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March 28, 2023

Senator Chip Curry, Chair  
Representative Tiffany Roberts Chair  
Committee on Innovation, Development, Economic Advancement and Business  
100 State House Station  
Augusta, Maine 04333

Re: *L.D. 93 An Act to Ensure Access for All Caregivers to Diaper Changing Stations in Public Restrooms*


Greetings, Senator Curry, Representative Roberts and esteemed members of the Committee on Innovation, Development, Economic Advancement and Business,

I am writing to provide comments in opposition to LD 93, *An Act to Ensure Access for All Caregivers to Diaper Changing Stations in Public Restrooms*. It is my understanding that an amendment has been prepared that would place enforcement with the Office of the Attorney General. While I have no position on the policy of legislatively directing diaper changing station availability, I do object to placing the responsibility to enforcing this policy with the OAG.

The primary responsibilities of the OAG are to represent the state in all stages of litigation, advise state actors, and bring reforms that protect the general public. There are specifically enumerated causes of action that only the Attorney General bring. These include, but are not limited to, prosecuting homicides, investigating the use of deadly force by law enforcement officers, bringing civil rights actions, and bringing multistate consumer protection cases. Additionally, there is no way this office could absorb this work. Simply put, enforcing diaper changing station program does not fit within the work of this office.

I appreciate the trust in the OAG that this amendment suggests. Had the office been consulted beforehand, we would have advised that this is not an appropriate use of the office and there are no resources available.

Sincerely,

  
Aaron M. Frey  
Attorney General