended by PL 1987, c. 395, Pt. A, §12, is corrected to read:

§803. Qualifications for taking bar examination

1. Evidence of graduation. Before taking the examination for admission to the bar of the State, each applicant shall produce to a board of bar examiners satisfactory evidence that ~~he the applicant~~ graduated with a

bachelor's degree from an accredited college or university or that ~~he the applicant~~ successfully completed at least 2 years' work as a candidate for that degree at an accredited college or university.

2. Further qualifications. Each applicant shall produce to a board of bar examiners satisfactory evidence that ~~he the applicant~~:

- A. Graduated from a law school accredited by the American Bar Association;
- B. Graduated from a law school accredited by the United States jurisdiction in which it is located, that ~~he the applicant~~ has been admitted to practice by examination in one or more jurisdictions within the United States and has been in active practice there for at least 3 years;
- C. Graduated from a foreign law school with a legal education ~~which that~~, in the board's opinion, is equivalent to that provided in those law schools accredited by the American Bar Association; or
- D. Successfully completed 2/3 of the requirements for graduation from a law school accredited by the American Bar Association and then pursued the study of law in the office of an attorney within the State for at least one year.

3. Eligibility for examination. When an applicant has satisfied a board of bar examiners that these requirements have been fulfilled and has paid a fee fixed by the Supreme Judicial Court, ~~he that applicant~~ is eligible to take the examinations prepared or adopted by the board to determine if ~~he that applicant~~ has the qualifications required by this chapter for admission to the bar.

Sec. B-23. 4 MRSA §805-A, as amended by PL 1993, c. 643, §1, is corrected to read:

§805-A. Qualifications for admission to practice

1. Certificate of qualification; admission. Any person who produces a certificate of qualification from the board recommending ~~his that person's~~ admission to the bar may be admitted to practice as an attorney in the courts of this State on motion in open court. ~~No A~~ person may not be denied the opportunity to qualify for admission because of race, creed, color, national origin or sex.

2. Issuance of certificate of qualification. A board of bar examiners shall issue a certificate of qualification stating that the applicant is a person of good moral character and possesses sufficient learning in the law to practice as an attorney in the courts of this State to each applicant who:

- A. Produces satisfactory evidence of good moral character.
 - (1) The fact that an applicant has been convicted as an adult of a crime that is punishable

by imprisonment of one year or more in this State or in another state or jurisdiction of the United States raises a presumption that the applicant has not met this requirement. This presumption may be rebutted by proof that a lawful pardon has been obtained, that extraordinary circumstances surrounded the commission of the crime or that a reasonable amount of time has passed since the applicant's conviction and completion of sentence and there is evidence of complete rehabilitation based on the applicant's subsequent history.

(2) Nothing in subparagraph (1) precludes the board or the Supreme Judicial Court from considering a conviction as a basis for disqualification under this paragraph;

B. Attains the passing grades established by the board on those examinations required by the board; and

C. Establishes that ~~he~~ the applicant attended and observed any legal proceedings required by the board.

3. Admission within one year of passing bar examination. The applicant must be admitted to practice within one year from the time that ~~he~~ the applicant has been notified of ~~his~~ that applicant's passing of the bar examination. This one-year period may be enlarged by successive one-year periods by a Justice of the Supreme Judicial Court on motion for good cause shown during the period.

Sec. B-24. 4 MRSA §806-A, as enacted by PL 1985, c. 124, §7, is corrected to read:

§806-A. License to practice subject to condition

Each person who is admitted to practice as an attorney in this State must complete, within 18 months after ~~his~~ that person's license is issued, any practical skills course approved by the board. This period may be enlarged by a Justice of the Supreme Judicial Court on motion for good cause shown during that period.

If an attorney fails to complete this course within the time allowed, the board shall notify the Supreme Judicial Court and the Board of Overseers of the Bar that the attorney's license is invalid and continued practice of law is unauthorized under section 807.

An attorney who loses ~~his~~ that attorney's license under this section ~~shall~~ must be readmitted after notifying the Supreme Judicial Court and the Board of Overseers of the Bar of ~~his~~ that attorney's later compliance with this section.

Sec. B-25. 4 MRSA §808, as enacted by PL 1965, c. 92, §2, is corrected to read:

§808. Action for injunction

Upon ~~his~~ the Attorney General's own information or upon complaint of any person, including any judge or any organized bar association in this State, the Attorney General may maintain an action for injunctive relief in the Superior Court against any person who renders, offers to render or ~~holds himself out as~~ professes to be rendering any service ~~which~~ that constitutes the unauthorized practice of the law. Any organized bar association in this State may intervene in the action, at any stage of the proceeding, for good cause shown.

The action may be maintained by any organized bar association in this State.

Sec. B-26. 4 MRSA §851, as amended by PL 1965, c. 309, §1, is corrected to read:

§851. Information against attorney

Whenever an information is filed in the office of the clerk of courts in any county by the Attorney General, or by a committee of the State Bar Association, or by a committee of the bar or bar association of such county, charging that an attorney at law has conducted ~~himself~~ that attorney's self in a manner unworthy of an attorney, or has become and is disqualified for the office of attorney and counselor at law, for reasons specified in the information, any Justice of the Supreme Judicial Court may, in the name of the State, issue a rule requiring the attorney informed against to appear on a day fixed to show cause why ~~his~~ that attorney's name should not be struck from the roll of attorneys, or such other disciplinary measures imposed as the justice ~~deems~~ considers appropriate, which rule, with an attested copy of the information, ~~shall~~ must be served upon such attorney in such manner as the justice directs at least 14 days before the return day, and ~~shall~~ must be made returnable either in the county where such attorney resides or where it is charged that the misconduct was committed.

Sec. B-27. 4 MRSA §853, as amended by PL 1965, c. 309, §2, is corrected to read:

§853. Proceedings on default or hearing

If such attorney fails to file ~~his~~ that attorney's denial, the facts set forth in the information ~~shall~~ must be taken as confessed. If the justice finds that the facts so confessed are sufficient to disqualify the respondent from holding the office of attorney and counselor at law, or if, in case of denial, the justice upon hearing finds that any of the charges specified are true and that the acts proved are sufficient to disqualify the respondent, ~~he~~ the justice shall give judgment accordingly, and shall enter a decree that the respondent be removed from the office of attorney and counselor at law in all the courts of the State and that ~~his~~ the respondent's name be struck from the roll of attorneys.

If the justice upon the facts so confessed, or, in the case of denial, upon hearing, finds that any of the charges specified are true but that the acts proved are

not sufficient to disqualify the respondent permanently from holding the office of attorney and counselor at law, ~~he the justice~~ shall give judgment accordingly and may suspend such respondent from the practice of law for such period as the justice may ~~deem~~ consider appropriate, or impose such other disciplinary measures as the justice ~~deems~~ considers appropriate.

Sec. B-28. 4 MRSA §854 is corrected to read:

§854. Judgment final unless appealed

The judgment of such justice ~~shall be~~ is final unless the respondent within one week files ~~his~~ an appeal therefrom to the law court by entering ~~his the respondent's~~ the respondent's claim therefor upon the docket.

Sec. B-29. 4 MRSA §855 is corrected to read:

§855. Appeals

The appeal ~~shall~~ must be heard upon printed copies of the case furnished by the respondent at the next law term. If the case is not argued, it ~~shall~~ must be decided upon the record, and if the respondent fails to enter ~~his~~ an appeal with the printed copies of the case during the first 3 days of said law term, the counsel for the prosecution shall enter the appeal with an attested copy of the judgment and decree, whereupon the same ~~shall~~ must be affirmed by the law court.

Sec. B-30. 4 MRSA §858 is corrected to read:

§858. Resignation and reinstatement of attorneys

Any member of the bar of this State may resign from the office of attorney and counselor at law by submitting ~~his that member's~~ resignation to any Justice of the Supreme Judicial Court, who may or may not, in ~~his that justice's~~ discretion, in the name of the State of Maine accept such resignation and order that such attorney's name be stricken from the roll of attorneys of the State. ~~No A~~ person whose resignation from ~~his the~~ office of attorney and counselor at law has been accepted by a Justice of the Supreme Judicial Court ~~shall~~ may not be readmitted to the practice of law in any of the courts of the State or entitled to practice law within ~~said this~~ State unless and until ~~he shall have that person has~~ been reinstated as an attorney and counselor at law by a Justice of the Supreme Judicial Court. The procedure for such reinstatement ~~shall~~ must be the same as in the case of attorneys who have been disbarred.

Sec. B-31. 4 MRSA §859, as repealed and replaced by PL 1977, c. 696, §28, is corrected to read:

§859. False advertising or representation to be an attorney.

If ~~any a~~ person who has not been admitted to practice law in this State or whose name has been struck from the roll of attorneys advertises as or represents ~~himself that person~~ to be an attorney or counselor at law, ~~he shall be that person is~~ guilty of a Class E crime.

Sec. B-32. 4 MRSA §952 is corrected to read:

§952. Protests of losses; record and copies

When requested, every notary public shall enter on record all losses or damages sustained or apprehended by sea or land, and all averages and such other matters as, by mercantile usage, appertain to ~~his the notary public's~~ office, grant warrants of survey on vessels, and all facts, extracts from documents and circumstances so noted ~~shall~~ must be signed and sworn to by all the persons appearing to protest. ~~He The notary public~~ shall note, extend and record the protest so made, and grant authenticated copies thereof, under ~~his the notary public's~~ signature and notarial seal, to those who request and pay for them.

Sec. B-33. 4 MRSA §953, as amended by PL 1981, c. 456, Pt. A, §8, is corrected to read:

§953. Demand and notice on bills and notes

Any notary public may, in behalf of any person interested, present any bill of exchange or other negotiable paper for acceptance or payment to any party liable therefor, notify indorsers or other parties thereto, record and certify all contracts usually recorded or certified by notaries, and, in general, do all acts ~~which that~~ may be done by notaries public according to the usages of merchants and authorized by law. ~~He The notary public~~ shall record all mercantile and marine protests by ~~him~~ the notary public noted and done in ~~his the notary public's~~ official capacity.

Sec. B-34. 4 MRSA §954 is corrected to read:

§954. Acts of notary who is interested in corporation

Any notary public who is a stockholder, director, officer or employee of a bank or other corporation may take the acknowledgement of any party to any written instrument executed to or by such corporation, or may administer an oath to any other stockholder, director, officer, employee or agent of such corporation, or may protest for nonacceptance or nonpayment bills of exchange, drafts, checks, notes and other negotiable instruments ~~which that~~ may be owned or held for collection by such bank or other corporation. It ~~shall be~~ is unlawful for any notary public to take the acknowledgement of an instrument by or to a bank or other corporation of which ~~he the notary public~~ is a stockholder, director, officer or employee ~~where when~~ such notary is a party to such instrument, either individually or as a representative of such bank or other corporation, or to protest any negotiable instrument owned or held for collection by such bank or other corporation, ~~where when~~ such notary is individually a party to such instrument.

Sec. B-35. 4 MRSA §955, as amended by PL 1981, c. 456, Pt. A, §9, is corrected to read:

§955. Copies; evidence

The protest of any foreign or inland bill of exchange, promissory note or order, and all copies or certificates ~~by him~~ granted ~~shall~~ by the notary public must

be under ~~his~~ the notary public's hand and ~~shall be~~ received in all courts as legal evidence of the transactions and as to the notice given to the drawer or indorser and of all facts therein contained.

Sec. B-36. 4 MRSA §958 is corrected to read:

§958. Fees for protest and appropriation of penalties

For each protest of a bill or note, notifying parties, making ~~his~~ a certificate thereof in due form and recording ~~his~~ the proceedings, a notary public ~~shall~~ must receive \$1.50. All penalties provided in ~~sections 956 and section~~ section 957 accrue 1/2 to the State and 1/2 to the prosecutor.

Sec. B-37. 4 MRSA §1011, sub-§4, as enacted by PL 1969, c. 364, is corrected to read:

4. Officer in Armed Forces. A commissioned officer in active service with the Armed Forces of the United States and any other person authorized by regulation of the Armed Forces to perform notarial acts if the notarial act is performed for one of the following or ~~his dependents~~ a dependent of one of the following: A merchant seaman of the United States, a member of the Armed Forces of the United States or any other person serving with or accompanying the Armed Forces of the United States; or

Sec. B-38. 4 MRSA §1012, as enacted by PL 1969, c. 364, is corrected to read:

§1012. Authentication of authority of officer

1. Proof. If the notarial act is performed by any of the persons described in section 1011, subsections 1 to 4, other than a person authorized to perform notarial acts by the laws or regulations of a foreign country, the signature, rank or title and serial number, if any, of the person are sufficient proof of the authority of a holder of that rank or title to perform the act. Further proof of ~~his~~ that person's authority is not required.

2. ~~other~~ Person authorized by foreign country. If the notarial act is performed by a person authorized by the laws or regulations of a foreign country to perform the act, there is sufficient proof of the authority of that person to act if:

A. Either a foreign service officer of the United States resident in the country in which the act is performed or a diplomatic or consular officer of the foreign country resident in the United States certifies that a person holding that office is authorized to perform the act;

B. The official seal of the person performing the notarial act is affixed to the document; or

C. The title and indication of authority to perform notarial acts of the person appears either in a digest of foreign law or in a list customarily used as a source of such information.

3. ~~other~~ Other authorized persons. If the notarial act is performed by a person other than one described in subsections 1 and 2, there is sufficient proof of the authority of that person to act if the clerk of a court of record in the place in which the notarial act is performed certifies to the official character of that person and to ~~his~~ that person's authority to perform the notarial act.

4. Signature and title. The signature and title of the person performing the act are prima facie evidence that ~~he~~ the person is a person with the designated title and that the signature is genuine.

Sec. B-39. 4 MRSA §1013, sub-§1, as enacted by PL 1969, c. 364, is corrected to read:

1. Appearance. The person acknowledging appeared before ~~him~~ the person taking the acknowledgment and acknowledged ~~he executed~~ executing the instrument; and

Sec. B-40. 4 MRSA §1015, sub-§1, ¶B, as enacted by PL 1969, c. 364, is corrected to read:

B. That ~~he~~ the person acknowledging acknowledged ~~he executed~~ executing the instrument;

Sec. B-41. 4 MRSA §1015, sub-§1, ¶C, as enacted by PL 1969, c. 364, is corrected to read:

C. That, in the case of:

(1) A natural person, ~~he~~ the person executed the instrument for the purposes therein stated;

(2) A corporation, the officer or agent acknowledged ~~he~~ the officer or agent held the position or title set forth in the instrument and certificate, ~~he~~ the officer or agent signed the instrument on behalf of the corporation by proper authority; and the instrument was the act of the corporation for the purpose therein stated;

(3) A partnership, the partner or agent acknowledged ~~he~~ the partner or agent signed the instrument on behalf of the partnership by proper authority and ~~he~~ the partner or agent executed the instrument as the act of the partnership for the purposes therein stated;

(4) A person acknowledging as principal by an attorney in fact, ~~he~~ the person executed the instrument by proper authority as the act of the principal for the purposes therein stated;

(5) A person acknowledging as a public officer, trustee, administrator, guardian or other representative, ~~he~~ the person signed the instrument by proper authority and ~~he~~ executed the instrument in the capacity and for the purposes therein stated; and

Sec. B-42. 4 MRSA §1016, sub-§1, as enacted by PL 1969, c. 364, is corrected to read:

1. Individual. For an individual acting in ~~his~~ that individual's own right:

State of _____

County of _____

The foregoing instrument was acknowledged before me this (date) by (name of person acknowledged).

(Signature of person taking acknowledgment)
(Title or rank)
(Serial number, if any)

Sec. B-43. 4 MRSA §1054 is corrected to read:
§1054. Surety bonds authorized in civil and criminal cases

In any civil or criminal action or mesne process or other process ~~where~~ when a bail bond, recognizance or personal sureties or other obligation is required, or whenever any person is arrested and is required or permitted to recognize with sureties for ~~his~~ that person's appearance in court, the court official or other authority authorized by law to accept and approve the same shall accept and approve in lieu thereof, when offered, a good and sufficient surety bond duly executed by a surety company authorized to do business in this State.

Sec. B-44. 4 MRSA §1301, as amended by PL 2009, c. 415, Pt. A, §2, is corrected to read:

§1301. Membership

Every judge serving on the court on or after December 1, 1984 must be a member of the Judicial Retirement Program as a condition of employment.

A member ~~shall cease~~ ceases to be a member when ~~he~~ that member withdraws ~~his~~ that member's contributions, becomes a beneficiary as a result of ~~his~~ that member's own retirement or dies.

The State Court Administrator shall submit to the board a statement showing the name, title, compensation, sex, date of birth and length of service of each member and any other information as the board may require at such times as the board may require.

Sec. B-45. 4 MRSA §1353, sub-§4, as amended by PL 2021, c. 277, §9, is corrected to read:

4. Continuance. Payment of a disability retirement allowance ~~shall~~ must continue subject to subsection 7 and the following conditions.

A. During the first 2 years, the allowance continues as long as the beneficiary ~~can not~~ cannot perform the duties of a judge.

B. After that period, the allowance ~~shall continue~~ continues only if the beneficiary is unable to engage in any substantially gainful activities for which ~~he~~ the beneficiary is qualified by training, education or experience.

C. The executive director may require the beneficiary to undergo annual medical examinations or tests for the purpose of determining whether the beneficiary is incapacitated. These examinations or tests must be conducted by a health care provider, mutually agreed upon by the executive director and beneficiary, at a place also mutually agreed upon, and the costs of the examination or tests must be paid by the Maine Public Employees Retirement System. If the beneficiary refuses to submit to an examination or tests, the beneficiary's disability allowance ceases until the beneficiary agrees to the examination or tests. If the beneficiary's refusal continues for one year, all rights to any further benefits under this section terminate.

D. For purposes of this subsection, the disability beneficiary's average final compensation at retirement ~~shall~~ must be used to determine ~~his~~ the beneficiary's earning capacity in the relation to ~~his~~ the beneficiary's ability to engage in a substantially gainful activity. It ~~shall~~ must be adjusted by the same percentage, if any, as applied to the beneficiary's retirement allowance under section 1358.

Sec. B-46. 4 MRSA §1401, sub-§1, as amended by PL 1983, c. 863, Pt. B, §§38 and 45, is corrected to read:

1. Currently effective annual salary. "Currently effective annual salary" means the annual salary on June 30, 1984, of the position from which the judge retired, or if ~~he~~ the judge died in office, the position ~~he~~ that judge held at death, increased on July 1, 1984, and each succeeding July 1st, by 6% of the salary, as adjusted, on the immediately preceding June 30th.

Sec. B-47. 4 MRSA §1405, as amended by PL 1983, c. 863, Pt. B, §§40 and 45, is corrected to read:

§1405. Disability benefits

Any judge who, prior to ~~his~~ that judge's retirement age, was unable, by reason of failing health, to perform ~~his~~ that judge's duties and who was retired by majority of the justices of the court upon which ~~he~~ that judge was sitting when retired ~~shall~~ must receive annually during the remainder of ~~his~~ that judge's life a retirement benefit equal to 3/4 of the currently effective annual salary to be paid in the same manner as the salaries of the judges of that court from which ~~he~~ that judge retired were paid prior to July 1, 1984.

Sec. B-48. 4 MRSA §1606, sub-§4, as enacted by PL 1987, c. 438, §1, is corrected to read:

4. Form of securities. The securities of each issue ~~shall~~ must be dated, ~~shall~~ mature at such time or times

not exceeding 40 years from their date or dates and shall bear interest at such rate or rates, including variable, floating or adjustable rates, as may be authorized by the authority. These securities may be made redeemable, callable or subject to purchase or tender before maturity, at such price or prices and under such terms and conditions as may be provided for by the authority prior to the issuance of the securities. The authority shall determine the form of the securities, including any interest coupons to be attached to the securities, if any, and the manner of execution of the securities and shall fix the denomination or denominations of the securities and the place or places of payment of principal and interest, which may be at any bank, national banking association or trust company within or without the State. Securities shall ~~must~~ be executed in the name of the authority by the manual or facsimile signature of such official or officials as may be authorized in the resolution to execute those securities. Coupons, if any, attached to securities, shall ~~must~~ be executed with the facsimile signature of the official or officials designated in the resolution. If any official whose signature or a facsimile of whose signature appears on any securities or coupons ceases to be an official before the delivery of the securities, the signature or the facsimile shall ~~be~~ is valid and sufficient for all purposes, with the same effect as if ~~he~~ the official had remained in office until the delivery.

Notwithstanding any of the other provisions of this Act or any recitals in any securities issued under this Act, all such securities shall ~~be~~ are deemed to be negotiable instruments issued under the laws of the State. The securities may be issued in coupon or registered form, or both, as the authority may determine. Provisions may be made for the registration of any coupon securities as to principal alone and as to both principal and interest, and for the reconversion into coupon securities of any securities registered as to both principal and interest. The authority may sell the securities in such manner, either at public or private sale, and for such price as it may determine to be for the best interests of the authority.

Sec. B-49. 7 MRSA §2, first ¶, as amended by PL 1979, c. 731, §5, is corrected to read:

The commissioner is the chief executive charged with the enforcement of all statutes delegating responsibility to ~~him~~ the commissioner or the department and shall be vigilant in discovering violations thereof and making complaint to the proper authorities. ~~He~~ The commissioner shall by personal observation, investigation and correspondence ~~acquaint himself~~ become acquainted with the methods and wants of practical husbandry, the means of fertilization and the adaptation of various products to the soils and climate of the State and with the progress of scientific and practical agriculture elsewhere, with a view to the more complete development of the natural resources of the State. ~~He~~ The commissioner shall gather statistics of information concerning agriculture and publish the same annually. ~~He~~ The

commissioner shall assist the farmers of the State, in so far as is practicable, to secure farm help and to promote increased production of farm crops through the selection, the growing and the dissemination of superior strains of seeds. ~~He~~ The commissioner shall make and preserve a full record of all rules and regulations promulgated under this Title, and all payments and expenses incurred hereunder, and all other transactions performed by ~~him~~ the commissioner in the discharge of ~~his~~ the commissioner's duties. ~~He~~ The commissioner shall collect the legal and usual fees payable to ~~him~~ the commissioner by virtue of ~~his~~ the office and shall pay them over forthwith to the Treasurer of State.

Sec. B-50. 7 MRSA §2, 2nd ¶, as enacted by PL 1971, c. 594, §2, is corrected to read:

The commissioner shall ~~be~~ is the chief administrative officer of the department. ~~He shall have~~ The commissioner has the following duties in addition to those specified in this section:

Sec. B-51. 7 MRSA §2, 5th ¶, as enacted by PL 1983, c. 10, §1, is corrected to read:

The commissioner may prepare and distribute printed and audio-visual materials on matters within ~~his~~ the commissioner's statutory jurisdiction. There is established within the department a revolving fund to cover the printing and distribution costs of these materials. The commissioner shall fix the prices at which publications of the department may be sold or delivered. The department shall retain, without charge, an appropriate number of each publication for complimentary distribution. Income from the sale of publications that were charged to the revolving fund and any other ~~moneys~~ money the commissioner may receive, from whatever source, consistent with the purposes of this section, shall ~~must~~ be credited to the revolving fund to be used as a continuing carrying account to carry out the purposes of the revolving funds.

Sec. B-52. 7 MRSA §3, first ¶, as repealed and replaced by PL 1979, c. 731, §8, is corrected to read:

The commissioner may establish and organize such bureaus and divisions in the department as ~~he deems~~ the commissioner considers necessary and may incorporate the commissions, boards and committees of the department within these bureaus and divisions. The commissioner may issue such administrative orders as ~~he deems~~ the commissioner considers necessary to carry out the functions of the department.

Sec. B-53. 7 MRSA §4 is corrected to read:

§4. Rules of construction

The word "person" as used in this Title shall ~~must~~ be construed to import both the singular and the plural, as the case demands, and shall ~~include~~ includes corporations, companies, societies and associations. When construing and enforcing this Title, the act, omission or failure of any officer, agent or other person acting for

or empowered by any corporation, company, society or association within the scope of ~~his~~ the officer's, agent's or other person's employment or office, ~~shall~~ must in every case be deemed to be the act, omission or failure of such corporation, company, society or association as well as that of the person.

Sec. B-54. 7 MRSA §9, first ¶, as amended by PL 1973, c. 44, is corrected to read:

The commissioner may enter into agreements or cooperative arrangements with a state or federal agency or with any person, firm or corporation for the purpose of controlling diseases of plants and domestic animals, advertising and increasing the sale and consumption of Maine food products or disseminating information concerning the grade, quality or condition of same, and supplying inspection and grading services with respect to such food products. ~~He~~ The commissioner may receive, administer and disburse any funds or contributions from such state or federal agency, person, firm or corporation, either independently or in conjunction with state funds allocated to said purpose. Funds so contributed ~~shall do~~ not lapse at the end of any fiscal year but ~~shall~~ be ~~are~~ carried forward to be used for the purpose originally intended.

Sec. B-55. 7 MRSA §11, first ¶ is corrected to read:

The commissioner shall render on the first day of July of each year a detailed and itemized account of all expenses of ~~his~~ the commissioner's office, of all institutes held and of all ~~moneys~~ money paid out for employees under the provisions hereof, all sums of money paid for prizes on exhibits and for all other purposes. For this purpose ~~he~~ the commissioner shall keep necessary books in which an account of all ~~moneys~~ money received and expended ~~shall be~~ is entered, which books ~~shall~~ must be open to public inspection.

Sec. B-56. 7 MRSA §12, first ¶, as amended by PL 1983, c. 308, §§3 and 14, is corrected to read:

The commissioner shall adopt, consistent with the Maine Administrative Procedure Act, Title 5, chapter 375, rules for carrying out this Title and all other statutes delegating responsibility to ~~him~~ the commissioner or the department. ~~He~~ The commissioner may fix standards of purity, quality or strength when such standards are not specified or fixed by law, and shall publish them together with such other information concerning articles of commercial feeding stuff, commercial fertilizer, drug or food as ~~he~~ the commissioner may ~~deem~~ consider to be of public benefit.

Sec. B-57. 7 MRSA §13, as amended by PL 1983, c. 308, §§4 and 14, is corrected to read:

§13. Enforcement

The commissioner shall diligently enforce all provisions of this Title and all other statutes delegating responsibility to ~~him~~ the commissioner or the department

and ~~shall be~~ is entitled to and ~~shall~~ must receive the assistance of the Attorney General and of the several county attorneys. ~~He~~ The commissioner may recover the penalties imposed for violations of this Title and Title 32, chapter 27 in a civil action brought in ~~his~~ the commissioner's own name, the venue to be as in other civil actions, and if ~~he~~ the commissioner prevails in any such action, ~~shall recover~~ recovers full costs, or ~~he~~ the commissioner may prosecute for violations hereof by complaint or indictment, and such prosecution ~~shall~~ must be commenced in the county in which the offense was committed.

For the purposes of chapter 103, subchapter ~~X~~ 10, notwithstanding the provisions of the District Court Civil Rules, Rule 80E, paragraph (b), the commissioner may obtain an administrative inspection warrant upon demonstrating the statutory or other authority pursuant to which ~~he~~ the commissioner is authorized to conduct inspections, the premises to be inspected, the purpose of the inspection and that the inspection sought is reasonable and represents a minimal intrusion in furtherance of a legitimate governmental obligation of the department. This demonstration ~~shall be~~ is deemed to be a demonstration of probable cause.

Sec. B-58. 7 MRSA §17, 2nd ¶, as enacted by PL 1973, c. 541, is corrected to read:

When in the opinion of the commissioner such adverse effects are evident, ~~he~~ the commissioner shall bring such fact to the attention of the appropriate individuals and agencies empowered to restrain such practices and equipped to provide assistance ~~which that~~ that may bring about necessary improvements in the operation, method or practice cited. The cost of such investigation ~~shall~~ must be borne by the State.

Sec. B-59. 7 MRSA §32, sub-§3, as enacted by PL 1983, c. 396, §1 and amended by PL 2011, c. 657, Pt. W, §6, is corrected to read:

3. Commissioner. "Commissioner" means the Commissioner of Agriculture, Conservation and Forestry or ~~his~~ the commissioner's authorized agents.

Sec. B-60. 7 MRSA §401 is corrected to read:

§401. Methods and costs

The commissioner is authorized and directed, through such agents as ~~he~~ the commissioner may appoint for the purpose and in cooperation with such agricultural corporations or associations as ~~he may deem~~ the commissioner considers proper, to investigate the existing methods and costs of marketing farm products and purchasing farm supplies and to secure improvement therein.

Sec. B-61. 7 MRSA §402, as amended by PL 1985, c. 785, Pt. B, §43, is corrected to read:

§402. Advertising of products

The commissioner may enter into agreements or cooperative arrangements with any person, firm or corporation for the purpose of advertising and increasing the sale and consumption of Maine farm products or disseminating information concerning Maine farm products. ~~He~~ The commissioner may receive, administer and disburse any funds or contributions from these persons, firms or corporations, either independently or in conjunction with state funds allocated to the purpose, ~~provided that as long as funds so contributed shall be~~ are used only for the purposes set forth. ~~He~~ The commissioner may employ such agents and assistants, subject to the Civil Service Law, and make such purchases as may be necessary in the proper performance of ~~his~~ the commissioner's duties.

Sec. B-62. 7 MRSA §402-A, sub-§4, as enacted by PL 1981, c. 705, Pt. I, §1, is corrected to read:

4. Rule-making authority. The commissioner may adopt such rules as ~~he~~ the commissioner considers necessary to achieve the purposes of this chapter including, but not limited to, rules requiring registration of persons wishing to identify products as Maine products under a logo or trademark adopted by the department and requiring verification of the origin of those products.

Sec. B-63. 7 MRSA §413, as enacted by PL 1977, c. 505 and amended by PL 1979, c. 731, §19 and PL 2011, c. 657, Pt. W, §5, is corrected to read:

§413. Distribution

The commissioner shall develop suitable means to distribute information compiled under section 412 to all Maine farmers. If the commissioner considers the cost of distributing any research or instructional publication prohibitive, ~~he~~ the commissioner shall, by whatever means appropriate, notify farmers of the availability of the information. Distribution may be accomplished by means currently within the Department of Agriculture, Conservation and Forestry.

Sec. B-64. 7 MRSA §423, sub-§2, as enacted by PL 1981, c. 154, §1 and amended by PL 2011, c. 657, Pt. W, §6, is corrected to read:

2. Commissioner. "Commissioner" means the Commissioner of Agriculture, Conservation and Forestry or ~~his~~ the commissioner's designee.

Sec. B-65. 7 MRSA §424, sub-§2, as enacted by PL 1981, c. 154, §1, is corrected to read:

2. Considerations. In carrying out the purposes of this subchapter the commissioner shall consider any and all facts available to ~~him~~ the commissioner with respect to the following economic factors:

A. The quality of an agricultural commodity available for distribution as well as the quantity of the agricultural commodity ~~which that~~ would normally be required by consumers;

B. The cost of producing an agricultural commodity, the purchasing power of consumers, and the level of prices of commodities, services and articles ~~which that~~ producers commonly buy;

C. The level of prices of other commodities ~~which that~~ compete with or are utilized as substitutes for an agricultural commodity; and

D. Such other factors as the nature of the location, volume and marketing structure of production of the agricultural commodity.

Sec. B-66. 7 MRSA §425, sub-§1, as enacted by PL 1981, c. 154, §1, is corrected to read:

1. Market orders. To carry out the purposes of this subchapter, the commissioner may issue, administer and adopt orders regulating the marketing of any agricultural commodity or designated portion of that commodity. Before issuing a proposed market order or market agreement under this subsection, the commissioner shall, by rule, define the commodity, area and persons proposed to be affected and may, to the extent ~~he~~ the commissioner considers necessary, establish by rule, the procedures for adopting and implementing that proposal. Such market orders ~~shall~~ must be proposed and adopted after public hearing, in a manner consistent with the rulemaking provisions of the Maine Administrative Procedure Act. All testimony at the hearings ~~shall~~ must be received under oath.

Sec. B-67. 7 MRSA §425, sub-§4, as enacted by PL 1981, c. 154, §1, is corrected to read:

4. Coexistence of market orders and market agreements. The commissioner may, in ~~his~~ the commissioner's discretion, hold concurrent hearings upon proposed market agreements and proposed market orders. The commissioner may issue a market order without executing a market agreement or may execute a market agreement without issuing a market order covering the same commodity. The execution of a market agreement ~~shall~~ in no manner ~~affect~~ affects the issuance, administration or enforcement of any market order for the same agricultural commodity.

Sec. B-68. 7 MRSA §426, sub-§6, as enacted by PL 1981, c. 154, §1, is corrected to read:

6. Other sales. Provisions for requiring that no handler or processor of any agricultural commodity for which standards are established pursuant to subsection 4 may, except as otherwise provided in the market agreement or order, have in ~~his~~ the handler's or processor's possession, sell, offer for sale, process, distribute or otherwise handle any such commodity produced within or without the State, not meeting or complying with the established standards;

Sec. B-69. 7 MRSA §447, as amended by PL 1977, c. 696, §58, is corrected to read:

§447. Access for inspection purposes

The commissioner, in person or by deputy, ~~shall have~~ has free access at all reasonable hours to any building or other place wherein it is reasonably believed that farm products are marked, branded or labeled in accordance with official grades established and promulgated by the ~~said~~ commissioner or are being marketed or held for commercial purposes. ~~He shall have~~ The commissioner has power in person or by deputy to open any bags, crates or other containers containing ~~said~~ such farm products and examine the contents thereof and may, upon tendering the market price, take samples therefrom. Whoever obstructs or hinders the commissioner or any of ~~his~~ the commissioner's duly qualified assistants in the performance of ~~his~~ the commissioner's duties under this subchapter commits a civil violation for which a ~~forfeiture~~ fine of not less than \$10 nor more than \$100 ~~shall~~ must be adjudged.

Sec. B-70. 7 MRSA §455, sub-§3, as enacted by PL 1981, c. 139, is corrected to read:

3. Qualifications of applicant. The applicant shall satisfy the commissioner of ~~his~~ the applicant's character, financial responsibility and good faith in seeking to engage in the business. The commissioner may issue a license to the applicant if ~~he~~ the commissioner is satisfied as to the applicant's qualifications. When the license is issued, the applicant may act in the capacity described in the license for a period of one year from the date of issuance.

Sec. B-71. 7 MRSA §455, sub-§4, as enacted by PL 1981, c. 139, is corrected to read:

4. Bond. In order to insure the licensee's financial responsibility and to protect producers of licensed commodities, the commissioner shall require the licensee to file a bond in a form and amount satisfactory to the commissioner, but in any event not less than \$5,000 nor more than \$100,000, payable to the commissioner in ~~his~~ the commissioner's official capacity and conditioned on the full and prompt payment for all licensed commodities received or purchased from producers or other licensees during the effective period of the license.

Sec. B-72. 7 MRSA §455, sub-§5, as enacted by PL 1981, c. 139 and amended by PL 2011, c. 657, Pt. W, §5, is corrected to read:

5. License fees. Each license ~~shall~~ must plainly state the name and business address or addresses of the licensee and ~~shall~~ must be posted in a conspicuous place in each office where the business is transacted. The fee for each license is \$50. If the licensee desires to carry on business in more than one place within the State, ~~he~~ the licensee shall procure additional copies of the license, certified by the commissioner, for each place where business is to be conducted. The fee for each certification is \$10. All fees collected under this subchapter ~~shall~~ must be paid forthwith to the Treasurer of State and credited to the Department of Agriculture, Conser-

vation and Forestry for the administration of this subchapter and other expenses incident to the administration of the department, and ~~shall~~ must be expended by the commissioner for the purposes for which the department is created. If any fees are not expended during the year in which they are collected, the unexpended balance ~~shall~~ does not lapse, but ~~shall~~ is carried as a continuing account available for the purposes specified, until expended.

Sec. B-73. 7 MRSA §456, as enacted by PL 1981, c. 139, is corrected to read:

§456. Complaints; investigation; hearings

The commissioner or ~~his~~ the commissioner's duly authorized agent may investigate, upon the complaint of any interested person, or on ~~his~~ the commissioner's or the agent's own motion, the conduct and activities of any person applying for or holding a license under this subchapter and, for that purpose, may examine the books and papers of any applicant or licensee and may require testimony and affidavits thereon under oath. The commissioner may, in a manner consistent with the Maine Administrative Procedure Act, conduct such hearings as ~~he deems~~ the commissioner considers necessary pursuant to this subchapter. ~~He shall have~~ The commissioner has full power to subpoena such witnesses and documents as ~~he deems~~ the commissioner considers necessary.

Sec. B-74. 7 MRSA §457, sub-§1, as enacted by PL 1981, c. 139, is corrected to read:

1. Acts enumerated. The commissioner or ~~his~~ the commissioner's duly authorized agent may refuse to grant a license, after notice and opportunity for a hearing is provided in a manner consistent with the Maine Administrative Procedure Act as to adjudicatory proceedings, upon a finding that any of the following acts have occurred:

- A. That fraudulent charges or returns have been made by the applicant or licensee for the handling, sale or storage of licensed commodities or for the rendering of any service in connection with the handling, sale or storage of licensed commodities;
- B. That the applicant or licensee has failed or refused to render a true account of sales, or to make a settlement thereon, within the time and in the manner required by this subchapter or has failed to or refused to pay for licensed commodities purchased by the applicant or licensee within 30 days after acceptance of the licensed commodities;
- C. That the applicant or licensee has knowingly made any false material statement as to the condition, quality or quantity of licensed commodities received, handled, sold, purchased or stored by ~~him~~ the applicant or licensee;

D. That the applicant or licensee has knowingly made any substantial misrepresentation as to the condition of the market for licensed commodities;

E. That the applicant or licensee has defrauded or attempted to defraud a producer;

F. That the applicant or licensee to whom any consignment is made has reconsigned the consignment to another dealer, processor, broker or agent and has received, collected or charged by such means more than one commission for making the sale for the consignor without previously obtaining the written consent of the consignor;

G. That the applicant or licensee knowingly made any false material statements in the procurement of a license under this subchapter;

H. That the applicant or licensee has not accounted promptly and properly to the producer with regard to any claim settled or collected by ~~him~~ the applicant or licensee for the producer;

I. That the applicant or licensee has failed or refused, upon demand, to permit the commissioner or ~~his~~ the commissioner's agents to make the investigations, examinations or audits as provided in this subchapter or that the applicant or licensee has removed or sequestered any books, records or papers necessary to any such investigations, examinations or audits or has otherwise obstructed the same;

J. That the applicant or licensee has failed or refused to keep and maintain the records as required by this subchapter; or

K. That the applicant or licensee has committed any act or conduct with regard to the handling, sale or storage of licensed commodities, whether of the same or different character than specified in this subsection, ~~which that~~ constitutes or demonstrates bad faith, incompetency, untrustworthiness or dishonesty, fraudulent or improper dealings.

Sec. B-75. 7 MRSA §457, sub-§3, ¶A, as enacted by PL 1981, c. 139, is corrected to read:

A. The commissioner or ~~his~~ the commissioner's agent, upon notification by a producer of insufficient payment or nonpayment, shall immediately investigate the complaint and shall, in a manner consistent with the provisions of the Maine Administrative Procedure Act, hold a hearing. The person accused of nonpayment, the respondent, shall provide the commissioner with a copy of the contract, if any, and all other materials and information necessary to enable the commissioner to carry out this section. Upon finding that the respondent has violated the contract or other obligation, express or implied, the commissioner shall require the respondent to post a bond sufficient to cover the debt owed to the producer or producers. Failure to post the bond ~~shall~~ must be considered a violation of

this subchapter and each day failure continues ~~shall~~ must be considered a separate violation;

Sec. B-76. 7 MRSA §457, sub-§3, ¶B, as enacted by PL 1981, c. 139, is corrected to read:

B. The commissioner may require the licensee, accused of or found after a hearing to be in default of payment to a producer, to submit a payment schedule to the commissioner. In the event that the schedule of payment proposed is not satisfactory to the commissioner, ~~he~~ the commissioner may establish the schedule of payment; and

Sec. B-77. 7 MRSA §460, 2nd ¶, as enacted by PL 1981, c. 139, is corrected to read:

The commissioner may recover the penalties imposed for violations in a civil action brought in ~~his~~ the commissioner's own name and, if ~~he~~ the commissioner prevails in that action, ~~he~~ the commissioner may recover full costs. The District Court and the Superior Court ~~shall~~ have concurrent jurisdiction of the actions. The Attorney General and the several district attorneys shall provide assistance to the commissioner.

Sec. B-78. 7 MRSA §502, sub-§1, as enacted by PL 1965, c. 65 and amended by PL 1979, c. 731, §19 and PL 2011, c. 657, Pt. W, §6, is corrected to read:

1. Commissioner. "Commissioner" means the Commissioner of Agriculture, Conservation and Forestry and ~~his~~ the commissioner's agents.

Sec. B-79. 7 MRSA §502, sub-§15, as enacted by PL 1965, c. 65, is corrected to read:

15. Toxic. "Toxic" means any substance other than a radioactive substance, ~~which that~~ has the inherent capacity to produce bodily injury or illness to ~~man~~ humans through ingestion, inhalation or absorption through any body surface.

Sec. B-80. 7 MRSA §503, as enacted by PL 1965, c. 65, is corrected to read:

§503. Submission of names and amounts

The commissioner, when ~~he deems~~ the commissioner considers it necessary in the administration of this subchapter, may require the submission of the names and amounts of any hazardous ingredients in any hazardous substance.

Sec. B-81. 7 MRSA §506, sub-§1, as amended by PL 1977, c. 694, §50, is corrected to read:

1. "Withdrawal from sale" orders. When the commissioner finds by inspection or examination of a hazardous substance that it is being sold or distributed in violation of any of the provisions of this subchapter, ~~he~~ the commissioner may issue and enforce a written or printed "withdrawal from sale" order warning the distributor not to dispose of the hazardous substance in any manner until written permission is given by the commissioner or the court. The issuance of such an order

~~shall~~ may not be considered licensing or an adjudicatory proceeding as defined by the Maine Administrative Procedure Act. The commissioner shall release the hazardous substance so withdrawn when the provisions and regulations have been complied with and all costs and expenses incurred in the withdrawal have been paid. If compliance is not obtained within 30 days, the commissioner may begin proceedings for condemnation.

Sec. B-82. 7 MRSA §507, 2nd ¶, as enacted by PL 1965, c. 65, is corrected to read:

If the commissioner finds that, because of the size of the package involved or because of the minor hazard presented by the substance contained therein, or for other good and sufficient reasons, full compliance with the labeling requirements otherwise applicable under this subchapter is impracticable or is not necessary for the adequate protection of the public health and safety, the commissioner shall promulgate regulations exempting such substance from these requirements to the extent ~~he the commissioner~~ determines to be consistent with adequate protection of the public health and safety, or if the commissioner finds that the requirements of this section are not adequate for the protection of the public health and safety in view of the special hazard presented by any particular hazardous substance, ~~he the commissioner~~ may by regulation establish such reasonable variations or additional label requirements as ~~he the commissioner~~ finds necessary for the protection of the public health and safety; and any container of such hazardous substance, intended or suitable for household use, ~~which that~~ fails to bear a label in accordance with such regulations ~~shall be~~ is a misbranded package of a hazardous substance.

Sec. B-83. 7 MRSA §507, 3rd ¶, as enacted by PL 1965, c. 65, is corrected to read:

Whenever in the judgment of the commissioner, such action will promote the objectives of this subchapter by avoiding or resolving uncertainty as to its application, the commissioner may by regulation declare to be a hazardous substance, for the purposes of this subchapter, any substance or mixture of substances ~~which he that the commissioner~~ finds meets the requirements of section 502, subsection 5.

Sec. B-84. 7 MRSA §508, sub-§2, as enacted by PL 1965, c. 65, is corrected to read:

2. Use of information. For any person to use for ~~his the person's~~ own advantage or to reveal, other than to the commissioner, or officials or employees of the commissioner or officials or employees of the United States Department of Agriculture, or other federal agencies, or to the courts in response to a subpoena, or to physicians, and in emergencies to pharmacists and other qualified persons for use in the preparation of antidotes, in accordance with such directions as the commissioner may prescribe, any information relative to formulas of products acquired by authority of this subchapter;

Sec. B-85. 7 MRSA §508, sub-§3, as enacted by PL 1965, c. 65, is corrected to read:

3. Interference. For any person to oppose or interfere in any way with the commissioner or ~~his the commissioner's~~ duly authorized agents in carrying out the duties imposed by this subchapter;

Sec. B-86. 7 MRSA §509, sub-§1, as enacted by PL 1965, c. 65, is corrected to read:

1. Carrier. Any carrier, while lawfully engaged in transporting a hazardous substance within this State, if such carrier shall, upon request, permit the commissioner or ~~his the commissioner's~~ designated agent to copy all records showing the transactions in and movements of the articles;

Sec. B-87. 7 MRSA §509, 2nd ¶, as enacted by PL 1965, c. 65, is corrected to read:

The commissioner may exempt from the requirements established by or pursuant to this subchapter any container of a hazardous substance with respect to which ~~he the commissioner~~ finds adequate requirements satisfying the purposes of this subchapter have been established by or pursuant to and in compliance with any other federal or state law.

Sec. B-88. 7 MRSA §537 is corrected to read:

§537. Sale and movement of apples

~~No~~ A person, firm or corporation ~~shall may not~~ within this State sell, distribute, transport, offer or expose for sale, distribution or transportation any apples that do not conform to the apple grades established in section 533. ~~Nothing in this~~ This section ~~shall does not~~ apply to any person, firm or corporation supplying apples consigned to a processing plant for use therein. ~~No provisions of this~~ This subchapter ~~shall may not~~ be construed to prevent a grower or shipper of apples from delivering the same to a packing house for grading or to a processing plant or cold storage plant where apples are stored and prepared for market. Apples ~~which that~~ do not meet the established grades or classifications as provided by section 533 may be sold as culls ~~provided as long as~~ the package or container is conspicuously marked with the word "Culls". The commissioner shall diligently enforce this section and in person or by deputy ~~shall have~~ has free access, ingress and egress at all reasonable hours to any place or any building wherein apples are stored, transported, sold, offered or exposed for sale or for transportation. ~~He~~ The commissioner may in person or by deputy upon tendering the market price take samples of apples therefrom.

Sec. B-89. 7 MRSA §538, as amended by PL 1977, c. 696, §63, is corrected to read:

§538. Guaranty bar to prosecution

~~No~~ A person ~~shall be~~ is not subject to suit under this subchapter, if ~~he the person~~ can establish a guaranty, signed by the person from whom ~~he the person~~

received any such article, to the effect that the same is not adulterated or misbranded within the meaning of section 531. ~~Said~~ Such guaranty, to afford protection, ~~shall must~~ contain the name and address of the party or parties making the sale or such article to such dealer, and in such case ~~said such~~ party or parties ~~shall must~~ be amenable to the suits, forfeitures and other penalties ~~which that~~ would attach, in due course, to the dealer under this subchapter.

Sec. B-90. 7 MRSA §542, first ¶ is corrected to read:

A record on a form approved by the commissioner ~~shall must~~ be kept at a convenient location adjacent to ~~said such~~ room or storage building from the day of sealing to the day of opening of ~~said such~~ room or storage building, and ~~shall be is~~ subject to review by the commissioner or ~~his the commissioner's~~ authorized agents at any time for a period of at least one year. It ~~shall must~~ include the owner or operator's name and address, room number, date of sealing, date of opening, capacity in bushels, lot identification, number of bushels within each lot, daily air components determination recordings showing date of test, time of test, percentage of carbon dioxide, percentage of carbon dioxide and oxygen, percentage of oxygen, temperature and comments.

Sec. B-91. 7 MRSA §543 is corrected to read:
§543. Access

The commissioner, in person or by deputy, ~~shall have has~~ free access, ingress and egress at all reasonable hours to any place or any building wherein apples are packed, stored, transported, sold, offered or exposed for sale or for transportation. ~~He The commissioner~~ may, in person or by deputy, open any box or other container and may, upon tendering the market price, take samples therefrom.

Sec. B-92. 7 MRSA §642 is corrected to read:
§642. Contents of invoice

Whenever any person, firm or corporation within this State ships or delivers to a purchaser within this State any shell eggs ~~which that~~ have been in storage or processed, such person, firm or corporation shall deliver to the purchaser an invoice or bill showing thereon the character of such eggs. All containers of shell eggs deposited in cold storage ~~shall must~~ be marked plainly with date of receipt and date of withdrawal by the officer, or ~~his the officer's~~ agents, in charge of the cold storage plant.

Sec. B-93. 7 MRSA §712, sub-§7, as enacted by PL 1971, c. 77, §1, is corrected to read:

7. Drug. "Drug" means any article intended for use in the diagnosis, cure, mitigation, treatment or prevention of disease in animals other than ~~man~~ humans and articles other than feed intended to affect the structure or any function of the animal body.

Sec. B-94. 7 MRSA §712, sub-§13, as enacted by PL 1971, c. 77, §1, is corrected to read:

13. Official sample. "Official sample" means a sample of feed taken by the commissioner or ~~his the commissioner's~~ agent in accordance with section 720, subsections 3, 5 or 6.

Sec. B-95. 7 MRSA §715, sub-§1, ¶D, as enacted by PL 1971, c. 77, §1, is corrected to read:

D. The common or usual name of each ingredient used in the manufacture of the commercial feed:

The commissioner by regulation may permit the use of a collective term for a group of ingredients ~~which that~~ perform a similar function, or ~~he the commissioner~~ may exempt such commercial feeds or any group thereof, from this requirement of an ingredient statement, if ~~he the commissioner~~ finds that such statement is not required in the interest of consumers;

Sec. B-96. 7 MRSA §717, sub-§4, as enacted by PL 1971, c. 77, §1, is corrected to read:

4. Contains drug but does not conform to regulations. If it contains a drug and the methods used in or the facilities or controls used for its manufacture, processing or packaging do not conform to current good manufacturing practice regulations promulgated by the commissioner to assure that the drug meets the requirement of this Act as to safety and has the identity and strength and meets the quality and purity characteristics ~~which that~~ it purports or is represented to possess. In promulgating such regulations, the commissioner shall adopt the current good manufacturing practice regulations for medicated feed premixes and for medicated feeds established under authority of the Federal Food, Drug and Cosmetic Act, unless ~~he the commissioner~~ determines that they are not appropriate to the conditions ~~which that~~ exist in this State;

Sec. B-97. 7 MRSA §719, sub-§1, as amended by PL 1977, c. 694, §70, is corrected to read:

1. Promulgation. The commissioner is authorized to promulgate, in a manner consistent with the Maine Administrative Procedure Act, such rules and regulations for commercial feeds and pet foods as are specifically authorized in this subchapter and such other reasonable rules and regulations as may be necessary for the efficient enforcement of this subchapter. In the interest of uniformity the commissioner shall by regulation adopt, unless ~~he the commissioner~~ determines that they are inconsistent with this subchapter or are not appropriate to conditions ~~which that~~ exist in this State, the following:

A. The official definitions of feed ingredients and official feed terms adopted by the Association of American Feed Control Officials and published in the official publication of that organization; and

B. Any regulation promulgated pursuant to the authority of the Federal Food, Drug and Cosmetic Act U.S.C. Sec. 301, et seq., ~~provided that as long as~~ the commissioner would have the authority under this subchapter to promulgate such regulations.

Sec. B-98. 7 MRSA §720, sub-§3, as enacted by PL 1971, c. 77, §1, is corrected to read:

3. Receipt of sample. If the officer or employee making such inspection of a factory, warehouse or other establishment has obtained a sample in the course of the inspection, upon completion of the inspection and prior to leaving the premises ~~he~~ the officer or employee shall give to the owner, operator or agent in charge a receipt describing the samples obtained.

Sec. B-99. 7 MRSA §720, sub-§4, as enacted by PL 1971, c. 77, §1, is corrected to read:

4. Warrant. If the owner of any factory, warehouse or establishment described in subsection 1, or ~~his~~ the owner's agent, refuses to admit the commissioner or ~~his~~ the commissioner's agent to inspect in accordance with subsections 1 and 2, the commissioner is authorized to obtain from any state court a warrant directing such owner or ~~his~~ owner's agent to submit the premises described in such warrant to inspection.

Sec. B-100. 7 MRSA §720, sub-§5, as enacted by PL 1971, c. 77, §1, is corrected to read:

5. Entry. For the purpose of the enforcement of this subchapter, the commissioner or ~~his~~ the commissioner's duly designated agent is authorized to enter upon any public or private premises, including any vehicle of transport during regular business hours to have access to, and to obtain samples, and to examine records relating to distribution of commercial feeds.

Sec. B-101. 7 MRSA §721, sub-§1, as amended by PL 1977, c. 694, §72, is corrected to read:

1. Withdrawal from distribution. When the commissioner or ~~his~~ the commissioner's authorized agent has reasonable cause to believe any lot of commercial feed is being distributed in violation of any of the provisions of this subchapter or of any of the prescribed regulations under this subchapter, ~~he~~ the commissioner or the commissioner's authorized agent may issue and enforce a written or printed "withdrawal from distribution" order, warning the distributor not to dispose of the lot of commercial feed in any manner until written permission is given by the commissioner or the court. The commissioner shall release the lot of commercial feed so withdrawn when ~~said~~ such provisions and regulations have been complied with. The issuance of such an order ~~shall~~ may not be considered licensing or an adjudicatory proceeding, as defined by the Maine Administrative Procedure Act. If compliance is not obtained within 30 days, the commissioner may begin, or upon request of the distributor or registrant shall begin, proceedings for condemnation.

Sec. B-102. 7 MRSA §742, sub-§5, as amended by PL 1979, c. 541, Pt. A, §54 and c. 731, §19 and PL 2011, c. 657, Pt. W, §6, is corrected to read:

5. Commissioner. "Commissioner" means the Commissioner of Agriculture, Conservation and Forestry or ~~his~~ the commissioner's authorized agent.

Sec. B-103. 7 MRSA §748, sub-§1, as amended by PL 1977, c. 694, §76, is corrected to read:

1. "Withdrawal from sale" orders. When the commissioner has reasonable cause to believe a commercial fertilizer is being distributed in violation of any of the provisions of this subchapter, or of any of the prescribed regulations under this subchapter, ~~he~~ the commissioner may issue and enforce a written or printed "withdrawal from sale" order warning the distributor not to dispose of the fertilizer in any manner until written permission is given by the commissioner or the court. The commissioner shall release the commercial fertilizer so withdrawn when the provisions and regulations have been complied with and all costs and expenses incurred in the withdrawal have been paid. The issuance of such an order ~~shall~~ may not be considered licensing or an adjudicatory proceeding, as defined by the Maine Administrative Procedure Act. If compliance is not obtained within 30 days, the commissioner may begin proceedings for condemnation.

Sec. B-104. 7 MRSA §763, sub-§5, as enacted by PL 1987, c. 425, §§1 and 3, is corrected to read:

5. Rule concerning calcium and magnesium content. When the commissioner finds, after a public hearing held in a manner consistent with the Maine Administrative Procedure Act, Title 5, chapter 375, that the requirement for expressing the calcium and magnesium in elemental form will not impose an economic hardship on distributors and users of agricultural liming materials by reason of conflicting labeling requirements among the states, ~~he~~ the commissioner may require that the minimum percentage of calcium carbonate and magnesium carbonate be expressed in the following form:

- Total calcium (Ca) percent
- Total magnesium (Mg)..... percent

The effective date of the rule ~~shall~~ may be not less than 6 months following the issuance of the rule and, for a period of 2 years following the effective date of the rule, the equivalent of calcium and magnesium may also be shown in the form of calcium carbonate and magnesium carbonate.

Sec. B-105. 7 MRSA §767, sub-§1, as enacted by PL 1987, c. 425, §§1 and 3, is corrected to read:

1. Commissioner shall inspect, analyze, test. The commissioner, or ~~his~~ the commissioner's authorized agent, shall sample, inspect, analyze and test the agricultural liming materials distributed within this

State to determine whether the agricultural liming materials are in compliance with this subchapter. The commissioner, individually or through ~~his~~ the commissioner's agent, may enter upon any public or private premises or carriers during regular business hours in order to have access to agricultural liming materials subject to this subchapter and rules adopted under this subchapter and to the records relating to their distribution.

Sec. B-106. 7 MRSA §777, 3rd ¶, as enacted by PL 1979, c. 491, §1, is corrected to read:

The commissioner may require proof of claims made for any plant or soil amendment. If no claims are made ~~he~~ the commissioner may request statements of usefulness and value of the plant or soil amendment. For verification of claims or statements the commissioner may rely on experimental data, evaluations or advice supplied from such sources as the Director of the Maine Agricultural Experiment Station. The verification ~~shall~~ must be related to Maine conditions for which the product is intended.

Sec. B-107. 7 MRSA §778, first ¶, as enacted by PL 1979, c. 491, §1, is corrected to read:

Each separately identified plant or soil amendment product ~~shall~~ must be registered by the distributor before being distributed in this State. The application for registration ~~shall~~ must be submitted to the commissioner on the form approved by ~~him~~ the commissioner and ~~shall~~ must be accompanied by a fee of \$25 per product. Upon approval by the commissioner a copy of the approved registration ~~shall~~ must be furnished to the applicant. All registrations ~~shall~~ expire on December 31st of each year. A registrant shall submit to the commissioner a copy of labels and advertising literature with the registration request for each soil amendment.

Sec. B-108. 7 MRSA §780, first ¶, as enacted by PL 1979, c. 491, §1, is corrected to read:

The commissioner shall sample, inspect, analyze and test plant and soil amendment distributed within the State as ~~he may deem~~ the commissioner considers necessary to determine whether the plant or soil amendments are in compliance with this subchapter. The commissioner may enter upon any public or private premises or carriers during regular business hours in order to have access to plant or soil amendments subject to this subchapter and to the records relating to their distribution.

Sec. B-109. 7 MRSA §781, 2nd ¶, as enacted by PL 1979, c. 491, §1, is corrected to read:

The commissioner may adopt rules establishing tolerable deficiencies for guaranteed analyses. ~~He~~ The commissioner may also establish a schedule of assessments for exceeding the tolerable deficiencies. The assessments ~~shall~~ must be against the registrant of a soil or plant amendment. The assessments ~~shall~~ must bear a

reasonable relationship to the commercial value of the deficiency.

Sec. B-110. 7 MRSA §784, first ¶, as enacted by PL 1979, c. 491, §1, is corrected to read:

Any person who violates any provision of this subchapter commits a civil violation for which a ~~forfeiture fine~~ of not less than \$200 ~~shall~~ must be adjudged. ~~Nothing in this~~ This subchapter ~~shall~~ may not be construed as ~~requiring~~ to require the commissioner to sue or to issue an order as a result of minor violations of this subchapter, when ~~he~~ the commissioner believes that the public interest will best be served by a suitable written warning. In such a case the commissioner shall issue a written warning.

Sec. B-111. 7 MRSA §787, first ¶, as enacted by PL 1979, c. 491, §1 and amended by PL 1999, c. 547, Pt. B, §78 and affected by §80, is corrected to read:

Consistent with the Maine Administrative Procedure Act, ~~Title 5, chapter 375,~~ the commissioner may refuse registration of any brand of plant or soil amendment if ~~he~~ the commissioner finds the brand of plant or soil amendment violates this subchapter, and may investigate whether the registration of any plant or soil amendment should be cancelled, in which case ~~he~~ the commissioner may apply to the District Court for cancellation.

Sec. B-112. 7 MRSA §897, first ¶, as amended by PL 1977, c. 696, §76, is corrected to read:

The commissioner shall diligently enforce all of the provisions of sections 891 to 898. ~~He~~ The commissioner, either in person or by a duly authorized representative, ~~shall have~~ has free access, ingress and egress to any place or building, store, gift shop or any building wherein maple or maple products are packed, stored, transported, sold or offered or exposed for sale or for transportation. ~~He~~ The commissioner may also in person, or by a duly authorized representative, open any container and may upon tendering market price, take samples therefrom. ~~He~~ The commissioner may recover forfeitures imposed for violation of those sections in a civil action brought in ~~his~~ the commissioner's own name and if ~~he~~ the commissioner prevails in that action, ~~shall~~ recovers full costs.

Sec. B-113. 7 MRSA §897, 2nd ¶, as repealed and replaced by PL 1977, c. 696, §77, is corrected to read:

All money and forfeitures received by the commissioner for violations of sections 891 to 898 ~~shall~~ must be paid by ~~him~~ the commissioner to the Treasurer of State and ~~shall~~ must be appropriated for carrying out those sections.

Sec. B-114. 7 MRSA §952, as amended by PL 1985, c. 5 and c. 655, §1, is corrected to read:

§952. Branding

It ~~shall be~~ is unlawful for any person, firm, association, organization or corporation, or agent, representative or assistant to any person, firm, association, organization or corporation to expose for sale, or sell, at wholesale or retail, to ship, deliver or consign or have in possession potatoes prepared for market unless in containers ~~which that~~ have been legibly and conspicuously tagged, branded, labeled or stenciled with the name and address of the person or persons responsible for packing and the name of the grade, net weight and the word "potatoes." All potatoes packed in this State must be packed in containers ~~which that~~ conspicuously bear the name of the country where the potatoes were grown. The person or persons responsible for grading ~~shall be~~ are as follows: If the violation is discovered in the packing house then the person or persons packing the potatoes ~~shall be~~ are responsible; if the violation is discovered at any other place, then the person or persons whose name appears on the container ~~shall be~~ are responsible. Each lot of potatoes sold at wholesale ~~shall~~ must be accompanied by a bill of lading or invoice stating grade, name and address of packer, name and address of the consignor, name and address of the consignee, date of loading and name of loading point. The bill of lading or invoice ~~shall be~~ is prima facie evidence in any court of the person or persons packing potatoes. It ~~shall be~~ is conclusive evidence that potatoes are exposed for sale when packed in containers for delivery or transit, or when the same are in the process of delivery or transit, or are located at a depot, station, warehouse, packing house, boat dock or any place where potatoes are held in storage, or loaded on a boat, truck, trailer or railroad car, for immediate or future sale or transit. For the purposes of this section only, potatoes located at warehouses, or packing houses at point of origin, ~~shall be~~ are not ~~be deemed~~ considered exposed for sale until they are loaded or are in the process of being loaded in vehicles of transportation. When a violation of this section occurs, it is deemed to have taken place at the loading point or where such violation first became evident to the commissioner or ~~his~~ the commissioner's duly authorized representative. Upon request and submission of proof to the Department of Agriculture, Food and Rural Resources by a packer that ~~he the~~ the packer has on hand a supply of bags that do not meet the requirement that the bags conspicuously bear the name of a country where the potatoes were grown, and those bags were purchased or contracted for before September 23, 1983, the Commissioner of Agriculture, Food and Rural Resources shall exempt the packer from that requirement until January 1, 1986. The commissioner, at ~~his~~ the commissioner's discretion and upon unusual circumstances, may grant packers extended waivers until January 1, 1987.

Sec. B-115. 7 MRSA §956, 3rd ¶, as repealed and replaced by PL 1979, c. 541, Pt. B, §6, is corrected to read:

All fees received under sections 951 to 957 by the commissioner and all money and forfeitures received by ~~him~~ the commissioner under those sections ~~shall~~ must be paid by ~~him~~ the commissioner to the Treasurer of State and ~~shall~~ must be appropriated for carrying out those sections. The commissioner shall, in a manner consistent with the Maine Administrative Procedure Act, establish such rules as may be needed for the proper enforcement of sections 951 to 957.

Sec. B-116. 7 MRSA §1012, sub-§12, as enacted by PL 1971, c. 366, is corrected to read:

12. Verified complaint. "Verified complaint" means a writing signed by a person, who, under oath, swears that ~~he~~ the person has reason to believe that a person required to be licensed under this Article has violated one or more of the provisions of this Article or of the rules and regulations promulgated thereunder, setting forth a short and plain statement of the allegations ~~which that~~ are the basis for such belief.

Sec. B-117. 7 MRSA §1018, as repealed and replaced by PL 1977, c. 694, §109, is corrected to read:

§1018. Hearings

The commissioner shall conduct hearings pursuant to this Article in a manner consistent with the Maine Administrative Procedure Act and has full power to subpoena such witnesses and documents as ~~he deems~~ the commissioner considers necessary. The Superior Court, on the petition of the commissioner, may issue summary process to enforce the lawful orders of the commissioner in these actions.

Sec. B-118. 7 MRSA §1036, sub-§1, as amended by PL 1987, c. 99, §17, is corrected to read:

1. Packing and inspection. ~~No~~ A person may ~~not~~ not pack potatoes in a Maine bag, unless ~~he~~ the person has given notice of intent to pack to the department, in such form as the department may require.

Sec. B-119. 7 MRSA §1037, sub-§1, as enacted by PL 1981, c. 513, §§10, 12, is corrected to read:

1. License. The commissioner may establish standards for licensing potato inspectors for the purposes of this subchapter, conduct examinations to license and license successful applicants; ~~provided except~~ provided except that the commissioner may determine not to license such private inspectors if ~~he~~ the commissioner finds that the volume of potatoes inspected by the federal-state inspection service is insufficient to reasonably and efficiently sustain the availability at the federal-state inspection service in the State. The commissioner shall charge a fee of \$10 for taking the examination and \$15 for a license. A license ~~shall be~~ is for 2 years and may be renewed.

Sec. B-120. 7 MRSA §1042, sub-§4 is corrected to read:

4. Noxious-weed seeds. "Noxious-weed seeds" ~~shall must~~ be divided into 2 classes, primary noxious-weed seeds and secondary noxious-weed seeds. The commissioner may, through promulgation of regulations, add to or subtract from the list of seeds included under either definition whenever ~~he~~ the commissioner finds, after public hearing, that such additions or subtractions are within the respective definitions.

Sec. B-121. 7 MRSA §1045, 2nd ¶, as repealed and replaced by PL 1977, c. 696, §87, is corrected to read:

~~No~~ A person ~~shall be deemed~~ is not in violation of this subchapter for having sold or offered or exposed for sale in this State any agricultural vegetable or tree and shrub seed ~~which that~~ were incorrectly labeled or represented as to kind, variety, type or origin, which seeds cannot be identified by examination thereof, unless ~~he~~ the person has failed to obtain an invoice or grower's declaration giving kind, or kind and variety, or kind and type, and origin if required, and to take such other precautions as may be necessary to ~~insure~~ ensure the identity to be that stated.

Sec. B-122. 7 MRSA §1046, as amended by PL 1977, c. 694, §113, is corrected to read:

§1046. Duties of commissioner

It ~~shall be~~ is the duty of the commissioner, who may act through ~~his~~ the commissioner's authorized agents:

1. Inspection. To sample, inspect, cause to be analyzed or tested, agricultural, vegetable or tree and shrub seeds transported, sold or offered or exposed for sale within this State for sowing purposes, at such time and place and to such extent as ~~he may deem~~ the commissioner considers necessary to determine whether said agricultural, vegetable or tree and shrub seeds are in compliance with this subchapter, and to notify promptly of any violation, the person who transported, sold, offered or exposed the seed for sale;

2. Rules and regulations. To prescribe and, in a manner consistent with the Maine Administrative Procedure Act, to adopt rules and regulations governing the methods of sampling, inspecting, analysis, test and examination of agricultural, vegetable or tree and shrub seeds, and the tolerances to be followed, which ~~shall~~ must be in general accord with officially prescribed practice in interstate commerce, and such other rules and regulations as may be necessary to secure the efficient enforcement of this subchapter.

Sec. B-123. 7 MRSA §1047, first ¶ is corrected to read:

For the purpose of carrying out this subchapter, the commissioner or ~~his~~ the commissioner's duly authorized agents ~~shall~~ have authority:

Sec. B-124. 7 MRSA §1701, as amended by PL 1985, c. 785, Pt. B, §45, is corrected to read:

§1701. Animal husbandry expert

The commissioner is authorized to employ an animal husbandry expert. ~~He~~ The commissioner may employ such assistants as ~~he deems~~ the commissioner considers necessary, subject to the Civil Service Law. Such expenses in connection therewith ~~shall must~~ be paid as the commissioner may approve.

Sec. B-125. 7 MRSA §1705, as amended by PL 1977, c. 78, §28, is corrected to read:

§1705. Expenses

The actual and necessary traveling expenses of the commissioner and ~~his~~ the commissioner's employees, any and all expense of prevention, control and eradication of disease, destroying diseased animals and those exposed to disease, and paying for the same, and all other expenses necessary to properly carry out chapters 201, 207, 301, 303 and 305 ~~shall must~~ be paid out of such amounts as the Legislature may appropriate.

Sec. B-126. 7 MRSA §1751, sub-§1, as amended by PL 1979, c. 731, §19 and PL 2011, c. 657, Pt. W, §6, is corrected to read:

1. Commissioner. "Commissioner" ~~shall mean~~ means the Commissioner of Agriculture, Conservation and Forestry or ~~his~~ the commissioner's duly authorized agent.

Sec. B-127. 7 MRSA §1757, sub-§4, as enacted by PL 1983, c. 747, §2, is corrected to read:

4. Reversion. When, in the judgment of the commissioner, the immediate threat of the introduction of a contagious or infectious poultry disease into the State no longer exists and no federal poultry quarantine is in effect in the State, ~~he~~ the commissioner may direct that ~~moneys~~ money remaining in the Poultry Disease Control Fund revert to contributors on a pro rata basis according to the amount of contributions made since the establishment of the fund or since the most recent reversion of the fund, whichever has last occurred.

Sec. B-128. 7 MRSA §1802, as amended by PL 1977, c. 694, §123, is corrected to read:

§1802. Condemnation of diseased animals

The commissioner may, when ~~he deems~~ the commissioner considers it necessary, condemn and take possession of diseased or exposed domestic animals, or domestic animals suspected of being diseased or exposed, for diagnostic purposes, and may pay the owner for the same, health, condition and market value being considered. This condemnation ~~shall may~~ not be considered licensing or an adjudicatory proceeding, as defined by the Maine Administrative Procedure Act.

Sec. B-129. 7 MRSA §1815 is corrected to read:

§1815. —disposal Disposal of infected animals

Any animal infected with or exposed to foot and mouth disease ~~shall~~ must be killed, buried, destroyed, rendered, processed or otherwise disposed of under the direct supervision of the commissioner or ~~his~~ the commissioner's duly authorized agent.

Sec. B-130. 7 MRSA §1816 is corrected to read:

§1816. Tests and equipment

The commissioner or ~~his~~ the commissioner's agent is authorized to conduct approved diagnostic tests, procure necessary animals, personnel, equipment and facilities and take other necessary precautions for the suppression and eradication of any disease among domestic animals.

Sec. B-131. 7 MRSA §2103, as amended by PL 1977, c. 696, §90, is corrected to read:

§2103. Certificates and counterfeits

The commissioner may issue a certificate or tag ~~which shall that must~~ be attached to each container or package in which certified seed ~~shall be is~~ offered or exposed for sale. Such tag or certificate ~~shall must~~ indicate the name of the grower, the shipping station or depot, the name of the inspector making the final inspection, the variety of the seed and ~~shall~~ bear the imprint of the seal of the State. Any tag having the words "inspected" or "certified seed" thereon, attached to the container or package in which certified seed ~~shall be is~~ offered or exposed for sale, ~~shall must~~ be so attached thereto that the whole of said certificate or tag ~~shall be is~~ in full view. Any person who ~~shall~~ knowingly ~~misuse~~ misuses any such tag or certificate or who ~~shall attach~~ attaches to any package or container of seed, which has not been duly inspected and certified, any such tag or certificate ~~which shall have that has~~ printed thereon the words "certified seed" or ~~which that~~ by reason of color, size, shape or otherwise ~~may convey~~ conveys the impression that the seed has been certified by the commissioner, or ~~his~~ the commissioner's agents, commits a civil violation for which a ~~forfeiture fine~~ fine of \$50 may be adjudged for each violation and ~~shall must~~ be thenceforth denied the privileges of this chapter.

Sec. B-132. 7 MRSA §2103-B, as amended by PL 1985, c. 779, §36, is corrected to read:

§2103-B. Foundation seed potato production areas

The commissioner may, upon the request of potato growers in a specified area and in a manner consistent with the Maine Administrative Procedure Act, Title 5, chapter 375, designate "foundation seed potato production areas" and, in consultation with the Seed Potato Board, Cooperative Extensive Service, University of Maine System Agricultural Experiment Station and appropriate industry organizations, establish within these areas such certified seed production practices as ~~he~~

~~deems~~ the commissioner considers beneficial to the industry.

Sec. B-133. 7 MRSA §2301, as amended by PL 1979, c. 731, §13, is corrected to read:

§2301. Authority

The commissioner, when ~~he shall find~~ the commissioner finds that there exists within the State, or in any other state, territory, district or part thereof any dangerous plant disease or insect infestation with reference to which the Secretary of Agriculture of the United States has not determined that a quarantine is necessary and has not established such quarantine, is authorized to promulgate and to enforce by appropriate rules and regulations, adopted in a manner consistent with the Maine Administrative Procedure Act, a quarantine prohibiting or restricting the transportation within, into or through the State, or any portion thereof, of any class of nursery stock, plant, fruit, seed or other article of any character whatsoever, capable of carrying such plant disease or insect infestation. The commissioner is authorized to make, in a manner consistent with the Maine Administrative Procedure Act, rules and regulations for the seizure, inspection, disinfection, destruction, or other disposition of any nursery stock, plant, fruit, seed or other article of any character whatsoever, capable of carrying any plant disease or insect infestation, a quarantine with respect to which ~~shall have~~ has been established by the Secretary of Agriculture of the United States or the commissioner, and ~~which that~~ exists within, or has been transported to, into or, through this State in violation of such quarantine.

Sec. B-134. 7 MRSA §2316, sub-§5, as enacted by PL 2005, c. 147, §1, is corrected to read:

5. Executive committee. The executive committee is composed of the ~~chairman~~ chair of the governing board and 4 additional members of the governing board chosen by the governing board so that there is one member representing each of 4 geographic groupings of party states. The governing board shall make those geographic groupings. If there is representation of the United States on the governing board, one representative may meet with the executive committee. The chair of the governing board is chair of the executive committee. An action of the executive committee is not binding unless taken at a meeting at which at least 4 members of the committee are present and vote in favor thereof. Necessary expenses of each of the 5 members of the executive committee incurred in attending meetings of the committee, when not held at the same time and place as a meeting of the governing board, are charges against the insurance fund.

Sec. B-135. 7 MRSA §2352, as enacted by PL 1983, c. 565, §8, is corrected to read:

§2352. Responsibility of the commissioner

The commissioner may institute such pest control survey programs as ~~he deems~~ the commissioner considers essential to the welfare of the industry. ~~He~~ The commissioner may, in conjunction with the Maine Agricultural Experiment Station, and other public and private agencies, and in a manner consistent with the Maine Administrative Procedure Act, Title 5, chapter 375, designate by rule those potato pests and diseases ~~which that~~ pose a threat to the Maine potato industry, and by rule provide for the inspection, seizure, destruction or other deposition of any seed, plant, culls or other materials within the State whenever ~~he~~ the commissioner finds such materials to be infested, or are reasonably believed to be infested, with any designated pest or disease, and further provide for the disinfection of any vehicle or other conveyance so infested.

Sec. B-136. 7 MRSA §2805, as enacted by PL 1985, c. 572, is corrected to read:

§2805. Access to apiaries

Inspectors may enter, at all reasonable times, upon the premises of any keeper of bees or hive locations and make the examination of such bees, equipment and appliances found on the premises as ~~he may deem~~ the inspector considers necessary to determine the presence of contagious or infectious diseases or parasites.

Sec. B-137. 7 MRSA §2852, as enacted by PL 1985, c. 572, is corrected to read:

§2852. Damage to hives from bears

Any licensed beekeeper or ~~his~~ a licensed beekeeper's designee may obtain a permit from the Commissioner of Inland Fisheries and Wildlife or ~~his~~ the commissioner's agents to protect hives from damage by bears.

Sec. B-138. 7 MRSA §2951, sub-§4-A, as enacted by PL 1985, c. 717, §2, is corrected to read:

4-A. Integrated operation. "Integrated operation" means a person who is a dealer and who also sells at retail the milk ~~which he~~ that the person handles for sale, shipment, storage or processing within the State.

Sec. B-139. 7 MRSA §2951, sub-§8 is corrected to read:

8. Producer. "Producer" means any person who produces milk and sells ~~his said~~ such milk only to dealers.

Sec. B-140. 7 MRSA §2951, sub-§9 is corrected to read:

9. Producer-dealer. "Producer-dealer" means a dealer who ~~himself~~ produces a part or all of ~~his~~ the dealer's milk or a person who produces milk and sells to a grocery store or dairy products store or similar commercial establishment.

Sec. B-141. 7 MRSA §2951, sub-§12 is corrected to read:

12. Sub-dealer. "Sub-dealer" means any person who does not process milk and who purchases milk from a dealer and sells such milk in the same containers in which ~~he~~ the person purchased it, but ~~shall~~ does not include a store.

Sec. B-142. 7 MRSA §2954-B, sub-§5, as enacted by PL 1985, c. 42, §2, is corrected to read:

5. Select Committee on Milk Pricing. There ~~shall be~~ is a Select Committee on Milk Pricing consisting of 10 members to advise the study panel on the design of the study and on the options and policies to be evaluated. The committee ~~shall be~~ is composed of 3 members of the House of Representatives, appointed by the Speaker of the House of Representatives, one of whom ~~shall~~ must represent each political party; 2 members of the Senate, appointed by the President of the Senate, one of whom ~~shall~~ must be chosen to represent each political party; and 3 members named by the Governor, one of whom ~~shall~~ must be knowledgeable of the dairy processing industry, one of whom ~~shall~~ must be knowledgeable of milk retailing and one milk producer who is knowledgeable of marketing systems. The Public Advocate or ~~his~~ the Public Advocate's designee shall also serve on the committee, representing consumer interests. The Commissioner of Agriculture, Food and Rural Resources shall serve ex officio as ~~chairman~~ chair of the committee.

Sec. B-143. 7 MRSA §2955, first ¶, as amended by PL 1975, c. 517, §4, is corrected to read:

~~No~~ A dealer ~~shall~~ may not buy milk from producers or others for sale or ~~shall~~ process, distribute, sell or offer to sell milk in any market in the State designated by the commission unless duly licensed by the commission. ~~No~~ A license ~~shall~~ may not be required of any person who produces or sells milk for consumption only on the premises of the producer or seller. Each person, before engaging in the business of a dealer in any market designated by the commission, shall make application to the commission for a license, which the commission is authorized to grant. ~~No~~ A retailer ~~shall~~ may not sell or offer to sell milk in any market in the State ~~which he~~ that the retailer has purchased in Maine from an unlicensed dealer.

Sec. B-144. 7 MRSA §2988, as enacted by PL 1983, c. 484, §2, is corrected to read:

§2988. Civil action by injured person

1. Injunctive relief; damages and costs. Any person damaged or who is threatened with loss or injury by reason of a violation of section 2983 may bring a civil action in the Superior Court in the county where ~~he~~ the person resides, to prevent, restrain or enjoin the violation or threatened violation. If in that action a violation or threatened violation of section 2983 ~~shall be~~ is established, the court may enjoin and restrain or otherwise prohibit the violation or threatened violation. In

that action it ~~shall~~ is not be necessary that actual damages to the plaintiff be alleged or proved. In addition to the injunctive relief, the plaintiff in the action ~~shall be~~ is entitled to recover from the defendant 3 times the amount of actual damages sustained by ~~him~~ the plaintiff and the costs of the action, including reasonable attorneys' fees.

2. Damages only. In the event no injunctive relief is sought or required, any person injured by a violation of section 2983 may maintain an action for damages alone in the Superior Court in the county where ~~he~~ the person resides and the measure of damages in the action ~~shall be~~ is the same as prescribed in subsection 1.

Sec. B-145. 7 MRSA §3152, sub-§10, as amended by PL 1985, c. 646, §2, is corrected to read:

10. Producer-dealer. "Producer-dealer" means a dealer who ~~himself~~ produces a part or all of ~~his~~ the dealer's milk or a person who produces milk and sells to a grocery store or dairy products store or similar commercial establishment, and ~~shall include~~ includes an agricultural cooperative comprised solely of dairy farmers that wholly owns and operates its processing facilities, and whose individual members hold a share of that ownership ~~which that~~ is in direct proportion to that individual's share of all milk produced by cooperative members for the cooperative, ~~provided except~~ that such an agricultural cooperative ~~shall be~~ is a "producer-dealer" under this chapter only if it was in existence on January 1, 1986, and had been recognized on or before that date by the commissioner as meeting the criteria established in this subsection.

Sec. B-146. 7 MRSA §3907, sub-§11, as enacted by PL 1987, c. 383, §3 and amended by PL 2011, c. 657, Pt. W, §6, is corrected to read:

11. Commissioner. "Commissioner" means the Commissioner of Agriculture, Conservation and Forestry or ~~his~~ the commissioner's duly authorized agent.

Sec. B-147. 7 MRSA §3907, sub-§18, as enacted by PL 1987, c. 383, §3, is corrected to read:

18. Law enforcement officer. "Law enforcement officer" means any person who, by virtue of ~~his~~ the person's public employment, is vested by law with a duty to maintain public order, enforce any law of this State establishing a civil violation, prosecute offenders or make arrests for crimes, whether that duty extends to all crimes or is limited to specific crimes.

Sec. B-148. 24-A MRSA §201, sub-§3, as amended by PL 1981, c. 359, §6, is corrected to read:

3. The superintendent shall hold ~~his~~ the superintendent's office for 5 years or until ~~his~~ the superintendent's successor has been appointed and has qualified. Any vacancy occurring ~~shall~~ must be filled by appointment for the unexpired portion of the term.

Sec. B-149. 24-A MRSA §202, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§202. Seal

The superintendent ~~shall~~ must have a seal of office of a suitable design, bearing the words "Insurance Superintendent of the State of Maine." The superintendent shall file an impression of the seal, duly certified by ~~him~~ the superintendent under oath, with the Secretary of State.

Sec. B-150. 24-A MRSA §208, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§208. Independent technical, professional services

The superintendent may from time to time contract for such additional actuarial, examination, rating and other technical and professional services as ~~he~~ the superintendent may require for discharge of ~~his~~ the superintendent's duties.

Sec. B-151. 24-A MRSA §209, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. The superintendent, or ~~his~~ the superintendent's deputy, or any examiner or employee of the bureau ~~shall~~ may not be connected with the management or be holder of a material number of shares of any insurer, insurance holding company, insurance agency or broker, or be pecuniarily interested in any insurance transaction, except as a policyholder or claimant under a policy; except that as to matters wherein a conflict of interests does not exist on the part of any such individual, the superintendent may employ and retain from time to time insurance actuaries, examiners, accountants, and other technicians who are independently practicing their professions even though from time to time similarly employed or retained by insurers or others.

Sec. B-152. 24-A MRSA §209, sub-§2, ¶A, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

A. Receipt by any such individual of fully vested commissions or fully vested retirement benefits to which ~~he~~ the individual is entitled by reason of services performed prior to becoming superintendent or prior to employment in the bureau;

Sec. B-153. 24-A MRSA §209, sub-§3, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

3. The superintendent, or ~~his~~ the superintendent's deputy, or any employee or technician employed or retained by the bureau ~~shall~~ may not be given or receive, directly or indirectly, any fee, compensation, loan, gift or other thing of value in addition to the compensation and expense allowance provided by or pursuant to the law of this State, or by contract with the superintendent,

for any service rendered or to be rendered as such superintendent, deputy, assistant, employee or technician, or in connection therewith.

Sec. B-154. 24-A MRSA §210, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. The superintendent may delegate to ~~his the superintendent's~~ deputy, examiner or an employee of the bureau the exercise or discharge in the superintendent's name of any power, duty or function, whether ministerial, discretionary or of whatever character, vested in or imposed upon the superintendent.

Sec. B-155. 24-A MRSA §211, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. The superintendent shall enforce the provisions of, and execute the duties imposed upon ~~him the superintendent~~ by, this Title.

Sec. B-156. 24-A MRSA §211, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. The superintendent ~~shall have~~ has the powers and authority expressly vested in ~~him the superintendent~~ by or reasonably implied from this Title.

Sec. B-157. 24-A MRSA §213, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. Orders and notices of the superintendent ~~shall be~~ are effective only when in writing signed by ~~him the superintendent~~ or by ~~his the superintendent's~~ authority.

Sec. B-158. 24-A MRSA §213, sub-§3, as amended by PL 1977, c. 694, §387, is corrected to read:

3. An order or notice may be given by delivery to the person to be ordered or notified, or by mailing it, postage prepaid, addressed to such person at ~~his the person's~~ principal place of business or residence as last of record in the bureau. The order or notice ~~shall be~~ is deemed to have been given when deposited in a mail depository of the United States post office, and of which the affidavit of the individual who so mailed the order or notice ~~shall be~~ is prima facie evidence. Written notice of the party's rights to review or appeal and of the action required and of the time within which action ~~shall~~ must be taken in order to appeal ~~shall~~ must be given to each party with the decision.

Sec. B-159. 24-A MRSA §214, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. The superintendent may, through the Attorney General of this State, invoke the aid of the Superior Court through proceedings instituted in any county of this State to enforce any lawful order made or action taken by ~~him the superintendent~~. In such proceedings,

the Superior Court may make such orders, either preliminary or final, as it ~~deems~~ considers proper under the facts established before it.

Sec. B-160. 24-A MRSA §216, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. The superintendent shall carefully preserve in the bureau and in permanent form a correct account of all ~~his the superintendent's~~ transactions and of all fees and ~~moneys~~ money received by ~~him the superintendent~~ by virtue of ~~his the superintendent's~~ office, together with all financial statements, examination reports, correspondence, filings and documents duly received by the bureau. The superintendent shall hand the same over to ~~his the superintendent's~~ successor in office.

Sec. B-161. 24-A MRSA §217, sub-§1, ¶D, as enacted by PL 1969, c. 132, §1, is corrected to read:

D. Such recommendations as ~~he deems~~ the superintendent considers advisable relative to amendment or supplementation of the insurance laws; and

Sec. B-162. 24-A MRSA §217, sub-§1, ¶E, as enacted by PL 1969, c. 132, §1, is corrected to read:

E. Such other information and matters as ~~he deems~~ the superintendent considers to be in the public interest relative to the insurance business in this State.

Sec. B-163. 24-A MRSA §218, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§218. Publications; price

The superintendent may have the directory of authorized insurers, of licensed insurance representatives, license examination material, insurance laws and related laws and regulations under ~~his the superintendent's~~ administration published in pamphlet form from time to time, and may fix a price for each copy to cover cost of printing and mailing.

Sec. B-164. 24-A MRSA §219, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§219. Interstate cooperation

The superintendent may communicate on request of the insurance supervisory official of any state, province or country any information ~~which that~~ it is ~~his the superintendent's~~ duty by law to ascertain respecting authorized insurers.

Sec. B-165. 24-A MRSA §221-A, sub-§8, ¶B, as enacted by PL 1985, c. 636, is corrected to read:

B. If the accountant, subsequent to the date of the audited financial report required by this section, becomes aware of material subsequent facts ~~which~~

that would have affected ~~his~~ the accountant's report, the accountant shall provide the pertinent information upon ~~his~~ the accountant's determination to the parties identified in this subsection.

Sec. B-166. 24-A MRSA §223, sub-§5, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

5. If the superintendent or examiner finds any accounts or records to be inadequate, or inadequately kept or posted, the superintendent may employ experts to reconstruct, rewrite, post or balance them at the expense of the person being examined, if such person has failed to maintain, complete or correct such records or accounting after the superintendent or examiner has given ~~him~~ such person written notice and a reasonable opportunity to do so.

Sec. B-167. 24-A MRSA §226, sub-§4, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

4. The superintendent shall forward to the person examined a copy of the examination report as filed, together with any recommendations or statements relating thereto ~~which he deems~~ that the superintendent considers proper.

Sec. B-168. 24-A MRSA §226, sub-§5, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

5. If the report is as to examination of a domestic insurer, a copy of the report, or a summary thereof approved by the superintendent, when filed in the bureau, together with the recommendations or statements of the superintendent or ~~his~~ the superintendent's examiner, ~~shall must~~ be presented by the insurer's chief executive officer to the insurer's board of directors or similar governing body at a meeting thereof ~~which shall~~ that must be held within 30 days next following receipt of the report in final form by the insurer. A copy of the report ~~shall must~~ also be furnished by the secretary of the insurer, if incorporated, or by the attorney-in-fact, if a reciprocal insurer, to each member of the insurer's board of directors or board of governors, if a reciprocal insurer, and the certificate of the secretary or attorney-in-fact that a copy of the examination report has been so furnished ~~shall must~~ be deemed to constitute knowledge of the contents of the report by each such member.

Sec. B-169. 24-A MRSA §226, sub-§6, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

6. The report when so filed in the bureau ~~shall be~~ is admissible in evidence in any action or proceeding brought by the superintendent against the person examined, or against its officers, employees or agents. In any such action or proceeding, the superintendent or ~~his~~ the superintendent's examiners may at any time testify and

offer proper evidence as to information secured or matters discovered during the course of an examination, whether or not a written report of the examination has been either made, furnished or filed in the bureau.

Sec. B-170. 24-A MRSA §228, sub-§1, as amended by PL 1975, c. 356, §2, is corrected to read:

1. The expense of examination of an insurer or of any person regulated under section 222, ~~shall must~~ be borne by the person examined. Such expense ~~shall may~~ include only the reasonable and proper hotel and travel expenses of the superintendent and ~~his~~ the superintendent's examiners and assistants, including expert assistance, and examiners furnished for the purpose by other states in which the insurer is authorized to transact insurance, reasonable compensation as to such examiners and assistants and incidental expenses as necessarily incurred in the examination. As to expense and compensation, involved in any such examination the superintendent may give due consideration to scales and limitations recommended by the National Association of Insurance Commissioners and outlined in the examination manual sponsored by that association.

Sec. B-171. 24-A MRSA §229, sub-§4, as amended by PL 1977, c. 694, §389, is corrected to read:

4. If the superintendent finds that the application is timely and made in good faith, that the applicant would be so aggrieved if ~~his~~ the applicant's grounds are established and that such grounds otherwise justify the hearing, ~~he~~ the superintendent shall hold the hearing within 30 days after filing of the application, or within 30 days after the application has been sworn to, whichever is the later date, unless in either case the hearing is postponed by mutual consent. The hearing ~~shall must~~ be held in conformity with the provisions contained in the Maine Administrative Procedure Act, ~~Title 5, chapter 375.~~

Sec. B-172. 24-A MRSA §229, sub-§6, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

6. Pending the hearing and decision thereon, the superintendent may suspend or postpone the effective date of ~~his~~ the superintendent's previous action.

Sec. B-173. 24-A MRSA §232, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. Every person subpoenaed to appear at any such hearing, examination or investigation shall obey the subpoena, testify truthfully, ~~conduct himself~~ behave with decorum and in no way obstruct the proceeding or purpose thereof.

Sec. B-174. 24-A MRSA §233, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§233. Witnesses; disciplinary proceedings

1. If any individual without reasonable cause fails to appear when summoned as a witness, or refuses to answer a lawful and pertinent question, or refuses to produce documentary evidence when directed to do so by the superintendent, or ~~deports himself~~ behaves in a disrespectful or disorderly manner at the inquiry, or obstructs the proceedings by any means, whether or not in the presence of the superintendent or ~~his~~ the superintendent's designee, ~~he~~ the individual is guilty of contempt and may be dealt with as provided in subsection 2.

2. The superintendent or ~~his~~ the superintendent's designee, as the case may be, may file a complaint in the Superior Court, setting forth under oath the facts constituting the contempt and requesting an order returnable in not less than 2 nor more than 5 days, directing the alleged contemner to show cause before the court why ~~he~~ the alleged contemner should not be punished for contempt. Upon the return of such order, the court shall examine the alleged contemner under oath and the alleged contemner ~~shall have~~ has an opportunity to be heard. If the court determines that the respondent has committed any alleged contempt, the court shall punish the offender as if the contempt had occurred in an action arising in or pending in such court.

Sec. B-175. 24-A MRSA §235, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. In the conduct of hearings under this Title and making ~~his~~ the superintendent's order thereon, the superintendent shall act in a quasi-judicial capacity.

Sec. B-176. 24-A MRSA §235, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. Within 30 days after termination of a hearing, or of any rehearing thereof or reargument thereon, or within such other period as may be specified in this Title as to particular proceedings, or within such further reasonable period as the superintendent for good cause may require, the superintendent shall make ~~his~~ the superintendent's order on hearing covering matters involved in such hearing, and give a copy of the order to each party to the hearing in the same manner as notice of the hearing was given to such party; except that as to hearings held with respect to merger, consolidation, bulk reinsurance, conversion, affiliation or change of control of a domestic insurer as provided in chapter 47 (~~organization and corporate procedures of domestic stock and mutual insurers~~), where ~~when~~ notice of the hearing was given to all stockholders and/or policyholders of an insurer involved, the superintendent is required to give a copy of the order on hearing to the corporation and insurer parties, to intervening parties, to a reasonable number of such stockholders or policyholders as representative of the class, and to other parties only upon written request of such parties.

Sec. B-177. 24-A MRSA §407, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. The superintendent ~~shall~~ may not grant or continue authority to transact insurance in this State as to any insurer or proposed insurer, any director, officer or other individual materially part of the management of which is found by ~~him~~ the superintendent after investigation or upon reliable information to be incompetent, or dishonest, or untrustworthy, or of unfavorable business repute, or the managers of which are so lacking in insurance company managerial experience in operations of the kind proposed in this State as to make such operation, currently or prospectively, hazardous to, or contrary to the best interests of, the insurance-buying or investing public of this State; or which ~~he~~ the superintendent has good reason to believe is affiliated directly or indirectly through ownership, control, management, reinsurance transactions or other business relations, with any person or persons of unfavorable business repute, or whose business operations in this State or elsewhere are or have been marked, to the injury of insurers, stockholders, policyholders, creditors or the public, by illegality, or by manipulation of assets, or of accounts, or of reinsurance or by bad faith.

Sec. B-178. 24-A MRSA §412, sub-§2, as repealed and replaced by PL 1975, c. 77, is corrected to read:

2. Any admitted foreign insurance company may file with the superintendent a certificate of the insurance supervisory official of such other jurisdiction that ~~he~~ the supervisory official holds in trust and on deposit for benefit of all the policyholders of the company a deposit of not less than \$100,000 in such securities as are required or permitted to be deposited with ~~him~~ that supervisory official by the laws of that jurisdiction. These securities are to be of a character consistent with investment authority in such jurisdiction. Such certificate ~~shall~~ must contain a statement by ~~said~~ the supervisory official that ~~he~~ the supervisory official is satisfied that the actual market value of these securities is of minimum value of \$100,000. ~~No~~ A deposit ~~shall~~ may not be required to be maintained in this State while such a deposit, if so certified, is retained by ~~said~~ the supervisory official.

Sec. B-179. 24-A MRSA §414, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. If upon completion of its application, the superintendent finds that the insurer has met the requirements therefor under this Title, and that the insurer has furnished evidence satisfactory to ~~him~~ the superintendent that its methods of operation are not such as would render its proposed operation hazardous to the public or its policyholders in this State, the superintendent shall is-

sue to the insurer a proper certificate of authority; otherwise, the superintendent shall issue ~~his~~ an order refusing such certificate.

Sec. B-180. 24-A MRSA §416, sub-§2, as amended by PL 1983, c. 419, §1, is corrected to read:

2. Except in case of insolvency or impairment of required capital or surplus, or suspension or revocation by another state as referred to in subsection 1, paragraph D, the superintendent shall give the insurer at least 20 days notice in advance of any such refusal, suspension or revocation under this section and of the particulars of the reasons therefor. If the insurer requests a hearing thereon within the 20 days, the request ~~shall~~ automatically ~~stay~~ stays the superintendent's proposed action until ~~his~~ the superintendent's order is made on that hearing. Hearings held pursuant to this subsection ~~shall~~ must be held in conformity with ~~the Maine Administrative Procedure Act~~, Title 5, chapter 375, subchapter ~~IV~~ 4.

Sec. B-181. 24-A MRSA §417, sub-§2, as amended by PL 1983, c. 419, §2, is corrected to read:

2. The superintendent shall suspend or revoke an insurer's certificate of authority on any of the following grounds, if ~~he~~ the superintendent finds after a hearing held in conformity with ~~the Maine Administrative Procedure Act~~, Title 5, chapter 375, subchapter ~~IV~~ 4 that the insurer:

A. Is in unsound condition, or is being fraudulently conducted, or is in such condition or using such methods and practices in the conduct of its business as to render its further transaction of insurance in this State currently or prospectively hazardous or injurious to policyholders or to the public;

B. With such frequency as to indicate its general business practice in this State, has without just cause failed to pay, or delayed payment of, claims arising under its policies, whether the claim is in favor of an insured or is in favor of a ~~third~~ 3rd person; or, with like frequency, without just cause compels insureds or claimants to accept less than the amount due them or to employ attorneys or to bring suit against the insurer or an insured to secure full payment or settlement of such claims;

C. Refuses to be examined, or if its directors, officers, employees or representatives refuse to submit to examination relative to its affairs, or to produce its accounts, records and files for examination by the superintendent when required, or refuse to perform any legal obligation relative to the examination; or

D. Has failed to pay any final judgment rendered against it in this State upon any policy, bond, recognizance or undertaking as issued or guaranteed by it, within 30 days after the judgment became final or within 30 days after dismissal of an appeal

before final determination, whichever date is the later.

Sec. B-182. 24-A MRSA §472, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§472. Rules and regulations

During the period of any insurance emergency described in section 471, the superintendent ~~shall have~~ has power to make, amend or rescind such rules and regulations governing the business of any insurers as ~~he~~ he deems ~~the superintendent considers~~ expedient in order to adopt and maintain sound methods of protecting the interests of insurer, insureds, beneficiaries or the public.

Sec. B-183. 24-A MRSA §473, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§473. Insurers regulated; suspended

During any insurance emergency period as described in sections 471 and 472, the superintendent is empowered to suspend for such time or times as ~~he~~ the superintendent may determine the transaction of insurance functions of any authorized insurer, whether domestic or foreign, solvent or otherwise, and to limit its insurance business in volume or character to such particular amounts or classifications and for such time or times as ~~he may deem~~ the superintendent considers advisable.

Sec. B-184. 24-A MRSA §474, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§474. Payments deferred

During any insurance emergency period as described in sections 471 and 472, the superintendent ~~shall have~~ has authority to postpone or defer, by rules or orders made and issued by ~~him~~ the superintendent, for such time or times as ~~he may determine~~ the superintendent determines, the payment of any amount payable under the terms of any policy of insurance, annuity or pure endowment contract, and the payment of judgments, notes, drafts, checks, bills of exchange or other forms of payment of claims due from insurers to any person, firm or corporation, whether such claim is liquidated or unliquidated, due or to become due at a day certain, and defer the payment of premiums on policies affected by such postponements or suspensions and may direct payment in full or in part whenever in ~~his~~ the superintendent's discretion such payment may be safely consummated.

Sec. B-185. 24-A MRSA §478, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§478. Jurisdiction of courts

During any emergency insurance period as described in sections 471 and 472, the superintendent is authorized to issue such directions, rules or orders as in ~~his~~ the superintendent's discretion the circumstances may warrant, and any Justice of the Supreme Judicial or Superior Courts ~~shall have~~ has full jurisdiction to enforce this chapter by appropriate decrees.

Sec. B-186. 24-A MRSA §603, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§603. Record, remittance of fees

The superintendent shall keep a correct account of all fees and moneys received by ~~him~~ the superintendent by virtue of ~~his~~ the superintendent's office, and shall pay the same over to the Treasurer of State forthwith.

Sec. B-187. 24-A MRSA §706, sub-§3, as enacted by PL 1969, c. 132, §1, is corrected to read:

3. Insurance indemnifying banks, bankers, brokers, financial or moneyed corporations or associations against loss, resulting from any cause, of bills of exchange, notes, bonds, securities, evidences of debt, deeds, mortgages, warehouse receipts or other valuable papers, documents, money, precious metals and articles made therefrom, jewelry, watches, gems, precious and semiprecious stones, including any loss while the same are being transported in armored motor vehicles, or by messenger, but not including any other risks of transportation or navigation; also insurance against loss or damage to such an insured's premises or to ~~his~~ the insured's furnishings, fixtures, equipment, safes and vaults therein, caused by burglary, robbery, theft, vandalism or malicious mischief, or any attempt thereat.

Sec. B-188. 24-A MRSA §1114, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. With the superintendent's advance written consent an insurer may acquire and hold the controlling interest in the outstanding voting stock of a stock insurer formed under the laws of this or another state. The superintendent ~~shall may~~ may not give ~~his~~ the superintendent consent if ~~he~~ the superintendent finds that such acquisition would not be in the best interests of the insurers involved, or of their respective policyholders or stockholders, or that it would materially tend to lessen competition or to result in any monopoly in the insurance business.

Sec. B-189. 24-A MRSA §1133, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. Upon proof satisfactory to ~~him~~ the superintendent that the interests of the insurer will suffer materially by the forced sale thereof, the superintendent may by order grant a reasonable extension of the period, as specified in such order, within which the insurer shall dispose of any particular parcel of such real estate.

Sec. B-190. 24-A MRSA §1135, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. The insurer shall forthwith dispose of any ineligible investment unlawfully acquired by it, and the superintendent shall suspend or revoke the insurer's certificate of authority if the insurer fails to dispose of the investment within such reasonable time as the superintendent may, by ~~his~~ the superintendent's order, specify.

Sec. B-191. 24-A MRSA §1157, sub-§3, as enacted by PL 1987, c. 399, §14, is corrected to read:

3. **Superintendent; order of disposition.** At any time after the acquisition by the insurer of any subsidiary, other than a holding company engaged solely in the ownership or control of other subsidiaries, or a subsidiary referred to in subsection 5, paragraph B, subparagraphs (1) or (2), the superintendent may order its disposition if ~~he~~ the superintendent finds, after notice and an opportunity to be heard, that its continued retention is materially adverse to the interests of the insurer's policyholders. The insurer ~~shall have~~ has at least 36 months to effect the disposition. If that disposition is not so effected, the subsidiary may not thereafter be allowed as an asset of the insurer.

Sec. B-192. 24-A MRSA §1159, sub-§2, as enacted by PL 1987, c. 399, §14, is corrected to read:

2. **Separate accounts.** Except with the approval of the superintendent and under such conditions as to investments and other matters as ~~he~~ the superintendent may prescribe, which ~~shall must~~ must recognize the guaranteed nature of the benefits provided, ~~no an~~ an insurer may not guarantee the value of the assets allocated to a separate account, or any interest in that account, or the investment results of that account, or the income from that account, to a contract holder, without limitation of liability under all those guarantees to the extent of the interest of the contract holder in assets allocated to that separate account, unless:

A. To the extent that the applicable agreements provide that the assets in that separate account ~~shall are~~ are not ~~be~~ chargeable with liabilities arising out of any other business of the insurer, the assets allocated to that separate account are invested subject to the requirements and limitations on investments imposed by section 1156, subsection 2, as though the aggregate assets allocated to that separate account were the insurer's total admitted assets; or

B. The assets allocated to that separate account are invested subject to the requirements and limitations on investments imposed by section 1156, subsection 2, as though they were part of the general assets of the insurer.

Sec. B-193. 24-A MRSA §1254, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. The Treasurer of State shall furnish the superintendent, for delivery to the depositing insurer, ~~his~~ the Treasurer of State's official certificate identifying the securities deposited, the amount and par value of each, and ~~his~~ the Treasurer of State's opinion of their value.

Sec. B-194. 24-A MRSA §1254, sub-§3, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

3. The superintendent shall keep a record of the securities comprising the deposit of each insurer, showing as far as practical the amount and market value of each item, and all ~~his~~ the superintendent's transactions relative thereto.

Sec. B-195. 24-A MRSA §1256, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. In lieu of deposit with the Treasurer of State as provided in section 1254, upon the insurer's written request and for its greater convenience, the superintendent may in ~~his~~ the superintendent's discretion permit the insurer to make and maintain the deposit under custodial arrangements with the trust department of an established bank located in Maine.

Sec. B-196. 24-A MRSA §1257, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§1257. Assignment, transfer of securities or assets

All assets deposited by an insurer and not negotiable by delivery ~~shall must~~ be duly assigned or transferred to the superintendent and ~~his~~ the superintendent's successors in office. Upon release of any such security to the insurer, the superintendent shall reassign or transfer the same to the insurer.

Sec. B-197. 24-A MRSA §1258, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§1258. Appraisal

The superintendent may, in ~~his~~ the superintendent's discretion, prior to acceptance for deposit of any particular security, or at any time thereafter while so deposited, have the same appraised or valued by competent appraisers. The reasonable cost of any such appraisal or valuation ~~shall must~~ be borne by the insurer.

Sec. B-198. 24-A MRSA §1259, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. If securities deposited by an insurer under this chapter are subject to material fluctuations in market value, the superintendent may, in ~~his~~ the superintendent's discretion, require the insurer to deposit and maintain on deposit additional securities in amount reasonably necessary to assure that the deposit at all times

has a market value of not less than the amount specified under the law by which the deposit is required.

Sec. B-199. 24-A MRSA §1263, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. Upon the request of a domestic insurer, the superintendent shall return to the insurer the whole or any portion of the assets and securities of the insurer held on deposit when the superintendent is satisfied that the securities so to be returned are subject to no liability and are not required to be longer held by any provision of law or the purposes of the original deposit. If the insurer has reinsured all its outstanding risks in another insurer or insurers authorized to transact insurance in this State, and if so provided in the reinsurance agreement, the superintendent shall deliver such securities to such insurer or insurers so assuming such risks, upon proof to ~~his~~ the superintendent's satisfaction:

A. That the assuming insurer has assumed and agreed to discharge all liabilities of every kind due and to become due ~~which that~~ the deposit was to secure;

B. That the assuming insurer has on deposit in this State or with a State official in the United States, securities in an amount and value not less than the deposit required of the reinsured insurer and ~~which that~~ will subsist for the security of the obligations of the reinsured insurer so assumed; and

C. That such assets and securities have been duly assigned, transferred and set over to such assuming insurer or insurers.

Sec. B-200. 24-A MRSA §1263, sub-§5, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

5. ~~No A~~ release of deposited assets ~~shall may not~~ be made except upon application to and the written order of the superintendent. The superintendent ~~shall may~~ have no personal liability for any release of any such deposit or part thereof so made by ~~him~~ the superintendent in good faith.

Sec. B-201. 24-A MRSA §2101, sub-§2, ¶C, as enacted by PL 1969, c. 132, §1, is corrected to read:

C. A licensed adjuster or attorney at law representing such an insurer from time to time in ~~his~~ the adjuster's or attorney's professional capacity;

Sec. B-202. 24-A MRSA §2104, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§2104. Superintendent process agent

Solicitation, effectuation, or delivery of any insurance contract, by mail or otherwise, within this State by an unauthorized insurer, or the performance within this State of any other service or transaction connected with

such insurance by or on behalf of such insurer, ~~shall be~~ is deemed to constitute an appointment by such insurer of the superintendent and ~~his the superintendent's~~ successors in office as its attorney, upon whom may be served all lawful process issued within this State in any action or proceeding against such insurer arising out of any such contract or transaction; and ~~shall be~~ is deemed to signify the insurer's agreement that any such service of process ~~shall have~~ has the same legal effect and validity as personal service of process upon it in this State.

Sec. B-203. 24-A MRSA §2105, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. Service of process upon any such insurer pursuant to section 2104 ~~shall~~ must be made by delivering to and leaving with the superintendent or some person in apparent charge of ~~his the superintendent's~~ office 2 copies thereof and the payment to ~~him the superintendent~~ of the fees as prescribed by section 601. The superintendent shall forthwith mail by registered or certified mail one of the copies of such process to the defendant at its principal place of business last known to the superintendent, and shall keep a record of all process so served upon ~~him the defendant~~. Such service of process is sufficient, ~~provided as long as~~ notice of such service and a copy of the process are sent within 10 days thereafter by registered or certified mail by plaintiff's attorney to the defendant at its last known principal place of business, and the defendant's receipt or receipt issued by the post office with which the letter is registered or certified, showing the name of the sender of the letter and the name and address of the person to whom the letter is addressed, and the affidavit of the plaintiff's attorney showing a compliance herewith are filed with the clerk of the court in which such action is pending on or before the date the defendant is required to appear, or within such further time as the court may allow.

Sec. B-204. 24-A MRSA §2105, sub-§3, as enacted by PL 1969, c. 132, §1, is corrected to read:

3. ~~No~~ A plaintiff or complainant ~~shall be~~ is not entitled to a judgment or to have ~~his the plaintiff's or complainant's~~ complaint taken pro confesso under this section until the expiration of 30 days from the date of the filing of the affidavit of compliance.

Sec. B-205. 24-A MRSA §2161, sub-§1, ¶G, as enacted by PL 1969, c. 132, §1, is corrected to read:

G. Allowance to an agent or broker, and receipt by the agent or broker, of commissions with respect to insurance written on ~~himself~~ the agent or broker.

Sec. B-206. 24-A MRSA §2179, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§2179. Inquests into insurance frauds

On application in writing to the superintendent by an officer of any insurer doing business in the State,

stating that ~~he the officer~~ has reason to believe and does believe that any person has, by false representations, procured from the insurer an insurance, or that the insurer has sustained a loss by the fraudulent act of the insured or with ~~his the insured's~~ knowledge or consent, and requesting an investigation thereof, the superintendent shall summon and examine, under oath, at a time and place designated by ~~him the superintendent~~, any persons and require the production of all books and papers necessary for a full investigation of the facts and make report thereof, with the testimony by ~~him the superintendent~~ taken, to the insurer making such application.

Sec. B-207. 24-A MRSA §2404, sub-§1, as enacted by PL 1969, c. 132, §1, is corrected to read:

1. Any individual of competent legal capacity may procure or effect an insurance contract upon ~~his the individual's~~ own life or body for the benefit of any person. But ~~no~~ a person ~~shall~~ may not procure or cause to be procured any insurance contract upon the life or body of another individual unless the benefits under such contract are payable to the individual insured or ~~his the individual insured's~~ personal representatives, or to a person having, at the time when such contract was made, an insurable interest in the individual insured.

Sec. B-208. 24-A MRSA §2404, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. If the beneficiary, assignee, or other payee under any contract made in violation of this section receives from the insurer any benefits thereunder accruing upon the death, disablement, or injury of the individual insured, the individual insured or ~~his the individual insured's~~ executor or administrator, as the case may be, may maintain an action to recover such benefits from the person so receiving them.

Sec. B-209. 24-A MRSA §2407, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. Any minor not less than 15 years of age, nearest birthday, may, notwithstanding ~~his the minor's~~ minority, contract for or own annuities, or insurance, or affirm by novation or otherwise preexisting contracts for annuities or insurance upon ~~his the minor's~~ own life, body, health, property, liabilities or other interests, or on the persons of another in whom the minor has an insurable interest. Such a minor ~~shall~~ must, notwithstanding such minority, be deemed competent to exercise all rights and powers with respect to or under any contract for annuity or for insurance upon ~~his the minor's~~ own life, body or health, or any contract such minor effected upon ~~his the minor's~~ own property, liabilities or other interests, or any contract effected or owned by the minor on the person of another, as might be exercised by a person of full legal age, and may at any time surrender ~~his the minor's~~ interest in any such contracts and give valid discharge for any benefit accruing or money payable thereunder. Such a minor ~~shall~~ may not, by reason

of ~~his~~ the minor's minority, be entitled to rescind, avoid or repudiate the contract, nor to rescind, avoid or repudiate any exercise of a right or privilege thereunder, except that such a minor not otherwise emancipated ~~shall~~ may not be bound by any unperformed agreement to pay by promissory note or otherwise, any premium on any such annuity or insurance contract.

Sec. B-210. 24-A MRSA §2407, sub-§3, as enacted by PL 1969, c. 132, §1, is corrected to read:

3. Any annuity contract or policy of life or health insurance procured by or for a minor under subsection 2 ~~shall~~ must be made payable either to the minor or ~~his~~ the minor's estate or to a person having an insurable interest in the life of the minor.

Sec. B-211. 24-A MRSA §2409, as enacted by PL 1969, c. 132, §1, is corrected to read:

§2409. Alteration of application, life and health insurance

~~No~~ An alteration of any written application for any life or health insurance policy or annuity contract ~~shall~~ may not be made by any person other than the applicant without ~~his~~ the applicant's written consent, except that insertions may be made by the insurer, for administrative purposes only, in such manner as to indicate clearly that such insertions are not to be ascribed to the applicant.

Sec. B-212. 24-A MRSA §2412, sub-§4, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

4. The superintendent may, by order, exempt from the requirements of this section for so long as ~~he deems~~ the superintendent considers proper any insurance document or form or type thereof as specified in such order, to which, in ~~his~~ the superintendent's opinion, this section may not practicably be applied, or the filing and approval of which are, in ~~his~~ the superintendent's opinion, not desirable or necessary for the protection of the public.

Sec. B-213. 24-A MRSA §2414, sub-§1, ¶A, as enacted by PL 1969, c. 132, §1, is corrected to read:

A. ~~He~~ The superintendent finds such provision unnecessary for or unrelated to the protection of the insured and inconsistent with the purposes of the policy; and

Sec. B-214. 24-A MRSA §2414, sub-§1, ¶B, as enacted by PL 1969, c. 132, §1, is corrected to read:

B. The policy is otherwise approved by ~~him~~ the superintendent.

Sec. B-215. 24-A MRSA §2414, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. ~~No~~ A policy ~~shall~~ may not contain any provision inconsistent with or contradictory to any standard

or uniform provision used or required to be used, but the superintendent may approve any substitute provision which is, in ~~his~~ the superintendent's opinion, not less favorable in any particular to the insured or beneficiary than the provisions otherwise required.

Sec. B-216. 24-A MRSA §2420, sub-§4, as amended by PL 1973, c. 625, §143, is corrected to read:

4. Any individual insured under a group insurance policy or group annuity contract ~~shall have~~ has the right, unless expressly prohibited under the terms of the policy or contract, to assign to any other person ~~his~~ the individual's rights and benefits under the policy or contract, including, but not limited to, the right to designate the beneficiary or beneficiaries and the rights as to conversion provided for in sections 2621 to 2625, and, subject to the terms of the policy relating to assignments thereunder, any such assignment, made either before or after January 2, 1970, ~~shall be~~ is valid for the purpose of vesting in the assignee all such rights and benefits so assigned. While the assignment is in effect, and whether heretofore or hereafter made, the insurer ~~shall be~~ is entitled to deal with the assignee as the owner of such rights and benefits in accordance with the terms of the assignment; but without prejudice to the insurer on account of any lawful action taken or payment made by it prior to receipt by it at its home office of written notice of the assignment or of the termination thereof.

Sec. B-217. 24-A MRSA §2422, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. The authorized agent of an insurer ~~shall~~ must be regarded as in the place of the insurer in all respects regarding any insurance effected by ~~him~~ the agent. The insurer is bound by ~~his~~ the agent's knowledge of the risk and all matters connected therewith. Omissions and misdescriptions known to the agent ~~shall~~ must be regarded as known to the insurer and waived by it as if noted in the policy.

Sec. B-218. 24-A MRSA §2426, as enacted by PL 1969, c. 132, §1, is corrected to read:

§2426. Advance payments

1. ~~No~~ A payment or payments made by any person, or by ~~his~~ the person's insurer by virtue of an insurance policy, on account of bodily injury or death or damage to or loss of property of another, ~~shall~~ does not constitute an admission of liability or waiver of defense as to such injury, death, loss or damage, or be admissible in evidence in any action brought against the insured person or ~~his~~ the person's insurer for damages, indemnity or benefits arising out of such injury, death, loss or damage unless pleaded as a defense to the action.

2. All such payments ~~shall~~ must be credited upon any settlement with respect to the same damage, expense, or loss made by, or upon any judgment rendered therefor in such an action against, the payor or ~~his~~ the

payor's insurer, and in favor of any person to whom or whose account payment was made.

Sec. B-219. 24-A MRSA §2429, as enacted by PL 1969, c. 132, §1, is corrected to read:

§2429. Exemption of proceeds, health insurance

Except as may otherwise be expressly provided by the policy or contract, the proceeds or avails of all contracts of health insurance and of provisions providing benefits on account of the insured's disability ~~which that~~ are supplemental to life insurance or annuity contracts heretofore or hereafter effected ~~shall be~~ are exempt from all liability for any debt of the insured, and from any debt of the beneficiary existing at the time the proceeds are made available for ~~his the beneficiary's~~ use.

Sec. B-220. 24-A MRSA §2430, as enacted by PL 1969, c. 132, §1, is corrected to read:

§2430. Exemption of proceeds, group insurance

1. A policy of group life insurance or group health insurance or the proceeds thereof payable to the individual insured or to the beneficiary thereunder, ~~shall is~~ not ~~be~~ liable, either before or after payment, to be applied by any legal or equitable process to pay any debt or liability of such insured individual or ~~his the individual's~~ beneficiary or of any other person having a right under the policy.

2. This section ~~shall does~~ not apply to group insurance issued pursuant to this Title to a creditor covering ~~his the creditor's~~ debtors, to the extent that such proceeds are applied to payment of the obligation for the purpose of which the insurance was so issued.

Sec. B-221. 24-A MRSA §2431, sub-§1, ¶B, as enacted by PL 1969, c. 132, §1, is corrected to read:

B. The total exemption of benefits presently due and payable to any annuitant periodically or at stated times under all annuity contracts under which ~~he the annuitant~~ is an annuitant, ~~shall may~~ not at any time exceed \$450 per month for the length of time represented by such installments, and that such periodic payments in excess of \$450 per month ~~shall be~~ are subject to garnishee execution to the same extent as are wages and salaries.

Sec. B-222. 24-A MRSA §2431, sub-§1, ¶C, as enacted by PL 1969, c. 132, §1, is corrected to read:

C. If the total benefits presently due and payable to any annuitant under all annuity contracts under which ~~he the annuitant~~ is an annuitant, ~~shall~~ at any time exceed payment at the rate of \$450 per month, then the court may order such annuitant to pay to a judgment creditor or apply on the judgment, in installments, such portion of such excess benefits as to the court may appear just and proper, after due regard for the reasonable requirements of the judgment debtor and ~~his the judgment debtor's~~ family, if dependent upon ~~him the judgment debtor~~, as well

as any payments required to be made by the annuitant to other creditors under prior court orders.

Sec. B-223. 24-A MRSA §2432, as enacted by PL 1969, c. 132, §1, is corrected to read:

§2432. Exemption of employee's interest —; group annuities, pension trusts

If any group annuity contract or pension trust, whether heretofore or hereafter issued, is effected by an employer for the benefit of ~~his the employer's~~ employees, whether or not requiring any contribution toward the cost thereof by such employees, the interest of any employee, beneficiary or joint or contingent annuitant in any policy, certificate or fund in connection therewith and ~~his the~~ interest in any payments or proceeds thereof and in any optional or death benefits ~~shall is~~ not in any way ~~be~~ subject to execution, levy, attachment, garnishment, trustee process or any other legal or equitable process.

Sec. B-224. 24-A MRSA §2443, as enacted by PL 1979, c. 267, §2, is corrected to read:

§2443. Powers of the superintendent

The superintendent may authorize a lower score than the Flesch reading ease score required in section 2441, subsection 1, paragraph A, whenever, in ~~his the~~ the superintendent's sole discretion, ~~he the superintendent~~ finds that a lower score will provide a more accurate reflection of the readability of a policy form, or is warranted by the nature of a particular policy form or type or class of policy forms, or is caused by certain policy language ~~which that~~ is drafted to conform to the requirements of any state law, regulation or agency interpretation.

Sec. B-225. 24-A MRSA §2445, sub-§2, as enacted by PL 1979, c. 267, §2, is corrected to read:

2. **Dates extended.** The superintendent may, in ~~his the superintendent's~~ sole discretion, extend the dates in subsection 1.

Sec. B-226. 24-A MRSA §2537, sub-§8, ¶B, as amended by PL 1973, c. 560, §10 and c. 585, §12, is corrected to read:

B. By a transfer of securities having a readily determinable market value, ~~provided that as long as~~ such transfer of securities is approved by the superintendent. The superintendent may approve other transfers among such accounts if, in ~~his the superintendent's~~ opinion, such transfers would not be inequitable.

Sec. B-227. 24-A MRSA §2615, as amended by PL 1981, c. 150, §§18 and 19, is corrected to read:

§2615. Incontestability

1. The group life insurance policy ~~shall~~ must contain a provision that the validity of the policy ~~shall may~~ not be contested, except for nonpayment of premium,

after it has been in force for 2 years from its date of issue; and that no statement made by any person insured under the policy relating to ~~his~~ the person's insurability may be used in contesting the validity of the insurance with respect to which such statement was made after such insurance has been in force prior to the contest for a period of 2 years during such person's lifetime nor unless it is contained in a written instrument signed by ~~him~~ the person; ~~provided, except that no any~~ such provision may not preclude the assertion at any time of defenses based upon provisions in the policy ~~which that~~ relate to eligibility for coverage.

Sec. B-228. 24-A MRSA §2616, as amended by PL 1981, c. 150, §20, is corrected to read:

§2616. Application; statements deemed representations

The group life insurance policy ~~shall~~ must contain a provision that a copy of the application, if any, of the policyholder ~~shall~~ must be attached to the policy when issued, that all statements made by the policyholder or by the persons insured ~~shall be~~ are deemed representations and not warranties and that no statement made by any person insured ~~shall~~ may be used in any contest, unless a copy of the instrument containing the statement is or has been furnished to such person or, in the event of death or incapacity of the insured person, to ~~his~~ the person's beneficiary or personal representative.

Sec. B-229. 24-A MRSA §2617, as enacted by PL 1969, c. 132, §1, is corrected to read:

§2617. Insurability

The group life insurance policy ~~shall~~ must contain a provision setting forth the conditions, if any, under which the insurer reserves the right to require a person eligible for insurance to furnish evidence of individual insurability satisfactory to the insurer as a condition to part or all of ~~his~~ the individual's coverage.

Sec. B-230. 24-A MRSA §2620, as amended by PL 1981, c. 150, §22, is corrected to read:

§2620. Information as to insurance

The group life insurance policy ~~shall~~ must contain a provision that the insurer will issue to the policyholder for delivery to each person insured printed information as to the insurance protection to which ~~he~~ the person is entitled and the rights and conditions set forth in section 2621, 2622, 2623 and 2628. The insurer shall also provide for distribution by the policyholder to each member of the insured group a statement setting forth to whom the benefits under such policy are payable.

Sec. B-231. 24-A MRSA §2621, first ¶, as amended by PL 1981, c. 150, §23, is corrected to read:

There ~~shall~~ must be a provision that if the insurance, or any portion of it, on a person covered under the policy or on the dependent of a person covered, ceases

because of termination of employment or of membership in the class or classes eligible for coverage under the policy, such person ~~shall be~~ is entitled to have issued to ~~him~~ the person by the insurer, without evidence of insurability, an individual policy of life insurance without disability or other supplementary benefits, ~~provided as long as application for the individual policy shall be~~ is made, and the first premium paid to the insurer, within 31 days after such termination, and ~~provided further that:~~

Sec. B-232. 24-A MRSA §2621, sub-§3, as enacted by PL 1969, c. 132, §1, is corrected to read:

3. The premium on the individual policy ~~shall~~ must be at the insurer's then customary rate applicable to the form and amount of the individual policy, to the class of risk to which such person then belongs, and to ~~his~~ the person's age attained on the effective date of the individual policy.

Sec. B-233. 24-A MRSA §2622, sub-§1, as amended by PL 1981, c. 150, §26, is corrected to read:

1. The amount of the person's life insurance protection ceasing because of the termination or amendment of the group policy, less the amount of any life insurance for which ~~he~~ the person is or becomes eligible under a group policy issued or reinstated by the same or another insurer within 31 days after such termination; and

Sec. B-234. 24-A MRSA §2622, first ¶, as amended by PL 1981, c. 150, §26, is corrected to read:

The group life insurance policy ~~shall~~ must contain a provision that if the group policy terminates or is amended so as to terminate the insurance of any class of insured persons, every person insured thereunder at the date of such termination whose insurance terminates, including the insured dependent of a covered person, and who has been so insured for at least 5 years prior to such termination date ~~shall be~~ is entitled to have issued to ~~him~~ the person by the insurer an individual policy of life insurance, subject to the same conditions and limitations as are provided by section 2621, except that the group policy may provide that the amount of such individual policy ~~shall~~ may not exceed the smaller of:

Sec. B-235. 24-A MRSA §2623, as amended by PL 1981, c. 150, §27, is corrected to read:

§2623. Death pending conversion

The group life insurance policy ~~shall~~ must contain a provision that if a person insured under the policy, or the insured dependent of a covered person, dies during the period within which ~~he~~ the person would have been entitled to have an individual policy issued to ~~him~~ the person in accordance with sections 2621 or 2622 and before such an individual policy ~~shall have become~~ becomes effective, the amount of life insurance ~~which he~~ that the person would have been entitled to have issued

to ~~him~~ the person under such individual policy ~~shall be~~ is payable as a claim under the group policy, whether or not application for the individual policy or the payment of the first premium therefor has been made.

Sec. B-236. 24-A MRSA §2625, as enacted by PL 1969, c. 132, §1, is corrected to read:

§2625. Notice as to conversion right

If any individual insured under a group life insurance policy hereafter delivered in this State becomes entitled under the terms of such policy to have an individual policy of life insurance issued to ~~him~~ the individual without evidence of insurability, subject to making of application and payment of the first premium within the period specified in such policy, and if such individual is not given notice of the existence of such right at least 15 days prior to the expiration date of such period, then, in such event the individual ~~shall~~ must have an additional period within which to exercise such right, but nothing herein contained ~~shall~~ may be construed to continue any insurance beyond the period provided in such policy. This additional period ~~shall expire~~ expires 15 days next after the individual is given such notice but in no event ~~shall~~ may such additional period extend beyond 60 days next after the expiration date of the period provided in such policy. Written notice presented to the individual or mailed by the policyholder to the last known address of the individual or mailed by the insurer to the last known address of the individual as furnished by the policyholder ~~shall constitute~~ constitutes notice for the purpose of this section.

Sec. B-237. 24-A MRSA §2707, 4th ¶, as enacted by PL 1969, c. 132, §1, is corrected to read:

Unless not less than 30 days prior to the premium due date the insurer has delivered to the insured or has mailed to ~~his~~ the insured's last address as shown by the records of the company written notice of its intention not to renew this policy beyond the period for which the premium has been accepted.

Sec. B-238. 24-A MRSA §2709, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. In a policy providing a loss-of-time benefit ~~which that~~ may be payable for at least 2 years, an insurer may at its option insert the following between the first and 2nd sentence of the above provision:

Subject to the qualifications set forth below, if the insured suffers loss of time on account of disability for which indemnity may be payable for at least 2 years, ~~he~~ the insured shall, at least once in every 6 months after having given notice of the claim, give to the insurer notice of continuance of ~~said~~ such disability, except in the event of legal incapacity. The period of 6 months following any filing of proof by the insured or any payment by the insurer on account of such claim or any denial of liability in whole or in part by the insurer ~~shall~~ must be excluded in applying this provision. Delay in

the giving of such notice ~~shall~~ does not impair the insured's right to any indemnity ~~which that~~ would otherwise have accrued during the period of ~~six~~ 6 months preceding the date on which such notice is actually given.

Sec. B-239. 24-A MRSA §2719, as enacted by PL 1969, c. 132, §1, is corrected to read:

§2719. Change of occupation

There may be a provision as follows:

Change of occupation: If the insured be injured or contract sickness after having changed ~~his~~ the insured's occupation to one classified by the company as more hazardous than that stated in this policy or while doing for compensation anything pertaining to an occupation so classified, the insurer will pay only such portion of the indemnities provided in this policy as the premium paid would have purchased at the rates and within the limits fixed by the insurer for such more hazardous occupation. If the insured changes ~~his~~ the insured's occupation to one classified by the insurer as less hazardous than that stated in this policy, the insurer, upon receipt of proof of such change of occupation, will reduce the premium rate accordingly, and will return the excess pro rata unearned premium from the date of change of occupation or from the policy anniversary date immediately preceding receipt of such proof, whichever is the more recent. In applying this provision, the classification of occupational risk and the premium rates ~~shall~~ must be such as have been last filed by the insurer prior to the occurrence of the loss for which the insurer is liable or prior to date of proof of change in occupation with the state official having supervision of insurance in the state where the insured resided at the time this policy was issued; but if such filing was not required, then the classification of occupational risk and the premium rates ~~shall~~ must be those last made effective by the insurer in such state prior to the occurrence of the loss or prior to the date of proof of change in occupation.

Sec. B-240. 24-A MRSA §2721-A, as enacted by PL 1975, c. 121, is corrected to read:

§2721-A. Overinsurance in accident policies —; same insurer

Whenever accident policies are effective immediately upon purchase, including but not limited to those policies purchased through coin-operated machines, there may be a provision included in the policy as follows:

"If an accident policy or policies previously issued by the insurer to the insured be in force concurrently herewith making the aggregate indemnity for (insert type of coverage or coverages) in excess of \$ (insert maximum limit of indemnity or indemnities) the excess ~~shall be~~ is void and all premiums for such excess ~~shall~~ must

be returned to the insured or to ~~his~~ the insured's estate."

Sec. B-241. 24-A MRSA §2739, as enacted by PL 1969, c. 132, §1, is corrected to read:

§2739. Lapse of policy, advance notice; limitation of action

~~No~~ An individual policy of health insurance issued or delivered in this State, except a policy which by its terms is renewable or continuable with the insurer's consent, or except a policy the premiums for which are payable monthly or at shorter intervals, ~~shall may not~~ terminate or lapse for nonpayment of any premium until the expiration of 3 months from the due date of such premium, unless the insurer, within not less than 10 nor more than 45 days prior to ~~said such~~ due date, ~~shall have~~ has mailed, postage prepaid, duly addressed to the insured at ~~his~~ the insured's last address shown by the insurer's records, a notice showing the amount of such premium and its due date. If such a notice is not so sent, the insured may pay the premium in default at any time within such period of 3 months. The affidavit of any officer, clerk or agent of the insurer, or of any other person authorized to mail such notice, that the notice required by this section has been duly mailed by the insurer in the manner required ~~shall be~~ is prima facie evidence that such notice was duly given. ~~No~~ An action ~~shall may not~~ be maintained on any policy to which this section applies and ~~which that~~ has lapsed for nonpayment of any premium unless such action is commenced within 2 years from the due date of such premium.

Sec. B-242. 24-A MRSA §2745, sub-§1, as enacted by PL 1977, c. 470, §2, is corrected to read:

1. Definition of home health care services.

"Home health care services" means those health care services rendered in ~~his~~ a covered person's place of residence on a ~~parttime~~ part-time basis to a covered person only if:

A. Hospitalization or confinement in a skilled nursing facility as defined in Title XVIII of the Social Security Act, 42 U.S.C. § 1395, et seq., would otherwise have been required if home health care was not provided; and

B. The plan covering the home health services is established as prescribed in writing by a physician.

There ~~shall be no~~ may not be a requirement that hospitalization be an antecedent to coverage under the policy.

Sec. B-243. 24-A MRSA §2809-A, sub-§3, ¶A, as enacted by PL 1981, c. 606, §2, is corrected to read:

A. If:

- (1) That person is eligible for Medicare; or
- (2) That person:

(a) Is covered for similar benefits by any other plan or program;

(b) Is eligible for similar benefits under any group coverage arrangement whether on an insured or uninsured basis; or

(c) Has similar benefits provided for or available to ~~him~~ the person pursuant to requirements of any state or federal law; and

Sec. B-244. 24-A MRSA §2811, as enacted by PL 1969, c. 132, §1, is corrected to read:

§2811. Payment of expenses

Any policy or contract of group health insurance may include provisions for the payment by the insurer of benefits for expenses incurred, by the employee or other member of the insured group, on account of hospitalization or medical or surgical aid for ~~himself~~ the employee, ~~his~~ the employee's spouse, ~~his~~ the employee's child or children, or other persons chiefly dependent upon ~~him~~ the employee for support and maintenance.

Sec. B-245. 24-A MRSA §2814, as enacted by PL 1969, c. 132, §1, is corrected to read:

§2814. Blanket health insurance —; payments; beneficiaries

All benefits under any blanket health insurance policy ~~shall be~~ are payable to the person insured, or to ~~his~~ the person's designated beneficiary or beneficiaries, or to ~~his~~ the person's estate, as ~~shall be~~ are specified in the policy, except that if the person insured be a minor, such benefits may be made payable to ~~his~~ the person's parent, guardian or other person actually supporting ~~him~~ the person, or to a person or persons chiefly dependent upon ~~him~~ the person for support and maintenance.

Sec. B-246. 24-A MRSA §2830, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§2830. Omissions, modifications: superintendent may approve

The superintendent may approve any form of group or blanket health insurance policy, or any form of certificate or printed information to be issued under such policy, ~~which that~~ omits or modifies any of the provisions hereinbefore required, if ~~he deems~~ the superintendent considers such omission or modification suitable for the character of such insurance and not unjust to the persons insured thereunder.

Sec. B-247. 24-A MRSA §2831, as amended by PL 1987, c. 219, is corrected to read:

§2831. Hospital, medical benefits —; direct payment

Any such group or blanket policy may include benefits payable on account of hospital or medical or surgical aid for an employee or other member of the group insured by such policy, ~~his or her~~ the employee's or other member's spouse, child or children or other dependents, and may provide that, at the insured's option, any such benefits be paid by the insurer directly to the hospital, physician, surgeon doctor, nurse or other person furnishing services covered by such provisions of the policy.

Sec. B-248. 24-A MRSA §2833, sub-§2, as enacted by PL 1991, c. 200, Pt. B, §4, is corrected to read:

2. Coverage. All group or blanket health insurance plans issued in accordance with the requirements of section 2832 must provide unmarried women certificate holders with the option of coverage of their children from the date of birth. A certificate holder who, pursuant to the laws of this State or any other state, has been adjudicated or has acknowledged ~~himself the certificate holder~~ to be the father of an illegitimate child must be given the option of coverage for that child from the date of ~~his the certificate holder's~~ adjudication or acknowledgement of paternity. This optional coverage must be the same as that provided the children of a married certificate holder with family or dependent coverage.

Sec. B-249. 24-A MRSA §2837, sub-§1, as enacted by PL 1977, c. 470, §3, is corrected to read:

1. Home health care services. "Home health care services" means those health care services rendered in ~~his a covered person's~~ place of residence on a part-time basis to a covered person only if:

A. Hospitalization or confinement in a skilled nursing facility as defined in Title XVIII of the Social Security Act, 42 U.S.C. § 1395, et seq., would otherwise have been required if home health care was not provided; and

B. The plan covering the home health services is established as prescribed in writing by a physician.

There ~~shall be no~~ may not be a requirement that hospitalization be an antecedent to coverage under the policy.

Sec. B-250. 24-A MRSA §2858, sub-§3, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

3. Notice of disapproval; waiting period. If the superintendent notifies the insurer that the form or rates are disapproved, it is unlawful thereafter for such insurer to issue or use such form or rates. In such notice, the superintendent shall specify the reason for ~~his the~~ superintendent's disapproval and state that a hearing will be granted within 20 days after request in writing by the insurer. ~~No~~ Any such policy, certificate of insurance, notice of proposed insurance, or any application, endorsement or rider or rate ~~shall~~ may not be issued or

used until the expiration of 30 days after it has been so filed, unless the superintendent ~~shall give his~~ gives prior written approval thereto.

Sec. B-251. 24-A MRSA §2858, sub-§4, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

4. Approval withdrawn. The superintendent may, at any time after a hearing held not less than 20 days after written notice to the insurer, withdraw ~~his the~~ superintendent's approval of any such form or rate on any ground set forth in subsection 2. The written notice of such hearing ~~shall~~ must state the reason for the proposed withdrawal. The insurer ~~shall~~ may not use a form or rate after withdrawal of approval thereof.

Sec. B-252. 24-A MRSA §2863, as enacted by PL 1969, c. 132, §1, is corrected to read:

§2863. Existing insurance; choice of insurer

When credit life insurance or credit health insurance is required as additional security for any indebtedness, the debtor shall, upon request to the creditor, have the option of furnishing the required amount of insurance through existing policies of insurance owned or controlled by ~~him the~~ debtor or of procuring and furnishing the required coverage through any insurer authorized to transact such insurance within this State.

Sec. B-253. 24-A MRSA §2864, as amended by PL 1977, c. 694, §424, is corrected to read:

§2864. Enforcement

Whenever the superintendent finds that there has been a violation of this chapter or any regulations issued pursuant thereto, and after written notice thereof and hearing given to the insurer or other person authorized or licensed by the superintendent, such hearing to conform to the provisions of ~~the Maine Administrative Procedure Act~~, Title 5, chapter 375, subchapter ~~IV 4~~, he the superintendent shall set forth the details of ~~his the~~ superintendent's findings together with an order for compliance by a specified date. Such order ~~shall be~~ is binding on the insurer and other person authorized or licensed by the superintendent on the date specified unless sooner withdrawn by the superintendent.

Sec. B-254. 24-A MRSA §2904, first ¶, as enacted by PL 1969, c. 132, §1, is corrected to read:

Whenever any person, administrator, executor, guardian, recovers a final judgment against any other person for any loss or damage specified in section 2903, the judgment creditor ~~shall be~~ is entitled to have the insurance money applied to the satisfaction of the judgment by bringing a civil action, in ~~his the~~ judgment creditor's own name, against the insurer to reach and apply the insurance money, if when the right of action accrued, the judgment debtor was insured against such liability and if before the recovery of the judgment the

insurer had had notice of such accident, injury or damage. The insurer ~~shall have~~ has the right to invoke the defenses described in this section in the proceedings. ~~None of the~~ The provisions of this paragraph and section 2903 ~~shall do not~~ apply:

Sec. B-255. 24-A MRSA §2908, sub-§5, ¶C, as enacted by PL 1985, c. 671, §1, is corrected to read:

C. A post-office certificate of mailing to the named insured at ~~his~~ the named insured's last known address is conclusive proof of receipt of notice on the 3rd calendar day after mailing.

Sec. B-256. 24-A MRSA §2916-B, as enacted by PL 1981, c. 69, is corrected to read:

§2916-B. Exclusion of covered persons under personal automobile policy

In order to avoid cancellation or nonrenewal of an automobile insurance policy, and to allow an insurer to provide or to continue to provide coverage without an unreasonable risk, an insurer and the named insured may agree, by an endorsement to the policy signed by the interested parties, to exclude from coverage as operators of the insured vehicle or vehicles any covered person or persons who commit an act or acts for which the policy could be cancelled under section 2914, subsection 4, or for which the insurer could refuse to renew under section 2916-A subsections 1 and 2. Every endorsement under this section ~~shall must~~ contain the following notice in conspicuous print:

"NOTICE TO POLICYHOLDER IF THE PERSON EXCLUDED FROM COVERAGE BY THIS ENDORSEMENT IS UNDER THE AGE OF 18 YEARS, YOU CAN BE HELD LIABLE UNDER STATE LAW FOR ~~HIS OR HER~~ THE PERSON'S NEGLIGENCE WHEN ~~HE OR SHE~~ THE PERSON OPERATES YOUR VEHICLE WITH YOUR PERMISSION. YOUR POLICY DOES NOT INSURE YOU AGAINST THIS LIABILITY."

Sec. B-257. 24-A MRSA §2921, as enacted by PL 1973, c. 339, §1, is corrected to read:

§2921. Insured told of alternate coverage

When automobile bodily injury and property damage liability coverage is cancelled or not renewed, other than for nonpayment of premium, the insurer shall notify the named insured of ~~his~~ the named insured's possible eligibility for automobile liability insurance through the Maine Automobile Insurance Plan. Such notice ~~shall must~~ accompany the notice of cancellation or intent not to renew.

Sec. B-258. 24-A MRSA §2935, as enacted by PL 1973, c. 625, §146, is corrected to read:

§2935. Compulsory participation prohibited

~~No~~ An insurer ~~shall may not~~ sell insurance pursuant to a mass marketing plan, if it is a condition of employment or of membership in an association, organization or other group that any employee or member purchase insurance pursuant to such plan, or if any employee or member ~~shall be~~ is subject to any penalty by reason of ~~his~~ the employee's or member's nonparticipation.

Sec. B-259. 24-A MRSA §2939, sub-§2, as enacted by PL 1973, c. 625, §146, is corrected to read:

2. The failure of an employer, association, organization or other group to remit premiums when due for any reason, including, but not limited to, interruption or termination of employment or membership, ~~shall may~~ not be regarded as nonpayment of premium by any insured under any such plan providing for remittance of premium by such employer, association, organization or other group, unless such insured ~~shall have~~ has been given written notice of such failure to remit and ~~shall has not~~ himself have paid such premium by the later of 20 days after such notice, or the due date of such premium remittance under the mass marketing plan or pursuant to regulations set forth by the superintendent.

Sec. B-260. 24-A MRSA §2939, sub-§3, as enacted by PL 1973, c. 625, §146, is corrected to read:

3. Upon the termination of employment or membership or upon the discontinuance of the mass marketing plan, such insured member or employee may maintain ~~his~~ the insured member's or employee's policy in force, in the same amount, upon payment of the premium applicable to the class of risk to which ~~he~~ the insured member or employee belongs, on an individual basis.

Sec. B-261. 24-A MRSA §2939, sub-§4, as enacted by PL 1973, c. 625, §146, is corrected to read:

4. Any notice of cancellation or nonrenewal of any policy of any employee or member insured under a mass marketing plan ~~shall must~~ be accompanied by a notice to the employee or member that, at ~~his~~ the employee's or member's request, the insurer will afford the employer, association, organization or other group a reasonable opportunity to consult with the insured and to present facts in opposition to cancellation or nonrenewal.

Sec. B-262. 24-A MRSA §3007, sub-§5, ¶C, as enacted by PL 1985, c. 671, §2, is corrected to read:

C. A post-office certificate of mailing to the named insured at ~~his~~ the named insured's last known address ~~shall be~~ is conclusive proof of receipt of notice on the 3rd calendar day after mailing.

Sec. B-263. 24-A MRSA §3020, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. When an insurer becomes insolvent, the maker of the note is only liable for the equitable proportion thereof ~~which that~~ accrued during the solvency. If the insolvency occurs within 60 days of the date of the note, it is void except for the amount of the maker's claim, if any, on the insurer. ~~No An~~ insured ~~shall may not~~ be held to contribute to any losses or expenses beyond the amount of ~~his the insured's~~ deposit note. At the expiration of ~~his the insured's~~ term of insurance, ~~his the insured's~~ note, on payment of all assessments for which it is liable, ~~shall must~~ be relinquished to ~~him the insured~~, except as provided in section 3021.

Sec. B-264. 24-A MRSA §3031, as enacted by PL 1969, c. 132, §1, is corrected to read:

§3031. Enforcement of lien

If the mortgagor does not consent as provided for in section 3030, the mortgagee of any real estate may, at any time within 60 days after a loss, and the mortgagee of any personal property may at any time within 30 days after a loss, enforce ~~his the mortgagee's~~ lien by a civil action against the mortgagor, and the insurer as ~~his the mortgagor's~~ trustee, in which judgment may be rendered for what is found due from the insurer upon the policy, notwithstanding the time of payment of the whole sum secured by the mortgage has not arrived, and which action ~~shall must~~ be commenced and service made on the trustee within such 60 or 30 days.

Sec. B-265. 24-A MRSA §3034, as enacted by PL 1969, c. 132, §1, is corrected to read:

§3034. Mortgagee's policy void, unless consented to

When any mortgagee claims the benefit of sections 3030 to 3033, any policy of insurance ~~which he that the mortgagee~~ had procured or subsequently procures on ~~his the mortgagee's~~ interest in the same property by virtue of ~~his the mortgage~~ is void, unless consented to by the insurer insuring the mortgagor's interest.

Sec. B-266. 24-A MRSA §3049, 4th ¶, as enacted by PL 1979, c. 35, is corrected to read:

"Nonpayment of premium" means failure of the named insured to discharge when due any of ~~his the named insured's~~ obligations in connection with the payment of premium on the policy, or any installment of a premium, whether the premium is payable directly to the insurer or its agent or indirectly under any premium finance plan or extension of credit.

Sec. B-267. 24-A MRSA §3363, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. A member ~~shall have~~ has the right to vote in person or by ~~his the member's~~ written proxy filed with the corporate secretary not less than 20 days prior to the

meeting. ~~No Any~~ such proxy ~~shall may not~~ be made irrevocable, ~~nor or~~ be valid beyond the earlier of the following dates:

- A. The date of expiration set forth in the proxy; or
- B. The date of termination of membership; ~~or~~
- C. 5 years from the date of execution of the proxy.

Sec. B-268. 24-A MRSA §3364, sub-§3, as enacted by PL 1969, c. 132, §1, is corrected to read:

3. Termination of the policy of any such member ~~shall does~~ not relieve the member of contingent liability for ~~his the member's~~ proportion of the obligations of the insurer ~~which that~~ accrued while the policy was in force.

Sec. B-269. 24-A MRSA §3365, sub-§4, as enacted by PL 1969, c. 132, §1, is corrected to read:

4. ~~No A~~ member ~~shall may not~~ have an offset or counterclaim against any assessment for which ~~he the member~~ is liable, on account of any claim for unearned premium or loss payable.

Sec. B-270. 24-A MRSA §3366, sub-§1, as enacted by PL 1969, c. 132, §1, is corrected to read:

1. The insurer shall notify each member of the amount of assessment to be paid, and the date ~~—~~ not less than 20 days after mailing date ~~—~~ by which payment is to be made, by written notice mailed to the member at ~~his the member's~~ address last of record with the insurer. Failure of the member to receive the notice so mailed, within the time specified therein for the payment of the assessment or at all, ~~shall be no is not a~~ defense in any action to collect the assessment.

Sec. B-271. 24-A MRSA §3408, sub-§4, ¶A, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

A. Establishing and maintaining regional home offices or branch offices in other states or countries where necessary or convenient to the transaction of its business, and keeping therein the detailed records and assets customary and necessary for the servicing of its insurance in force and affairs in the territory served by such an office, as long as such records and assets are made readily available at such office for examination by the superintendent at ~~his the superintendent's~~ request;

Sec. B-272. 24-A MRSA §3413, sub-§1, as enacted by PL 1969, c. 132, §1, is corrected to read:

1. Any officer or director, or any member of any committee or any employee of a domestic insurer, having the duty or power of investing or handling the insurer's funds, ~~shall may~~ not deposit or invest such funds except in the insurer's name; ~~shall may~~ not borrow the funds of the insurer; or be pecuniarily interested in any loan, pledge, deposit, security, investment, sale, pur-

chase, exchange, reinsurance or other similar transaction or property of the insurer except as a stockholder, member, employee or director, unless the transaction is authorized or approved by the insurer's board of directors, with knowledge and recording of such pecuniary interest, by affirmative vote of not less than 2/3 of the directors; and ~~shall~~ may not take or receive to ~~his~~ the officer's, director's or member's own use any fee, brokerage, commission, gift or other similar consideration for or on account of any such transaction made by or on behalf of the insurer.

Sec. B-273. 24-A MRSA §3413, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. ~~No~~ A director, officer or employee of a domestic insurer ~~shall~~ may not directly or indirectly use for ~~his~~ the director's, officer's or employee's own private pecuniary advantage confidential information concerning the insurer or its past, existing or proposed affairs or transactions acquired by ~~him~~ the director, officer or employee in the course of ~~his~~ the director's, officer's or employee's services as such director, officer or employee. The amount of any financial gain realized directly or indirectly by any such individual and accompanied by violation of this subsection ~~shall belong~~ belongs to the insurer, and ~~shall be~~ is recoverable by the insurer by civil suit. This subsection ~~shall~~ does not apply as to transactions in shares of a stock insurer ~~which that~~ are subject to section 16 of the Securities Exchange Act of 1934, as amended.

Sec. B-274. 24-A MRSA §3413, sub-§4, as enacted by PL 1969, c. 132, §1, is corrected to read:

4. This section ~~shall~~ does not prohibit such a director, officer, member of a committee, or employee from becoming a policyholder of the insurer and enjoying the usual rights of a policyholder or from participating as beneficiary in any pension trust, deferred compensation plan, profit sharing plan, stock option plan or similar plan authorized by the insurer and to which ~~he~~ the director, officer, member of a committee or employee may be eligible; or prohibit any director or member of a committee from receiving a reasonable fee for lawful services actually rendered to the insurer.

Sec. B-275. 24-A MRSA §3414, sub-§3, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

3. The superintendent shall disapprove any such contract if ~~he~~ the superintendent finds that it:

- A. Subjects the insurer to excessive charges; ~~or~~
- B. Is to extend for an unreasonable length of time; ~~or~~
- C. Does not contain fair and adequate standards of performance; or

D. Contains any other inequitable provision or provisions ~~which that~~ impair the proper interests of stockholders or members of the insurer.

Sec. B-276. 24-A MRSA §3414, sub-§4, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

4. The superintendent may, after a hearing held thereon, disapprove any such contract theretofore permitted to become effective, if ~~he~~ the superintendent finds that the contract should be disapproved on any of the grounds referred to in subsection 3.

Sec. B-277. 24-A MRSA §3414, sub-§6, as enacted by PL 1969, c. 132, §1, is corrected to read:

6. This section ~~shall~~ may not be deemed construed to prohibit receipt of commissions on insurance written personally by a director or officer who is duly licensed and regularly engaged in business as an insurance agent or broker; or to prohibit receipt of vested commissions by a director or officer based upon insurance business theretofore written by ~~him~~ the director or officer.

Sec. B-278. 24-A MRSA §3415, sub-§3, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

3. Any such loan ~~shall be~~ is subject to the superintendent's approval. The insurer shall, in advance of the loan, file with the superintendent a statement of the purpose of the loan and a copy of the proposed loan agreement. The loan and agreement ~~shall~~ must be deemed approved unless within 15 days after date of such filing the insurer is notified of the superintendent's disapproval and the reasons therefor. The superintendent shall disapprove any proposed loan or agreement if ~~he~~ the superintendent finds the loan is unnecessary or excessive for the purpose intended, or that the terms of the loan agreement are not fair and equitable to the parties and to other similar lenders, if any, to the insurer, or that the information so filed by the insurer is inadequate.

Sec. B-279. 24-A MRSA §3419, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. The superintendent shall approve any such plan unless ~~he~~ the superintendent finds the same not to be within the reasonable financial resources of the insurer or not fair and equitable as between the respective classifications of participants therein.

Sec. B-280. 24-A MRSA §3422, sub-§5, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

5. For retirement or otherwise of the shares under a plan submitted to and approved in writing by the superintendent. The superintendent ~~shall~~ may not approve a plan unless found by ~~him~~ the superintendent to be reasonable, fair and equitable as to remaining stockholders

of the insurer, and not materially adverse to the protection of the insurer's policyholders.

Sec. B-281. 24-A MRSA §3423, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. If a domestic stock insurer's paid-in capital stock, as represented by the aggregate par value of its outstanding capital stock, becomes impaired, or the assets of a domestic mutual insurer are less than its liabilities and the minimum amount of basic surplus required to be maintained by it under this Title for authority to transact the kinds of insurance being transacted, the superintendent shall at once determine the amount of deficiency and serve notice upon the insurer to cure the deficiency and file proof thereof with ~~him~~ the insurer within the period specified in the notice, which period ~~shall be not~~ may not be less than 30 nor more than 90 days from the date of the notice. Such notice may be so served by delivery to the insurer, or by mailing to the insurer addressed to its registered office in this State.

Sec. B-282. 24-A MRSA §3424, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. During the existence of impairment of the capital stock or surplus of an insurer, as referred to in section 3423, the superintendent shall require such restriction of, or arrangements as to, operations of the insurer while the impairment exists as ~~he deems~~ the superintendent considers advisable for protection of policyholders, the insurer or the public.

Sec. B-283. 24-A MRSA §3474, sub-§4, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

4. If the superintendent does not approve the plan or agreement, ~~he~~ the superintendent shall so notify the insurer in writing specifying ~~his~~ the superintendent's reasons therefor.

Sec. B-284. 24-A MRSA §3476, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. The superintendent ~~shall~~ may not approve the proposed change of control if ~~he~~ the superintendent finds:

A. That the proposed new owners are not qualified by character, experience and financial responsibility to control and operate the insurer, or cause the insurer to be operated, in a lawful and proper manner; or

B. That as a result of the proposed change of control the insurer may not be qualified for a certificate of authority under section 407 (~~ownership, management~~); or

C. That the interests of the insurer or other stockholders of the insurer or policyholder would be impaired through the proposed change of control; or

D. That the proposed change of control would tend materially to lessen competition, or to create any monopoly, in a business of insurance in this State or elsewhere.

Sec. B-285. 24-A MRSA §3476, sub-§4, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

4. If the superintendent disapproves the proposed change ~~he, the superintendent~~ shall give written notice thereof to the parties, setting forth in detail the reasons for disapproval.

Sec. B-286. 24-A MRSA §3477, sub-§2, ¶D, as amended by PL 1985, c. 399, §5, is corrected to read:

D. The plan gives to each member of the insurer as specified in paragraph E, a preemptive right to acquire ~~his~~ the member's proportionate part of all of the proposed capital stock of the insurer, or all of the stock of a proposed parent corporation of the insurer, within a designated reasonable period, as such part is determinable under the plan of conversion, and to apply upon the purchase thereof the amount of ~~his~~ the member's equity in the insurer as determined under paragraph C, except that the plan may provide, subject to the approval of the superintendent, that such preemptive right will not apply to members who reside in jurisdictions in which the issuance of stock is impossible, would involve unreasonable delay or would require the insurer to bear unreasonable costs, ~~provided that as long as~~ any such member ~~shall receive~~ receives 100% of ~~his~~ the member's equity share in the insurer in the form of a cash payment;

Sec. B-287. 24-A MRSA §3477, sub-§2, ¶G, as repealed and replaced by PL 1985, c. 399, §7, is corrected to read:

G. The plan provides for payment to each member of ~~his~~ the member's entire equity share in the insurer, with that payment to be made in cash or to be applied for or upon the purchase of stock to which the member is preemptively entitled, or both, ~~provided except~~ that with respect to each member who is not given the option of receiving ~~his~~ the member's entire equity share in cash, the plan ~~shall must~~ provide that that member ~~shall have~~ has the option to receive a reasonable portion of ~~his~~ the member's equity share, as provided in the plan, but not in excess of 50% of ~~his~~ the member's entire equity, in the form of a cash payment, which payment together with the amount applied to the purchase of stock ~~shall constitute~~ constitutes full payment and discharge of the member's equity or property interest in that mutual insurer; ~~provided further~~ and except that the superintendent may permit an

insurer to forego the option of making a cash payment to members if ~~he~~ the superintendent determines that it would be reasonable not to provide for the cash election, after taking into account all the facts and circumstances, including whether there is expected to be an active market for the stock to be received in the conversion;

Sec. B-288. 24-A MRSA §3480, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. The superintendent shall approve the plan and agreement unless ~~he~~ the superintendent finds that it:

- A. Is contrary to law; or
- B. Is inequitable to the policyholders of any domestic insurer involved; ~~or~~
- C. Would substantially reduce the security of and service to be rendered to policyholders of the domestic insurer; ~~or~~
- D. Would materially tend to lessen competition in the insurance business in this State or elsewhere as to the kinds of insurance involved, or would materially tend to create a monopoly as to such business; or
- E. Is subject to other material and reasonable objections.

Sec. B-289. 24-A MRSA §3480, sub-§3, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

3. If the superintendent does not approve the plan and agreement ~~he~~ the superintendent shall so notify the insurers parties thereto in writing, specifying ~~his~~ the superintendent's reasons therefor.

Sec. B-290. 24-A MRSA §3481, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. Upon approval by the superintendent as provided in section 3480, the plan and agreement of merger or consolidation ~~shall~~ must be submitted to the Attorney General and be examined by ~~him~~ the Attorney General. If the Attorney General finds the plan and agreement to be properly drawn and signed and otherwise in conformity with the Constitution and laws of this State, ~~he~~ the Attorney General shall so certify thereon in writing.

Sec. B-291. 24-A MRSA §3483, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. A domestic insurer may reinsure, and thereby transfer its direct liability as the insurer with respect to, all or substantially all of its business in force, or all or substantially all of a major class thereof, with another insurer, stock or mutual, by an agreement of bulk reinsurance after compliance with this section. ~~No~~ Any such agreement ~~shall become~~ is not effective unless

filed with the superintendent, or if disapproved by ~~him~~ the superintendent.

Sec. B-292. 24-A MRSA §3483, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. The superintendent shall disapprove such agreement within a reasonable time after filing if ~~he~~ the superintendent finds:

- A. That the plan and agreement are unfair and inequitable to any insurer or to policyholders involved; ~~or~~
- B. That the reinsurance, if effectuated, would substantially reduce the protection or service to the policyholders of any domestic insurer involved; ~~or~~
- C. That the agreement does not embody adequate provisions by which the reinsuring insurer becomes liable to the original insureds for any loss or damage occurring under the policies reinsured in accordance with the original terms of such policies; or
- D. That the assuming reinsurer is not authorized to transact such insurance in this State, or is not qualified as for such authorization or will not appoint the superintendent and ~~his~~ the superintendent's successors as its irrevocable attorney for service of process, so long as any policy so reinsured or claim thereunder remains in force or outstanding; ~~or~~
- E. That such reinsurance would materially tend to lessen competition in the insurance business in this State or elsewhere as to the kinds of insurance involved, or would materially tend to create a monopoly as to such business; or
- F. That the proposed bulk reinsurance is not free of other reasonable objections.

Sec. B-293. 24-A MRSA §3483, sub-§3, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

3. If the superintendent disapproves the agreement, ~~he~~ the superintendent shall forthwith notify in writing each insurer involved, specifying ~~his~~ the superintendent's reasons therefor.

Sec. B-294. 24-A MRSA §3484, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. The superintendent shall approve the plan unless found by ~~him~~ the superintendent to be unlawful or unfair or inequitable or prejudicial to the interests of any stockholder, policyholder or creditor.

Sec. B-295. 24-A MRSA §3485, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. A domestic insurer may reinsure, and thereby transfer its direct liability as the insurer with respect to, all or substantially all of its business in force, or all or substantially all of a major class thereof, with another insurer, stock or mutual, by an agreement of bulk reinsurance after compliance with this section. ~~No~~ Any such agreement ~~shall become~~ is not effective unless

1. Upon any liquidation of a domestic mutual insurer, its assets remaining after discharge of its indebtedness, policy obligations, repayment of contributed or borrowed surplus, if any, retirement of guaranty fund capital shares and payment of expenses of administration and of the dissolution and liquidation procedure, ~~shall~~ must be distributed to currently existing persons who had been members of the insurer for at least a year and who were its members at any time within 36 months next preceding the date such liquidation was authorized or ordered, or date of last termination of the insurer's certificate of authority, whichever date is the earlier; except, that if the superintendent has reason to believe that those in charge of the insurer's management have caused or encouraged the reduction of the number of members of the insurer, or changed the identity thereof, in anticipation of liquidation and for the purpose of reducing or controlling thereby the number or identity of persons who may be entitled to share in distribution of the insurer's assets, ~~he~~ the superintendent may enlarge the qualification period in such manner as ~~he deems~~ the superintendent considers to be reasonable.

Sec. B-296. 24-A MRSA §3486, sub-§3, as enacted by PL 1977, c. 377, is corrected to read:

3. Upon adoption of the plan, it ~~shall~~ must be duly executed by the president and attested by the secretary, or the executive officers corresponding thereto, under the corporate seal of the parent corporation or the domestic stock insurance company ~~which that~~ has adopted the plan, as the case may be. Thereupon, a certified copy of the plan, together with a certificate of its adoption subscribed by such officers and affirmed by them as true under the penalties of perjury and under the seal of the parent corporation or the domestic stock insurance company, as the case may be, ~~shall~~ must be submitted to the superintendent for ~~his~~ the superintendent's approval. The superintendent shall thereupon consider the plan and, if satisfied that it complies with this section, is fair and equitable and not inconsistent with law, ~~he~~ the superintendent shall approve the plan. If the superintendent disapproves the plan, notification of ~~his~~ the superintendent's disapproval, assigning the reasons therefor, ~~shall~~ must be given in writing by ~~him~~ the superintendent to the parent corporation or domestic stock insurance company that submitted the plan. ~~No A plan shall~~ does not take effect unless the approval of the superintendent has been obtained.

Sec. B-297. 24-A MRSA §3486, sub-§4, as enacted by PL 1977, c. 377, is corrected to read:

4. If the superintendent approves the plan, the parent corporation or the domestic stock insurance company ~~which that~~ has adopted the plan shall deliver to each person who, as of the date of delivery, is a holder of record of stock to be acquired pursuant to the plan, a copy of the plan, or a summary thereof approved by the superintendent, in person or by depositing the same in

the post office, postage prepaid, addressed to the stockholder at ~~his~~ the stockholder's address of record. On or before the date of acquisition proposed in the plan, the parent corporation or the domestic stock insurance company ~~which that~~ has adopted the plan shall file with the superintendent a certificate, executed by its president and attested by its secretary, or the executive officers corresponding thereto, and subscribed by such officers and affirmed by them as true under the penalties of perjury, and under the seal of the parent corporation or the domestic stock insurance company, as the case may be, attesting to compliance with this subsection.

Sec. B-298. 24-A MRSA §3486, sub-§5, as enacted by PL 1977, c. 377, is corrected to read:

5. Upon compliance with this section, ownership of the shares to be acquired pursuant to the plan ~~shall~~ vest vests in the parent corporation or the domestic stock insurance company ~~which that~~ has adopted the plan on the date of acquisition proposed in the plan whether or not the certificates for such shares have been surrendered for exchange. If the plan was adopted by the parent corporation it ~~shall be~~ is entitled to have new certificates registered in its name. If the plan was adopted by the domestic stock insurance company the shares ~~shall~~ must be retired and the capital of the domestic company reduced by the par value of the retired shares. Shareholders whose shares have been so acquired ~~shall~~ thereafter retain only the right either to receive the consideration to be paid in exchange for their shares pursuant to the plan or to dissent to the plan and demand appraisal and receive payment of the fair value of their shares as hereinafter provided. The fair value of shares ~~shall~~ must be determined as of the day prior to the date on which the plan was adopted, excluding any appreciation or depreciation of shares in anticipation of such corporate action. A shareholder may not dissent as to less than all of the shares registered in ~~his~~ the shareholder's name.

Sec. B-299. 24-A MRSA §3486, sub-§7, as enacted by PL 1977, c. 377, is corrected to read:

7. At the time of filing ~~his~~ the dissenting shareholder's notice and demand for the payment of the fair value of ~~his~~ the dissenting shareholder's shares, or within 20 days thereafter, a dissenting shareholder shall surrender the certificate or certificates representing ~~his~~ the dissenting shareholder's shares to the company ~~which that~~ adopted the plan.

Sec. B-300. 24-A MRSA §3486, sub-§8, as enacted by PL 1977, c. 377, is corrected to read:

8. Within 10 days after the expiration of the period provided in subsection 6 for the shareholder to file ~~his~~ the shareholder's notice and demand, the company ~~which that~~ adopted the plan shall make a written offer to each dissenting shareholder to pay for such shares at a specified price ~~deemed~~ considered by such company to be the fair value thereof. Such offer ~~shall~~ must be

made at the same price per share to all dissenting shareholders of the same class. The notice and offer ~~shall~~ must be accompanied by a balance sheet of the corporation, the shares of which the dissenting shareholder holds, as of the latest available date and not more than 12 months prior to the making of such offer and a profit and loss statement of such corporation, for the 12-months' period ended on the date of such balance sheet.

Sec. B-301. 24-A MRSA §3486, sub-§9, as enacted by PL 1977, c. 377, is corrected to read:

9. If, within 20 days after the date by which the company is required by the terms of subsection 8 to make a written offer to each dissenting shareholder to pay for ~~his~~ the dissenting shareholder's shares, the fair value of such shares is agreed upon between any dissenting shareholder and the company, payment therefor ~~shall~~ must be made within 90 days after the date of delivery of the plan or a summary thereof as provided in subsection 4. Upon payment of the agreed value, the dissenting shareholder ~~shall cease~~ ceases to have any interest in such shares.

Sec. B-302. 24-A MRSA §3554, 5th ¶, as enacted by PL 1969, c. 132, §1, is corrected to read:

~~No~~ A person prohibited by law or by the charter of a domestic insurance organization from serving as a member of its board ~~shall be~~ is not eligible to serve as an acting director, except that ~~no~~ a person ~~shall be~~ is not disqualified to serve as an acting director by reason of ~~his~~ the person's not being a stockholder, policyholder or member of such insurance organization, by reason of ~~his~~ the person's not being a resident of this State or of a contiguous state, or by reason of the number of directors or acting directors who are officers, acting officers or employees of the insurance organization. Any person may serve as an acting director of a fund who is a director, acting director, officer or acting officer of an organization ~~which that~~ is a party to the agreement creating the fund. ~~No~~ An oath of acting directors ~~shall be~~ is not required.

Sec. B-303. 24-A MRSA §3554, 6th ¶, as enacted by PL 1969, c. 132, §1, is corrected to read:

Acting directors elected under this section or appointed under section 3555 ~~shall be~~ are entitled to vote at all meetings of emergency board of directors equally with directors. Acting directors ~~shall~~ are not ~~be~~ entitled to take part in the deliberations or to vote at any meeting of the board ~~which that~~ is duly convened in accordance with the applicable provisions of its charter and of law other than this chapter and at which a quorum is present. Each acting director shall serve until the director or acting director in whose place ~~he~~ the acting director was elected or appointed ~~shall attend~~ attends the meeting of the board or until the director is duly elected to fill the vacancy in which such acting director has been serving, whichever event occurs earlier. An acting director ~~shall~~

~~be~~ is entitled to the compensation, if any, payable to a director.

Sec. B-304. 24-A MRSA §3554, 7th ¶, as enacted by PL 1969, c. 132, §1, is corrected to read:

Acting officers elected pursuant to this section ~~shall~~ have powers and duties and receive such compensation as may from time to time be determined by the emergency board of directors. Each acting officer shall serve until the officer in whose place ~~he~~ the acting officer was elected ~~shall appear~~ appears and ~~assume~~ his ~~assumes~~ the officer's duties or until ~~his~~ the officer's successor officer or acting officer ~~shall be~~ is elected, whichever event occurs earlier.

Sec. B-305. 24-A MRSA §3555, sub-§3, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

3. Declare provisions of law operative or inoperative. At any time after an attack, upon ~~his~~ the superintendent's determination that such action will tend to promote certainty as to the powers of insurance organizations or individuals pursuant to this chapter or that such action is desirable to enable insurance organizations to take preparatory precautions prior to the occurrence of an acute emergency, the superintendent ~~shall have~~ has power to declare that any provision of this chapter ~~which he may specify shall be~~ that the superintendent specifies is operative with respect to any domestic insurance organization or to the Maine business of any other insurance organization ~~which he~~ that the superintendent may designate. Upon such declaration such organization and its directors, officers, acting directors and acting officers ~~shall~~ have all powers conferred by this chapter. The failure of the superintendent so to declare ~~shall may~~ not be ~~deemed~~ construed to limit the powers of any organization or its directors, officers, acting directors or acting officers ~~where~~ when an acute emergency exists in fact.

At any time after the commencement of an acute emergency or after the superintendent ~~shall have declared~~ declares any provision of this chapter operative under this subsection upon ~~his~~ the superintendent's determination that an insurance organization is able, in whole or in part, to carry on its business in compliance with its charter and the laws, other than this chapter, the superintendent ~~shall have~~ has power to declare that any provision of this chapter ~~which he may specify shall be~~ that the superintendent specifies is inoperative with respect to any domestic insurance organization or in the Maine business of any other insurance organization ~~which he~~ that the superintendent may designate. Upon such declaration, such organization ~~shall be~~ is governed by its charter and the provisions of law other than this chapter, except insofar as they remain inoperative.

Sec. B-306. 24-A MRSA §3555, sub-§4, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

4. Possession of business and property. Upon the determination that, as a result of an acute emergency, the business and affairs of an insurance organization cannot otherwise be conducted in a safe and sound manner, the superintendent may forthwith take possession of the business and property of the insurance organization within this State or, if a domestic insurance organization, its business and property wherever situated. This chapter ~~shall be~~ is applicable in any case in which the superintendent takes possession of an insurance organization under this subsection as though the insurance organization were an insurer of which the superintendent had taken possession under this chapter, except that ~~no any~~ such provision ~~shall be~~ is not applicable ~~which that~~ the superintendent ~~shall have~~ has declared inapplicable under this subsection. The superintendent ~~shall have~~ has power to declare inapplicable any such provision upon ~~his the superintendent's~~ determination that the same is inappropriate or unnecessary to protect the interest of the public or the stockholders or creditors of the insurance organization, in view of the acute emergency and the nature of the organization.

Sec. B-307. 24-A MRSA §3555, sub-§5, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

5. When powers exercised. The powers given the superintendent by subsections 2 and 4 ~~shall may~~ be exercised by ~~him the superintendent~~ only in the event that there is ~~no not a~~ court of competent jurisdiction available to which an application can be made for an order permitting ~~him the superintendent~~ to exercise such powers with respect to a particular insurance organization. The powers conferred by subsection 4 ~~shall may~~ not be exercised in a case of an insurance organization ~~which that~~ is not insolvent within the meaning of this chapter, unless the superintendent finds that such insurance organization lacks personnel able to manage its business in the interest of the public stockholders and policyholders.

Sec. B-308. 24-A MRSA §3557, as enacted by PL 1969, c. 132, §1, is corrected to read:

§3557. Governor's authority; effect of other laws

The Governor of this State, or ~~his the Governor's~~ successor in office, alone ~~shall have~~ has the power to proclaim and declare the fact that a period of "acute emergency" exists at any time or times or has terminated, as such term is defined in this chapter. ~~Nothing in this~~ This chapter shall may not be deemed or construed to affect sections 471 to 479, to the extent that the latter sections may be inconsistent herewith.

Sec. B-309. 24-A MRSA §3616, as enacted by PL 1969, c. 132, §1, is corrected to read:

§3616. Assessment; remedy if not paid

If any lawful assessment is not paid within 30 days after written demand by the insurer or its agent, the directors may declare the policy suspended until the assessment is paid or may at their option sue for and collect the amount due on such assessment. Mailing such demand addressed to the insured at ~~his the insured's~~ address last of record with the insurer, or delivering it to ~~him the insured~~ in hand by an authorized agent or officer of the insurer, ~~shall be deemed~~ is conclusive proof that demand has been duly made.

Sec. B-310. 24-A MRSA §3619, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§3619. —proceedings Proceedings before master or auditor

Whenever the court appoints a master or auditor to make the apportionment or calculation for an assessment, such master or auditor shall appoint a time and place to hear all parties interested in the assessment or call, and shall give personal notice thereof, in writing, to the superintendent, and through the post office or in such other manner as the court directs, so far as ~~he the~~ the master or auditor is able, to all persons liable upon the assessment or call. The auditor or master shall hear the parties and make report to the court of all ~~his the master's or auditor's~~ doings respecting such assessment or call and all matters connected therewith, and all parties interested in such report or assessment have a right to be heard by the court respecting the same, in the same manner as is provided.

Sec. B-311. 24-A MRSA §3627, as enacted by PL 1969, c. 132, §1, is corrected to read:

§3627. Agents; liability

Any person who solicits insurance on behalf of any insurer or transmits for a person other than ~~himself the~~ the person soliciting the insurance an application for, or a policy of, insurance to or from such insurer, or in any manner acts in the negotiation of such insurance, or in the inspection or valuation of the property insured ~~shall~~ must be deemed the agent of the insurer, and except as otherwise provided, ~~shall become~~ is liable to all the duties, requirements, liabilities and penalties to which an agent of any insurer is subject.

Sec. B-312. 24-A MRSA §3860, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. Concurrently with the filing of the declaration provided for in section 3856, the attorney of a domestic reciprocal insurer shall file with the superintendent a bond in favor of this State for the benefit of all persons damaged as a result of breach by the attorney of the conditions of ~~his attorney's~~ bond as set forth in subsection 2. The bond ~~shall must~~ be executed by the attorney and by an authorized corporate surety, and ~~shall be~~ is subject to the superintendent's approval.

Sec. B-313. 24-A MRSA §3860, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. The bond ~~shall~~ must be in the penal sum of \$25,000, aggregate in form, conditioned that the attorney will faithfully account for all moneys and other property of the insurer coming into ~~his~~ the attorney's hands, and that ~~he~~ the attorney will not withdraw or appropriate to ~~his~~ the attorney's own use from the funds of the insurer, any moneys or property to which ~~he~~ the attorney is not entitled under the power of attorney.

Sec. B-314. 24-A MRSA §3865, sub-§1, as enacted by PL 1969, c. 132, §1, is corrected to read:

1. ~~He~~ The superintendent shall charge as liabilities the same reserves as are required of incorporated insurers issuing nonassessable policies on a reserve basis.

Sec. B-315. 24-A MRSA §3868, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. Except as to a nonassessable policy, each subscriber ~~shall have~~ has a contingent assessment liability, in the amount provided for in the power of attorney or in the subscribers' agreement, for payment of actual losses and expenses incurred while ~~his~~ the subscriber's policy was in force. Such contingent liability may be at the rate of not less than one nor more than 10 times the premium or premium deposit stated in the policy, and the maximum aggregate thereof ~~shall~~ must be computed in the manner set forth in section 3872.

Sec. B-316. 24-A MRSA §3869, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. Any such judgment ~~shall be~~ is binding upon each subscriber only in such proportion as ~~his~~ the subscriber's interests may appear and in amount not exceeding ~~his~~ the subscriber's contingent liability, if any.

Sec. B-317. 24-A MRSA §3870, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. Each subscriber's share of a deficiency for which an assessment is made, but not exceeding in any event ~~his~~ the subscriber's aggregate contingent liability as computed in accordance with section 3872, ~~shall~~ must be computed by applying to the premium earned on the subscriber's policy or policies during the period to be covered by the assessment, the ratio of the total deficiency to the total premiums earned during such period upon all policies subject to the assessment.

Sec. B-318. 24-A MRSA §3870, sub-§4, as enacted by PL 1969, c. 132, §1, is corrected to read:

4. ~~No~~ A subscriber ~~shall~~ may not have an offset against any assessment for which ~~he~~ the subscriber is liable, on account of any claim for unearned premium or losses payable.

Sec. B-319. 24-A MRSA §3871, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§3871. Time limit for assessments

Every subscriber of a domestic reciprocal insurer having contingent liability ~~shall be~~ is liable for, and shall pay ~~his~~ the subscriber's share of any assessment, as computed and limited in accordance with this chapter, if:

1. While ~~his~~ the subscriber's policy is in force or within one year after its termination, ~~he~~ the subscriber is notified by either the attorney or the superintendent of ~~his~~ the superintendent's intentions to levy such assessment; or

2. If an order to show cause why a receiver, conservator, rehabilitator or liquidator of the insurer should not be appointed is issued while ~~his~~ the subscriber's policy is in force or within one year after its termination.

Sec. B-320. 24-A MRSA §3873, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. If a reciprocal insurer has a surplus of assets over all liabilities at least equal to the minimum capital stock and surplus required to be maintained by a domestic stock insurer authorized to transact like kinds of insurance, upon application of the attorney and as approved by the subscribers' advisory committee the superintendent shall issue ~~his~~ a certificate authorizing the insurer to extinguish the contingent liability of subscribers under its policies then in force in this State, and to omit provisions imposing contingent liability in all policies delivered or issued for delivery in this State for so long as all such surplus remains unimpaired.

Sec. B-321. 24-A MRSA §3875, sub-§3, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

3. The superintendent ~~shall~~ may not approve any plan for such merger or conversion ~~which that~~ is inequitable to subscribers, or ~~which that~~, if for conversion to a stock insurer, does not give each subscriber preferential right to acquire stock of the proposed insurer proportionate to ~~his~~ the subscriber's interest in the reciprocal insurer as determined in accordance with section 3874 and a reasonable length of time within which to exercise such right.

Sec. B-322. 24-A MRSA §3876, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. If the attorney fails to make up such deficiency or to make the assessment within 30 days after the superintendent orders ~~him~~ the attorney to do so or if the deficiency is not fully made up within 60 days after the date the assessment was made, the insurer ~~shall~~ must be deemed insolvent and ~~shall~~ must be proceeded against as authorized by this Title.

Sec. B-323. 24-A MRSA §4104, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. Such articles of incorporation, duly certified copies of the constitution, laws and rules, copies of all proposed forms of certificates, applications therefor, and circulars to be issued by the society and a bond conditioned upon the return to applicants of the advanced payments if the organization is not completed within one year ~~shall must~~ be filed with the superintendent, who may require such further information as ~~he deems~~ the superintendent considers necessary. The bond with sureties approved by the superintendent ~~shall must~~ be in such amount, not less than \$5,000 nor more than \$25,000, as required by the superintendent. All documents filed are to be in the English language. If the purposes of the society conform to the requirements of this chapter and all provisions of law have been complied with, the superintendent shall so certify, retain and file the articles of incorporation and furnish the incorporators a preliminary certificate authorizing the society to solicit members as hereinafter provided.

Sec. B-324. 24-A MRSA §4104, sub-§5, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

5. The superintendent may make such examination and require such further information as ~~he deems~~ the superintendent considers advisable. Upon presentation of satisfactory evidence that the society has complied with all the provisions of law, ~~he the superintendent~~ shall issue to the society a certificate to that effect and that the society is authorized to transact business pursuant to the provisions of this chapter. The certificate ~~shall be is~~ prima facie evidence of the existence of the society at the date of such certificate. The superintendent shall cause a record of such certificate to be made. A certified copy of such record may be given in evidence with like effect as the original certificate.

Sec. B-325. 24-A MRSA §4108, 3rd ¶, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

If the superintendent finds that the contract is in conformity with the provisions of this section, that the financial statements are correct and that the consolidation or merger is just and equitable to the members of each society, ~~he the superintendent~~ shall approve the contract and issue ~~his the superintendent's~~ certificate to such effect. Upon such approval, the contract ~~shall be is~~ in full force and effect unless any society ~~which that~~ is a party to the contract is incorporated under the laws of any other state or territory. In such event the consolidation or merger ~~shall does~~ not become effective unless and until it has been approved as provided by the laws of such state or territory and a certificate of such approval filed with the superintendent or, if the laws of such state or territory contain no such provision, then

the consolidation or merger ~~shall does~~ not become effective unless and until it has been approved by the superintendent of such state or territory and a certificate of such approval filed with the superintendent of this State.

Sec. B-326. 24-A MRSA §4109, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§4109. Conversion of fraternal benefit society into mutual life insurance company

Any domestic fraternal benefit society may be converted and licensed as a mutual life insurance company by compliance with all the requirements of section 3352 if such plan of conversion has been approved by the superintendent. Such plan ~~shall must~~ be prepared in writing setting forth in full the terms and conditions thereof. The board of directors shall submit such plan to the supreme legislative or governing body of such society at any regular or special meeting thereof by giving a full, true and complete copy of such plan with the notice of such meeting. Such notice ~~shall must~~ be given as provided in the laws of the society for the convocation of a regular or special meeting of such body, as the case may be. The affirmative vote of 2/3 of all members of such body ~~shall be is~~ necessary for the approval of such agreement. ~~No~~ Any such conversion ~~shall does not~~ take effect unless and until approved by the superintendent who may give such approval if ~~he the superintendent~~ finds that the proposed change is in conformity with the requirements of law and not prejudicial to the certificate holders of the society.

Sec. B-327. 24-A MRSA §4111, 2nd ¶, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

~~No~~ An amendment to the articles of incorporation, constitution or laws of any domestic society ~~shall does~~ not take effect unless approved by the superintendent, who shall approve such amendment if ~~he the superintendent~~ finds that it has been duly adopted and is not inconsistent with any requirement of the laws of this State or with the character, objects and purposes of the society. Unless the superintendent ~~shall disapprove dis-~~ approves any such amendment within 60 days after the filing of same, such amendment ~~shall must~~ be considered approved. The approval or disapproval of the superintendent ~~shall must~~ be in writing and mailed to the secretary or corresponding officer of the society at its principal office. In case ~~he the superintendent~~ disapproves such amendment, the reasons therefor ~~shall must~~ be stated in such written notice.

Sec. B-328. 24-A MRSA §4120, first ¶, as amended by PL 1983, c. 419, §11, is corrected to read:

~~No~~ A life benefit certificate may ~~not~~ be delivered or issued for delivery in this State unless a copy of the form ~~shall have has~~ been filed with the superintendent and approved by ~~him~~ the superintendent as conforming

to the requirements of this section and not inconsistent with any other provisions of law applicable thereto. For each such form filing, the society shall pay the superintendent a fee ~~which shall that must~~ be the same as for an insurer, as provided in section 601. A certificate ~~shall be is~~ deemed approved unless disapproved by the superintendent within 60 days from the date of that filing.

Sec. B-329. 24-A MRSA §4121, as amended by PL 1983, c. 419, §12, is corrected to read:

§4121. Accident and health insurance and total and permanent disability insurance certificates

No ~~A~~ society may ~~not~~ issue or deliver in this State any certificate or other evidence of any contract or accident insurance or health insurance or of any total and permanent disability insurance contract unless and until the form thereof, together with the form of application and all riders or endorsements for use in connection therewith, has been filed with the superintendent and approved by ~~him~~ the superintendent as conforming to reasonable rules from time to time made by ~~him~~ the superintendent and as not inconsistent with any other provisions of law applicable thereto. For each such form filing, the society shall pay the superintendent a fee ~~which shall that must~~ be the same as for an insurer, as provided in section 601. The superintendent shall, within a reasonable time after the filing of any such form, notify the society filing the form either of ~~his~~ the superintendent's approval or of ~~his~~ the superintendent's disapproval of that form. The superintendent may approve any such form ~~which that~~ in ~~his~~ the superintendent's opinion contains provisions on any one or more of the several requirements made by ~~him~~ which the superintendent that are more favorable to the members than the one or ones so required. The superintendent may make, alter and supersede reasonable regulations prescribing the required, optional and prohibited provisions in such contracts, and such regulations ~~shall must~~ conform, as far as practicable, to chapter 33. ~~Where~~ When the superintendent ~~deems~~ considers inapplicable, either in part or in their entirety, the provisions of the foregoing sections, ~~he~~ the superintendent may prescribe the portions or summary thereof of the contract to be printed on the certificate issued to the member. Any filing made under this section ~~shall be is~~ deemed approved unless disapproved within 60 days from the date of such filing. The procedures governing all rules promulgated under authority of this section ~~shall must~~ conform to ~~the~~ the Maine Administrative Procedure Act, Title 5, chapter 375, subchapter ~~H~~ 2.

Sec. B-330. 24-A MRSA §4125, sub-§7, as enacted by PL 1969, c. 132, §1, is corrected to read:

7. Such other information as ~~he may deem~~ the superintendent considers necessary; and upon a showing that its assets are invested in accordance with the provisions of this chapter.

Sec. B-331. 24-A MRSA §4126, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. When the superintendent upon investigation finds that a domestic society:

- A. Has exceeded its powers;
- B. Has failed to comply with any provision of this chapter;
- C. Is not fulfilling its contracts in good faith;
- D. Has a membership of less than 400 after an existence of 1 year or more; or
- E. Is conducting business fraudulently or in a manner hazardous to its members, creditors, the public or the business;

~~he~~ the superintendent shall notify the society of such deficiency or deficiencies and state in writing the reasons for ~~his~~ the superintendent's dissatisfaction. ~~He~~ The superintendent shall at once issue a written notice to the society requiring that the deficiency or deficiencies ~~which that~~ exist are corrected. After such notice the society ~~shall have~~ has a 30-day period in which to comply with the superintendent's request for correction, and if the society fails to comply, the superintendent shall notify the society of ~~his~~ the superintendent's findings of noncompliance and require the society to show cause on a date named why it should not be enjoined from carrying on any business until the violation complained of ~~shall have~~ has been corrected, or why an action in quo warranto should not be commenced against the society.

If on such date the society does not present good and sufficient reasons why it should not be so enjoined or why such action should not be commenced, the superintendent may present the facts relating thereto to the Attorney General who shall, if ~~he deems~~ the Attorney General considers the circumstances warrant, commence an action to enjoin the society from transacting business or in quo warranto.

The court shall thereupon notify the officers of the society of a hearing. If after a full hearing it appears that the society should be so enjoined or liquidated or a receiver appointed, the court shall enter the necessary order.

Sec. B-332. 24-A MRSA §4128, sub-§1, as repealed and replaced by PL 1977, c. 446, §1, is corrected to read:

1. Officer devoting substantial time to activities other than solicitation or negotiation of insurance contracts. Any officer, employee or secretary of any such society or of any subordinate lodge or branch thereof who devotes substantially all of ~~his~~ the officer's, employee's or secretary's time to activities other than the solicitation or negotiation of insurance contracts and

who receives no commission or other compensation directly dependent upon the number or amount of contracts solicited or negotiated;

Sec. B-333. 24-A MRSA §4128, sub-§2, as repealed and replaced by PL 1977, c. 446, §1, is corrected to read:

2. Agent devoting less than 50% of time to solicitation and procurement of insurance contracts. Any agent or representative of a society who devotes less than 50% of ~~his~~ the agent's or representative's time to the solicitation and procurement of insurance contracts for such society. Any person, who in the preceding calendar year has solicited and procured life insurance in excess of \$200,000, face amount, or, in the case of any other kind or kinds of insurance ~~which~~ that the society may write, on the persons of more than 25 individuals and who has received or will receive a commission or other compensation therefor, ~~shall be~~ is presumed to be devoting 50% of ~~his~~ the person's time to the solicitation or procurement of insurance contracts for such society; or

Sec. B-334. 24-A MRSA §4128, sub-§3, as repealed and replaced by PL 1977, c. 446, §1, is corrected to read:

3. Persons who do not effect insurance. Any member of a society who does not effect insurance and whose solicitation or negotiation is incidental to securing new members for ~~his~~ the member's society and whose only remuneration consists of prizes in the form of merchandise or payments of a nominal amount.

Sec. B-335. 24-A MRSA §4134, sub-§3, as amended by PL 1973, c. 625, §156, is corrected to read:

3. As a part of the annual statement herein required, each society shall, on or before the 1st day of March, file with the superintendent a valuation of its certificates in force on December 31 last preceding, ~~provided except that~~ the superintendent may, in his the superintendent's discretion for cause shown, extend the time for filing such valuation for not more than 2 calendar months. Such report of valuation ~~shall~~ must show, as reserve liabilities, the difference between the present midyear value of the promised benefits provided in the certificates of such society in force and the present midyear value of the future net premiums as the same are in practice actually collected, not including therein any value for the right to make extra assessments and not including any amount by which the present midyear value of future net premiums exceeds the present midyear value of promised benefits on individual certificates. At the option of any society, in lieu of the above, the valuation may show the net tabular value. Such net tabular value as to certificates issued prior to one year after January 1, 1970 ~~shall~~ must be determined in accordance with the provisions of law applicable prior to January 1, 1970 and as to certificates issued on or after one year from January 1, 1970 ~~shall~~ may not be

less than the reserves determined according to the superintendent's reserve valuation method as hereinafter defined. If the premium charged is less than the tabular net premium according to the basis of valuation used, an additional reserve equal to the present value of the deficiency in such premiums ~~shall~~ must be set up and maintained as a liability. The reserve liabilities ~~shall~~ must be properly adjusted in the event that the midyear or tabular values are not appropriate.

Sec. B-336. 24-A MRSA §4134, sub-§6, as amended by PL 1987, c. 606, §2, is corrected to read:

6. Such valuation and underlying data ~~shall~~ must be certified by a competent actuary or, at the expense of the society, verified by the actuary of the department of insurance of the state of domicile of the society.

A. The minimum standards of valuation for certificates issued prior to January 1, 1970 ~~shall~~ must be those provided by the law applicable immediately prior to January 1, 1970 but not lower than the standards used in the calculating of rates for such certificates.

B. The minimum standard of valuation for certificates issued after January 1, 1970 ~~shall~~ must be such interest assumptions and tables as authorized for use by domestic life insurers or 3 1/2% interest and the following tables:

(1) For certificates of life insurance: American Men Ultimate Table of Mortality, with Bowerman's or Davis' extension thereof or with the consent of the superintendent, the Commissioners 1941 Standard Ordinary Mortality Table, the Commissioners 1941 Standard Industrial Mortality Table or the Commissioners 1958 Standard Ordinary Mortality Table, using actual age of the insured for male risks and an age more than 3 years younger than the actual age of the insured for female risks;

(2) For annuity and pure endowment certificates, excluding any disability and accidental death benefits in such certificates: The 1937 Standard Annuity Mortality Table or the Annuity Mortality Table for 1949, ultimate, or any modification of either of these tables approved by the superintendent;

(3) For total and permanent disability benefits in or supplementary to life insurance certificates: Hunter's Disability Table, or the class III disability table (1926) modified to conform to the contractual waiting period, or the tables of period 2 disablement rates and the 1930 to 1950 termination rates of the 1952 disability study of the Society of Actuaries with due regard to the type of benefit. Any such table ~~shall~~

must, for active lives, be combined with a mortality table permitted for calculating the reserves for life insurance certificates;

(4) For accidental death benefits in or supplementary to life insurance certificates: The Inter-company Double Indemnity Mortality Table or the 1959 Accidental Death Benefits Table. Either table ~~shall~~ must be combined with a mortality table permitted for calculating the reserves for life insurance certificates; and

(5) For noncancellable accident and health benefits: The class III disability table (1926) with conference modifications or, with the consent of the superintendent, tables based upon the society's own experience.

The superintendent may, in ~~his~~ the superintendent's discretion, accept other standards for valuation if ~~he~~ the superintendent finds that the reserves produced thereby will not be less in the aggregate than reserves computed in accordance with the minimum valuation standard herein prescribed. The superintendent may, in ~~his~~ the superintendent's discretion, vary the standards of mortality applicable to all certificates of insurance on substandard lives or other extra hazardous lives by any society authorized to do business in this State. Whenever the mortality experience under all certificates valued on the same mortality table is in excess of the expected mortality according to such table for a period of 3 consecutive years, the superintendent may require additional reserves when ~~deemed~~ considered necessary in ~~his~~ the superintendent's judgment on account of such certificates.

Any society, with the consent of the insurance supervisory officer of the state of domicile of the society and under such conditions, if any, ~~which he~~ that the insurance supervisory officer may impose, may establish and maintain reserves on its certificates in excess of the reserves required thereunder, but the contractual rights of any insured member ~~shall~~ are not be affected thereby.

Sec. B-337. 24-A MRSA §4135, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§4135. Examination of domestic societies

The superintendent, or any person ~~he~~ the superintendent may appoint, ~~shall have~~ has the power of visitation and examination into the affairs of any domestic society and ~~he~~ the superintendent shall make such examination at least once in every 3 years. ~~He~~ The superintendent may employ assistants for the purpose of such examination, and ~~he~~ the superintendent, or any person ~~he~~ the superintendent may appoint, ~~shall have~~ has free access to all books, papers and documents that relate to the business of the society. The minutes of the proceedings of the supreme legislative or governing body and of the board of directors or corresponding body of a society ~~shall~~ must be in the English language. In making

any such examination the superintendent may summon and qualify as witnesses under oath and examine its officers, agents and employees or other persons in relation to the affairs, transactions and condition of the society. A summary of the report of the superintendent and such recommendations or statements of the superintendent as may accompany such report ~~shall~~ must be read at the first meeting of the board of directors or corresponding body of the society following the receipt thereof, and if directed so to do by the superintendent, ~~shall~~ must also be read at the first meeting of the supreme legislative or governing body of the society following the receipt thereof. A copy of the report, recommendations and statements of the superintendent ~~shall~~ must be furnished by the society to each member of such board of directors or other governing body. The expense of each examination and of each valuation, including compensation and actual expense of examiners, ~~shall~~ must be paid by the society examined or whose certificates are valued, upon statements furnished by the superintendent.

Sec. B-338. 24-A MRSA §4136, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§4136. Examination of foreign and alien societies

The superintendent, or any person whom ~~he~~ the superintendent may appoint, may examine any foreign or alien society transacting or applying for admission to transact business in this State. ~~He~~ The superintendent may employ assistants and ~~he~~ the superintendent, or any person ~~he~~ the superintendent may appoint, ~~shall have~~ has free access to all books, papers and documents that relate to the business of the society. ~~He~~ The superintendent may in ~~his~~ the superintendent's discretion accept, in lieu of such examination, the examination of the insurance department of the state, territory, district, province or country where such society is organized. The compensation and actual expenses of the examiners making any examination or general or special valuation ~~shall~~ must be paid by the society examined or by the society whose certificate obligations have been valued, upon statements furnished by the superintendent.

Sec. B-339. 24-A MRSA §4137, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§4137. No adverse publications

Pending, during or after an examination or investigation of a society, either domestic, foreign or alien, the superintendent ~~shall~~ may not make public ~~no~~ any financial statement, report or finding, nor ~~shall he~~ may the superintendent permit to become public any financial statement, report or finding affecting the status, standing or rights of any society, until a copy thereof ~~shall have~~ has been served upon the society at its principal office and the society ~~shall have~~ has been afforded a reasonable opportunity to answer any such financial

statement, report or finding and to make such showing in connection therewith as it may desire.

Sec. B-340. 24-A MRSA §4142, 5th ¶, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

The superintendent may require from any society or association, by examination or otherwise, such information as will enable ~~him~~ the superintendent to determine whether such society or association is exempt from this chapter.

Sec. B-341. 24-A MRSA §4203, sub-§3, ¶J, as enacted by PL 1975, c. 503, is corrected to read:

J. A power of attorney duly executed by such applicant, if not domiciled in this State, appointing the superintendent and ~~his~~ the superintendent's successors in office, and duly authorized deputies, as the true and lawful attorney of such applicant in and for this State upon whom all lawful process in any legal action or proceeding against the health maintenance organization on a cause of action arising in this State may be served;

Sec. B-342. 24-A MRSA §4204, sub-§1, ¶B, as amended by PL 1981, c. 501, §49 and PL 2003, c. 689, Pt. B, §6, is corrected to read:

B. The superintendent ~~shall~~ may not take ~~no~~ final action with regard to the application until ~~he~~ the superintendent has been informed by the Department of Health and Human Services whether or not the application for the certificate of need has been approved, denied or ~~deemed~~ determined not to be required. The Department of Health and Human Services shall transmit to the superintendent a copy of its written decision on the application for a certificate of need.

Sec. B-343. 24-A MRSA §4207, sub-§6, as enacted by PL 1975, c. 503, is corrected to read:

6. Such charges may be established in accordance with actuarial principles for various categories of enrollees, ~~provided that~~ as long as charges applicable to an enrollee ~~shall~~ are not ~~be~~ individually determined based on the status of ~~his~~ the enrollee's health. However, the charges ~~shall~~ may not be excessive, inadequate or unfairly discriminatory. A certification, by a qualified actuary, to the appropriateness of the charges, based on reasonable assumptions, ~~shall~~ must accompany the filing along with adequate supporting information.

Sec. B-344. 24-A MRSA §4207, sub-§7, as enacted by PL 1975, c. 503, is corrected to read:

7. The superintendent shall, within a reasonable period, approve any form and any schedule of charges if the requirements of this section are met. It ~~shall be~~ is unlawful to issue such form or to use such schedule of charges until approved. If the superintendent disapproves such filing, ~~he~~ the superintendent shall notify the

filer. In the notice, the superintendent shall specify the reasons for ~~his~~ the superintendent's disapproval. A hearing will be granted within 10 days after a request in writing by the person filing. If the superintendent does not disapprove any form or schedule of charges within 30 days of the filing of such form or charges, they ~~shall~~ must be deemed approved.

Sec. B-345. 24-A MRSA §4207, sub-§8, as enacted by PL 1975, c. 503, is corrected to read:

8. The superintendent may require the submission of whatever relevant information ~~he deems~~ the superintendent considers necessary in determining whether to approve or disapprove a filing made pursuant to this section.

Sec. B-346. 24-A MRSA §4215, sub-§2, as enacted by PL 1975, c. 503 and amended by PL 2003, c. 689, Pt. B, §7, is corrected to read:

2. The Commissioner of Health and Human Services may make an examination concerning the quality of health care services of any health maintenance organization as often as ~~he deems~~ the commissioner considers it necessary for the protection of the interests of the people of this State, but not less frequently than once every 3 years.

Sec. B-347. 24-A MRSA §4216, sub-§4, as enacted by PL 1975, c. 503, is corrected to read:

4. When the certificate of authority of a health maintenance organization is revoked, such organization shall proceed, immediately following the effective date of the order of revocation, to wind up its affairs, and ~~shall~~ may not conduct ~~no~~ further business except as may be essential to the orderly conclusion of the affairs of such organization. It ~~shall~~ may not engage in ~~no~~ further advertising or solicitation whatsoever. The superintendent may, by written order, permit such further operation of the organization as ~~he~~ the superintendent may find to be in the best interest of enrollees, to the end that enrollees will be afforded the greatest practical opportunity to obtain continuing health care coverage.

Sec. B-348. 24-A MRSA §4217, as enacted by PL 1975, c. 503, is corrected to read:

§4217. Rehabilitation, liquidation or conservation of health maintenance organizations

Any rehabilitation, liquidation or conservation of a health maintenance organization ~~shall~~ must be deemed to be the rehabilitation, liquidation or conservation of an insurance company and ~~shall~~ must be conducted under the supervision of the superintendent pursuant to the laws governing the rehabilitation, liquidation or conservation of insurance companies. The superintendent may institute summary proceedings in the same manner as provided in the laws governing delinquent insurers, and ~~he~~ the superintendent may apply for an order directing ~~him~~ the superintendent to rehabilitate, liquidate or conserve a health maintenance organization when in ~~his~~ the

superintendent's opinion the continued operation of the health maintenance organization would be hazardous either to the enrollees or to the people of this State.

Sec. B-349. 24-A MRSA §4221, sub-§1, as amended by PL 1977, c. 694, §437, is corrected to read:

1. The superintendent may levy an administrative penalty in an amount not less than \$100 nor more than \$500, if reasonable notice in writing is given of the intent to levy the penalty and the health maintenance organization has a reasonable time within which to remedy the defect in its operations ~~which that~~ gave rise to the penalty citation. The superintendent may augment this penalty by an amount equal to the sum that ~~he the~~ superintendent calculates to be the damages suffered by enrollees or other members of the public.

Sec. B-350. 24-A MRSA §4221, sub-§4, as enacted by PL 1975, c. 503, is corrected to read:

4. In the case of any violation under this chapter, if the superintendent elects not to issue a cease and desist order, or in the event of noncompliance with a cease and desist order issued pursuant to this section, the superintendent may apply to the Superior Court to issue an injunction restraining the company in whole or in part from proceeding further with its business, or ~~he the~~ superintendent may apply for an order of the court to command performance consistent with contractual obligations of the health maintenance organization.

Sec. B-351. 24-A MRSA §4225, as amended by PL 1975, c. 293, §4 and enacted by c. 503 and amended by PL 2003, c. 689, Pt. B, §7, is corrected to read:

§4225. Commissioner of Health and Human Services' authority to contract

The Commissioner of Health and Human Services, in carrying out ~~his the commissioner's~~ obligations under sections 4204, subsection 1, paragraph B; section 4215; and section 4216, subsection 1, may contract with qualified persons to make recommendations concerning the determinations required to be made by ~~him the commis-~~ sioner. Such recommendations may be accepted in full or in part by the Commissioner of Health and Human Services.

Sec. B-352. 24-A MRSA §4356, first ¶, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

The superintendent may petition for an order directing ~~him the superintendent~~ to rehabilitate a domestic insurer or an alien insurer domiciled in this State on any one or more of the following grounds:

Sec. B-353. 24-A MRSA §4357, first ¶, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

The superintendent may apply to the court for an order appointing ~~him the superintendent~~ as receiver, if

~~his the superintendent's~~ appointment as receiver is not then in effect, and directing ~~him the superintendent~~ to liquidate the business of a domestic insurer or of the United States branch of an alien insurer having trusteed assets in this State, whether or not there has been a prior order directing ~~him the superintendent~~ to rehabilitate the insurer, upon any one or more of the following grounds:

Sec. B-354. 24-A MRSA §4358, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§4358. Ground for conservation, foreign and alien insurers

The superintendent may apply to the court for an order appointing ~~him the superintendent~~ as receiver or ancillary receiver, and directing ~~him the superintendent~~ to conserve the assets within this State, of a foreign or alien insurer upon any of the applicable ground specified in sections 4356 or 4357, or upon the ground that the insurer's property has been sequestered in its domiciliary sovereignty or in any other sovereignty; or, in the case of an alien insurer that the insurer has failed to make good an impairment of its trusteed funds within the time required therefor by order of the superintendent.

Sec. B-355. 24-A MRSA §4359, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§4359. Grounds for ancillary liquidation, foreign and alien insurers

The superintendent may apply to the court for an order appointing ~~him the superintendent~~ to liquidate the business of a foreign or alien insurer having assets, business or claims in this State upon the appointment in the domiciliary sovereignty of such insurer of a receiver, liquidator, conservator, rehabilitator or other officer by whatever name called for the purpose of liquidating the business of the insurer.

Sec. B-356. 24-A MRSA §4364, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. As a domiciliary receiver, the superintendent ~~shall be~~ is vested by operation of law with the title to all of the property, contracts and rights of action and all of the books and records of the insurer, wherever located, as of the date of entry of the order directing ~~him the superintendent~~ to rehabilitate or liquidate a domestic insurer or to liquidate the United States branch of an alien insurer domiciled in this State, and ~~he shall have the superintendent has~~ the right to recover the same and reduce the same to possession; except that ancillary receivers in reciprocal states ~~shall~~ have, as to assets located in their respective states, the rights and powers ~~which that~~ are herein prescribed for ancillary receivers appointed in this State as to assets located in this State.

Sec. B-357. 24-A MRSA §4364, sub-§4, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

4. The superintendent as domiciliary receiver ~~shall be is~~ responsible for the proper administration of all assets coming into ~~his~~ the superintendent's possession or control. The court may at any time require a bond from ~~him~~ the superintendent or ~~his~~ the superintendent's deputies, if ~~deemed~~ considered desirable for the protection of such assets.

Sec. B-358. 24-A MRSA §4364, sub-§6, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

6. In connection with delinquency proceedings, the superintendent may appoint one or more special deputy superintendents to act for ~~him~~ the superintendent and ~~he~~ the superintendent may employ such counsel, clerks and assistants as ~~he deems~~ the superintendent considers necessary. The compensation of the special deputies, counsel, clerks or assistants and all expenses of taking possession of the insurer and of conducting the proceedings ~~shall be~~ are fixed by the receiver and ~~shall must~~ be paid out of the funds or assets of the insurer. Within the limits of duties imposed upon them, special deputies ~~shall~~ possess all the powers given to and, in the exercise of those powers, ~~shall be~~ are subject to all of the duties imposed upon the receiver with respect to such proceedings.

Sec. B-359. 24-A MRSA §4364, sub-§7, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

7. During such receivership the superintendent shall file in the court, at regular intervals not less frequently than quarterly, ~~his~~ the superintendent's true reports in summary form of the insurer's affairs under the receivership, and of progress being made in accomplishing the objectives of the receivership. All such reports, together with such additional or special reports as the court may reasonably require, ~~shall be~~ are subject to review by the court; and all actions of the receiver therein reported ~~shall be~~ are subject to the court's approval, but the court ~~shall may~~ not withhold approval or disapprove any such action unless found by the court after a hearing thereon in open court to be unlawful, ~~or~~ arbitrary, or capricious.

Sec. B-360. 24-A MRSA §4365, sub-§1, ¶A, as enacted by PL 1969, c. 132, §1, is corrected to read:

A. If ~~he~~ the superintendent finds that there are sufficient assets of the insurer located in this State to justify the appointment of an ancillary receiver, or

Sec. B-361. 24-A MRSA §4365, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. The domiciliary receiver for the purpose of liquidating an insurer domiciled in a reciprocal state ~~shall be is~~ vested by operation of law with the title to all of

the property, contracts and rights of action, and all of the books and records of the insurer located in this State and ~~he shall have~~ the domiciliary receiver has the immediate right to recover balances due from local agents and to obtain possession of any books and records of the insurer found in this State. ~~He shall~~ The domiciliary receiver is also be entitled to recover the other assets of the insurer located in this State, except that upon the appointment of an ancillary receiver in this State, the ancillary receiver ~~shall~~ during the ancillary receivership proceedings ~~have~~ has the sole right to recover such other assets. The ancillary receiver shall, as soon as practicable, liquidate from their respective securities those special deposit claims and secured claims ~~which that~~ are proved and allowed in the ancillary proceedings in this State, and shall pay the necessary expenses of the proceedings. All remaining assets ~~he~~ the ancillary receiver shall promptly transfer to the domiciliary receiver. Subject to the foregoing provisions, the ancillary receiver and ~~his~~ the ancillary receiver's deputies ~~shall~~ have the same powers and ~~be are~~ subject to the same duties with respect to the administration of such assets as a receiver of an insurer domiciled in this State.

Sec. B-362. 24-A MRSA §4365, sub-§3, as enacted by PL 1969, c. 132, §1, is corrected to read:

3. The domiciliary receiver of an insurer domiciled in a reciprocal state may sue in this State to recover any assets of such insurer to which ~~he~~ the domiciliary receiver may be entitled under the laws of this State.

Sec. B-363. 24-A MRSA §4366, sub-§2, ¶B, as enacted by PL 1969, c. 132, §1, is corrected to read:

B. If ancillary proceedings have been commenced in such reciprocal states, may be proved in those proceedings. In the event a claimant elects to prove ~~his~~ the claimant's claim in ancillary proceedings, if notice of the claim and opportunity to appear and be heard is afforded the domiciliary receiver of this State, as provided in section 4367 with respect to ancillary proceedings in this State, the final allowance of such claim by the courts in the ancillary state ~~shall must~~ be accepted in this State as conclusive as to its amount and ~~shall must~~ also be accepted as conclusive as to its priority, if any, against special deposits or other security located within the ancillary state.

Sec. B-364. 24-A MRSA §4367, sub-§2, ¶B, as enacted by PL 1969, c. 132, §1, is corrected to read:

B. If ancillary proceedings have been commenced in this State, be proved in those proceedings. In the event that any such claimant elects to prove ~~his~~ a claim in this State, ~~he~~ the claimant shall file ~~his~~ the claim with the ancillary receiver and shall give notice in writing to the receiver in the domiciliary state, either by registered or certified mail or by personal service at least 40 days prior to the date

set for hearing. The notice ~~shall~~ must contain a concise statement of the amount of the claim, the facts on which the claim is based and the priorities asserted, if any. If the domiciliary receiver within 30 days after the giving of such notice ~~shall give~~ gives notice in writing to the ancillary receiver and to the claimant, either by registered or certified mail or by personal service, of ~~his the domiciliary receiver's~~ the domiciliary receiver's intention to contest such claim, ~~he shall be the domiciliary receiver~~ is entitled to appear or to be represented in any proceeding in this State involving adjudication of the claim. The final allowance of the claim by the courts of this State ~~shall~~ must be accepted as conclusive as to its amount and ~~shall~~ must also be accepted as conclusive as to its priority, if any, against special deposits or other security located within this State.

Sec. B-365. 24-A MRSA §4368, sub-§1, as enacted by PL 1969, c. 132, §1, is corrected to read:

1. All claims against an insurer against which delinquency proceedings have been begun ~~shall~~ must set forth in reasonable detail the amount of the claim, or the basis upon which such amount can be ascertained, the facts upon which the claim is based, and the priorities asserted, if any. All such claims ~~shall~~ must be verified by the affidavit of the claimant or someone authorized to act on ~~his the claimant's~~ the claimant's behalf and having knowledge of the facts, and ~~shall~~ must be supported by such documents as may be material thereto.

Sec. B-366. 24-A MRSA §4368, sub-§3, as enacted by PL 1969, c. 132, §1, is corrected to read:

3. Within 10 days of the receipt of any claim, or within such further period as the court may fix for good cause shown, the receiver shall report the claim to the court, specifying in such report ~~his the receiver's~~ the receiver's recommendation with respect to the action to be taken thereon. Upon receipt of such report, the court shall fix a time for hearing the claim and shall direct that the claimant or the receiver, as the court ~~shall specify~~ specifies, ~~shall~~ must give such notice as the court ~~shall determine~~ determines to such persons as ~~shall~~ must appear to the court to be interested therein. All such notices ~~shall~~ must specify the time and place of the hearing and ~~shall~~ must concisely state the amount and nature of the claim, the priorities asserted, if any, and the recommendation of the receiver with reference thereto.

Sec. B-367. 24-A MRSA §4371, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§4371. Deposit of monies money

The ~~monies~~ money collected by the superintendent in a proceeding under this chapter ~~shall~~ must be from time to time deposited in one or more state or national banks, savings banks or trust companies, and in the case of the insolvency or voluntary or involuntary liquidation of any such depository ~~which that~~ is an institution

organized and supervised under the laws of this State, such deposits ~~shall be~~ are entitled to priority of payment on an equality with any other priority given by the banking laws of this State. The superintendent may in ~~his the~~ the superintendent's discretion deposit such ~~monies~~ money or any part thereof in a national bank or trust company as a trust fund.

Sec. B-368. 24-A MRSA §4372, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§4372. Exemption from fees

The superintendent ~~shall~~ may not be required to pay any fee to any public officer in this State for service of process, filing, recording, issuing a transcript or certificate or authenticating any paper or instrument pertaining to the exercise by the superintendent of any of the powers or duties conferred upon ~~him the~~ the superintendent under this chapter, whether or not such paper or instrument be executed by the superintendent or ~~his the~~ the superintendent's deputies, employees or attorneys of record and whether or not it is connected with the commencement of any action or proceeding by or against the superintendent, or with the subsequent conduct of such action or proceeding.

Sec. B-369. 24-A MRSA §4373, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§4373. Escrowing on pledge of assets

For the purpose of facilitating the rehabilitation, liquidation, conservation or dissolution of an insurer pursuant to this chapter, the superintendent may, subject to the approval of the court, borrow money and execute, acknowledge and deliver notes or other evidences of indebtedness therefor and secure the repayment of the same by the mortgage, pledge, assignment, transfer in trust, or hypothecation of any or all of the property, whether real, personal or mixed, of such insurer, and the superintendent subject to the approval of the court ~~shall have~~ has power to take any and all other action necessary and proper to consummate any such loan and to provide for the repayment thereof. The superintendent ~~shall be~~ is under no obligation personally or in ~~his the~~ the superintendent's official capacity to repay any loan made pursuant to this section.

Sec. B-370. 24-A MRSA §4374, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§4374. Termination of rehabilitation

If at any time the court finds, after hearing in open court, upon petition of the superintendent or of the insurer or of ~~his the~~ the court's own motion, that the objectives of an order to rehabilitate a domestic insurer or an alien insurer domiciled in this State have been accomplished, and that the insurer can be returned to its own management without further jeopardy to the insurer and

its creditors or policyholders or stockholders or to the public, the court may, upon a full report and accounting by the superintendent relative to the conduct of the insurer's affairs during the rehabilitation and of the insurer's current financial condition, terminate the rehabilitation and by order return the insurer, its assets and affairs, to the insurer's management.

Sec. B-371. 24-A MRSA §4378, sub-§2, ¶B, as enacted by PL 1969, c. 132, §1, is corrected to read:

B. If such person ~~shall furnish~~ furnishes suitable proof, unless the court for good cause shown ~~shall otherwise direct~~ directs, that no further valid claims against the insurer arising out of ~~his~~ the person's cause of action other than those already presented can be made; and

Sec. B-372. 24-A MRSA §4378, sub-§4, as enacted by PL 1969, c. 132, §1, is corrected to read:

4. ~~No~~ A claim of any secured claimant ~~shall may~~ not be allowed at a sum greater than the difference between the value of the claim without security and the value of the security itself as of the date of the entry of the order of liquidation or such other date set by the court for the fixation of rights and liabilities as provided in section 4376 unless the claimant ~~shall surrender his~~ surrenders the claimant's security to the liquidator and in which event the claim ~~shall must~~ must be allowed in the full amount for which it is valued.

Sec. B-373. 24-A MRSA §4379, sub-§6, as enacted by PL 1969, c. 132, §1, is corrected to read:

6. Judgments. Claims based solely on judgments. If a claimant files a claim and bases it both on the judgment and on the underlying facts, the claim ~~shall must~~ be considered by the liquidator who shall give the judgment such weight as ~~he deems~~ the liquidator considers appropriate. The claim as allowed ~~shall must~~ receive the priority it would have received in the absence of the judgment. If the judgment is larger than the allowance on the underlying claim, the remaining portion of the judgment ~~shall must~~ be treated as if it were a claim based solely on a judgment.

Sec. B-374. 24-A MRSA §4380, as enacted by PL 1969, c. 132, §1, is corrected to read:

§4380. Subordination of claims for noncooperation

If an ancillary receiver, by whatever name called, in another state or foreign country fails to transfer to the domiciliary liquidator in this State any assets within ~~his~~ the ancillary receiver's control other than special deposits, diminished only by the expenses, if any, of the ancillary receivership, the claims filed in the ancillary receivership, other than special deposit claims or secured claims, ~~shall must~~ be placed in the class of claims under section 4379, subsection 8.

Sec. B-375. 24-A MRSA §4381, sub-§2, ¶A, as enacted by PL 1969, c. 132, §1, is corrected to read:

A. The obligation of the insurer to such person would not at the date of the entry of any liquidation order or otherwise, as provided in section 4376, entitle ~~him~~ such person to share as a claimant in the assets of the insurer; or

Sec. B-376. 24-A MRSA §4382, first ¶, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

Within 3 years after the date of the entry of an order of rehabilitation or liquidation of a domestic mutual insurer or a domestic reciprocal insurer, the superintendent may make and file ~~his~~ the superintendent's report and petition to the court setting forth:

Sec. B-377. 24-A MRSA §4383, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. Upon the filing and reading of the report and petition provided for in section 4382, the court, ex parte, may order the superintendent to assess all members or subscribers of the insurer who may be subject to such an assessment, in such an aggregate amount as the court finds reasonably necessary to pay all valid claims as may be timely filed and proved in the delinquency proceedings, together with the costs and expenses of levying and collecting assessments and the costs and expenses of the delinquency proceedings in full. Any such order ~~shall must~~ require the superintendent to assess each such member or subscriber for ~~his~~ the member's or subscriber's proportion of the aggregate assessment, according to such reasonable classification of such members or subscribers and formula as may be made by the superintendent and approved by the court.

Sec. B-378. 24-A MRSA §4384, sub-§2, as enacted by PL 1969, c. 132, §1, is corrected to read:

2. Each member or subscriber ~~shall must~~ be notified of the amount of assessment to be paid by ~~him~~ the member or subscriber by written notice mailed to the address of the member or subscriber last of record with the insurer. Failure of the member or subscriber to receive the notice so mailed, within the time specified therein or at all, ~~shall be no~~ is not a defense in any proceeding to collect the assessment.

Sec. B-379. 24-A MRSA §4384, sub-§4, as enacted by PL 1969, c. 132, §1, is corrected to read:

4. If the subscriber or member after due service of a copy of the order and petition referred to in subsection 3 is made upon ~~him~~ the subscriber or member:

A. Fails to appear at the time and place specified in the order, judgment ~~shall must~~ be entered against ~~him~~ the subscriber or member as prayed for in the petition; or

B. Appears in the manner and form required by law in response to the order, the court shall hear

and determine the matter and enter a judgment in accordance with its decision.

Sec. B-380. 24-A MRSA §4385, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. If ~~he~~ the superintendent is appointed receiver under this section, the superintendent shall comply with requirements necessary to give ~~him~~ the superintendent title to and control over the assets and affairs of the insurer.

Sec. B-381. 24-A MRSA §4401, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. If the superintendent determines after a hearing that any insurer has committed or engaged in, or is committing or engaging in, or is about to commit or engage in any act, practice or transaction that would subject it to formal delinquency proceedings under section 4351 to 4407, ~~he~~ the superintendent may make and serve upon the insurer and other persons involved such orders, other than seizure orders under sections 4404 and 4405, as ~~he deems~~ the superintendent considers reasonably necessary to correct, eliminate or remedy such conduct, condition or ground. Orders to cure impairment of capital or surplus of a domestic insurer are subject to sections 3423 and 3424.

Sec. B-382. 24-A MRSA §4401, sub-§2, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

2. If the superintendent believes that irreparable harm to the insurer or its policyholders, creditors or the public may occur unless ~~his~~ the superintendent's order is issued with immediate effect, ~~he~~ the superintendent may make and serve ~~his~~ the superintendent's order without notice and before hearing, and shall simultaneously therewith serve upon the insurer and other persons involved the notice of hearing as required under subsection 3.

Sec. B-383. 24-A MRSA §4404, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. Upon filing by the superintendent in any Superior Court of this State of ~~his~~ the superintendent's verified petition alleging any ground for a formal delinquency proceeding against an insurer under sections 4351 to 4385 and that the interests of the insurer's policyholders or creditors or the public will be jeopardized by delay, and setting forth the order ~~deemed~~ considered necessary by the superintendent, the court shall, ex parte and without notice or hearing, issue the requested order. The requested order may:

A. Direct the superintendent to take possession and control of all or part of the property, books, accounts and records of the insurer and the premises occupied by it for transaction of its business; and

B. Until further order of court, enjoin the insurer and its officers, managers, agents and employees from removal, concealment or other disposition of its property, and from transaction of its business, except with the superintendent's written consent.

Sec. B-384. 24-A MRSA §4405, sub-§1, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

1. If it appears to the superintendent that the interests of policyholders, creditors or the public will be jeopardized by delay incident to requesting a court seizure order, then on any ground ~~which~~ that would justify a court seizure order under section 4404, and without notice and without applying to the court, the superintendent may issue a seizure order ~~which~~ that must contain a statement verified by ~~him~~ the superintendent of the grounds of ~~his~~ the superintendent's action. As directed by the seizure order, the superintendent's representatives shall forthwith take possession and control of all or part of the property, books, accounts and records of the insurer, and of the premises occupied by the insurer for transaction of its business. The superintendent shall retain possession and control until the order is vacated or is replaced by an order of court pursuant to subsection 2 or pursuant to a formal proceeding under this chapter.

Sec. B-385. 24-A MRSA §4406, sub-§3, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

3. In all summary proceedings and judicial reviews thereof, all records of the insurer, other documents, and all insurance bureau files and court records and papers, so far as they pertain to or are part of the record of the summary proceedings, ~~shall be~~ are and remain confidential except as necessary to obtain compliance therewith, unless the court after hearing arguments by the parties in chambers ~~shall order~~ orders otherwise, or unless the insurer requests that the matter be made public. Until the court otherwise orders, all papers filed with the clerk of court ~~shall~~ must be held by ~~him~~ the clerk of court in a confidential file.

Sec. B-386. 24-A MRSA §4407, as enacted by PL 1969, c. 132, §1 and amended by PL 1973, c. 585, §12, is corrected to read:

§4407. —~~penalty~~ Penalty for refusal to deliver property, etc.

Any person having possession or custody of and refusing to deliver to the superintendent or ~~his~~ the superintendent's representative upon request any of the property, books, accounts, documents or other records of an insurer against which a seizure order or a summary order has been issued by the superintendent or by the court, as provided under sections 4401 to 4406, ~~shall~~ is upon conviction thereof ~~be~~ subject to a fine of not over \$10,000 or imprisonment for less than one year, or by both such fine and imprisonment.

Sec. B-387. 24-A MRSA §4441, sub-§2, ¶C, as enacted by PL 1969, c. 561, is corrected to read:

C. Revoke the designation of any servicing facility if ~~he~~ the superintendent finds claims are being handled unsatisfactorily.

Sec. B-388. 24-A MRSA §4442, first ¶, as enacted by PL 1969, c. 561, is corrected to read:

Any person recovering on a covered claim under this subchapter ~~shall~~ must be deemed to have assigned ~~his~~ the person's rights under the policy to the association to the extent of ~~his~~ the person's recovery from the association. Every insured or claimant seeking the protection of this subchapter shall cooperate with the association to the same extent as such person would have been required to cooperate with the insolvent insurer. The association ~~shall have~~ has no cause of action against the insured of the insolvent insurer for any sums it has paid out except such causes of action as the insolvent insurer would have had if such sums had been paid by the insolvent insurer. In the case of an insolvent insurer operating on a plan with assessment liability, payment of claims by the association ~~shall~~ does not operate to reduce the liability of insureds to the receiver, liquidator or statutory successor for unpaid assessments.

Sec. B-389. 24-A MRSA §4444, sub-§3, as enacted by PL 1969, c. 561 and amended by PL 1973, c. 585, §12, is corrected to read:

3. Report. The superintendent shall report to the board of directors when ~~he~~ the superintendent has reasonable cause to believe that any member insurer examined or being examined at the request of the board of directors may be insolvent or in a financial condition hazardous to policyholders or the public.

Sec. B-390. 24-A MRSA §4448, as enacted by PL 1969, c. 561 and amended by PL 1973, c. 585, §12, is corrected to read:

§4448. Immunity

There ~~shall be~~ is no liability on the part of and no cause of action of any nature ~~shall arise~~ arises against any member insurer, the association or its agents or employees, the board of directors, or the superintendent or ~~his~~ the superintendent's representatives for any action taken by them in the performance of their powers and duties under this subchapter.

Sec. B-391. 24-A MRSA §4450, as enacted by PL 1969, c. 561 and amended by PL 1973, c. 585, §12, is corrected to read:

§4450. Termination of association

The superintendent shall by order terminate the operation of the association as to any kind of insurance with respect to which ~~he~~ the superintendent has found, after notice and hearing, that there is in effect a statutory plan of the United States Government to avoid excessive delay or financial loss to claimants or policyholders

because of insurer insolvency and ~~which~~ that provides for protection and benefits to residents of this State not materially less favorable than provided under this subchapter. Such order for termination ~~shall continue~~ continues the operation of this subchapter with respect to prior insurer insolvencies not covered by such plan. The order ~~shall~~ must also provide for a proportionate distribution of the assets of the association to insurers ~~which~~ that will cease to be members of the association on the effective date of the order.

Sec. B-392. 24-A MRSA §4613, as enacted by PL 1983, c. 846, is corrected to read:

§4613. Appointment of association nominee

The association may recommend a natural person to serve as a special deputy to act for the superintendent and under ~~his~~ the superintendent's supervision in the liquidation, rehabilitation or conservation of any member insurer.

Sec. B-393. 24-A MRSA §6205, sub-§1, as amended by PL 1989, c. 502, Pt. A, §100 and PL 1999, c. 547, Pt. B, §78 and affected by §80, is corrected to read:

1. Complaint to District Court. The superintendent may file a complaint with the District Court seeking the suspension or revocation of any certificate of authority issued to a provider under this chapter if ~~he~~ the superintendent finds, or the department certifies, that any of the following conditions exist:

A. The provider is operating significantly in contravention of its basic organizational document or in a manner contrary to that described in and reasonably inferred from any other information submitted under this chapter, unless amendments to those submissions have been filed with and approved by the superintendent;

B. The provider charges an entrance fee, maintenance fee or other amount not consistent with the continuing care contract approved pursuant to section 6206;

C. The department certifies to the superintendent that the provider is unable to fulfill its obligations to furnish shelter, health care or supportive services;

D. The provider is no longer financially responsible and may not reasonably be expected to meet its obligations to subscribers or prospective subscribers;

E. The provider has failed to implement a mechanism affording the subscribers an opportunity to participate in matters of policy and operation;

F. The provider has failed to implement the complaint system in a manner to reasonably resolve valid complaints;

G. The provider or any person on its behalf has advertised or merchandised its services in an untrue, misrepresentative, misleading, deceptive or unfair manner;

H. The continued operation of the provider will be hazardous to its subscribers;

I. The provider has submitted false financial statements, organizational statements or documents; or

J. The provider has otherwise failed to substantially comply with this chapter or any rules issued by the superintendent or the department pursuant to this chapter.

Sec. B-394. 35-A MRSA §106, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

§106. ~~Chairman~~ Chair of the Public Utilities Commission

The following provisions apply to the ~~chairman~~ chair of the Public Utilities Commission.

1. Appointment. The Governor shall designate one member of the commission as ~~chairman~~ chair.

2. General duties. The ~~chairman~~ chair shall:

A. Be the principal executive officer of the commission in carrying out its policies;

B. Preside at meetings of the commission; and

C. Be responsible for the expedient organization of the commission's work.

3. Hearings. For any particular hearing or series of hearings before the commission, the ~~chairman~~ chair may assign ~~himself~~ the chair or another commissioner to attend.

4. Acting ~~chairman~~ chair. When absent one working day or more, the ~~chairman~~ chair shall name another commissioner to act as ~~chairman~~ chair.

Sec. B-395. 35-A MRSA §110, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

§110. Removal of commissioner

Any willful violation of this Title by a commissioner ~~shall constitute~~ constitutes sufficient cause for ~~his~~ the commissioner's removal by the Governor, on the address of both branches of the Legislature or by impeachment pursuant to the Constitution of Maine, Article IX, Section 5.

Sec. B-396. 35-A MRSA §112, sub-§3, ¶B, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

B. A person other than a commissioner must produce ~~his~~ that person's authority to make an inspection.

Sec. B-397. 35-A MRSA §1309, sub-§4, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

4. Statute of limitations for complaints brought under this section. Within 2 years after the rendering of any service within the State by a public utility, for which service a rate, toll or charge is made by the utility, a person aggrieved may complain to the commission that the rate, toll or charge exacted for the service is unjustly discriminatory against ~~him~~ that person, either because it is higher than that charged by the same utility for the same service or service of similar value and cost rendered to other users or consumers, or because the utility has failed, without reasonable cause, to make a more favorable rate, toll or charge published by it for the same or similar service applicable to the user or consumer or to the class of users or consumers to which ~~he~~ that person belongs, or at the place at which the service is rendered.

Sec. B-398. 35-A MRSA §1312, sub-§1, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

1. Witnesses. Each witness who is ordered to appear before the commission ~~shall receive~~ receives for ~~his~~ that witness's attendance the fees and mileage provided for witnesses in civil cases in the Superior Court. This provision does not apply to the employees, officers, directors, trustees and holders of more than 10% of the common stock of a public utility ~~which~~ that is the subject of the commission's proceeding.

Sec. B-399. 35-A MRSA §1315, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

§1315. Self-incrimination; immunity

1. Self-incrimination. In any proceeding before the commission, if a person refuses to answer questions or produce evidence on the ground that ~~he~~ that person may be incriminated and if the commission staff, in writing, and with the written approval of the Attorney General, requests the commission to order that person to answer the questions or produce the evidence, the commission, after notice to the witness and a hearing, shall so order unless it finds to do so would be clearly contrary to the public interest.

2. Immunity. If, but for this section, the person would have had the right to withhold the answers given or the evidence produced by ~~him~~ that person, ~~he~~ that person may not be prosecuted or subjected to penalty or forfeiture for or on account of any transaction or matter ~~which~~ that concerns the answers ~~he~~ that person gave or the evidence ~~he~~ that person produced in accordance with the order.

3. Failure to comply. If a person fails to answer questions or produce evidence as ordered by the commission, following notice and hearing, ~~he~~ that person is subject to the provisions of section 1502. A person may

be prosecuted or subjected to penalty or forfeiture for any perjury, false swearing or contempt that ~~he~~ that person commits in answering or failing to answer or in producing or failing to produce evidence in accordance with the order.

Sec. B-400. 35-A MRSA §1701, sub-§2, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

2. Staff of the Public Advocate. The staff of the Public Advocate ~~shall consist~~ consists of such other personnel, including staff attorneys, as the Public Advocate determines necessary to represent the using and consuming public, as required by subsection 1702. All ~~such~~ such personnel ~~shall under this subsection must~~ be appointed, supervised and directed by the Public Advocate. The Public Advocate is not subject to the supervision, direction or control of the ~~chairman~~ chair or members of the commission.

Sec. B-401. 35-A MRSA §2505, sub-§1, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

1. Assessment of damages. If the owner's property is in any way injuriously affected or lessened in value, whether by occupation of the ground, or air or otherwise by the construction, alteration or location of a line, whether the owner is the owner of the fee in the way or not, ~~he~~ the owner may within 6 months after the construction, alteration or location apply to the municipal officers to assess and appraise the damage.

Sec. B-402. 35-A MRSA §2505, sub-§2, ¶C, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

C. They shall on demand deliver one copy to the applicant and the other to the person constructing the line or ~~his~~ that person's agent.

Sec. B-403. 35-A MRSA §2505, sub-§4, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

4. Failure to pay award and costs. If the award and costs are not paid within 30 days after a written demand for them is served upon the person or any of ~~his~~ the person's agents, the owner of land may bring a civil action to recover the award and costs in the Superior Court for the county in which the land is located. Full costs ~~shall~~ must be allowed.

Sec. B-404. 35-A MRSA §2518, sub-§2, ¶C, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

C. The owner of the poles may recover, in a civil action, from each party using the poles, ~~his~~ the owner's share of the cost and expense or the rental as determined by the municipal officers.

Sec. B-405. 35-A MRSA §2518, sub-§5, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

5. Appeals. A party aggrieved by an order or decision of the municipal officers relating to the joint use of poles, ~~or,~~ by any regulation established by the municipal officers relating to the joint use of poles, ~~or~~ by their decision as to ~~his~~ the party's proportionate share of the original cost, the cost of maintaining the joint poles, or the annual rental for the use of the joint poles, may appeal from the order, decision or regulation at any time, within 10 days after service of notice of them, to the Superior Court in the county in which the municipality is located.

A. When an appeal is taken, the appellant shall:

(1) Include in the complaint a statement setting forth substantially the facts of the case, and the orders, decisions or regulations of the municipal officers from which ~~he~~ the appellant appeals and in what respect ~~he~~ the appellant is aggrieved by them; and

(2) Give written notice of the appeal with a copy of the complaint to the opposite party.

B. The presiding justice at the first term of the Superior Court shall appoint a committee ~~comprised~~ of 3 disinterested persons, not residents of the municipality named in the complaint, who shall, within 30 days after the appointment, after due notice and hearing:

(1) Affirm the orders or decisions of the municipal officers;

(2) Amend or modify the orders or decisions; or

(3) Make new and further orders, decisions or regulations governing the joint use of poles by any of the parties to the proceedings, or in relation to the proportionate share of the expense to be borne by each party using the joint poles, or the just and fair rental for the use of the poles.

C. The committee's report ~~shall~~ must be filed with the clerk of the Superior Court. Upon being accepted by a Justice of the Superior Court the report is final and binding on all parties to the proceedings, except that questions of law arising under the proceedings may be reserved for decision by the Law Court.

D. A person affected by an order or decision of the municipal officers, who is not joined in the original complaint, may, on motion to the Superior Court, be joined in the complaint at any time before hearing by the committee appointed under this section.

Sec. B-406. 35-A MRSA §2520, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

§2520. Affixing wires and structures; consent of building owner required

Every person maintaining or operating a telephone or electrical line; or anyone who in any manner affixes, causes to be affixed or enters upon the property of another for the purpose of affixing a structure, fixture, wire or other apparatus to the building of another without the consent of the owner of the property or ~~his~~ the owner's lawful agent commits a civil violation for which a ~~forfeiture fine~~ not to exceed \$100 may be adjudged for each offense.

Sec. B-407. 35-A MRSA §2702, sub-§1, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

1. Term. Serve for one year or until another is qualified in ~~his~~ the inspector's stead, at a salary determined by the municipal officers; and

Sec. B-408. 35-A MRSA §2704, sub-§1, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

1. Application for inspection. If a consumer applies in writing to the municipal clerk for the inspection of ~~his~~ that consumer's meter, and deposits with the clerk the fee fixed by the municipal officers for this service, the inspector shall inspect and test the meter.

Sec. B-409. 35-A MRSA §2904, sub-§3, ¶A, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

A. Elect one of its members as ~~chairman~~ chair and one as ~~vice-chairman~~ vice-chair; and

Sec. B-410. 35-A MRSA §2904, sub-§6, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

6. Compensation and expenses. Each member of the board of commissioners ~~shall~~ must receive \$50 per day for the time actually spent in the discharge or performance of ~~his~~ that member's duties as a commissioner in addition to other compensation ~~he~~ that member may receive as a Commissioner of the Maine Municipal Bond Bank.

Each commissioner ~~shall~~ must be reimbursed for ~~his~~ that commissioner's reasonable expenses incurred in carrying out ~~his~~ that commissioner's duties under this chapter. ~~No~~ An officer or employee of the State ~~forfeits~~ his ~~does not forfeit~~ office or employment or any benefits or emoluments of that office or employment by accepting the office of commissioner of the bank or ~~his~~ that officer's or employee's services in the bank.

Sec. B-411. 35-A MRSA §2908, sub-§6, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

6. Signature of officers. If any officer whose signature appears on the bonds, notes or bond coupons

ceases to be an officer before the delivery of the bonds, notes or bond coupons, ~~his~~ that officer's signature is valid for all purposes as if ~~he~~ that officer had remained in office.

Sec. B-412. 35-A MRSA §2921, sub-§2, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

2. Officers' signatures on bonds. If any officer whose signature appears on the public utility bonds ceases to be an officer before the delivery of those bonds, ~~his~~ that officer's signature is valid for all purposes, as if ~~he~~ that officer had remained in office.

Sec. B-413. 35-A MRSA §3305, sub-§2, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

2. Use of electricity by the producer or cogenerator. Any small power producer or cogenerator may generate or distribute electricity through ~~his~~ that producer's or cogenerator's private property solely for ~~his~~ that producer's or cogenerator's own use, the use of ~~his~~ that producer's or cogenerator's tenants or the use of, or sale to, ~~his~~ that producer's or cogenerator's associates in a small power production or cogeneration facility and not for the use of or sale to others without approval or regulation by the commission.

Sec. B-414. 35-A MRSA §3710, sub-§1, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

1. Articles filed by Secretary of State. Articles of incorporation, amendment, conversion or dissolution, when executed and acknowledged and accompanied by such affidavits as may be required by this chapter ~~shall~~ must be presented to the Secretary of State for filing in the records of ~~his~~ the office of the Secretary of State. If the Secretary of State determines that the articles presented conform to the requirements of this chapter ~~he~~ the Secretary of State shall, upon the payment of the fees as provided in section 3708, file the articles in the records of ~~his~~ the office of the Secretary of State.

Sec. B-415. 35-A MRSA §3735, sub-§3, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

3. Notice. Except as otherwise provided in this chapter, written or printed notice stating the time and place of each meeting of the members and, in the case of a special meeting, the purpose or purposes for which the meeting is called, ~~shall~~ must be given to each member, either personally or by mail, not less than 10 days nor more than 25 days before the date of the meeting. If mailed, notice ~~shall be~~ is deemed given when deposited in the United States mail with postage prepaid addressed to the member at ~~his~~ the member's address as it appears on the records of the cooperative.

Sec. B-416. 35-A MRSA §3736, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

§3736. Waiver of notice

Any person entitled to notice of a meeting may waive the notice in writing either before or after the meeting. If the person attends the meeting, ~~his~~ that person's attendance constitutes a waiver of notice of the meeting, unless the person participates in the meeting solely to object to the transaction of any business because the meeting has not been legally called or convened.

Sec. B-417. 35-A MRSA §3737, sub-§3, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

3. Term of office. The trustees of a cooperative named in the articles of incorporation or conversion ~~shall~~ hold office until the next annual meeting of the members and until their successors are elected and qualify. At each annual meeting or, in case of failure to hold the annual meeting as specified in the bylaws, at a special meeting called for that purpose, the members shall elect trustees to hold office until the next annual meeting of the members, except as otherwise provided in this chapter. Each trustee ~~shall hold~~ holds office for the term for which ~~he~~ that trustee is elected and until ~~his~~ that trustee's successor is elected and qualified.

Sec. B-418. 35-A MRSA §3739, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

§3739. Officers

The officers of a cooperative ~~shall~~ consist of a president, vice-president, secretary and treasurer, who ~~shall~~ must be elected annually by and from the board of trustees. When a person holding office ceases to be a trustee, ~~he shall cease~~ that person ceases to hold office. The offices of secretary and of treasurer may be held by the same person. The board of trustees may elect or appoint other officers, agents or employees as it determines necessary or advisable and shall prescribe their powers and duties. Any officer may be removed from office and ~~his~~ a successor elected in the manner prescribed in the bylaws.

Sec. B-419. 35-A MRSA §3906, sub-§3, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

3. Meetings. As soon as convenient after each annual election, the trustees shall hold a meeting at the offices of the district, elect a ~~chairman~~ chair and clerk and adopt a corporate seal. They may choose a treasurer and all other officers and agents for the proper management of the affairs of the district. Other meetings of the trustees may be called by the ~~chairman~~ chair or by any 2 of the trustees. Trustees shall determine their own compensation. The trustees shall, in the bylaws, determine the number constituting a quorum, but in no event less than half of the total number of trustees.

Sec. B-420. 35-A MRSA §3907, sub-§3, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

3. Meetings. As soon as convenient after each annual election, the trustees shall hold a meeting at the offices of the district, elect a ~~chairman~~ chair and clerk and adopt a corporate seal. They may choose a treasurer and all other officers and agents for the proper management of the affairs of the district. Other meetings of the trustees may be called by the ~~chairman~~ chair or by any 3 of the trustees, after prior notice to the public. Trustees shall determine their own compensation, not to exceed \$10 per meeting per trustee. A majority of trustees constitutes a quorum. The trustees shall conduct public hearings whenever they propose matters affecting rates, bylaws, service, an annual budget or their own compensation.

Sec. B-421. 35-A MRSA §4131, sub-§4, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

4. Oath. Each director, before entering upon ~~his~~ that director's duties, shall take and subscribe an oath to perform the duties of office faithfully, impartially and justly to the best of ~~his~~ that director's ability. A record of the oaths ~~shall~~ must be filed in the office of the Secretary of State.

Sec. B-422. 35-A MRSA §4131, sub-§5, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

5. Term. Directors ~~shall~~ serve for terms of 5 years each. The terms ~~shall~~ end on July 1st each year as follows: Two in 1982 and every 5 years thereafter; 2 in 1983 and every 5 years thereafter; 2 in 1984 and every 5 years thereafter; 2 in 1985 and every 5 years thereafter; and the balance if any in 1986 and every 5 years thereafter. Each director ~~shall hold~~ holds office until ~~his~~ that director's successor is appointed and qualified. A director is eligible for reappointment.

Sec. B-423. 35-A MRSA §4131, sub-§10, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

10. Officers. The board of directors shall also elect one of its member directors as ~~chairman~~ chair of the agency and shall also elect a treasurer and secretary who may be, but need not be, directors. It may elect other officers and agents as necessary to perform those acts commonly delegated to the officers and agents of a business corporation and shall set their compensation.

Sec. B-424. 35-A MRSA §4151, sub-§9, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

9. Signature; validity. If any director or executive officer of the agency whose signature appears on any notes, bonds or coupons ceases to be a director or executive officer before the delivery of the notes or

bonds, the signature is valid for all purposes, as if ~~he~~ that director or executive officer had remained in office until that delivery.

Sec. B-425. 35-A MRSA §4171, 2nd ¶, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

The State Auditor and ~~his~~ the State Auditor's authorized representatives may at any time examine the accounts and books of the agency, including its receipts, disbursements, contracts, sinking funds, investments and any other matters relating to its financial statements.

Sec. B-426. 35-A MRSA §4354, sub-§2, ¶A, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

A. The Treasurer of State, who shall act as ~~chairman~~ chair;

Sec. B-427. 35-A MRSA §6503, sub-§6, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

6. Satisfaction of judgment. When the owner is entitled to it, ~~he shall~~ the owner must be paid as much of the specie deposited as will satisfy ~~his~~ the owner's judgment. Notes or obligations deposited by the taker ~~shall must~~ be delivered to the officer having a warrant of distress, to sell as personal property is sold on execution, to satisfy the warrant and fees. Any balance ~~shall must~~ be paid to the taker.

Sec. B-428. 35-A MRSA §6506, sub-§2, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

2. Notice of damage award. After the report has been recorded, the county commissioners' clerk shall prepare a notice to each person, stating the amount of damages awarded to ~~him~~ that person. An officer shall serve the notice on those residing in the State. Notice to others ~~shall must~~ be by publication 3 weeks successively in a newspaper printed in the county. If there is no newspaper printed in the county, the notice ~~shall must~~ be published in a newspaper of general circulation in the area where the property is located.

Sec. B-429. 35-A MRSA §6509, sub-§1, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

1. Damages unpaid for more than 30 days. When the damages remain unpaid for more than 30 days after they are due and demanded or the security is not deposited, the owner may file in the Superior Court a complaint praying for an injunction against the use or occupation of ~~his~~ the owner's property taken.

Sec. B-430. 35-A MRSA §6509, sub-§3, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

3. Court may issue an injunction prohibiting use. The court, after summary notice to the taker and upon proof of the facts, may, without any bond filed, issue an injunction prohibiting ~~his~~ the taker's use and occupation until ~~he~~ the taker pays all damages and costs. If payment has not been made within 90 days, the court may issue a permanent injunction and all rights acquired by taking the property cease and the owner may maintain an action for its recovery and protection.

Sec. B-431. 35-A MRSA §6510, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

§6510. Service of injunction

1. Injunction may be served on a person who is not a party. An injunction issued against a person may be served on that person whether or not ~~he~~ that person is a party to the action, and ~~he shall be~~ that person is liable to all the penalties and consequences provided for a breach of the injunction.

2. Violation of injunction. The court may order a person who violates the injunction, after service, or who uses the property to show cause at a time fixed why a decree should not be entered and execution issued against ~~him~~ that person and ~~his~~ that person's goods and estate for the damages, interest, costs and ~~for~~ additional damages and costs for breach of the injunction.

3. Court may enter decree. Upon service and return of the order, the court may enter a decree that is just and equitable against the person and issue execution accordingly or may proceed against ~~him~~ the person for breach of injunction.

Sec. B-432. 35-A MRSA §6511, as enacted by PL 1987, c. 141, Pt. A, §6, is corrected to read:

§6511. Failure to apply for assessment not a waiver

The property owner's failure to apply for the assessment of damages within 3 years may not be held to be a waiver by ~~him~~ the property owner of compensation for property taken by eminent domain.

EXPLANATION

Pursuant to Public Law 2019, chapter 475, section 52, this Part corrects gender-specific references within statutory units in the Maine Revised Statutes, Titles 4, 7, 24-A and 35-A and incorporates certain administrative changes and corrections to those statutory units authorized under Title 1, section 93.

SELECTED MEMORIALS AND JOINT RESOLUTIONS

**JOINT RESOLUTION
RECOGNIZING THE
EXCEPTIONAL EFFORTS
OF LONG-TERM CARE
FACILITIES, SENIOR CARE
FACILITIES,
REHABILITATION
FACILITIES, ASSISTED
LIVING FACILITIES AND
CARE WORKERS DURING
THE PANDEMIC**

H.P. 1419

WHEREAS, long-term care facilities, senior care facilities, rehabilitation facilities and assisted living facilities as well as care workers have remained dedicated to providing quality care and quality of life for older individuals and individuals with disabilities in Maine throughout the great challenges presented by the COVID-19 pandemic; and

WHEREAS, the well-being and safety of older individuals and individuals with disabilities in the State depend in large part on the unfailing dedication of care workers, including nurses, home health aides, personal support specialists, certified nursing assistants, direct support professionals, certified residential medication aides and mental health rehabilitation technicians, all of whom provide daily, conscientious, professional hands-on care in care facilities and individuals' homes; and

WHEREAS, care workers have been instrumental in promoting and safeguarding the physical, mental, emotional, social and spiritual well-being of older individuals and individuals with disabilities throughout the very difficult separation from family members and friends due to COVID-19; and

WHEREAS, care workers have worked diligently to provide care and comfort to older individuals and individuals with disabilities in long-term care facilities, senior care facilities, rehabilitation facilities, assisted living facilities and in individuals' homes during outbreaks of COVID-19 at risk to their health and even their lives; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Thirtieth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to recognize and honor the heroic service performed by these institutions and caregivers who greatly enrich the public good.

**Read and adopted by the House of Representatives
January 26, 2022 and the Senate January 26, 2022.**

**JOINT RESOLUTION
RECOGNIZING THE
UNIVERSITY OF MAINE ON
ITS BEING DESIGNATED A
NATIONAL R1 RESEARCH
UNIVERSITY**

S.P. 722

WHEREAS, in 1970, the Carnegie Commission on Higher Education developed a classification of colleges and universities to support its program of research and policy analysis, and the Carnegie Classification is the leading framework for recognizing and describing institutional diversity in United States higher education; and

WHEREAS, the R1 designation signifies very high research activity in recent years and is the highest possible tier that a doctoral research university can achieve in the Carnegie Classification; and

WHEREAS, the Joint Select Committee on Research and Development was created by a Joint Order of the Maine Legislature on May 29, 1997 and was directed to develop and recommend a plan for the support of applied research and development in 5 technologies identified as having growth potential in the State's Science and Technology Action Plan; and

WHEREAS, the committee was directed to review current policies and programs in the State supporting research and development and to develop a plan to further support research and development in the 5 target technologies of aquaculture and marine sciences and technology; biotechnology; composite materials engineering; environmental sciences and technology; and information sciences and technology; and

WHEREAS, the recommendations of the committee included extensive support for research and development within the University of Maine System and between the university and other research sectors, including the funding of capital expenses such as the purchase of equipment and the renovation of laboratories; and

WHEREAS, since that time the University of Maine, already a vital state economic and educational asset, has greatly increased its research and innovation reputation, becoming a premier location for research and development that attracts highly talented experts, creates new research opportunities and drives further innovations; and

WHEREAS, over the last 5 years, research and development expenditures at the University of Maine have grown 80.2% to an all-time high of \$179,300,000 for 2021 and external funding in support of research and development has increased to \$133,600,000; and

SELECTED MEMORIALS AND JOINT RESOLUTIONS

WHEREAS, only 146 of the 3,982 degree-granting postsecondary institutions in the United States are classified as top-tier doctoral research universities; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Thirtieth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to recognize the University of Maine on its designation as a national R1 research university and commend the university on its well-deserved designation and the groundbreaking achievements and commitment to excellence by the faculty, scientists, students and staff.

Read and adopted by the Senate March 9, 2022 and the House of Representatives March 22, 2022.

**JOINT RESOLUTION
RECOGNIZING NATIONAL
SMALL BUSINESS WEEK,
MAY 1-7, 2022**

H.P. 1528

WHEREAS, in the face of a worldwide pandemic, America's economic growth has been driven by the resilience of our small businesses, which pioneer innovative solutions to the country's greatest challenges and provide opportunities to families and workers; and

WHEREAS, from the storefront shops that anchor Main Street, to those who fish and farm to feed our people, to the small manufacturers driving our competitiveness on the global stage, small businesses are the backbone of our economy and the cornerstones of our nation's promise; and

WHEREAS, when we support small businesses, jobs are created and local communities preserve their unique cultures; and

WHEREAS, because this country's 32.5 million small businesses create nearly 2 out of 3 jobs in our economy, we cannot ourselves resolve to create jobs and spur economic growth in America without discussing ways to support our entrepreneurs; and

WHEREAS, the President of the United States has proclaimed National Small Business Week every year since 1963 to highlight the programs and services available to entrepreneurs through the United States Small Business Administration and other government agencies; and

WHEREAS, data compiled by the United States Small Business Administration, Office of Advocacy indicates that over 99% of Maine's businesses are small businesses; and

WHEREAS, the State of Maine supports and joins in this national effort to help America's small businesses do what they do best: grow their businesses, create jobs

and ensure that our local communities remain as vibrant tomorrow as they are today; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Thirtieth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to recognize May 1-7, 2022 as National Small Business Week and express our appreciation to Maine's small businesses, which are the backbone of our economy and the anchors of our communities.

Read and adopted by the House of Representatives April 15, 2022 and the Senate April 18, 2022.

**JOINT RESOLUTION
DESIGNATING APRIL 17-23,
2022 AS SCHOOL BOARD
MEMBER RECOGNITION
WEEK**

S.P. 751

WHEREAS, school boards are charged with the all-important responsibility of being accountable for the education of Maine children in order to prepare them for a rewarding and productive future; and

WHEREAS, school boards must articulate a vision and direction for their school systems, set high academic standards and approve the hiring of qualified staff most capable of making that vision a reality; and

WHEREAS, school boards must adopt a budget that balances student needs with the community's ability to pay and advocate for passage of that budget to ensure the school district has adequate funding to provide all children with the opportunity to learn; and

WHEREAS, all of these responsibilities and more are done by volunteer school board members who put in countless hours in meetings and in the community advocating for their schools, representing the interests of children, parents and all citizens of the school district and preserving the valued tradition of local control over kindergarten to grade 12 public education; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Thirtieth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to designate April 17-23, 2022 as School Board Member Recognition Week and encourage local school districts and community leaders to appropriately recognize dedicated school board members across the State.

Read and adopted by the Senate April 18, 2022 and the House of Representatives April 18, 2022.

**JOINT RESOLUTION
RECOGNIZING TEACHER
APPRECIATION WEEK,
MAY 2, 2022 TO MAY 6, 2022**

H.P. 1535

WHEREAS, Maine's future depends upon the provision of high-quality education to all students; and

WHEREAS, teachers mold future citizens through guidance and education; and

WHEREAS, teachers are among the most dedicated of public servants in the State; and

WHEREAS, it is important to raise public awareness of the contributions of teachers and to promote greater respect for and understanding of the teaching profession; now, therefore, be it

RESOLVED: That We, the Members of the One Hundred and Thirtieth Legislature now assembled in the Second Regular Session, on behalf of the people we represent, take this opportunity to recognize the week of May 2, 2022 as Teacher Appreciation Week and strongly encourage the citizens of the State to recognize the efforts of teachers in educating the children of their communities and to support teachers in their efforts.

**Read and adopted by the House of Representatives
April 20, 2022 and the Senate April 20, 2022.**

**STATE OF THE STATE ADDRESS
OF
GOVERNOR JANET T. MILLS
FEBRUARY 10, 2022**

Governor Mills' 2022 State of the State Address

President Jackson, Speaker Fecteau, Chief Justice Stanfill, Secretary Bellows, Attorney General Frey, Treasurer Beck, Auditor Norton, Distinguished Members of the 130th Legislature, Mayors and Honored Guests, it's good to be back!

Tonight is the first time in two years we have been together in this chamber. I am here to continue the story I shared then, a story about the promise of our state and the progress we have made to reach our people's full potential.

As we emerge from the early dark days of January, as a waxing moon sheds light on a dramatic midwinter landscape, it is a good time to take stock, to reflect on our common history, our community progress, and our communal future, to assess the State of our State.

We have been through some difficult and dangerous times together these last twenty-three months. This state, and this nation, have endured a time like no other, fending off a pervasive, unceasing threat to our lives and to our livelihoods.

We in Maine have never had it easy, never been able to take things for granted.

We don't welcome tough times, but we're not afraid of them either. And as any good Maine forester will tell you, "Good timber does not grow in ease / the stronger wind the tougher trees."

Our presence in this Chamber tonight is a sign of progress, of recovery — a step forward in our march towards normalcy and stability, especially from where we have been.

Early in the pandemic, with no experience with this novel virus, I, like virtually every governor across the nation, took steps to protect the health of Maine people, following the best available science to protect lives.

With the development of vaccines – now available to nearly all – science delivered to us the life-saving miracle we needed, and, with it, the responsibility to protect lives no longer belonged to me alone. It became then, as it is now, both a personal responsibility to protect yourself and a shared responsibility to protect us all.

We have arrived at yet another inflection point in this winding pandemic, a hopeful moment as we welcome downward trends and declining hospitalizations; a warmer, brighter spring as we emerge from a cold, dark winter.

Yes, we are tired; yes, we are weary, but we are strong. If nothing else, two years of this pandemic have shown us that we are stronger than we ever imagined.

Last year's emergency measures no longer serve the purposes they once did, nor should they. As science and trends evolve, our response evolves as well.

Today, we focus not on telling people what they cannot do. We focus on telling people what they can and should do.

We focus on preserving the most vital facets of our lives: our schools, our hospitals, our jobs.

As the storm of the pandemic endures, with peaks and valleys to come, my pledge to you is this: that we will work day and night to make vaccines and tests accessible to all; to keep our children safe in their schools; to work in close partnership with our health care systems, ensuring critical care for all those who need it, and not just those with COVID; and to keep our businesses open and thriving and our economy moving forward.

We will continue to expect the unexpected, as common sense, common courtesy and vigilance rightfully replace fear and anger, as we protect ourselves from known risks and take care that our individual actions do not jeopardize the health of others.

And as the vaccine becomes available for our youngest children, and as more people are fully vaccinated and obtain even greater protection with booster shots, we will continue to recommend the common-sense measures that keep our state safe, adjusting to meet changing circumstances.

You can do your part by getting vaccinated.

More than one million of you have, and to each of you, I am deeply grateful.

You are why I am proud to report that Maine is one of the most highly vaccinated states in the nation and,

STATE OF THE STATE ADDRESS

despite being one of the oldest states, we have one of the lowest COVID death rates in the nation.

Our goal has been to save lives. And we have succeeded better than nearly every other state.

This success, however, is cold comfort to the loved ones of those who lost their lives to this insidious virus, the more than 1,800 Maine people - fathers, mothers, grandparents, friends - whose absence is felt painfully every day.

Tonight, we also feel the loss of two good people who served so ably in this Legislature: Representative John Tuttle of Sanford and Representative Donna Doore of Augusta.

Let us bow our heads in a moment of remembrance for those good souls and for our fellow citizens who lost their lives.

As we look across the State of Maine right now, we still see local hospitals trying to stay on top of the extraordinary crush of very ill, mostly unvaccinated, patients fighting for their very breath.

We see children, resilient in the face of great difficulty, desperate for stability, socialization and education.

We see parents persevering, but searching for a break, hoping not to get the call that their day care has closed, because they know they can't afford to miss work.

We see citizen school boards patiently listening to students, teachers and parents, and deliberating on the right measures to keep kids in school while protecting everyone from the virus.

We see farmers, fishermen, loggers and haulers trying to keep up with the swings in demand, the uncertainty of markets and offshore supplies and, for the lobster industry, arbitrary federal regulations over the Gulf of Maine.

We see an economy making an historic comeback, but challenged by longstanding difficulties, like a shortage of workers, while shops, manufacturers, trades and service providers are anxiously trying to fill thousands of jobs.

We see Maine people struggling with exorbitant electric bills and inflation at the pump and at the grocery store, paying more of their hard-earned paycheck just for basics.

SELECTED ADDRESSES TO THE LEGISLATURE

We must work together to address these challenges.

But there are also things we cannot see as readily that show that our state is on the road to recovery.

Maine's economy, like that of the rest of the nation, is making a comeback. Maine's Gross Domestic Product - a key measure of economic growth - has not only fully bounced back from the pandemic, it has surpassed pre-pandemic projections. Indeed, from when I took office through the third quarter of last year, our GDP grew at the second fastest rate in New England and the 14th fastest rate in the nation.

And our unemployment rate, 4.7 percent - which is still too high - has fallen by nearly half from a pandemic high of 9.1 percent. Jobless rates in the Bangor area have fallen to 3.8 percent, to 4 percent in Lewiston and Auburn, and to 3.4 percent in Portland and South Portland.

Only about 6,000 people are actually receiving unemployment benefits, a number comparable to the number before the pandemic.

Our auto, building supply, lodging, retail and restaurant sales all were up this summer.

Our international exports are up and on track to be the best since 2012.

Our tourism industry had a banner summer season.

Our state parks saw a record number of visitors -- more than 3.3 million last year alone -- with thousands more already booked for this year.

Maine families are enjoying their state, and people are coming here, enjoying what Maine has to offer, and contributing to our economy. Thank you, Commissioner Beal, and your staff, for being such good stewards of our public parks and campgrounds.

Our population is growing at the second highest rate in New England, and we have the 7th highest rate of net migration in the nation.

We are encouraging new, innovative businesses with exciting partners like the Roux Institute, and we are welcoming new businesses across the state, like the data and tech company, Dynamic, located in Lewiston, Maine. Congratulations, Mayor Sheline!

Our credit ratings have been reaffirmed -- even as other states were downgraded -- by credit rating agencies who

cited our governance practices and the growth of our Rainy Day Fund as signs of stability.

Our Rainy Day Fund has more than doubled under my Administration to nearly \$500 million. Let me repeat that: half a billion dollars – the highest it has ever been.

We have returned \$371 million to Maine people and Maine businesses, including sending \$285 checks to more than 500,000 hardworking men and women in Maine and millions more in tax relief for Maine people and businesses.

And, after passing strong, balanced budgets – the most recent one supported by nearly every member of this Chamber – we are reporting a record budget surplus of \$822 million. This is thanks to good fiscal management and to our careful allocation of Federal and State pandemic relief, including hundreds of millions of dollars in grant funding to keep Maine small businesses open and their employees on the job.

And we have achieved all this without raising any taxes.

All of this is progress.

At the same time, Maine is not immune from the impact of pandemic-driven inflation, from higher energy prices caused by a reliance on fossil fuels, to supply chain issues that contribute to higher prices at the grocery store for everything from potato chips to plastic ware, to ramen noodles and cat food, and even a scarcity of chocolate milk in Houlton and Moxie in Lisbon.

A global pandemic has had very real and very clear impacts on the national economy, and those impacts are felt here in Maine.

While I cannot control the impact of COVID-19 on global markets, I can make sure that we deliver to Maine people the resources they need to grapple with these rising costs as we rebuild a stronger sustainable economy that is more resilient to the whims of the rest of the world.

Many of my friends on the other side of the aisle, like Senate Minority Leader Jeff Timberlake and House budget lead Sawin Millett – have called for a return of half the surplus to Maine people through direct checks. I think they're right.

I propose that we send half of this surplus – \$411 million – back to the people of Maine. These givebacks, by direct checks to the people, will amount to about \$500 per person and will be distributed to an estimated

800,000 taxpayers in Maine to help them offset added costs.

As we continue to rebuild our economy, we know what the largest impediment is to sustained growth. It's the same issue that has garnered headlines for the past decade: Maine's workforce shortage.

Headlines like:

"Here are the jobs Maine employers struggle to fill." That headline was from the Bangor Daily News on November 1, 2015.

"Some Farmington area stores struggle to get employees." The Sun Journal, July 7, 2018.

"What's next for Maine's labor shortage?" MaineBiz, December 10, 2018.

Sound familiar?

Maine has long grappled with an aging and declining population, with young people leaving our state in search of better opportunities.

The pandemic didn't help our workforce by any means. The Maine Department of Labor estimates that, of 22,000 people no longer in our workforce, more than 15,000 of them likely retired, a trend consistent with the rest of the country.

Our workforce shortage is a serious problem. It is a problem I inherited, but it is not one that I will leave to our grandchildren to solve.

It will take hard work, not simplistic solutions – but we know what we need to do.

Maine people are telling us that they need child care, that they need housing, and that they need broadband, that they need good health care, and strong public schools for their kids.

I agree.

This is why we have adopted a comprehensive approach to child care, broadband, housing, and health care through the Maine Jobs and Recovery Plan, and why we welcome a bipartisan effort to improve our schools and make every child ready for a career and a meaningful life in the state we hope they will always call home.

I have five wonderful grandchildren. All here in Maine. One is an adult with special needs. Two are young men in college. And two are just starting out their academic

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careers — one in kindergarten and one in pre-K. Their hardworking parents, like all Maine parents, juggle jobs, day care, tuition and books, fuel and groceries. They ask every day, “What will tomorrow be like for my child?”

I want us to do everything we can for families like these all across our state to allow them to stay in Maine and to succeed in Maine.

We know that lack of quality affordable child care prevents people from taking jobs, from starting new businesses, from moving to rural communities, and it deprives kids of important developmental care.

That’s why we are tackling this issue head on.

We created the first-ever Child Care Plan for Maine that invests approximately \$120 million in American Rescue funds to help Maine’s child care system recover and to improve child care quality, accessibility, and affordability over the long-term.

With this funding, we have provided \$200 monthly stipends to more than 6,000 child care workers to encourage them to work in this valuable profession.

And now we are investing another \$25 million in federal funds to help renovate, expand, or build new child care facilities and expand early childhood education programs.

But we also need to do more. Speaker Fecteau has proposed legislation to provide pay increases for child care workers. I support his proposal.

To deliver on it, my supplemental budget will include more than \$12 million to increase pay for our child care workers.

This is progress.

The lack of available, affordable housing is also a serious barrier to entering the workforce, and Maine’s chronic housing shortage, long neglected in the past, has only gotten worse during the pandemic.

One of the first things I did as Governor was to sign the \$15 million senior housing bond overwhelmingly approved by Maine voters in 2015 but never released by the previous administration. Now we have built more than 200 new housing units for low-income seniors, all now occupied or near completion, and we have weatherized 100 more.

SELECTED ADDRESSES TO THE LEGISLATURE

Two years ago, I asked you to enact Speaker Fecteau’s bill to establish the Maine Affordable Housing Tax Credit. You did so, and I was proud to sign into law the single largest state investment in housing in Maine’s history. This summer we broke ground on the first major housing project under that law and it is making a huge difference.

Under my Maine Jobs & Recovery Plan we are investing \$50 million to increase the number of energy-efficient, affordable homes for working Maine people. \$10 million of that is now ready to go out the door and will result in at least 150 new affordable, single-family homes.

This is progress.

We must make home ownership and affordable rentals reachable for more Maine people. It is both an economic and moral imperative.

Another thing keeping too many people from working, especially in rural areas of Maine, is the lack of affordable broadband. High speed internet is no longer a luxury; it is a basic necessity, as fundamental as electricity, heat and water.

Two years ago, I asked you to support a \$15 million bond to expand internet for the first time in more than a decade. You agreed and the voters approved and those funds have already brought high-speed internet to more than 11,000 homes and businesses across Maine.

We proposed, and you enacted with bipartisan support, a new entity charged with achieving universal internet access in Maine – the Maine Connectivity Authority.

With this new Authority up and running, and with the support of American Rescue funds, I pledge to you tonight that every person in Maine who wants to connect to high-speed internet will be able to do so by 2024 – just two years from now.

Because this is progress.

We will make Maine one of the most competitive and desirable places to live and work and raise a family and stay connected to the world.

Reliable child care, affordable housing, high speed internet – all of these things are key to people being able to enter and stay in the workforce and provide for their families.

But we've also got to do more to help people get ready for work and careers to begin with. That starts with our youngest kids.

That's why when I took office, I reinvigorated the Children's Cabinet, neglected in previous years, to accomplish two goals: 1) to ensure that all Maine children enter kindergarten prepared to succeed; and 2) to ensure that all Maine kids are able to enter adulthood in good health, with a good education, and ready for a good-paying job.

Beginning with Pre-K, we are delivering on these plans.

Pre-K promotes child development, improves early literacy, math, and social-emotional skills, and bolsters student success.

My Administration has increased our investment in public Pre-K programs by \$5.4 million, resulting in 90 more Pre-K classrooms across the state.

And just last month, we announced grants from the Maine Jobs & Recovery Plan to 14 school districts, from Kittery and Sanford to Caribou and Greenville, and in between, to further expand Pre-K to more than 500 children across Maine. And there is more to come.

I am also proud of the progress we have achieved in Kindergarten through twelfth grade.

Working with you, we have raised the minimum teacher salary to \$40,000, and we delivered on one of our most fundamental commitments:

For the first time in Maine history we met the state's longstanding commitment to fund 55 percent of the cost of education.

No longer will we underfund education in the State of Maine, as past administrations have done.

We will maintain this commitment to our students, to our teachers, to our municipalities, and to our property taxpayers. And to help us do so, tonight, I propose creating an Education Stabilization Fund, capitalized with \$30 million from the General Fund, to continue delivering on that promise.

It is the fiscally responsible thing and the morally right thing to do by our people.

In other words, progress.

We all know that students can't learn on an empty stomach.

Last year the Legislature, led by Senate President Troy Jackson, got rid of the distinction between paid lunch and free and reduced lunch and asked us to pick up the cost of these school meals once federal funding ended.

I am pleased to announce that my supplemental budget will include money to fully fund universal free meals in our schools.

It is time to keep feeding our children good food — more and more of it Maine grown, Maine fished, Maine farmed.

To that same end, to get more Maine-grown food into our schools and communities, and to extend the growing season, I am recommending that we provide one-time funds to offer Maine-built greenhouses to as many schools and communities as possible to promote community gardens and teach kids and their families how to grow their own food.

Maine has placed a high priority on keeping classrooms open, but even so, too many kids have lost the vital connections with their school, their friends, their teachers and their academic path. Children need structure. They need to be in school. But kids can also learn while doing, and they can learn outside the walls of a classroom.

I want to show Maine kids the breadth and depth, the experience of our state. Let them hike the trails of western Maine. Learn boating at a 4-H camp. Feed the Tilapia fish that are fertilizing gardens at Herring Gut Learning Center in Port Clyde and SpringWorks in Lisbon. Tend the state's aquarium in Boothbay. Learn forestry at an Outdoor Ed Center in Brewer. Explore Burnt Island and Hurricane Island and learn how OceansWide is retrieving ghost gear from the ocean bottom. Ford the streams at Baxter State Park. See all the research being done at the University of Maine, at UNE, at UMaine Machias, at the Darling Marine Center, the Bigelow Labs, Jackson Labs and the Gulf of Maine Research Institute.

Education is changing in so many new and exciting ways, and we should be at the forefront, preparing our children, introducing them to the great outdoors and offering them hands-on experiences outside the classroom that will spark new perspectives, engender new friendships, and deliver new skills.

Experiential learning will help kids reconnect while enjoying all that Maine has to offer.

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Tonight, I am directing the Commissioner of Education, Pender Makin, to develop a new collaborative, using federal enrichment funds, to get children outdoors this summer, exposing them to lived experiences that will get them ready for life and new careers.

We have so much to offer for education here in Maine at every level.

Our kids can take courses at career and technical education centers where they can learn critical skills in the trades on the equipment which we have now funded for the first time in decades. They can take courses in computer science -- a growing and critical part of our economy. Those courses should be expanded, and they should be taught earlier. We are working on that.

And we believe that exposing young people to meaningful work while they are still in school can also increase our workforce participation rates. That's why this summer, we will expand our Maine Career Exploration program, connecting Maine high school students with paid work that puts them on a path to future careers.

We are making progress.

And when they are ready, our kids can attend one of the University of Maine's seven excellent campuses or one of our nationally recognized community colleges.

This week, we celebrate the University of Maine's achievement of R1 status as a leading research university.

This well-deserved designation reflects years of hard work by University staff, students, and researchers. And it will globalize the University of Maine's reputation as a top-flight research institution and attract and keep the best and brightest in our state.

Congratulations President Ferrini-Mundy and Chancellor Dan Malloy!

It is also our responsibility to ensure that higher education is affordable.

And I've got some ideas to tackle that.

First, I am proposing funding in my supplemental budget to stave off tuition hikes across the University of Maine System, to keep university education in Maine affordable.

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Secondly, thinking especially about all those young people whose aspirations have been most impacted by the pandemic, I propose making two years of community college free.

To the high school classes of 2020 through 2023 -- if you enroll full-time in a Maine community college this fall or next, the State of Maine will cover every last dollar of your tuition so you can obtain a one-year certificate or two-year associates degree and graduate unburdened by debt and ready to enter the workforce.

And if you are someone who's already started a two-year program, we've got your back too. We will cover the last dollar of your second year.

There are so many good-paying jobs in health care, engineering, the trades, construction, in clean energy technology, and many other industries that are just waiting for you -- and, as your Governor, I want you to know the future is yours, and we will help you embrace it.

Because that is progress. Thank you, President Dave Daigler for helping make this happen.

But what about those who have already graduated and still have student debt?

Recent graduates in Maine carry an average of \$33,000 in student loan debt. Some have even more, like the nurse who told a radio station that she owes more than \$100,000.

That level of debt prevents young people from starting a business, affording a mortgage or paying their bills and achieving their full potential. It is simply unacceptable.

Thankfully, Senator Matt Pouliot has had his eyes on this problem for a while now. He's drafted legislation that will streamline the Maine Opportunity Tax Credit after so many years of changes that complicated and undermined the program's good goal of attracting and keeping talented people in the State.

This legislation, which received bipartisan support in Committee, transforms the program from an obscure bureaucratic tax benefit available to just a few, into a strong student debt relief tool available to all.

I like it.

And that is why tonight I am announcing that I will fund an overhaul of the Opportunity Maine Tax Credit, consistent with the goals of this legislation.

We will broaden and simplify the program's eligibility criteria so that those who graduated with student debt – regardless of what type of degree they have or where they graduated or what type of work they do now – they will be eligible for up to \$25,000 of debt relief over the course of their lifetime, so long as they have a job and they make Maine their home.

With these changes, the Opportunity Maine Tax Credit will be the leading student debt relief program in the nation and a powerful tool for employers to draw people from all walks of life to work and live in the State of Maine.

This is progress.

Some of those people may be health care workers.

Now, it almost goes without saying that our health care system, like those in states governed by Republicans and those in other states governed by Democrats, has been pushed to the very brink.

Our health care system has long confronted a shortage of medical professionals. But it is a problem that has grown worse, particularly as the pandemic has dragged on and as so many people, largely unvaccinated, have had to be hospitalized and receive critical care.

But these increased demands never stopped our health care workers – all of them now vaccinated – from holding the hands of their patients to ease suffering, despite their own exhaustion.

Just as it has not stopped our National Guard members, who have courageously stepped up to fight the pandemic, leaving their families, jobs, and communities to serve the people of Maine. You have our undying gratitude. You are all true heroes.

Now, I know there are some who say that requiring our health care workers to be vaccinated against COVID-19 was a bad move.

To them, I say: the American Medical Association, American Nurses Association, and the American Academy of Pediatricians; along with the Maine Medical Association, Maine Hospital Association, and Maine Health Care Association; Maine's two largest hospital systems; and not to mention – the United States Supreme Court which upheld the Federal vaccine requirement and let ours stand – they all disagree with you.

And they can't all be wrong.

Yes, our health care system has been stressed, just as the health care systems of our neighboring states, including New Hampshire, have been stressed.

But it is because of the virus, not because of the vaccine.

Our takeaway from this experience should not be to doubt the overwhelming efficacy of a vaccine that has protected those caring for us. The takeaway should be: get vaccinated and let's strengthen our health care workforce in new and profound ways.

And that is exactly what we are doing.

Through my Jobs plan, we have invested \$21 million to train new health care workers, and we've already started at Northern Maine, Eastern Maine, and Southern Maine Community Colleges, with more courses starting soon, in addition to the university's new nursing program at Fort Kent.

This is progress.

And to bolster the healthcare workforce, we have invested more than \$600 million in state and federal funds to improve MaineCare rates and to provide pandemic assistance for health care providers across the spectrum.

And tonight I propose that we send another \$50 million in State and Federal funds to our hospitals and nursing homes to sustain them through these difficult times.

No other Administration in Maine history has invested as much as we have in our hospitals, nursing homes, and other health care providers.

That is progress.

And I have to say I thank God every day that we expanded Medicaid on Day One of my Administration, extending health care to 90,000 people.

I thank God we reinstated the Drugs for the Elderly program, cut by the previous administration; and that we enshrined coverage for pre-existing conditions in state law, that we reversed declining health insurance enrollment, covering 11,000 new people through CoverME.gov; and that we are lowering the cost of health care for 5,000 small businesses and their 29,000 employees.

That is progress.

But that cannot be the end of our efforts.

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The system of care for people as they grow older in Maine is inadequate.

It is far past time to ensure that Maine people can live safely and with dignity as they age.

Tonight, I am announcing that I will convene a Silver Cabinet – a mirror to our Children’s Cabinet – to mobilize our people, to eliminate silos across State government, and to enhance coordination and communication among all players to address long-term care issues and ensure that every person in Maine may age safely, affordably, in a way that best serves their needs.

Maine people work hard their entire lives, and they deserve no less.

Just as people deserve reliable child care that they can count on; and a safe place to call home; and internet that isn’t dial up. They deserve affordable health care that keeps them on their feet, and a quality, public education that sets them on a path to life-long success.

These are investments in people – our people.

Maine people deserve every ounce of hard-won progress that we have achieved despite the pandemic.

More than this, Maine people have earned the progress that is yet to come.

We will make progress on the opioid epidemic, on improving the child welfare system, on combatting climate change, on bringing down the cost of electricity and curbing our reliance on fossil fuels to cut energy costs, and on addressing the devastating impact of PFAS on our health and livelihoods.

We will make that progress.

We are making progress because of this Legislature and also because of fifteen people in particular. They are sitting in the gallery tonight.

The fifteen members of my cabinet and their staff have been by my side -- and by the side of the people of Maine -- consistently, with focus, fortitude, courage and creativity -- through some of the most turbulent times in recent history. And I want to thank them publicly tonight for everything they have done, much of it unseen, but all of it always to the enduring benefit of the people of Maine.

[Jeanne, Pender, Kirsten, Mike, Judy, Pat, John, Amanda, Melanie, Heather, Doug, Randy, Laura,

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Bruce, Anne – You have my undying respect. Thank you.]

In my State of the State address two years ago, I borrowed a quote often attributed to Sam Rayburn:

He said, “Any fool can burn down a barn; but it takes a good carpenter to build one.”

Let’s build that barn together – a solid shelter to weather every storm.

And let’s not argue about how many nails are in your nail gun, or mine, or who didn’t close the barn door, or who will shovel the roof next winter.

Or will the very rich pay for the shingles?

Will Portland developers want to put condos in the loft?

Will the Steller’s Sea Eagle build its nest in the cupola?

And if so, will the planning board consider it an accessory dwelling?

Will there be a tenants’ union?

Will John Martin want to store cull potatoes in it?

Will it have Starlink?

Look, it has been a turbulent year. But not so turbulent that we can’t work together on all these things.

And not so turbulent that the sight of mysterious sea smoke doesn’t take our breath away; that the cold lapping of the Atlantic Ocean doesn’t send us into rhythmic dreams; that the power of the Maine mountains doesn’t cause us to gasp and bend a knee; that the beauty and breadth of our state and the goodness of our people doesn’t inspire us all to be better leaders, to take this state to greater heights.

Our state is beautiful. The state of our state is strong, and it is growing stronger.

Tonight, we recommit to progress, to recovery, to moving forward towards normalcy -- to building our barn, our state, together -- a safe and stable structure, with crossed rafters and a solid ridge beam, with firm trusses and brackets and a roof that is pointed to the heavens.

That is my mission, and I ask you all to join me. Because progress is why Maine people sent us here, and after these past 23 months, I have never believed MORE in the people of our great state.

Thank you.

And God bless the State of Maine.

**STATE OF THE JUDICIARY ADDRESS
OF
CHIEF JUSTICE VALERIE STANFILL
MARCH 15, 2022**

**MAINE JUDICIAL BRANCH
THE STATE OF THE JUDICIARY**

A Report to the Joint Convention of the
Second Regular Session of the 130th Maine
Legislature

Presented by Chief Justice Valerie Stanfill

Introduction

Governor Mills, President Jackson, Speaker Fecteau, distinguished Members of the 130th Maine Legislature, and people of the State of Maine.

I am grateful for the honor of addressing you today for the first time on the State of the Judiciary as Chief Justice of the Supreme Judicial Court. I appreciate that you have taken the time to hear from the Judicial Branch. I only wish that I could speak to you in person and look forward to doing so in the brighter days that will most assuredly come.

I begin by thanking the Judicial Branch leaders who have provided indispensable guidance, support and wisdom from day one in my new role.

First, I want to recognize Senior Associate Justice Andrew Mead who served as Acting Chief Justice from April 2020 until June 2021. He led us through some of the most uncertain times of the pandemic, and we are all indebted to him for his service. I also want to recognize my extraordinary colleagues of the Supreme Judicial Court:

Associate Justice Catherine R. Connors
Associate Justice Andrew M. (Mark) Horton
Associate Justice Thomas E. Humphrey
Associate Justice Joseph M. Jabar

And last but certainly not least, Associate Justice Ellen A. Gorman, who is about to retire at the end of the month as our longest-serving active jurist and whose counsel will be sorely missed by all.

I am also grateful to the Trial Court Chiefs who do the difficult work of overseeing the day-to-day operation of the trial courts:

Chief Justice Robert E. Mullen of the Superior Court,
Chief Judge Jed French of the District Court, and
Deputy Chief Judge Rick E. Lawrence also of the District Court

They have provided wise and steady leadership upon which I continue to rely.

I would be remiss if I did not also offer thanks to the incomparable James "Ted" Glessner who retired at the end of 2021 as State Court Administrator after serving our state for almost 30 years. And, I must recognize our dedicated administrative team, including Amy Quinlan who has now succeeded Ted as State Court Administrator. They have also worked tirelessly to help steer the ship during the pandemic and this period of great transition for the Judicial Branch.

Most importantly, I want to recognize and thank our hardworking Judicial Branch employees who have welcomed me into this role. Their commitment to serving the citizens of Maine has remained steadfast, even in the face of great adversity.

In this address I will outline:

- The challenges the Judicial Branch continues to face during this pandemic;
- An update on the backlog of pending cases;
- The critical need for additional Judicial Branch resources; and
- Some of the innovative solutions we have deployed to fulfill our mission.

The Pandemic Challenges Continue.

In my first address as Chief Justice, I wish I could report that the Judicial Branch has returned to "business as usual." But two years into this pandemic, the needs of our citizens for critical access to justice together with

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the operational and budgetary pressures on the Maine Judicial Branch have never been greater.

From the beginning of this pandemic, we were determined to keep our doors open, and we have. But courtrooms are not designed for social distancing. Our usual way of conducting proceedings by bringing large numbers of people together in courtrooms before a judge was simply not safe during this public health emergency. Court systems, in general, are not designed to change quickly: we look to precedent and processes developed over time to ensure that justice is fair, deliberate, and guided by constitutional mandates. But, in the face of the looming public health crisis, we had to rethink nearly every aspect of our operations.

Over the first six months of the pandemic, the Court issued a number of orders to guide our response to the pandemic and to prioritize matters involving life and liberty interests, such as child protection cases, protection from abuse petitions, and cases involving individuals incarcerated while awaiting trial. We implemented remote proceedings with the goal of returning to full pre-pandemic operations as soon as possible. With modified processes and very strict protective measures consistent with guidance from the CDC in place, we resumed some jury trials in September 2020. And then, you will recall that coronavirus cases started to increase alarmingly, dashing our hopes of returning to full operations in November and December of 2020.

Fast forward to spring of 2021. COVID-19 case numbers were falling, vaccination rates were increasing, and the state of emergency was ending. Jury trials were resuming again. I was nominated in May and sworn in as Chief Justice in early June, 2021. I thought I was coming into office at, frankly, the perfect time. Judicial Branch leadership had worked tirelessly for 15 months to steer us through the pandemic. Our staff, and especially the judges, clerks, and marshals on the front-lines had been nothing short of heroic. We had pivoted to Zoom, figured out how to conduct jury trials with people spaced throughout the courtroom, addressed issues like remote depositions and the ability to file for a protection order electronically. Acting Chief Justice Mead had led efforts to do the hard work. Now the task was simply to resume normal operations and get caught up.

Or so I thought.

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We are in challenging times with respect to indigent legal services. Before the pandemic began we were having significant discussions about bail and criminal pre-trial and sentencing reform. Systemic racism and bias, gender and cultural barriers, and a myriad of access to justice issues cannot be ignored. The opioid crisis, poverty, intrafamily violence all continue to wreak havoc on Maine's families and tear at the very fabric of so many people's lives. I looked forward to working on these critical issues and assumed that they would be my primary focus unfettered by the prior pandemic restraints.

And yet again, I was wrong.

Efforts to find solutions to these issues continue. We cannot stop moving forward. But progress has been complicated by the backlogs, uncertainties, anger, and stresses created by the pandemic. We have been challenged at every turn to move with breakneck speed to innovate and summon all available resources to meet our core mission.

As fall 2021 approached, more contagious and dangerous variants of COVID-19 hit our state. Community transmission and hospitalization rates soared to previously unseen levels. Once again, we had to impose limits on courthouse capacity and reinstitute masking mandates for employees and the public entering our facilities.

This time, however, the Judicial Branch had tools at the ready. While the pandemic surged last fall and into 2022, high vaccination rates in many areas meant that courts could continue in-person proceedings, including jury trials in many locations. We had the technology and procedures in place to conduct remote proceedings, although they remain more time intensive. But it just wasn't and isn't enough to keep up with the demand.

An Update on the Backlog of Pending Cases.

As I offer these remarks, large numbers of pending cases have not been heard and must move forward. We have been working hard to schedule cases and hearings. We are making progress, but we have not been able to significantly reduce the backlog, particularly in some case types.

We have reached out and listened to attorneys and members of the public who have been frustrated by suspended dockets and delayed trials. We are mindful of the demands on our system partners who are also dealing with changes and scarce resources as a result of the pandemic. It is a "Catch 22" scenario played out across the justice system as matters are scheduled and rescheduled again and again as a result of requests to continue cases by attorneys who themselves are overwhelmed by the backlog and trying to figure out how to be in 3 counties at once. For every person who advocates that due process requires in-person court proceedings, there are an equal number who do not want to go to court and request to appear remotely. Despite concerted efforts to implement new ways of processing cases remotely and safely, court operations slowed dramatically. Simply put — while we are current on some dockets, many are significantly backlogged.

If you would like more detailed information on the extent and distribution of the backlog and pending cases over the last few years, that is available from the Judicial Branch. But consider the following:

- Pending cases overall have increased about 45% since pre-pandemic levels.
- Some dockets are fairly current or only modestly increased, such as family and child protective cases.
- Juvenile dockets actually have decreased by about 25%.
- The number of civil and real estate cases as well as small claims have increased markedly because they necessarily were a lower priority than cases involving life and liberty interests.
- Priority is always given to those being held in jail in lieu of bail. Nonetheless, our criminal case load has increased by more than half, with thousands more cases pending than before the pandemic. On a hopeful note: it may be too early to tell, but so far the numbers seem to be trending down – slowly - in 2022.

Many cases are taking longer to resolve, and we worry that justice delayed is truly justice denied. There are

many reasons, from court capacity and slowed processes, to delays with litigants not able to attend court or not having reliable internet connections, to attorneys' schedules and overwhelming caseloads. Our justice system is interdependent. When one part of the system is delayed, the impact is felt systemwide.

The bottom line: Despite applying all available resources, technologies, and revamped processes, we have yet to be able to cut the backlog in any meaningful way. But we are holding steady. The pandemic has exposed the uncomfortable reality that we simply lack the capacity to just "catch up" or to schedule and hear more cases with our existing workforce.

Strained Resources and the Pandemic Response.

Our greatest barrier to fulfilling our mission is insufficient resources, all across the board. Before the pandemic, the Judicial Branch ran lean with our capacity stretched to meet the daily demands. We're Mainers. We made do with what we had. Our jurists have always been scheduled with full dockets all day, every day. They have little in the way of support staff. For our trial judges, it is a matter of have laptop, will travel.

But the pandemic has exacerbated those shortfalls. Disruptions and shortages in staffing together with judicial vacancies in an organization already working to capacity made it difficult to absorb the additional work required to shift processes and introduce remote proceedings.

Additionally, conducting court proceedings under pandemic conditions takes more resources. Court staff are called upon to assist members of the public with technology issues, and manage paperwork electronically, to figure out how to manage Zoom and hybrid proceedings on top of regular duties. Entry screening, always a critical function performed by our marshals, became the frontline in ensuring that public health safety measures were implemented and maintained. And like everyone else, our employees have struggled with their own health issues and disruptions to their personal lives, including managing childcare and attending to loved ones impacted by COVID-19.

We face the same hiring and recruitment challenges familiar to many employers. The Judicial Branch has not been exempt from the "Great Resignation"; we have

more vacancies than before. There is greater turnover, fewer applicants for open positions, people out on extended leave, and people ill or quarantined because of COVID-19. In January, one Superior Court and four new District Court judges were sworn in, and there are now several more nominations pending, all of which will almost bring us to full strength in judges. But, we don't have enough marshals or clerks or, indeed, any other position. We have had to close courthouses to the public because we do not have enough staff. There are times we have judges that we cannot put on the bench because we don't have the staff to do so. And all the technological innovations and changes have been pushing our IT department to the limit at a time when we are in the midst of implementing our case management and eFiling system known as Maine eCourts.

Creative Initiatives to Address Challenges.

Although the pandemic has upended regular court operations in unprecedented fashion, it also presents an enormous opportunity to reexamine how we do business – to seek solutions and new tools to better serve the citizens of Maine. We have been challenged to innovate. And we have!

Targeted supplemental budget requests to add capacity to process cases.

Over the past two years, we have reengineered our processes and operations. We now seek to institutionalize these changes. Our supplemental budget builds on past advances and continues our efforts to invest in personnel and the smart use of technology to provide a prompt, responsive, and effective system of dispute resolution. Specifically:

- Remote hearings are now common in many case types. They can result in savings to court users in time, expenses, fees, and travel. The availability of remote proceedings has meant that attorneys may represent clients in geographically distant locations and litigants may attend proceedings without making long drives to the courthouse. But the added demand on the personnel necessary to conduct and process cases remotely has strained our workforce.

- The pandemic underscored the need for more clerks, courtroom technology assistants, law clerks, and marshals. Our supplemental budget requests are targeted to address these staffing needs with some new and reclassified positions to relieve the unsustainable strain on existing staff and to build capacity to adapt to changing operations in an electronic world.
- As remote proceedings have become an indispensable tool to move dockets, we have worked to implement technologies to maximize these processes, including equipment and software to support remote operations. These include Citrix ShareFile, audio visual equipment, Adobe licenses, remote mediation hosting, TeamViewer software to allow for remote computer access and additional equipment purchases for monitors, printers, computers and polycom Zoom connectors so that we meet our mandate to create an official court record.
- Benefits include our pilot program using the Citrix ShareFile platform for submitting some filings instead of the US mail. The pilot started in early January 2022 for criminal pleadings in Alfred, expanded to all courts in York County on February 11, and we expect it will be rolled out to the rest of the state in the coming weeks and months.

Keeping our courthouses safe for our employees and the public.

Entry screening remains an important component of the Judicial Branch's pandemic response. Marshals screen for COVID-19 as well as weapons and other contraband. But the lack of marshals has limited our ability to keep all courthouses consistently open to the public across the state. Even before the pandemic, the Judicial Branch had requested additional deputy marshals to provide entry screening at every courthouse during the hours of operation. We are grateful for the 10 new marshal positions in the last budget. But it is, unfortunately, not enough.

As with law enforcement agencies across the state and nationally, recruitment for these positions has been

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difficult. Although we have succeeded in filling most of the 10 newly created positions thus far, our Supplemental Budget request seeks to create 10 "court attendant" positions, whose duties will encompass some tasks now being done by marshals which do not require full law enforcement qualification. Most obviously, court attendants will not carry firearms. They will, however, support courthouse security by monitoring control rooms — essentially dispatch — in the larger courthouses. They will also receive training to act as jury officers, freeing more marshals to be allocated across the state. As you can tell, we are trying to be creative to increase recruitment and retention. The lack of marshals is currently our biggest impediment to opening courtrooms and hearing more cases.

Innovative referee pilot program to address the backlog in family and non-jury cases.

We are starting a referee project, where some recently fully retired judges (not active retired) will be appointed as referees and paid by the court to handle civil and family cases remotely. The program will be launched as a pilot with family cases in which both sides have an attorney, but we hope to expand it to family cases with unrepresented parties as well as other civil non-jury cases. The goal is to add capacity in the short-term to allow us to address the backlog without adding work to existing personnel. To that end, we intend to use a third-party hosting service to coordinate and run the remote hearings and create the court record.

Collaborating with system partners to improve processes.

We continue to work with system partners to develop and refine new ways of conducting business. We have reached out to the bar associations, the Prosecutors Association, the Maine Commission on Indigent Legal Services and civil legal services providers to problem solve and identify new possibilities:

- We are assessing how we schedule many of our dockets. There have always been too many cases and too few resources to schedule each case individually. Most cases settle and we never know in advance which cases will actually go to trial. Our prior practice – where we scheduled numerous cases at once for all kinds of proceedings in order to maximize

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limited court time — could not work during the pandemic. So, we reduced the numbers of matters scheduled at one time in order to protect the health and safety of everyone involved. By doing so, we were also more respectful of court users' time - litigants, attorneys, and jurors. Our challenge in moving forward is to balance those competing priorities in the way in which we schedule matters. We can do better.

- Contested traffic trials from every region in the state are now held remotely from the Violations Bureau in Lewiston rather than in individual district courts. Court technology staff manage the remote proceedings involving scores of defendants and all of the corresponding law enforcement officers from across the state appearing in front of a District Court judge. It is quite a feat, moving so many people in and out of virtual waiting rooms and courtroom. And, generally the officers and defendants are happy to be able to take care of these matters from their homes or cruisers without traveling to court and taking time away from their duties. Our experience has been consistent with national surveys showing court users prefer remote hearings in these kinds of cases.
- We are working on innovative ways to move civil dockets, which have necessarily taken a back seat to cases involving public safety, liberty, and children. Justices Mark Horton and Michaela Murphy are working with members of the bar to create a process for remote jury selection in civil cases. They have been working most recently with our IT department to identify the technology solutions needed to support the project. And Active Retired Justices Nancy Mills and Roland Cole are spearheading a statewide approach to identify civil cases ready for jury trial, have management conferences, arrange judicial settlement conferences, and work to get the cases scheduled.

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The Judicial Branch automated case management and eFiling system is critical to long-term planning and is a key component to any future pandemic response.

Keeping the court system operational without physical access to a courthouse means finding digital ways to do things that had primarily been done in person. One of our ongoing initiatives — our automated case management and eFiling system — is, perhaps, among the most critical tools. Despite pandemic pressures and the enormity of the project, we rolled out the system in Bangor for most civil and family matters and the statewide Business & Consumer Docket in the fall of 2020. It is also in use in the Violations Bureau. But the pandemic has taken its toll here too.

The initial rollout in Bangor and the Business & Consumer Docket was a pilot project. And as with all such projects, we encountered problems. Our IT department has worked hard to make the system work better for all involved. Hundreds of cases have been successfully eFiled in Bangor courts and the Business & Consumer Docket, but issues that have surfaced during the pilot have caused us to pause the next phase of implementation while we work to identify and solve these issues and review project goals and the necessary next steps to achieve project success.

To assist us, we hired BerryDunn's justice systems consulting group to conduct an assessment of the Maine eCourts electronic case management and eFiling system implementation project. They have worked with other states and similar electronic court projects across the country and are located here in Maine. We hope to have some results within the next month to help us identify strengths, weaknesses, and opportunities, and make recommendations to assist us in implementing the next phases of the project.

Work continues to create safe and dignified courthouses

We have learned much about how to conduct business remotely. We are more prepared to tackle any future emergency that makes it difficult to get to a courthouse. But courthouse facilities will always be the principal place for the public to come to be heard on their important matters. We cannot lose sight of the major efforts started over a decade ago to make sure that our facilities are safe and dignified places that honor the

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importance of the work done within their walls. In this regard, I note the following:

- The newly renovated and expanded Oxford County Courthouse opened to the public in 2020. We created a video because we were unable to have a grand opening in person; a link to the video slideshow may be found on our website. The Oxford County Courthouse covers 25,510 square feet; boasts energy high-efficiency features; state-of-the-art courtroom AV systems; additional courtrooms and conference rooms; and expanded employee and security areas. The renovation restored the historic jury courtroom to its original grandeur.
- The York Judicial Center project remains on budget at just over 50% completed and is slated for occupancy in spring 2023. The building provides ample space for gathering and will take advantage of the latest technology, solar and geothermal energy sources, and allows plenty of natural lighting to provide an extremely energy and cost-efficient building for the public.
- We are looking at several other projects across the state to upgrade badly outdated and sometimes dangerous facilities. But that is a discussion for the future.

Courthouse Visits

There is no better way to truly understand the work we do and the challenges we face than to visit a courthouse. Any of our courthouses would welcome you should you want to come and watch a court proceeding or spend some time with one of our jurists to learn how we do what we do.

We are also going back to the schools. In this unique educational program the Supreme Judicial Court, sitting as the Law Court, holds oral arguments at Maine high schools at the invitation of local legislators. This gives the students a real-life view of the work of the Supreme Judicial Court. It also gives us the opportunity to get out into the communities that we serve and meet Maine's next generation. We will be visiting Biddeford High

SELECTED ADDRESSES TO THE LEGISLATURE

STATE OF THE JUDICIARY ADDRESS

School in May at the invitation of Senator Deschambault and Speaker Fecteau. We hope to see the entire delegation from Biddeford and the surrounding area.

If you have any interest in inviting us to your community, please contact Amy Quinlan or our legislative analyst Julie Finn.

Conclusion

Much has changed since March 2020. Like so many, the Judicial Branch has been significantly impacted by the pandemic. Our mission is to provide a safe, accessible, efficient, and impartial system of dispute resolution that serves the public interest, protects individual rights and instills respect for the law. For two years now we have been struggling to carry out our mission and to serve the citizens of Maine, but our commitment to do so is unwavering.

There will come a day when the pandemic conditions end. That day cannot come soon enough! But the pandemic has also brought about a time for creativity and innovation — maybe even experimentation. And your ideas and input are critical and welcomed. The immense task we face, then, is one for which I seek your help. Maine's Judicial Branch cannot do it alone.

- Help us provide the effective and efficient delivery of justice.
- Help us restore public trust and confidence in the justice system.
- Help us provide access to justice deserving of all fellow Mainers.

Thank you for this opportunity to speak to you.

CROSS-REFERENCE TABLES

TABLE I

Sections of the Maine Revised Statutes affected by the laws of the Second Special Session and Second Regular Session of the 130th Legislature and Revisor's Report 2021, Chapter 1 and Initiated Bill 2021, Chapter 1.

TITLE	SECTION	SUB	PARA	EFF	CHAPTER	PART	SEC	TITLE	SECTION	SUB	PARA	EFF	CHAPTER	PART	SEC
1	72	2-C		NEW	PL 567		1	4	302				COR	RR	1 B 8
1	150-G			AMD	PL 525		1	4	304				COR	RR	1 B 9
1	150-R			NEW	PL 575		1	4	306				COR	RR	1 B 10
1	403-B	2	A	AMD	PL 611		1	4	307				COR	RR	1 B 11
1	403-B	2	B	RP	PL 666		1	4	308				COR	RR	1 B 12
1	403-B	2	E	AMD	PL 666		2	4	309				COR	RR	1 B 13
1	403-B	2	H	AMD	PL 611		2	4	471				COR	RR	1 B 14
1	403-B	2		AMD	PL 666		3	4	557				COR	RR	1 B 15
1	501-A	3		AMD	PL 549		1	4	561				COR	RR	1 B 16
1	501-A	4		AMD	PL 549		2	4	567				COR	RR	1 B 17
1	501-A	5		AMD	PL 549		3	4	654				COR	RR	1 B 18
1	547			NEW	PL 717		1	4	751				COR	RR	1 B 19
1	1012	2-A		RP	PL 567		2	4	752				COR	RR	1 B 20
								4	754				COR	RR	1 B 21
2	6	3		AMD	PL 635	Q	1	4	803				COR	RR	1 B 22
								4	805-A				COR	RR	1 B 23
3	312-A	4-B		RP	PL 567		3	4	805-A	1			AMD	PL 553	1
3	701	2		AMD	PL 548		1	4	806-A				COR	RR	1 B 24
3	959	1		AMD	PL 617		1	4	807	3	S		AMD	PL 567	4
3	963			AMD	PL 617		2	4	808				COR	RR	1 B 25
								4	851				COR	RR	1 B 26
4	4	3	B	COR	RR	1 B	1	4	853				COR	RR	1 B 27
4	9-C			NEW	PL 644		1	4	854				COR	RR	1 B 28
4	10			COR	RR	1 B	2	4	855				COR	RR	1 B 29
4	10-A			NEW	PL 723		1	4	858				COR	RR	1 B 30
4	17	16		AMD	PL 684		1	4	859				COR	RR	1 B 31
4	17	17	C	AMD	PL 684		2	4	951				AFF	PL 651 A	8
4	17	18		NEW	PL 684		3	4	951				RP	PL 651 A	1
4	18-B	7		RPR	PL 676	A	1	4	951-A				AFF	PL 651 A	8
4	52			COR	RR	1 B	3	4	951-A				RP	PL 651 A	1
4	116		1st	AMD	PL 676	B	1	4	952				COR	RR	1 B 32
4	122			NEW	PL 723		2	4	952				AFF	PL 651 A	8
4	153	29		AFF	PL 633		5	4	952				RP	PL 651 A	1
4	153	29		RPR	PL 633		1	4	953				COR	RR	1 B 33
4	153	30		AFF	PL 633		5	4	953				AFF	PL 651 A	8
4	153	30		RP	PL 633		2	4	953				RP	PL 651 A	1
4	153	31		AFF	PL 633		5	4	954				COR	RR	1 B 34
4	153	31		RP	PL 633		3	4	954				AFF	PL 651 A	8
4	154	10		AFF	PL 633		5	4	954				RP	PL 651 A	1
4	154	10		AMD	PL 633		4	4	954-A				AFF	PL 651 A	8
4	157	6		COR	RR	1 B	4	4	954-A				RP	PL 651 A	1
4	163	1		AMD	PL 676	B	2	4	955				COR	RR	1 B 35
4	164	17	E	AMD	PL 723		3	4	955				AFF	PL 651 A	8
4	164	18	E	AMD	PL 723		4	4	955				RP	PL 651 A	1
4	164	19		NEW	PL 723		5	4	955-B				AFF	PL 651 A	8
4	171			COR	RR	1 B	5	4	955-B				RP	PL 651 A	1
4	173	1		COR	RR	1 B	6	4	955-C				AFF	PL 651 A	8
4	180	6		COR	RR	1 B	7	4	955-C				RP	PL 651 A	1
4	183	1	D	AFF	PL 647	B	65	4	956				AFF	PL 651 A	8
4	183	1	D	AMD	PL 647	B	1	4	956				RP	PL 651 A	1
4	183	1	D	AMD	PL 723		6	4	957				AFF	PL 651 A	8
4	183	5		NEW	PL 723		7	4	957				RP	PL 651 A	1

CROSS-REFERENCE TABLE I

TITLE	SECTION	SUB	PARA	EFF	CHAPTER	PART	SEC	TITLE	SECTION	SUB	PARA	EFF	CHAPTER	PART	SEC
4	958				COR RR 1 B		36	4	1901				AFF PL 651 A		8
4	958				AFF PL 651 A		8	4	1901				NEW PL 651 A		4
4	958				RP PL 651 A		1	4	1902				AFF PL 651 A		8
4	960				AFF PL 651 A		8	4	1902				NEW PL 651 A		4
4	960				RP PL 651 A		1	4	1903				AFF PL 651 A		8
4	961				AFF PL 651 A		8	4	1903				NEW PL 651 A		4
4	961				RP PL 651 A		1	4	1904				AFF PL 651 A		8
4	961		1st		AMD PL 651 C		1	4	1904				NEW PL 651 A		4
4	961	2			AMD PL 651 C		2	4	1905				AFF PL 651 A		8
4	1011				AFF PL 651 A		8	4	1905				NEW PL 651 A		4
4	1011				RP PL 651 A		2	4	1906				AFF PL 651 A		8
4	1011	4			COR RR 1 B		37	4	1906				NEW PL 651 A		4
4	1012				COR RR 1 B		38	4	1907				AFF PL 651 A		8
4	1012				AFF PL 651 A		8	4	1907				NEW PL 651 A		4
4	1012				RP PL 651 A		2	4	1908				AFF PL 651 A		8
4	1013				AFF PL 651 A		8	4	1908				NEW PL 651 A		4
4	1013				RP PL 651 A		2	4	1909				AFF PL 651 A		8
4	1013	1			COR RR 1 B		39	4	1909				NEW PL 651 A		4
4	1014				AFF PL 651 A		8	4	1910				AFF PL 651 A		8
4	1014				RP PL 651 A		2	4	1910				NEW PL 651 A		4
4	1014-A				AFF PL 651 A		8	4	1911				AFF PL 651 A		8
4	1014-A				RP PL 651 A		2	4	1911				NEW PL 651 A		4
4	1015				AFF PL 651 A		8	4	1912				AFF PL 651 A		8
4	1015				RP PL 651 A		2	4	1912				NEW PL 651 A		4
4	1015	1	B		COR RR 1 B		40	4	1913				AFF PL 651 A		8
4	1015	1	C		COR RR 1 B		41	4	1913				NEW PL 651 A		4
4	1016				AFF PL 651 A		8	4	1914				AFF PL 651 A		8
4	1016				RP PL 651 A		2	4	1914				NEW PL 651 A		4
4	1016	1			COR RR 1 B		42	4	1915				AFF PL 651 A		8
4	1017				AFF PL 651 A		8	4	1915				NEW PL 651 A		4
4	1017				RP PL 651 A		2	4	1916				AFF PL 651 A		8
4	1018				AFF PL 651 A		8	4	1916				NEW PL 651 A		4
4	1018				RP PL 651 A		2	4	1917				AFF PL 651 A		8
4	1019				AFF PL 651 A		8	4	1917				NEW PL 651 A		4
4	1019				RP PL 651 A		2	4	1918				AFF PL 651 A		8
4	1051				RPR PL 676 A		2	4	1918				NEW PL 651 A		4
4	1054				COR RR 1 B		43	4	1919				AFF PL 651 A		8
4	1056				AFF PL 651 A		8	4	1919				NEW PL 651 A		4
4	1056				RP PL 651 A		3	4	1920				AFF PL 651 A		8
4	1201	2			AMD PL 548		2	4	1920				NEW PL 651 A		4
4	1301				COR RR 1 B		44	4	1921				AFF PL 651 A		8
4	1352	5			RP PL 548		3	4	1921				NEW PL 651 A		4
4	1353	4			COR RR 1 B		45	4	1922				AFF PL 651 A		8
4	1355				AMD PL 548		4	4	1922				NEW PL 651 A		4
4	1357	2			AMD PL 548		5	4	1923				AFF PL 651 A		8
4	1401	1			COR RR 1 B		46	4	1923				NEW PL 651 A		4
4	1405				COR RR 1 B		47	4	1924				AFF PL 651 A		8
4	1603	3-A			RP PL 635 X		1	4	1924				NEW PL 651 A		4
4	1603	3-B			RP PL 635 X		2	4	1925				AFF PL 651 A		8
4	1603	4-A			RP PL 635 X		3	4	1925				NEW PL 651 A		4
4	1603	7			COR RR 1 A		1	4	1926				AFF PL 651 A		8
4	1603	7			AMD PL 635 X		4	4	1926				NEW PL 651 A		4
4	1604	18			AMD PL 635 X		5	4	1927				AFF PL 651 A		8
4	1606	4			COR RR 1 B		48	4	1927				NEW PL 651 A		4
4	1610-I				AMD PL 635 TT		1	4	1928				AFF PL 651 A		8
4	1610-M				RAL RR 1 A		2	4	1928				NEW PL 651 A		4
4	1610-N				RAL RR 1 A		2	4	1929				AFF PL 651 A		8
4	1610-N				RP PL 635 X		6	4	1929				NEW PL 651 A		4
4	1802	4			AMD PL 676 A		3	4	1930				AFF PL 651 A		8
4	1804	2	F		AMD PL 720		1	4	1930				NEW PL 651 A		4

CROSS-REFERENCE TABLE I

TITLE	SECTION	SUB	PARA	EFF	CHAPTER	PART	SEC	TITLE	SECTION	SUB	PARA	EFF	CHAPTER	PART	SEC
4	1931			AFF	PL 651	A	8	5	3372	1	A-1	NEW	PL 556		1
4	1931			NEW	PL 651	A	4	5	3372	1	C-1	NEW	PL 556		2
4	1932			AFF	PL 651	A	8	5	3372	1	D	AMD	PL 556		3
4	1932			NEW	PL 651	A	4	5	3372	1	D-1	NEW	PL 556		4
4	1933			AFF	PL 651	A	8	5	3372	1	D-2	NEW	PL 556		5
4	1933			NEW	PL 651	A	4	5	3372	1	G	RP	PL 556		6
								5	3372	1	G-1	NEW	PL 556		7
5	5			AFF	PL 651	A	8	5	3372	1	G-2	NEW	PL 556		8
5	5			AMD	PL 651	A	5	5	3372	3	A	AMD	PL 556		9
5	19	1	B-1	RP	PL 567		5	5	3372	7		AMD	PL 556		10
5	43		4th	AMD	PL 549		4	5	3372	9		AMD	PL 556		11
5	43		5th	RP	PL 549		5	5	3372	10	C	AMD	PL 556		12
5	82			AFF	PL 651	A	8	5	3372	11	C	AMD	PL 556		13
5	82			RP	PL 651	A	6	5	4553	8-G		NEW	PL 643		1
5	88			AFF	PL 651	B	7	5	4553	8-H		NEW	PL 643		2
5	88			RPR	PL 651	B	1	5	4653	1	B	AMD	PL 634	B	1
5	90-B	1	B	AMD	PL 649		1	5	4684-B	1	B-1	NEW	PL 640		1
5	90-B	2		AMD	PL 649		2	5	4684-B	2		AMD	PL 640		2
5	90-G			AFF	PL 651	B	7	5	4684-B	3		NEW	PL 640		3
5	90-G			NEW	PL 651	B	2	5	4684-B	4		NEW	PL 640		4
5	131	2		AMD	PL 635	VV	1	5	5303	2		AMD	PL 761		1
5	157	2		AFF	PL 759	E	2	5	6207	3		RPR	PL 676	A	4
5	157	2		AMD	PL 759	E	1	5	7051	2		AMD	PL 553		11
5	203-A			AMD	PL 661		1	5	7051	5		AMD	PL 601		1
5	203-B			NEW	PL 661		2	5	7051	7		AMD	PL 601		2
5	203-C			NEW	PL 661		3	5	7501			AMD	PL 728		1
5	282		2nd	AMD	PL 717		2	5	7503	11		AMD	PL 728		2
5	282	11		AMD	PL 717		3	5	7506	5		AMD	PL 676	A	5
5	286-M	2	B	AMD	PL 567		6	5	7507			NEW	PL 728		3
5	783			AMD	PL 553		2	5	11051			NEW	PL 681	A	1
5	784	1		AMD	PL 553		3	5	11052			NEW	PL 681	A	1
5	784	2	A	AMD	PL 553		4	5	11053			NEW	PL 681	A	1
5	784	2	B	AMD	PL 553		5	5	11054			NEW	PL 681	A	1
5	785			AMD	PL 553		6	5	11055			NEW	PL 681	A	1
5	786			AMD	PL 553		7	5	11056			NEW	PL 681	A	1
5	787			AMD	PL 553		8	5	12004-G	6-D		NEW	PL 732	A	1
5	789		2nd	AMD	PL 553		9	5	12004-G	7-G		NEW	PL 664		1
5	937			AMD	PL 635	W	1	5	12004-G	15-A		RP	PL 560		1
5	947-B	1	M	AMD	PL 635	QQ	1	5	12004-G	33-G		RAL	RR 1	A	5
5	947-B	1	N	AMD	PL 635	QQ	2	5	12004-G	33-H		RAL	RR 1	A	5
5	947-B	1	O	NEW	PL 635	QQ	3	5	12004-H	10-A		RP	PL 560		2
5	1591	6		RAL	RR 1	A	3	5	12004-H	14-A		NEW	PL 491		1
5	1591	7		RAL	RR 1	A	3	5	12004-I	2-H		NEW	PL 584		1
5	1742	6-A		AMD	PL 554		1	5	12004-I	2-I		NEW	PL 635	XX	1
5	1742	24		AMD	PL 554		2	5	12004-I	6-J		NEW	PL 664		2
5	1762			AMD	PL 554		3	5	12004-I	12-B		RP	PL 560		3
5	1764	1		AMD	PL 554		4	5	12004-I	12-C		NEW	PL 733		1
5	1766-A			AMD	PL 604		1	5	12004-I	36-F		NEW	PL 639		1
5	1825-L	2	A	AMD	PL 553		10	5	12004-I	48-A		NEW	PL 740		1
5	1828			AMD	PL 499		1	5	12004-I	54-E		NEW	PL 688		1
5	1828	1	D	NEW	PL 499		2	5	12004-I	74-C		AFF	PL 647	B	65
5	1828	4		NEW	PL 499		3	5	12004-I	74-C		AMD	PL 647	A	1
5	1830	12		NEW	PL 693		1	5	12004-I	83-A		NEW	PL 743		1
5	1957			RAL	RR 1	A	4	5	12004-I	93		NEW	PL 623		1
5	1958			RAL	RR 1	A	4	5	12004-I	93		NEW	PL 661		4
5	3122	3		AMD	PL 518		1	5	12004-J	19		RAL	RR 1	A	6
5	3124			AMD	PL 518		2	5	12004-J	20		RAL	RR 1	A	6
5	3371	8	G	AMD	PL 731		1	5	13056	7		AMD	PL 672		1
5	3371	8	H	AMD	PL 731		2	5	13056	8		AMD	PL 672		2
5	3371	8	I	NEW	PL 731		3	5	13056	9		NEW	PL 672		3

CROSS-REFERENCE TABLE I

TITLE	SECTION	SUB	PARA	EFF	CHAPTER	PART	SEC	TITLE	SECTION	SUB	PARA	EFF	CHAPTER	PART	SEC
5	13056-J			NEW	PL 635	U	1	7	2			1st	COR RR	1 B	49
5	13058	2-B		NEW	PL 501		1	7	2			2nd	COR RR	1 B	50
5	13058	3	B	NEW	PL 501		2	7	2	6			NEW PL 677		1
5	13058	5	I	AMD	PL 501		3	7	2			5th	COR RR	1 B	51
5	13058	5	J	AMD	PL 501		4	7	3			1st	COR RR	1 B	52
5	13058	5	K	NEW	PL 501		5	7	4				COR RR	1 B	53
5	13073-A	4		AMD	PL 676	A	6	7	9			1st	COR RR	1 B	54
5	13073-C	3		AMD	PL 676	A	7	7	11			1st	COR RR	1 B	55
5	13201			NEW	PL 631		1	7	12			1st	COR RR	1 B	56
5	13202			NEW	PL 631		1	7	13				COR RR	1 B	57
5	13203			NEW	PL 631		1	7	17			2nd	COR RR	1 B	58
5	13204			NEW	PL 631		1	7	32	3			COR RR	1 B	59
5	13205			NEW	PL 631		1	7	86	8			AMD PL 681	J	1
5	13206			NEW	PL 631		1	7	103				NEW PL 681	J	2
5	13207			NEW	PL 631		1	7	219-B	4			COR RR	1 A	7
5	13208			NEW	PL 631		1	7	220-A				NEW PL 729		1
5	13209			NEW	PL 631		1	7	282	2			AMD PL 625		1
5	13210			NEW	PL 631		1	7	282	3			RP PL 625		2
5	13211			NEW	PL 631		1	7	284				AMD PL 625		3
5	17001	2		AMD	PL 548		6	7	286				AMD PL 625		4
5	17001	42		AMD	PL 548		7	7	306-A				AMD PL 710		1
5	17054-A			AMD	PL 548		8	7	307				AMD PL 710		2
5	17102	1	D	AMD	PL 548		9	7	308				RP PL 710		3
5	17103	6		AMD	PL 548		10	7	320-K				NEW PL 635	XX	2
5	17103	8		AMD	PL 548		11	7	320-L				NEW PL 635	XX	2
5	17103	11	I	AMD	PL 548		12	7	401				COR RR	1 B	60
5	17103	11	J	AMD	PL 548		13-15	7	402				COR RR	1 B	61
5	17103	11	K	NEW	PL 548		16	7	402-A	4			COR RR	1 B	62
5	17103	12		AMD	PL 548		17	7	413				COR RR	1 B	63
5	17154	6	J	AMD	PL 548		18	7	423	2			COR RR	1 B	64
5	17706-A	1		AMD	PL 548		19	7	424	2			COR RR	1 B	65
5	17760	3	A	AMD	PL 548		20	7	425	1			COR RR	1 B	66
5	17804	5-A		AMD	PL 548		21	7	425	4			COR RR	1 B	67
5	17804	5-B		AMD	PL 548		22	7	426	6			COR RR	1 B	68
5	17804	5-C		AMD	PL 548		23	7	434	1			AMD PL 710		4
5	17804	5-D		AMD	PL 548		24	7	435	2	A		AMD PL 710		5
5	17804	5-F		AMD	PL 548		25	7	435	2	B		AMD PL 710		6
5	17804	7	A	AMD	PL 548		26	7	435	3			RP PL 710		7
5	17804	7	B	AMD	PL 548		27	7	435	3-A			AMD PL 710		8
5	17806	1	A	AMD	PL 635	NN	1	7	435	3-B			NEW PL 710		9
5	17806	1	A-3	NEW	PL 635	NN	2	7	436				AMD PL 710		10
5	17851	16		NEW	PL 548		28	7	447				COR RR	1 B	69
5	17906	1		AMD	PL 548		29	7	455	3			COR RR	1 B	70
5	17906	3		AMD	PL 548		30	7	455	4			COR RR	1 B	71
5	17930	2		AMD	PL 548		31	7	455	5			COR RR	1 B	72
5	18252	6		RP	PL 548		32	7	456				COR RR	1 B	73
5	18252-A	2	C	AMD	PL 548		33	7	457	1			COR RR	1 B	74
5	18252-A	2	D	AMD	PL 548		34	7	457	3	A		COR RR	1 B	75
5	18252-B	3		AMD	PL 548		35	7	457	3	B		COR RR	1 B	76
5	18307-A	1		AMD	PL 548		36	7	460			2nd	COR RR	1 B	77
5	18404	5-A		AMD	PL 548		37	7	502	1			COR RR	1 B	78
5	18404	5-B		AMD	PL 548		38	7	502	15			COR RR	1 B	79
5	18404	5-C		AMD	PL 548		39	7	503				COR RR	1 B	80
5	18404	5-D		AMD	PL 548		40	7	506	1			COR RR	1 B	81
5	18404	5-F		AMD	PL 548		41	7	507			2nd	COR RR	1 B	82
5	18404	7	A	AMD	PL 548		42	7	507			3rd	COR RR	1 B	83
5	18404	7	B	AMD	PL 548		43	7	508	2			COR RR	1 B	84
5	18802-A	7		NEW	PL 548		44	7	508	3			COR RR	1 B	85
5	20071	1		AMD	PL 608	A	1	7	509	1			COR RR	1 B	86
5	20078-A			RP	PL 560		4	7	509			2nd	COR RR	1 B	87

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7	538				COR RR	1 B	89	7	2471				RP PL	635 YY	1
7	542		1st		COR RR	1 B	90	7	2472				RP PL	635 YY	1
7	543				COR RR	1 B	91	7	2805				COR RR	1 B	136
7	604	22-A			NEW PL	673	1	7	2852				COR RR	1 B	137
7	604	25			RPR PL	673	2	7	2951	4-A			COR RR	1 B	138
7	604	31-A			NEW PL	673	3	7	2951	8			COR RR	1 B	139
7	606	1			AMD PL	673	4	7	2951	9			COR RR	1 B	140
7	606	2			AMD PL	673	5	7	2951	12			COR RR	1 B	141
7	642				COR RR	1 B	92	7	2954-B	5			COR RR	1 B	142
7	712	7			COR RR	1 B	93	7	2955		1st		COR RR	1 B	143
7	712	13			COR RR	1 B	94	7	2988				COR RR	1 B	144
7	714	2			AMD PL	696	1	7	3152	10			COR RR	1 B	145
7	715	1	D		COR RR	1 B	95	7	3906-B	2			AMD PL	696	2
7	717	4			COR RR	1 B	96	7	3906-B	9			AFF PL	647 B	65
7	719	1			COR RR	1 B	97	7	3906-B	9			AMD PL	647 B	2
7	720	3			COR RR	1 B	98	7	3907	11			COR RR	1 B	146
7	720	4			COR RR	1 B	99	7	3907	18			COR RR	1 B	147
7	720	5			COR RR	1 B	100	7	3910-B	1			AMD PL	523	1
7	721	1			COR RR	1 B	101	7	3910-B	1-A			AMD PL	523	2
7	742	5			COR RR	1 B	102	7	3910-B	2			AMD PL	523	3
7	748	1			COR RR	1 B	103	7	3910-B	4			RP PL	523	4
7	763	5			COR RR	1 B	104	7	3919-C	1			AMD PL	696	3
7	767	1			COR RR	1 B	105	7	3919-C	2			AMD PL	696	4
7	777		3rd		COR RR	1 B	106	7	3919-C	3			AMD PL	696	5
7	778		1st		COR RR	1 B	107								
7	780		1st		COR RR	1 B	108	8	223-A	10			AMD PL	510	1
7	781		2nd		COR RR	1 B	109	8	231	4	A		AFF PL	647 B	65
7	784		1st		COR RR	1 B	110	8	231	4	A		AMD PL	647 B	3
7	787		1st		COR RR	1 B	111	8	279-B	3			NEW PL	596	1
7	897		1st		COR RR	1 B	112	8	290				AMD PL	681 J	3
7	897		2nd		COR RR	1 B	113	8	1001	13-A			AMD PL	513	1
7	952				COR RR	1 B	114	8	1001	43-A			AMD PL	513	2
7	956		3rd		COR RR	1 B	115	8	1003	5			AMD PL	681 J	4
7	970	2			RP PL	560	5	8	1017	4			COR RR	1 A	8
7	972-B				RP PL	560	6	8	1018	1	E		AMD PL	697	1
7	974-A	1	D		AMD PL	560	7	8	1018	2			AMD PL	697	2
7	1012	12			COR RR	1 B	116	8	1104	2			AMD PL	681 J	5
7	1018				COR RR	1 B	117	8	1201				NEW PL	681 J	6
7	1036	1			COR RR	1 B	118	8	1202				NEW PL	681 J	6
7	1037	1			COR RR	1 B	119	8	1203				NEW PL	681 J	6
7	1042	4			COR RR	1 B	120	8	1204				NEW PL	681 J	6
7	1045		2nd		COR RR	1 B	121	8	1205				NEW PL	681 J	6
7	1046				COR RR	1 B	122	8	1206				NEW PL	681 J	6
7	1047		1st		COR RR	1 B	123	8	1207				NEW PL	681 J	6
7	1701				COR RR	1 B	124	8	1208				NEW PL	681 J	6
7	1705				COR RR	1 B	125	8	1209				NEW PL	681 J	6
7	1751	1			COR RR	1 B	126	8	1210				NEW PL	681 J	6
7	1757	4			COR RR	1 B	127	8	1211				NEW PL	681 J	6
7	1802				COR RR	1 B	128	8	1212				NEW PL	681 J	6
7	1815				COR RR	1 B	129	8	1213				NEW PL	681 J	6
7	1816				COR RR	1 B	130	8	1214				NEW PL	681 J	6
7	2103				COR RR	1 B	131	8	1215				NEW PL	681 J	6
7	2103-B				COR RR	1 B	132	8	1216				NEW PL	681 J	6
7	2231	2			AMD PL	761	2	8	1217				NEW PL	681 J	6
7	2231	6			RPR PL	761	3	8	1218				NEW PL	681 J	6
7	2231	6-A			RP PL	761	4	8	1219				NEW PL	681 J	6
7	2231	9			RP PL	761	5								
7	2301				COR RR	1 B	133	9-A	4-107	2			AMD PL	676 A	8
7	2316	5			COR RR	1 B	134	9-A	4-402				AMD PL	676 C	1

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9-A	4-403	1	E	AMD	PL 676	C	2	10	8003-H		1st	AMD	PL 642		3
9-A	4-403	3		RP	PL 676	A	9	10	9021	8-A		AMD	PL 676	A	21
9-A	4-403	4		RP	PL 676	A	10	10	9021	10		NEW	PL 642		4
9-A	4-403	5-A		NEW	PL 676	C	3	10	9089			AMD	PL 676	A	22
9-A	4-403	6		AMD	PL 676	C	4	10	9722	6	I	AMD	PL 524		1
9-A	4-403	7		AMD	PL 676	C	5	10	9722	6	O	AMD	PL 524		2
9-A	4-404			AMD	PL 676	C	6	10	9722	6	P	NEW	PL 524		3
9-A	4-406			AMD	PL 676	C	7	10	9724	5		AMD	PL 524		4
9-A	4-407			AMD	PL 676	C	8	10	9724	7		NEW	PL 524		5
9-A	6-104	1	I	AMD	PL 538		1								
9-A	6-104	1	J	AMD	PL 538		2	12	407			AMD	PL 675		1
9-A	6-104	1	K	NEW	PL 538		3	12	598-C			NEW	PL 654		1
9-A	11-106	1	E	AMD	PL 676	A	11	12	685-B	1-A	A	RPR	PL 590	A	1
9-A	16-104	1		AMD	PL 676	A	12	12	685-B	4	C	RPR	PL 590	A	2
								12	685-C	1	A	AMD	PL 676	A	23, 24
9-B	212	4		AMD	PL 508		1	12	1805			AMD	PL 516		1
9-B	312	5	B	AMD	PL 508		2	12	1819		2nd	AMD	PL 685		1
9-B	322	5	B	AMD	PL 508		3	12	1852	4		AMD	IB 1		1
9-B	351	3-A		AMD	PL 508		4	12	5202	2		AMD	PL 676	A	25
9-B	351	4		AMD	PL 508		5	12	5203	3		AMD	PL 676	A	26
9-B	351	5	A	AMD	PL 508		6	12	6024	1-A		AMD	PL 676	D	4
9-B	352	3		AMD	PL 508		7	12	6028	2		AMD	PL 676	A	27
9-B	353	3		AMD	PL 508		8	12	6039	1		AMD	PL 627		1
9-B	373	3		AMD	PL 508		9	12	6072	1-A		AMD	PL 557		1
9-B	429	2		AMD	PL 508		10	12	6072	10	D	AMD	PL 581		1
								12	6072	12-A	B	AMD	PL 676	A	28
10	11	8		RPR	PL 687		1	12	6072-B	2	A	AMD	PL 557		2
10	11	10		RP	PL 687		2	12	6085	8		NEW	PL 557		3
10	382	4-A		NEW	PL 502		1	12	6302-A	1		AMD	PL 627		2
10	383	1-B		NEW	PL 502		2	12	6431	1		AMD	PL 512		1
10	383	3		AMD	PL 502		3	12	6431	1-B		NEW	PL 512		2
10	384	2		AMD	PL 502		4	12	6433	1-A		AMD	PL 512		3
10	384	3		AMD	PL 502		5	12	6440	1		AMD	PL 498		1
10	386		1st	AMD	PL 502		6	12	6455-A			NEW	PL 491		2
10	388	1		AMD	PL 502		7	12	6455-A	11		AMD	PL 755		1
10	389			AMD	PL 502		8	12	6465	2	G	AMD	PL 491		3
10	391	1		AMD	PL 676	A	13	12	6491			NEW	PL 755		2
10	945-A	10		NEW	PL 687		3	12	6492			NEW	PL 755		2
10	963-A	10	U	AMD	PL 676	A	14	12	6493			NEW	PL 755		2
10	971			AMD	PL 572		1	12	6494			NEW	PL 755		2
10	975-A	2	F	AMD	PL 676	A	15	12	6501	3	B	AMD	PL 627		3
10	986	6		AMD	PL 553		12	12	6501	6		AFF	PL 627		7
10	1019	2	D	AMD	PL 635	CC	1	12	6501	6		AMD	PL 627		4
10	1019	4		AMD	PL 635	CC	2	12	6502-C	1-A		NEW	PL 670		1
10	1023-J		1st	AMD	PL 710		11	12	6502-C	1-B		NEW	PL 670		2
10	1023-N		1st	AMD	PL 560		8	12	6506			NEW	PL 627		5
10	1063	2	I-1	AMD	PL 676	D	1	12	8321			NEW	PL 727		1
10	1063	2	J	AMD	PL 676	D	2	12	10264		2nd	AMD	PL 599		1
10	1063	2	K	RP	PL 676	D	3	12	10265			AMD	PL 580		1
10	1174	3	C-4	AMD	PL 676	A	16	12	10657-A			NEW	PL 580		2
10	1242	11		AMD	PL 676	A	17	12	10902	6	F	AMD	PL 599		2
10	1310-H	2-A		AFF	PL 647	B	65	12	10902	6	I	AMD	PL 580		3
10	1310-H	2-A		AMD	PL 647	B	4	12	10902	6	J	AMD	PL 580		4
10	1432	12		AMD	PL 676	A	18	12	10902	6	K	NEW	PL 580		5
10	1478	2		AMD	PL 676	A	19	12	10902	7-D		NEW	PL 580		6
10	2364-B	6		AMD	PL 676	A	20	12	10953	1	C	AMD	PL 599		3
10	2624	4		AMD	PL 579		1	12	10953	1	D	AMD	PL 599		4
10	2624		last	NEW	PL 579		2	12	10953	1	E	RP	PL 599		5
10	8003	2-A	O	AMD	PL 642		1	12	10953	1	F	RP	PL 599		6
10	8003	2-A	P	AMD	PL 642		2	12	10953	1-C		AMD	PL 599		7

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12	11109-A	3	A	AMD	PL 599		9	14	8902			NEW	PL 689		3
12	11110	1		AMD	PL 599		10	14	8903			NEW	PL 689		3
12	11152			AMD	PL 599		11	14	8904			NEW	PL 689		3
12	11163			NEW	PL 580		7	14	8905			NEW	PL 689		3
12	11228	1		AMD	PL 580		8	14	8906			NEW	PL 689		3
12	11228	2		AMD	PL 580		9	14	8907			NEW	PL 689		3
12	11403	2		AMD	PL 599		12	14	8908			NEW	PL 689		3
12	11701		1st	AMD	PL 599		13	14	8909			NEW	PL 689		3
12	12051	2-A		NEW	PL 580		10	14	8910			NEW	PL 689		3
12	12051	2-B		NEW	PL 580		11	14	8911			NEW	PL 689		3
12	12301-B			NEW	PL 704		1	14	8912			NEW	PL 689		3
12	12302-A	1		AMD	PL 704		2								
12	12303-A	1		RPR	PL 704		3	15	55			AMD	PL 684		4
12	12304-A			RP	PL 704		4	15	101-D	10		NEW	PL 757		1
12	12304-B	1		AMD	PL 704		5	15	321	1		AMD	PL 567		7
12	12306	1		AMD	PL 704		6	15	393	1	A-1	AMD	PL 608	B	1-3
12	12307			AMD	PL 704		7	15	393	1	C	AMD	PL 608	B	4
12	13001	6-A		NEW	PL 656		1	15	393	1	D	AMD	PL 608	B	5
12	13001	6-B		NEW	PL 656		2	15	393	1-A		AMD	PL 608	B	6
12	13052	2		AMD	PL 656		3	15	393	1-B	A	AMD	PL 608	B	7
12	13068-A	3-A		NEW	PL 656		4	15	393	1-B	B	AMD	PL 608	B	8
12	13068-A	10	A-2	AMD	PL 585		1	15	393	7	C	RP	PL 608	B	9
12	13068-A	17		NEW	PL 656		5	15	393	7	F	NEW	PL 608	B	10
12	13071-A	5		AMD	PL 656		6	15	815			AMD	PL 668		1
12	13071-A	6		NEW	PL 656		7	15	891	2		AFF	PL 647	B	65
12	13104	4		COR	RR 1	A	9	15	891	2		AMD	PL 647	B	6
12	13155	1-A		AMD	PL 526		1	15	1003	3-A	B	AFF	PL 647	B	65
12	13155	5-B		AMD	PL 526		2	15	1003	3-A	B	AMD	PL 647	B	7
								15	1023	4	B-1	AFF	PL 647	B	65
13	1374			NEW	PL 584		2	15	1023	4	B-1	AMD	PL 647	B	8
								15	1026	1		AFF	PL 647	B	65
14	173			RAL	RR 1	A	10	15	1026	1		AMD	PL 647	B	9
14	173	3		COR	RR 1	A	11	15	1026	4	C	AFF	PL 647	B	65
14	174			RAL	RR 1	A	10	15	1026	4	C	AMD	PL 647	B	10
14	1202-A			AMD	PL 553		13	15	1026	5		AMD	PL 608	C	1
14	3141-A			AMD	PL 543		1	15	1026	7		AMD	PL 608	C	2
14	6000	1		AFF	PL 647	B	65	15	1051	1		AFF	PL 647	B	65
14	6000	1		AMD	PL 647	B	5	15	1051	1		AMD	PL 647	B	11
14	8501			RP	PL 689		1	15	1051	2		AFF	PL 647	B	65
14	8502			RP	PL 689		1	15	1051	2		AMD	PL 647	B	12
14	8503			RP	PL 689		1	15	1094-B	1		AFF	PL 647	B	65
14	8504			RP	PL 689		1	15	1094-B	1		AMD	PL 647	B	13
14	8505			RP	PL 689		1	15	1094-C	1		AFF	PL 647	B	65
14	8506			RP	PL 689		1	15	1094-C	1		AMD	PL 647	B	14
14	8507			RP	PL 689		1	15	2261			NEW	PL 674		1
14	8508			RP	PL 689		1	15	2262			NEW	PL 674		1
14	8509			RP	PL 689		1	15	2263			NEW	PL 674		1
14	8801			NEW	PL 689		2	15	2264			NEW	PL 674		1
14	8802			NEW	PL 689		2	15	2265			NEW	PL 674		1
14	8803			NEW	PL 689		2	15	2266			NEW	PL 674		1
14	8804			NEW	PL 689		2	15	2267			NEW	PL 674		1
14	8805			NEW	PL 689		2	15	2268			NEW	PL 674		1
14	8806			NEW	PL 689		2	15	2269			NEW	PL 674		1
14	8807			NEW	PL 689		2	15	3308-C	10	E	AMD	PL 701		1
14	8808			NEW	PL 689		2								
14	8809			NEW	PL 689		2	17	1831	7-B		AMD	PL 636		1
14	8810			NEW	PL 689		2	17	1836	2		AMD	PL 689		4
14	8811			NEW	PL 689		2	17	1837-A	7		AMD	PL 636		2
14	8812			NEW	PL 689		2	17	1837-C			NEW	PL 636		3

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17	2263	2		AMD	PL 510		2	17-A	1751			RP	PL 591		2
17-A	15	1	A	AFF	PL 647	B	65	17-A	1757	1	C	AFF	PL 732	D	7
17-A	15	1	A	AMD	PL 647	B	15, 16	17-A	1757	1	C	AMD	PL 732	D	1
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17-A	19			RAL	RR 1	A	12	17-A	1801	1		AMD	PL 647	B	35
17-A	207-A	1	A	AFF	PL 647	B	65	17-A	1801	2		AFF	PL 647	B	65
17-A	207-A	1	A	AMD	PL 647	B	17	17-A	1801	2		AMD	PL 647	B	36
17-A	207-A	1	B	AFF	PL 647	B	65	17-A	1801	3	C	AFF	PL 647	B	65
17-A	207-A	1	B	AMD	PL 647	B	18	17-A	1801	3	C	AMD	PL 647	B	37
17-A	208-D	1		AFF	PL 647	B	65	17-A	1802	1	B	AFF	PL 647	B	65
17-A	208-D	1		AMD	PL 647	B	19	17-A	1802	1	B	AMD	PL 647	B	38
17-A	208-E	1	B	AFF	PL 647	B	65	17-A	1804	6		AFF	PL 647	B	65
17-A	208-E	1	B	AMD	PL 647	B	20	17-A	1804	6		AMD	PL 647	B	39
17-A	208-F	1	B	AFF	PL 647	B	65	17-A	1805	1		AMD	PL 608	D	1
17-A	208-F	1	B	AMD	PL 647	B	21	17-A	1806			AMD	PL 608	D	2
17-A	209-A	1	A	AFF	PL 647	B	65	17-A	1807	2	D-1	AFF	PL 647	B	65
17-A	209-A	1	A	AMD	PL 647	B	22	17-A	1807	2	D-1	AMD	PL 647	B	40
17-A	209-A	1	B	AFF	PL 647	B	65	17-A	1807	4		AMD	PL 567		11
17-A	209-A	1	B	AMD	PL 647	B	23	17-A	1812	7		AMD	PL 608	D	3
17-A	210-A	1	C	AFF	PL 647	B	65	17-A	1815			NEW	PL 608	D	4
17-A	210-A	1	C	AMD	PL 647	B	24	17-A	2102	1	F-1	COR	RR 1	A	13
17-A	210-B	1	A	AFF	PL 647	B	65	17-A	2102	1	F-1	RAL	RR 1	A	14
17-A	210-B	1	A	AMD	PL 647	B	25	17-A	2102	1	F-2	RAL	RR 1	A	14
17-A	210-B	1	B	AFF	PL 647	B	65	17-A	2106		1st	AFF	PL 647	B	65
17-A	210-B	1	B	AMD	PL 647	B	26	17-A	2106		1st	AMD	PL 647	B	41
17-A	210-C	1	A	AFF	PL 647	B	65	17-A	2107		last	AFF	PL 647	B	65
17-A	210-C	1	A	AMD	PL 647	B	27	17-A	2107		last	AMD	PL 647	B	42
17-A	210-C	1	B	AFF	PL 647	B	65	17-A	2301	1		AFF	PL 647	B	65
17-A	210-C	1	B	AMD	PL 647	B	28	17-A	2301	1		AMD	PL 647	B	43
17-A	211-A	1	A	AFF	PL 647	B	65	17-A	2306	1		AMD	PL 591		3
17-A	211-A	1	A	AMD	PL 647	B	29	18-C	1-201	14		AMD	PL 567		12
17-A	211-A	1	B	AFF	PL 647	B	65	18-C	1-701	2		AMD	PL 559		1
17-A	211-A	1	B	AMD	PL 647	B	30	18-C	1-701	2-A		AMD	PL 559		2
17-A	253	2	L	AMD	PL 567		8	18-C	1-701	3		AMD	PL 559		3
17-A	253	2	M	AMD	PL 608	E	1	18-C	3-914			AMD	PL 676	A	29
17-A	255-A	1	A	AMD	PL 608	E	2	18-C	5-310	2		RPR	PL 500		1
17-A	255-A	1	B	AMD	PL 608	E	3	18-C	5-315	4		RP	PL 500		2
17-A	255-A	1	W	AMD	PL 567		9	18-C	5-916	1	D	AMD	PL 567		13
17-A	260	1	A	AMD	PL 608	E	4	18-C	5-931	2		AMD	PL 567		14
17-A	260	1	M	AMD	PL 567		10	18-C	5-940	2		AMD	PL 567		15
17-A	501-A	1	A	AMD	PL 510		3	18-C	5-943	1	A	AMD	PL 567		16
17-A	501-A	1	C	AMD	PL 510		4	19-A	654	3	B	AFF	PL 651	B	7
17-A	501-A	2	C	NEW	PL 510		5	19-A	654	3	B	AMD	PL 651	B	3
17-A	506-A	1	A	AMD	PL 634	B	2-4	19-A	655	1	A	AFF	PL 651	B	7
17-A	506-A	1	A	AFF	PL 647	B	65	19-A	655	1	A	AMD	PL 651	B	4, 5
17-A	506-A	1	A	AMD	PL 647	B	31	19-A	657			AFF	PL 651	B	7
17-A	506-A	3		AMD	PL 634	B	5	19-A	657			AMD	PL 651	B	6
17-A	506-B	3		AFF	PL 647	B	65	19-A	852	4		AFF	PL 647	B	65
17-A	506-B	3		AMD	PL 647	B	32	19-A	852	4		AMD	PL 647	B	44
17-A	751	2		AMD	PL 568		1	19-A	903	4		AFF	PL 647	B	65
17-A	951			AMD	PL 681	J	7	19-A	903	4		AMD	PL 647	B	45
17-A	1111-A	1		AMD	PL 669		1	19-A	1653	3	O	AFF	PL 647	B	65
17-A	1111-B			RPR	PL 724		1	19-A	1653	3	O	AMD	PL 647	B	46
17-A	1111-B	1	B	AMD	PL 759	C	1	19-A	1653	5-A		AFF	PL 647	B	65
17-A	1501	9		AFF	PL 647	B	65	19-A	1653	5-A		AMD	PL 647	B	47
17-A	1501	9		AMD	PL 647	B	33	19-A	1653	6-C		NEW	PL 577		1
17-A	1502	2	G	RP	PL 591		1	19-A	1658	1		AMD	PL 676	A	30
17-A	1603	2	C	AFF	PL 647	B	65								

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19-A	1881	4		AMD	PL 610		2	19-A	4109			AFF	PL 647	B	65
19-A	1882			AMD	PL 610		3	19-A	4109			NEW	PL 647	A	3
19-A	1901			RPR	PL 610		4	19-A	4110			AFF	PL 647	B	65
19-A	1911	3		AMD	PL 610		5	19-A	4110			NEW	PL 647	A	3
19-A	1912			AMD	PL 610		6	19-A	4111			AFF	PL 647	B	65
19-A	1912	2		AMD	PL 610		7	19-A	4111			NEW	PL 647	A	3
19-A	1913	3		AMD	PL 610		8	19-A	4112			AFF	PL 647	B	65
19-A	1915			AMD	PL 610		9	19-A	4112			NEW	PL 647	A	3
19-A	1915	1	A	AMD	PL 610		10	19-A	4113			AFF	PL 647	B	65
19-A	1915	1-A		NEW	PL 610		11	19-A	4113			NEW	PL 647	A	3
19-A	2360			AMD	PL 543		2	19-A	4114			AFF	PL 647	B	65
19-A	3051	2	F	AMD	PL 610		12	19-A	4114			NEW	PL 647	A	3
19-A	4001			AFF	PL 647	B	65	19-A	4115			AFF	PL 647	B	65
19-A	4001			RP	PL 647	A	2	19-A	4115			NEW	PL 647	A	3
19-A	4002			AFF	PL 647	B	65	19-A	4116			AFF	PL 647	B	65
19-A	4002			RP	PL 647	A	2	19-A	4116			NEW	PL 647	A	3
19-A	4002	4		AMD	PL 567		17								
19-A	4003			AFF	PL 647	B	65	20-A	8			AMD	PL 571		1
19-A	4003			RP	PL 647	A	2	20-A	203			AMD	PL 635	W	2
19-A	4004			AFF	PL 647	B	65	20-A	1001	21		RAL	RR 1	A	15
19-A	4004			RP	PL 647	A	2	20-A	1001	22		RAL	RR 1	A	15
19-A	4005			AFF	PL 647	B	65	20-A	1461	3	B	AMD	PL 537		1,2
19-A	4005			RP	PL 647	A	2	20-A	1461	3	C	RP	PL 537		3
19-A	4006			AFF	PL 647	B	65	20-A	1479		1st	AMD	PL 537		4
19-A	4006			RP	PL 647	A	2	20-A	3626			COR	RR 1	A	16
19-A	4007			AFF	PL 647	B	65	20-A	3627			COR	RR 1	A	17
19-A	4007			RP	PL 647	A	2	20-A	4502	2		AMD	PL 571		2
19-A	4008			AFF	PL 647	B	65	20-A	4707			AMD	PL 571		3
19-A	4008			RP	PL 647	A	2	20-A	4709	1	A	AMD	PL 571		4
19-A	4008-A			AFF	PL 647	B	65	20-A	4721	1		AMD	PL 571		5
19-A	4008-A			RP	PL 647	A	2	20-A	4722	1		AMD	PL 571		6
19-A	4009			AFF	PL 647	B	65	20-A	4722	2		AMD	PL 571		7
19-A	4009			RP	PL 647	A	2	20-A	4722	2-A		RP	PL 571		8
19-A	4010			AFF	PL 647	B	65	20-A	4722	2-B		RP	PL 571		9
19-A	4010			RP	PL 647	A	2	20-A	4722	3		AMD	PL 571		10
19-A	4011			AFF	PL 647	B	65	20-A	4730			RAL	RR 1	A	18
19-A	4011			RP	PL 647	A	2	20-A	4731			RAL	RR 1	A	18
19-A	4012			AFF	PL 647	B	65	20-A	5401	15	C	AMD	PL 693		2
19-A	4012			RP	PL 647	A	2	20-A	5401	15-A		NEW	PL 693		3
19-A	4013			AFF	PL 647	B	65	20-A	6213	10	D	AMD	PL 571		11
19-A	4013			RP	PL 647	A	2	20-A	6556			RAL	RR 1	A	19
19-A	4013	1	A	AMD	PL 634	B	6-9	20-A	6557			RAL	RR 1	A	19
19-A	4014			AFF	PL 647	B	65	20-A	6557			AMD	PL 542		1
19-A	4014			RP	PL 647	A	2	20-A	6601-A			AMD	PL 676	E	1
19-A	4101			AFF	PL 647	B	65	20-A	6601-A			AMD	PL 719		1
19-A	4101			NEW	PL 647	A	3	20-A	6602	1	B	AMD	PL 759	D	1
19-A	4102			AFF	PL 647	B	65	20-A	6602	1	D	AMD	PL 759	D	2
19-A	4102			NEW	PL 647	A	3	20-A	6602	1	H	AMD	PL 759	D	3
19-A	4103			AFF	PL 647	B	65	20-A	6602	1	I	AMD	PL 759	D	4
19-A	4103			NEW	PL 647	A	3	20-A	6663			RP	PL 560		9
19-A	4104			AFF	PL 647	B	65	20-A	6801-A	1		AMD	PL 571		12
19-A	4104			NEW	PL 647	A	3	20-A	6801-A	2		AMD	PL 571		13
19-A	4105			AFF	PL 647	B	65	20-A	6801-A	3		AMD	PL 571		14
19-A	4105			NEW	PL 647	A	3	20-A	6801-A	5		AMD	PL 571		15
19-A	4106			AFF	PL 647	B	65	20-A	6995			AMD	PL 676	A	31
19-A	4106			NEW	PL 647	A	3	20-A	7401			AMD	PL 646		1
19-A	4107			AFF	PL 647	B	65	20-A	7402			AMD	PL 646		2
19-A	4107			NEW	PL 647	A	3	20-A	7403			RP	PL 646		3
19-A	4108			AFF	PL 647	B	65	20-A	7404			AMD	PL 646		4

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20-A	7405-B			NEW	PL 646		6	20-A	15671	6		AMD	PL 571		20
20-A	7405-C			NEW	PL 646		7	20-A	15672	1-A		RP	PL 571		21
20-A	7405-D			NEW	PL 646		8	20-A	15672	1-C		AMD	PL 571		22
20-A	7405-E			NEW	PL 646		9	20-A	15672	1-D		RP	PL 571		23
20-A	7406			AMD	PL 646		10	20-A	15672	2-A	B	AMD	PL 571	24,	25
20-A	7407			AMD	PL 646		11	20-A	15672	9		RP	PL 571		26
20-A	7408			AMD	PL 646		12	20-A	15672	23		RPR	PL 571		27
20-A	7409			RP	PL 646		13	20-A	15674	1	D	COR	RR 1	A	20
20-A	7411			AMD	PL 646		14	20-A	15675	2	A-1	NEW	PL 635	C	2
20-A	7413			AMD	PL 646		15	20-A	15678	2	A-1	AMD	PL 635	C	3
20-A	8238		2nd	AMD	PL 565		1	20-A	15678	2	B-1	NEW	PL 635	C	4
20-A	9005			NEW	PL 731		4	20-A	15680	2		RP	PL 571		28
20-A	9101			NEW	PL 632		1	20-A	15680	3		AMD	PL 571		29
20-A	9102			NEW	PL 632		1	20-A	15680-A			AMD	PL 571		30
20-A	10015			NEW	PL 538		4	20-A	15681-A	4		RP	PL 571		31
20-A	12121	3		AMD	PL 725		1	20-A	15683		1st	AMD	PL 571		32
20-A	12121	6		NEW	PL 725		2	20-A	15688-A	10		NEW	PL 635	C	5
20-A	12122	1		AMD	PL 725		3	20-A	15688-A	11		NEW	PL 635	C	6
20-A	12122	3	C	AMD	PL 725		4	20-A	15689	12		RP	PL 571		33
20-A	12122	4		AMD	PL 725		5	20-A	15689	13		RP	PL 571		34
20-A	12122	5	A	AMD	PL 725		6, 7	20-A	15689	16		NEW	PL 635	C	7
20-A	12122	5	C	AMD	PL 725		8	20-A	15689-A	7		AFF	PL 694		4
20-A	12122	6		AMD	PL 725		9	20-A	15689-A	7		AMD	PL 694		2
20-A	12123			AMD	PL 725		10	20-A	15689-A	12		AMD	PL 635	C	8
20-A	12124			AMD	PL 725		11	20-A	15689-A	12		AFF	PL 694		4
20-A	12125			NEW	PL 725		12	20-A	15689-A	12		AMD	PL 694		3
20-A	12541	1-A		RP	PL 635	H	1	20-A	15689-B	7-A		AMD	PL 571		35
20-A	12541	4		RP	PL 635	H	2	20-A	15689-B	9		NEW	PL 571		36
20-A	12541	4-A		RP	PL 635	H	3	20-A	15698			NEW	PL 635	Y	1
20-A	12541	5		RP	PL 635	H	4								
20-A	12541	8		RP	PL 635	H	5	21-A	1	13-A		RP	PL 567		18
20-A	12541	9		RP	PL 635	H	6	21-A	1	34		AMD	PL 568		2
20-A	12542	1		AMD	PL 635	H	7	21-A	101	9		AMD	PL 568		3
20-A	12542	4-A		AMD	PL 635	H	8	21-A	111	5		AFF	PL 750		14
20-A	12542	5		RP	PL 635	H	9	21-A	111	5		AMD	PL 750		1
20-A	12543			AMD	PL 635	H	10	21-A	112-A	1		AMD	PL 570		1
20-A	12545			RP	PL 635	H	11	21-A	145	3		AFF	PL 750		14
20-A	12971			NEW	PL 544		1	21-A	145	3		NEW	PL 750		2
20-A	12972			NEW	PL 544		1	21-A	145	4		AFF	PL 750		14
20-A	12973			NEW	PL 544		1	21-A	145	4		NEW	PL 750		3
20-A	12974			NEW	PL 544		1	21-A	321	1		AFF	PL 750		14
20-A	12981			NEW	PL 733		2	21-A	321	1		AMD	PL 750		4
20-A	12982			NEW	PL 733		2	21-A	340			AFF	PL 750		14
20-A	12983			NEW	PL 733		2	21-A	340			RP	PL 750		5
20-A	12984			NEW	PL 733		2	21-A	341			AFF	PL 750		14
20-A	12985			NEW	PL 733		2	21-A	341			NEW	PL 750		6
20-A	12986			NEW	PL 733		2	21-A	381	1		AMD	PL 570		2
20-A	12987			NEW	PL 733		2	21-A	382	1		AMD	PL 570		3
20-A	12988			NEW	PL 733		2	21-A	441	2		AFF	PL 750		14
20-A	12989			NEW	PL 733		2	21-A	441	2		RP	PL 750		7
20-A	12990			NEW	PL 733		2	21-A	441	3		AFF	PL 750		14
20-A	12991			NEW	PL 733		2	21-A	441	3		NEW	PL 750		8
20-A	13007	2	D	AFF	PL 694		4	21-A	505	7-A		AMD	PL 568		4
20-A	13007	2	D	AMD	PL 694		1	21-A	610			NEW	PL 635	ZZ	1
20-A	13013-A			AMD	PL 635	C	1	21-A	671	2		AFF	PL 750		14
20-A	13605			AMD	PL 614		1	21-A	671	2		AMD	PL 750		9
20-A	15005	1		AMD	PL 571		16	21-A	674	2	A	AMD	PL 568		5
20-A	15671		1st	AMD	PL 571		17	21-A	674	2	E	NEW	PL 568		6
20-A	15671	1		AMD	PL 571		18	21-A	675			NEW	PL 568		7

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21-A	698	2-B			AMD PL 536		2	22	2383	1-A			AMD PL 669		2
21-A	721				AFF PL 750		14	22	2422	1-G			NEW PL 662		1
21-A	721				AMD PL 750		10	22	2422	3			AMD PL 662		2
21-A	723-A	5-B			AFF PL 750		14	22	2422	4			AMD PL 669		3
21-A	723-A	5-B			AMD PL 750		11	22	2422	4-N			RPR PL 676	A	33
21-A	726				NEW PL 635	ZZ	2	22	2422	4-T			NEW PL 662		3
21-A	737-A	1st			AMD PL 536		3	22	2422	4-U			NEW PL 662		4
21-A	739	1st			AMD PL 536		4	22	2422	7-B			AMD PL 662		5
21-A	753-B	5			RPR PL 570		4	22	2422	14-C			NEW PL 662		6
21-A	753-B	6	A		AFF PL 750		14	22	2422	14-D			NEW PL 662		7
21-A	753-B	6	A		AMD PL 750		12	22	2422	16			AMD PL 662		8
21-A	814	2			NEW PL 536		5	22	2422-A	2	A		NEW PL 652		1
21-A	845	2			NEW PL 536		6	22	2423-A	1	B		AMD PL 662		9
21-A	901	4			AMD PL 570		5	22	2423-A	2	B		AMD PL 662		10
21-A	901-A	2			AMD PL 570		6	22	2423-A	2	K		AMD PL 662		11
21-A	903				AMD PL 570		7	22	2423-A	2	P		AMD PL 662		12
21-A	905	2			AMD PL 570		8	22	2423-A	2	Q		AMD PL 662		13
21-A	905	3			AMD PL 570		9	22	2423-A	2	R	RP	PL 662		14
21-A	905	4			NEW PL 570		10	22	2423-A	3	B		AMD PL 662		15
21-A	905-A	1st			AMD PL 570		11	22	2423-A	3	D		AMD PL 662		16
21-A	1015	2			AFF PL 607		5	22	2423-A	3	E		AMD PL 662		17
21-A	1015	2			AMD PL 607		1	22	2423-B	2-A			AMD PL 662		18
21-A	1056-C	2			AFF PL 607		5	22	2423-B	3			AMD PL 662		19
21-A	1056-C	2			AMD PL 607		2	22	2423-B	4			AMD PL 662		20
21-A	1056-D	1			AFF PL 607		5	22	2423-B	9			NEW PL 662		21
21-A	1056-D	1			AMD PL 607		3	22	2424	1-A			AMD PL 652		2
21-A	1056-D	2	A		AFF PL 607		5	22	2425-A	4			AMD PL 662		22
21-A	1056-D	2	A		AMD PL 607		4	22	2425-A	5	C		AMD PL 662		23
21-A	1059	5			AMD PL 530		1	22	2425-A	5	C-1		NEW PL 662		24
21-A	1060-A	1	B		AMD PL 530		2	22	2425-A	5	D		AMD PL 662		25
21-A	1060-A	4	E		RPR PL 530		3	22	2425-A	5-A			NEW PL 662		26
21-A	1060-A	5			RPR PL 530		4	22	2425-A	7			AMD PL 662		27
21-A	1060-A	6			NEW PL 530		5	22	2425-A	10	B		AMD PL 662		28
21-A	1101	2			AMD PL 553		14	22	2425-A	12	M		NEW PL 662		29
21-A	1203-B				AFF PL 489		4	22	2425-A	12	N		NEW PL 662		30
21-A	1203-B				RP PL 489		1	22	2428	1-A	F		AMD PL 676	A	34
21-A	1203-C				NEW PL 552	A	1	22	2428	6	I		AMD PL 662		31
21-A	1204-B				AFF PL 490		4	22	2429-A	4			AMD PL 662		32
21-A	1204-B				RP PL 490		1	22	2430-C	6-A			NEW PL 662		33
21-A	1204-C				NEW PL 552	B	1	22	2430-C	7	A		AMD PL 662		34
21-A	1205				AFF PL 487		4	22	2430-G	2	D		AMD PL 676	A	35
21-A	1205				RP PL 487		1	22	2843	2			AMD PL 567		19
21-A	1205-A				NEW PL 552	C	1	22	2843-A	1	D		AMD PL 567		20
								22	2846		1st		AMD PL 567		21
22	51				NEW PL 637		1	22	2942	5			AMD PL 567		22
22	412	5-A			AMD PL 495		1	22	2942	27			RP PL 567		23
22	1341	1	A		AMD PL 545		1	22	2949	1	C		AMD PL 567		24
22	1411				NEW PL 613		1	22	3028	12			AFF PL 647	B	65
22	1412				NEW PL 613		1	22	3028	12			AMD PL 647	B	49
22	1413				NEW PL 613		1	22	3109	1	A-1		NEW PL 648		1
22	1414				NEW PL 613		1	22	3109	2			AMD PL 648		2
22	1415				NEW PL 613		1	22	3109	2-A			NEW PL 648		3
22	1425				AMD PL 676	A	32	22	3109	3			RPR PL 648		4
22	1534				NEW PL 698		1	22	3173-J				NEW PL 639		2
22	1700-B				NEW PL 740		2	22	3174-G	1	A		AMD PL 519		1
22	1727	1			AFF PL 647	B	65	22	3174-G	1	A-1		AMD PL 519		2
22	1727	1			AMD PL 647	B	48	22	3174-G	1	A-2	RP	PL 519		3
22	1816				RPR PL 541		1	22	3174-G	1	A-3	RP	PL 519		4
22	2353	1	F		NEW PL 605		1	22	3174-G	1	B		AMD PL 635	CCC	1

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22	3174-G	1	G	AMD	PL 519		5	23	3036			NEW	PL 743		2
22	3174-G	1	G-1	AMD	PL 519		6	23	4210-B	7-A		AMD	PL 630	D	1
22	3174-G	1	G-2	RP	PL 519		7	23	4420		1st	AMD	PL 555		1
22	3174-G	1	G-3	RP	PL 519		8	23	4423	1		AMD	PL 555		2
22	3174-S	2-A		NEW	PL 635	AAA	1	23	4423	3		AMD	PL 555		3
22	3174-S	3		AMD	PL 635	AAA	2	23	4428			AMD	PL 555		4
22	3174-S	4		AMD	PL 635	AAA	3	23	4429			AMD	PL 555		5
22	3174-T			AMD	PL 635	CCC	3	23	4430	1		AMD	PL 555		6
22	3174-T	2	C	AFF	PL 635	CCC	7	23	4431			NEW	PL 555		7
22	3174-T	5		AFF	PL 635	CCC	7								
22	3174-T	12		AFF	PL 635	CCC	7	24	2319-A	1		RP	PL 567		26
22	3174-V		1st	AMD	PL 747		1	24	2319-A	4		AMD	PL 567		27
22	3174-V	3		NEW	PL 747		2	24	2319-A	6		AMD	PL 567		28
22	3174-V	4		NEW	PL 747		3	24	2332-J	4		NEW	PL 609		1
22	3174-V	5		NEW	PL 747		4	24	2907	1	A	AMD	PL 567		29
22	3174-V	6		NEW	PL 747		5								
22	3174-KK	5		NEW	PL 635	FF	1	24-A	15			NEW	PL 521		1
22	3174-KK	6		NEW	PL 635	FF	2	24-A	201	3		COR	RR 1	B	148
22	3174-FFF			RAL	RR 1	A	21	24-A	202			COR	RR 1	B	149
22	3174-FFF			RAL	RR 1	A	22	24-A	208			COR	RR 1	B	150
22	2174-GGG			RAL	RR 1	A	21	24-A	208		1st	AMD	PL 521		2
22	2174-HHH			RAL	RR 1	A	22	24-A	209	1		COR	RR 1	B	151
22	3174-III			NEW	PL 708		1	24-A	209	2	A	COR	RR 1	B	152
22	3174-III			NEW	PL 738		1	24-A	209	3		COR	RR 1	B	153
22	3474	3	C	AMD	PL 686		1	24-A	210	1		COR	RR 1	B	154
22	3474	3	D	AMD	PL 686		2	24-A	211	1		COR	RR 1	B	155
22	3474	3	E	NEW	PL 686		3	24-A	211	2		COR	RR 1	B	156
22	3737-A			NEW	PL 635	RR	1	24-A	213	1		COR	RR 1	B	157
22	3762	1	A-1	NEW	PL 648		5	24-A	213	3		COR	RR 1	B	158
22	3762	1	G	NEW	PL 648		6	24-A	214	1		COR	RR 1	B	159
22	3762	8	C	AMD	PL 534		1	24-A	216	1		COR	RR 1	B	160
22	3762	21		NEW	PL 648		7	24-A	216	5	B-1	NEW	PL 521		3
22	3788	1-A		AMD	PL 648		8	24-A	216	5	C	AMD	PL 521		4
22	3788	6		AMD	PL 648		9	24-A	217	1	D	COR	RR 1	B	161
22	3788	6-A		NEW	PL 648		10	24-A	217	1	E	COR	RR 1	B	162
22	3790	1		AMD	PL 648		11	24-A	218			COR	RR 1	B	163
22	3790	3		AMD	PL 648		12	24-A	219			COR	RR 1	B	164
22	3790-A	2-A		NEW	PL 648		13	24-A	221-A	8	B	COR	RR 1	B	165
22	4003	5		AMD	PL 620		1	24-A	222	2	B-4	NEW	PL 521		5
22	4004	1	E	AMD	PL 550		1	24-A	222	2	B-5	NEW	PL 521		6
22	4008	2	E	AFF	PL 647	B	65	24-A	222	2	D-7	NEW	PL 521		7
22	4008	2	E	AMD	PL 647	B	50	24-A	222	2	D-8	NEW	PL 521		8
22	4008	3-A		AMD	PL 550		2	24-A	222	2	E-1	NEW	PL 521		9
22	4010-C	1		AMD	PL 714		1	24-A	222	4-C	C	AMD	PL 521		10
22	4036	1	I	AFF	PL 647	B	65	24-A	222	8	B-1	AMD	PL 521		11
22	4036	1	I	AMD	PL 647	B	51	24-A	222	8	B-3	AMD	PL 521		12
22	4037-A	1		AMD	PL 535		1	24-A	222	8	C	AMD	PL 521		13
22	4037-A	1		AMD	PL 714		2	24-A	222	9	D-1	NEW	PL 521		14
22	4066	2-A		NEW	PL 635	BBB	1	24-A	222	9	D-2	NEW	PL 521		15
22	4087-A	2		AMD	PL 550		3	24-A	222	9	D-3	NEW	PL 521		16
22	4087-A	3		AMD	PL 550		4	24-A	222	13-A	A	AMD	PL 521		17
22	4087-A	4		AMD	PL 550		5	24-A	222	13-A	C	AMD	PL 521	18, 19	
22	4087-A	12		NEW	PL 550		6	24-A	222	13-A	F	NEW	PL 521		20
22	4313	2		AMD	PL 567		25	24-A	222	13-A	G	NEW	PL 521		21
22	5410			RPR	PL 511		1	24-A	222	14-B		NEW	PL 521		22
22	5412			NEW	PL 715		1	24-A	223	5		COR	RR 1	B	166
22	5413			NEW	PL 715		2	24-A	226	4		COR	RR 1	B	167
22	7801	6		AMD	PL 532		1	24-A	226	5		COR	RR 1	B	168
22	8741			NEW	PL 606		1	24-A	226	6		COR	RR 1	B	169

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24-A	228	1			COR RR	1 B	170	24-A	2430				COR RR	1 B	220
24-A	229	4			COR RR	1 B	171	24-A	2431	1	B		COR RR	1 B	221
24-A	229	6			COR RR	1 B	172	24-A	2431	1	C		COR RR	1 B	222
24-A	232	2			COR RR	1 B	173	24-A	2432				COR RR	1 B	223
24-A	233				COR RR	1 B	174	24-A	2443				COR RR	1 B	224
24-A	235	1			COR RR	1 B	175	24-A	2445	2			COR RR	1 B	225
24-A	235	2			COR RR	1 B	176	24-A	2537	8	B		COR RR	1 B	226
24-A	407	2			COR RR	1 B	177	24-A	2615				COR RR	1 B	227
24-A	412	2			COR RR	1 B	178	24-A	2616				COR RR	1 B	228
24-A	414	1			COR RR	1 B	179	24-A	2617				COR RR	1 B	229
24-A	416	2			COR RR	1 B	180	24-A	2620				COR RR	1 B	230
24-A	417	2			COR RR	1 B	181	24-A	2621		1st		COR RR	1 B	231
24-A	423-G	1	E		RP PL	521	23	24-A	2621	3			COR RR	1 B	232
24-A	423-G	4-A			NEW PL	521	24	24-A	2622	1			COR RR	1 B	233
24-A	423-G	5			AMD PL	521	25	24-A	2622		1st		COR RR	1 B	234
24-A	472				COR RR	1 B	182	24-A	2623				COR RR	1 B	235
24-A	473				COR RR	1 B	183	24-A	2625				COR RR	1 B	236
24-A	474				COR RR	1 B	184	24-A	2707		4th		COR RR	1 B	237
24-A	478				COR RR	1 B	185	24-A	2709	2			COR RR	1 B	238
24-A	603				COR RR	1 B	186	24-A	2719				COR RR	1 B	239
24-A	706	3			COR RR	1 B	187	24-A	2721-A				COR RR	1 B	240
24-A	951-A	2			RP PL	521	26	24-A	2736-C	2	C-1		AMD PL	655	1
24-A	992	2			RP PL	521	27	24-A	2739				COR RR	1 B	241
24-A	1114	2			COR RR	1 B	188	24-A	2741-A	1			RP PL	567	30
24-A	1133	2			COR RR	1 B	189	24-A	2741-A	4			AMD PL	567	31
24-A	1135	2			COR RR	1 B	190	24-A	2741-A	6			AMD PL	567	32
24-A	1157	3			COR RR	1 B	191	24-A	2742-B	2			AMD PL	520	1
24-A	1159	2			COR RR	1 B	192	24-A	2742-C				NEW PL	520	2
24-A	1254	2			COR RR	1 B	193	24-A	2743-B				NEW PL	691	1
24-A	1254	3			COR RR	1 B	194	24-A	2745	1			COR RR	1 B	242
24-A	1256	1			COR RR	1 B	195	24-A	2749-C				AMD PL	595	1
24-A	1257				COR RR	1 B	196	24-A	2749-C	1	B		AMD PL	595	2
24-A	1258				COR RR	1 B	197	24-A	2756	3			AMD PL	609	2
24-A	1259	1			COR RR	1 B	198	24-A	2808-B	2	C-1		AMD PL	655	2
24-A	1263	2			COR RR	1 B	199	24-A	2809-A	3	A		COR RR	1 B	243
24-A	1263	5			COR RR	1 B	200	24-A	2811				COR RR	1 B	244
24-A	1420-C	2	I		AMD PL	676 A	36	24-A	2814				COR RR	1 B	245
24-A	2101	2	C		COR RR	1 B	201	24-A	2830				COR RR	1 B	246
24-A	2104				COR RR	1 B	202	24-A	2831				COR RR	1 B	247
24-A	2105	1			COR RR	1 B	203	24-A	2832-A	1			RP PL	567	33
24-A	2105	3			COR RR	1 B	204	24-A	2832-A	4			AMD PL	567	34
24-A	2159-B	1			AFF PL	647 B	65	24-A	2832-A	6			AMD PL	567	35
24-A	2159-B	1			AMD PL	647 B	52	24-A	2833	2			COR RR	1 B	248
24-A	2161	1	G		COR RR	1 B	205	24-A	2833-B	2			AMD PL	520	3
24-A	2169-B	2	A		AMD PL	553	15	24-A	2833-C				NEW PL	520	4
24-A	2179				COR RR	1 B	206	24-A	2834-D				NEW PL	691	2
24-A	2303	1	G		AMD PL	553	16	24-A	2837	1			COR RR	1 B	249
24-A	2404	1			COR RR	1 B	207	24-A	2843	3	A-3		NEW PL	595	3
24-A	2404	2			COR RR	1 B	208	24-A	2843	5-C	B		AMD PL	595	4
24-A	2407	2			COR RR	1 B	209	24-A	2843	5-C			AMD PL	595	5
24-A	2407	3			COR RR	1 B	210	24-A	2843	5-D			RP PL	595	6
24-A	2409				COR RR	1 B	211	24-A	2847-G	4			AMD PL	609	3
24-A	2412	4			COR RR	1 B	212	24-A	2858	3			COR RR	1 B	250
24-A	2414	1	A		COR RR	1 B	213	24-A	2858	4			COR RR	1 B	251
24-A	2414	1	B		COR RR	1 B	214	24-A	2863				COR RR	1 B	252
24-A	2414	2			COR RR	1 B	215	24-A	2864				COR RR	1 B	253
24-A	2420	4			COR RR	1 B	216	24-A	2904		1st		COR RR	1 B	254
24-A	2422	2			COR RR	1 B	217	24-A	2908	5	C		COR RR	1 B	255
24-A	2426				COR RR	1 B	218	24-A	2916-B				COR RR	1 B	256
24-A	2429				COR RR	1 B	219	24-A	2921				COR RR	1 B	257

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24-A	2935				COR RR	1 B	258	24-A	3554		6th		COR RR	1 B	303
24-A	2939	2			COR RR	1 B	259	24-A	3554		7th		COR RR	1 B	304
24-A	2939	3			COR RR	1 B	260	24-A	3555	3			COR RR	1 B	305
24-A	2939	4			COR RR	1 B	261	24-A	3555	4			COR RR	1 B	306
24-A	3007	5	C		COR RR	1 B	262	24-A	3555	5			COR RR	1 B	307
24-A	3020	2			COR RR	1 B	263	24-A	3557				COR RR	1 B	308
24-A	3030				AMD PL	676 A	37	24-A	3616				COR RR	1 B	309
24-A	3031				COR RR	1 B	264	24-A	3619				COR RR	1 B	310
24-A	3034				COR RR	1 B	265	24-A	3627				COR RR	1 B	311
24-A	3049		4th		COR RR	1 B	266	24-A	3860	1			COR RR	1 B	312
24-A	3049-A				NEW PL	497	1	24-A	3860	2			COR RR	1 B	313
24-A	3151				NEW PL	562	1	24-A	3865	1			COR RR	1 B	314
24-A	3152				NEW PL	562	1	24-A	3868	2			COR RR	1 B	315
24-A	3153				NEW PL	562	1	24-A	3869	2			COR RR	1 B	316
24-A	3154				NEW PL	562	1	24-A	3870	2			COR RR	1 B	317
24-A	3155				NEW PL	562	1	24-A	3870	4			COR RR	1 B	318
24-A	3156				NEW PL	562	1	24-A	3871				COR RR	1 B	319
24-A	3157				NEW PL	562	1	24-A	3873	1			COR RR	1 B	320
24-A	3158				NEW PL	562	1	24-A	3875	3			COR RR	1 B	321
24-A	3159				NEW PL	562	1	24-A	3876	2			COR RR	1 B	322
24-A	3160				NEW PL	562	1	24-A	3952	4			AMD PL	567	36
24-A	3161				NEW PL	562	1	24-A	4104	2			COR RR	1 B	323
24-A	3363	2			COR RR	1 B	267	24-A	4104	5			COR RR	1 B	324
24-A	3363	2	A		AMD PL	676 A	38	24-A	4108		3rd		COR RR	1 B	325
24-A	3363	2	B		AMD PL	676 A	39	24-A	4109				COR RR	1 B	326
24-A	3364	3			COR RR	1 B	268	24-A	4111		2nd		COR RR	1 B	327
24-A	3365	4			COR RR	1 B	269	24-A	4120		1st		COR RR	1 B	328
24-A	3366	1			COR RR	1 B	270	24-A	4121				COR RR	1 B	329
24-A	3408	4	A		COR RR	1 B	271	24-A	4125	7			COR RR	1 B	330
24-A	3413	1			COR RR	1 B	272	24-A	4126	1			COR RR	1 B	331
24-A	3413	2			COR RR	1 B	273	24-A	4128	1			COR RR	1 B	332
24-A	3413	4			COR RR	1 B	274	24-A	4128	2			COR RR	1 B	333
24-A	3414	3			COR RR	1 B	275	24-A	4128	3			COR RR	1 B	334
24-A	3414	4			COR RR	1 B	276	24-A	4134	3			COR RR	1 B	335
24-A	3414	6			COR RR	1 B	277	24-A	4134	6			COR RR	1 B	336
24-A	3415	3			COR RR	1 B	278	24-A	4135				COR RR	1 B	337
24-A	3419	2			COR RR	1 B	279	24-A	4136				COR RR	1 B	338
24-A	3422	5			COR RR	1 B	280	24-A	4137				COR RR	1 B	339
24-A	3423	1			COR RR	1 B	281	24-A	4142		5th		COR RR	1 B	340
24-A	3424	1			COR RR	1 B	282	24-A	4203	3	J		COR RR	1 B	341
24-A	3474	4			COR RR	1 B	283	24-A	4204	1	B		COR RR	1 B	342
24-A	3476	2			COR RR	1 B	284	24-A	4207	6			COR RR	1 B	343
24-A	3476	4			COR RR	1 B	285	24-A	4207	7			COR RR	1 B	344
24-A	3477	2	D		COR RR	1 B	286	24-A	4207	8			COR RR	1 B	345
24-A	3477	2	G		COR RR	1 B	287	24-A	4215	2			COR RR	1 B	346
24-A	3480	2			COR RR	1 B	288	24-A	4216	4			COR RR	1 B	347
24-A	3480	3			COR RR	1 B	289	24-A	4217				COR RR	1 B	348
24-A	3481	1			COR RR	1 B	290	24-A	4221	1			COR RR	1 B	349
24-A	3483	1			COR RR	1 B	291	24-A	4221	4			COR RR	1 B	350
24-A	3483	2			COR RR	1 B	292	24-A	4225				COR RR	1 B	351
24-A	3483	3			COR RR	1 B	293	24-A	4233-B	2			AMD PL	520	5
24-A	3484	2			COR RR	1 B	294	24-A	4233-C				NEW PL	520	6
24-A	3485	1			COR RR	1 B	295	24-A	4234-A	3	A-3		NEW PL	595	7
24-A	3486	3			COR RR	1 B	296	24-A	4234-A	6	B		AMD PL	595	8
24-A	3486	4			COR RR	1 B	297	24-A	4234-F				NEW PL	691	3
24-A	3486	5			COR RR	1 B	298	24-A	4247	4			AMD PL	609	4
24-A	3486	7			COR RR	1 B	299	24-A	4249	1			RP PL	567	37
24-A	3486	8			COR RR	1 B	300	24-A	4249	4			AMD PL	567	38
24-A	3486	9			COR RR	1 B	301	24-A	4249	6			AMD PL	567	39
24-A	3554		5th		COR RR	1 B	302	24-A	4303	2	D		AMD PL	603 B	1

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24-A	4315	2			AMD PL 741		1	24-A	6903	1-A			NEW PL 603	A	1
24-A	4315	6			AMD PL 741		2	24-A	6903	3			AMD PL 567		40
24-A	4315	9			NEW PL 741		3	24-A	6910	3	B		AMD PL 553		17
24-A	4317-E				NEW PL 566		1	24-A	6951	13			NEW PL 603	A	2
24-A	4319-B				NEW PL 529		1	24-A	7501				RP PL 676	A	41
24-A	4320-A	3			AMD PL 638		1	24-A	7502				RP PL 676	A	41
24-A	4320-A	3-A			NEW PL 638		2	24-A	7503				RP PL 676	A	41
24-A	4320-A	3-B			NEW PL 638		3	24-A	7504				RP PL 676	A	41
24-A	4320-B				AMD PL 520		7	24-A	7505				RP PL 676	A	41
24-A	4320-P				RAL RR 1 A		23	24-A	7506				RP PL 676	A	41
24-A	4320-Q				RAL RR 1 A		23	24-A	7601				NEW PL 676	A	42
24-A	4320-R				NEW PL 520		8	24-A	7602				NEW PL 676	A	42
24-A	4320-R				NEW PL 638		4	24-A	7603				NEW PL 676	A	42
24-A	4320-S				NEW PL 683		1	24-A	7604				NEW PL 676	A	42
24-A	4320-S				NEW PL 692		1	24-A	7605				NEW PL 676	A	42
24-A	4349	6			NEW PL 744		1	24-A	7606				NEW PL 676	A	42
24-A	4356		1st		COR RR 1 B		352								
24-A	4357		1st		COR RR 1 B		353	25	1542-A	1	V		RAL RR 1 A	A	24
24-A	4358				COR RR 1 B		354	25	1542-A	1	Y		RAL RR 1 A	A	24
24-A	4359				COR RR 1 B		355	25	1542-A	1	Z		NEW PL 681	J	8
24-A	4364	2			COR RR 1 B		356	25	1542-A	3	U		RAL RR 1 A	A	25
24-A	4364	4			COR RR 1 B		357	25	1542-A	3	X		RAL RR 1 A	A	25
24-A	4364	6			COR RR 1 B		358	25	1542-A	3	X		AMD PL 676	A	43
24-A	4364	7			COR RR 1 B		359	25	1542-A	3	Y		NEW PL 681	J	9
24-A	4365	1	A		COR RR 1 B		360	25	2002	9			AMD PL 619		1
24-A	4365	2			COR RR 1 B		361	25	2002	10-B			NEW PL 619		2
24-A	4365	3			COR RR 1 B		362	25	2002-B				NEW PL 619		3
24-A	4366	2	B		COR RR 1 B		363	25	2003	4	A		AFF PL 647	B	65
24-A	4367	2	B		COR RR 1 B		364	25	2003	4	A		AMD PL 647	B	53
24-A	4368	1			COR RR 1 B		365	25	2003	5			AFF PL 647	B	65
24-A	4368	3			COR RR 1 B		366	25	2003	5			AMD PL 647	B	54
24-A	4371				COR RR 1 B		367	25	2005-A	3			AMD PL 608	A	2
24-A	4372				COR RR 1 B		368	25	2469	2			AMD PL 676	D	5
24-A	4373				COR RR 1 B		369	25	2473	5	A		AFF PL 647	B	65
24-A	4374				COR RR 1 B		370	25	2473	5	A		AMD PL 647	B	55
24-A	4378	2	B		COR RR 1 B		371	25	2803-B	1	D		AFF PL 647	B	65
24-A	4378	4			COR RR 1 B		372	25	2803-B	1	D		AMD PL 647	B	56
24-A	4379	6			COR RR 1 B		373	25	2804-C	2-C			AFF PL 647	B	65
24-A	4380				COR RR 1 B		374	25	2804-C	2-C			AMD PL 647	B	57
24-A	4381	2	A		COR RR 1 B		375	25	2806-A	5	K		AFF PL 647	B	65
24-A	4382		1st		COR RR 1 B		376	25	2806-A	5	K		AMD PL 647	B	58
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24-A	4384	2			COR RR 1 B		378	25	7001				NEW PL 575		2
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24-A	4401	1			COR RR 1 B		381	26	599-C				NEW PL 760		1
24-A	4401	2			COR RR 1 B		382	26	621-A	4			AFF PL 699		2
24-A	4404	1			COR RR 1 B		383	26	621-A	4			AMD PL 699		1
24-A	4405	1			COR RR 1 B		384	26	626			1st	AMD PL 561		1
24-A	4405	3			AMD PL 676 A		40	26	626			5th	AMD PL 561		2
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24-A	4407				COR RR 1 B		386	26	626			last	NEW PL 561		4
24-A	4441	2	C		COR RR 1 B		387	26	637	7			AMD PL 569		1
24-A	4442		1st		COR RR 1 B		388	26	673-A				NEW PL 563		1
24-A	4444	3			COR RR 1 B		389	26	837				RP PL 589		1
24-A	4448				COR RR 1 B		390	26	843	7			RP PL 567		41
24-A	4450				COR RR 1 B		391	26	844	1			AMD PL 690		1
24-A	4613				COR RR 1 B		392	26	844	4			NEW PL 690		2
24-A	6205	1			COR RR 1 B		393	26	849-A				NEW PL 567		42
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26	872	2-A			AMD PL 665		2	28-A	2	10-B			NEW PL 658		11
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26	979-D	1	E		AMD PL 601		5	28-A	2	16-A			AMD PL 658		18
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26	1304	1-A			NEW PL 705		2	28-A	2	31-C			NEW PL 658		29
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26	1305				AMD PL 705		4	28-A	2	32-A			AMD PL 658		31
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26	1312	4			NEW PL 705		8	28-A	2	35			AMD PL 658		35
26	1312	4			AMD PL 759	F	1	28-A	2	36			AMD PL 658		36
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28-B	504	9		NEW	PL 667		3	30	8001			NEW	PL 681	J	10
28-B	504	10		NEW	PL 667		4								
28-B	504-A			NEW	PL 735		1	30-A	66-B			AFF	PL 488		4
28-B	504-A	7		NEW	PL 759	C	2	30-A	66-B			RP	PL 488		1
28-B	505		last	NEW	PL 667		5	30-A	66-C			NEW	PL 492		1
28-B	505		2nd	NEW	PL 735		2	30-A	66-C			NEW	PL 506		1
28-B	505		last	AMD	PL 759	C	3	30-A	66-C			RP	PL 552	D	1
28-B	601			AMD	PL 612		1	30-A	67			NEW	PL 552	D	2
28-B	602		1st	AMD	PL 612		2	30-A	125	2		NEW	PL 693		5
28-B	602	3		AMD	PL 558		1	30-A	421	1		AMD	PL 739		1
28-B	605		1st	AMD	PL 612		3	30-A	421	2		AMD	PL 739		2
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28-B	703	1	F	AMD	PL 558		4	30-A	421	6		AMD	PL 739		6
28-B	703	1	F-1	NEW	PL 558		5	30-A	421	14		AMD	PL 739		7
28-B	1101			AMD	PL 645		4	30-A	421		3rd	AMD	PL 739		8
								30-A	421		4th	AMD	PL 739		9
29-A	101	13-A		NEW	PL 660		1	30-A	501	2-A		AMD	PL 601		11
29-A	159			NEW	PL 660		2	30-A	701	2-C		AMD	PL 732	B	1
29-A	456-A	3		AMD	PL 491		4	30-A	701	2-D		NEW	PL 732	B	2
29-A	521	5	B	AMD	PL 533		1	30-A	757	1		AMD	PL 573		1
29-A	602	4-A		NEW	PL 539		1	30-A	1557-B	3		AFF	PL 732	D	7
29-A	651-A			AMD	PL 539		2	30-A	1557-B	3		AMD	PL 732	D	2
29-A	952	1-B		AMD	PL 660		3	30-A	1561-A			NEW	PL 620		2
29-A	1105	2		AMD	PL 533		2	30-A	1566			NEW	PL 615	B	1
29-A	1113			NEW	PL 660		4	30-A	1606	1		RPR	PL 676	A	45
29-A	1854			AMD	PL 515		1	30-A	1651	2		AMD	PL 620		3
29-A	1857			AMD	PL 515		2	30-A	1658		2nd	AMD	PL 676	B	3
29-A	2054	2	C	AMD	PL 582		1	30-A	2202	2		AMD	PL 681	A	2
29-A	2302	1	B	AMD	PL 582		2	30-A	2528	10		AMD	PL 564		1
29-A	2302	1	C	AMD	PL 582		3	30-A	2701		last	NEW	PL 601		12
29-A	2302	1	D	AMD	PL 582		4	30-A	3010	6		AMD	PL 553		20
29-A	2431	3		AMD	PL 608	A	3	30-A	3111			NEW	PL 693		6
29-A	2521	6-A		NEW	PL 608	A	4	30-A	3775		1st	AMD	PL 660		5
29-A	2521	8	A-1	NEW	PL 608	A	5	30-A	4301	4-A		AMD	PL 590	A	3
29-A	2522			RP	PL 608	A	6	30-A	4301	8-A		NEW	PL 590	A	4
								30-A	4301	14-A		AMD	PL 754		1
30	6205	1	D-2	AFF	PL 650		13	30-A	4301	14-B		AMD	PL 590	A	5
30	6205	1	D-2	AMD	PL 650		2	30-A	4312	3	D	AMD	PL 657		1
30	6205	1	E	AFF	PL 650		13	30-A	4312	3	K	RP	PL 657		2
30	6205	1	E	AMD	PL 650		3	30-A	4312	3	L	AMD	PL 657		3
30	6205	1	F	AFF	PL 650		13	30-A	4312	3	M	RP	PL 657		4
30	6205	1	F	NEW	PL 650		4	30-A	4315			NEW	PL 754		2
30	6206	1		AFF	PL 650		13	30-A	4316			NEW	PL 754		3
30	6206	1		AMD	PL 650		5	30-A	4326	1	H	AMD	PL 657		5
30	6207			AFF	PL 650		13	30-A	4326	1	J	AMD	PL 590	A	6
30	6207			AMD	PL 650		6	30-A	4326	1	K	AMD	PL 590	A	7
30	6207	1		AFF	PL 650		13	30-A	4326	1	L	NEW	PL 590	A	8
30	6207	1		AMD	PL 650		7	30-A	4326	3-A	G	RPR	PL 657		6
30	6207	10		AFF	PL 650		13	30-A	4326	3-A	H	AMD	PL 657		7
30	6207	10		NEW	PL 650		8	30-A	4326	3-A	I	AMD	PL 657		8
30	6207-A			AFF	PL 650		13	30-A	4326	3-A	J	AMD	PL 657		9
30	6207-A			NEW	PL 650		9	30-A	4326	3-A	K	RP	PL 657		10
30	6209-A	1	D	AFF	PL 650		13	30-A	4326	3-A	L	RP	PL 657		11
30	6209-A	1	D	AMD	PL 650		10	30-A	4326	3-A	L	AMD	PL 754		4
30	6209-A	1	E	AFF	PL 650		13	30-A	4326	3-A	M	RP	PL 657		12
30	6209-A	1	E	AMD	PL 650		11	30-A	4326	3-A	M	AMD	PL 754		5

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30-A	4326	3-A	N	NEW	PL 754		6	32	3836			AMD	PL 642		19
30-A	4326	4-B		NEW	PL 590	A	9	32	3836-A			NEW	PL 642		20
30-A	4331	5		AMD	PL 754		7	32	3841			RAL	RR 1	A	28
30-A	4346		2nd	AMD	PL 590	A	10	32	3842			RAL	RR 1	A	29
30-A	4364			NEW	PL 672		4	32	3843			RAL	RR 1	A	30
30-A	4364-A			NEW	PL 672		5	32	3844			RAL	RR 1	A	31
30-A	4364-B			NEW	PL 672		6	32	3845			RAL	RR 1	A	32
30-A	4364-C			NEW	PL 672		7	32	3850	2	E	COR	RR 1	A	33
30-A	4722	1	Z-1	NEW	PL 718		1	32	3850-E			RAL	RR 1	A	28
30-A	4722	1	DD	AMD	PL 671		1	32	3850-F			RAL	RR 1	A	29
30-A	4723	2	B	AMD	PL 657		13	32	3850-G			RAL	RR 1	A	30
30-A	4723	2	B-1	NEW	PL 657		14	32	3850-H			RAL	RR 1	A	31
30-A	4723	2	C	AMD	PL 657		15	32	3850-I			RAL	RR 1	A	32
30-A	4726			NEW	PL 718		2	32	4861			AMD	PL 642		21
30-A	4765			NEW	PL 635	WW	1	32	4861	5		AMD	PL 642		22
30-A	4992	4		AMD	PL 588		1	32	4861	6		NEW	PL 642		23
30-A	4992	5		AMD	PL 588		2	32	4909	4		AMD	PL 642		24
30-A	4992	6		NEW	PL 588		3	32	4909-A			NEW	PL 642		25
30-A	5151			NEW	PL 664		3	32	5516			AMD	PL 642		26
30-A	5152			NEW	PL 664		3	32	5516	2	D	NEW	PL 642		27
30-A	5153			NEW	PL 664		3	32	6220			RPR	PL 642		28
30-A	5154			NEW	PL 664		3	32	7054-C			NEW	PL 642		29
30-A	5155			NEW	PL 664		3	32	7364	3		AMD	PL 574		1
30-A	5156			NEW	PL 664		3	32	8105	4	A	AFF	PL 647	B	65
30-A	5157			NEW	PL 664		3	32	8105	4	A	AMD	PL 647	B	60
30-A	5158			NEW	PL 664		3	32	9405	2-C	A	AFF	PL 647	B	65
30-A	5159			NEW	PL 664		3	32	9405	2-C	A	AMD	PL 647	B	61
30-A	5160			NEW	PL 664		3	32	9405	4	B	AFF	PL 647	B	65
30-A	5161			NEW	PL 664		3	32	9405	4	B	AMD	PL 647	B	62
30-A	5162			NEW	PL 664		3	32	9410-A	5	B	AFF	PL 647	B	65
30-A	5225	1	C	RPR	PL 676	A	46	32	9410-A	5	B	AMD	PL 647	B	63
30-A	5903	3-D		NEW	PL 635	X	7	32	9709-A			NEW	PL 642		30
30-A	5903	3-E		NEW	PL 635	X	8	32	9857			AMD	PL 642		31
30-A	5903	3-F		NEW	PL 635	X	9	32	9857	2	D	NEW	PL 642		32
30-A	5953-G			NEW	PL 635	X	10	32	9907-A			NEW	PL 642		33
30-A	7051	11		AMD	PL 625		5	32	12231-A			NEW	PL 642		34
30-A	7505			NEW	PL 625		6	32	12513-B			NEW	PL 642		35
								32	12525-A			NEW	PL 642		36
32	63-B	9		NEW	PL 642		5	32	12534-A			NEW	PL 642		37
32	81-A		1st	AMD	PL 749		1	32	12552-A			NEW	PL 642		38
32	85	7		AMD	PL 587		1	32	13193-A			NEW	PL 642		39
32	97			NEW	PL 700		1	32	13786-F			NEW	PL 566		2
32	220-D			NEW	PL 642		6	32	13857			AMD	PL 642		40
32	294-A			NEW	PL 642		7	32	13857	2	E	NEW	PL 642		41
32	552			AMD	PL 642		8	32	13868			RAL	RR 1	A	34
32	552-A			NEW	PL 642		9	32	13869			RAL	RR 1	A	34
32	1201-B			NEW	PL 642		10	32	14024			AMD	PL 642		42
32	1352-A		1st	AMD	PL 505		1	32	14024	4		NEW	PL 642		43
32	1353		1st	AMD	PL 505		2	32	14231			AMD	PL 642		44
32	1354			AMD	PL 505		3	32	14231-A			NEW	PL 642		45
32	1501-D			NEW	PL 642		11	32	14306-H			NEW	PL 642		46
32	1525-B			NEW	PL 642		12	32	14357-A			NEW	PL 642		47
32	2276-A			RAL	RR 1	A	26	32	15103-A	2	E	AMD	PL 642		48
32	2279	6		AMD	PL 642		13	32	15103-A	2	F	AMD	PL 642		49
32	2287			RAL	RR 1	A	26	32	15103-A	2	G	NEW	PL 642		50
32	3114-B			AMD	PL 642		14	32	15207-A			NEW	PL 642		51
32	3114-C			NEW	PL 642		15	32	16521			NEW	PL 576		1
32	3501-C			NEW	PL 642		16	32	16522			NEW	PL 576		1
32	3654			AMD	PL 642		17	32	16523			NEW	PL 576		1
32	3654-A			NEW	PL 642		18	32	16524			NEW	PL 576		1

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32	16525			NEW	PL 576		1	34-A	3050			NEW	PL 620		8
32	16526			NEW	PL 576		1	34-A	3050			NEW	PL 706		1
32	16527			NEW	PL 576		1	34-A	3051			NEW	PL 620		9
32	16528			NEW	PL 576		1	34-A	3063-C	3		AFF	PL 732	D	7
32	16529			NEW	PL 576		1	34-A	3063-C	3		AMD	PL 732	D	6
32	16530			NEW	PL 576		1	34-A	11273	14	E	AMD	PL 527		1
32	16531			NEW	PL 576		1	34-A	11273	15	C	AMD	PL 527		2
32	16532			NEW	PL 576		1	34-A	11273	16	D-1	NEW	PL 527		3
32	16533			NEW	PL 576		1								
32	16534			NEW	PL 576		1	34-B	1223	6		AMD	PL 686		4
32	16601	6		AMD	PL 576		2	34-B	1223	10		AMD	PL 686		5
32	17303			RPR	PL 642		52	34-B	3611	9	B	AMD	PL 553		22
32	18142-A			NEW	PL 642		53	34-B	3801	7-C		NEW	PL 540		1
32	18227-A			NEW	PL 642		54	34-B	3801	11		AMD	PL 540		2
32	18371	1	O	COR	RR 1	A	35	34-B	3873-B			NEW	PL 745		1
32	18371	2	E	RPR	PL 676	A	47	34-B	15003	5		AMD	PL 676	A	48
32	18551			NEW	PL 547		1	34-B	15011			AMD	PL 679		1
32	18552			NEW	PL 547		1								
32	18553			NEW	PL 547		1	35-A	102	2-A		RP	PL 659		1
32	18554			NEW	PL 547		1	35-A	102	2-B		NEW	PL 659		2
32	18555			NEW	PL 547		1	35-A	102	12-B		NEW	PL 586		1
32	18556			NEW	PL 547		1	35-A	103	2	C	AMD	PL 659		3
32	18557			NEW	PL 547		1	35-A	106			COR	RR 1	B	394
32	18558			NEW	PL 547		1	35-A	109	1		AMD	PL 659		4
32	18559			NEW	PL 547		1	35-A	110			COR	RR 1	B	395
32	18560			NEW	PL 547		1	35-A	112	3	B	COR	RR 1	B	396
32	18561			NEW	PL 547		1	35-A	301	1-A		NEW	PL 702		1
32	18562			NEW	PL 547		1	35-A	301	5		NEW	PL 702		2
32	18563			NEW	PL 547		1	35-A	301	6		NEW	PL 702		3
32	18564			NEW	PL 547		1	35-A	717			RAL	RR 1	A	36
32	18565			NEW	PL 547		1	35-A	718			RAL	RR 1	A	36
32	18566			NEW	PL 547		1	35-A	719			NEW	PL 586		2
32	18567			NEW	PL 547		1	35-A	760			AMD	PL 618		1
								35-A	1309	4		COR	RR 1	B	397
33	124	4		AMD	PL 553		21	35-A	1310			RP	PL 736		1
33	203		5th	AFF	PL 651	A	8	35-A	1310-A			NEW	PL 736		2
33	203		5th	AMD	PL 651	A	7	35-A	1312	1		COR	RR 1	B	398
								35-A	1315			COR	RR 1	B	399
34-A	1206-A	1	B	AFF	PL 647	B	65	35-A	1316			AMD	PL 659		5
34-A	1206-A	1	B	AMD	PL 647	B	64	35-A	1316			AMD	PL 702		4
34-A	1208-B	1	B	AFF	PL 732	D	7	35-A	1316	1	B	AMD	PL 659		6
34-A	1208-B	1	B	AMD	PL 732	D	3	35-A	1316	2		AMD	PL 659		7
34-A	1208-B	4		NEW	PL 732	C	1	35-A	1316	3		AMD	PL 659		8
34-A	1208-B	5		NEW	PL 732	C	2	35-A	1316	5		AMD	PL 659		9
34-A	1210-D			AFF	PL 732	A	5	35-A	1321			AMD	PL 659		10
34-A	1210-D			RP	PL 732	A	2	35-A	1322	1		AMD	PL 659		11
34-A	1210-E			AFF	PL 732	A	5	35-A	1322	3		AMD	PL 659		12
34-A	1210-E			NEW	PL 732	A	3	35-A	1508-A	1	E	NEW	PL 702		5
34-A	1210-F			NEW	PL 732	A	4	35-A	1513			NEW	PL 702		6
34-A	1214	1		AMD	PL 676	B	4	35-A	1701	2		COR	RR 1	B	400
34-A	1214	3	B	AMD	PL 676	B	5	35-A	1702	1	B	AMD	PL 659		13
34-A	1402	5		AMD	PL 620		4	35-A	1702	3		AMD	PL 659		14
34-A	1402	12		AFF	PL 732	D	7	35-A	1702	5		AMD	PL 659		15
34-A	1402	12		AMD	PL 732	D	4	35-A	1709			AMD	PL 659		16
34-A	1402	13		AFF	PL 732	D	7	35-A	1714			NEW	PL 623		2
34-A	1402	13		AMD	PL 732	D	5	35-A	2111			NEW	PL 616		1
34-A	3001-A	1-A		NEW	PL 620		5	35-A	2505	1		COR	RR 1	B	401
34-A	3015			NEW	PL 615	A	1	35-A	2505	2	C	COR	RR 1	B	402
34-A	3031	8		AMD	PL 620		6	35-A	2505	4		COR	RR 1	B	403
34-A	3039	5		NEW	PL 620		7	35-A	2518	2	C	COR	RR 1	B	404

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35-A	2520				COR RR	1 B	406	35-A	10104	13		COR	RR 1 A		39
35-A	2702	1			COR RR	1 B	407	35-A	10105	8		NEW	PL 600		1
35-A	2704	1			COR RR	1 B	408	35-A	10109	3-A		RP	PL 716		1
35-A	2904	3	A		COR RR	1 B	409	35-A	10109	4		AMD	PL 716		2
35-A	2904	6			COR RR	1 B	410	35-A	10110	1	C	RPR	PL 676 A		51
35-A	2908	6			COR RR	1 B	411	35-A	10128			RAL	RR 1 A		40
35-A	2921	2			COR RR	1 B	412	35-A	10129			RAL	RR 1 A		40
35-A	3131	4-A			AMD IB	1	2	35-A	10129	1	G-1	NEW	PL 600		2
35-A	3132	6-A			AMD IB	1	3	35-A	10129	1	K-1	NEW	PL 600		3
35-A	3132	6-C			NEW IB	1	4	35-A	10129	2		AMD	PL 600		4
35-A	3132	6-D			NEW IB	1	5	35-A	10129	4		AMD	PL 600		5
35-A	3132	6-E			NEW IB	1	6	35-A	10129	7	A	RPR	PL 600		6
35-A	3145				AMD PL	676 A	49								
35-A	3146				NEW PL	702	7	36	111	1-A		AMD	PL 594		1
35-A	3147				NEW PL	702	8	36	111	1-D		NEW	PL 681 C		1
35-A	3209-A	5			RAL RR	1 A	37	36	111	1-E		NEW	PL 681 C		2
35-A	3209-A	7			RAL RR	1 A	37	36	111	2-A		NEW	PL 681 C		3
35-A	3209-A	7			AMD PL	659	17	36	111	2-B		NEW	PL 681 C		4
35-A	3209-A	7			RAL PL	659	18	36	111	2-C		NEW	PL 681 C		5
35-A	3209-A	7			RAL PL	705	13	36	111	2-D		NEW	PL 681 C		6
35-A	3209-A	8			RAL PL	659	18	36	111	8		NEW	PL 681 C		7
35-A	3209-A	8			RAL PL	705	13	36	111	9		NEW	PL 681 C		8
35-A	3209-B	5			AMD PL	659	19	36	111	10		NEW	PL 681 C		9
35-A	3210-G	1	C		AMD PL	705	14	36	185	3		AMD	PL 543		4
35-A	3210-H				RAL RR	1 A	38	36	191	2	Z	RP	PL 531 A		1
35-A	3210-I				RAL RR	1 A	38	36	191	2	MMM	RAL RR 1 A		41	
35-A	3212	4-E			NEW PL	604	2	36	191	2	MMM	COR RR 1 A		42	
35-A	3305	2			COR RR	1 B	413	36	191	2	PPP	RAL RR 1 A		41	
35-A	3621				NEW PL	604	3	36	191	2	QQQ	NEW PL 681 E		1	
35-A	3622				NEW PL	604	3	36	191	2	QQQ	NEW PL 715		3	
35-A	3623				NEW PL	604	3	36	194-E			NEW	PL 681 C		10
35-A	3624				NEW PL	604	3	36	199-C	3		RP	PL 635 H		12
35-A	3625				NEW PL	604	3	36	208			AMD	PL 630 B		1
35-A	3626				NEW PL	604	3	36	310		1st	AMD	PL 531 B		1
35-A	3627				NEW PL	604	3	36	501	1-A		NEW	PL 630 C		1
35-A	3710	1			COR RR	1 B	414	36	578	1		AMD	PL 630 C		2
35-A	3735	3			COR RR	1 B	415	36	578	1	C	AMD	PL 630 C		3
35-A	3736				COR RR	1 B	416	36	581	1-A		AMD	PL 630 C		4
35-A	3737	3			COR RR	1 B	417	36	581	3		AMD	PL 630 C		5
35-A	3739				COR RR	1 B	418	36	581	4		AMD	PL 630 C		6
35-A	3906	3			COR RR	1 B	419	36	581	5		AMD	PL 630 C		7
35-A	3907	3			COR RR	1 B	420	36	581	6		AMD	PL 630 C		8
35-A	4131	4			COR RR	1 B	421	36	581	7		AMD	PL 630 C		9
35-A	4131	5			COR RR	1 B	422	36	652	1	A	AMD	PL 630 B		2
35-A	4131	10			COR RR	1 B	423	36	653	1	C	AMD	PL 682		1
35-A	4151	9			COR RR	1 B	424	36	653	1	D-1	AMD	PL 682		2
35-A	4171		2nd		COR RR	1 B	425	36	701-A		3rd	NEW	PL 663		1
35-A	4352	3	B		AMD PL	676 A	50	36	701-A		last	NEW	PL 663		2
35-A	4354	2	A		COR RR	1 B	426	36	705			AMD	PL 531 B		2
35-A	6410-A				NEW PL	711	1	36	706-A	1		AMD	PL 630 B		3
35-A	6503	6			COR RR	1 B	427	36	713-B			AMD	PL 630 C		10
35-A	6506	2			COR RR	1 B	428	36	751			AMD	PL 531 B		3
35-A	6509	1			COR RR	1 B	429	36	843	4		AMD	PL 531 B		4
35-A	6509	3			COR RR	1 B	430	36	891			AMD	PL 531 B		5
35-A	6510				COR RR	1 B	431	36	943		5th	AMD	PL 531 B		6
35-A	6511				COR RR	1 B	432	36	1109	5		AMD	PL 630 C		11
35-A	9211-A	3			AMD PL	616	2	36	1112			RP	PL 630 C		12
35-A	9211-A	3-A			NEW PL	616	3	36	1112-C			NEW	PL 630 C		13
35-A	9211-A	4			AMD PL	616	4	36	1113			AMD	PL 630 C		14

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36	1115				AMD PL 630	C	15	36	5219-S	1			AMD PL 635	E	1
36	1121				AMD PL 630	C	16	36	5219-S	1-A			NEW PL 635	E	2
36	1138				AMD PL 630	C	17	36	5219-S	2			AMD PL 493		1
36	1483	7			AMD PL 630	B	4	36	5219-S	2			AMD PL 635	E	3
36	1752	11	B		AMD PL 578		1	36	5219-S	2-A			NEW PL 635	E	4
36	1752	14	A		AMD PL 578		2	36	5219-S	3			AMD PL 493		2
36	1752	17-B			AMD PL 578		3	36	5219-S	3			AMD PL 635	E	5
36	1760	9-B	A		AFF PL 713		4	36	5219-S	3-A			NEW PL 635	E	6
36	1760	9-B	A		AMD PL 713		1	36	5219-S	4			AMD PL 635	E	7
36	1760	9-B	B		AFF PL 713		4	36	5219-S	4			AMD PL 759	A	1
36	1760	9-B	B		AMD PL 713		2	36	5219-S	5			AMD PL 635	E	8
36	1760	9-B	C		AFF PL 713		4	36	5219-BB	1	C		AMD PL 671		2
36	1760	9-B	C		NEW PL 713		3	36	5219-KK	2-D			AMD PL 635	F	1
36	1760	72			AMD PL 695		1	36	5219-KK	2-E			NEW PL 703		1
36	1760	107			RAL RR 1	A	43	36	5219-YY				RAL RR 1	A	48
36	1760	107			RAL RR 1	A	44	36	5219-ZZ				RAL RR 1	A	48
36	1760	107			RAL RR 1	A	45	36	5255-B				AMD PL 630	A	3
36	1760	107			RAL RR 1	A	46	36	5255-C				NEW PL 630	A	4
36	1760	108			RAL RR 1	A	43	36	5294				NEW PL 715		4
36	1760	109			RAL RR 1	A	44	36	6234				AMD PL 630	B	5
36	1760	110			RAL RR 1	A	45	36	6251	6			AMD PL 630	B	6
36	1760	111			RAL RR 1	A	46	36	6281				NEW PL 751		1
36	1760	112			NEW PL 681	D	1	36	6753	5-B			NEW PL 602		1
36	1760	113			NEW PL 681	D	2	36	6753	7			AMD PL 602		2
36	1760	114			NEW PL 681	D	3	36	6753	9			AMD PL 602		3
36	1811	1	D		AMD PL 578		4	36	6753	9-A			NEW PL 602		4
36	1811	1	D		AMD PL 658		286	36	6754	1			AMD PL 602		5
36	1815				AMD PL 681	E	2	36	6762				NEW PL 602		6
36	1818				AMD PL 645		5								
36	1820				AMD PL 630	D	2	37-B	3	1	D		AMD PL 634	B	10, 11
36	2021				NEW PL 758		1	37-B	463				NEW PL 634	B	12
36	2513-C	1			COR RR 1	A	47	37-B	504	4	B-1		NEW PL 593		1
36	2519				AMD PL 630	A	1	37-B	601				RPR PL 528		1
36	2531	2			AMD PL 630	A	2	37-B	603	1			AMD PL 528		2
36	2535				AMD PL 635	H	13	37-B	603	2			RPR PL 528		3
36	2559				AMD PL 635	EE	1	37-B	604	2			AMD PL 528		4
36	2724	2			AMD PL 681	F	1	37-B	604	6			AMD PL 528		5
36	2873	4	B		AMD PL 635	EE	2	37-B	604	7			AMD PL 528		6
36	4303		1st		AMD PL 681	F	2	37-B	604	8			AMD PL 528		7
36	4303-B				NEW PL 681	F	3	37-B	611				AMD PL 528		8
36	4605	1			AMD PL 681	F	4	37-B	612				NEW PL 528		9
36	4605	1-A			NEW PL 681	F	5	37-B	613				NEW PL 680		1
36	4641-B	4-B	E		AMD PL 753		1	37-B	791	2	A		COR RR 1	A	49
36	4925				AMD PL 645		6	37-B	798	1			COR RR 1	A	50
36	4941				AFF PL 635	YY	7								
36	4941				RP PL 635	YY	2	38	361-A	1-L			RP PL 551		1
36	5102	5-A			NEW PL 681	G	1	38	363-D				AMD PL 551		2
36	5102	6			AMD PL 681	G	2	38	413	12			NEW PL 641		1
36	5122	1	PP		NEW PL 681	G	3	38	420-D	7	J		NEW PL 507		1
36	5122	2	M-2		AMD PL 635	DDD	1	38	424-C	4			AMD PL 583		1
36	5122	2	FF		RP PL 635	H	16	38	424-C	5			AMD PL 583		2
36	5122	2	SS		AMD PL 635	H	17	38	436-A	1-C			NEW PL 504		1
36	5122	2	XX		NEW PL 635	G	1	38	436-A	7-A			RPR PL 504		2
36	5122	2	XX		NEW PL 681	G	4	38	439-A	4	C-1		NEW PL 504		3
36	5122	2	YY		NEW PL 707		1	38	464	2	C		AMD PL 551		3
36	5132				NEW PL 681	G	5	38	464	2-A	E		AMD PL 551		4
36	5202-D				NEW PL 756		1	38	464	3			AMD PL 551		5
36	5217-D	6			NEW PL 635	H	14	38	464	4	A		AMD PL 551		6
36	5217-E				NEW PL 635	H	15	38	464	4	F		AMD PL 503		1
36	5217-F				NEW PL 731		5	38	464	4	F		AMD PL 551		7, 8

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38	465	1	B	AMD	PL 551		9	38	2201			AMD	PL 664		4
38	465	1	C	AMD	PL 503		2	38	2202	1		AMD	PL 664		5
38	465	2	B	AMD	PL 551		10	38	2203-A	1		AMD	PL 653		1
38	465	3	B	AMD	PL 551		11	38	2203-A	2-A		NEW	PL 664		6
38	465	4	B	AMD	PL 551		12								
38	465-A	1	B	AMD	PL 551		13	39-A	102	11	A	AMD	PL 567		44, 45
38	465-B	1	B	AMD	PL 551		14	39-A	102	11	B-1	AMD	PL 567		46, 47
38	465-B	1	C	AMD	PL 503		3	39-A	153	11		NEW	PL 629		1
38	465-B	2	B	AMD	PL 551		15	39-A	201	3-A	B	AMD	PL 629		2
38	465-B	3	B	AMD	PL 551		16	39-A	328-B	1	B	AMD	PL 678		1
38	466	2-C		NEW	PL 551		17	39-A	328-B	1	C	AMD	PL 678		2
38	466	8-B		NEW	PL 551		18	39-A	328-B	6		AMD	PL 678		3
38	467	1	A	AMD	PL 551		19	39-A	328-C			NEW	PL 730		1
38	467	1	B	AMD	PL 551		20								
38	467	1	D	AMD	PL 551		21-23								
38	467	4	G	AMD	PL 551		24								
38	467	5	B	AMD	PL 551		25-27								
38	467	6-A	B	AMD	PL 503		4								
38	467	6-A	B	AMD	PL 551		28								
38	467	7	B	AMD	PL 551		29-31								
38	467	7	C	AMD	PL 551		32-36								
38	467	7	E	AMD	PL 551		37-40								
38	467	7	F	AMD	PL 551		41, 42								
38	467	9	A	AMD	PL 551		43, 44								
38	467	14	A	AMD	PL 503		5								
38	467	15	C	AMD	PL 503		6, 7								
38	467	15	F	AMD	PL 551		45								
38	468	1	C	AMD	PL 551		46								
38	468	1	J	RP	PL 551		47								
38	468	2	O	AMD	PL 551		48								
38	468	2	P	AMD	PL 551		49								
38	468	2	Q	NEW	PL 551		50								
38	468	2	R	NEW	PL 551		51								
38	469	2	D	AMD	PL 503		8								
38	484	3	I	NEW	PL 590	B	1								
38	576-A	2-A		NEW	PL 517		1								
38	1303-C	40-A		AMD	PL 626		1								
38	1304	20		NEW	PL 641		2								
38	1305	7		RP	PL 641		3								
38	1306	2		RP	PL 641		4								
38	1306	7		NEW	PL 641		5								
38	1310-B-1	2	A	AMD	PL 641		6								
38	1310-B-1	3		RP	PL 641		7								
38	1310-B-1	4		AMD	PL 641		8								
38	1310-N	2-F	C	AMD	PL 590	B	2								
38	1310-N	5-A	B	AMD	PL 626		2								
38	1310-AA	3	C	AMD	PL 626		3								
38	1310-AA	3	D	AMD	PL 626		4								
38	1310-AA	3	E	NEW	PL 626		5								
38	1319	1	A	COR	RR 1	A	51								
38	1362	1	C	COR	RR 1	A	52								
38	1612			RAL	RR 1	A	53								
38	1612			RAL	RR 1	A	54								
38	1612			NEW	PL 742		3								
38	1613			RAL	RR 1	A	53								
38	1614			RAL	RR 1	A	54								
38	1805	5		COR	RR 1	A	55								
38	1871		1st	AMD	PL 522		1								
38	1871	4		AMD	PL 522		2								
38	1871	4-A		NEW	PL 522		3								

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Public Laws not allocated to the Maine Revised Statutes affected by the laws of the Second Regular Session of the 130th Legislature and Revisor's Report 2021, Chapter 1.

YEAR	CHAP	SEC	AFFECTED BY			YEAR	CHAP	SEC	AFFECTED BY			YEAR	CHAP	SEC		
			(TYPE)						(TYPE)							
2019	343	BBBB3	RP	PL	2021	635	FF3	2021	461	8	RP	PL	2021	519	9	
2019	548		3	RP	PL	2021	635	YY3	2021	467	2	COR	RR	2021	1	A59
2021	28	D1/1	AMD	PL	2021	509	1	2021	478	2/4	RP	PL	2021	641	9	
2021	29	K1	AMD	PL	2021	635	FFF1	2021	483	H1	AMD	PL	2021	635	CC3	
2021	58		RP	PL	2021	491	5	2021	483	I1	COR	RR	2021	1	A60	
2021	234		3	AMD	RR	2021	1	A56	2021	635	L6	NEW	PL	2021	759	C4
2021	327		3	COR	RR	2021	1	A57	2021	635	OO1/1	AMD	PL	2021	759	A2
2021	398		SS	RP	PL	2021	635	EE3	2021	679	1A	NEW	PL	2021	759	B1
2021	398	WW2	RP	PL	2021	635	FF4	2021	731	7	NEW	PL	2021	759	B2	
2021	438		2	COR	RR	2021	1	A58	2021	734	1	RPR	PL	2021	759	B3
2021	438		3	COR	RR	2021	1	A58	2021	736	3	RP	PL	2021	759	C5

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