

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION

LEGISLATIVE DIGEST OF BILLS AND  
SUMMARIES OF ENACTED LAWS



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

Second Regular Session convened Wednesday, January 5, 2022  
Second Regular Session adjourned sine die Monday, May 9, 2022

Senate Legislative Days	22
House Legislative Days	22
Number of Bills	674

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**THE MAINE LEGISLATIVE COUNCIL**

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JULY 2022

**STATE OF MAINE**  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION

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



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

**The Office of Policy and Legal Analysis**

Danielle Fox, Director  
13 State House Station  
Room 215, Cross Building  
Augusta, Maine 04333-0013  
Telephone: (207) 287-1670  
Fax: (207) 287-1275

**The Office of Fiscal and Program Review**

Christopher W. Nolan, Director  
5 State House Station  
Room 226, State House  
Augusta, Maine 04333-0005  
Telephone: (207) 287-1635  
Fax: (207) 287-6469

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# STATE OF MAINE

130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



## LEGISLATIVE DIGEST OF BILLS AND SUMMARIES OF ENACTED LAWS

This *Legislative Digest of Bills and Summaries of Enacted Laws* provides the disposition of all LDs and summaries of all laws enacted or finally passed during the Second Regular Session of the 130<sup>th</sup> Maine Legislature. Please note that all LDs and proposed amendments may be found through the Legislature's webpage, and each includes a summary of what the bill or amendment proposed.

The *Legislative Digest of Bills and Summaries of Enacted Laws* is arranged alphabetically by committee. Within each committee section is a subject index of all LDs considered by that committee as well as a digest of the LDs, arranged by LD number. Also included are enacted law summaries of the LDs enacted or finally passed. Brief analyst notes on certain LDs are also included: a committee digest will indicate if additional notes are provided for an LD. These notes add information staff found useful and may provide useful information to users of this *Digest*; please note that most LDs do not have a note and lack of a note should not be interpreted as having any significance. A separate section of the *Digest* provides a digest of the relatively few LDs that were not referred to a committee or reported from a committee as a committee bill; enacted law summaries of the LDs enacted or finally passed are provided. Finally, an appendix provides a summary of relevant session statistics.

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

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

The effective date for non-emergency legislation enacted in the Second Regular Session of the 130<sup>th</sup> Legislature is Monday, August 8, 2022. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

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STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

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

July 2022

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KAREN S. NADEAU, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

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

## **SUBJECT INDEX**

### **Animal Welfare**

#### **Enacted**

- |         |   |            |
|---------|---|------------|
| LD 1744 | An Act To Increase Funding for the Animal Welfare Fund by Increasing Certain Fees   | PUBLIC 696 |
| LD 1828 | An Act Requiring a Contract for the Administration of the Department of Agriculture, Conservation and Forestry's Low-cost Spaying and Neutering Program | PUBLIC 523 |

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

#### **Enacted**

- |         |   |            |
|---------|---|------------|
| LD 174  | An Act To Implement Maine's Roadmap to End Hunger by 2030                                 | PUBLIC 677 |
| LD 219  | An Act To Improve the Agricultural Marketing Loan Fund and Agricultural Development Grant | PUBLIC 710 |
| LD 1998 | An Act To Establish a Fund for Farmers Adversely Affected by Drought Conditions           | PUBLIC 729 |

#### **Not Enacted**

- |         |  |                     |
|---------|--|---------------------|
| LD 856  | An Act To Balance Renewable Energy Development with Natural and Working Lands Conservation | Died On Adjournment |
| LD 1299 | An Act To Permit Emergency Funding for Food Banks When a State of Emergency is Declared    | Died On Adjournment |
| LD 1565 | An Act To Strengthen Maine's Agriculture, Food and Forest Economy                          | Died On Adjournment |

### **Food Policy**

#### **Enacted**

- |        |   |            |
|--------|---|------------|
| LD 574 | An Act To Amend the Maine Food Sovereignty Act and To Recognize the Maine Food Sovereignty Act in Plantations and Unorganized Territories | PUBLIC 625 |
|--------|---|------------|

### **Harness Racing**

#### **Enacted**

- |         |   |            |
|---------|---|------------|
| LD 1944 | An Act To Provide the State Harness Racing Commission Greater Efficiency in Rules Enforcement | PUBLIC 596 |
|---------|---|------------|

### Miscellaneous

**Enacted**

LD 626 Resolve, To Direct the Department of Agriculture, Conservation and Forestry To Develop Recommendations Regarding Nonwater-dependent Floating Structures on Maine's Waters RESOLVE 147

**Not  
Enacted**

LD 586 An Act To Amend the Laws Governing Agriculture, Conservation and Forestry Leave to Withdraw Pursuant to Joint Rule 310

### Parks and Public Lands

**Enacted**

LD 700 An Act To Promote Economic Development and Outdoor Recreation through Investment in State Parks PUBLIC 685

LD 736 An Act To Enhance the Ecological Reserve System PUBLIC 516

LD 1075 An Act To Protect Public Lands PUBLIC 654

LD 1756 Resolve, Authorizing the Department of Agriculture, Conservation and Forestry To Convey Certain Land in Penobscot County RESOLVE 134

LD 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 RESOLVE 133

LD 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 RESOLVE 137

LD 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 RESOLVE 152

LD 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 RESOLVE 153

LD 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 RESOLVE 154

**Not  
Enacted**

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

### Pest Management

**Enacted**

LD 1929 An Act To Provide Assistance to Areas Severely Infested with Browntail Moths PUBLIC 727

## *Pesticides*

**Enacted**

LD 2019	An Act To Require the Registration of Adjuvants in the State and To Regulate the Distribution of Pesticides with Perfluoroalkyl and Polyfluoroalkyl Substances	PUBLIC 673
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**Not  
Enacted**

LD 808	An Act To Repeal the Pesticide Container Fee and the Tick Laboratory and Pest Management Fund	Died On Adjournment
LD 2013	An Act Relating to Perfluoroalkyl and Polyfluoroalkyl Substances Contamination in the State	Died On Adjournment
LD 2021	An Act To Collect Pesticide Sales and Use Records for the Purpose of Providing Information to the Public	Majority (ONTP) Report

## *Regulated Products*

**Enacted**

LD 1942	An Act To Improve the Laws Governing Hemp by Bringing Them into Compliance with Federal Law	PUBLIC 761
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**Not  
Enacted**

LD 493	An Act To Increase Capacity for Slaughtering and Meat Processing in Maine	Died On Adjournment
LD 1805	Resolve, Regarding Legislative Review of Chapter 26: Producer Margins, a Major Substantive Rule of the Maine Milk Commission	Died On Adjournment



**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?	
							Law	Ch		
ACF	174	An Act To Implement Maine's Roadmap to End Hunger by 2030	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	3/31/22	Enacted	PL	677	
ACF	219	An Act To Improve the Agricultural Marketing Loan Fund and Agricultural Development Grant	Reported Out	OTP-AM	Carried Over In Comm	3/30/22	Enacted	PL	710	
ACF	471	An Act To Require Legislative Approval for Certain Leases of Public Lands	Reported Out	ONTP	Carried Over In Comm	3/16/22	Ought Not to Pass Pursuant to Joint Rule 310			
ACF	493	An Act To Increase Capacity for Slaughtering and Meat Processing in Maine	Reported Out	OTP-AM	Carried Over In Comm	3/8/22	Died On Adjournment			
ACF	574	An Act To Amend the Maine Food Sovereignty Act and To Recognize the Maine Food Sovereignty Act in Plantations and Unorganized Territories	Reported Out	ONTP/ OTP-AM	Carried Over on Floor	6/3/21	Enacted	PL	625	
ACF	586	An Act To Amend the Laws Governing Agriculture, Conservation and Forestry	Reported Out	LTW	Carried Over In Comm	3/9/22	Leave to Withdraw Pursuant to Joint Rule 310			
ACF	626	Resolve, To Direct the Department of Agriculture, Conservation and Forestry To Develop Recommendations Regarding Nonwater-dependent Floating Structures on Maine's Waters	Reported Out	OTP-AM	Carried Over In Comm	3/8/22	Finally Passed	RESLV	147	
ACF	700	An Act To Promote Economic Development and Outdoor Recreation through Investment in State Parks	Reported Out	OTP-AM	Carried On Approps Table	4/27/21	Enacted	PL	685	
ACF	736	An Act To Enhance the Ecological Reserve System	Reported Out	OTP-AM	Carried Over In Comm	2/18/22	Enacted	PL	516	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
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RESLV = Resolve

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

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
ACF	808	An Act To Repeal the Pesticide Container Fee and the Tick Laboratory and Pest Management Fund	Reported Out	OTP-AM/ OTP-AM	6/8/21	Died On Adjournment			See note
ACF	856	An Act To Balance Renewable Energy Development with Natural and Working Lands Conservation	Reported Out	OTP-AM/ ONTP	3/22/22	Died On Adjournment			
ACF	1075	An Act To Protect Public Lands	Reported Out	OTP-AM	3/31/22	Enacted	PL	654	
ACF	1299	An Act To Permit Emergency Funding for Food Banks When a State of Emergency is Declared	Reported Out	OTP-AM	5/26/21	Died On Adjournment			
ACF	1565	An Act To Strengthen Maine's Agriculture, Food and Forest Economy	Reported Out	OTP-AM/ ONTP	6/9/21	Died On Adjournment			
ACF	1744	An Act To Increase Funding for the Animal Welfare Fund by Increasing Certain Fees	Reported Out	OTP-AM/ OTP-AM	3/22/22	Enacted	PL	696	
ACF	1756	Resolve, Authorizing the Department of Agriculture, Conservation and Forestry To Convey Certain Land in Penobscot County	Reported Out	OTP-AM	2/16/22	Finally Passed	RESLV	134	
ACF	1805	Resolve, Regarding Legislative Review of Chapter 26: Producer Margins, a Major Substantive Rule of the Maine Milk Commission	Reported Out	OTP-AM	2/15/22	Died On Adjournment			See note
ACF	1828	An Act Requiring a Contract for the Administration of the Department of Agriculture, Conservation and Forestry's Low-cost Spaying and Neutering Program	Reported Out	OTP-AM	3/2/22	Enacted	PL	523	
ACF	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	Reported Out	OTP	2/8/22	Finally Passed	RESLV	133	
ACF	1929	An Act To Provide Assistance to Areas Severely Infested with Brown-tail Moths	Reported Out	OTP-AM	2/18/22	Enacted	PL	727	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
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RESLV = Resolve

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
ACF	1942	An Act To Improve the Laws Governing Hemp by Bringing Them into Compliance with Federal Law	Reported Out		4/14/22	Enacted	PL	761	
ACF	1944	An Act To Provide the State Harness Racing Commission Greater Efficiency in Rules Enforcement	Reported Out		3/31/22	Emergency Enacted	PL	596	
ACF	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	Reported Out		3/8/22	Finally Passed	RESLV	137	
ACF	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	Reported Out		4/4/22	Finally Passed	RESLV	152	
ACF	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	Reported Out		4/5/22	Finally Passed	RESLV	153	
ACF	1998	An Act To Establish a Fund for Farmers Adversely Affected by Drought Conditions	Reported Out		4/1/22	Enacted	PL	729	See note
ACF	2013	An Act Relating to Perfluoroalkyl and Polyfluoroalkyl Substances Contamination in the State	Reported Out		4/6/22	Died On Adjournment			
ACF	2019	An Act To Require the Registration of Adjuvants in the State and To Regulate the Distribution of Pesticides with Perfluoroalkyl and Polyfluoroalkyl Substances	Reported Out		4/5/22	Enacted	PL	673	
ACF	2021	An Act To Collect Pesticide Sales and Use Records for the Purpose of Providing Information to the Public	Reported Out		4/8/22	Accepted Majority (ONTP) Report			
ACF	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	Reported Out		4/5/22	Finally Passed	RESLV	154	

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

**LD 174 An Act To Implement Maine’s Roadmap to End Hunger by 2030**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 677 requires the Commissioner of Agriculture, Conservation and Forestry to act as the lead among departments and agencies of State Government to implement a strategic plan to end hunger in the State.

**LD 219 An Act To Improve the Agricultural Marketing Loan Fund and Agricultural Development Grant**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 710 separates the Agricultural Development Fund from the Agricultural Marketing Loan Fund. It requires the transfer of \$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 by June 30, 2023. It also requires the Finance Authority of Maine to transfer the balance of the realized interest in the Agricultural Marketing Loan Fund and any previously awarded agricultural development grant funds that have not been paid to grantees to the Agricultural Development Fund.

It also requires the Commissioner of Agriculture, Conservation and Forestry to use the Agricultural Development Fund to 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.

Public Law 2021, chapter 710 provides that an agricultural marketing loan for a project the total cost of which exceeds \$200,000 may not exceed 90% of the project cost. It changes the interest rate for agricultural marketing loans from 5% per year to the federal prime rate on the date of loan commitment but not greater than 5%.

It also provides that the agricultural marketing loan funds may be used to fund the development of new or existing sustainable water resources; for the design and implementation of improvements to infrastructure, equipment and natural resources to enhance a commercial agricultural enterprise’s climate adaptation or mitigation capacity; and for refinancing existing loans used to finance eligible uses.

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

**LD 574 An Act To Amend the Maine Food Sovereignty Act and To Recognize the Maine Food Sovereignty Act in Plantations and Unorganized Territories**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 625 makes the following changes to the Maine Food Sovereignty Act.

1. It changes the definition of “food or food products.”
2. It repeals the definition of “state food law” and replaces references to this term with references to the laws regulating food in the Maine Revised Statutes, Titles 7 and 22.
3. It provides that a plantation has the same powers and duties and is subject to the same restrictions as a municipality with respect to ordinances directing producer-to-consumer transactions under the Maine Food Sovereignty Act.
4. It provides that the county commissioners of each county may adopt ordinances regarding direct producer-to-consumer transactions within one or more unorganized territories within that county in accordance with the Maine Food Sovereignty Act. 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.

**LD 626 Resolve, To Direct the Department of Agriculture, Conservation and Forestry To Develop Recommendations Regarding Nonwater-dependent Floating Structures on Maine’s Waters**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 147 directs the Department of Agriculture, Conservation and Forestry to 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 is required to 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 is required to submit a report with findings and recommendations 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 is authorized to submit a bill to the Second Regular Session of the 131st Legislature based on the subject matter of the report.

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

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

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 685 requires all revenue in excess of \$5,476,268 from user fees from state parks, historic sites and the Allagash Wilderness Waterway and other payments for certain services, after all other adjustments have been made, to accrue to a nonlapsing dedicated revenue account to be used for capital improvements at state parks and historic sites and provides that that accrual begins after 2025.

**LD 736 An Act To Enhance the Ecological Reserve System**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 516 provides that the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry may 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.

It provides that when a proposed management plan includes the removal of a parcel of land of 10 acres or more as an ecological reserve, the director is required to submit a report to the joint standing committee of the Legislature having jurisdiction over public lands matters of the proposal prior to the bureau's updating the accompanying management plan for the parcel of land. It also specifies that 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.

It adds the gathering of materials for cultural and traditional use by a member of a federally recognized Wabanaki Indian nation, tribe or band in this State to the list of allowed uses within an ecological reserve.

It authorizes the director to implement predetermined wildfire tactics to protect the integrity of the landscape and requires the director to use minimal impact suppression tactics to the extent possible.

It increases the limitation on total land acreage designated as ecological reserves from 15% of the total land acreage under the jurisdiction of the bureau or 100,000 acres, whichever is less, to 115,000 acres. It also increases from 6% to 8% the operable timberland acres on public reserved lands and non-reserved public lands that may be designated as ecological reserves. It clarifies the definition of "operable timberland" by specifying that it does not include inoperable lands.

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

Public Law 2021, chapter 516 also clarifies that the designation of land as an ecological reserve may not result in a decline in the sustainable harvest level on land under the jurisdiction of the bureau to less than the average annual harvest for the preceding 10 years.

**LD 1075 An Act To Protect Public Lands**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 654 clarifies that the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands is required to adopt rules that establish an objective evaluation process for determining if a proposed activity on designated land under the jurisdiction of the bureau would cause the land to be reduced or the uses of the land to be substantially altered. It also requires the bureau, in adopting the rules, to 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.

**LD 1744 An Act To Increase Funding for the Animal Welfare Fund by Increasing Certain Fees**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 696 requires that 80% of the fees collected from registrations to distribute a commercial feed in the State be deposited in the Animal Welfare Fund, with 20% deposited in the General Fund.

It amends the animal welfare laws regarding rabies prevention and shelters to provide that daily compensation for animal shelters holding animals pending court decisions is \$15 for dogs and cats, \$18 for female cats or dogs with unweaned litters and \$20 for equines. It also provides that \$20 is the upper limit of daily compensation for holding livestock animals, excluding equines, fowl and rabbits.

**LD 1756 Resolve, Authorizing the Department of Agriculture, Conservation and Forestry To Convey Certain Land in Penobscot County**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 134 authorizes the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to convey certain land held in common and undivided interest in Township 4, Range 8 in Penobscot County.

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

**LD 1828 An Act Requiring a Contract for the Administration of the Department of Agriculture, Conservation and Forestry's Low-cost Spaying and Neutering Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 523 requires the Commissioner of Agriculture, Conservation and Forestry to contract for the administration of the Companion Animal Sterilization Fund, but requires the Department of Agriculture, Conservation and Forestry to administer the fund if a suitable 3rd-party administrator cannot be found.

It requires the commissioner to develop procedures to pay a person, regardless of income, 100% of the cost for the spaying or neutering of a feral cat. It also specifies that a copayment may not be required for the spaying or neutering of a feral cat.

Public Law 2021, chapter 523 requires the commissioner, in consultation with the Animal Welfare Advisory Council, to issue a request for proposals no later than August 1, 2022 to contract the administration of Companion Animal Sterilization Fund. It requires that the initial contract be for 36 months. It requires the department to conduct an evaluation of the initial 36-month contract and to submit a report to the joint standing committee of the Legislature having jurisdiction over animal welfare matters no later than January 1, 2026. The joint standing committee is required to submit a bill to the Second Regular Session of the 132nd Legislature relating to the subject matter of the report.

**LD 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**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 133 authorizes the State to convey to the Passamaquoddy Tribe a 1.08-acre parcel of land located on the northern side of State Route 191 in Meddybemps, Washington County, which is a portion of a site known as the Eastern Surplus Company Superfund site.

It allows the Passamaquoddy Tribe to take ownership of the parcel of land without assuming liability for historical contamination that the tribe did not cause and permits continued access to the land by the State and the United States to address remaining and future contamination at this or nearby lands.

See also Bills Not Referred To Or Reported By A Committee, Enacted Law Summary, LD 2036.



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

**LD 1929 An Act To Provide Assistance to Areas Severely Infested with Browntail Moths**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 727 requires the Bureau of Forestry within the Department of Agriculture, Conservation and Forestry to 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.

**LD 1942 An Act To Improve the Laws Governing Hemp by Bringing Them into Compliance with Federal Law**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 761 brings the laws governing hemp into compliance with the federal Agriculture Improvement Act of 2018 and the United States Department of Agriculture's regulations in 7 Code of Federal Regulations, Part 990.

**LD 1944 An Act To Provide the State Harness Racing Commission Greater Efficiency in Rules Enforcement**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 596 provides that the State Harness Racing Commission may enter into consent agreements to resolve violations of the laws relating to harness racing and further provides that a consent agreement may be entered into only with the consent of the licensee, the State Harness Racing Commission and the Department of the Attorney General.

Public Law 2021, chapter 596 was enacted as an emergency measure effective April 14, 2022.

**LD 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**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 137 authorizes the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to authorize the construction of an extension to a telecommunications tower on property located on Bald Mountain in the Town of Rangeley, construction of an additional custom shelter at the base of the tower with an associated generator and installation of communications equipment on the tower by an additional wireless communications company.

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

**LD 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**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 152 authorizes the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to lease to Christian Camps and Conferences certain land within the public reserved lands in Dennistown Plantation in Somerset County to be used to replace, remove, maintain, operate, repair, upgrade and use telephone cable buried in conduit for the purpose of providing telephone service.

**LD 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**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 153 authorizes the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to lease 1/4 acre of land at Aroostook State Park in Presque Isle to the Federal Aviation Administration within the United States Department of Transportation to continue to provide an outer marker light and compass locator elements for the airplane landing guidance system for Presque Isle International Airport in Aroostook County.

**LD 1998 An Act To Establish a Fund for Farmers Adversely Affected by Drought Conditions**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 729 establishes the Farmers Drought Relief Grant Program to assist farmers in the State to overcome the adverse effects of drought conditions by providing grants. It specifies that a farmer may apply for a grant if the farmer needs to establish a source for irrigation water to alleviate the risk of crop losses due to drought.

It also directs the Department of Agriculture, Conservation and Forestry, Bureau of Agriculture, Food and Rural Resources to 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. The department is required to submit a report with findings and recommendations to the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters no later than January 1, 2023. The joint standing committee is authorized to submit a bill to the First Regular Session of the 131st Legislature relating to the subject matter of the report.

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

**LD 2019 An Act To Require the Registration of Adjuvants in the State and To Regulate the Distribution of Pesticides with Perfluoroalkyl and Polyfluoroalkyl Substances**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 673 makes the following changes to the Maine Pesticide Control Act of 1975.

1. It adds “any substance or mixture of substances intended to be used as a spray adjuvant” to the definition of “pesticide” and defines “spray adjuvant.”
2. It defines “perfluoroalkyl and polyfluoroalkyl substances” and prohibits a person from distributing a pesticide that has been contaminated by perfluoroalkyl and polyfluoroalkyl substances.
3. It provides that, beginning January 1, 2030, a person may not distribute in the State a pesticide that contains intentionally added PFAS that may not be sold or distributed under the Maine Revised Statutes, Title 38, section 1614, subsection 5, paragraph D.
4. It also prohibits a person from using any pesticide container inconsistent with rules for pesticide containers adopted by the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control.

**LD 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**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 154 authorizes the Director of the Bureau of Parks and Lands within the Department of Agriculture, Conservation and Forestry to lease to Aroostook Technologies, Inc. certain land within the public reserved lands in Township 11, Range 4 WELS in Aroostook County 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.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

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

July 2022

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OFFICE OF FISCAL AND PROGRAM REVIEW  
5 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1635  
<http://legislature.maine.gov/ofpr/>

# *Joint Standing Committee on Appropriations and Financial Affairs*

## **SUBJECT INDEX**

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

**Enacted**

LD 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 PUBLIC 635

**Not  
Enacted**

LD 42 An Act Making Certain Supplemental Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government ONTP

LD 240 An Act Making Certain Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government ONTP

LD 304 An Act To Make Certain Supplemental Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government ONTP

LD 371 An Act To Make Adjustments to General Fund Appropriations Related to the Supplemental Budget ONTP

### **Fiscal Policy**

**Not  
Enacted**

LD 327 An Act To Return Surplus Money to Maine Taxpayers ONTP

LD 329 An Act To Amend the Laws Governing the Issuance of Bonds Majority (ONTP) Report

LD 339 An Act To Amend the Laws Governing the Issuance of Bonds Majority (ONTP) Report

LD 781 An Act To Strengthen Maine's Economy ONTP

### **General Obligation Bond Bills**

**Not  
Enacted**

LD 3 An Act To Authorize a General Fund Bond Issue for Maintenance and Improvement of Maine National Guard Facilities ONTP

LD 21 An Act To Authorize a General Fund Bond Issue To Provide a New Dormitory Facility at the Maine School of Science and Mathematics ONTP

LD 49	An Act To Authorize a General Fund Bond Issue To Invest in Infrastructure To Address Sea Level Rise	ONTP
LD 50	An Act To Authorize a General Fund Bond Issue To Invest in Housing for Persons Who Are Homeless	ONTP
LD 75	An Act To Authorize a General Fund Bond Issue To Replace and Repair Bureau of Forestry Aircraft	ONTP
LD 133	An Act To Authorize a General Fund Bond Issue To Invest in Fire Stations	ONTP
LD 150	An Act To Authorize a General Fund Bond Issue To Fund Hazardous Substance Site Cleanups	ONTP
LD 169	An Act To Authorize a General Fund Bond Issue To Stimulate Investment in Innovation by Maine Businesses To Produce Nationally and Globally Competitive Products and Services	ONTP
LD 175	An Act To Authorize a General Fund Bond Issue To Create and Enhance Regional Homeless Shelters	ONTP
LD 181	An Act To Authorize a General Fund Bond Issue To Complete the Renovation of a Wharf and Bulkhead in Portland for Marine Research	ONTP
LD 218	An Act To Authorize a General Fund Bond Issue To Accelerate Weatherization Efforts in the State	ONTP
LD 298	An Act To Authorize a General Fund Bond Issue To Fund Capital Improvements and Equipment for Career and Technical Education Centers and Regions To Prepare Students To Join Maine's Workforce	ONTP
LD 370	An Act To Authorize a General Fund Bond Issue To Upgrade and Replace Infrastructure of the Maine Public Broadcasting Corporation	ONTP
LD 373	An Act To Authorize a General Fund Bond Issue To Invest in Maine's Railroad Infrastructure	ONTP
LD 384	An Act To Authorize a General Fund Bond Issue To Fund the Transition from a Fossil Fuel-based to an Electrical Energy Economy	ONTP
LD 466	An Act To Authorize a General Fund Bond Issue To Support a Climate Center at the Gulf of Maine Research Institute	ONTP
LD 481	An Act To Propose a General Fund Bond Issue To Train Workers in High-demand Sectors and Support the State's 10-year Economic Plan Goal of Increasing Wages by 10 Percent	ONTP
LD 517	An Act To Authorize a General Fund Bond Issue To Promote the Construction of Energy-efficient Affordable Homes and the Adaptive Reuse, Repair and Weatherization of Existing Homes for Low-income Seniors	ONTP

LD 687	An Act To Authorize a General Fund Bond Issue To Promote the Conservation of Land, Working Waterfronts, Water Access and Outdoor Recreation	ONTP
LD 702	An Act To Authorize a General Fund Bond Issue To Recapitalize the School Revolving Renovation Fund	ONTP
LD 969	An Act To Authorize a General Fund Bond Issue for the Construction of a Convention Center in Portland, Improvements to the Augusta Civic Center and a Competitive Grant Program for Capital Improvements to Public Venues across the State	ONTP
LD 983	An Act To Authorize a General Fund Bond Issue To Promote Land Conservation, Working Waterfronts, Water Access and Outdoor Recreation	ONTP
LD 987	An Act To Authorize a General Fund Bond Issue for the Portland Harbor Commercial Revitalization Project's Confined Aquatic Disposal Cell and Dredging Projects	ONTP
LD 1084	An Act To Authorize a General Fund Bond Issue To Create Energy-efficient and Affordable Homes for Maine People	ONTP
LD 1086	An Act To Authorize a General Fund Bond Issue To Upgrade Customs Facilities at the Portland International Jetport and the Bangor International Airport To Promote International Tourism and Commerce	ONTP
LD 1094	An Act To Authorize a General Fund Bond Issue To Reduce Homeowner and Municipal Energy Bills through Increased Efficiency and Weatherization Projects	ONTP
LD 1095	An Act To Authorize a General Fund Bond Issue To Purchase 4 Nursing Simulators for Use by the University of Maine System and the Maine Community College System	ONTP
LD 1235	An Act To Authorize a General Fund Bond Issue To Connect Maine with a World-class Internet Infrastructure	ONTP
LD 1475	An Act To Authorize a General Fund Bond Issue for Targeted Food Processing Infrastructure	ONTP
LD 1526	An Act To Authorize a General Fund Bond Issue To Strengthen University of Maine System Workforce Education and Innovation	ONTP
LD 1597	An Act To Authorize a General Fund Bond Issue To Strengthen Maine's Health Care Workforce	ONTP
LD 1637	An Act To Authorize a General Fund Bond Issue To Provide Funds for Maine To Meet the State's Carbon Reduction Goals by Supporting the Use of Biofuels	ONTP
LD 1647	An Act To Authorize a General Fund Bond Issue To Provide Funds for Infrastructure Projects across the State and To Direct the Department of Environmental Protection To Establish a State Infrastructure Adaptation Fund and Predevelopment Assistance Program	ONTP

LD 1698 An Act To Authorize a General Fund Bond Issue To Create a Public-Private Partnership To Create Biomass Energy Facilities in Aroostook County and To Connect Aroostook County to ISO New England ONTP



**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

**Appropriations and Financial Affairs (AFA)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
AFA	3	An Act To Authorize a General Fund Bond Issue for Maintenance and Improvement of Maine National Guard Facilities	Reported Out	ONTP	3/10/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	21	An Act To Authorize a General Fund Bond Issue To Provide a New Dormitory Facility at the Maine School of Science and Mathematics	Reported Out	ONTP	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	42	An Act Making Certain Supplemental Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government	Reported Out	ONTP	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	49	An Act To Authorize a General Fund Bond Issue To Invest in Infrastructure To Address Sea Level Rise	Reported Out	ONTP	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	50	An Act To Authorize a General Fund Bond Issue To Invest in Housing for Persons Who Are Homeless	Reported Out	ONTP	3/10/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	75	An Act To Authorize a General Fund Bond Issue To Replace and Repair Bureau of Forestry Aircraft	Reported Out	ONTP	3/10/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	133	An Act To Authorize a General Fund Bond Issue To Invest in Fire Stations	Reported Out	ONTP	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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**Appropriations and Financial Affairs (AFA)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?	
							Law	Ch		
AFA	150	An Act To Authorize a General Fund Bond Issue To Fund Hazardous Substance Site Cleanups	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	169	An Act To Authorize a General Fund Bond Issue To Stimulate Investment in Innovation by Maine Businesses To Produce Nationally and Globally Competitive Products and Services	Reported Out	ONTP	Carried Over In Comm	3/10/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	175	An Act To Authorize a General Fund Bond Issue To Create and Enhance Regional Homeless Shelters	Reported Out	ONTP	Carried Over In Comm	3/10/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	181	An Act To Authorize a General Fund Bond Issue To Complete the Renovation of a Wharf and Bulkhead in Portland for Marine Research	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	218	An Act To Authorize a General Fund Bond Issue To Accelerate Weatherization Efforts in the State	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	240	An Act Making Certain Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	298	An Act To Authorize a General Fund Bond Issue To Fund Capital Improvements and Equipment for Career and Technical Education Centers and Regions To Prepare Students To Join Maine's Workforce	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
AFA	304	An Act To Make Certain Supplemental Appropriations and Allocations and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310		
AFA	327	An Act To Return Surplus Money to Maine Taxpayers	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310		
AFA	329	An Act To Amend the Laws Governing the Issuance of Bonds	Reported Out	ONTP/OTP-AM	Carried Over In Comm	3/30/22	Accepted Majority (ONTP) Report		
AFA	339	An Act To Amend the Laws Governing the Issuance of Bonds	Reported Out	ONTP/OTP-AM	Carried Over In Comm	3/30/22	Accepted Majority (ONTP) Report		
AFA	370	An Act To Authorize a General Fund Bond Issue To Upgrade and Replace Infrastructure of the Maine Public Broadcasting Corporation	Reported Out	ONTP	Carried Over In Comm	3/10/22	Ought Not to Pass Pursuant to Joint Rule 310		
AFA	371	An Act To Make Adjustments to General Fund Appropriations Related to the Supplemental Budget	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310		
AFA	373	An Act To Authorize a General Fund Bond Issue To Invest in Maine's Railroad Infrastructure	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310		
AFA	384	An Act To Authorize a General Fund Bond Issue To Fund the Transition from a Fossil Fuel-based to an Electrical Energy Economy	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310		

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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**Appropriations and Financial Affairs (AFA)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
AFA	466	An Act To Authorize a General Fund Bond Issue To Support a Climate Center at the Gulf of Maine Research Institute	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310		
AFA	481	An Act To Propose a General Fund Bond Issue To Train Workers in High-demand Sectors and Support the State's 10-year Economic Plan Goal of Increasing Wages by 10 Percent	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310		
AFA	517	An Act To Authorize a General Fund Bond Issue To Promote the Construction of Energy-efficient Affordable Homes and the Adaptive Reuse, Repair and Weatherization of Existing Homes for Low-income Seniors	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310		
AFA	687	An Act To Authorize a General Fund Bond Issue To Promote the Conservation of Land, Working Waterfronts, Water Access and Outdoor Recreation	Reported Out	ONTP	Carried Over In Comm	3/10/22	Ought Not to Pass Pursuant to Joint Rule 310		
AFA	702	An Act To Authorize a General Fund Bond Issue To Recapitalize the School Revolving Renovation Fund	Reported Out	ONTP	Carried Over In Comm	3/10/22	Ought Not to Pass Pursuant to Joint Rule 310		
AFA	781	An Act To Strengthen Maine's Economy	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310		
AFA	969	An Act To Authorize a General Fund Bond Issue for the Construction of a Convention Center in Portland, Improvements to the Augusta Civic Center and a Competitive Grant Program for Capital Improvements to Public Venues across the State	Reported Out	ONTP	Carried Over In Comm	3/10/22	Ought Not to Pass Pursuant to Joint Rule 310		

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
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**Appropriations and Financial Affairs (AFA)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
AFA	983	An Act To Authorize a General Fund Bond Issue To Promote Land Conservation, Working Waterfronts, Water Access and Outdoor Recreation	Reported Out	ONTP	3/10/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	987	An Act To Authorize a General Fund Bond Issue for the Portland Harbor Commercial Revitalization Project's Confined Aquatic Disposal Cell and Dredging Projects	Reported Out	ONTP	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	1084	An Act To Authorize a General Fund Bond Issue To Create Energy-efficient and Affordable Homes for Maine People	Reported Out	ONTP	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	1086	An Act To Authorize a General Fund Bond Issue To Upgrade Customs Facilities at the Portland International Jetport and the Bangor International Airport To Promote International Tourism and Commerce	Reported Out	ONTP	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	1094	An Act To Authorize a General Fund Bond Issue To Reduce Homeowner and Municipal Energy Bills through Increased Efficiency and Weatherization Projects	Reported Out	ONTP	3/10/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	1095	An Act To Authorize a General Fund Bond Issue To Purchase 4 Nursing Simulators for Use by the University of Maine System and the Maine Community College System	Reported Out	ONTP	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	1235	An Act To Authorize a General Fund Bond Issue To Connect Maine with a World-class Internet Infrastructure	Reported Out	ONTP	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
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**Appropriations and Financial Affairs (AFA)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?	
							Law	Ch		
AFA	1475	An Act To Authorize a General Fund Bond Issue for Targeted Food Processing Infrastructure	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	1526	An Act To Authorize a General Fund Bond Issue To Strengthen University of Maine System Workforce Education and Innovation	Reported Out	ONTP	Carried Over In Comm	3/10/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	1597	An Act To Authorize a General Fund Bond Issue To Strengthen Maine's Health Care Workforce	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	1637	An Act To Authorize a General Fund Bond Issue To Provide Funds for Maine To Meet the State's Carbon Reduction Goals by Supporting the Use of Biofuels	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	1647	An Act To Authorize a General Fund Bond Issue To Provide Funds for Infrastructure Projects across the State and To Direct the Department of Environmental Protection To Establish a State Infrastructure Adaptation Fund and Predevelopment Assistance Program	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	1698	An Act To Authorize a General Fund Bond Issue To Create a Public-Private Partnership To Create Biomass Energy Facilities in Aroostook County and To Connect Aroostook County to ISO New England	Reported Out	ONTP	Carried Over In Comm	4/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
AFA	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	Reported Out	OTP-AM		4/18/22	Emergency Enacted	PL	635	

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

**LD 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**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 635 does the following.

Part A makes supplemental changes to appropriations and allocations for fiscal years 2021-22 and 2022-23.

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

Part C does the following:

1. Establishes the total cost of education from kindergarten to grade 12, the state contribution and the full-value education mil rate expectation for the local contribution for fiscal year 2022-23;
2. Enacts an annual budgetary hardship adjustment for school administrative units experiencing an increase in students requiring English learner services;
3. Includes teachers employed by education service centers in the provision for the salary supplement for certification from the National Board for Professional Teaching Standards and certification scholarship fund;
4. Provides one-year adjustments to the essential programs and services funding model to address student loss due to the COVID-19 pandemic;
5. Provides funding for career and technical education centers and career and technical education regions to expand or develop early childhood education programs; and
6. Provides one-time funding for career and technical education centers and career and technical education regions to support instructional supply costs that have increased due to the COVID-19 pandemic.

Part E increases the earned income tax credit for tax years beginning on or after January 1, 2022 from 25% to 50% of the federal earned income tax credit for individuals without qualifying children and from 12% to 25% of the federal earned income tax credit for all other eligible individuals.

Part F increases the maximum property tax fairness credit for tax years beginning on or after January 1, 2022 from \$750 to \$1,000 for resident individuals under 65 years of age and from \$1,200 to \$1,500 for resident individuals 65 years of age and older.

## JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

Part G provides an income tax deduction for payments made directly to a lender on behalf of a 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. The deduction applies to tax years beginning on or after January 1, 2022.

Part H replaces the current credit for educational opportunity with a credit of up to \$2,500 for a qualified individual's repayment of student loans and repeals the insurance premiums tax credit for educational opportunity for tax years beginning on or after January 1, 2022.

The replacement credit has the following provisions:

1. It is for taxable years beginning on or after January 1, 2022;
2. It has a \$25,000 lifetime credit cap for each qualified individual;
3. Unused credit carryover amounts from the credit for educational opportunity in the Maine Revised Statutes, Title 36, section 5217-D (the credit being replaced) may be claimed and applied to the new credit by a qualified individual for tax years beginning before January 1, 2027, subject to the annual credit limit of \$2,500; and
4. For a qualified individual whose tax liability during a taxable year beginning in 2019, 2020 or 2021 was reduced by the credit for educational opportunity or who received a refundable credit 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, the maximum allowable credit is \$3,500 for either the qualified individual's taxable year beginning in 2022 or 2023, whichever year is elected by the qualified individual.

Part J requires the transfer of \$6,500,000 in fiscal year 2021-22 from the unappropriated surplus of the General Fund to the Maine Military Reserve Fund to settle outstanding obligations of the Maine Military Authority.

Part K authorizes the State Controller to transfer up to \$8,500,000 from the Reserve for General Fund Operating Capital to a COVID-19 response fund. The funds may be expended based on allotment established by financial order approved by the State Budget Officer and the Governor. Any reimbursements received for expenses paid from these funds must be returned to 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.

Part L creates COVID Pandemic Relief Payment Program and transfers \$729,300,000 from the unappropriated surplus of the General Fund to the newly established COVID Pandemic Relief Payment Program Fund, Other Special Revenue Fund to provide an \$850 to each eligible resident of the State to help them recover from the economic effects of the COVID-19 pandemic.



## JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

Part P transfers \$3,000,000 on or before June 30, 2022 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 to assist agricultural producers in the State that have been affected by PFAS contamination, to provide support to affected farms, to support critical PFAS research and to otherwise allow for the department to strategically and effectively respond to PFAS concerns and issues.

Part Q adds position of the Executive Director, Office of Affordable Health Care, appointed by the Governor, to the list of positions with salaries set by the Governor.

Part R transfers \$750,000 on or before June 30, 2022 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 the operations of the program.

Part S authorizes the Department of Corrections to transfer by financial order available Personal Services balances in the Long Creek Youth Development Center program, for fiscal years 2021-22 and 2022-23 only, to fund juvenile community programs and services.

Part T carries forward the remaining portion of one-time funding for environmental closure activity costs at the former Maine Military Authority site in Limestone appropriated in Public Law 2021, chapter 398.

Part U establishes the Housing Opportunity Program within the Department of Economic and Community Development to encourage and support the development of additional housing units in the State, including housing units that are affordable to low-income and moderate-income individuals and housing units targeted to community workforce housing needs.

Part V transfers \$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 in fiscal year 2021-22 to cover certain operating expenses associated with the Loring Development Authority of Maine. This Part also requires quarterly reporting by the Commissioner of Economic and Community Development on disbursements made from the account and on the programs for marketing and business attraction administered by the department on behalf of the Loring Development Authority of Maine.

Part W makes the following changes to several positions in the Department of Education:

1. The title of Director, Legislative Affairs is changed to Director of Policy and Government Affairs;
2. The Chief Innovation Officer is removed from the list of major policy-influencing positions, and the Associate Commissioner of Policy and Programs and the Associate Commissioner of Public Education are added as major policy-influencing positions; and

## JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

3. The Chief Innovation Officer and Chief of Staff and Operations are removed from the list of positions appointed by the Commissioner of Education, and the Associate Commissioner of Policy and Programs and the Associate Commissioner of Public Education are added as appointed positions.

Part X changes the authority to issue securities for equipment purchases for career and technical education centers and career and technical education regions from the Maine Governmental Facilities Authority to the Maine Municipal Bond Bank.

Part Y creates the Education Stabilization Fund to provide resources to maintain budgeted levels of funding for essential programs and services should there otherwise be insufficient General Fund appropriations or any other shortage of funds.

Part Z transfers \$3,500,000 on or before June 30, 2022 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 transfers \$3,200,000 on or before June 30, 2022 from the unappropriated surplus of the General Fund to the Department of Environmental Protection, Uncontrolled Sites Fund, Other Special Revenue Funds account to assist laboratories in the State with equipment purchases and ancillary services related to sample testing and analysis of perfluoroalkyl and polyfluoroalkyl substances.

Part CC amends the law governing the nursing education loan repayment program by changing the required program commitment period from a minimum of 5 years to a minimum of 3 years and by making any program rules adopted routine technical rules instead of major substantive rules. This Part also extends the termination date of the Maine Health Care Provider Loan Repayment Pilot Program.

Part EE repeals the language associated with the consolidation of MaineCare-related programs and accounts approved in Public Law 2021, chapter 398.

Part FF does the following:

1. Requires the Department of Health and Human Services to 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 MaineCare Stabilization Fund or otherwise affect the balance in the fund;
2. Requires, whenever a proposal in a resolve or bill before the Legislature, including but not limited to a budget bill, affects the MaineCare Stabilization Fund, the joint standing committee of the Legislature having jurisdiction over the proposal to hold a public hearing and determine the level of support for the proposal among members of that committee and, if there is support among a majority of the members of the committee, to request the joint standing committee of

## JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

the Legislature having jurisdiction over health and human services matters to review and evaluate the proposal as it pertains to the fund; and

3. Repeals Public Law 2019, chapter 343, Part BBBB, section 3, which authorized the transfer of up to \$29,000,000 from the MaineCare Stabilization Fund for MaineCare payments, and Public Law 2021, chapter 398, Part WW, section 2, which authorized the transfer from the balance available in the MaineCare Stabilization Fund for MaineCare payments.

Part GG authorizes the Department of Health and Human Services to transfer savings incurred from the increase in the Federal Medical Assistance Percentage per the federal American Rescue Plan Act of 2021, Public Law 117-2, Section 9817 from various General Fund MaineCare program accounts to Other Special Revenue Funds accounts in the Medical Care - Payments to Providers program and the Office of MaineCare Services program to be used for federally authorized purposes.

Part HH allows the Department of Health and Human Services to carry forward any unexpended balance of the \$1,335,770 in the Food Supplement Administration program appropriated in Public Law 2021, chapter 1 to meet reinvestment obligations for penalties incurred in the Supplemental Nutrition Assistance Program in 2019.

Part II transfers funds from the Inland Fisheries and Wildlife Carrying Balances - General Fund account to the Resource Management Services - Inland Fisheries and Wildlife program, General Fund account in fiscal year 2022-23 to provide matching funds for the construction of the Fryeburg shooting range.

Part KK reestablishes the Commission To Develop a Paid Family and Medical Leave Benefits Program and requires the appointing authorities, to the greatest extent practicable, to reappoint the persons they appointed to the former commission. This Part also transfers \$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 of contracting with an outside entity to conduct and complete an actuarial study as required for the commission.

Part LL transfers \$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 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 each month.

Part MM provides that the entire amount of any borrowing by the Maine Maritime Academy for which at least part of the related debt service will be funded by a commitment from the Legislature is excluded from the total amount limitation that applies to borrowing by the academy.

Part NN transfer \$104,789,515 from the unappropriated surplus of the General Fund to the Retirement Allowance Fund within the Maine Public Employees Retirement System to fund an additional cost-of-living increase of 1.0% of the established 2021 maximum benefit that was

## JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

subject to an increase and establishes the 2022 maximum benefit subject to a cost-of-living increase as \$24,186.25 for retirees from the state-sponsored retirement plans.

Part OO transfers \$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 to provide two years of free community college for eligible students who graduate from high school in the classes of 2020, 2021, 2022 and 2023 or persons who obtain the equivalent of a high school diploma in 2020, 2021, 2022 or 2023, enroll in a Maine community college on a full-time basis, matriculate toward a degree or academic credential, live in the State and accept all other sources of funding. This Part also requires the Maine Community College System to report to the Governor and the Legislature on the use and success of the program. This Part was amended by PL 2021 c. 759 to specify that a graduate, or equivalent, in the class of 2020, 2021 or 2022 may also obtain free tuition by enrolling in a Maine community college in the fall of 2023 and to allow a person who enrolls in a Maine community college no later than during the 2023-2024 academic year to qualify for free tuition.

Part PP transfers \$50,000,000 from the General Fund unappropriated surplus to the Highway and Bridge Capital, Other Special Revenue Funds account within the Department of Transportation to support highway and bridge projects.

Part QQ adds the Director of Operations as a major policy-influencing position within the Department of Administrative and Financial Services.

Part RR directs the Department of Health and Human Services to implement a system of salary supplements for child care providers and early childhood educators.

Part TT authorizes the judicial branch to use funds from securities issued by the Maine Governmental Facilities Authority to replace and upgrade ventilation systems in facilities relating to the judicial branch in Presque Isle, Lewiston, Rockland, Skowhegan and West Bath.

Part UU transfers \$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. Any unused funds shall be transferred to the Maine Budget Stabilization Fund on July 1, 2032.

Part VV allows the Treasurer of State and the State Controller to establish certain payment procedures through routine technical rules rather than major substantive rules.

Part WW transfers \$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 within the newly established Emergency Housing Relief Fund Program to do the following:

1. Provide rental assistance, supplement or create other programs addressing the needs of people experiencing homelessness or facing other immediate housing need;

## JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

2. Supplement other short-term rental assistance programs;
3. 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
4. Support other uses to address housing emergencies in the State.

Part XX transfers \$55,000,000 from the unappropriated surplus of the General Fund to the newly established Fund To Address PFAS Contamination within the Department of Agriculture, Conservation and Forestry and establishes an Advisory Committee on the Fund To Address PFAS Contamination that:

1. Is required to make recommendations to the department regarding administration of the fund;
2. Is authorized to 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;
3. Is required to hold at least two public hearings annually to seek input from the public on efforts to meet the purposes of the fund; and
4. Is required to submit an annual 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.

This Part also directs the Department of Agriculture, Conservation and Forestry to develop and implement an initial plan that prioritizes funding and a long-term plan for the administration of the funds and submit an annual 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 that includes the status of meeting the purposes of the fund, additional needs identified by the agricultural community, what funds have been disbursed and for what purpose and an update on the functional status of the advisory committee.

Part YY does the following:

1. Eliminates the Tick Laboratory and Pest Management Fund by repealing the Maine Revised Statutes, Title 7, chapter 419 and the corresponding pesticide container fee in Title 36, chapter 725;
2. Eliminates executed unallocated law directing the University of Maine at Orono to begin a study of browntail moths; and

## JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

3. Requires disbursement by the State Controller of the remaining funds in the Tick Laboratory and Pest Management Fund, Other Special Revenue Funds account consistent with the disbursements previously required in Maine Statutes chapter 419.

Part ZZ requires the Secretary of State to do the following:

1. Produce and publicly disseminate a guide to election procedures, develop and conduct a training program for new municipal clerks and implement a system for collecting and logging concerns from members of the public regarding the conduct of elections;
2. Design and conduct a risk-limiting pilot post-election audit after the November 2024 general election; and
3. Conduct post-election audits beginning January 1, 2025 on eligible elections that are selected by the Secretary of State for audit according to criteria established by rule and to submit a report on the pilot post-election audit to the joint standing committee of the Legislature having jurisdiction over elections matters.

Part AAA does the following:

1. Changes the legislative goal from ensuring that children on Medicaid have access to the same level of services as children with private dental insurance to ensuring that all children in the State with Medicaid receive at least one annual preventive dental visit;
2. Requires the Department of Health and Human Services to provide preventive oral health services through the Maine Center for Disease Control and Prevention in all schools in the State;
3. Requires the Department of Health and Human Services to include in its annual report on dental services to children under the MaineCare Program the status of preventive oral health services provided in schools and methods for maximization of Medicaid funding as permitted by federal law for oral health staff positions and school-based oral health service and changes the date of the annual report from February 15th to December 31st of each year;
4. Requires the Department of Health and Human Services to expand the preventive oral health services provided in schools through the school oral health program of the Maine Center for Disease Control and Prevention to all schools in the State on a rolling basis by January 1, 2025; and
5. Requires the Department of Health and Human Services to begin a 24-month pilot project by July 1, 2023 for an oral health value-based payment model within the MaineCare program health services to be delivered in schools and early child care settings and submit a report on the results to the joint standing committee of the Legislature having jurisdiction over health and human services matters.

## JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

Part BBB does the following:

1. Requires the Department of Health and Human Services to 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 and submit a report to the joint standing committee of the Legislature having jurisdiction over health and human services matters no later than February 1, 2023;
2. Adds a summary of expenditures from the Child Protective Services Contingency Fund to the contents of the annual report from the Department of Health and Human Services that is currently required pursuant to the Maine Revised Statutes, Title 22, section 4066; and
3. Directs the Commissioner of Health and Human Services to establish a special projects manager position within the department to coordinate the organization of child abuse and neglect prevention initiatives across the department.

Part CCC does the following:

1. Changes the maximum Cub Care eligibility level for family income from 200% of the federal poverty level to 300% of the federal poverty level;
2. Removes 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 contingent on the approval of a waiver of those requirements by the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services;
3. Establishes that eligibility for the Cub Care program is not subject to an asset test;
4. Expands coverage in the Cub Care program to persons 19 and 20 years of age;
5. Repeals the provisions in the Cub Care program related to premium payments contingent on the approval of a waiver of those requirements by the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services; and
6. Directs the Department of Health and Human Services to submit any waivers or state plan amendments to accomplish the eligibility criteria established in this Part.

Part DDD increases the maximum annual income tax pension deduction amount for state and federal retirement plans and other certain retirement plan benefits from \$10,000 to \$35,000 over a 3-year period beginning with the 2022 tax year.

## JOINT STANDING COMMITTEE ON APPROPRIATIONS AND FINANCIAL AFFAIRS

Part EEE continues certain limited-period positions in the Department of Labor, Employment Security Services program previously continued in Public Law 2021, chapter 29 and Public Law 2021, chapter 398 through June 8, 2025.

Part FFF increases from \$20,000,000 to \$56,000,000 the amount the Maine Municipal Bond Bank must transfer in fiscal year 2022-23 from the Liquor Operation Revenue Fund to the unappropriated surplus of the General Fund.

Part GGG requires the State Controller, at the close of fiscal year 2021-22 only, to make year-end transfers from the unappropriated surplus of the General Fund after all transfers are made pursuant to statute as follows and in order of priority: a \$35,000,000 transfer to the Highway and Bridge Reserve Other Special Revenue Account, a \$15,000,000 transfer to the Education Stabilization Fund and a \$3,300,000 transfer to the Disaster Recovery Fund, Other Special Revenue Funds account. This Part also requires the transfer of up to \$15,000,000 of the funds received from the 20% transfer of remaining funds after all fixed transfers pursuant to statute and the one-time fixed transfers in this Part to the Multimodal Transportation Fund, Other Special Revenue Funds account in fiscal year 2021-22 only.

Part HHH lapses \$159,125 from various program accounts and line categories within the Legislature, General Fund account to the unappropriated surplus of the General Fund.

Part III lapses \$38,000,000 of unencumbered balance forward in the Department of Health and Human Services General Fund carrying accounts, All Other line category, excluding General Assistance - Reimbursement to Cities and Towns, to the unappropriated surplus of the General Fund.

Part JJJ requires the Department of Health and Human Services to do the following:

1. Use money appropriated in Part A for costs related to the implementation of behavioral health rate reforms in a way that is consistent with the results of rate studies, and to expand the opioid health home model to serve all MaineCare members with substance use disorder;
2. Prioritize the implementation of certain rate specified adjustments;
3. Use excess appropriated money not required to implement the prioritized rate adjustments for other eligibility expansion or rate increases based on rate studies; and
4. Submit a report to the Legislature on the timeline and progress toward performing the rate studies and finalizing and implementing the rate studies.

Public Law 2021, chapter 635 was enacted as an emergency measure effective April 20, 2022.



STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

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

July 2022

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SEN. MARK W. LAWRENCE  
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**STAFF:**

JANE ORBETON, SR. LEGISLATIVE ANALYST  
DANIEL TARTAKOFF, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

\*Committee member for portion of session

# *Joint Standing Committee on Criminal Justice and Public Safety*

## **SUBJECT INDEX**

### **Building Code**

**Not  
Enacted**

LD 1863 An Act To Allow Bars with an Occupancy of 30 or Fewer Persons To Have Only One Bathroom ONTP

### **Criminal Law**

**Enacted**

LD 1862 An Act To Strengthen Maine's Good Samaritan Laws Concerning Drug-related Medical Assistance PUBLIC 724

LD 1903 An Act To Update Criminal and Related Statutes and Respond to Decisions of the Law Court PUBLIC 608

**Not  
Enacted**

LD 1604 An Act To Reclassify Certain Offenses under the Inland Fisheries and Wildlife Laws and Motor Vehicle Laws and Increase the Efficiency of the Criminal Justice System Died On Adjournment

LD 1939 An Act To Protect School Administration Officials from Harassment and Abuse Majority (ONTP) Report

### **Department of Corrections**

**Enacted**

LD 2040 An Act To Maintain a Comprehensive Substance Use Disorder Treatment Program for Maine's Incarcerated Population PUBLIC 706

**Not  
Enacted**

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

LD 1154 An Act To Improve the Safety of Prisoners and Jail Staff by Limiting Work Hours of Jail Employees Died Between Houses

LD 1683 Resolve, To Compensate Certain Department of Corrections Employees and Department of Health and Human Services Employees for Hazardous Work Died On Adjournment

LD 1897 An Act To Prevent the Use of Prone and Supine Restraints, Chemical Sprays and Electroshock Devices on Juveniles Held in Department of Corrections Facilities Died On Adjournment

### **Drugs**

**Enacted**

LD 1862 An Act To Strengthen Maine's Good Samaritan Laws Concerning Drug-related Medical Assistance PUBLIC 724

## *Firearms/Concealed Firearms*

### **Enacted**

LD 1446 An Act To Aid Municipalities in the Issuance of Concealed Handgun Permits PUBLIC 619

LD 1861 An Act To Establish the Safe Homes Program PUBLIC 575

### **Not Enacted**

LD 1799 An Act To Require Law Enforcement Agencies To Retain Serial Numbers of Stolen Firearms Majority (ONTP) Report

## *Firefighters*

### **Enacted**

LD 1797 An Act To Amend the Laws Governing the Maine Length of Service Award Program PUBLIC 556

LD 1803 An Act To Attract and Retain Firefighters and Emergency Medical Services Personnel through the Maine Length of Service Award Program PUBLIC 721

### **Not Enacted**

LD 1440 An Act To Provide Safe Gear for Female Firefighters Died On Adjournment

LD 1504 An Act To Enhance Use of Critical Incident Stress Management Teams for Firefighters and for Employees and Members of a Public Safety Agency, a Fire Department or an Agency Involved in Emergency Care or Response Died On Adjournment

## *Fireworks*

### **Enacted**

LD 1307 An Act Regarding the Sale and Use of Consumer Fireworks PUBLIC 510

LD 1348 Resolve, To Study the Impacts of Consumer Fireworks Use RESOLVE 135

## *Juveniles*

### **Enacted**

LD 756 An Act Regarding Criminal Services for Juveniles PUBLIC 737

### **Not Enacted**

LD 546 An Act To Implement the Recommendations of the Maine Juvenile Justice System Assessment and Reinvestment Task Force Died On Adjournment

LD 1897 An Act To Prevent the Use of Prone and Supine Restraints, Chemical Sprays and Electroshock Devices on Juveniles Held in Department of Corrections Facilities Died On Adjournment

### **Law Enforcement**

**Enacted**

LD 2024 An Act To Allow County and Regional Communications Centers To Request Polygraph Examinations for Employees and Applicants for Employment PUBLIC 574

**Not  
Enacted**

LD 1447 Resolve, To Study Training in Racial Issues, Racial Justice and Social Issues at the Maine Criminal Justice Academy and Additional Requirements for Law Enforcement Officers and Candidates Died On Adjournment

LD 1999 An Act To Prohibit Profiling and To Strengthen Civil Rights in Maine Died On Adjournment

### **OUI/OAS/Other MV Violations**

**Not  
Enacted**

LD 1479 An Act To Make Certain Traffic Infractions Secondary Offenses Majority (ONTP) Report

### **Prison/Jail/Inmate**

**Enacted**

LD 1175 An Act To Prohibit Excessive Telephone Charges in Maine Jails and Prisons PUBLIC 615

LD 1654 An Act To Stabilize State Funding for County Corrections PUBLIC 732

LD 1721 An Act Regarding Dignity for Women in Correctional Facilities PUBLIC 620

LD 1886 An Act To Repeal the Law Regarding the County Jail Reimbursement Fee PUBLIC 591

LD 2024 An Act To Allow County and Regional Communications Centers To Request Polygraph Examinations for Employees and Applicants for Employment PUBLIC 574

**Not  
Enacted**

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

LD 696 An Act To Define "Solitary Confinement" Died Between Houses

LD 1154 An Act To Improve the Safety of Prisoners and Jail Staff by Limiting Work Hours of Jail Employees Died Between Houses

LD 1552 An Act To Provide Reentry Services to Persons Reentering the Community after Incarceration Died On Adjournment

### **Public Safety/Emergency Medical Services**

**Enacted**

LD 1803 An Act To Attract and Retain Firefighters and Emergency Medical Services Personnel through the Maine Length of Service Award Program PUBLIC 721

- |         |   |            |
|---------|---|------------|
| LD 1859 | An Act To Establish the Maine Emergency Medical Services Community Grant Program  | PUBLIC 700 |
| LD 1861 | An Act To Establish the Safe Homes Program  | PUBLIC 575 |
| LD 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 | PUBLIC 749 |

**Sex Offender Registration**

**Enacted**

- |         |   |            |
|---------|---|------------|
| LD 1953 | An Act To Fix Inconsistencies within the Sex Offender Registration and Notification Act of 2013 | PUBLIC 527 |
|---------|---|------------|

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

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

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?	
							Law	Ch		
CJPS	476	An Act To Provide Licensed Assisted Living and Nursing Facilities Levels of Care for Incarcerated Persons	Reported Out	ONTP	Carried Over In Comm	2/14/22	Ought Not to Pass Pursuant to Joint Rule 310			
CJPS	546	An Act To Implement the Recommendations of the Maine Juvenile Justice System Assessment and Reinvestment Task Force	Reported Out	ONTP	Carried On Approps Table	6/14/21	Died On Adjournment			
CJPS	696	An Act To Define "Solitary Confinement"	Reported Out	ONTP	Carried Over In Comm	3/25/22	Died Between Houses			
CJPS	756	An Act Regarding Criminal Services for Juveniles	Reported Out	ONTP	Carried Over In Comm	4/6/22	Enacted	PL	737	
CJPS	1154	An Act To Improve the Safety of Prisoners and Jail Staff by Limiting Work Hours of Jail Employees	Reported Out	ONTP	Carried Over In Comm	3/17/22	Died Between Houses			
CJPS	1175	An Act To Prohibit Excessive Telephone Charges in Maine Jails and Prisons	Reported Out	ONTP-AM	Carried Over In Comm	4/6/22	Enacted	PL	615	
CJPS	1307	An Act Regarding the Sale and Use of Consumer Fireworks	Reported Out	ONTP-AM	Carried Over In Comm	1/31/22	Enacted	PL	510	
CJPS	1348	Resolve, To Study the Impacts of Consumer Fireworks Use	Reported Out	ONTP-AM	Carried Over In Comm	2/23/22	Finally Passed	RESLV	135	
CJPS	1440	An Act To Provide Safe Gear for Female Firefighters	Reported Out	ONTP	Carried On Approps Table	6/1/21	Died On Adjournment			
CJPS	1446	An Act To Aid Municipalities in the Issuance of Concealed Handgun Permits	Reported Out	ONTP-AM	Carried Over In Comm	3/29/22	Enacted	PL	619	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
CJPS	1447	Resolve, To Study Training in Racial Issues, Racial Justice and Social Issues at the Maine Criminal Justice Academy and Additional Requirements for Law Enforcement Officers and Candidates	Reported Out	Carried Over In Comm	3/31/22	Died On Adjournment			
CJPS	1479	An Act To Make Certain Traffic Infractions Secondary Offenses	Reported Out	Carried Over In Comm	4/6/22	Accepted Majority (ONTP) Report			
CJPS	1504	An Act To Enhance Use of Critical Incident Stress Management Teams for Firefighters and for Employees and Members of a Public Safety Agency, a Fire Department or an Agency Involved in Emergency Care or Response	Reported Out	Carried Over In Comm	3/17/22	Died On Adjournment			
CJPS	1552	An Act To Provide Reentry Services to Persons Reentering the Community after Incarceration	Reported Out	Carried Over In Comm	3/24/22	Died On Adjournment			
CJPS	1604	An Act To Reclassify Certain Offenses under the Inland Fisheries and Wildlife Laws and Motor Vehicle Laws and Increase the Efficiency of the Criminal Justice System	Reported Out	Carried Over In Comm	4/11/22	Died On Adjournment			
CJPS	1654	An Act To Stabilize State Funding for County Corrections	Reported Out	Carried Over In Comm	4/12/22	Emergency Enacted	PL	732	
CJPS	1683	Resolve, To Compensate Certain Department of Corrections Employees and Department of Health and Human Services Employees for Hazardous Work	Reported Out	Carried On Approvs Table	6/15/21	Died On Adjournment			
CJPS	1721	An Act Regarding Dignity for Women in Correctional Facilities	Reported Out	Carried Over In Comm	3/22/22	Enacted	PL	620	
CJPS	1797	An Act To Amend the Laws Governing the Maine Length of Service Award Program	Reported Out		3/21/22	Enacted	PL	556	
CJPS	1799	An Act To Require Law Enforcement Agencies To Retain Serial Numbers of Stolen Firearms	Reported Out		2/9/22	Accepted Majority (ONTP) Report			

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
CJPS	1803	An Act To Attract and Retain Firefighters and Emergency Medical Services Personnel through the Maine Length of Service Award Program	Reported Out		1/28/22	Enacted	PL	721	
CJPS	1859	An Act To Establish the Maine Emergency Medical Services Community Grant Program	Reported Out		3/17/22	Enacted	PL	700	
CJPS	1861	An Act To Establish the Safe Homes Program	Reported Out		3/25/22	Enacted	PL	575	
CJPS	1862	An Act To Strengthen Maine's Good Samaritan Laws Concerning Drug-related Medical Assistance	Reported Out		4/14/22	Enacted	PL	724	
CJPS	1863	An Act To Allow Bars with an Occupancy of 30 or Fewer Persons To Have Only One Bathroom	Reported Out		2/9/22	Ought Not to Pass Pursuant to Joint Rule 310			
CJPS	1886	An Act To Repeal the Law Regarding the County Jail Reimbursement Fee	Reported Out		3/10/22	Enacted	PL	591	
CJPS	1897	An Act To Prevent the Use of Prone and Supine Restraints, Chemical Sprays and Electroshock Devices on Juveniles Held in Department of Corrections Facilities	Reported Out		3/23/22	Died On Adjournment			
CJPS	1903	An Act To Update Criminal and Related Statutes and Respond to Decisions of the Law Court	Reported Out		3/31/22	Enacted	PL	608	
CJPS	1939	An Act To Protect School Administration Officials from Harassment and Abuse	Reported Out		4/4/22	Accepted Majority (ONTP) Report			
CJPS	1953	An Act To Fix Inconsistencies within the Sex Offender Registration and Notification Act of 2013	Reported Out		3/21/22	Emergency Enacted	PL	527	
CJPS	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	Reported Out		4/7/22	Emergency Enacted	PL	749	
CJPS	1999	An Act To Prohibit Profiling and To Strengthen Civil Rights in Maine	Reported Out		3/28/22	Died On Adjournment			



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**130th Legislature, Second Regular Session - 2022**

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

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
CJPS	2024	An Act To Allow County and Regional Communications Centers To Request Polygraph Examinations for Employees and Applicants for Employment	Reported Out		3/25/22	Emergency Enacted	PL	574	
CJPS	2040	An Act To Maintain a Comprehensive Substance Use Disorder Treatment Program for Maine's Incarcerated Population	Reported Out (Comm bill)		4/19/22	Enacted	PL	706	

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

**LD 756 An Act Regarding Criminal Services for Juveniles**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 737 transfers money from the Liquor Operation Revenue Fund and from money received for antitrust enforcement or enforcement of the Maine Unfair Trade Practices Act and makes an appropriation for restorative justice programs and certain programs for juveniles involved in the juvenile legal system.

**LD 1175 An Act to Prohibit Excessive Telephone Charges in Maine Jails and Prisons**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 615 regulates the charges for telephone services for residents of a facility of the Department of Corrections or a jail beginning with contracts for telephone services entered into or renewed by the department or the jail on or after October 1, 2022.

1. Beginning with contracts for telephone services entered into or renewed by the Department of Corrections, with regard to telephone calls by a resident of a Department of Corrections facility, it requires the department to provide a resident with a reasonable opportunity to make interstate and intrastate calls in accordance with departmental policies and institutional procedures.
  - A. It requires a reasonable opportunity to call relatives and friends, subject to security restrictions, and provides an inmate with less than \$10 in the resident's facility account a free call allowance for 30 minutes for these calls per week.
  - B. It requires a reasonable opportunity to call the resident's attorney and provides an inmate with less than \$10 in the resident's facility account a free call allowance for 30 minutes for these calls per week.
2. With regard to a service provider that contracts with the Department of Corrections to provide calling services for resident, it limits the rates and charges for interstate and intrastate calls to the rates and charges for interstate calls set by the Federal Communications Commission; prohibits charging fees for the free calls to relatives and friends and attorneys; prohibits charging a connection fee; prohibits blocking calls based on the lack of a prior billing relationship; requires disclosure of the provider and rate information; and requires the provider to permit termination prior to connection without charge.
3. Beginning with contracts for telephone services entered into or renewed by a jail on or after October 1, 2022, with regard to calls by a resident of the jail, it limits the rates and charges for interstate and intrastate calls to the rates and charges for interstate calls set by the Federal Communications Commission.

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**LD 1307 An Act Regarding the Sale and Use of Consumer Fireworks**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 510 requires sellers of consumer fireworks to provide to customers a statement that local ordinances may prohibit or restrict the use of consumer fireworks within a municipality and that information on such prohibitions or restrictions is available through the Office of the State Fire Marshal. It amends litter control law to provide that litter includes all waste materials resulting from the use of consumer fireworks. It amends disorderly conduct law to provide that the making of loud and unreasonable noise, which can be an element of the crime of disorderly conduct, includes loud and unreasonable noise resulting from the use of consumer fireworks.

**LD 1348 Resolve, To Study the Impacts of Consumer Fireworks Use**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 135 directs the State Fire Marshal to convene a stakeholder group to review matters relating to the impacts of consumer fireworks use. On or before January 15, 2023, the State Fire Marshal is required to 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, including any proposed legislation, and the committee is authorized to report out legislation relating to the report to the First Regular Session of the 131st Legislature.

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

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 619 makes the following changes to the law governing permits to carry a concealed handgun.

1. It clarifies the law regarding the designation of the issuing authority by municipalities that have a full-time chief of police and by municipalities that do not have a full-time chief of police. It also provides a definition for “municipal officers.”
2. It authorizes the municipal officers of a municipality, regardless of whether the municipality has a full-time chief of police, to designate as the issuing authority the chief of police of an adjacent municipality or the sheriff of the county in which the municipality is located if the chief or sheriff agrees to that designation.

Public Law 2021, chapter 619 also requires the Department of Public Safety, Bureau of State Police to 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

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those laws to improve the existing permitting process or to address other identified issues with the process. On or before February 15, 2023, the Bureau of State Police is required to 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, and the committee may report out related legislation.

**LD 1654 An Act to Stabilize State Funding for County Corrections**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 732 does the following.

1. In Part A, it repeals and replaces the law on the County Jail Operations Fund, effective July 1, 2023, by requiring at least \$20,342,104 in General Fund funding each year, of which at least 25% must be spent on the community corrections and best practices services required in Part C; requiring periodic reporting to the Department of Corrections by the jails and payments to the jails and annual reporting by the department to the legislative committee having jurisdiction over criminal justice and public safety matters; and re-enacting provisions on the distribution formula applicable to the fund and surcharges applicable to fines, forfeitures and penalties. Effective May 5, 2022, Part A also establishes the County Corrections Professional Standards Council to evaluate and advise the Commissioner of Corrections, develop rules on reporting to the commissioner, develop budget and supplemental funding recommendations, consider the need for legislation regarding required programs, services and reporting and submit such legislation to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters.
2. In Part B, effective May 5, 2022, it updates the laws on the base county tax assessments for correctional services and requires legislative approval for a county to adjust its base assessment limit if the amount varies from the adjustments allowed in the law. For fiscal year 2022-23, it requires the Legislature to appropriate from the General Fund \$20,342,104 to the County Jail Operations Fund.
3. In Part C, effective May 5, 2022, it requires the jails to operate in accordance with best practices and mandatory standards, policies and procedures established in rules adopted by the commissioner. The rules are required to cover coordination of transportation and substance use disorder screening, assessment, medication, treatment, recovery and reentry services. The rules are also required to cover mental health treatment, community programs and services and training and technical assistance for facility staff and health care practitioners. It requires the jails to report data in accordance with rules adopted by the County Corrections Professional Standards Council. It provides for the continuing application of current rules and standards until new rules and standards are adopted.
4. In Part D, effective July 1, 2023, it amends references to the County Jail Operations Fund and updates references to reporting by the jails to the legislative committee having jurisdiction over criminal justice and public safety.

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Public Law 2021, chapter 732 was enacted as an emergency measure on May 5, 2022.

**LD 1721 An Act Regarding Dignity for Women in Correctional Facilities**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 620 does the following.

1. It amends an existing legislative reporting requirement by the Department of Health and Human Services, Office of Child and Family Services regarding the status of children in the department's custody to include in that report 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.
2. It adds to the board of visitors of each county jail a person with knowledge related to the incarceration of women and a woman who has been incarcerated in the State and who has had prior child welfare experience with the Department of Health and Human Services, Office of Child and Family Services.
3. It establishes a board of visitors for women's services to serve with regard to women who are incarcerated in Department of Corrections correctional and detention facilities and requires the Commissioner of Corrections to establish a separate grievance process for complaints regarding compliance with standards for county and municipal detention facilities, jails and other detention housing.
4. It prohibits a correctional or detention facility from billing an indigent client for future payment of services and medications.
5. It adds to the rights of a person who is incarcerated in the custody of the Department of Corrections opportunities and conditions for visitations with the child of the person and specifies the conditions under which such visits are not allowed.
6. It requires the Department of Corrections to report annually 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.

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7. It requires a correctional facility or detention facility housing female clients to 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 to ensure that the client is afforded the greatest amount of privacy practicable during the appointment consistent with safety and security considerations. It also adds a corresponding provision applicable to county jails housing female prisoners.
8. It requires the Department of Corrections to provide any person residing in a correctional or detention facility in the State at no cost to the person with the contact information for the Office of Child and Family Services and information on the relevance of that contact to the family reunification process.
9. It requires the Department of Health and Human Services, Office of Child and Family Services to 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.

**LD 1797 An Act to Amend the Laws Governing the Maine Length of Service Award Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 556 expands the Maine Length of Service Award Program to apply to eligible volunteers and defines eligible volunteer as a bona fide volunteer performing qualified services in a fire department, ambulance service or non-transporting emergency medical service if that volunteer is an active part-time or on-call member of a fire department, a volunteer firefighter, an emergency medical services person or a qualified licensed emergency medical services ambulance operator. It expands the Maine Length of Service Award Program Board of Trustees to include two licensed emergency medical services persons.

**LD 1803 An Act to Attract and Retain Firefighters and Emergency Medical Services Personnel through the Maine Length of Service Award Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 721 appropriates from the General Fund to the Maine Fire Protection Services Commission \$500,000 in fiscal year 2022-23 to provide one-time funding for the Maine Length of Service Award Program to provide awards to eligible volunteer firefighters and emergency medical services personnel.

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**LD 1859 An Act to Establish the Maine Emergency Medical Services Community Grant Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 700 establishes the Maine Emergency Medical Services Community Grant Program as a pilot program to provide grants to communities for the review and consideration of the provision of effective and efficient emergency medical services. The grant program is administered by the Emergency Medical Services' Board which is authorized to adopt rules establishing the application and selection process and the requirements for reporting to the board. It appropriates \$200,000 in fiscal year 2022-23 in one-time, non-lapsing funding from the General Fund for the purposes of the Maine Emergency Medical Services Community Grant Program.

**LD 1861 An Act to Establish the Safe Homes Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 575 designates the month of September as Safe Homes Awareness Month and requires the Governor to annually issue a proclamation to raise awareness of the importance of safety in the home and of the existence of and assistance that is available from the Safe Homes Program. It establishes the Safe Homes Program to support the safe storage of prescription drugs, firearms and dangerous weapons in homes or public places by providing grants for purchasing safety devices. It authorizes providing grants to designated groups and nonprofit and community organizations serving designated groups. It establishes the Safe Homes Program Fund, a non-lapsing fund to receive funds from private and public sources. It allows the Department of Public Safety to use a small portion of the funding to administer the grant program. It provides an allocation of \$500 in fiscal year 2022-23 in Federal Expenditures Funds and \$500 in fiscal year 2022-23 in Other Special Revenue Funds.

**LD 1862 An Act to Strengthen Maine's Good Samaritan Laws Concerning Drug-related Medical Assistance**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 724 repeals and reenacts the law that protects from certain criminal legal consequences certain persons when a person calls for a medical professional or law enforcement officer for assistance when a person is suspected of having experienced a drug-related overdose.

Prior law protected the person who in good faith seeks medical assistance for or administers naloxone hydrochloride to a person experiencing a drug-related overdose as well as the person who is experiencing a drug-related overdose and is in need of medical assistance. Prior law provided protection from arrest or prosecution for unlawful possession of scheduled drugs, acquiring drugs by deception, illegal possession of hypodermic apparatuses, use of drug

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paraphernalia, or a violation of probation if the grounds for arrest or prosecution were obtained as a result of the person’s needing seeking medical assistance, administering naloxone hydrochloride or experiencing a drug-related overdose.

Public Law 2021, chapter 724 does the following.

1. It provides immunity from arrest or prosecution and from revocation or termination proceedings, with some listed exceptions, for a “protected person” for crimes except certain listed “excluded crimes” from the time the medical professional or law enforcement officer arrives at the location to the time that person leaves the location. It defines “protected person” as 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. (Note: Public Law 2021, chapter 759, section C-1 further amends the definition of “protected person” to add “any person who is experiencing a suspected drug-related overdose.”) It defines “rendering aid” to include looking after the person needing assistance and giving first aid or administering or assisting in the administration of naloxone hydrochloride. The list of excluded crimes includes offenses against a person; sexual assaults; sexual exploitation of a minor; kidnapping, criminal restraint and criminal forced labor; robbery; arson; aggravated sex trafficking; sex trafficking; aggravated attempted murder; abandonment of a child; endangering the welfare of a child under Title 17-A, section 554, subsection 1, paragraph A; unlawful transfer of a firearm other than a handgun to a minor; unlawful transfer of a handgun to a minor; endangering the welfare of a dependent person under Title 17-A, section 555, subsection, paragraph A or B; incest; patronizing prostitution of a minor or a person with mental disability; violation of a protection from harassment order, a protective order in crimes between family members or a protection from abuse order; a crime committed against a person who was less than 18 years of age; criminal conspiracy to commit a listed crime; criminal attempt to commit a listed crime; and criminal solicitation to commit a listed crime.
2. It provides a process by which a criminal defendant may move the court prior to trial to determine whether the defendant is immune from prosecution or revocation or termination proceedings under the law. Once the defendant has filed a motion and has presented evidence to establish immunity, the prosecution has the burden of proving that the grounds for immunity do not apply. The law allows the court to hear testimony and requires the court to make factual and legal findings as necessary to determine immunity.

**LD 1886 An Act to Repeal the Law Regarding the County Jail Reimbursement Fee**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 591 repeals the county jail reimbursement fee and repeals two corresponding cross-references to the fee in other sections of Title 17-A. The county jail reimbursement fee is a fee that a court may impose on a person who is sentenced to incarceration in a county jail that may not exceed the lower of the actual cost of incarceration or \$80 per day. The purpose of the fee is to help defray the expenses of the person’s room and board in the county jail.



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**LD 1903 An Act to Update Criminal and Related Statutes and Respond to Decisions of the Law Court**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 608 makes the following changes in the criminal and other laws.

1. In Part A, in response to *State v. Weddle*, 2020 ME 12, it repeals the Maine Revised Statutes, Title 29-A, section 2522, which was found to be unconstitutional in that it required the driver's blood to be taken without consent and without probable cause to believe that the driver was impaired by alcohol or drugs at the time the driver's blood was taken. It also moves the statutory allocation of the one-year period of suspension for refusal to take a chemical test when there is probable cause to believe that death occurred or will occur as a result of an accident to the law on implied consent to a chemical test and makes the language consistent with existing law.
2. In Part B, it amends Title 15, section 393 to recognize that convictions in the tribal courts of federally recognized Indian tribes are disqualifying convictions for the purposes of the prohibition against purchasing or possessing firearms created by Title 15, section 393. It makes Title 15, section 393 more consistent with the Maine Criminal Code by using the phrase "another jurisdiction" to reference the courts identified by that term.
3. In Part C, in response to *State v. LeBlanc-Simpson*, 2018 ME 109, it clarifies that a judicial officer in issuing a written release order under Title 15, section 1026, subsection 2-A or 3 must inform a defendant of the conditions of release, that the conditions take effect and are fully enforceable immediately and that failure to appear or comply with conditions may result in revocation of bail and additional criminal penalties. It provides that a condition of release takes effect and is fully enforceable immediately as of the time the judicial officer sets the condition, unless the release order expressly excludes a condition of release from immediate applicability, if the defendant is advised of the conditions and that failure to appear or comply with the conditions may subject the defendant to revocation of bail and additional criminal penalties. It provides that the notice required in order for a condition of release to take effect immediately may be provided 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.
4. In Part D, it amends the laws governing probation to reflect the current practice of the Department of Corrections with respect to calculating the period of probation. A probationer receives credit for a full day of probation on the day probation commences, regardless of the time of day, and receives no credit for a day on which probation is tolled. The period of probation ends when the final day of the probation period ends.
5. In Part E, it amends the law to respond to the issue identified by the Law Court in *State v. Asaad*, 2020 ME 11, specifically the absence of a mens rea requirement in the Class C crime of gross sexual assault under Title 17-A, section 253, subsection 2, paragraph M. It requires the State to prove, as an element of that crime of gross sexual assault, that the defendant who engaged in the prohibited conduct was criminally negligent with regard to whether the other

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person had expressly or impliedly acquiesced. It makes the same amendment to the laws on unlawful sexual contact and unlawful sexual touching, the Class C and Class D crimes of unlawful sexual contact and the Class D crime of unlawful sexual touching.

**LD 1953 An Act to Fix Inconsistencies within the Sex Offender Registration and Notification Act of 2013**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 527 fixes inconsistencies in the Sex Offender Registration and Notification Act of 2013 introduced when that Act was recently amended. It also provides that a violation of the statute prohibiting the promotion of prostitution of certain minors, added in 2021, is a Tier III offense.

Public Law 2021, chapter 527 was enacted as an emergency measure effective March 31, 2022.

**LD 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**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 749 amends the statement of purpose of the Maine Emergency Medical Services Act of 1982 to add a legislative finding that emergency medical services provided by an ambulance service are essential services. It establishes the Blue Ribbon Commission To Study Emergency Medical Services in the State. The commission must examine and make recommendations on the structure, support of and delivery of emergency medical services in the State and 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. No later than December 7, 2022, the commission must 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.

Public Law 2021, chapter 749 was enacted as an emergency measure effective May 8, 2022.

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**LD 2024 An Act to Allow County and Regional Communications Centers to Request Polygraph Examinations for Employees and Applicants for Employment**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 574 amends the law on employers requiring employees and applicants for employment to submit to polygraph examinations. Under current law, law enforcement employees and applicants for positions with law enforcement agencies are subject to polygraph examinations as a condition of obtaining or holding employment; this includes persons who operate as dispatchers. Other emergency service dispatch employees or applicants for employment as emergency service dispatch employees are not subject to polygraph examinations, even though those employees may have access to confidential information. This law allows county and regional communications centers, which are dispatch centers for all emergency services, to require employees and applicants for employment to submit to a polygraph examination. It does not allow an employer to require a polygraph examination if the employer is a dispatch center that dispatches only fire services or emergency medical services and does not apply to an entity that is operated by or under the control of a law enforcement agency.

Public Law 2021, chapter 574 was enacted as an emergency measure effective April 7, 2022.

**LD 2040 An Act to Maintain a Comprehensive Substance Use Disorder Treatment Program for Maine’s Incarcerated Population**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 706 directs the Commissioner of Corrections to maintain a comprehensive substance use disorder treatment program in all state 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. The program must provide initial and ongoing training and technical assistance for correctional facility staff and health care practitioners in each correctional facility. The program must include coordination with community-based treatment and recovery organizations. The law requires the Department of Corrections to report annually regarding the program to the legislative committee having jurisdiction over criminal justice and public safety matters.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

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

July 2022

**STAFF:**

HILLARY RISLER, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

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# *Joint Standing Committee on Education and Cultural Affairs*

## **SUBJECT INDEX**

### **Career and Technical Education**

**Enacted**

LD 680 Resolve, To Reestablish the Task Force To Study the Creation of a Comprehensive Career and Technical Education System RESOLVE 174

**Not  
Enacted**

LD 144 An Act To Fund Capital Improvements to Career and Technical Education Centers and Regions To Bolster Maine's Future Workforce Died On Adjournment

LD 1789 An Act To Modernize Funding of Publicly Funded Tuition Students Attending Career and Technical Education Programs ONTP

### **COVID-19**

**Not  
Enacted**

LD 1502 An Act To Clarify Safety Issues in Schools with Respect to Health-related States of Emergency Died On Adjournment

### **Cultural Affairs**

**Enacted**

LD 1206 An Act Regarding the Terms of Office of the Director of the Maine State Museum Commission, the State Librarian and the Director of the Maine Arts Commission PUBLIC 496

### **Curriculum, Instruction, and Testing**

**Enacted**

LD 1902 Resolve, To Establish a Pilot Program To Encourage Climate Education in Maine Public Schools RESOLVE 178

LD 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 RESOLVE 140

LD 1962 An Act To Increase Learning Potential by Providing Innovative Instruction and Tutoring Program Grants PUBLIC 632

**Not  
Enacted**

LD 1383 Resolve, Directing the Department of Education To Study the Use of Homework in Public Schools Died On Adjournment

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

**Enacted**

LD 1845	An Act To Amend the Education Statutes	PUBLIC 571
LD 1870	An Act Regarding the Maine School Safety Center	PUBLIC 542
LD 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	RESOLVE 139
LD 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	RESOLVE 140
LD 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	RESOLVE 144

**Not Enacted**

LD 1391	Resolve, Directing the Department of Education To Conduct an Analysis of Representation on Educational Boards	Died On Adjournment
LD 1777	An Act To Amend the Laws Regarding Education Service Centers	ONTP
LD 1935	Resolve, Regarding Legislative Review of Portions of Chapter 60: New School Siting Approval, Portions of Chapter 61: State Board of Education Rules for Major Capital School Construction Projects and Portions of Chapter 125: Basic School Approval Standards: Public Schools and School Administrative Units, Major Substantive Rules of the Department of Education and State Board of Education	Died On Adjournment

**Early Childhood Special Education Programs**

**Not Enacted**

LD 2039	An Act To Reorganize the Provision of Services for Infants, Toddlers and Children with Disabilities from Birth to 6 Years of Age and Extend the Age of Eligibility under the Federal Individuals with Disabilities Education Act to 22 Years of Age	Died Between Houses
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**Early College Programs**

**Enacted**

LD 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	RESOLVE 169
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**Education in the Unorganized Territory**

**Enacted**

LD 1780	An Act To Allow Unorganized Territory School Staff To Receive Annualized Pay	PUBLIC 699
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## **Health, Nutrition and Safety**

**Enacted**

LD 1679	An Act Regarding Expanding Access to Free School Meals	PUBLIC 719
LD 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	RESOLVE 139

**Not  
Enacted**

LD 452	An Act To Require Certain Schools To Provide Menstrual Products	Died On Adjournment
LD 1502	An Act To Clarify Safety Issues in Schools with Respect to Health-related States of Emergency	Died On Adjournment
LD 1935	Resolve, Regarding Legislative Review of Portions of Chapter 60: New School Siting Approval, Portions of Chapter 61: State Board of Education Rules for Major Capital School Construction Projects and Portions of Chapter 125: Basic School Approval Standards: Public Schools and School Administrative Units, Major Substantive Rules of the Department of Education and State Board of Education	Died On Adjournment

## **Magnet Schools**

**Enacted**

LD 1389	An Act To Improve Maritime Education in Maine	PUBLIC 565
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## **Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf**

**Enacted**

LD 1632	An Act To Update the Laws Regarding the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf	PUBLIC 646
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## **Postsecondary Education**

**Enacted**

LD 1727	An Act Concerning Sexual Misconduct on College Campuses	PUBLIC 733
LD 1816	An Act To Promote Labor Education through the University of Maine System	PUBLIC 722
LD 1838	An Act To Improve Student Access to Postsecondary School Transcripts and Diplomas	PUBLIC 538
LD 1893	An Act Regarding the Use of a Student Athlete's Name, Image, Likeness or Autograph	PUBLIC 544
LD 1924	An Act To Expand Access to Justice in Rural Maine through Legal Education	P & S 26

<b>Not Enacted</b>	LD 761	An Act To Establish the Maine Community College System Pell Grant Match Program	Died On Adjournment
	LD 1820	An Act To Strengthen the Governance of the University of Maine System	Veto Sustained

### **Retired Teachers**

<b>Not Enacted</b>	LD 293	An Act To Increase the State's Share of the Cost of Health Insurance for Retired Teachers	Died On Adjournment
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### **Safe Schools and Student Conduct**

<b>Enacted</b>	LD 1870	An Act Regarding the Maine School Safety Center	PUBLIC 542
<b>Not Enacted</b>	LD 896	Resolve, Directing the Department of Education To Study Disciplinary Policies	Died On Adjournment

### **School Boards and School Budgets**

<b>Enacted</b>	LD 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	P & S 23
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### **School District Organization**

<b>Enacted</b>	LD 176	An Act To Facilitate a Grade 9 to 16 School Project	P & S 22
	LD 1802	An Act To Amend the Requirements of the Reorganization Plan for the Formation of Regional School Units	PUBLIC 537

### **School Finance**

<b>Enacted</b>	LD 270	Resolve, Directing the Department of Education To Study the Regional Adjustment	RESOLVE 155
<b>Not Enacted</b>	LD 1114	An Act To Require the State To Meet the Mandatory 55 Percent Contribution to Schools	Died On Adjournment
	LD 1963	An Act To Create the Education Stabilization Fund	Died On Adjournment



### *Special Education*

**Enacted**

LD 1775 Resolve, Regarding MaineCare Funding for Maine Schools RESOLVE 167

**Not  
Enacted**

LD 552 Resolve, To Improve the Individualized Education Program Process Died On  
Adjournment

### *Teacher Certification and Professional Development*

**Enacted**

LD 1207 Resolve, Regarding Education Technician III Certification for Students at Eastern Maine Community College RESOLVE 156

LD 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 RESOLVE 144

### *Teachers and Administrators*

**Enacted**

LD 1716 An Act To Ensure Full Payment of the State's Salary Supplement Obligation to Teachers with National Board Certification PUBLIC 694

### *Workforce Development and Career Options*

**Not  
Enacted**

LD 144 An Act To Fund Capital Improvements to Career and Technical Education Centers and Regions To Bolster Maine's Future Workforce Died On  
Adjournment

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

LD 1807 An Act To Expand Nursing Education Programs Died On  
Adjournment

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
EDU	144	An Act To Fund Capital Improvements to Career and Technical Education Centers and Regions To Bolster Maine's Future Workforce	Reported Out	OTP-AM	5/5/21	Died On Adjournment			
EDU	176	An Act To Facilitate a Grade 9 to 16 School Project	Reported Out	OTP-AM	4/11/22	Enacted	P&SL	22	
EDU	270	Resolve, Directing the Department of Education To Study the Regional Adjustment	Reported Out	OTP-AM/ ONTP	3/31/22	Finally Passed	RESLV	155	
EDU	293	An Act To Increase the State's Share of the Cost of Health Insurance for Retired Teachers	Reported Out	OTP-AM/ ONTP	3/10/21	Died On Adjournment			
EDU	452	An Act To Require Certain Schools To Provide Menstrual Products	Reported Out	OTP-AM/ OTP-AM	5/26/21	Died On Adjournment			
EDU	552	Resolve, To Improve the Individualized Education Program Process	Reported Out	OTP-AM/ ONTP	5/26/21	Died On Adjournment			
EDU	680	Resolve, To Reestablish the Task Force To Study the Creation of a Comprehensive Career and Technical Education System	Reported Out	OTP-AM	2/16/22	Emergency Finally Passed	RESLV	174	
EDU	761	An Act To Establish the Maine Community College System Pell Grant Match Program	Reported Out	OTP-AM	5/17/21	Died On Adjournment			
EDU	896	Resolve, Directing the Department of Education To Study Disciplinary Policies	Reported Out	OTP-AM/ ONTP	6/8/21	Died On Adjournment			
EDU	1114	An Act To Require the State To Meet the Mandatory 55 Percent Contribution to Schools	Reported Out	OTP-AM/ ONTP	6/3/21	Died On Adjournment			

**DIGEST OF BILLS**  
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PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

**Education and Cultural Affairs (EDU)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?	
							Law	Ch		
EDU	1206	An Act Regarding the Terms of Office of the Director of the Maine State Museum Commission, the State Librarian and the Director of the Maine Arts Commission	Reported Out	OTP/ONTP	Carried Over In Comm	2/9/22	Enacted	PL	496	
EDU	1207	Resolve, Regarding Education Technician III Certification for Students at Eastern Maine Community College	Reported Out	OTP-AM/ONTP	Carried Over In Comm	3/31/22	Finally Passed	RESLV	156	
EDU	1329	An Act To Establish the Career Advancement and Navigation Initiative in the Department of Education To Lower Barriers to Career Advancement	Reported Out	OTP-AM	Carried On Approps Table	6/8/21	Died On Adjournment			
EDU	1383	Resolve, Directing the Department of Education To Study the Use of Homework in Public Schools	Reported Out	OTP-AM/ONTP	Carried On Approps Table	6/8/21	Died On Adjournment			
EDU	1389	An Act To Improve Maritime Education in Maine	Reported Out	OTP-AM	Carried Over In Comm	3/28/22	Enacted	PL	565	
EDU	1391	Resolve, Directing the Department of Education To Conduct an Analysis of Representation on Educational Boards	Reported Out	OTP-AM/ONTP	Carried On Approps Table	6/8/21	Died On Adjournment			
EDU	1502	An Act To Clarify Safety Issues in Schools with Respect to Health-related States of Emergency	Reported Out	OTP-AM/ONTP	Carried On Approps Table	6/3/21	Died On Adjournment			
EDU	1632	An Act To Update the Laws Regarding the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf	Reported Out	OTP-AM	Carried Over In Comm	4/12/22	Enacted	PL	646	
EDU	1679	An Act Regarding Expanding Access to Free School Meals	Reported Out	OTP-AM/ONTP	Carried On Approps Table	6/3/21	Enacted	PL	719	
EDU	1716	An Act To Ensure Full Payment of the State's Salary Supplement Obligation to Teachers with National Board Certification	Reported Out	OTP-AM/ONTP	Carried On Approps Table	6/3/21	Enacted	PL	694	

**DIGEST OF BILLS**  
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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
EDU	1727	An Act Concerning Sexual Misconduct on College Campuses	Reported Out	Carried Over In Comm	4/14/22	Enacted	PL	733	
EDU	1775	Resolve, Regarding MaineCare Funding for Maine Schools	Reported Out		4/5/22	Finally Passed	RESLV	167	
EDU	1777	An Act To Amend the Laws Regarding Education Service Centers	Reported Out		3/7/22	Ought Not to Pass Pursuant to Joint Rule 310			
EDU	1780	An Act To Allow Unorganized Territory School Staff To Receive Annualized Pay	Reported Out		3/21/22	Enacted	PL	699	
EDU	1789	An Act To Modernize Funding of Publicly Funded Tuition Students Attending Career and Technical Education Programs	Reported Out		2/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
EDU	1802	An Act To Amend the Requirements of the Reorganization Plan for the Formation of Regional School Units	Reported Out		3/9/22	Enacted	PL	537	
EDU	1807	An Act To Expand Nursing Education Programs	Reported Out		3/28/22	Died On Adjournment			
EDU	1816	An Act To Promote Labor Education through the University of Maine System	Reported Out		2/10/22	Enacted	PL	722	
EDU	1820	An Act To Strengthen the Governance of the University of Maine System	Reported Out		3/17/22	Veto Sustained			
EDU	1838	An Act To Improve Student Access to Postsecondary School Transcripts and Diplomas	Reported Out		3/2/22	Enacted	PL	538	
EDU	1845	An Act To Amend the Education Statutes	Reported Out		3/28/22	Enacted	PL	571	
EDU	1870	An Act Regarding the Maine School Safety Center	Reported Out		3/2/22	Enacted	PL	542	
EDU	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	Reported Out		4/11/22	Emergency Finally Passed	RESLV	169	
EDU	1893	An Act Regarding the Use of a Student Athlete's Name, Image, Likeness or Autograph	Reported Out		3/2/22	Enacted	PL	544	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
EDU	1902	Resolve, To Establish a Pilot Program To Encourage Climate Education in Maine Public Schools	Reported Out		2/18/22	Finally Passed	RESLV	178	
EDU	1924	An Act To Expand Access to Justice in Rural Maine through Legal Education	Reported Out		3/17/22	Enacted	P&SL	26	
EDU	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	Reported Out		3/8/22	Emergency Finally Passed	RESLV	139	
EDU	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	Reported Out		2/18/22	Emergency Finally Passed	RESLV	140	
EDU	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	Reported Out		3/28/22	Emergency Finally Passed	RESLV	144	
EDU	1962	An Act To Increase Learning Potential by Providing Innovative Instruction and Tutoring Program Grants	Reported Out		4/11/22	Enacted	PL	632	
EDU	1963	An Act To Create the Education Stabilization Fund	Reported Out		3/28/22	Died On Adjournment			
EDU	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	Reported Out		3/31/22	Enacted	P&SL	23	
EDU	2039	An Act To Reorganize the Provision of Services for Infants, Toddlers and Children with Disabilities from Birth to 6 Years of Age and Extend the Age of Eligibility under the Federal Individuals with Disabilities Education Act to 22 Years of Age	Reported Out <i>(Comm bill)</i>		4/19/22	Died Between Houses			

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

### **LD 176 An Act To Facilitate a Grade 9 to 16 School Project**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 22 authorizes the voters of School Administrative District No. 4, School Administrative District No. 41 and School Administrative District No. 46 to proceed with a regional high school project that the State Board of Education has placed on the approved projects list, by forming a community school district for the new regional high school, and also authorizes the voters of Regional School Unit No. 64 to participate and join the community school district.

### **LD 270 Resolve, Directing the Department of Education To Study the Regional Adjustment**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 155 directs the Department of Education to study the regional adjustment component of the school funding formula and report to the joint standing committee of the Legislature having jurisdiction over education matters no later than January 15, 2023.

### **LD 680 Resolve, To Reestablish the Task Force To Study the Creation of a Comprehensive Career and Technical Education System**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 174 establishes the Task Force to Study the Creation of a Comprehensive Career and Technical Education System so long as outside funding to fully fund the costs of the task force is obtained. If established, the Task Force is charged with:

1. Examining the feasibility of establishing a comprehensive four-year high school career and technical education program to provide a technical high school setting; and
2. 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.

The Task Force is required to submit a report on its findings and recommendations no later than November 2, 2022.

Resolve 2021, chapter 174 was finally passed as an emergency measure effective May 3, 2022.

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

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

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 496 amends the terms of service of the Director of the Maine State Museum Commission, the State Librarian and the Director of the Maine Arts Commission to provide that these officers serve at the pleasure of their respective appointing authorities effective on and retroactive to January 1, 2021, but exempts any of these officers who were appointed before January 1, 2021 from this change.

### **LD 1207 Resolve, Regarding Education Technician III Certification for Students at Eastern Maine Community College**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 156 provides that, notwithstanding certain requirements in 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 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 this certification is not eligible for an emergency teacher certificate.

### **LD 1389 An Act To Improve Maritime Education in Maine**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 565 provides that all powers, duties and authority of the Maine School for Marine Science, Technology, Transportation and Engineering, also known as the Maine Ocean School, terminate 90 days after the adjournment of the First Regular Session of the 131st Legislature.

Public Law 2021, chapter 565 also directs the Maine Ocean School to transition from a public magnet school to an educational program focused on marine-related science, technology, engineering and mathematics by that date. In providing for that transition, the Maine Ocean School is required to develop a new funding model to support the program; develop a new supervisory model for the program, which may include agreements to assist the transition to that new supervisory model; 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 identify potential grant funding to support the program and any other funding from federal and private sources. The Maine Ocean School is also required to report to the joint standing committee of the Legislature having jurisdiction over

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education and cultural affairs no later than January 15, 2023 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 based on the report.

### **LD 1632 An Act To Update the Laws Regarding the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 646 updates the chapter of law governing the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf as follows.

1. It establishes the Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf as a deaf and hard-of-hearing service provider, referred to as "the center," encompassing 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, early intervention services that include deaf and hard-of-hearing related services delivered to children from birth to under three years of age who are deaf or hard-of-hearing and statewide education and family services that are provided to schools throughout the State by staff employed through the center including, but not limited to, site-based programs, consultation, evaluation and specially designed instruction.
2. It revises the definitions in the Maine Revised Statutes, Title 20-A, chapter 304 to reflect the change from a school to a deaf and hard-of-hearing service provider, including but not limited to updating the definitions of "center," "sending school," "statewide education and family services" and "Mackworth Island preschool," removing definitions that are no longer needed and adding new definitions for "site-based program," "early intervention and family services program," "room and board," "host school" and "504 plan."
3. It repeals the section of law that governs the school programs operated by Maine Educational Center for the Deaf and Hard of Hearing and the Governor Baxter School for the Deaf and satellite school programs.
4. It amends the provision of law governing funding and tuition for the Mackworth Island preschool and site-based programs.
5. It repeals the section of law governing student placement, state and federal educational services requirements and technical assistance and in new sections provides for the student placement and state and federal services requirements and technical assistance for early intervention services, federal Individuals with Disabilities Education Act, Section 1419 services, statewide education and family services and the Mackworth Island preschool and site-based programs, as appropriate.



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6. It updates the powers and duties of the center's board and removes provisions related to certificates and grants of diplomas or other duties specific to the center's previous role as a school.
7. It also provides that individual memoranda of understanding may be established to further define enrollment criteria, clarifies student conduct and provides that the center's board may create, maintain and expand site-based programs for deaf and hard-of-hearing children and families to meet the needs of deaf and hard-of-hearing children statewide.

### **LD 1679 An Act Regarding Expanding Access to Free School Meals**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 719 requires that public schools accept data submitted through an Internet-based application for free or reduced-priced meals under the National School Lunch Program and the School Breakfast Program.

Public Law 2021, chapter 719 also requires the Department of Education to investigate the cost of providing free and reduced-priced meals for publicly funded students at certain private schools approved for tuition purposes who are otherwise ineligible to receive free and reduced-price meals and report back to the joint standing committee of the Legislature having jurisdiction over education matters no later than February 1, 2023.

The substance of the original bill, requiring the State to pay the difference between the federal requirement for a free breakfast or lunch and the full price for a breakfast or lunch at no cost to the students who are ineligible for free or reduced-price school meal was incorporated into Public Law 2021, chapter 398, Part OOOO.

### **LD 1716 An Act To Ensure Full Payment of the State's Salary Supplement Obligation to Teachers with National Board Certification**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 694 directs the Commissioner of Education to pay annual national board certification salary supplements to school administrative units and publicly supported secondary schools for payment to national board-certified teachers effective July 1, 2023. Funding for these salary supplements comes from credential fees paid by teachers. If these fees are insufficient to fully fund these salary supplements, general purpose aid must be appropriated to fund the balance.

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### LD 1727 An Act Concerning Sexual Misconduct on College Campuses

#### ENACTED LAW SUMMARY

Public Law 2021, chapter 733 enacts certain provisions regarding sexual violence, intimate partner violence and stalking at institutions of higher education as follows.

1. It requires each institution of higher education to adopt a policy and related procedures on sexual violence, intimate partner violence and stalking no later than July 1, 2023, which 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.
2. It requires that each institution 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.
3. It establishes the Higher Education Interpersonal Violence Advisory Commission 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.
4. It requires that the interpersonal violence climate survey be disseminated biennially to each institution and for the institution to conduct the survey on each campus of that institution and report a summary of the results of the survey to the Commissioner of Education.
5. It requires institutions of higher education to 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 is required to 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 the confidential resource advisor. It also specifies, with regard to the confidential resource advisor's role, requirements regarding training, coordination, information and resources, responsibilities and prohibitions, and that communications between a reporting party and a confidential resource advisor are privileged from disclosure.
6. It requires institutions of higher education to provide mandatory prevention and awareness programming on sexual violence, intimate partner violence and stalking for all incoming students and all employees of the institution.

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7. It requires training for Title IX coordinators, campus safety personnel and individuals involved in the disciplinary processes at institutions of higher education.
8. It requires an institution of higher education to annually prepare and submit to the Commissioner of Education, 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).
9. It provides certain immunity from the disciplinary process 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 for a reporting party or a witness who requests an investigation of sexual violence, intimate partner violence or stalking.
10. It requires an institution of higher education to 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.

### **LD 1775 Resolve, Regarding MaineCare Funding for Maine Schools**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 167 requires the Department of Education to collaborate with the Department of Health and Human Services to develop a comprehensive system to support school districts, Child Development Services System and special-purpose private schools in seeking reimbursement for MaineCare-eligible services for all children from birth to grade 12 and submit a report, no later than November 2, 2022 to the joint standing committee having jurisdiction over education matters.

### **LD 1780 An Act To Allow Unorganized Territory School Staff To Receive Annualized Pay**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 699 allows unorganized territory school staff to have the option to receive annualized pay effective July 1, 2023.

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### **LD 1802 An Act To Amend the Requirements of the Reorganization Plan for the Formation of Regional School Units**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 537 provides that the Commissioner of Education may approve a school administrative unit's proposed reorganization plan for consolidation into a regional school unit if the plan provides comprehensive programming:

1. 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;
2. 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
3. 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.

Public Law 2021, chapter 537 also repeals a provision that provided an additional exception to the size requirements for a proposed reorganization plan for consolidation into a regional school unit for students in an isolated rural community that is no longer necessary.

### **LD 1816 An Act To Promote Labor Education through the University of Maine System**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 722 directs the University of Maine System to establish a labor and community education center at the University of Southern Maine focused on providing lifelong community-based labor education, research and outreach and provides ongoing funds to establish the center.

### **LD 1838 An Act To Improve Student Access to Postsecondary School Transcripts and Diplomas**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 538 provides that, upon the request of a current or former student, a two-year postsecondary educational institution or four-year postsecondary educational institution is required to provide that student's transcript or diploma and may not condition the release of the transcript or diploma on an agreement to a repayment plan unless the student owes a debt of \$500

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or more at a two-year postsecondary educational institution or \$2,500 or more at a four-year postsecondary educational institution. If a student is required to agree to a repayment plan, the postsecondary educational institution must provide the student with the right to appeal the terms of the repayment plan and collect data on the reason for the request for the release of the transcript or diploma, including but not limited to a job application, a transfer to another institution, an application for financial aid, pursuit of opportunities in the military or National Guard or pursuit of other postsecondary educational opportunities. A postsecondary educational institution may not require a student to make a payment on a repayment plan prior to releasing the transcript or diploma.

Public Law 2021, chapter 538 also requires postsecondary educational institutions to report annually to the joint standing committee of the Legislature having jurisdiction over education matters on requests for and the release of transcripts and diplomas.

### **LD 1845 An Act To Amend the Education Statutes**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 571 makes the following technical changes to the law governing primary and secondary education.

1. It changes the name of and references to restructuring schools to innovative schools.
2. It clarifies that schools that offer public preschool programs must demonstrate curriculum practice for those programs that implements the Maine early learning and development (MELD) standards established by the Department of Education.
3. It updates the name of the system used for teaching mathematical notation to students who are blind and the definition of Braille in regard to educating students who are blind.
4. It clarifies the general requirements for secondary school programs, including program length and diploma requirements.
5. It updates a reference to the federal Every Student Succeeds Act of 2015.
6. It updates compliance and information requirements for career and technical education regions.
7. It removes outdated language relevant to previous years' calculations of the school funding formula, system administration allocations and bus purchase costs.
8. It updates the definition of property fiscal capacity.

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### **LD 1870 An Act Regarding the Maine School Safety Center**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 542 details the purposes of the Department of Education, Maine School Safety Center, requires the center to work collaboratively with all appropriate stakeholders in furtherance of its purposes and outlines the services that the Center is responsible for providing to schools in the State.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 169 directs the Public Higher Education Systems Coordinating Committee, in collaboration with the Maine Independent Colleges Association and the Department of Education, to convene a stakeholder group to study a comprehensive approach on equity in and access to the State's early college programs. The stakeholder group is required to present a report to the joint standing committee of the Legislature having jurisdiction over education matters no later than February 1, 2023 on its findings and recommendations, and the joint standing committee may report out legislation to the 131st Legislature in 2023.

Resolve 2021, chapter 169 was finally passed as an emergency measure effective April 26, 2022.

### **LD 1893 An Act Regarding the Use of a Student Athlete's Name, Image, Likeness or Autograph**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 544 prohibits a college or university from preventing a student athlete from making certain contracts regarding or earning money from the use of the student athlete's name, image or likeness or providing compensation for a prospective student athlete's name, image or likeness and permits the student athlete to earn compensation from the sale of the student athlete's autograph. It also prohibits a group or organization with authority over intercollegiate athletics from preventing a college or university from participating in intercollegiate athletics in this State as a result of student athletes at the college or university earning compensation for the use of their name, image or likeness.

Public Law 2021, chapter 544 also provides that a college or university may not disqualify a student athlete who is participating in an intercollegiate athletic program at a college or university from receiving a full, athletic-based scholarship awarded by the college or university because the student is earning compensation or has obtained professional representation related to the use of the student's name, image or likeness and clarifies that the provisions of the bill may not be

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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 prohibitions on a student athlete's use of a college or university trademark, logo or facility and 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.

### **LD 1902 Resolve, To Establish a Pilot Program To Encourage Climate Education in Maine Public Schools**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 178 establishes the Climate Education Professional Development Pilot Program as a three-year pilot program within the Department of Education to provide grants for professional development for educators on climate science and to support the preparation of courses on interdisciplinary climate education and provides 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.

### **LD 1924 An Act To Expand Access to Justice in Rural Maine through Legal Education**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 26 requires the University of Maine System to establish a rural practice clinic in Aroostook County as a three-year pilot project of the legal aid clinic of the University of Maine School of Law, currently known as the Cumberland Legal Aid Clinic, and requires the University of Maine System to report back on the pilot project with an interim report no later than January 15, 2024 and a final report no later than January 15, 2025.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 139 authorizes final adoption of Rule Chapter 40: Rule for Medication Administration in Maine Schools, a major substantive rule of the Department of Education and allows any grammatical, formatting, punctuation and other technical, nonsubstantive editing changes to the rule as necessary prior to final adoption of the rule as authorized by the resolve.

Resolve 2021, chapter 139 was finally passed as an emergency measure effective March 31, 2022.

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### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 140 authorizes final adoption of portions of Chapter 132: Learning Results: Parameters for Essential Instruction, a major substantive rule of the Department of Education.

Resolve 2021, chapter 140 was finally passed as an emergency measure effective March 31, 2022.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 144 authorizes the State Board of Education to finally adopt portions of major substantive rule Chapter 115: The Credentialing of Education Personnel, only if the State Board of Education makes specified changes.

Resolve 2021, chapter 144 was finally passed as an emergency measure effective April 7, 2022.

### **LD 1962 An Act To Increase Learning Potential by Providing Innovative Instruction and Tutoring Program Grants**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 632 establishes the Innovative Instruction and Tutoring Grant Program Fund within the Department of Education to encourage the facilitation of innovative instruction and tutoring programs, including high-impact tutoring, that address learning loss or unfinished learning through the use of project-based learning and other interdisciplinary approaches. Public Law 2021, chapter 632 directs the Commissioner of Education to establish eligibility standards for the award of grants and to determine the allowable uses of grant money, 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.

Public Law 2021, chapter 632 also requires local education providers to develop innovative instruction and tutoring program plans to meet certain specifications to be eligible for grants, and



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requires the Commissioner of Education to prioritize grant awards for innovative instruction and tutoring program plans 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 and for innovative instruction and tutoring program plans that include partnerships with community-based programs.

Grant recipients must submit reports to the department in each year for which the recipient has received grant funds, and the Commissioner of Education is required to issue guidance and best practices, 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.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 23 authorizes the board of directors of School Administrative District No. 6, doing business as School Administrative District No. 6, to 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.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON ENVIRONMENT  
AND NATURAL RESOURCES**

July 2022

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**STAFF:**

DANIEL TARTAKOFF, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

\*Committee member for portion of session

# *Joint Standing Committee on Environment and Natural Resources*

## **SUBJECT INDEX**

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

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### **Beverage Containers**

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### **Chemicals Regulation**

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LD 1911 An Act To Prevent the Further Contamination of the Soils and Waters of the State with So-called Forever Chemicals PUBLIC 641

LD 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 PUBLIC 583

### **Climate Change/Greenhouse Gases**

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LD 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 PUBLIC 524

LD 1970 An Act To Implement Agency Recommendations Relating to Sea Level Rise and Climate Resilience Provided Pursuant to Resolve 2021, Chapter 67 PUBLIC 590

LD 1974 An Act To Establish and Fund the Maine Climate Corps Program Pursuant to Recommendations in the Report Required by Resolve 2021, Chapter 25 PUBLIC 728

**Not Enacted** LD 866 An Act Concerning Advanced Refrigeration Technology INDEF PP

LD 1616 An Act To Ensure That Municipalities and Multimunicipal Regions of Every Size and Capacity Have Guidance on Climate Adaptation and Resilience Strategies for Policy, Implementation and Investment Decision Support Died Between Houses

### *Dams*

**Enacted**

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**Enacted**

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### *Environmental Regulation*

**Enacted**

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| LD 2018 | An Act To Implement Recommendations Regarding the Incorporation of Equity Considerations in Regulatory Decision Making | PUBLIC 736 |
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**Not  
Enacted**

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**Enacted**

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### *Recycling/Waste*

**Enacted**

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| LD 1467 | An Act To Promote a Circular Economy through Increased Post-consumer Recycled Plastic Content in Plastic Beverage Containers | PUBLIC 742 |
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### *Shoreland Zoning*

**Enacted**

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| LD 1809 | An Act To Allow Exceptions to the Height Limitations under the Shoreland Zoning Laws | PUBLIC 504 |
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### *St. Croix International Waterway*

**Not  
Enacted**

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| LD 203 | An Act To Increase Funding for the St. Croix International Waterway Commission | Died On<br>Adjournment |
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**Enacted**

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**Enacted**

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**Enacted**

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| LD 1801 | An Act To Modify Exemptions for Certain Storm Water Discharges to Class AA and SA Waters       | PUBLIC 503 |
| LD 1964 | An Act To Update Certain Water Quality Standards and To Reclassify Certain Waters of the State | PUBLIC 551 |

**Not  
Enacted**

- |         |   |      |
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| LD 676  | An Act To Reclassify Part of the Androscoggin River to Class B            | ONTP |
| LD 1872 | Resolve, To Create a Task Force Relating to the Water Quality of Saco Bay | ONTP |

### *Waterbodies*

**Enacted**

- |         |   |            |
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| LD 1979 | An Act Regarding the Development of Comprehensive River Resource Management Plans | PUBLIC 675 |
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**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

**Environment and Natural Resources (ENR)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?	
							Law	Ch		
ENR	203	An Act To Increase Funding for the St. Croix International Waterway Commission	Reported Out	OT-P-AM/	Carried On Approps Table	3/9/21	Died On Adjournment			
ENR	259	An Act To Increase the Waste Handling Fee Imposed on the Landfilling of Municipal Solid Waste	Reported Out	OT-P-AM/	Carried Over In Comm	3/30/22	Enacted	PL	653	
ENR	489	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Establish a Right to a Healthy Environment	Reported Out	OT-P-AM/	Carried Over	4/21/21	Died On Adjournment			
ENR	676	An Act To Reclassify Part of the Androscoggin River to Class B	Reported Out	ONTP	Carried Over In Comm	3/3/22	Ought Not to Pass Pursuant to Joint Rule 310			
ENR	866	An Act Concerning Advanced Refrigeration Technology	Reported Out	REF/	Carried Over In Comm	3/18/22	Indefinitely Postponed			
ENR	1429	An Act To Achieve Carbon Neutrality in Maine by the Year 2045	Reported Out	OT-P-AM/	Carried Over In Comm	2/22/22	Enacted	PL	517	
ENR	1467	An Act To Promote a Circular Economy through Increased Post-consumer Recycled Plastic Content in Plastic Beverage Containers	Reported Out	OT-P-AM	Carried On Approps Table	6/15/21	Enacted	PL	742	
ENR	1488	Resolve, To Study and Recommend Improvements to Maine's Dam Safety	Reported Out	OT-P-AM/	Carried On Approps Table	6/7/21	Finally Passed	RESLV	176	
ENR	1532	An Act To Protect Maine's Air Quality by Strengthening Requirements for Air Emissions Licensing	Reported Out	ONTP	Carried Over In Comm	1/11/22	Ought Not to Pass Pursuant to Joint Rule 310			

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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**Environment and Natural Resources (ENR)**

Comm	LD	Title	Comm	Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
								Law	Ch	
ENR	1616	An Act To Ensure That Municipalities and Multimunicipal Regions of Every Size and Capacity Have Guidance on Climate Adaptation and Resilience Strategies for Policy, Implementation and Investment Decision Support	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	4/4/22	Died Between Houses			
ENR	1639	An Act To Protect the Health and Welfare of Maine Communities and Reduce Harmful Solid Waste	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	4/1/22	Enacted	PL	626	
ENR	1801	An Act To Modify Exemptions for Certain Storm Water Discharges to Class AA and SA Waters	Reported Out	OTP		1/31/22	Emergency Enacted	PL	503	
ENR	1809	An Act To Allow Exceptions to the Height Limitations under the Shoreland Zoning Laws	Reported Out	OTP-AM/ ONTP		2/11/22	Enacted	PL	504	
ENR	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	Reported Out	OTP-AM		2/22/22	Enacted	PL	522	
ENR	1835	An Act To Amend the Laws Governing Storm Water Management To Provide an Exemption for Mountain Bike Trails	Reported Out	OTP		1/31/22	Emergency Enacted	PL	507	
ENR	1872	Resolve, To Create a Task Force Relating to the Water Quality of Saco Bay	Reported Out	ONTP		2/3/22	Ought Not to Pass Pursuant to Joint Rule 310			
ENR	1875	Resolve, To Address Perfluoroalkyl and Polyfluoroalkyl Substances Pollution at State-owned Solid Waste Landfills	Reported Out	OTP-AM		3/8/22	Emergency Finally Passed	RESLV	172	
ENR	1911	An Act To Prevent the Further Contamination of the Soils and Waters of the State with So-called Forever Chemicals	Reported Out	OTP-AM/ ONTP		4/7/22	Enacted	PL	641	
ENR	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	Reported Out	OTP-AM		2/16/22	Enacted	PL	524	
ENR	1964	An Act To Update Certain Water Quality Standards and To Reclassify Certain Waters of the State	Reported Out	OTP-AM		3/17/22	Enacted	PL	551	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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**Environment and Natural Resources (ENR)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
ENR	1970	An Act To Implement Agency Recommendations Relating to Sea Level Rise and Climate Resilience Pursuant to Resolve 2021, Chapter 67	Reported Out		3/23/22	Enacted	PL	590	
ENR	1974	An Act To Establish and Fund the Maine Climate Corps Program Pursuant to Recommendations in the Report Required by Resolve 2021, Chapter 25	Reported Out		3/16/22	Enacted	PL	728	
ENR	1979	An Act Regarding the Development of Comprehensive River Resource Management Plans	Reported Out		4/5/22	Enacted	PL	675	
ENR	2018	An Act To Implement Recommendations Regarding the Incorporation of Equity Considerations in Regulatory Decision Making	Reported Out		4/13/22	Enacted	PL	736	
ENR	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	Reported Out		3/28/22	Enacted	PL	583	
ENR	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	Reported Out		3/24/22	Finally Passed	RESLV	145	



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**LD 259 An Act To Increase the Waste Handling Fee Imposed on the Landfilling of Municipal Solid Waste**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 653 amends statutory waste handling fees to increase the fee imposed on the disposal at a landfill of municipal solid waste and municipal solid waste ash from \$1 per ton to \$2 per ton.

**LD 1429 An Act Achieve Carbon Neutrality in Maine by the Year 2045**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 517 amends the State's greenhouse gas emissions reductions law to provide that, beginning January 1, 2045, net annual greenhouse gas emissions in the State may not exceed zero metric tons.

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

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 742 provides that, beginning January 1, 2026, 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 of deposit or spirits manufacturer contain, on average and in the aggregate, at least 25% post-consumer recycled plastic or the initiator of deposit or spirits manufacturer pays a post-consumer recycled plastic content fee. That post-consumer recycled plastic requirement increases to 30% post-consumer recycled plastic beginning January 1, 2031. The Department of Environmental Protection is responsible for administering and enforcing the requirements of this law and may prohibit the sale of plastic beverage containers of initiators of deposit or spirits manufacturers that fail to comply with those requirements.

**LD 1488 Resolve, To Study and Recommend Improvements to Maine's Dam Safety**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 176 requires the Department of Defense, Veterans and Emergency Management to request a peer review from the Association of State Dam Safety Officials, to be completed by September 30, 2023, of the State's dam safety efforts. If the peer review is completed by September 30, 2023, the department is required to convene a stakeholder group to review and receive public input on the peer review, including recommendations to address any deficiencies

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identified in the peer review and to submit by January 1, 2024 a report to the joint standing committee of the Legislature having jurisdiction over veterans affairs that includes the results of the peer review, a summary of the stakeholder review and any recommendations for the improvement of dam safety, including suggested legislation. The committee is authorized to report out a bill to the Second Regular Session of the 131st Legislature based on the report.

**LD 1639 An Act To Protect the Health and Welfare of Maine Communities and Reduce Harmful Solid Waste**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 626 makes the following changes to the solid waste management laws.

1. It amends the definition of “waste generated within the State” beginning February 1, 2023 to provide that 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.
2. It provides that certain solid waste processing facilities that were in operation during calendar year 2018 and that accept exclusively construction and demolition debris must reuse or recycle at least 30% of such debris through methods other than placement in a solid waste landfill by January 1, 2024, at least 40% of such debris through methods other than placement in a solid waste landfill by January 1, 2025 and at least 50% of such debris through methods other than placement in a solid waste landfill by January 1, 2026. It also eliminates the provision of law that authorizes such facilities to request a waiver from the Department of Environmental Protection from otherwise applicable reuse and recycling requirements.
3. It adds environmental justice to the public benefit determination standards for solid waste disposal facilities and provides a definition for “environmental justice.”

Public Law 2021, chapter 626 also directs the Department of Administrative and Financial Services, Bureau of General Services to 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 bureau is directed to report to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters the results of that evaluation and to 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

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initially generated within the State. After receiving the report, the joint standing committee may report out legislation to implement any such recommendations.

**LD 1801 An Act To Modify Exemptions for Certain Storm Water Discharges to Class AA and SA Waters**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 503 amends the law governing exemptions for storm water discharges to Class AA and Class SA waters and provides that certain segments of waters classified as Class AA and Class SA are not designated as outstanding national resources.

Public Law 2021, chapter 503 was enacted as an emergency measure effective March 16, 2022.

**LD 1809 An Act To Allow Exceptions to the Height Limitations under the Shoreland Zoning Laws**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 504 amends how the height of an existing principal or accessory structure, including a legally existing nonconforming structure, located in the shoreland zone is measured when the structure is also located in an area of special flood hazard and there is a minimum elevation required for structures by a local floodplain management ordinance. It specifically allows for an exception to shoreland zoning height requirements for legally existing nonconforming structures located in an area of special flood hazard in order to be consistent with a local floodplain management elevation requirement.

**LD 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**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 522 amends the statute governing the Interagency Task Force on Invasive Aquatic Plants and Nuisance Species to require that, on or before January 15, 2023, and biennially thereafter, the task force submit to the Department of Environmental Protection, 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, on a variety of matters relating to controlling the introduction of invasive aquatic plants and nuisance species in the State. After reviewing the report, each joint standing committee may report out legislation related to the report.

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Public Law 2021, chapter 522 also requires the task force, in developing those findings and recommendations, to 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. It provides that for the first report due January 15, 2023, the task force is required to include additional one-time findings on a number of specified matters.

**LD 1835 An Act To Amend the Laws Governing Storm Water Management To Provide an Exemption for Mountain Bike Trails**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 507 exempts certain mountain bike trails from the storm water management requirements of the Maine Revised Statutes, Title 38, section 420-D.

Public Law 2021, chapter 507 was enacted as an emergency measure effective March 16, 2022.

**LD 1875 Resolve, To Address Perfluoroalkyl and Polyfluoroalkyl Substances Pollution at State-owned Solid Waste Landfills**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 172 directs the Department of Administrative and Financial Services, Bureau of General Services to conduct a study of methods of treating leachate collected at the state-owned solid waste landfills in Old Town and in East Millinocket to reduce the concentration of perfluoroalkyl and polyfluoroalkyl substances in the leachate. On or before January 15, 2023, the bureau is required to 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 its study. After receiving the report, the joint standing committee may report out legislation to implement any such recommendations to the 131st Legislature.

Resolve 2021, chapter 172 was finally passed as an emergency measure effective May 2, 2022.

**LD 1911 An Act To Prevent the Further Contamination of the Soils and Waters of the State with So-called Forever Chemicals**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 641 does the following.

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1. It authorizes the Department of Environmental Protection to require a person licensed to discharge wastewater to sample the effluent discharged for perfluoroalkyl and polyfluoroalkyl substances and to report the sample data to the department.
2. It provides that 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 any location authorized under that license or permit if the department provides to the person a written determination that, based on testing conducted at the location or in close proximity to that 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.
3. It prohibits the department from issuing any new license or permit authorizing a person to apply or spread septage at any location in the State.
4. It repeals provisions of law that authorize a homeowner to arrange for septage from a residence on the homeowner's property to be disposed of on that property.
5. Subject to certain listed exceptions, it prohibits the application or spreading on any land in the State of sludge, any compost material that included in its production sludge generated from a municipal, commercial or industrial wastewater treatment plant or septage or 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.
6. Subject to certain listed exceptions, it prohibits the sale or distribution in the State of any compost material that included in its production sludge generated from a municipal, commercial or industrial wastewater treatment plant or septage or 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.
7. It repeals the provision in law imposing a \$10 per ton fee on the handling of sludge and septage beginning January 1, 2022 and makes related statutory changes.
8. It repeals a provision of Public Law 2021, chapter 478 that prohibits a person licensed or permitted by the department to apply sludge or septage at a location subject to department evaluation for perfluoroalkyl and polyfluoroalkyl substances contamination from requesting to surrender the license or permit prior to its expiration unless the person has submitted to the evaluation and provided the results to the department.
9. It requires the department to study methods of and develop a plan for prohibiting the land application of septage in the State and, on or before January 15, 2023, to submit to the joint standing committee of the Legislature having jurisdiction over environment and natural

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resources matters a report containing its findings and recommendations, including any suggested legislation, resulting from that study. After receiving the report, the joint standing committee may report out legislation to implement any such recommendations.

**LD 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**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 524 amends the law regarding municipal building codes to provide that building codes, including the Maine Uniform Building and Energy Code, may not prohibit the installation or use of “acceptable refrigeration or air conditioning products or equipment.” The term “acceptable refrigeration or air conditioning products or equipment” is defined to mean refrigeration or air conditioning products or equipment that use a refrigerant listed by the United States Environmental Protection Agency in regulations adopted pursuant to the federal Clean Air Act as acceptable, acceptable subject to use conditions or acceptable subject to narrowed use limits and that are installed in accordance with any applicable conditions or limitations imposed by those regulations.

**LD 1964 An Act To Update Certain Water Quality Standards and To Reclassify Certain Waters of the State**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 551 implements recommendations of the Board of Environmental Protection resulting from its review of the State’s water quality classification system and related water quality standards pursuant to the Maine Revised Statutes, Title 38, section 464, subsection 3, paragraph B, including specific updates to certain water quality standards and water quality classifications based on water quality data and the recommendations of the United States Environmental Protection Agency, the Department of Environmental Protection and other parties. It also includes technical clarifications to certain board reporting responsibilities and the corresponding authority for legislation of the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters.

**LD 1970 An Act To Implement Agency Recommendations Relating to Sea Level Rise and Climate Resilience Provided Pursuant to Resolve 2021, Chapter 67**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 590 implements the following agency recommendations resulting from a review by multiple agencies of their respective laws and rules to determine changes necessary to

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incorporate into those laws and rules sea level rise projections and measures designed to enhance community resilience to flooding and other climate impacts as required by Resolve 2021, chapter 67.

1. It amends the requirements of the Maine Land Use Planning Commission permit exception for the repair and maintenance or replacement of existing road culverts to incorporate similar requirements for such activities imposed under the Natural Resources Protection Act.
2. It amends Maine Land Use Planning Commission permit approval criteria for proposed developments to provide that, in making a determination regarding whether an applicant has made adequate provision for fitting the proposal harmoniously into the existing natural environment, the commission may consider the effects of sea level rise as specified by the commission by rule.
3. It amends the laws governing municipal planning and land use regulation to define “local climate action plan”; to incorporate such plans into a municipality's or multimunicipal region's growth management program through the preparation of a climate vulnerability assessment and by addressing in its program the climate risks identified in such assessments; and to require that the Department of Agriculture, Conservation and Forestry's technical and financial assistance program for the implementation of growth management programs provide priority in the making of grants under the technical and financial assistance program to municipalities and multimunicipal regions that have adopted local climate action plans and prepared climate vulnerability assessments.
4. It amends the site location of development laws to authorize the Department of Environmental Protection to consider the effects of sea level rise in determining whether a developer has made adequate provision for fitting a proposed development harmoniously into the existing natural environment.
5. It amends solid waste facility siting laws to authorize the Department of Environmental Protection to consider the effects of sea level rise in determining whether an applicant for a solid waste facility license has made adequate provision for fitting a proposed facility harmoniously into the existing natural environment.

**LD 1974 An Act To Establish and Fund the Maine Climate Corps Program Pursuant to Recommendations in the Report Required by Resolve 2021, Chapter 25**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 728 implements recommendations regarding the establishment and funding of the Maine Climate Corps Program made pursuant to the report required by Resolve 2021, chapter 25. It establishes the Maine Climate Corps Program under the Maine Commission for Community Service and also provides one-time and ongoing General Fund appropriations to fund the Maine Climate Corps Program and one-time General Fund appropriations to fund the

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Maine Service Fellows Program established under the Maine Revised Statutes, Title 5, section 7506.

**LD 1979 An Act Regarding the Development of Comprehensive River Resource Management Plans**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 675 directs 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, to 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. The Department of Environmental Protection is directed to submit, on or before January 15, 2023, to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters a report outlining those findings and recommendations, including any proposed legislation, and the joint standing committee is authorized to report out legislation relating to the report to the 131st Legislature in 2023.

Public Law 2021, chapter 675 also amends the current process for the development of comprehensive river resource management plans established under Title 12, section 407 to classify a comprehensive river resource management plan as a major substantive rule.

**LD 2018 An Act To Implement Recommendations Regarding the Incorporation of Equity Considerations in Regulatory Decision Making**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 736 implements recommendations regarding methods of incorporating equity considerations in decision making at the Department of Environmental Protection, the Public Utilities Commission and other state agencies made pursuant to the report required by Public Law 2021, chapter 279, section 3. It amends intervenor funding provisions applicable to Public Utilities Commission proceedings to clarify the eligibility requirements for intervenor funding, the sources of the funding and other related requirements and provisions to be adopted by rule, which may include but are not limited to establishment of a process by which the commission will give priority to qualified intervenors representing environmental justice populations. It also requires the Department of Environmental Protection to adopt rules establishing procedures to 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 the Maine Revised Statutes, Title 38, sections 341-D and 341-H and establishes definitions for "environmental justice," "frontline communities" and related terminology.



**JOINT STANDING COMMITTEE ON  
ENVIRONMENT AND NATURAL RESOURCES**

**LD 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**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 583 amends the law regulating firefighting and fire-suppressing foams to which perfluoroalkyl and polyfluoroalkyl substances have been intentionally added to provide that the prohibition on the manufacture, sale and distribution of such foams does not include foams manufactured, sold or distributed for a marine defense application if the use of the foam is required by the United States Department of Defense. It also amends that same law to provide that a person who manufactures for sale or distribution in the State a firefighting or fire-suppressing foam must, upon the request of the Department of Environmental Protection, provide the department with a certificate of compliance certifying that the foam does not contain intentionally added perfluoroalkyl and polyfluoroalkyl substances or is otherwise excepted from the state prohibition.

**LD 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**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 145 authorizes final agency adoption of Chapter 180: Appliance Efficiency Standards, a major substantive rule of the Department of Environmental Protection's bureau of air quality that was filed outside the legislative rule acceptance period.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON ENERGY,  
UTILITIES AND TECHNOLOGY**

July 2022

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**STAFF:**

LINDSAY J. LAXON, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

# *Joint Standing Committee on Energy, Utilities and Technology*

## **SUBJECT INDEX**

### **Agency Matters - PUC/OPA/GEO/EMT**

**Enacted**

LD 337 An Act Regarding the Powers of the Efficiency Maine Trust and the Maine Clean Energy and Sustainability Accelerator PUBLIC 600

**Not  
Enacted**

LD 2015 An Act To Update the Comprehensive State Energy Plan To Achieve the State Energy Vision Died Between Houses

### **Broadband/ConnectME Authority/Maine Connectivity Authority**

**Enacted**

LD 1107 Resolve, Directing the Maine Connectivity Authority To Take Further Actions To Bring High-speed Broadband to Unserved Areas RESOLVE 161

LD 1894 An Act To Support Municipal Broadband Infrastructure through Incentives and Competition PUBLIC 616

**Not  
Enacted**

LD 1555 An Act To Fund Broadband Internet Infrastructure for Marginalized Groups in the State Died On Adjournment

### **E911**

**Enacted**

LD 2016 Resolve, To Implement the Crisis Response Services Recommendations Identified Pursuant to Resolve 2021, Chapter 29 RESOLVE 162

### **Electricity**

**Enacted**

LD 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 RESOLVE 164

LD 682 Resolve, To Monitor Northern and Rural Energy RESOLVE 158

LD 1959 An Act Regarding Utility Accountability and Grid Planning for Maine's Clean Energy Future PUBLIC 702

LD 2017 Resolve, Regarding Monitoring of and Reporting on Energy Use Data Standards and Online Energy Data Platforms RESOLVE 179

**Not  
Enacted**

LD 170 An Act Pertaining to Transmission Lines Not Needed for Reliability or Local Generation Veto Sustained

LD 697	An Act To Enhance the Energy Security of Maine Residents	Minority (ONTP) Report
LD 1079	Resolve, To Review the Effects of the Deregulation of Maine Utilities	Majority (ONTP) Report
LD 1409	An Act Regarding High-impact Electric Transmission Lines	ONTP
LD 1511	An Act To Finance Distribution Investments at the Lowest Cost to Customers and To Encourage Utility Performance	Died On Adjournment
LD 1587	An Act To Remove the Municipal Ordinance Exemption for the Development of Nonessential Transmission Lines	ONTP
LD 1634	An Act To Create the Maine Generation Authority	Died Between Houses

### **Electricity Rates/Consumer Protection**

**Enacted**

LD 1847	An Act To Prohibit a Public Utility from Terminating or Disconnecting Service to a Public Safety Facility without Advance Notice and Approval	PUBLIC 586
LD 1913	An Act To Create the Electric Ratepayer Advisory Council	PUBLIC 623

### **Energy Efficiency**

**Enacted**

LD 1554	An Act To Provide Climate Change Transition Assistance for Maine's Energy-intensive Businesses	PUBLIC 716
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**Not Enacted**

LD 551	An Act To Accelerate Weatherization Efforts in the State	Died On Adjournment
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### **Energy Planning**

**Enacted**

LD 1959	An Act Regarding Utility Accountability and Grid Planning for Maine's Clean Energy Future	PUBLIC 702
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**Not Enacted**

LD 82	Resolve, To Provide for Participation of the State in the Planning and Negotiations for the Atlantic Loop Energy Project	ONTP
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### **Miscellaneous**

**Enacted**

LD 1579	An Act To Transition State and Local Motor Vehicle Fleets to Plug-in Hybrid Vehicles and Zero-emission Vehicles	PUBLIC 693
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### **Net Energy Billing**

**Enacted**

LD 634 An Act To Reduce Volatility in the Net Energy Billing Program and To Define "Competitive Electricity Provider" PUBLIC 659

**Not  
Enacted**

LD 1026 An Act To Update the Regulation of Public Utility Monopolies Died On Adjournment

LD 1819 An Act To Define "Discrete Electric Generating Facility" ONTP

LD 1955 An Act To Facilitate Net Energy Billing ONTP

### **Renewable Resources**

**Enacted**

LD 1202 An Act To Establish a Wood-fired Combined Heat and Power Program PUBLIC 604

**Not  
Enacted**

LD 1350 An Act To Expand Maine's Clean Energy Economy Died On Adjournment

### **Utilities - General**

**Enacted**

LD 634 An Act To Reduce Volatility in the Net Energy Billing Program and To Define "Competitive Electricity Provider" PUBLIC 659

**Not  
Enacted**

LD 1026 An Act To Update the Regulation of Public Utility Monopolies Died On Adjournment

### **Water/Sewer/Sanitary - General**

**Enacted**

LD 245 An Act Regarding Consumer-owned Water Utilities PUBLIC 711

### **Water/Sewer/Sanitary Charters**

**Enacted**

LD 1760 An Act To Amend the Charter of the Boothbay Harbor Sewer District To Set the Terms of Its Trustees at 3 Years P & S 13

LD 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 P & S 16

LD 1829 An Act To Amend the Charter of the Ogunquit Sewer District P & S 15

LD 1949 An Act To Amend the Caribou Utilities District Charter To Include Broadband Services P & S 18

LD 1967 An Act To Amend the Charter of the Gray Water District P & S 19

LD 2033 An Act To Raise the Debt Limit of the Eagle Lake Water and Sewer District P & S 21

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
EUT	82	Resolve, To Provide for Participation of the State in the Planning and Negotiations for the Atlantic Loop Energy Project	Reported Out	ONTP	Carried Over In Comm	1/3/22	Ought Not to Pass Pursuant to Joint Rule 310		
EUT	170	An Act Pertaining to Transmission Lines Not Needed for Reliability or Local Generation	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	4/5/22	Veto Sustained		
EUT	245	An Act Regarding Consumer-owned Water Utilities	Reported Out	OTP-AM	Carried On Approps Table	6/7/21	Enacted	PL	711
EUT	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	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	4/4/22	Finally Passed	RESLV	164
EUT	337	An Act Regarding the Powers of the Efficiency Maine Trust and the Maine Clean Energy and Sustainability Accelerator	Reported Out	OTP-AM	Carried Over In Comm	4/4/22	Enacted	PL	600
EUT	551	An Act To Accelerate Weatherization Efforts in the State	Reported Out	OTP-AM/ ONTP	Carried On Approps Table	6/3/21	Died On Adjournment		
EUT	634	An Act To Reduce Volatility in the Net Energy Billing Program and To Define "Competitive Electricity Provider"	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	4/8/22	Enacted	PL	659
EUT	682	Resolve, To Monitor Northern and Rural Energy	Reported Out	OTP-AM	Carried Over In Comm	4/11/22	Finally Passed	RESLV	158
EUT	697	An Act To Enhance the Energy Security of Maine Residents	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	4/5/22	Accepted Minority (ONTP) Report		

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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Comm	LD	Title	Comm	Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
								Law	Ch	
EUT	1026	An Act To Update the Regulation of Public Utility Monopolies	Reported Out	OTP-AM/ OTP-AM/ OTP-AM/ ONTP	Carried Over In Comm	4/15/22	Died On Adjournment			
EUT	1079	Resolve, To Review the Effects of the Deregulation of Maine Utilities	Reported Out	ONTP/ OTP-AM	Carried Over In Comm	3/31/22	Accepted Majority (ONTP) Report			
EUT	1107	Resolve, Directing the Maine Connectivity Authority To Take Further Actions To Bring High-speed Broadband to Unserved Areas	Reported Out	OTP-AM	Carried Over In Comm	4/1/22	Finally Passed	RESLV	161	
EUT	1202	An Act To Establish a Wood-fired Combined Heat and Power Program	Reported Out	OTP-AM	Carried Over In Comm	4/5/22	Enacted	PL	604	
EUT	1350	An Act To Expand Maine's Clean Energy Economy	Reported Out	OTP-AM/ OTP-AM/ OTP-AM	Carried Over In Comm	4/12/22	Died On Adjournment			
EUT	1409	An Act Regarding High-impact Electric Transmission Lines	Reported Out	ONTP	Carried Over In Comm	1/3/22	Ought Not to Pass Pursuant to Joint Rule 310			
EUT	1511	An Act To Finance Distribution Investments at the Lowest Cost to Customers and To Encourage Utility Performance	Reported Out	ONTP/ OTP-AM	Carried Over In Comm	4/11/22	Died On Adjournment			
EUT	1554	An Act To Provide Climate Change Transition Assistance for Maine's Energy-intensive Businesses	Reported Out	OTP-AM/ OTP-AM	Carried On Approvs Table	6/8/21	Enacted	PL	716	
EUT	1555	An Act To Fund Broadband Internet Infrastructure for Marginalized Groups in the State	Reported Out	OTP-AM/ ONTP	Carried On Approvs Table	6/3/21	Died On Adjournment			

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
EUT	1579	An Act To Transition State and Local Motor Vehicle Fleets to Plug-in Hybrid Vehicles and Zero-emission Vehicles	Reported Out	Carried Over In Comm	3/31/22	Enacted	PL	693	
EUT	1587	An Act To Remove the Municipal Ordinance Exemption for the Development of Nonessential Transmission Lines	Reported Out	Carried Over In Comm	3/16/22	Ought Not to Pass Pursuant to Joint Rule 310			
EUT	1634	An Act To Create the Maine Generation Authority	Reported Out	Carried Over In Comm	4/11/22	Died Between Houses			
EUT	1760	An Act To Amend the Charter of the Boothbay Harbor Sewer District To Set the Terms of Its Trustees at 3 Years	Reported Out		1/24/22	Enacted	P&SL	13	
EUT	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	Reported Out		3/8/22	Emergency Enacted	P&SL	16	
EUT	1819	An Act To Define "Discrete Electric Generating Facility"	Reported Out		3/10/22	Ought Not to Pass Pursuant to Joint Rule 310			
EUT	1829	An Act To Amend the Charter of the Ogunquit Sewer District	Reported Out		1/28/22	Enacted	P&SL	15	
EUT	1847	An Act To Prohibit a Public Utility from Terminating or Disconnecting Service to a Public Safety Facility without Advance Notice and Approval	Reported Out		3/28/22	Emergency Enacted	PL	586	
EUT	1894	An Act To Support Municipal Broadband Infrastructure through Incentives and Competition	Reported Out		3/31/22	Enacted	PL	616	
EUT	1913	An Act To Create the Electric Ratepayer Advisory Council	Reported Out		4/8/22	Emergency Enacted	PL	623	
EUT	1949	An Act To Amend the Caribou Utilities District Charter To Include Broadband Services	Reported Out		3/10/22	Enacted	P&SL	18	



**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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**Energy, Utilities and Technology (EUT)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
EUT	1955	An Act To Facilitate Net Energy Billing	Reported Out		3/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
EUT	1959	An Act Regarding Utility Accountability and Grid Planning for Maine's Clean Energy Future	Reported Out		4/13/22	Enacted	PL	702	
EUT	1967	An Act To Amend the Charter of the Gray Water District	Reported Out		3/11/22	Enacted	P&SL	19	
EUT	2015	An Act To Update the Comprehensive State Energy Plan To Achieve the State Energy Vision	Reported Out		4/8/22	Died Between Houses			
EUT	2016	Resolve, To Implement the Crisis Response Services Recommendations Identified Pursuant to Resolve 2021, Chapter 29	Reported Out		4/11/22	Finally Passed	RESLV	162	
EUT	2017	Resolve, Regarding Monitoring of and Reporting on Energy Use Data Standards and Online Energy Data Platforms	Reported Out		4/6/22	Finally Passed	RESLV	179	
EUT	2033	An Act To Raise the Debt Limit of the Eagle Lake Water and Sewer District	Reported Out		3/30/22	Emergency Enacted	P&SL	21	

## **JOINT STANDING COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

### **LD 245 An Act Regarding Consumer-owned Water Utilities**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 711 allows the Public Utilities Commission to appoint a receiver to oversee the operations of a consumer-owned water utility if after opening an investigation the commission determines that the board of the utility lacks a sufficient number of trustees to constitute a quorum. The commission may include the costs associated with appointing a receiver in the utility assessment charged to consumer-owned water utilities in accordance with Maine Revised Statutes, Title 35-A, section 116, subsection 1. The commission may adopt standards and procedures necessary for the administration of the law by rule.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 164 directs the Office of the Public Advocate to conduct a study of options for reforming the State's current system of retail electricity supply to provide greater competition among retail electricity supply providers and more options and protections for customers. The office must examine options relating to the State's standard offer system for facilitating the achievement of the State's climate goals and beneficial electrification. The resolve requires the Public Advocate to ensure that the study examines: methods of protecting customer rights and interests; the development and adoption of customer protections; energy supply issues related to climate change and beneficial electrification; possible alternatives to the State's standard offer service; and ways to improve customer satisfaction and service quality during any transition to identified standard offer alternatives. The office must consult with various stakeholders and is authorized to retain one or more consultants. At the conclusion of the study and after an opportunity for public comment on the draft study, the Public Advocate must submit a final report 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 committee may report out a bill relating to the results of the study to the 131st Legislature in 2023.

### **LD 337 An Act Regarding the Powers of the Efficiency Maine Trust and the Maine Clean Energy and Sustainability Accelerator**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 600 provides that the Efficiency Maine Trust, in carrying out its duties, has the power to make agreements, obtain certifications or other representations necessary or useful for performing its powers and duties, insure or guarantee performance of obligations, contract for professional services, and acquire and dispose of real or personal property. The law

## **JOINT STANDING COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

makes changes to the Maine Clean Energy and Sustainability Accelerator finance program to allow the accelerator to lend money or otherwise extend credit through various mechanisms and to provide capital to qualified projects in the form of leases. The law also expands the description of the sources of capital for the program.

### **LD 634 An Act To Reduce Volatility in the Net Energy Billing Program and To Define “Competitive Electricity Provider”**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 659 does the following.

1. It limits the applicability of the tariff rate under the Maine Revised Statutes, Title 35-A, section 3209-B, subsection 5, paragraph A to distributed generation resources with a nameplate capacity of one megawatt or less and distributed generation resources with a nameplate capacity over one megawatt that are collocated with net energy billing customers subscribed to at least 50% of the facility’s output or that have certified that the resources have commenced physical work of a significant nature before September 1, 2022 and will continue to make continuous on-site construction efforts to advance toward completion.
2. It establishes an alternative tariff rate applicable to distributed generation resources that do not qualify for the tariff rate described above.
3. It allows the commission to adopt rules related to the administration of the tariff rate program.
4. It changes the way that the minimum nameplate capacity for a distributed generation resource used in connection with residential net energy billing is stated from at least two megawatts to greater than two megawatts.
5. It replaces the term “competitive service provider” with “competitive electricity provider” in Maine Revised Statutes, Title 35-A.

### **LD 682 Resolve, To Monitor Northern and Rural Energy**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 158 directs the Governor’s Energy Office, in coordination with the Office of the Public Advocate and the Public Utilities Commission, to 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. The Governor’s Energy Office is authorized to engage in related activities, including examining

## **JOINT STANDING COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

regulatory or utility planning processes and convening stakeholders to examine related issues. The office must report on its activities, including any findings and recommendations, to the joint standing committee of the Legislature having jurisdiction over energy and utilities matters by February 1, 2023.

### **LD 1107 Resolve, Directing the Maine Connectivity Authority To Take Further Actions To Bring High-speed Broadband to Unserved Areas**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 161 directs the Maine Connectivity Authority to 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. By January 15, 2023, the authority must report to the joint standing committee of the Legislature having jurisdiction over energy, utilities and technology matters any federally approved plans for funding these strategies, including through 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.

### **LD 1202 An Act To Establish a Wood-fired Combined Heat and Power Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 604 establishes the combined heat and power program, administered by the Public Utilities Commission, to encourage the sustainable development of combined heat and power projects that use wood fuel in the State. The law establishes the following with respect to the program:

1. It limits the program to 20 megawatts of net generating capacity across all projects, and the net generating capacity of each individual project may not be less than three megawatts or more than 10 megawatts;
2. It permits the commission to direct investor-owned transmission and distribution utilities to enter into long-term contracts with program participants located within the service territory of each utility for energy, capacity resources or renewable energy credits;
3. It allows consumer-owned transmission and distribution utilities, at their own option, enter into long term contracts for energy, capacity resources or renewable energy credits;
4. It limits long-term contracts entered into under the combined heat and power program to a contract term not greater than 20 years for a contract price may not exceed 10 cents per

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kilowatt-hour;

5. Requires the commission to ensure that mechanisms are established to protect electricity ratepayers over the contract term;
6. Requires the commission to report biennially to the joint standing committee of the Legislature having jurisdiction over utilities and energy matters regarding the implementation and effectiveness of the combined heat and power program and the overall development of combined heat and power program projects in the State;
7. Authorizes the State to give preference to electricity generated by combined heat and power projects when purchasing electricity for the State; and
8. Authorizes the commission to incorporate energy generated by combined heat and power projects into the supply of standard-offer service.

### **LD 1554 An Act To Provide Climate Change Transition Assistance for Maine’s Energy-intensive Businesses**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 716 repeals provisions governing payments from the Regional Greenhouse Gas Initiative Trust Fund, administered by the Efficiency Maine Trust, to the Public Utilities Commission during fiscal years 2017-18, 2018-19 and 2019-20.

The law directs the trust to 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. It provides a General Fund appropriation of \$500,000 in fiscal year 2022-23 to the Regional Greenhouse Gas Initiative Trust Fund to fund the establishment and activities of the trust’s industrial climate transition initiative.

### **LD 1579 An Act To Transition State and Local Motor Vehicle Fleets to Plug-in Hybrid Vehicles and Zero-emission Vehicles**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 693 establishes goals and timetables for State, county and municipal vehicle purchases and leases to transition to plug in hybrid electric vehicles or zero-emission vehicles. The law establishes the following goals:

1. For the Department of Administrative and Financial Services, Bureau of General Services, Central Fleet Management Division and the Department of Public Safety, combined, 50% of annual light-duty motor vehicle acquisitions will be plug-in hybrid electric vehicles and

## **JOINT STANDING COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

zero-emission vehicles by 2025 and 100% by 2030;

2. For counties and municipalities, 100% of annual light-duty motor vehicle acquisitions will be plug-in hybrid electric vehicles or zero-emission vehicles by 2035; and
3. For school bus acquisitions approved by the Commissioner of Education, at least 75% of annual purchases, contracts and leases will be zero-emission vehicles by 2035.

The law requires the Office of Policy Innovation and the Future to convene an interagency working group to develop a plan to reach the goal applicable to school bus acquisitions and to review various issues related to zero-emission school bus acquisitions including technology benefits and challenges, financing options, charging infrastructure planning, and school administrative unit education and training needs. The working group must submit its plan and report to the joint standing committee of the Legislature having jurisdiction over transportation matters. The committee may submit a bill concerning the subject matter of the report to the First Regular Session of the 131st Legislature.

The law also updates the Efficiency Maine Trust's triennial plan by increasing the goal for the number of battery electric vehicles and plug-in hybrid electric vehicles registered in Maine by 2030 from 120,000 to 220,000.

### **LD 1760 An Act To Amend the Charter of the Boothbay Harbor Sewer District To Set the Terms of Its Trustees at 3 Years**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 13 amends the charter of the Boothbay Harbor Sewer District to establish a three-year term length for elected trustees.

Private and Special Law 2021, chapter 13 has a retroactive effective date of November 5, 2019.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 16 establishes provisions governing the dissolution of the St. Francis Water District and the assumption of the district's property, contracts and liabilities by the Town of St. Francis. It requires a referendum vote by the Town of St. Francis to be held no later than December 31, 2022 and, upon acceptance by the voters, the provisions governing the assumption of the district's property, contracts and liabilities become effective. The provision repealing the St. Francis Water District charter is effective 90 days after the adjournment of the Second Regular Session of the 131st Legislature.

## **JOINT STANDING COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

Private and Special Law 2021, chapter 16 was enacted as an emergency measure effective March 29, 2022.

### **LD 1829 An Act To Amend the Charter of the Ogunquit Sewer District**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 15 amends the charter of the Ogunquit Sewer District. It updates statutory cross references within the charter and revises the charter for consistency with the Standard Sewer District Enabling Act. It also increases the district's debt limit and allows the district to furnish sewerage services to parts of adjoining municipalities served by a failing or failed subsurface wastewater disposal system or septic system.

### **LD 1847 An Act To Prohibit a Public Utility from Terminating or Disconnecting Service to a Public Safety Facility without Advance Notice and Approval**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 586 requires a public utility, before it terminates or disconnects a public safety facility's utility service for nonpayment of public utility rates, fees or charges, to provide at least 60 days' advance written notice to the facility of its intent to terminate or disconnect utility service and to obtain written authorization from the Public Utilities Commission and the Department of Public Safety to terminate or disconnect the utility service. It requires the commission to assess administrative penalties against public utilities that violate the law's requirements and establishes penalty amounts applicable only to these violations. It also requires the commission to adopt or amend rules to ensure that process or system changes undertaken by a public utility to comply with the law's requirements are cost effective, result in operation and maintenance costs that are prudent and reasonable and do not involve capital investment.

Public Law 2021, chapter 586 was enacted as an emergency measure effective April 12, 2022.

### **LD 1894 An Act To Support Municipal Broadband Infrastructure through Incentives and Competition**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 616 establishes a registration process administered by the Public Utilities Commission for consumer-owned public utilities seeking to provide broadband or other Internet access services to the public. Prior to exercising any authority it may have pursuant to other law, a consumer-owned public utility must register with the commission and identify a contact person knowledgeable about the proposed or planned broadband and Internet access systems activities.

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The commission must inform the consumer-owned public utility of the requirements of Title 35-A, section 713.

The law also makes changes to the Municipal Gigabit Broadband Network Access Fund including:

1. Authorizing the ConnectMaine Authority to award funds to provide grant matches to municipalities that are applying for grants from other sources that require fund matching;
2. Excepting municipalities receiving funds for grant matching purposes from the 25% cash match requirement;
3. Requiring municipalities receiving grant match funding to provide services to unserved community anchor institutions in the project area into which they are extending services if those unserved community anchor institutions will provide the public with access to the Internet; and
4. Directing the authority to engage in rulemaking to define “project area” and “unserved community anchor institutions” for the purposes of grant match funding.

The law requires the authority, in consultation with the commission and the Office of the Public Advocate, to develop standard charter provisions that may be used by a water district to 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.

### **LD 1913 An Act To Create the Electric Ratepayer Advisory Council**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 623 establishes the Electric Ratepayer Advisory Council which is tasked with making recommendations to the Public Advocate regarding methods to ensure that ratepayers in the State are able to afford electricity. It requires the Public Advocate to submit a report by December 1st of each year to the joint standing committee of the Legislature having jurisdiction over utilities and energy matters on the activities of the council and its recommendations. The committee may report out a bill relating to the recommendations of the council.

Public Law 2021, chapter 623 was enacted as an emergency measure effective April 18, 2022.



## JOINT STANDING COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY

### **LD 1949 An Act To Amend the Caribou Utilities District Charter To Include Broadband Services**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 18 amends the charter of the Caribou Utilities District to permit the district to provide broadband services to residents, businesses, nonprofit organizations and government entities within the district. It expands the district's powers to include those related to the provision of broadband services. It also establishes a process for municipalities other than Caribou to apply for membership to receive broadband services through the district.

### **LD 1959 An Act Regarding Utility Accountability and Grid Planning for Maine's Clean Energy Future**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 702:

1. Directs the Public Utilities Commission to adopt rules governing the evaluation of the utility service provided by transmission and distribution utilities with over 50,000 customers which must include metrics pertaining to utility operations and activities relating to: service quality, customer service, field services, and distributed energy resources interconnection;
2. Requires the commission to set reporting requirements for each metric, designate service standards based on thresholds of performance, and evaluate data provided by the utilities to determine if each utility has met the standards;
3. Requires the commission to impose administrative penalties for poor performance unless the utility demonstrates good cause for its failure to meet the standard;
4. Requires certain transmission and distribution utilities to submit a report to the commission that includes a comparison of the utility's actual with estimated costs used in its most recent rate case to set rates. If the commission finds a difference of more than 10% between the actual and estimated costs, the commission may require an audit of the utility or disallow cost recovery in the utility's future rate cases;
5. Directs the commission to initiate a proceeding to conduct a comparison of each investor-owned transmission and distribution utility's expenditures with comparable investor-owned transmission and distribution utilities in the United States. The results of that comparison may be used in a utility's future rate cases;
6. Establishes a process for divestiture of an investor-owned transmission and distribution utility that fails to meet the required service standards or is unable to fulfill its statutory duties due to financial impairment;

## **JOINT STANDING COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

7. Requires transmission and distribution utilities, no later than December 31, 2023 and every three years thereafter, to prepare and file plans with the commission for addressing the expected effect of climate change on the utility's assets needed to transmit and distribute electricity to its customers;
8. Requires the commission to initiate a proceeding to identify priorities regarding a grid plan that will assist in the cost-effective transition to a clean, affordable and reliable electric grid. The commission must hold technical conferences or stakeholder workshops to identify priorities, assumptions, goals, methods and tools that will assist utilities in developing a grid plan. The commission must direct each investor-owned transmission and distribution utility with over 50,000 customers to submit a filing to address the priorities identified by the commission as well as additional elements identified in the law; and
9. Adds protections for utility contractors and employees of public utilities, competitive electricity providers, affiliated interests or utility contractors who testify before or provide information to a legislative committee, the commission or the Public Advocate.

### **LD 1967 An Act To Amend the Charter of the Gray Water District**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 19 amends the charter of the Gray Water District to authorize the district to construct and maintain infrastructure in the Town of New Gloucester and to build a water main into and offer service in the Town of North Yarmouth along Gray Road. It also allows the district treasurer to deduct money from a trustee's total compensation for missed regular meetings.

### **LD 2016 Resolve, To Implement the Crisis Response Services Recommendations Identified Pursuant to Resolve 2021, Chapter 29**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 162 requires the Public Utilities Commission, Emergency Services Communication Bureau to convene a working group to develop policies and procedures to address the screening and transferring of crisis response services calls. The working group is required to determine appropriate procedures for delivering crisis response services. The bureau, in consultation with the Department of Public Safety, must develop proposed legislation to implement the bureau's recommendations for the delivery of crisis response services. The bureau must allow the working group and affected persons and entities to provide comments on the proposal. The commission must submit a report no later than February 1, 2023, detailing the results of the working group's activities along with the proposed legislation, together with all comments received by the bureau, to the joint standing committee of the Legislature having

## **JOINT STANDING COMMITTEE ON ENERGY, UTILITIES AND TECHNOLOGY**

jurisdiction over utilities and energy matters. The committee may report out related legislation to the 131st Legislature in 2023.

### **LD 2017 Resolve, Regarding Monitoring of and Reporting on Energy Use Data Standards and Online Energy Data Platforms**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 179 directs the Governor’s Energy Office to monitor efforts undertaken in other states to improve energy use data standards and to implement multiple-use online energy data platforms. On or before February 28, 2023, the office must submit information regarding other states’ efforts and recommendations for how similar efforts could be undertaken in the State 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.

The resolve also requires the Public Utilities Commission to issue a request for information to transmission and distribution utilities and natural gas utilities in the State related to whether each utility has the ability to map specific meters to specific buildings and whether the utility has the ability to export energy data in a specified format. By February 28, 2023, the commission must report the results of the request to the committee, and the committee may report out related legislation to the 131st Legislature in 2023.

### **LD 2033 An Act To Raise the Debt Limit of the Eagle Lake Water and Sewer District**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 21 raises the debt limit of the Eagle Lake Water and Sewer District from \$3,500,000 to \$5,000,000 and corrects an obsolete cross-reference within the district’s charter.

Private and Special Law 2021, chapter 21 was enacted as an emergency measure effective April 14, 2022.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON HEALTH COVERAGE,  
INSURANCE AND FINANCIAL SERVICES**

July 2022

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SEN. STACY BRENNER  
SEN. HAROLD "TREY" L. STEWART, III

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**STAFF:**

COLLEEN MCCARTHY REID, SR. LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

# *Joint Standing Committee on Health Coverage, Insurance and Financial Services*

## **SUBJECT INDEX**

### **Banking and Credit Unions**

**Enacted**

LD 1836 An Act To Amend Maine's Financial Institution Merger Statutes and Modernize Certain Sections of Title 9-B PUBLIC 508

### **Consumer Credit**

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Enacted**

LD 1956 An Act To Update the Consumer Credit Laws Related to Legal Funding Practices Majority (ONTP) Report

LD 1982 An Act To Protect Consumers' Privacy by Giving Them Greater Control of Their Data and To Establish Consumer Protections Regarding Small Dollar Loans ONTP

### **Health Information and Data**

**Enacted**

LD 1196 An Act Regarding Reporting on Spending for Behavioral Health Care Services and To Clarify Requirements for Credentialing by Health Insurance Carriers PUBLIC 603

LD 1636 An Act To Determine Potential Savings in Prescription Drug Costs by Using International Pricing PUBLIC 606

LD 1778 An Act To Improve Health Care Affordability and Increase Options for Comprehensive Coverage for Individuals and Small Businesses in Maine PUBLIC 518

LD 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 RESOLVE 129

### **Insurance, Health**

**Enacted**

LD 665 An Act To Promote Better Dental Care for Cancer Survivors PUBLIC 683

LD 1003 An Act To Improve Outcomes for Persons with Limb Loss PUBLIC 741

LD 1196 An Act Regarding Reporting on Spending for Behavioral Health Care Services and To Clarify Requirements for Credentialing by Health Insurance Carriers PUBLIC 603

LD 1331	An Act To Make Individual and Small Group Health Insurance More Affordable in Certain High-premium Counties	PUBLIC 655
LD 1357	An Act To Clarify Health Insurance Coverage for Postpartum Care	PUBLIC 691
LD 1390	An Act To Maximize Health Care Coverage for the Uninsured through Easy Enrollment in the MaineCare Program or in a Qualified Health Plan in the Marketplace	PUBLIC 715
LD 1539	An Act To Provide Access to Fertility Care	PUBLIC 692
LD 1776	An Act To Allow Pharmacists To Dispense an Emergency Supply of Chronic Maintenance Drugs	PUBLIC 566
LD 1783	An Act To Require Health Insurance Carriers and Pharmacy Benefits Managers To Appropriately Account for Cost-sharing Amounts Paid on Behalf of Insureds	PUBLIC 744
LD 1798	An Act To Ensure Health Insurance Coverage for Certain Adults with Disabilities	PUBLIC 520
LD 1822	An Act To Improve Access to Behavioral Health Services by Limiting Cost Sharing by Insurers	PUBLIC 638
LD 1837	An Act To Clarify the Appeals Process for Decisions Related to the Maine Health Insurance Marketplace	PUBLIC 511
LD 1910	An Act To Improve Children's Mental Health by Requiring Insurance Coverage for Certain Mental Health Treatment	PUBLIC 595
LD 1954	An Act To Ensure Access to Prescription Contraceptives	PUBLIC 609

**Not  
Enacted**

LD 441	An Act To Expand Adult Dental Health Insurance Coverage	Majority (ONTP) Report
LD 1463	An Act To Make Health Care Coverage More Affordable for Working Families and Small Businesses	ONTP
LD 1628	An Act To Exempt Nonprofit Agricultural Membership Organizations from Insurance Requirements	Majority (ONTP) Report
LD 1706	An Act To Require Appropriate Coverage of and Cost-sharing for Generic Drugs and Biosimilars	ONTP
LD 1938	An Act To Prohibit Discriminatory Practices Related to the 340B Drug Pricing Program	ONTP

## *Insurance, Regulation and Practices*

### Enacted

LD 482	An Act Regarding Pet Insurance	PUBLIC 562
LD 1266	An Act To Require Dental Plan Medical Loss Ratio Reporting and Review	PUBLIC 529
LD 1752	An Act To Provide Insurance Coverage for a Beneficiary on a Transfer on Death Deed	PUBLIC 497
LD 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	PUBLIC 521

### Not Enacted

LD 794	Resolve, Directing the Department of Health and Human Services To Survey State-contracted Providers of Therapeutic Foster Care in the State about Their Liability Insurance Needs	Died On Adjournment
LD 2004	An Act To Ensure Fairness of Representation in Insurance Disputes	ONTP

## *Miscellaneous*

### Enacted

LD 1266	An Act To Require Dental Plan Medical Loss Ratio Reporting and Review	PUBLIC 529
LD 1882	Resolve, Directing the Department of Health and Human Services To Review the Requirements for Certification of Micropigmentation Practitioners	RESOLVE 146

### Not Enacted

LD 1982	An Act To Protect Consumers' Privacy by Giving Them Greater Control of Their Data and To Establish Consumer Protections Regarding Small Dollar Loans	ONTP
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## *Occupational and Professional Regulation, Health Professions*

### Enacted

LD 1776	An Act To Allow Pharmacists To Dispense an Emergency Supply of Chronic Maintenance Drugs	PUBLIC 566
LD 1855	An Act Regarding Point-of-dispensing Sites for Immunizations against COVID-19	PUBLIC 509
LD 1858	An Act Regarding Delegating Authority for Services Performed by Emergency Medical Services Personnel in Health Care Facilities	PUBLIC 587
LD 1920	An Act To Enact the Interstate Counseling Compact To Address Inequities in Access to Clinical Counseling Services and Increase Maine's Provider Workforce	PUBLIC 547

**Not  
Enacted**

LD 1973 An Act To Support Frontline Health Care Workers by Waiving Professional Licensing Fees ONTP

**Prescription Drugs**

**Enacted**

LD 1636 An Act To Determine Potential Savings in Prescription Drug Costs by Using International Pricing PUBLIC 606

LD 1776 An Act To Allow Pharmacists To Dispense an Emergency Supply of Chronic Maintenance Drugs PUBLIC 566

LD 1783 An Act To Require Health Insurance Carriers and Pharmacy Benefits Managers To Appropriately Account for Cost-sharing Amounts Paid on Behalf of Insureds PUBLIC 744

LD 1954 An Act To Ensure Access to Prescription Contraceptives PUBLIC 609

**Not  
Enacted**

LD 1584 An Act To Make Donated Medicines Available to Maine Patients at an Affordable Cost Died On Adjournment

LD 1938 An Act To Prohibit Discriminatory Practices Related to the 340B Drug Pricing Program ONTP

**Real Estate Practices**

**Enacted**

LD 1752 An Act To Provide Insurance Coverage for a Beneficiary on a Transfer on Death Deed PUBLIC 497

**Securities**

**Enacted**

LD 1887 An Act To Establish the Securities Restitution Assistance Fund for Victims of Securities Violations PUBLIC 576



**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
HCIFS	441	An Act To Expand Adult Dental Health Insurance Coverage	Reported Out	ONTP/ OTP-AM	3/30/22	Accepted Majority (ONTP) Report			
HCIFS	482	An Act Regarding Pet Insurance	Reported Out	OTP-AM	3/25/22	Enacted	PL	562	
HCIFS	665	An Act To Promote Better Dental Care for Cancer Survivors	Reported Out	OTP-AM	3/28/22	Enacted	PL	683	
HCIFS	794	Resolve, Directing the Department of Health and Human Services To Survey State-contracted Providers of Therapeutic Foster Care in the State about Their Liability Insurance Needs	Reported Out	OTP-AM	4/1/22	Died On Adjournment			
HCIFS	1003	An Act To Improve Outcomes for Persons with Limb Loss	Reported Out	OTP-AM	3/28/22	Enacted	PL	741	
HCIFS	1196	An Act Regarding Reporting on Spending for Behavioral Health Care Services and To Clarify Requirements for Credentialing by Health Insurance Carriers	Reported Out	OTP-AM	4/1/22	Enacted	PL	603	
HCIFS	1266	An Act To Require Dental Plan Medical Loss Ratio Reporting and Review	Reported Out	OTP-AM	3/16/22	Enacted	PL	529	
HCIFS	1331	An Act To Make Individual and Small Group Health Insurance More Affordable in Certain High-premium Counties	Reported Out	OTP-AM	3/31/22	Enacted	PL	655	
HCIFS	1357	An Act To Clarify Health Insurance Coverage for Postpartum Care	Reported Out	OTP-AM	3/28/22	Enacted	PL	691	
HCIFS	1390	An Act To Maximize Health Care Coverage for the Uninsured through Easy Enrollment in the MaineCare Program or in a Qualified Health Plan in the Marketplace	Reported Out	OTP-AM	6/16/21	Enacted	PL	715	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?	
							Law	Ch		
HCIFS	1463	An Act To Make Health Care Coverage More Affordable for Working Families and Small Businesses	Reported Out	ONTP	Carried Over In Comm	3/21/22	Ought Not to Pass Pursuant to Joint Rule 310			
HCIFS	1539	An Act To Provide Access to Fertility Care	Reported Out	OTP-AM/ONTP	Carried Over In Comm	3/28/22	Enacted	PL	692	
HCIFS	1584	An Act To Make Donated Medicines Available to Maine Patients at an Affordable Cost	Reported Out	OTP-AM	Carried On Approps Table	6/15/21	Died On Adjournment			
HCIFS	1628	An Act To Exempt Nonprofit Agricultural Membership Organizations from Insurance Requirements	Reported Out	ONTP/OTP	Carried Over In Comm	3/21/22	Accepted Majority (ONTP) Report			
HCIFS	1636	An Act To Determine Potential Savings in Prescription Drug Costs by Using International Pricing	Reported Out	OTP-AM	Carried Over In Comm	3/31/22	Enacted	PL	606	
HCIFS	1706	An Act To Require Appropriate Coverage of and Cost-sharing for Generic Drugs and Biosimilars	Reported Out	ONTP	Carried Over In Comm	3/4/22	Ought Not to Pass Pursuant to Joint Rule 310			
HCIFS	1752	An Act To Provide Insurance Coverage for a Beneficiary on a Transfer on Death Deed	Reported Out	OTP-AM		2/14/22	Emergency Enacted	PL	497	
HCIFS	1776	An Act To Allow Pharmacists To Dispense an Emergency Supply of Chronic Maintenance Drugs	Reported Out	OTP-AM		3/25/22	Enacted	PL	566	
HCIFS	1778	An Act To Improve Health Care Affordability and Increase Options for Comprehensive Coverage for Individuals and Small Businesses in Maine	Reported Out	OTP-AM/ONTP		2/18/22	Enacted	PL	518	
HCIFS	1783	An Act To Require Health Insurance Carriers and Pharmacy Benefits Managers To Appropriately Account for Cost-sharing Amounts Paid on Behalf of Insureds	Reported Out	OTP-AM		3/29/22	Enacted	PL	744	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
HCIFS	1798	An Act To Ensure Health Insurance Coverage for Certain Adults with Disabilities	Reported Out OTP-AM		2/22/22	Enacted	PL	520	
HCIFS	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	Reported Out OTP-AM		3/2/22	Emergency Enacted	PL	521	
HCIFS	1822	An Act To Improve Access to Behavioral Health Services by Limiting Cost Sharing by Insurers	Reported Out OTP-AM		4/1/22	Enacted	PL	638	
HCIFS	1836	An Act To Amend Maine's Financial Institution Merger Statutes and Modernize Certain Sections of Title 9-B	Reported Out OTP-AM		2/9/22	Emergency Enacted	PL	508	
HCIFS	1837	An Act To Clarify the Appeals Process for Decisions Related to the Maine Health Insurance Marketplace	Reported Out OTP-AM		2/16/22	Emergency Enacted	PL	511	
HCIFS	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	Reported Out OTP		2/7/22	Emergency Finally Passed	RESLV	129	
HCIFS	1855	An Act Regarding Point-of-dispensing Sites for Immunizations against COVID-19	Reported Out OTP-AM		2/14/22	Emergency Enacted	PL	509	
HCIFS	1858	An Act Regarding Delegating Authority for Services Performed by Emergency Medical Services Personnel in Health Care Facilities	Reported Out OTP-AM		3/29/22	Emergency Enacted	PL	587	
HCIFS	1882	Resolve, Directing the Department of Health and Human Services To Review the Requirements for Certification of Micropigmentation Practitioners	Reported Out OTP		2/24/22	Emergency Finally Passed	RESLV	146	
HCIFS	1887	An Act To Establish the Securities Restitution Assistance Fund for Victims of Securities Violations	Reported Out OTP-AM		3/8/22	Enacted	PL	576	
HCIFS	1910	An Act To Improve Children's Mental Health by Requiring Insurance Coverage for Certain Mental Health Treatment	Reported Out OTP-AM		4/5/22	Emergency Enacted	PL	595	
HCIFS	1920	An Act To Enact the Interstate Counseling Compact To Address Inequities in Access to Clinical Counseling Services and Increase Maine's Provider Workforce	Reported Out OTP-AM		2/24/22	Enacted	PL	547	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
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RESLV = Resolve

**Health Coverage, Insurance and Financial Services (HCIFS)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
HCIFS	1938	An Act To Prohibit Discriminatory Practices Related to the 340B Drug Pricing Program	Reported Out		3/11/22	Ought Not to Pass Pursuant to Joint Rule 310			
HCIFS	1954	An Act To Ensure Access to Prescription Contraceptives	Reported Out	OTP-AM/OTP-AM	4/1/22	Enacted	PL	609	
HCIFS	1956	An Act To Update the Consumer Credit Laws Related to Legal Funding Practices	Reported Out	ONTP/OTP	3/11/22	Accepted Majority (ONTP) Report			
HCIFS	1973	An Act To Support Frontline Health Care Workers by Waiving Professional Licensing Fees	Reported Out	ONTP	3/4/22	Ought Not to Pass Pursuant to Joint Rule 310			
HCIFS	1982	An Act To Protect Consumers' Privacy by Giving Them Greater Control of Their Data and To Establish Consumer Protections Regarding Small Dollar Loans	Reported Out	ONTP	3/16/22	Ought Not to Pass Pursuant to Joint Rule 310			
HCIFS	2004	An Act To Ensure Fairness of Representation in Insurance Disputes	Reported Out	ONTP	3/11/22	Ought Not to Pass Pursuant to Joint Rule 310			

**JOINT STANDING COMMITTEE ON HEALTH COVERAGE,  
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**LD 482 An Act Regarding Pet Insurance**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 562 enacts requirements for the sale of pet insurance in this State, using model legislation developed by the National Association of Insurance Commissioners. The law does the following.

1. It defines terms used in pet insurance policies and contracts.
2. It requires insurers to make specific disclosures to consumers about the terms and conditions of a pet insurance policy and how claims are paid and gives policyholders the right to return a policy within 15 days.
3. It allows pet insurance policies to include exclusions for preexisting conditions as long as they are disclosed to consumers.
4. It allows pet insurance policies to include a waiting period for illnesses or orthopedic conditions but not accidents and provides that the waiting period may not exceed 30 days. An insurer must waive a waiting period if the covered pet undergoes a medical examination paid for by the policyholder.
5. It prohibits insurers and producers from marketing wellness programs as insurance and marketing wellness programs while selling, soliciting or negotiating pet insurance. Insurance producers must also be trained before selling pet insurance.

The requirements take effect January 1, 2023 and apply to pet insurance policies that are sold, solicited, negotiated or offered in this State and to policies issued to any resident of the State and certificates delivered or issued for delivery in this State.

**LD 665 An Act to Promote Better Dental Care for Cancer Survivors**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 683 requires a health insurance plan to include coverage for 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 or that are the direct or indirect result of cancer treatment. The requirements apply to all health plans issued or renewed on or after January 1, 2024.

The law also includes language stating the Legislature's finding that the changes are not an addition to the State's essential health benefits that would require the State to defray costs pursuant to the federal Patient Protection and Affordable Care Act.

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**LD 1003 An Act to Improve Outcomes for Persons with Limb Loss**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 741 requires a health insurance carrier to provide coverage to enrollees under 18 years of age for a prosthetic device designed to meet an enrollee’s medical needs for recreational purposes. Under current law, health insurance carriers are required to provide coverage for a prosthetic device designed to meet an enrollee’s medical needs. The requirement applies to all health plans issued or renewed on or after January 1, 2024.

The law requires carriers to report to the Superintendent of Insurance on their claims experience with providing the covered services after four years, and the superintendent is required to report to the joint standing committee of the Legislature having jurisdiction over health coverage and insurance matters.

The law also includes language stating the Legislature’s finding that the changes are not an addition to the State’s essential health benefits that would require the State to defray costs pursuant to the federal Patient Protection and Affordable Care Act.

**LD 1196 An Act Regarding Reporting on Spending for Behavioral Health Care Services and To Clarify Requirements for Credentialing by Health Insurance Carriers**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 603 requires the Maine Quality Forum to submit an annual report, beginning January 15, 2023, for behavioral health care spending based on claims data reported to the Maine Health Data Organization and information on methods of reimbursement reported by insurers. Under current law, the Maine Quality Forum has been required to submit an annual report on primary care spending since 2020.

The law also makes changes to the process used by health insurance carriers to credential a health care provider as a member of a carrier’s provider network. The law requires health insurance carriers to make all credentialing decisions on a completed application within 60 days and requires an insurance carrier to notify a health care provider if an application is incomplete and needs correction within 30 days of initial receipt of an application. A carrier that is unable to make a credentialing decision on a completed credentialing application within the 60-day period must notify the Department of Professional and Financial Regulation, Bureau of Insurance 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 must 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.

The law also requires the Bureau of Insurance to review the requirements in Bureau of Insurance rule Chapter 850, Health Plan Accountability, related to the verification of information on

**JOINT STANDING COMMITTEE ON HEALTH COVERAGE,  
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credentialing applications from health care practitioners and determine whether amendments must be made to the requirements for carriers to verify certain information on a credentialing application in order to improve the ability of carriers to make a credentialing decision within the 60-day period without an impact on quality standards or accreditation standards.

**LD 1266 An Act To Require Dental Plan Medical Loss Ratio Reporting and Review**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 529 establishes a medical loss ratio reporting requirement for dental plans and requires the publication of carrier-specific annual loss ratio levels on the Department of Professional and Financial Regulation, Bureau of Insurance's publicly accessible website. The law also directs the bureau to calculate an aggregate average loss ratio by market segment over a three-year period to identify and review dental plans that have loss ratios that deviate from those averages. The law gives the bureau authority to order the filing of remediation plans for identified outliers.

The requirements apply to dental plans issued or renewed on or after January 1, 2023 but do not apply to self-insured plans or to individual or group dental plans for which the contract is issued outside of this State.

**LD 1331 An Act To Make Individual and Small Group Health Insurance More Affordable in Certain High-premium Counties**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 655 reduces the maximum rating factor for geographic area that may be used by health insurance carriers to determine individual and small group health insurance premiums to 1.25 for plan year 2024 and thereafter. Under current law, the maximum rating factor due to geographic area is 1.5.

The law also requires the Superintendent of Insurance to report to the Legislature, no later than December 1, 2023, on the difference in premium rates in each geographic rating area used by a carrier for plan years 2023 and 2024.

**LD 1357 An Act To Clarify Health Insurance Coverage for Postpartum Care**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 691 clarifies that maternity benefits provided by health insurance plans must include coverage for 12 months of postpartum care that meets the recommendations of the American College of Obstetricians and Gynecologists. The requirements apply to individual and group health plans issued or renewed on or after January 1, 2023.

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The law also includes language stating the Legislature’s finding that the changes are not an addition to the State’s essential health benefits that would require the State to defray costs pursuant to the federal Patient Protection and Affordable Care Act.

**LD 1390 An Act To Maximize Health Care Coverage for the Uninsured through Easy Enrollment in the MaineCare Program or in a Qualified Health Plan in the Marketplace**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 715 establishes the easy enrollment program to identify individuals and families who are uninsured but potentially eligible for benefits under the MaineCare program or enrollment in a qualified health plan in the Maine Health Insurance Marketplace through the state income tax filing system. Beginning in tax year 2023, the law requires the Department of Administrative and Financial Services, Bureau of Revenue Services to add check-off boxes to the state income tax form that allow an individual who is filing a state income tax return to identify that the individual or the individual’s spouse or dependents are uninsured and authorize the bureau to share that information with the marketplace. The marketplace must determine eligibility and follow up with the individual filing the tax return. A special enrollment period on the marketplace is available to the uninsured individuals. The marketplace must offer assistance with the enrollment process for a qualified health plan and the Department of Health and Human Services must offer assistance with MaineCare enrollment.

The law requires the marketplace and the Department of Health and Human Services, after consultation with the Superintendent of Insurance, to jointly develop outreach materials and programming to communicate the purpose of the income tax check-off and the potential benefits of enrolling in a qualified health plan through the marketplace or in the MaineCare program. The law also requires the establishment of an advisory group to assist with improving the effectiveness of the program and requires the Department of Health and Human Services to report annually to the Legislature on the easy enrollment program starting in November 2024.

**LD 1539 An Act To Provide Access to Fertility Care**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 692 requires health insurance carriers to provide coverage for fertility diagnostic care, for fertility treatment if the enrollee is a fertility patient and for fertility preservation services. The requirements apply to individual and group health plans issued or renewed on or after January 1, 2024.

The law permits a health plan that provides coverage for the required services to include reasonable limitations subject to certain conditions and in accordance with rules adopted by the Superintendent of Insurance. The law authorizes the Superintendent of Insurance to adopt routine technical rules to implement the provisions of the law including, without limitation, cost-sharing,



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benefit design and clinical guidelines. In adopting rules, the Superintendent must consider the clinical guidelines developed by the American Society for Reproductive Medicine.

The law also requires the Superintendent of Insurance to consult with the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services to evaluate whether fertility benefits may be part of the essential health benefit package that is required under all health insurance plans in the State and to report the outcome of that consultation to the joint standing committee of the Legislature having jurisdiction over health coverage, insurance and financial services matters by December 31, 2022.

**LD 1636 An Act To Determine Potential Savings in Prescription Drug Costs by Using International Pricing**

**ENACTED LAW SUMMARY**

Beginning January 1, 2023, Public Law 2021, chapter 606 requires the Maine Health Data Organization to annually report on the 100 most costly prescription drugs and the 100 most frequently prescribed prescription drugs in the State determined based on the payments reported in the organization's claims database for the most current 12-month period and determine the potential savings that could be achieved by subjecting those drugs to a referenced rate. The referenced rate must be calculated as the lowest cost from official publications of certain Canadian provincial government agencies and the wholesale acquisition cost.

**LD 1752 An Act To Provide Insurance Coverage for a Beneficiary on a Transfer on Death Deed**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 497 requires a property insurance insurer to extend coverage for a limited time to a designated beneficiary named on a transfer of death deed when the transferor dies. It provides that the insurer, upon receiving a notice of death affidavit, may cancel the contract as if it had been in effect for less than 90 days as provided in current law and provides that the policy automatically cancels as of the transferor's death if the insurer has not received a notice of death affidavit within 30 days after the transferor's death. The law also limits coverage to the property transferred, requires the beneficiary to comply with the policy conditions, allows the insurer to request proof of the transferee's status as a designated beneficiary and, if there are multiple designated beneficiaries, limits the insurer's liability to what it would have owed the transferor at the time of loss or damage.

Public Law 2021, chapter 497 was enacted as an emergency measure effective March 16, 2022.

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**LD 1776 An Act To Allow Pharmacists to Dispense an Emergency Supply of Chronic Maintenance Drugs**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 566 allows a pharmacist to dispense an emergency supply of a chronic maintenance drug to a patient without a prescription if the pharmacist is unable to obtain authorization to refill the prescription from a health care provider and the pharmacist has a record of the prescription in the name of the patient, including the amount of the drug dispensed in the most recent prescription or the standard unit of dispensing the drug, and that record does not indicate that no emergency supply is permitted. A pharmacist may dispense an emergency supply of a chronic maintenance drug to a patient as long as the following conditions are met:

1. The drug dispensed may not be a controlled substance included in Schedules I and II under the federal Controlled Substances Act;
2. The amount dispensed may not exceed a 30-day supply or, if the standard unit of dispensing exceeds a 30-day supply, may not exceed the smallest standard unit of dispensing, except that, if the drug is included on Schedule III or IV of the federal Controlled Substances Act, the amount dispensed may not exceed a seven-day supply;
3. The pharmacist may not dispense the chronic maintenance drug in an emergency supply to the same patient more than twice in a 12-month period; and
4. The pharmacist must determine, in the pharmacist's professional judgment, that the prescription is essential to sustain the life of the patient or to continue therapy for a chronic condition of the patient and that failure to dispense the drug could reasonably produce undesirable health consequences or cause physical or mental discomfort.

The law requires that the pharmacist notify the practitioner who issued the prescription or another practitioner responsible for the patient's care no later than 72 hours after the emergency supply is dispensed.

Public Law 2021, chapter 566 also requires health insurance carriers to make available coverage in all health plans for an emergency supply of a chronic maintenance drug dispensed in this manner. Any cost-sharing requirement applicable to that chronic maintenance drug may be imposed by a health insurer on an emergency supply.

**LD 1778 An Act To Improve Health Care Affordability and Increase Options for Comprehensive Coverage for Individuals and Small Businesses in Maine**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 518 requires that the Office of Affordable Health Care, beginning in 2023, expand the scope of its annual public hearing on cost trends to include barriers to health care

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affordability. The law specifies that the hearing must include an opportunity for public comment on these barriers.

The law also requires the office to 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. It directs the office to 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.

**LD 1783 An Act To Require Health Insurance Carriers and Pharmacy Benefits Managers To Appropriately Account for Cost-sharing Amounts Paid on Behalf of Insureds**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 744 requires health insurance carriers and their pharmacy benefits managers to include cost-sharing amounts paid on behalf of an insured when calculating the insured's contribution to any out-of-pocket maximum, deductible or copayment when a drug does not have a generic equivalent or was obtained through prior authorization, a step therapy override exception or an exception or appeal process.

The law requires that a person who pays any amount on behalf of a covered person for a covered prescription drug must notify the covered person prior to or within seven days of the acceptance of the financial assistance of the total amount of assistance available and the duration for which it is available and prohibits the conditioning of the assistance on enrollment in a specific health plan or type of health plan. The requirements do not apply when their application to a person who has a health savings account would result in a covered person's ineligibility for that health savings account under federal law, except for items or services that are determined to be preventive care.

The requirements 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.

**LD 1798 An Act To Ensure Health Insurance Coverage for Certain Adults with Disabilities**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 520 requires health insurance policies that offer coverage for a dependent child to offer coverage for adults with disabilities who are unable to sustain themselves through employment in the same manner as for a dependent child on a parent's policy. The law clarifies that a health insurance carrier is required to offer coverage for a dependent child with a disability, at the option of the policyholder, regardless of age. The law also makes clear that the definition of "disability" includes a mental disability.

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**LD 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**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 521 amends the Maine Revised Statutes, Title 24-A, section 222 to enact the most recent revisions to the National Association of Insurance Commissioners Holding Company Model Act, which establish the group capital calculation and liquidity stress test framework and provide additional safeguards to ensure the performance of contracts between a domestic insurer and its noninsurer affiliates. The law also provides a uniform definition of “National Association of Insurance Commissioners” or “NAIC” throughout Title 24-A and a unified framework for controlling access to confidential information when the Department of Professional and Financial Regulation, Bureau of Insurance engages outside contractors.

Public Law 2021, chapter 521 was enacted as an emergency measure effective March 29, 2022.

**LD 1822 An Act To Improve Access to Behavioral Health Services by Limiting Cost Sharing by Insurers**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 638 does the following.

With respect to individual and small group health plans with an effective date on or after January 1, 2023, the law requires that, following the first visit provided without cost sharing, the copayment amount for a behavioral health office visit not be greater than the copayment amount for a primary care office visit and that any copayments for a primary care office visit and a behavioral health office visit count toward the deductible.

With respect to a group health plan other than a small group health plan with an effective date on or after January 1, 2023, the law requires that coverage be provided without cost sharing for the first primary care office visit and first behavioral health office visit in each plan year and that, following the first visit, the copayment amount for a behavioral health office visit not be greater than the copayment amount for a primary care office visit.

The law also requires carriers to demonstrate compliance with federal mental health parity laws and directs the Superintendent of Insurance to take certain actions, including examination and reporting requirements, related to enforcement of mental health parity laws. These requirements are repealed on April 30, 2028.

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**LD 1836 An Act To Amend Maine’s Financial Institution Merger Statutes and Modernize Certain Sections of Title 9-B**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 508 amends the laws governing certain processes pertaining to financial institution mergers and consolidations, increases the capital required to charter a new institution, replaces a United States Treasury target rate for mortgage escrows with an updated substantially equivalent rate and clarifies that the Superintendent of Financial Institutions may engage experts if needed to carry out regulatory functions.

Public Law 2021, chapter 508 was enacted as an emergency measure effective March 16, 2022.

**LD 1837 An Act To Clarify the Appeals Process for Decisions Related to the Maine Health Insurance Marketplace**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 511 provides that an appeal decision made by the Department of Health and Human Services’ administrative hearings unit, which is the appeals entity for the Maine Health Insurance Marketplace, is not subject to judicial review under the Maine Administrative Procedure Act and the Maine Rules of Civil Procedure, Rule 80C. The law specifies that a decision in such a case may be appealed to the United States Department of Health and Human Services pursuant to 45 Code of Federal Regulations, Section 155.520(c).

Public Law 2021, chapter 511 was enacted as an emergency measure effective March 25, 2022. The law applies to any decision of the Maine Health Insurance Marketplace made prior to, on or after March 25, 2022 that may be appealed to the Department of Health and Human Services’ administrative hearings unit.

**LD 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**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 129 authorizes final adoption of portions of Chapter 120: Release of Data to the Public, a major substantive rule of the Maine Health Data Organization.

Resolve 2021, chapter 129 was finally passed as an emergency measure effective March 16, 2022.

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**LD 1855 An Act Regarding Point-of-dispensing Sites for Immunizations against COVID-19**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 509 expands the applicability of the law permitting the delegation of COVID-19 vaccine administration at point-of-dispensing vaccine sites so that it applies beyond a declared state of emergency. When it was originally enacted, Public Law 2021, chapter 28, Part D, section 1 provided authority to delegate COVID-19 vaccine administration at point-of-dispensing sites only during a declared state of emergency and any renewals of that declaration.

Public Law 2021, chapter 509 was enacted as an emergency measure effective March 16, 2022.

**LD 1858 An Act Regarding Delegating Authority for Services Performed by Emergency Medical Services Personnel in Health Care Facilities**

**ENACTED LAW SUMMARY**

Current law authorizes licensed emergency medical services persons to provide medical services in hospital settings under delegated authority. Public Law 2021, chapter 587 authorizes licensed emergency medical services persons to provide medical services in health care facility settings that are not hospital settings under delegated authority if certain criteria are met. The law provides that the medical service must be rendered in the person's capacity as an employee of the hospital or health care facility.

The law authorizes emergency medical services persons to provide services described in a pilot project approved by the Emergency Medical Services' Board on October 6, 2021, which services are within the lawful scope of practice for emergency medical services persons pursuant to statute, as long as the pilot project remains approved.

The law also directs the Board of Licensure in Medicine and the Board of Osteopathic Licensure, in consultation with the Emergency Medical Services' Board and interested stakeholders, to develop guidance under which physicians and physician assistants may delegate activities to an individual acting contemporaneously pursuant to a contractual arrangement as a medical assistant under delegated authority and as a licensed emergency medical services person. The boards are required to submit a report including the guidance and any recommendations for statutory changes to the joint standing committee of the Legislature having jurisdiction over physician licensing matters no later than January 31, 2023.

Public Law 2021, chapter 587 was enacted as an emergency measure effective April 12, 2022.

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**LD 1882 Resolve, Directing the Department of Health and Human Services To Review the Requirements for Certification of Micropigmentation Practitioners**

**ENACTED LAW SUMMARY**

Resolve 2021, chapter 146 directs the Department of Health and Human Services to review and evaluate training and board certification requirements for engaging in the practice of micropigmentation. The resolve requires that the department 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 Legislature regarding the results of the review and evaluation.

Resolve 2021, chapter 146 was finally passed as an emergency measure effective April 10, 2022.

**LD 1887 An Act To Establish the Securities Restitution Assistance Fund for Victims of Securities Violations**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 576 establishes in the Department of Professional and Financial Regulation, Office of Securities the Securities Restitution Assistance Fund. The fund will be used to provide financial assistance to victims of securities violations that were awarded restitution in a final order issued by the Securities Administrator or were awarded restitution in a final order in a legal action initiated by the administrator but did not receive the full amount of restitution ordered before the application for restitution assistance was due. The fund is funded initially by a one-time transfer of \$350,000 from the available balance of the dedicated revenue of the Office of Securities. Thereafter, the fund will be funded by a portion of agent and investment adviser representative renewal license fees and any grants, donations or other money received by the administrator for victim restitution assistance.

**LD 1910 An Act To Improve Children’s Mental Health by Requiring Insurance Coverage for Certain Mental Health Treatment**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 595 clarifies that health insurance carriers may not deny treatment for mental health treatment services that use evidence-based practices and are determined to be medically necessary health care for an individual 21 years of age or younger. The law defines “evidence-based practices” as 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

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Education Sciences and the California Evidence-Based Clearinghouse for Child Welfare within the California Department of Social Services, Office of Child Abuse Prevention.

The law also makes technical changes to state law requirements related to mental health parity to be consistent with federal law and regulations. Changes to the mental health parity provisions were initially codified in state law in Public Law 2019, chapter 5, Part D, but these technical changes were not included at that time.

Public Law 2021, chapter 595 was enacted as an emergency measure effective April 14, 2022.

**LD 1920 An Act To Enact the Interstate Counseling Compact To Address Inequities in Access to Clinical Counseling Services and Increase Maine’s Provider Workforce**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 547 enacts the Interstate Counseling Compact, which provides a mechanism to facilitate interstate practice of licensed professional counselors in order to improve public access to professional counseling services.

**LD 1954 An Act To Ensure Access to Prescription Contraceptives**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 609 requires health insurance policies to cover all contraceptive drugs, devices and products approved by the federal Food and Drug Administration without any deductible, coinsurance, copayment or other cost-sharing requirement. If the federal Food and Drug Administration has approved one or more therapeutic equivalents of a contraceptive supply, an insurer or a health maintenance organization is not required to cover all those therapeutically equivalent versions, as long as at least one is covered without any deductible, coinsurance, copayment or other cost-sharing requirement. It also requires all individual and group nonprofit hospital and medical services plan policies and contracts and all nonprofit health plan policies and contracts that provide coverage for prescription drugs or outpatient services to provide coverage for the furnishing or dispensing of prescribed contraceptive drugs, devices and products intended to last for a 12-month period, as is required of other types of health insurance policies.

The law’s requirements apply to individual and group policies and contracts issued by insurers and health maintenance organizations issued or renewed on or after January 1, 2023.

The law also includes language stating the Legislature’s finding that the changes are not an addition to the State’s essential health benefits that would require the State to defray costs pursuant to the federal Patient Protection and Affordable Care Act.



STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON HEALTH AND  
HUMAN SERVICES**

July 2022

**STAFF:**

ANNA BROOME, SR. LEGISLATIVE ANALYST  
SAMUEL SENFT, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

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# *Joint Standing Committee on Health and Human Services*

## **SUBJECT INDEX**

### **Aging and Long-term Care**

#### **Enacted**

LD 485	An Act To Continue Funding for Home-delivered Meals for Homebound Seniors and To Address Growing Demand	PUBLIC 712
LD 684	Resolve, To Amend MaineCare Reimbursement Provisions Governing Supplemental Payments to Nursing Facilities with High MaineCare Use	RESOLVE 171
LD 1386	Resolve, To Improve Access to Bariatric Care	RESOLVE 180
LD 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	RESOLVE 151

#### **Not Enacted**

LD 17	Resolve, To Provide Rural Nonmedical Transportation Services to the Elderly and Adults with Disabilities Receiving Home and Community Benefits under the MaineCare Program	Died On Adjournment
LD 74	Resolve, To Ensure Appropriate Personal Needs Allowances for Persons Residing in Long-term Care Facilities	Died On Adjournment
LD 250	An Act To Assist Nursing Homes in the Management of Facility Beds	Died On Adjournment
LD 296	Resolve, To Create the Family Caregiver Grant Pilot Program	Died On Adjournment
LD 614	Resolve, To Extend Funding to Maine Veterans' Homes during the COVID-19 Pandemic	Died On Adjournment
LD 949	Resolve, To Restore the MaineCare Nursing Facility COVID-19 Temporary Rate Increase	Died On Adjournment
LD 1112	Resolve, To Classify Employee Health Insurance as a Fixed Cost for MaineCare Reimbursement in Nursing Homes	Died On Adjournment
LD 1197	Resolve, To Require Continued MaineCare Reimbursement to Nursing Facilities for Bed Hold Days during Hospitalizations and Therapeutic Leaves of Absence	Died On Adjournment
LD 1543	An Act To Improve and Modernize Home-based Care	Died On Adjournment
LD 1573	An Act To Implement the Recommendations of the Commission To Study Long-term Care Workforce Issues	Died On Adjournment

LD 1773	An Act To Make MaineCare Rules Pertaining to Global Home and Community-based Services Waiver Programs and Person-centered Planning and Settings Major Substantive Rules	Majority (ONTP) Report
LD 1790	An Act To Ensure Equitable Geographic Access to Long-term Care Services in the Department of Health and Human Services	ONTP
LD 1791	An Act Directing the Department of Health and Human Services To Provide Notice to Hospitals of Nursing Facility Closures	ONTP

### **Behavioral Health**

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LD 1848	An Act To Increase the Availability of Assertive Community Treatment Services	PUBLIC 540
LD 1968	An Act To Ensure Appropriate Placement of Defendants with Mental Illness and Intellectual Disabilities	PUBLIC 757
LD 1994	An Act To Establish the Progressive Treatment Program Fund	PUBLIC 745

**Not Enacted**

LD 197	Resolve, To Ensure That Community Mental Health Service Providers Can Access Pandemic Stimulus Funds	Died On Adjournment
LD 512	An Act To Increase the Number of Intensive Case Managers	Died On Adjournment
LD 582	An Act To Support the Fidelity and Sustainability of Assertive Community Treatment	Died On Adjournment
LD 674	An Act To Support Early Intervention and Treatment of Psychotic Disorders	Died On Adjournment
LD 1147	Resolve, To Enhance Access to Medication Management for Individuals with Serious and Persistent Mental Illness	Died On Adjournment
LD 1586	An Act To Strengthen Statewide Mental Health Peer Support, Crisis Intervention Mobile Response and Crisis Residential Services	Died On Adjournment
LD 1792	An Act To Support Employees of the Riverview Psychiatric Center and the Dorothea Dix Psychiatric Center, Including the Riverview Psychiatric Center Outpatient Services Team and the Dorothea Dix Psychiatric Center Outpatient Services Team	Died On Adjournment
LD 1877	An Act To Prohibit Prior Authorization Requirements and Step Therapy Protocols for Medications Addressing Serious Mental Illness for MaineCare Recipients	Died On Adjournment

LD 1915	An Act To Improve Intensive Behavioral Health and Public Safety Case Management Services	Died On Adjournment
LD 1993	An Act To Establish a Progressive Treatment Program Liaison	Died On Adjournment

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**Enacted**

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LD 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	RESOLVE 138
LD 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	RESOLVE 130

### *Child Development*

**Enacted**

LD 533	An Act To Expand the Statewide Voluntary Early Childhood Consultation Program	PUBLIC 679
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**Not Enacted**

LD 1866	An Act To Ensure Low-income Families and Children with Special Needs Can Access After-school Services	ONTP
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### *Children's Behavioral Health*

**Not Enacted**

LD 432	Resolve, To Improve Behavioral Health Care for Children	Died On Adjournment
LD 496	An Act To Increase Timely Access to Mental Health Services by Increasing MaineCare Reimbursement Rates	Died On Adjournment
LD 1059	An Act To Provide Substance Use Disorder Treatment to Adolescents	ONTP
LD 1424	Resolve, To Change the Educational Requirements of Behavioral Health Professionals Providing Services for Children	Died On Adjournment

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**Enacted**

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### *Health and Human Services*

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	LD 1853	Resolve, To Increase Oversight of the Child Welfare System	RESOLVE 142
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<b>Not Enacted</b>	LD 393	An Act To Improve the Child Welfare System	Died On Adjournment
	LD 632	An Act To Facilitate the Conversion of Children's Private Nonmedical Institutions to Qualified Residential Treatment Programs as Required by Federal Law	ONTP
	LD 1755	An Act To Enhance the Child Welfare Ombudsman Program	ONTP
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	LD 1834	An Act To Establish Ongoing Monitoring of Maine's Child Protective Services	ONTP
	LD 1850	An Act To Provide Funding for the Provision of Services According to the So-called Intensive Care Coordination Using High Fidelity Wraparound Model	Died On Adjournment

**Departmental Organization and Administration**

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	LD 972	An Act To Establish the Rare Disease Advisory Council	PUBLIC 740
	LD 1867	An Act To Codify MaineCare Rate System Reform	PUBLIC 639
<b>Not Enacted</b>	LD 1834	An Act To Establish Ongoing Monitoring of Maine's Child Protective Services	ONTP

### *Developmental Disabilities*

**Enacted**

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| LD 716  | An Act To Enhance and Improve the Maine Developmental Services Oversight and Advisory Board            | PUBLIC 686 |
| LD 1968 | An Act To Ensure Appropriate Placement of Defendants with Mental Illness and Intellectual Disabilities | PUBLIC 757 |

**Not Enacted**

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| LD 1360 | An Act To Provide Services to Maine's Most Vulnerable Citizens by Eliminating the Waiting Lists for Certain MaineCare Services | Died On Adjournment |
| LD 1574 | Resolve, To Ensure Support for Adults with Intellectual Disabilities or Autism with High Behavioral Need                       | Died On Adjournment |

### *Fund for a Healthy Maine*

**Enacted**

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|---------|---|------------|
| LD 1868 | An Act To Restore Funding to the State's Tobacco Prevention and Control Program | PUBLIC 748 |
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**Not Enacted**

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|---------|--|---------------------|
| LD 1523 | An Act To Establish the Trust for a Healthy Maine                              | Died On Adjournment |
| LD 1693 | An Act To Advance Health Equity and Improve the Well-being of All Maine People | Died On Adjournment |

### *Health Care*

**Not Enacted**

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|---------|---|---------------------|
| LD 718  | An Act To Improve the Health of Maine Residents by Closing Coverage Gaps in the MaineCare Program and the Children's Health Insurance Program | Died On Adjournment |
| LD 979  | An Act To Expand Maine's School-based Health Centers  | Died On Adjournment |
| LD 1608 | An Act To Expand the MaineCare Program To Cover All Citizens of the State   | Died On Adjournment |

### *Health Care Workforce*

**Enacted**

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| LD 629 | Resolve, To Establish the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers | RESOLVE 173 |
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<b>Not Enacted</b>	LD 197	Resolve, To Ensure That Community Mental Health Service Providers Can Access Pandemic Stimulus Funds	Died On Adjournment
	LD 1204	An Act To Address the Shortage of Direct Care Workers for Children with Disabilities in Maine	Died On Adjournment
	LD 1424	Resolve, To Change the Educational Requirements of Behavioral Health Professionals Providing Services for Children	Died On Adjournment
	LD 1573	An Act To Implement the Recommendations of the Commission To Study Long-term Care Workforce Issues	Died On Adjournment
	LD 1792	An Act To Support Employees of the Riverview Psychiatric Center and the Dorothea Dix Psychiatric Center, Including the Riverview Psychiatric Center Outpatient Services Team and the Dorothea Dix Psychiatric Center Outpatient Services Team	Died On Adjournment
	LD 1915	An Act To Improve Intensive Behavioral Health and Public Safety Case Management Services	Died On Adjournment

### **Hospitals**

**Enacted**

	LD 372	An Act To Establish the Hospital System Loan Fund Program	PUBLIC 746
	LD 629	Resolve, To Establish the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers	RESOLVE 173

### **Immunizations**

**Not Enacted**

	LD 867	An Act To Prohibit Mandatory COVID-19 Vaccinations for 5 Years To Allow for Safety Testing and Investigations into Reproductive Harm	Majority (ONTP) Report
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### **Licensing**

**Enacted**

	LD 1761	An Act To Amend the Inspection Requirement for Facilities for Children and Adults with a National Accreditation	PUBLIC 532
	LD 1849	An Act To Clarify Inspection Requirements for Hospitals and Certain Nursing Facilities	PUBLIC 541

### **Managed Care**

**Not Enacted**

	LD 1701	An Act To Establish a Managed Care Program for MaineCare Services	ONTP
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**Maternal/Infant**

**Enacted**

LD 343	Resolve, To Review Maternal and Child Health Block Grant Spending	RESOLVE 159
LD 1781	An Act To Align Postpartum MaineCare Coverage with Federal Law	PUBLIC 519

**Medicaid/MaineCare**

**Enacted**

LD 85	An Act Concerning MaineCare Coverage for Donor Breast Milk	PUBLIC 708
LD 684	Resolve, To Amend MaineCare Reimbursement Provisions Governing Supplemental Payments to Nursing Facilities with High MaineCare Use	RESOLVE 171
LD 811	An Act To Protect the Reproductive Rights and Freedoms of Maine People	PUBLIC 738
LD 1386	Resolve, To Improve Access to Bariatric Care	RESOLVE 180
LD 1781	An Act To Align Postpartum MaineCare Coverage with Federal Law	PUBLIC 519
LD 1787	An Act To Improve the Quality and Affordability of Primary Health Care Provided by Federally Qualified Health Centers	PUBLIC 747
LD 1867	An Act To Codify MaineCare Rate System Reform	PUBLIC 639
LD 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	RESOLVE 151

**Not Enacted**

LD 17	Resolve, To Provide Rural Nonmedical Transportation Services to the Elderly and Adults with Disabilities Receiving Home and Community Benefits under the MaineCare Program	Died On Adjournment
LD 74	Resolve, To Ensure Appropriate Personal Needs Allowances for Persons Residing in Long-term Care Facilities	Died On Adjournment
LD 250	An Act To Assist Nursing Homes in the Management of Facility Beds	Died On Adjournment
LD 415	Resolve, Directing the Department of Health and Human Services To Increase MaineCare Reimbursement Rates for Targeted Case Management Services and To Expand Eligibility for Targeted Case Management Services for Adults with Substance Use Disorder	Died On Adjournment
LD 432	Resolve, To Improve Behavioral Health Care for Children	Died On Adjournment



LD 496	An Act To Increase Timely Access to Mental Health Services by Increasing MaineCare Reimbursement Rates	Died On Adjournment
LD 582	An Act To Support the Fidelity and Sustainability of Assertive Community Treatment	Died On Adjournment
LD 614	Resolve, To Extend Funding to Maine Veterans' Homes during the COVID-19 Pandemic	Died On Adjournment
LD 674	An Act To Support Early Intervention and Treatment of Psychotic Disorders	Died On Adjournment
LD 718	An Act To Improve the Health of Maine Residents by Closing Coverage Gaps in the MaineCare Program and the Children's Health Insurance Program	Died On Adjournment
LD 949	Resolve, To Restore the MaineCare Nursing Facility COVID-19 Temporary Rate Increase	Died On Adjournment
LD 996	An Act To Improve Dental Health Access for Maine Children and Adults with Low Incomes	Died On Adjournment
LD 1112	Resolve, To Classify Employee Health Insurance as a Fixed Cost for MaineCare Reimbursement in Nursing Homes	Died On Adjournment
LD 1135	An Act Regarding Substance Use Disorder Treatment Services and Increasing Reimbursement Rates for Those Services	Died On Adjournment
LD 1197	Resolve, To Require Continued MaineCare Reimbursement to Nursing Facilities for Bed Hold Days during Hospitalizations and Therapeutic Leaves of Absence	Died On Adjournment
LD 1204	An Act To Address the Shortage of Direct Care Workers for Children with Disabilities in Maine	Died On Adjournment
LD 1360	An Act To Provide Services to Maine's Most Vulnerable Citizens by Eliminating the Waiting Lists for Certain MaineCare Services	Died On Adjournment
LD 1501	An Act To Protect Oral Health for Children in Maine	Died On Adjournment
LD 1528	Resolve, Directing the Department of Health and Human Services To Adjust Reimbursement Rates for Certain Home-based Services	Died On Adjournment
LD 1543	An Act To Improve and Modernize Home-based Care	Died On Adjournment
LD 1553	An Act To Amend the Law Governing MaineCare Coverage of Chiropractic Treatment	Died On Adjournment
LD 1573	An Act To Implement the Recommendations of the Commission To Study Long-term Care Workforce Issues	Died On Adjournment
LD 1574	Resolve, To Ensure Support for Adults with Intellectual Disabilities or Autism with High Behavioral Need	Died On Adjournment

LD 1608	An Act To Expand the MaineCare Program To Cover All Citizens of the State	Died On Adjournment
LD 1701	An Act To Establish a Managed Care Program for MaineCare Services	ONTP
LD 1773	An Act To Make MaineCare Rules Pertaining to Global Home and Community-based Services Waiver Programs and Person-centered Planning and Settings Major Substantive Rules	Majority (ONTP) Report
LD 1866	An Act To Ensure Low-income Families and Children with Special Needs Can Access After-school Services	ONTP
LD 1869	An Act To Provide Clarity and Assistance to Rural Maine Providers in the Implementation of the Medicaid Home and Community-based Services Waiver Rule	ONTP
LD 1877	An Act To Prohibit Prior Authorization Requirements and Step Therapy Protocols for Medications Addressing Serious Mental Illness for MaineCare Recipients	Died On Adjournment

### *Miscellaneous*

**Enacted**

LD 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	RESOLVE 177
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**Not Enacted**

LD 1582	An Act To Enact the Maine Psilocybin Services Act	Died Between Houses
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### *Opioid Settlements*

**Enacted**

LD 1722	An Act To Ensure Access to All Paths to Recovery for Persons Affected by Opioids Using Money Obtained through Litigation against Opioid Manufacturers	PUBLIC 661
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### *Oral Health/Dental Care*

**Not Enacted**

LD 996	An Act To Improve Dental Health Access for Maine Children and Adults with Low Incomes	Died On Adjournment
LD 1501	An Act To Protect Oral Health for Children in Maine	Died On Adjournment

## *Poverty and Homelessness*

**Not  
Enacted**

LD 1076	An Act To Support the Operations of Youth Shelters in Maine	Died On Adjournment
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## *Prescription Drugs*

**Enacted**

LD 1729	Resolve, To Assess the Feasibility of the Production of Insulin and Insulin Analogs in Maine	RESOLVE 166
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**Not  
Enacted**

LD 1877	An Act To Prohibit Prior Authorization Requirements and Step Therapy Protocols for Medications Addressing Serious Mental Illness for MaineCare Recipients	Died On Adjournment
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## *Public Assistance*

**Enacted**

LD 910	An Act To Amend the General Assistance Laws Governing Reimbursement	PUBLIC 734
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LD 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	PUBLIC 648
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## *Public Health*

**Enacted**

LD 1428	An Act To Increase the Availability of Intranasal Naloxone in Community and Corrections Settings	PUBLIC 605
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LD 1747	An Act To Require Screening for Cytomegalovirus in Certain Newborn Infants	PUBLIC 698
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LD 1767	An Act To Ensure Tribal Representation in the Public Health Infrastructure	PUBLIC 495
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LD 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	RESOLVE 124
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LD 1909	An Act To Amend Syringe Service Programs	PUBLIC 545
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LD 2007	An Act To Create the Amyotrophic Lateral Sclerosis Incidence Registry	PUBLIC 613
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<b>Not Enacted</b>	LD 1324	Resolve, Directing the Department of Health and Human Services To Conduct an Assessment of Human Trafficking in the State	Died On Adjournment
	LD 1570	An Act To Protect Drinking Water for Maine Residents	Died On Adjournment
	LD 1693	An Act To Advance Health Equity and Improve the Well-being of All Maine People	Died On Adjournment

### **Reproductive Healthcare**

<b>Enacted</b>	LD 811	An Act To Protect the Reproductive Rights and Freedoms of Maine People	PUBLIC 738
	LD 1781	An Act To Align Postpartum MaineCare Coverage with Federal Law	PUBLIC 519

### **Substance Use Disorder**

<b>Enacted</b>	LD 1428	An Act To Increase the Availability of Intranasal Naloxone in Community and Corrections Settings	PUBLIC 605
	LD 1722	An Act To Ensure Access to All Paths to Recovery for Persons Affected by Opioids Using Money Obtained through Litigation against Opioid Manufacturers	PUBLIC 661
<b>Not Enacted</b>	LD 415	Resolve, Directing the Department of Health and Human Services To Increase MaineCare Reimbursement Rates for Targeted Case Management Services and To Expand Eligibility for Targeted Case Management Services for Adults with Substance Use Disorder	Died On Adjournment
	LD 1059	An Act To Provide Substance Use Disorder Treatment to Adolescents	ONTP
	LD 1135	An Act Regarding Substance Use Disorder Treatment Services and Increasing Reimbursement Rates for Those Services	Died On Adjournment
	LD 1860	An Act To Address Maine's Suicide and Opioid Crises through the Construction of Affordable Recovery Facilities in Underserved Areas of the State	Leave to Withdraw Pursuant to Joint Rule 310

### **Telemedicine**

<b>Enacted</b>	LD 1758	An Act Regarding Access to Telehealth Behavioral Health Services during Public Health Emergencies	PUBLIC 637
<b>Not Enacted</b>	LD 1543	An Act To Improve and Modernize Home-based Care	Died On Adjournment

**Tobacco Sale and Use**

**Enacted**

LD 1868 An Act To Restore Funding to the State's Tobacco Prevention and Control Program PUBLIC 748

**Not  
Enacted**

LD 1550 An Act To End the Sale of Flavored Tobacco Products Died On Adjournment

**Waitlists**

**Not  
Enacted**

LD 1360 An Act To Provide Services to Maine's Most Vulnerable Citizens by Eliminating the Waiting Lists for Certain MaineCare Services Died On Adjournment

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**Health and Human Services (HHS)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
HHS	17	Resolve, To Provide Rural Nonmedical Transportation Services to the Elderly and Adults with Disabilities Receiving Home and Community Benefits under the MaineCare Program	Reported Out	OTP-AM/ ONTP	Carried On Approps Table 6/2/21	Died On Adjournment			
HHS	74	Resolve, To Ensure Appropriate Personal Needs Allowances for Persons Residing in Long-term Care Facilities	Reported Out	OTP-AM	Carried On Approps Table 6/2/21	Died On Adjournment			
HHS	85	An Act Concerning MaineCare Coverage for Donor Breast Milk	Reported Out	OTP-AM	Carried On Approps Table 3/24/21	Enacted	PL	708	
HHS	197	Resolve, To Ensure That Community Mental Health Service Providers Can Access Pandemic Stimulus Funds	Reported Out	OTP-AM	Carried On Approps Table 6/1/21	Died On Adjournment			
HHS	250	An Act To Assist Nursing Homes in the Management of Facility Beds	Reported Out	OTP-AM	Carried On Approps Table 5/17/21	Died On Adjournment			
HHS	296	Resolve, To Create the Family Caregiver Grant Pilot Program	Reported Out	OTP-AM	Carried On Approps Table 6/15/21	Died On Adjournment			see note
HHS	343	Resolve, To Review Maternal and Child Health Block Grant Spending	Reported Out	OTP-AM	Carried Over In Comm 3/29/22	Finally Passed	RESLV	159	
HHS	372	An Act To Establish the Hospital System Loan Fund Program	Reported Out	OTP-AM/ OTP-AM	Carried Over In Comm 3/29/22	Emergency Enacted	PL	746	see note
HHS	393	An Act To Improve the Child Welfare System	Reported Out	OTP-AM/ ONTP	Carried Over In Comm 4/1/22	Died On Adjournment			see note

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
		Resolve, Directing the Department of Health and Human Services To Increase MaineCare Reimbursement Rates for Targeted Case Management Services and To Expand Eligibility for Targeted Case Management Services for Adults with Substance Use Disorder	Reported Out OTP-AM	Carried On Approps Table	5/26/21	Died On Adjournment			see note
HHS	415			Carried On Approps Table		Died On Adjournment			
HHS	432	Resolve, To Improve Behavioral Health Care for Children	Reported Out OTP-AM	Carried On Approps Table	6/15/21	Adjournment			
HHS	485	An Act To Continue Funding for Home-delivered Meals for Homebound Seniors and To Address Growing Demand	Reported Out OTP-AM	Carried On Approps Table	4/7/21	Enacted	PL	712	
HHS	496	An Act To Increase Timely Access to Mental Health Services by Increasing MaineCare Reimbursement Rates	Reported Out OTP-AM	Carried On Approps Table	6/2/21	Adjournment			see note
HHS	512	An Act To Increase the Number of Intensive Case Managers	Reported Out OTP-AM	Carried On Approps Table	6/3/21	Adjournment			
HHS	533	An Act To Expand the Statewide Voluntary Early Childhood Consultation Program	Reported Out ONTP	Carried Over In Comm	4/4/22	Enacted	PL	679	
HHS	582	An Act To Support the Fidelity and Sustainability of Assertive Community Treatment	Reported Out OTP-AM	Carried On Approps Table	6/2/21	Adjournment			see note
HHS	614	Resolve, To Extend Funding to Maine Veterans' Homes during the COVID-19 Pandemic	Reported Out OTP-AM	Carried On Approps Table	6/7/21	Adjournment			see note
HHS	629	Resolve, To Establish the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers	Reported Out OTP-AM	Carried Over	6/2/21	Emergency Finally Passed	RESLV	173	

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**Health and Human Services (HHS)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
HHS	632	An Act To Facilitate the Conversion of Children's Private Nonmedical Institutions to Qualified Residential Treatment Programs as Required by Federal Law	Reported Out	Carried Over In Comm	2/9/22	Ought Not to Pass Pursuant to Joint Rule 310			
HHS	674	An Act To Support Early Intervention and Treatment of Psychotic Disorders	Reported Out	Carried On Approps Table	6/1/21	Died On Adjournment			see note
HHS	684	Resolve, To Amend MaineCare Reimbursement Provisions Governing Supplemental Payments to Nursing Facilities with High MaineCare Use	Reported Out	Carried On Approps Table	6/1/21	Emergency Finally Passed	RESLV	171	
HHS	716	An Act To Enhance and Improve the Maine Developmental Services Oversight and Advisory Board	Reported Out	Carried On Approps Table	6/15/21	Enacted	PL	686	
HHS	718	An Act To Improve the Health of Maine Residents by Closing Coverage Gaps in the MaineCare Program and the Children's Health Insurance Program	Carry Over Approved	Carried Over In Comm	7/19/21	Died On Adjournment			
HHS	811	An Act To Protect the Reproductive Rights and Freedoms of Maine People	Reported Out	Carried Over In Comm	4/11/22	Enacted	PL	738	
HHS	867	An Act To Prohibit Mandatory COVID-19 Vaccinations for 5 Years To Allow for Safety Testing and Investigations into Reproductive Harm	Reported Out	Carried Over In Comm	2/16/22	Accepted Majority (ONTP) Report			
HHS	910	An Act To Amend the General Assistance Laws Governing Reimbursement	Reported Out	Carried On Approps Table	5/21/21	Enacted	PL	734	
HHS	949	Resolve, To Restore the MaineCare Nursing Facility COVID-19 Temporary Rate Increase	Reported Out	Carried On Approps Table	6/8/21	Died On Adjournment			see note
HHS	972	An Act To Establish the Rare Disease Advisory Council	Reported Out	Carried On Approps Table	6/3/21	Enacted	PL	740	



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							Law	Ch	
HHS	979	An Act To Expand Maine's School-based Health Centers	Reported Out OTP-AM	Carried On Approps Table	5/10/21	Died On Adjournment			
HHS	996	An Act To Improve Dental Health Access for Maine Children and Adults with Low Incomes	Reported Out OTP-AM	Carried On Approps Table	5/21/21	Died On Adjournment			see note
HHS	1059	An Act To Provide Substance Use Disorder Treatment to Adolescents	Reported Out ONTP	Carried Over In Comm	1/26/22	Ought Not to Pass Pursuant to Joint Rule 310			
HHS	1076	An Act To Support the Operations of Youth Shelters in Maine	Reported Out OTP-AM	Carried On Approps Table	5/19/21	Died On Adjournment			see note
HHS	1080	Resolve, Directing the Department of Health and Human Services To Update the Rights of Recipients of Mental Health Services	Reported Out OTP-AM	Carried Over In Comm	1/31/22	Finally Passed	RESLV	132	
HHS	1091	An Act To Improve the Long-term Outcomes for Youth Transitioning from State Care by Raising the Upper Age Limit for Voluntary Support Eligibility	Reported Out OTP-AM	Carried On Approps Table	5/5/21	Enacted	PL	714	
HHS	1112	Resolve, To Classify Employee Health Insurance as a Fixed Cost for MaineCare Reimbursement in Nursing Homes	Reported Out OTP-AM	Carried On Approps Table	6/8/21	Died On Adjournment			
HHS	1135	An Act Regarding Substance Use Disorder Treatment Services and Increasing Reimbursement Rates for Those Services	Reported Out OTP-AM	Carried On Approps Table	6/1/21	Died On Adjournment			
HHS	1147	Resolve, To Enhance Access to Medication Management for Individuals with Serious and Persistent Mental Illness	Reported Out OTP-AM	Carried On Approps Table	6/1/21	Died On Adjournment			see note
HHS	1197	Resolve, To Require Continued MaineCare Reimbursement to Nursing Facilities for Bed Hold Days during Hospitalizations and Therapeutic Leaves of Absence	Reported Out OTP-AM	Carried On Approps Table	6/7/21	Died On Adjournment			

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							Law	Ch	
HHS	1204	An Act To Address the Shortage of Direct Care Workers for Children with Disabilities in Maine	Reported Out	OTP-AM	6/2/21	Died On Adjournment			see note
HHS	1324	Resolve, Directing the Department of Health and Human Services To Conduct an Assessment of Human Trafficking in the State	Reported Out	OTP-AM	6/1/21	Died On Adjournment			
HHS	1360	An Act To Provide Services to Maine's Most Vulnerable Citizens by Eliminating the Waiting Lists for Certain MaineCare Services	Reported Out	OTP-AM	6/2/21	Died On Adjournment			see note
HHS	1386	Resolve, To Improve Access to Bariatric Care	Reported Out	OTP-AM	6/1/21	Emergency Finally Passed	RESLV	180	
HHS	1424	Resolve, To Change the Educational Requirements of Behavioral Health Professionals Providing Services for Children	Reported Out	OTP-AM	6/1/21	Died On Adjournment			
HHS	1428	An Act To Increase the Availability of Intranasal Naloxone in Community and Corrections Settings	Reported Out	OTP-AM/ ONTP	3/29/22	Enacted	PL	605	
HHS	1501	An Act To Protect Oral Health for Children in Maine	Reported Out	OTP-AM	6/14/21	Died On Adjournment			see note
HHS	1523	An Act To Establish the Trust for a Healthy Maine	Reported Out	OTP-AM/ ONTP	4/6/22	Died On Adjournment			
HHS	1528	Resolve, Directing the Department of Health and Human Services To Adjust Reimbursement Rates for Certain Home-based Services	Reported Out	OTP-AM	6/1/21	Died On Adjournment			
HHS	1543	An Act To Improve and Modernize Home-based Care	Reported Out	OTP-AM	6/8/21	Died On Adjournment			

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
HHS	1550	An Act To End the Sale of Flavored Tobacco Products	Reported Out	Carried Over	6/14/21	Died On Adjournment			
HHS	1553	An Act To Amend the Law Governing MaineCare Coverage of Chiropractic Treatment	Reported Out	Carried On Approps Table	6/7/21	Died On Adjournment			
HHS	1570	An Act To Protect Drinking Water for Maine Residents	Reported Out	Carried On Approps Table	6/3/21	Died On Adjournment			see note
HHS	1573	An Act To Implement the Recommendations of the Commission To Study Long-term Care Workforce Issues	Reported Out	Carried On Approps Table	6/10/21	Died On Adjournment			see note
HHS	1574	Resolve, To Ensure Support for Adults with Intellectual Disabilities or Autism with High Behavioral Need	Reported Out	Carried Over In Comm	3/30/22	Died On Adjournment			
HHS	1582	An Act To Enact the Maine Psilocybin Services Act	Reported Out	Carried Over In Comm	3/25/22	Died Between Houses			
HHS	1586	An Act To Strengthen Statewide Mental Health Peer Support, Crisis Intervention Mobile Response and Crisis Residential Services	Reported Out	Carried On Approps Table	6/9/21	Died On Adjournment			
HHS	1608	An Act To Expand the MaineCare Program To Cover All Citizens of the State	Reported Out	Carried Over In Comm	4/4/22	Died On Adjournment			
HHS	1693	An Act To Advance Health Equity and Improve the Well-being of All Maine People	Reported Out	Carried Over In Comm	4/12/22	Died On Adjournment			
HHS	1701	An Act To Establish a Managed Care Program for MaineCare Services	Reported Out	Carried Over In Comm	2/9/22	Ought Not to Pass Pursuant to Joint Rule 310			

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
HHS	1722	An Act To Ensure Access to All Paths to Recovery for Persons Affected by Opioids Using Money Obtained through Litigation against Opioid Manufacturers	Reported Out	OTP-AM	4/12/22	Emergency Enacted	PL	661	
HHS	1729	Resolve, To Assess the Feasibility of the Production of Insulin and Insulin Analogs in Maine	Reported Out	OTP-AM	4/4/22	Finally Passed	RESLV	166	
HHS	1747	An Act To Require Screening for Cytomegalovirus in Certain Newborn Infants	Reported Out	OTP-AM	3/8/22	Enacted	PL	698	
HHS	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	Reported Out	OTP-AM	4/11/22	Enacted	PL	648	
HHS	1755	An Act To Enhance the Child Welfare Ombudsman Program	Reported Out	ONTP	3/2/22	Ought Not to Pass Pursuant to Joint Rule 310			
HHS	1758	An Act Regarding Access to Telehealth Behavioral Health Services during Public Health Emergencies	Reported Out	OTP	2/24/22	Enacted	PL	637	
HHS	1761	An Act To Amend the Inspection Requirement for Facilities for Children and Adults with a National Accreditation	Reported Out	OTP	3/2/22	Enacted	PL	532	
HHS	1765	An Act To Support Child Care for Working Families	Reported Out	OTP	3/2/22	Enacted	PL	534	
HHS	1767	An Act To Ensure Tribal Representation in the Public Health Infrastructure	Reported Out	OTP	1/24/22	Enacted	PL	495	
HHS	1769	An Act To Align the Child and Family Services and Child Protection Act with Federal Law	Reported Out	OTP	3/2/22	Enacted	PL	535	
HHS	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	Reported Out	OTP-AM	2/18/22	Finally Passed	RESLV	177	
HHS	1773	An Act To Make MaineCare Rules Pertaining to Global Home and Community-based Services Waiver Programs and Person-centered Planning and Settings Major Substantive Rules	Reported Out	ONTP/OTP-AM	4/1/22	Accepted Majority (ONTP) Report			

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**Health and Human Services (HHS)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
HHS	1781	An Act To Align Postpartum MaineCare Coverage with Federal Law	Reported Out		3/2/22	Enacted	PL	519	
HHS	1787	An Act To Improve the Quality and Affordability of Primary Health Care Provided by Federally Qualified Health Centers	Reported Out		4/4/22	Emergency Enacted	PL	747	
HHS	1790	An Act To Ensure Equitable Geographic Access to Long-term Care Services in the Department of Health and Human Services	Reported Out		3/2/22	Ought Not to Pass Pursuant to Joint Rule 310			
HHS	1791	An Act Directing the Department of Health and Human Services To Provide Notice to Hospitals of Nursing Facility Closures	Reported Out		3/2/22	Ought Not to Pass Pursuant to Joint Rule 310			
HHS	1792	An Act To Support Employees of the Riverview Psychiatric Center and the Dorothea Dix Psychiatric Center Outpatient Services Team and the Dorothea Dix Psychiatric Center Outpatient Services Team	Reported Out		2/23/22	Died On Adjournment			
HHS	1812	An Act To Strengthen the Child Welfare Services Ombudsman Program by Providing for Increased Staffing	Reported Out		3/2/22	Ought Not to Pass Pursuant to Joint Rule 310			
HHS	1824	Resolve, To Establish the Commission To Develop a Pilot Program To Provide Legal Representation to Families in the Child Protection System	Reported Out		3/29/22	Emergency Finally Passed	RESLV	181	
HHS	1825	An Act To Establish Limits on the Number of Hours Worked by and Workloads of Child Protective Services Caseworkers in the Department of Health and Human Services	Reported Out		3/25/22	Died Between Houses			
HHS	1834	An Act To Establish Ongoing Monitoring of Maine's Child Protective Services	Reported Out		3/8/22	Ought Not to Pass Pursuant to Joint Rule 310			

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							Law	Ch	
HHS	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	Reported Out OTP		1/25/22	Emergency Finally Passed	RESLV	124	
HHS	1848	An Act To Increase the Availability of Assertive Community Treatment Services	Reported Out OTP-AM		3/8/22	Enacted	PL	540	
HHS	1849	An Act To Clarify Inspection Requirements for Hospitals and Certain Nursing Facilities	Reported Out OTP-AM		3/2/22	Enacted	PL	541	
HHS	1850	An Act To Provide Funding for the Provision of Services According to the So-called Intensive Care Coordination Using High Fidelity Wraparound Model	Reported Out ONTP		4/11/22	Died On Adjournment			
HHS	1853	Resolve, To Increase Oversight of the Child Welfare System	Reported Out OTP-AM		3/24/22	Emergency Finally Passed	RESLV	142	
HHS	1860	An Act To Address Maine's Suicide and Opioid Crises through the Construction of Affordable Recovery Facilities in Underserved Areas of the State	Reported Out LTW		3/11/22	Leave to Withdraw Pursuant to Joint Rule 310			
HHS	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	Reported Out OTP-AM		2/24/22	Emergency Finally Passed	RESLV	138	
HHS	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	Reported Out OTP		2/8/22	Emergency Finally Passed	RESLV	130	
HHS	1866	An Act To Ensure Low-income Families and Children with Special Needs Can Access After-school Services	Reported Out ONTP		3/8/22	Ought Not to Pass Pursuant to Joint Rule 310			
HHS	1867	An Act To Codify MaineCare Rate System Reform	Reported Out OTP-AM		4/11/22	Enacted	PL	639	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

**Health and Human Services (HHS)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
HHS	1868	An Act To Restore Funding to the State's Tobacco Prevention and Control Program	Reported Out		3/22/22	Emergency Enacted	PL	748	
HHS	1869	An Act To Provide Clarity and Assistance to Rural Maine Providers in the Implementation of the Medicaid Home and Community-based Services Waiver Rule	Reported Out		3/8/22	Ought Not to Pass Pursuant to Joint Rule 310			
HHS	1877	An Act To Prohibit Prior Authorization Requirements and Step Therapy Protocols for Medications Addressing Serious Mental Illness for MaineCare Recipients	Reported Out		3/25/22	Died On Adjournment			
HHS	1909	An Act To Amend Syringe Service Programs	Reported Out		2/24/22	Enacted	PL	545	
HHS	1915	An Act To Improve Intensive Behavioral Health and Public Safety Case Management Services	Reported Out		3/25/22	Died On Adjournment			
HHS	1960	An Act To Make Changes to the Laws Governing the Child Welfare Services Ombudsman Program	Reported Out		3/22/22	Enacted	PL	550	
HHS	1968	An Act To Ensure Appropriate Placement of Defendants with Mental Illness and Intellectual Disabilities	Reported Out		4/6/22	Enacted	PL	757	
HHS	1993	An Act To Establish a Progressive Treatment Program Liaison	Reported Out		4/6/22	Died On Adjournment			
HHS	1994	An Act To Establish the Progressive Treatment Program Fund	Reported Out		3/24/22	Enacted	PL	745	
HHS	2007	An Act To Create the Amyotrophic Lateral Sclerosis Incidence Registry	Reported Out		4/6/22	Enacted	PL	613	
HHS	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	Reported Out		3/31/22	Emergency Finally Passed	RESLV	151	

## JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

### **LD 85 An Act Concerning MaineCare Coverage for Donor Breast Milk**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 708 provides reimbursement under the MaineCare program for pasteurized donor breast milk provided to an infant if the infant meets certain criteria. It requires the Department of Health and Human Services to submit a state plan amendment or waiver to the United States, Department of Health and Human Services, Centers for Medicare and Medicaid Services by January 1, 2023 and provides funding.

### **LD 343 Resolve, To Review Maternal and Child Health Block Grant Spending**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 159 directs the Commissioner of Health and Human Services to establish a process to review Department of Health and Human Services spending of funds received pursuant to the federal Maternal and Child Health Block Grant. It requires the commissioner to establish a partnership to conduct this review. The partnership is to be among representatives of tribal public health districts, the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations and the department. The partnership is required to 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 programs for vulnerable populations funded by the block grant.

It requires the commissioner to submit a report, drafted by the partnership, with recommendations, including recommendations for the establishment of a permanent partnership to review federal block grants received by the department, to the joint standing committee of the Legislature having jurisdiction over health and human services matters, by February 1, 2023. The joint standing committee may report out legislation on the subject matter of the report to the 131st Legislature in 2023.



## JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

### **LD 372 An Act To Establish the Hospital System Loan Fund Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 746 establishes the Hospital System Loan Fund Program within the Finance Authority of Maine. The program is established to alleviate the hardship of hospitals resulting from loan payments through the Medicare accelerated payment program. It transfers \$12 million from the MaineCare Stabilization Fund to the unappropriated surplus of the General Fund and transfers \$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. Beginning August 1, 2024, the Finance Authority of Maine must transfer quarterly the repaid principal balance to the Reserve for FAME Hospital - Hospital System Loans General Fund account.

Public Law 2021, chapter 746 was enacted as an emergency measure effective March 8, 2022.

### **LD 485 An Act To Continue Funding for Home-delivered Meals for Homebound Seniors and to Address Growing Demand**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 712 provides ongoing funding to provide home-delivered meals to homebound seniors. It also allows the Department of Health and Human Services to reimburse an area agency on aging for mileage that exceeds the state reimbursement rate.

### **LD 533 An Act To Expand the Statewide Voluntary Early Childhood Consultation Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 679 delays the statewide implementation of the statewide voluntary early childhood consultation program until January 1, 2023. It requires the Department of Health and Human Services to seek and apply for available federal funds or funds from other sources to fund the program. It requires the department to submit a report to the joint standing committees of the Legislature having jurisdiction over health and human services matters and over education matters relating to the status of implementing the program, 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. Public Law 2021, chapter 679 provides general funds and Public Law 2021, chapter 769 offsets that funding through a transfer from the Liquor Operation Revenue Fund.

## JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

### **LD 629 Resolve, To Establish the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 173 establishes the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers. 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. The Task Force shall submit a report to the Joint Standing Committee on Criminal Justice and Public Safety no later than November 2022. Outside funding is required to fund the Task Force.

Resolve 2021, chapter 173 was finally passed as an emergency measure effective May 3, 2022.

### **LD 684 Resolve, To Amend MaineCare Reimbursement Provisions Governing Supplemental Payments to Nursing Facilities with High MaineCare Use**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 171 requires 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.

Resolve 2021, chapter 171 was finally passed as an emergency measure effective May 2, 2022.

### **LD 716 An Act To Enhance and Improve the Maine Developmental Services Oversight and Advisory Board**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 686 makes changes to the laws governing the Maine Developmental Services Oversight and Advisory Board, moving the budget of the board from the Department of Health and Human Services to the Department of Administrative and Financial Services and requiring disclosure of final reports of investigations pursuant to the Adult Protective Services Act to the board. It also clarifies the appointment process for members of the board.

## JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

### **LD 910 An Act To Amend the General Assistance Laws Governing Reimbursement**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 734 provides for a one-time transfer of \$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. It requires the department to distribute the funds 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. It provides that a municipality or federally recognized Indian nation, tribe or band in the State may use funds 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 is required to distribute the funds as a lump-sum distribution to each municipality and federally recognized Indian nation, tribe or band in the State. The department is directed to review long-term improvements to the general assistance program. Public Law 2021, chapter 769 offsets the general fund from the Liquor Operation Revenue Fund.

### **LD 1080 Resolve, Directing the Department of Health and Human Services To Update the Rights of Recipients of Mental Health Services**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 132 directs the Department of Health and Human Services to, by July 1, 2025, update the rules regarding the rights of recipients of mental health services pursuant to the Maine Revised Statutes, Title 34-B, sections 3003 and 15002. It designates these rules as major substantive.

It requires the department, by September 1, 2022, to 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.

Additionally, beginning January 1, 2023 and every six months thereafter until provisional rule changes are adopted under this section, the resolve requires the department to 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.

## JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

### **LD 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**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 714 raises 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. It makes a corresponding change in the transition grant program for individuals exiting extended care and pursuing a postsecondary education by changing the requirement that to be eligible to participate in the program an individual must be at least 21 years of age to a requirement that an individual must be at least 23 years of age.

### **LD 1386 Resolve, To Improve Access to Bariatric Care**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 180 requires the Department of Health and Human Services to develop a plan to establish four beds a year for four years to serve individuals who are eligible for long-term care and need bariatric care. The first four beds must be available by September 1, 2023. The department shall convene an informal stakeholder group including the long-term care ombudsman program and representatives of a statewide organization representing nursing facilities. The plan must include amendments to the department's rule Chapter 101: MaineCare Benefits Manual, Chapter III, Section 67, Principles of Reimbursement for Nursing Facilities, with rate changes that capture the clinical intensity needs of residents occupying bariatric care beds. 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.

Resolve 2021, chapter 180 was finally passed as an emergency measure effective May 8, 2022.

### **LD 1428 An Act To Increase the Availability of Intranasal Naloxone in Community and Corrections Settings**

Public Law 2021, chapter 605 establishes a definition of “corrections officer” in the section of statute governing distribution of naloxone. It also increases the availability of intranasal naloxone hydrochloride in community and corrections settings by removing the requirement that a corrections officer possess a current and valid certificate issued by the Board of Trustees of the Maine Criminal Justice Academy in order to administer intranasal naloxone hydrochloride. It authorizes law enforcement officers, corrections officers and municipal firefighters to dispense intranasal naloxone hydrochloride in the same manner as is authorized for the administration of intranasal naloxone hydrochloride.

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### **LD 1722 An Act To Ensure Access to All Paths to Recovery for Persons Affected by Opioids Using Money Obtained through Litigation against Opioid Manufacturers**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 661 provides that funds received from opioid litigation may be deposited into the account described by a memorandum of understanding between the Attorney General's office and local stakeholders to receive funding from recently settled litigation. The memorandum establishes the terms under which these funds may be spent. The law establishes the Maine Recovery Council to direct fund disbursement and requires the Attorney General, by February 1st of each year, to 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 fund disbursements and information related to the outcomes of funded activities.

Public Law 2021, chapter 661 was enacted as an emergency measure effective April 25, 2022.

### **LD 1729 Resolve, To Assess the Feasibility of the Production of Insulin and Insulin Analogs in Maine**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 166 requires the Department of Health and Human Services to convene a commission consisting of representatives of other government agencies or entities and interested groups to assess the feasibility of having the University of Maine System and other appropriate institutions or a public-private partnership between the University of Maine System, other appropriate institutions and a licensed drug manufacturer produce insulin in the State and provide such insulin at reduced, low or no cost to low-income residents of the State. The resolve requires the commission to assess the feasibility of such a program by reviewing factors including potential savings and additional costs to the University of Maine System and the State, the number of individuals who would benefit from such a program, potential regulatory or legal obstacles, available alternatives to providing insulin to low-income individuals at low or no cost and to seek input from members of the Legislature when making its assessment. It also requires that the commission explore options for capping copayments for insulin and insulin analogs provided through private insurers, the potential for the State to engage in volume purchasing of insulin and insulin analogs at reduced cost, the mechanisms by which the State could establish a program to distribute insulin and insulin analogs to residents of the State, opportunities to establish an interstate compact with other New England states to reduce insulin and insulin analog costs in compact states, 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, opportunities to establish a model facility to affordably manufacture insulin and insulin analogs and to distribute insulin and insulin analogs to Maine residents, and opportunities to procure dedicated funding to support the manufacture of insulin and insulin analogs and the distribution of insulin and insulin analogs to Maine residents. The resolve requires the commission to provide a

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report to the Joint Standing Committee on Health and Human Services by November 2, 2022 and authorizes the committee to introduce legislation based on that report during the First Regular Session of the 131st Legislature.

### **LD 1747 An Act to Require Screening for Cytomegalovirus in Certain Newborn Infants**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 698 requires the Department of Health and Human Services to establish a cytomegalovirus screening program for newborn infants. It provides that 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. It requires testing providers to report aggregate results to the department. It requires the Department of Health and Human Services to provide information to people who may become pregnant on the risks of cytomegalovirus. It directs the department to adopt routine technical rules to implement the requirements of the law and to report on its progress to the joint standing committee of the Legislature having jurisdiction over health and human services matters by February 1, 2023. It provides that no later than three years after the final adoption of rules, 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.

### **LD 1748 An Act Regarding the So-called Leveraging Investments so Families Can Thrive Report Produced by the Department of Health and Human Services**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 648 makes the following changes to the Temporary Assistance for Needy Families program, or TANF, and the Additional Support for People in Retraining and Employment - Temporary Assistance for Needy Families program, or ASPIRE-TANF:

1. It requires the addition of qualitative survey data from participants in the TANF and ASPIRE-TANF programs, in the report that is submitted to the joint standing committee of the Legislature having jurisdiction over health and human services matters pursuant to the Maine Revised Statutes, Title 22, section 3109. It changes the report from an annual report to a biennial report beginning January 15, 2023.
2. It requires the Department of Health and Human Services to provide culturally and linguistically appropriate and trauma-informed services to TANF and ASPIRE-TANF recipients. It requires the rule-making process to implement these services to include consultation with current and former TANF and ASPIRE-TANF participants.

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3. It requires the department to assist ASPIRE-TANF participants seeking to matriculate in postsecondary education through the Parents as Scholars Program with access to remedial services, financial assistance and the provision of ASPIRE-TANF services. Services must include reimbursement for tuition, fees and transcript costs. Hours spent preparing for matriculation are considered hours of participation in ASPIRE-TANF.
4. It creates parity between the Parents as Scholars Program and the Higher Opportunity for Pathways to Employment Program by making services and benefits equivalent between the programs and by requiring, for both programs, that study hours be counted for three hours for every one hour of classroom instruction and options for half-time study be made available.
5. It provides that a referral from the University of Maine System, the Maine Community College System, Jobs for Maine's Graduates, adult education programs and Department of Labor career centers must be considered an application for the Higher Opportunity for Pathways to Employment Program as long as the referral is submitted by a qualified person and on a form provided for this purpose and signed by the student.
6. It requires the Department of Health and Human Services, the Department of Labor, the Department of Education, the University of Maine System and the Maine Community College System to explore the feasibility of simplifying the application process for education programs, including ASPIRE-TANF, the Parents as Scholars Program, the Higher Opportunity for Pathways to Employment Program and the Competitive Skills Scholarship Program, to a single application.

### **LD 1758 An Act Regarding Access to Telehealth Behavioral Health Services during Public Health Emergencies**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 637 provides that the Department of Health and Human Services may not require a licensed mental health facility or licensed substance use disorder treatment facility to obtain written informed consent from a client during a federal or state public health emergency. The licensed facility may instead obtain a client's consent verbally, electronically or in writing. It directs the Department of Health and Human Services to, no later than January 1, 2023, amend its rules to meet the requirements of the law.

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### **LD 1761 An Act To Amend the Inspection Requirement for Facilities for Children and Adults with a National Accreditation**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 532 requires that a person, firm, corporation or association operating a residential care facility, assisted housing program, drug treatment center, children's home, child placing agency, child care facility or adult day care program that has received and maintained accreditation from a national accreditation body approved by the department, may be determined by the department to be in compliance with state licensing rules. Prior to the enactment of this law, accreditation deemed the entity in compliance with state licensing rules.

### **LD 1765 An Act To Support Child Care for Working Families**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 534 removes the requirement that the Department of Health and Human Services charge a minimum transitional child care services premium for families who lose eligibility for Temporary Assistance for Needy Families benefits as a result of increased earnings or an increase in the number of hours worked or who request that their benefits be terminated.

### **LD 1767 An Act to Ensure Tribal Representation in the Public Health Infrastructure**

#### **ENACTED LAW**

Public Law 2021, chapter 495 amends the laws governing the coordination of public health infrastructure components to allow a tribal district's public liaisons to be either tribal employees or tribal district employees. It also changes the reporting requirement for the tribal district to reflect the creation of the office of population health equity within the Department of Health and Human Services.

### **LD 1769 An Act To Align the Child and Family Services and Child Protection Act with Federal Law**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 535 clarifies that extended care requirements for certain persons who are 18 to 20 years of age and who attained 18 years of age while in the care of and custody of the State are in the care and custody of the Department of Health and Human Services. This clarification ensures compliance with federal law.



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### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 177 establishes the Advisory Panel to Better Understand and Make Recommendations Regarding the Implications of Genome-editing Technology for the Citizens of the State. 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, the panel shall solicit the testimony, advice or participation of persons with a wide range of backgrounds or areas of expertise. Outside funding is required to fund the activities of the panel. The report of the panel must be submitted to the joint standing committee of the Legislature having jurisdiction over health and human services matters no later than November 2, 2022.

### **LD 1781 An Act To Align Postpartum MaineCare Coverage with Federal Law**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 519 aligns state law with the requirements under federal law to allow for postpartum MaineCare coverage for a qualified woman and a noncitizen legal admitted to the United States. It repeals provisions enacted by Public Law 2021, chapter 461 that expanded postpartum coverage on a graduated schedule and replaces them with coverage beginning August 1, 2022. It clarifies that, in order to receive postpartum MaineCare coverage, a noncitizen legal admitted to the United States must be otherwise eligible for MaineCare and corrects the income eligibility to 209% of the nonfarm income official poverty line. It also clarifies that expanded postpartum MaineCare coverage for qualified women is allowed as long as federal law allows for it; the new federal option for 12 months of postpartum coverage is currently set to expire on April 1, 2027.

### **LD 1787 An Act to Improve the Quality and Affordability of Health Care Provided by Federally Qualified Health Centers**

#### **ENACTED LAW**

Public Law 2021, chapter 747 provides for rebasing of MaineCare federally qualified health center reimbursement rates to provide that:

1. By March 1, 2023, 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

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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;

2. Adjustments to federally qualified health center rates for changes in the scope of services provided by a federally qualified health center 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 the type, intensity, duration or quantity of services provided or the characteristics of the population receiving a service that affect the cost of the service. Adjustments 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; and
3. The Department of Health and Human Services may develop an alternative payment model. The alternative payment model must be consistent with the requirements of 42 United States Code, Section 1396a(bb). 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 must be an additional option and not a replacement of the updated base year option. In developing the alternative payment model, the department is required to 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.

Public Law 2021, chapter 747 was enacted as an emergency measure effective May 8, 2022.

### **LD 1824 Resolve, To Establish the Commission To Develop a Pilot Program To Provide Legal Representation to Families in the Child Protection System**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 181 establishes the Commission To Develop a Pilot Program To Provide Legal Representation to Families in the Child Protection System. The commission is required 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. The commission is required to submit a report, no later than November 2, 2022,

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with findings and a proposed pilot program, to the joint standing committees of the Legislature having jurisdiction over judiciary matters and health and human services matters.

Resolve 2021, chapter 181 was finally passed as an emergency measure effective May 8, 2022.

### **LD 1841 Resolve, Regarding Legislative Review of Portions of Chapter 283: Newborn Bloodspot Screening Rules, Section 14, a Major Substantive Rule of the Department of Health and Human Services, Maine Center for Disease Control and Prevention**

#### **ENACTED LAW**

Resolve 2021, chapter 124 authorizes the final adoption 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. The changes increase the bloodspot filter paper fees.

Resolve 2021, chapter 124 was finally passed as an emergency measure effective February 17, 2022.

### **LD 1848 An Act To Increase the Availability of Assertive Community Treatment Services**

#### **ENACTED LAW**

Public Law 2021, chapter 540 amends the behavioral and developmental services law regarding mental health hospitalization to add the definition of "prescriber," which is defined to mean 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. It also amends the definition of "assertive community treatment" to change the composition of the multidisciplinary team that provides assertive community treatment by removing reference to the term "psychiatrist" and replacing it with the term "prescriber" and by providing that a licensed practical nurse may be a member of the team in lieu of a registered nurse.

Public Law 2021, chapter 540 was enacted as an emergency measure effective February 17, 2022.

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### **LD 1849 An Act To Clarify Inspection Requirements for Hospitals and Certain Nursing Facilities**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 541 makes changes to the inspection requirements for hospitals and nursing facilities.

1. It removes the requirement for nursing facilities providing both nursing home and assisted living services to receive a single coordinated licensing and fire code inspection. Nursing home services inspections occur at varied intervals between nine and 15 months apart based on a facility's performance with the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services' conditions of participation, while assisted living services inspections occur on a 2-year cycle.
2. It provides that a hospital is exempt from inspection by the Maine Department of Health and Human Services if it submits to the department a copy of its accreditation survey results completed by a health care facility accrediting organization, including a statement of any deficiencies and corresponding plan of correction. The survey findings submitted to the department are confidential.

### **LD 1853 Resolve, To Increase Oversight of the Child Welfare System**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 142 enacts additional reporting requirements related to the child welfare system. The joint standing committee of the Legislature having jurisdiction over health and human services matters is authorized to report out legislation pursuant to any of these reports at the next regular or special session of the Legislature. The additional reporting requirements are:

1. The child welfare advisory panel and the child death and serious injury review panel are required to submit quarterly reports to the joint standing committee of the Legislature having jurisdiction over health and human services matters on the child welfare system and efforts to collaborate between the citizen review panels as required by the federal Child Abuse Prevention and Treatment Act; and
2. The Department of Health and Human Services, Office of Child and Family Services is required to submit quarterly reports to the joint standing committee of the Legislature having jurisdiction over health and human services matters regarding 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.

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Resolve 2021, chapter 142 was finally passed as an emergency measure effective April 7, 2022.

### **LD 1864 Resolve, Regarding Legislative Review 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 138 authorizes the Department of Health and Human Services, Office of Child and Family Services to adopt its major substantive rule Chapter 33: Family Child Care Provider Licensing Rule as long as certain changes are made to the rule. The rule must be amended to remove certain references to critical violations and administrative fines. The rule must make clarifications to immunization records for providers and staff and must update the child care immunization standards to those published in 2021. The rule must be amended to replace the requirement for both hot and cold water in toilet facilities with a requirement for only running water, make training on transportation of children biennial and require providers to enroll in the Quality Rating and Improvement System within the Office of Child and Family Services.

Resolve 2021, chapter 138 was finally passed as an emergency measure effective March 31, 2022.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 130 authorizes the adoption 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.

Resolve 2021, chapter 130 was finally passed as an emergency measure effective March 16, 2022.

### **LD 1867 An Act To Codify MaineCare Rate System Reform**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 639 formalizes the Department of Health and Human Services' MaineCare provider reimbursement rate system reform effort by establishing rate development principles and processes, specifying rule-making requirements for rate adjustments, establishing

## **JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES**

public access for all stages of rate review, ensuring access to a funding source for associated rate adjustments, establishing an expert technical advisory panel to assist the department on MaineCare rates and payment models, and adding the MaineCare Advisory Committee as an additional advisory body on the rate-setting system.

### **LD 1868 An Act To Restore Funding to the State's Tobacco Prevention and Control Program**

#### **ENACTED LAW**

Public Law 2021, chapter 748 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.

Public Law 2021, chapter 748 was enacted as an emergency measure effective May 8, 2022.

### **LD 1909 An Act To Amend Syringe Service Programs**

#### **ENACTED LAW**

Public Law 2021, chapter 545 removes the prohibition on the Maine Center for Disease Control limiting the number of hypodermic apparatuses provided by certified hypodermic apparatus exchange programs to exchange program participants.

### **LD 1960 An Act To Make Changes to the Laws Governing the Child Welfare Services Ombudsman Program**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 550 makes the following changes to the laws governing the child welfare services ombudsman program.

1. It provides that the director of the ombudsman program must serve full time and expands the director's required experience to include child welfare.
2. It provides that the staffing for the ombudsman program is at the discretion of the nonprofit organization under contract to provide ombudsman services.
3. It provides that the contract to provide ombudsman services is for a period of five years, except that the contract may be terminated consistent with the terms of the contract.

## **JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES**

4. It provides that the contract to provide ombudsman services must include funds for the nonprofit organization to provide health insurance benefits for employees of the ombudsman program.
5. It provides that the ombudsman program must provide information about its services through a publicly accessible website and makes a technical correction regarding plural language.
6. It clarifies that the ombudsman program may provide opinions and recommendations on current or proposed state programs, rules, policies and laws.
7. It clarifies that the ombudsman program may provide input on the State's child welfare system to the Department of Health and Human Services and the joint standing committee of the Legislature having jurisdiction over health and human services matters.
8. It clarifies that the ombudsman program provides services to persons and families involved with the State's child welfare system.
9. It adds the child welfare ombudsman or the ombudsman's designee as a member of the child death and serious injury review panel established by the Department of Health and Human Services and requires that the panel, beginning January 1, 2023 and every two years thereafter, submit a report on the panel's recommendations to the joint standing committee of the Legislature having jurisdiction over health and human services matters.

Additional funding for the child welfare ombudsman program was included in Public Law 2021, chapter 635 (supplemental budget).

### **LD 1968 An Act To Ensure Appropriate Placement of Defendants with Mental Illness and Intellectual Disabilities**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 757 requires an appropriate placement in an institution for the care and treatment of persons with mental illness within 30 days from the time the court transmits an order to the State Forensic Service committing a defendant to the custody of the Commissioner of Health and Human Services unless an extraordinary circumstance causes a necessary delay. The commissioner is required to notify the court of the extraordinary circumstance causing a delay.

## **JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES**

### **LD 1994 An Act To Establish the Progressive Treatment Program Fund**

#### **ENACTED LAW**

Public Law 2021, chapter 745 establishes the Progressive Treatment Program Fund as a nonlapsing fund under the administration of the Department of Health and Human Services. The purpose of the fund is to reimburse the legal costs incurred by private entities for initiation and maintenance of progressive treatment programs for legal costs incurred to initiate a progressive treatment program. It requires a private entity seeking reimbursement to submit to the Department of Health and Human Services an itemized bill of legal costs incurred to initiate the progressive treatment program. It limits the amount the department may reimburse a private entity for the legal costs to initiate a progressive treatment program to a maximum of \$800.

### **LD 2007 An Act To Create the Amyotrophic Lateral Sclerosis Incidence Registry**

#### **ENACTED LAW**

Public Law 2021, chapter 613 requires health care practitioners and health care facilities to report diagnoses of amyotrophic lateral sclerosis to the Department of Health and Human Services in order for the Maine Center for Disease Control and Prevention to create and maintain a statewide registry for surveillance of the disease in the State. It provides confidentiality protections regarding information that directly or indirectly identifies individual persons. It requires the department to complete annual reports containing statewide prevalence and incidence estimates of amyotrophic lateral sclerosis, including any trends occurring over time across the State.

The law allows the Department of Health and Human Services, Maine Center for Disease Control and Prevention to establish 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. 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.



## JOINT STANDING COMMITTEE ON HEALTH AND HUMAN SERVICES

### **LD 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**

#### **ENACTED LAW**

Resolve 2021, chapter 151 authorizes the adoption 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. The rule increases reimbursement rates and rate methodology for a number of services, makes changes to the terminology describing certain services and implements new requirements on Appendix D providers pursuant to the Family First Prevention Services Act.

Resolve 2021, chapter 124 was finally passed as an emergency measure effective April 14, 2022.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON INLAND  
FISHERIES AND WILDLIFE**

July 2022

**MEMBERS:**

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SEN. GLENN "CHIP" CURRY  
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**STAFF:**

JULIA MACDONALD, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

*Joint Standing Committee on Inland Fisheries and Wildlife*

**SUBJECT INDEX**

**All-terrain Vehicles, Snowmobiles and Watercraft**

**Enacted**

LD 1663 An Act To Improve Boating Safety on Maine Waters PUBLIC 656  
LD 1813 An Act Related to Oversized All-terrain Vehicles PUBLIC 526  
LD 1873 An Act Related to Airboats PUBLIC 585

**Not  
Enacted**

LD 394 An Act To Protect Maine's Loons and Other Wildlife in the Issuance of a Permit To Hold a Regatta, Race or Boat or Water-ski Exhibition ONTP

**Antlerless Deer Permits**

**Enacted**

LD 116 An Act Relating to the Hunting of Antlerless Deer PUBLIC 599

**Bear Hunting**

**Enacted**

LD 1951 An Act Related to Hunting Dogs and Civil Trespass PUBLIC 580

**Crossbows**

**Enacted**

LD 116 An Act Relating to the Hunting of Antlerless Deer PUBLIC 599

**Deer Hunting**

**Enacted**

LD 116 An Act Relating to the Hunting of Antlerless Deer PUBLIC 599

**Dogs and Dog Training**

**Enacted**

LD 1951 An Act Related to Hunting Dogs and Civil Trespass PUBLIC 580

### **Hunting**

**Enacted**

LD 116 An Act Relating to the Hunting of Antlerless Deer PUBLIC 599

### **Landowner Relations**

**Enacted**

LD 1873 An Act Related to Airboats PUBLIC 585

### **Licenses and Permits**

**Not  
Enacted**

LD 1991 An Act Related to the Electronic Registration and Tagging of Big Game ONTP

### **Safety**

**Enacted**

LD 1663 An Act To Improve Boating Safety on Maine Waters PUBLIC 656

### **Sunday Hunting**

**Not  
Enacted**

LD 2014 An Act Related to Sunday Hunting Majority (ONTP) Report

### **Tagging**

**Enacted**

LD 1992 An Act Related to the Electronic Registration and Tagging of Turkey PUBLIC 704

**Not  
Enacted**

LD 1991 An Act Related to the Electronic Registration and Tagging of Big Game ONTP

### **Wild Turkey Hunting**

**Enacted**

LD 1992 An Act Related to the Electronic Registration and Tagging of Turkey PUBLIC 704

### **Wildlife Management**

**Enacted**

LD 116 An Act Relating to the Hunting of Antlerless Deer PUBLIC 599

**Not  
Enacted**

LD 1965 An Act To Create Higher Standards for State-owned and State-  
managed Land for Deer Management

ONTP

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

**Inland Fisheries and Wildlife (IFW)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
IFW	116	An Act Relating to the Hunting of Antlerless Deer	Reported Out	Carried Over In Comm	4/1/22	Enacted	PL	599	
IFW	394	An Act To Protect Maine's Loons and Other Wildlife in the Issuance of a Permit To Hold a Regatta, Race or Boat or Water-ski Exhibition	Reported Out	Carried Over In Comm	1/25/22	Ought Not to Pass Pursuant to Joint Rule 310			
IFW	1663	An Act To Improve Boating Safety on Maine Waters	Reported Out	Carried Over In Comm	3/29/22	Enacted	PL	656	
IFW	1813	An Act Related to Oversized All-terrain Vehicles	Reported Out		3/21/22	Emergency Enacted	PL	526	
IFW	1873	An Act Related to Airboats	Reported Out		3/4/22	Enacted	PL	585	
IFW	1951	An Act Related to Hunting Dogs and Civil Trespass	Reported Out		3/22/22	Enacted	PL	580	
IFW	1965	An Act To Create Higher Standards for State-owned and State-managed Land for Deer Management	Reported Out		3/29/22	Ought Not to Pass Pursuant to Joint Rule 310			
IFW	1991	An Act Related to the Electronic Registration and Tagging of Big Game	Reported Out		3/7/22	Ought Not to Pass Pursuant to Joint Rule 310			
IFW	1992	An Act Related to the Electronic Registration and Tagging of Turkey	Reported Out		3/29/22	Enacted	PL	704	
IFW	2014	An Act Related to Sunday Hunting	Reported Out		3/29/22	Accepted Majority (ONTP) Report			

## JOINT STANDING COMMITTEE ON INLAND FISHERIES AND WILDLIFE

### **LD 116 An Act Relating to the Hunting of Antlerless Deer**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 599 does the following.

1. It creates a \$12 antlerless deer permit fee. The revenue from the \$12 antlerless deer permit fee is deposited in the Maine Deer Management Fund, less administrative costs.
2. It allows super pack license holders to use their antlerless deer permit in wildlife management areas where 2,000 or more antlerless permits are issued.
3. It eliminates swaps and transfers of permits for game animals, except moose. It also eliminates resident hunter antlerless deer permit transfers and antlerless deer permit transfers to a junior hunter.
4. It repeals the law which temporally permits the use of crossbows to hunt deer and turkey during the fall turkey season. Instead, the use of crossbows is allowed on an ongoing basis during the open archery season and during the fall turkey hunting season.
5. It authorizes the Commissioner of Inland Fisheries and Wildlife to allow hunters to take antlerless deer without an antlerless deer permit in certain areas of the State. The law provides that if the commissioner establishes by rule a lottery system for issuing antlerless deer permits, the commissioner may also allow direct issuance of additional antlerless deer permits in certain areas of the State.
6. It directs the Department of Inland Fisheries and Wildlife to determine the statutory changes needed to equate crossbows and vertical bows for purposes of the hunting laws and to report these changes, along with the anticipated cost and timeline for the changes, to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife by January 3, 2023. The committee is authorized to report out a bill on this subject matter to the First Regular or any special session of the 131st Legislature.

### **LD 1813 An Act Related to Oversized All-terrain Vehicles**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 526 allows oversized all-terrain vehicles to be operated without registration by business owners on private land for commercial purposes, with written permission of the landowner.

Public Law 2021, chapter 526 was enacted as an emergency measure on March 31, 2022.

## JOINT STANDING COMMITTEE ON INLAND FISHERIES AND WILDLIFE

### **LD 1873 An Act Related to Airboats**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 585 extends the repeal date of the law governing airboat noise for one year, until September 30, 2023. The law requires the Commissioner of Inland Fisheries and Wildlife and the Commissioner of Marine Resources to reconvene the stakeholder group on airboat operation and noise levels convened pursuant to Public Law 2021, chapter 166. The law directs the Department of Inland Fisheries and Wildlife to provide a report to the Legislature by January 3, 2024 on the findings of the department and the stakeholder group. After receiving the report, the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters may report out a bill relating to airboats to the Second Regular Session of the 131st Legislature.

### **LD 1951 An Act Related to Hunting Dogs and Civil Trespass**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 580 does the following.

1. It requires a person to obtain a permit to train a hunting dog on bear, fox or raccoon or to hunt bear, coyote, bobcat, fox or raccoon with a dog. It exempts from the permit requirement a person with a junior hunting license and persons hunting or training with a guide. It provides for penalties for failure to have a permit and provides that permit fees are deposited into the Landowner Relations Fund.
2. It requires a person training a dog in pursuit of a bear, fox or raccoon to have a collar on the dog 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.
3. It requires a person hunting with a dog in pursuit of a bear, coyote, bobcat, fox or raccoon to have a collar on the dog that has a functioning global positioning system tracker and adds foxes and raccoons to the list of wild animals a person may not hunt with a dog unless the dog has a collar that legibly provides the name, telephone number and address of the owner of the dog.
4. It limits hunting foxes or raccoons with dogs to not more than 6 dogs.
5. It prohibits certain types of trespass by a hunting dog. 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 the property is posted or if the landowner has notified the dog handler that hunting dogs are not allowed on the property; or



## **JOINT STANDING COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

- 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 the property.

### **LD 1992 An Act Related to the Electronic Registration and Tagging of Turkey**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 704 does the following.

1. It directs the Department of Inland Fisheries and Wildlife to adopt rules allowing for the electronic registration of turkey beginning in 2023.
2. It does not require registration or tagging of turkey hunted in the fall 2022 season.
3. It requires the Department of Inland Fisheries and Wildlife to report to the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters by November 2, 2022 on additional statutory changes needed in order to facilitate the electronic tagging of turkey. It authorizes the committee to report out a bill related to electronic tagging to the First Regular Session of the 131st Legislature.

### **LD 1663 An Act To Improve Boating Safety on Maine Waters**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 656 does the following.

1. Beginning on January 1, 2024, it creates a mandatory boating safety and education course requirement for a person born on or after January 1, 1999 to operate a motorboat of more than 25 horsepower or equivalent on inland waters of the state.
2. Beginning January 1, 2024, it requires anyone born on or after January 1, 1999, who is operating a personal watercraft on inland waters of the state, to complete a boater safety and education course.
3. Beginning January 1, 2024, it prohibits a person born after 1999 from supervising a person under the age of 12 who operates a motorboat propelled by machinery of more than 10 horsepower or equivalent upon inland waters of the state unless that supervisor is at least 16 years of age and has completed a boater safety and education course.
4. It requires the Department of Inland Fisheries and Wildlife convene a stakeholder group on boating safety and education. It requires the Department of Inland Fisheries and Wildlife to

## **JOINT STANDING COMMITTEE ON INLAND FISHERIES AND WILDLIFE**

provide a report to the Legislature by January 3, 2024 on its findings. After receiving the report, the committee with jurisdiction over matters of inland fisheries and wildlife has authority to report out a bill relating to boating safety to the Second Regular Session of the 131st Legislature.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON INNOVATION,  
DEVELOPMENT, ECONOMIC ADVANCEMENT AND  
BUSINESS**

July 2022

**MEMBERS:**

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REP. JOHN ANDREWS

**STAFF:**

RACHEL OLSON, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

\*Committee member for a portion of the session

***Joint Standing Committee on Innovation, Development, Economic  
Advancement and Business***

**SUBJECT INDEX**

***Bonds***

**Enacted**

LD 1811 An Act To Provide for the 2022 and 2023 Allocations of the State Ceiling on Private Activity Bonds P & S 14

***Business Regulation***

**Enacted**

LD 1896 An Act To Allow Certain Bulk Sale Customers To Opt Out of Paper Delivery Tickets PUBLIC 579

**Not  
Enacted**

LD 110 An Act To Clarify Prepayment Requirements in Home Construction Contracts Died On Adjournment

***Consumer Protections***

**Not  
Enacted**

LD 110 An Act To Clarify Prepayment Requirements in Home Construction Contracts Died On Adjournment

***Economic Development - Initiatives***

**Enacted**

LD 1694 An Act To Create the Maine Redevelopment Land Bank Authority PUBLIC 664

LD 1793 An Act To Support Statewide Economic Recovery through Strategic Investments PUBLIC 501

LD 1800 An Act To Amend the Laws Governing the Small Enterprise Growth Program PUBLIC 502

LD 1923 An Act To Establish the Maine Space Corporation PUBLIC 631

**Not  
Enacted**

LD 892 An Act To Implement the Recommendations of the Governor's Economic Recovery Committee Leave to Withdraw Pursuant to Joint Rule 310

LD 919 An Act To Advance Maine's Economic Growth by Investing in Innovative, Next-generation Technology and Research ONTP

LD 1493	Resolve, Directing the Department of Economic and Community Development To Create and Administer a Fund To Provide Seasonal and Tourism Industry Recovery Grants	Died On Adjournment
LD 1497	An Act To Expand Youth-led Perspectives in Economic and Workforce Development through the Maine Development Foundation's Realize Maine Network	Died On Adjournment
LD 1566	Resolve, Directing the Maine Arts Commission To Create a Program for Public Art Recovery Grants	Died On Adjournment
LD 1641	Resolve, Directing the Department of Economic and Community Development To Create a Program and Fund To Provide Grants To Movie and Stage Theaters and Music Venues	Died On Adjournment

### **Economic Development - Research**

**Enacted**

LD 730	An Act Regarding Staffing and Funding of the Citizen Trade Policy Commission	PUBLIC 687
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**Not  
Enacted**

LD 1005	Resolve, Establishing the Commission To Study Strategies To Assist Working-class Families in Building Wealth and Achieving Upward Mobility	Died On Adjournment
LD 1476	Resolve, Directing the Department of Economic and Community Development To Create and Share Measures of Progress	Died On Adjournment
LD 1785	Resolve, To Examine Recruitment and Retention Programs and Incentives for Public Safety Workers	Died On Adjournment

### **Educational Grants, Loans and Debt Repayment**

**Enacted**

LD 1885	An Act To Increase Maine's Veterinary Workforce	PUBLIC 725
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**Not  
Enacted**

LD 119	An Act To Increase Faculty in Nursing Education Programs by Amending the Nursing Education Loan Repayment Program	Died On Adjournment
LD 273	An Act To Sustain the Doctors for Maine's Future Scholarship Program	Died On Adjournment
LD 292	An Act To Increase the Minimum Grant Amount under the Maine State Grant Program	Died On Adjournment
LD 812	An Act To Provide Student Loan Debt Relief	Leave to Withdraw Pursuant to Joint Rule 310

LD 1785	Resolve, To Examine Recruitment and Retention Programs and Incentives for Public Safety Workers	Died On Adjournment
LD 1978	An Act To Promote Home Ownership by Reducing Education Debt	Died On Adjournment

### *Miscellaneous*

**Enacted**

LD 730	An Act Regarding Staffing and Funding of the Citizen Trade Policy Commission	PUBLIC 687
LD 1800	An Act To Amend the Laws Governing the Small Enterprise Growth Program	PUBLIC 502

### *Occupational and Professional Regulation*

**Enacted**

LD 1810	An Act Regarding Examinations and Applications for Professional Engineers and Engineer-interns	PUBLIC 505
LD 2035	An Act To Make Changes to the Laws Regarding Licensure of Certain Individuals from Other Jurisdictions	PUBLIC 642

**Not Enacted**

LD 1168	An Act To License Operators of Personnel Hoists	ONTP
LD 1691	An Act To Require Licensing for Certain Mechanical Trades	ONTP
LD 1977	An Act To Require Registration by General Contractors for Home Improvement and Construction	ONTP

### *Pine Tree Development Zones*

**Enacted**

LD 730	An Act Regarding Staffing and Funding of the Citizen Trade Policy Commission	PUBLIC 687
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### *Recreation and Tourism*

**Not Enacted**

LD 1493	Resolve, Directing the Department of Economic and Community Development To Create and Administer a Fund To Provide Seasonal and Tourism Industry Recovery Grants	Died On Adjournment
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### *Workforce Development*

**Enacted**

LD 730	An Act Regarding Staffing and Funding of the Citizen Trade Policy Commission	PUBLIC 687
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### *Innovation, Development, Economic Advancement and Business*

**Not  
Enacted**

LD 1800	An Act To Amend the Laws Governing the Small Enterprise Growth Program	PUBLIC 502
LD 1885	An Act To Increase Maine's Veterinary Workforce	PUBLIC 725
LD 1923	An Act To Establish the Maine Space Corporation	PUBLIC 631
LD 119	An Act To Increase Faculty in Nursing Education Programs by Amending the Nursing Education Loan Repayment Program	Died On Adjournment
LD 273	An Act To Sustain the Doctors for Maine's Future Scholarship Program	Died On Adjournment
LD 1497	An Act To Expand Youth-led Perspectives in Economic and Workforce Development through the Maine Development Foundation's Realize Maine Network	Died On Adjournment
LD 1652	An Act To Build a Child Care System by Recruiting and Retaining Maine's Early Childhood Educators Workforce	Died On Adjournment

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
IDEA	110	An Act To Clarify Prepayment Requirements in Home Construction Contracts	Reported Out	Carried On Approps Table	6/1/21	Died On Adjournment			
IDEA	119	An Act To Increase Faculty in Nursing Education Programs by Amending the Nursing Education Loan Repayment Program	Reported Out	Carried On Approps Table	4/26/21	Died On Adjournment			see note
IDEA	273	An Act To Sustain the Doctors for Maine's Future Scholarship Program	Reported Out	Carried On Approps Table	3/30/21	Died On Adjournment			see note
IDEA	292	An Act To Increase the Minimum Grant Amount under the Maine State Grant Program	Reported Out	Carried On Approps Table	3/30/21	Died On Adjournment			see note
IDEA	730	An Act Regarding Staffing and Funding of the Citizen Trade Policy Commission	Reported Out	Carried On Approps Table	6/3/21	Enacted	PL	687	see note
IDEA	812	An Act To Provide Student Loan Debt Relief	Reported Out	Carried Over In Comm	3/4/22	Leave to Withdraw Pursuant to Joint Rule 310			
IDEA	892	An Act To Implement the Recommendations of the Governor's Economic Recovery Committee	Reported Out	Carried Over In Comm	3/7/22	Leave to Withdraw Pursuant to Joint Rule 310			
IDEA	919	An Act To Advance Maine's Economic Growth by Investing in Innovative, Next-generation Technology and Research	Reported Out	Carried Over In Comm	1/31/22	Ought Not to Pass Pursuant to Joint Rule 310			
IDEA	1005	Resolve, Establishing the Commission To Study Strategies To Assist Working-class Families in Building Wealth and Achieving Upward Mobility	Reported Out	Carried Over	6/3/21	Died On Adjournment			



**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?	
							Law	Ch		
IDEA	1168	An Act To License Operators of Personnel Hoists	Reported Out	ONTP	Carried Over In Comm	3/16/22	Ought Not to Pass Pursuant to Joint Rule 310			
IDEA	1476	Resolve, Directing the Department of Economic and Community Development To Create and Share Measures of Progress	Reported Out	OTP-AM	Carried On Approps Table	6/3/21	Died On Adjournment			see note
IDEA	1493	Resolve, Directing the Department of Economic and Community Development To Create and Administer a Fund To Provide Seasonal and Tourism Industry Recovery Grants	Reported Out	OTP-AM	Carried On Approps Table	6/2/21	Died On Adjournment			
IDEA	1497	An Act To Expand Youth-led Perspectives in Economic and Workforce Development through the Maine Development Foundation's Realize Maine Network	Reported Out	ONTP	Carried On Approps Table	6/16/21	Died On Adjournment			
IDEA	1566	Resolve, Directing the Maine Arts Commission To Create a Program for Public Art Recovery Grants	Reported Out	ONTP	Carried On Approps Table	6/10/21	Died On Adjournment			
IDEA	1641	Resolve, Directing the Department of Economic and Community Development To Create a Program and Fund To Provide Grants To Movie and Stage Theaters and Music Venues	Reported Out	ONTP	Carried On Approps Table	6/2/21	Died On Adjournment			
IDEA	1652	An Act To Build a Child Care System by Recruiting and Retaining Maine's Early Childhood Educators Workforce	Reported Out	OTP-AM	Carried Over	3/28/22	Died On Adjournment			see note
IDEA	1691	An Act To Require Licensing for Certain Mechanical Trades	Reported Out	ONTP	Carried Over In Comm	3/16/22	Ought Not to Pass Pursuant to Joint Rule 310			
IDEA	1694	An Act To Create the Maine Redevelopment Land Bank Authority	Reported Out	ONTP	Carried Over In Comm	4/7/22	Enacted	PL	664	
IDEA	1785	Resolve, To Examine Recruitment and Retention Programs and Incentives for Public Safety Workers	Reported Out	OTP-AM		3/28/22	Died On Adjournment			

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
IDEA	1793	An Act To Support Statewide Economic Recovery through Strategic Investments	Reported Out		2/3/22	Enacted	PL	501	
IDEA	1800	An Act To Amend the Laws Governing the Small Enterprise Growth Program	Reported Out		2/3/22	Enacted	PL	502	
IDEA	1810	An Act Regarding Examinations and Applications for Professional Engineers and Engineer-interns	Reported Out		1/27/22	Enacted	PL	505	
IDEA	1811	An Act To Provide for the 2022 and 2023 Allocations of the State Ceiling on Private Activity Bonds	Reported Out		1/26/22	Emergency Enacted	P&SL	14	
IDEA	1885	An Act To Increase Maine's Veterinary Workforce	Reported Out		4/8/22	Enacted	PL	725	
IDEA	1896	An Act To Allow Certain Bulk Sale Customers To Opt Out of Paper Delivery Tickets	Reported Out		3/21/22	Enacted	PL	579	
IDEA	1923	An Act To Establish the Maine Space Corporation	Reported Out		4/1/22	Enacted	PL	631	
IDEA	1977	An Act To Require Registration by General Contractors for Home Improvement and Construction	Reported Out		3/7/22	Ought Not to Pass Pursuant to Joint Rule 310			
IDEA	1978	An Act To Promote Home Ownership by Reducing Education Debt	Reported Out		3/11/22	Died On Adjournment			
IDEA	2035	An Act To Make Changes to the Laws Regarding Licensure of Certain Individuals from Other Jurisdictions	Reported Out		4/6/22	Enacted	PL	642	

**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

**LD 730 An Act Regarding Staffing and Funding of the Citizen Trade Policy Commission**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 687 moves funding for the Citizen Trade Policy Commission to the Department of Economic and Community Development. It provides that the Maine International Trade Center, whose president is an ex officio member of the Citizen Trade Policy Commission, provides and manages staffing services for that commission. It also directs other state agencies that have ex officio members on the commission to provide information and assistance to the commission when the expertise of the agencies is relevant to the work for which the assistance is requested by the commission.

**LD 1694 An Act To Create the Maine Redevelopment Land Bank Authority**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 664 establishes the Maine Redevelopment Land Bank Authority, whose purpose is to assist municipalities and other entities in this State in the redevelopment of properties, including properties that are blighted, abandoned, environmentally hazardous and functionally obsolete, in order to return those properties to productive use. The redevelopment authority may acquire property at the request of a municipality or county. It also establishes a fund to support the purpose of the redevelopment authority, which includes as a source of revenue a fee on the disposal of construction and demolition debris. It also establishes the Development Ready Advisory Committee within the redevelopment authority in order to develop and maintain best practices for community development and to assist the redevelopment authority and any other entity that requests assistance with redevelopment matters.

**LD 1793 An Act To Support Statewide Economic Recovery through Strategic Investments**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 501 authorizes the Commissioner of Economic and Community Development to make strategic investments, through loans or direct equity investments, in economic development projects that support economic and business growth, rural manufacturing and industrial site redevelopment and implementation of a strategic plan. It also adds a rule-making provision for such investments and a reporting section for such investments for activities that do not already have specific reporting requirements within authorizing statutory or appropriation language.

**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

**LD 1800 An Act To Amend the Laws Governing the Small Enterprise Growth Program**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 502 amends the laws governing the Small Enterprise Growth Program, also known as the Maine Venture Fund, to permit the Small Enterprise Growth Board to invest in certain privately managed venture capital funds and makes certain technical changes to the statutes.

**LD 1810 An Act Regarding Examinations and Applications for Professional Engineers and Engineer-interns**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 505 makes the following changes to the laws governing licensure of professional engineers or certification as an engineer-intern.

1. It moves from the section of law related to examinations to the section related to applications the requirement that an applicant for licensure as a professional engineer or certification as an engineer-intern reapply to the State Board of Licensure for Professional Engineers if the application process is not completed within five years. The Law updates language to clarify the requirement.
2. It removes the requirement that references for applicants for certification as engineer-interns be character references.
3. It removes the requirement that the application form must be furnished by the State Board of Licensure for Professional Engineers.
4. It eliminates the requirement that an applicant complete a period of mandated engineering work experience before the applicant is allowed to sit for the principles and practices of engineering examinations.

**LD 1811 An Act To Provide for the 2022 and 2023 Allocations of the State Ceiling on Private Activity Bonds**

**ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 14 establishes the allocations of the state ceiling on issuance of tax-exempt private activity bonds for calendar years 2022 and 2023 among the state-level issuers of tax-exempt bonds.

Private and Special Law 2021, chapter 14 was enacted as an emergency measure effective March 16, 2022.

**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

**LD 1885 An Act To Increase Maine’s Veterinary Workforce**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 725 makes the following changes to the Maine Veterinary Medicine Loan Program.

1. It amends the definition of “insufficient veterinary services” to include an insufficient number of practitioners of emergency and critical care services.
2. It adds the option for veterinary students to qualify for the program by demonstrating an interest in working in underserved geographic regions of the State, as determined by the Commissioner of Agriculture, Conservation and Forestry by rule.
3. It requires the Commissioner of Agriculture, Conservation and Forestry to give priority consideration to regions within Aroostook County, Oxford County, Penobscot County, Piscataquis County, Somerset County and Washington County when determining regions of the State identified as having insufficient veterinary services related to emergency and critical care and when determining regions of the State that are underserved.
4. It increases the maximum allowable number of annual loan awards from two to eight and requires that at least half, but no fewer than two, of those awards go to applicants who have demonstrated a likelihood to practice livestock veterinary medicine. Should there not be enough applicants who demonstrate a likelihood to practice livestock veterinary medicine, the Chief Executive Officer of the Finance Authority of Maine may award the remaining loans to other eligible applicants.
5. It increases the maximum loan amount from \$25,000 to \$35,000 per year for a period of up to four years.
6. It requires veterinarians requesting loan forgiveness under the Maine Veterinary Medicine Loan Program to report annually on the location of their practice.
7. It requires the Finance Authority of Maine to include details related to the program in its annual report to the Governor and the Legislature under the Maine Revised Statutes, Title 10, section 974, subsection 1.
8. It appropriates an additional \$220,000 annually in order to increase the number of loans available to be awarded annually from two to three and to increase the maximum loan amount available under the program to each participant to the new statutory limits.

**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

**LD 1896 An Act To Allow Certain Bulk Sale Customers To Opt Out of Paper Delivery Tickets**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 579 authorizes vendors using bulk sale delivery systems equipped with the capability of issuing electronic receipts, tickets or other recorded representations to give purchasers the option to receive required information through electronic means in lieu of or in addition to a paper delivery ticket.

**LD 1923 An Act To Establish the Maine Space Corporation**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 631 establishes the Maine Space Corporation to 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. The corporation shall work closely with the University of Maine System, the Maine Community College System, the career and technical education centers and regions and satellite programs, elementary and secondary schools and other organizations in Maine to ensure education, training and recruitment programs are in place in order to ensure the availability of a highly skilled workforce.

The corporation may establish and promote the Maine Space Complex, which is to include the following business units:

1. The Maine Space Data and Advanced Analytics Center of Excellence, 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;
2. The Maine New Space Innovation Hub, 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 containing specialized equipment to facilitate business research and development, academic and scientific inquiry and a kindergarten to grade 12 learning center and designed to attract both in-state and out-of-state interests; and
3. Maine Launch Sites and Services, staging and launch sites for sending small vehicles with nanosatellites into polar orbit, which is required to prioritize Maine-based businesses and businesses that minimize the environmental effects of their space vehicles and launches.

The Maine Space Complex is restricted to commercial, research and educational uses.

**JOINT STANDING COMMITTEE ON INNOVATION, DEVELOPMENT, ECONOMIC  
ADVANCEMENT AND BUSINESS**

It also establishes the Maine Space Complex 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 complex.

**LD 2035 An Act To Make Changes to the Laws Regarding Licensure of Certain Individuals  
from Other Jurisdictions**

**ENACTED LAW SUMMARY**

Public Law 2021, chapter 642 implements the legislative intent of Public Law 2021, chapter 167. It clarifies that certain documentation and fee waivers may be authorized only in situations of extreme and demonstrated hardship. It also adds language to the powers of the Department of Professional and Financial Regulation, Office of Professional and Occupational Regulation and to certain licensing entities within the office to clarify that the licensing entities are required to establish a process for licensure by endorsement for each license that the licensing entities determine is appropriate for licensure by endorsement despite any conflicting statutory language. It clarifies that an applicant to the licensing entities within the office may apply under the application process of the applicant's choice.

In addition, the law allows the Office of Professional and Occupational Regulation and the licensing boards and commissions within the office to issue a license by endorsement on a case-by-case basis to an applicant for licensure by endorsement that has met the requirements of Title 10, section 8003-H before rules pursuant to the section are finally adopted.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON JUDICIARY**

July 2022

**MEMBERS:**

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SEN. HEATHER B. SANBORN  
SEN. LISA M. KEIM

REP. THOM HARNETT, CHAIR  
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**STAFF:**

MARGARET REINSCH, SR. LEGISLATIVE ANALYST  
JANET STOCCO, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

\*Committee member for portion of session



# *Joint Standing Committee on Judiciary*

## **SUBJECT INDEX**

### **Abortion Issues**

**Enacted**

LD 1899 An Act To Ensure Safe Entry and Access for People Seeking Health Care and Other Constitutional Rights PUBLIC 640

### **Attorney General & District Attorneys**

**Enacted**

LD 1905 An Act To Facilitate Communication between Prosecutors and Unrepresented Defendants While Protecting the Rights of Those Defendants PUBLIC 668

**Not  
Enacted**

LD 272 An Act To Establish Separate Prosecutorial Districts in Downeast Maine Died On Adjournment

LD 1273 An Act To Establish a Conviction Integrity Unit in Maine Died On Adjournment

### **Civil Procedure**

**Enacted**

LD 853 An Act To Increase the Fees Paid to Sheriffs and Their Deputies for Service of Civil Process Documents PUBLIC 739

LD 903 An Act To Enact the Uniform Foreign-country Money Judgments Recognition Act and the Uniform Registration of Canadian Money Judgments Act PUBLIC 689

### **Courts**

**Enacted**

LD 1831 An Act To Improve the Child and Family Court Process PUBLIC 723

LD 2022 An Act To Amend the Judicial Districts and Divisions for York County PUBLIC 633

**Not  
Enacted**

LD 233 An Act To Provide Electronic Access to Confidential Juror Information Died On Adjournment

LD 1950	An Act To Implement the Recommendations of the Commission To Create a Plan To Incorporate the Probate Courts into the Judicial Branch	Died On Adjournment
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**Courts and Court Procedure**

**Enacted**

LD 913	An Act To Make Certain Civil Court Records Accessible by the Public Only at the Courthouse	PUBLIC 644
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**Not Enacted**

LD 1918	An Act To Provide Funding for Guardians Ad Litem	Died On Adjournment
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**Criminal Law and Procedure**

**Enacted**

LD 679	An Act To Establish a Statewide Electronic Warrant System	PUBLIC 684
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LD 842	Resolve, To Create the Commission To Examine Reestablishing Parole	RESOLVE 126
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LD 1857	An Act To Prioritize the Prosecution of Child Homicide Cases	PUBLIC 621
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LD 1946	Resolve, Establishing the Committee To Ensure Constitutionally Adequate Contact with Counsel	RESOLVE 182
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**Not Enacted**

LD 54	An Act To Amend the Laws Governing Post-conviction Review in Order To Facilitate the Fair Hearing of All Newly Discovered Evidence	Died On Adjournment
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LD 478	An Act To Establish a Fund To Compensate Unjustly Incarcerated Persons	Died On Adjournment
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LD 545	An Act To Combat the Sexual Exploitation of Minors in Maine	Died On Adjournment
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LD 844	An Act To Examine and Amend the Conditions of Release and Probation	Veto Sustained
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LD 1303	Resolve, To Require the Revisor of Statutes To Compile a List of Mandatory Minimum Sentences Contained in the Maine Revised Statutes	Died On Adjournment
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LD 1728	An Act To Provide Assistance to Law Enforcement Officers To Allow Them To Protect the Residents of the State	ONTP
LD 1856	An Act To Eliminate Conflicts of Interest with Respect to the Payment of Fees to Bail Commissioners	Died On Adjournment
LD 1895	An Act To Prohibit Invasion of Privacy on Private Property by Cameras	Majority (ONTP) Report

### *Criminal Records and Juvenile Records*

**Enacted**

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LD 1904	An Act To Make Technical Corrections to the Maine Juvenile Code	PUBLIC 701

**Not Enacted**

LD 1818	Resolve, To Reestablish and Continue the Work of the Criminal Records Review Committee	Died On Adjournment
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### *Family Law*

**Enacted**

LD 1804	An Act To Provide Consistency in the Laws Regarding Domestic Partners	PUBLIC 567
LD 1831	An Act To Improve the Child and Family Court Process	PUBLIC 723
LD 1888	An Act To Amend Laws Affecting Sex Offenders and Petitions for the Determination of Parental Rights and Responsibilities	PUBLIC 577
LD 1958	An Act To Amend the Maine Parentage Act with Regard to Presumed Parentage	PUBLIC 610
LD 2028	Resolve, Directing the Family Law Advisory Commission To Develop Options To Improve Preliminary Injunctions in Judicial Separation and Divorce Actions	RESOLVE 148

**Not Enacted**

LD 1918	An Act To Provide Funding for Guardians Ad Litem	Died On Adjournment
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### *Judiciary*

## *Freedom of Access/Confidentiality*

### Enacted

- |         |   |            |
|---------|---|------------|
| LD 913  | An Act To Make Certain Civil Court Records Accessible by the Public Only at the Courthouse  | PUBLIC 644 |
| LD 1943 | An Act To Expand the Address Confidentiality Program to Victims of Certain Human Trafficking Crimes   | PUBLIC 649 |
| LD 1972 | An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Public Records Exceptions Related to Research and Aquaculture Leases | PUBLIC 581 |

### Not Enacted

- |         |  |                     |
|---------|--|---------------------|
| LD 1581 | An Act To Require Telecommunications Companies To Divulge Location Information to Law Enforcement When Necessary To Respond to a 9-1-1 Call or Locate a Person in Danger | Died Between Houses |
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## *Freedom of Access/Remote Participation*

### Enacted

- |         |   |            |
|---------|---|------------|
| LD 1772 | An Act To Amend the Remote Meeting Law in Maine's Freedom of Access Act   | PUBLIC 666 |
| LD 1854 | An Act To Amend the Finance Authority of Maine Act To Allow for Remote Meetings                                 | PUBLIC 572 |
| LD 1971 | An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Remote Participation | PUBLIC 611 |

## *Human Rights*

### Enacted

- |         |  |             |
|---------|--|-------------|
| LD 598  | An Act To Prohibit Discrimination in Employment and School Based on Hair Texture or Hairstyle  | PUBLIC 643  |
| LD 1786 | An Act To Maintain Consistency among Maine's Nondiscrimination Statutes  | PUBLIC 553  |
| LD 1804 | An Act To Provide Consistency in the Laws Regarding Domestic Partners  | PUBLIC 567  |
| LD 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 | RESOLVE 141 |

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<b>Not Enacted</b>	LD 344	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Explicitly Prohibit Discrimination Based on the Sex of an Individual	Died On Adjournment
	LD 982	An Act To Protect against Discrimination by Public Entities	Died On Adjournment

**Indigent Legal Services**

<b>Enacted</b>	LD 1686	An Act To Establish Public Defender Positions and Provide Support for Indigent Legal Services Providers	PUBLIC 720
	LD 1905	An Act To Facilitate Communication between Prosecutors and Unrepresented Defendants While Protecting the Rights of Those Defendants	PUBLIC 668
	LD 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	RESOLVE 163
	LD 1946	Resolve, Establishing the Committee To Ensure Constitutionally Adequate Contact with Counsel	RESOLVE 182

**Involuntary Commitment and Treatment**

<b>Enacted</b>	LD 861	Resolve, Concerning Training and Assessments Related to Protection from Substantial Threats	RESOLVE 160
	LD 2008	Resolve, To Establish the Committee To Study Court-ordered Treatment for Substance Use Disorder	RESOLVE 183

**Legal Services**

<b>Enacted</b>	LD 1905	An Act To Facilitate Communication between Prosecutors and Unrepresented Defendants While Protecting the Rights of Those Defendants	PUBLIC 668
	LD 1946	Resolve, Establishing the Committee To Ensure Constitutionally Adequate Contact with Counsel	RESOLVE 182

**Not  
Enacted**

LD 1326 An Act To Provide Funding for the Maine Civil Legal Services Fund Died On  
Adjournment

**Medical Rights**

**Enacted**

LD 1899 An Act To Ensure Safe Entry and Access for People Seeking Health Care and Other Constitutional Rights PUBLIC 640

LD 2008 Resolve, To Establish the Committee To Study Court-ordered Treatment for Substance Use Disorder RESOLVE 183

**Name changes**

**Enacted**

LD 1900 An Act To Amend the Laws Governing Name Changes PUBLIC 559

**Notaries Public and Notarial Acts**

**Enacted**

LD 2023 An Act To Implement the Recommendations of the Secretary of State Regarding Notarial Acts PUBLIC 651

**Privacy**

**Enacted**

LD 1943 An Act To Expand the Address Confidentiality Program to Victims of Certain Human Trafficking Crimes PUBLIC 649

**Not  
Enacted**

LD 1529 RESOLUTION, Proposing an Amendment to the Constitution of Maine To Create a Right to Privacy Died On  
Adjournment

LD 1581 An Act To Require Telecommunications Companies To Divulge Location Information to Law Enforcement When Necessary To Respond to a 9-1-1 Call or Locate a Person in Danger Died Between  
Houses

LD 1895 An Act To Prohibit Invasion of Privacy on Private Property by Cameras Majority (ONTP)  
Report

LD 1945 An Act To Regulate the Use of Biometric Identifiers Died Between  
Houses

**Judiciary**

## *Probate Code and Probate Court*

**Enacted**

LD 1774 An Act Clarifying the Rights to Legal Representation and To Communicate with Others for Individuals Subject to Guardianship PUBLIC 500

LD 1900 An Act To Amend the Laws Governing Name Changes PUBLIC 559

**Not  
Enacted**

LD 480 An Act To Establish a Presumption of Entitlement to Counsel for a Person Who Is the Subject of an Adult Guardianship, Conservatorship or Other Protective Arrangement Proceeding Died On Adjournment

LD 1950 An Act To Implement the Recommendations of the Commission To Create a Plan To Incorporate the Probate Courts into the Judicial Branch Died On Adjournment

## *Protection from Abuse and Protection from Harassment*

**Enacted**

LD 1696 An Act To Clarify and Recodify Maine's Protection from Abuse Statutes PUBLIC 647

**Not  
Enacted**

LD 1068 An Act To Restrict Access to Weapons Pursuant to Court Order in Cases of Harassment Majority (ONTP) Report

## *Statutes*

**Enacted**

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## *Torts and Immunity*

**Enacted**

LD 840 An Act To Prevent Power Line Electrocutions PUBLIC 618

**Not  
Enacted**

LD 461 An Act To Allow the Reduction of a MaineCare Lien Died On Adjournment

## *Tribal-State Relations*

**Enacted**

LD 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 PUBLIC 681

## *Judiciary*

Casinos, Off-track Betting Facilities, Federally Recognized Indian Tribes and Certain Commercial Tracks To Conduct Sports Wagering

	LD 906	An Act To Provide Passamaquoddy Tribal Members Access to Clean Drinking Water	PUBLIC 650
<b>Not Enacted</b>	LD 1218	Resolve, To Require the Attorney General To Provide an Update on Maine's Implementation of the Federal Law Called "Savanna's Act"	ONTP
	LD 1568	An Act To Implement the Recommendations of the Task Force on Changes to the Maine Indian Claims Settlement Implementing Act	ONTP
	LD 1626	An Act Implementing the Recommendations of the Task Force on Changes to the Maine Indian Claims Settlement Implementing Act	Died On Adjournment
	LD 1665	An Act To Amend AN ACT to Implement the Maine Indian Claims Settlement Concerning Land Acquisition and Criminal Jurisdiction	ONTP
	LD 1907	An Act To Review State Lands and Waterways That Have Sacred, Traditional or Other Significance to the Wabanaki Tribes	Died On Adjournment



**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
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**Judiciary (JUD)**

Comm	LD	Title	Comm	Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
								Law	Ch	
JUD	54	An Act To Amend the Laws Governing Post-conviction Review in Order To Facilitate the Fair Hearing of All Newly Discovered Evidence	Reported Out	OTP-AM/ OTP-AM/ ONTP	Carried On Approps Table	6/16/21	Died On Adjournment			
JUD	233	An Act To Provide Electronic Access to Confidential Juror Information	Reported Out	OTP-AM/ ONTP/ OTP-AM	Carried Over In Comm	3/25/22	Died On Adjournment			
JUD	272	An Act To Establish Separate Prosecutorial Districts in Downeast Maine	Reported Out	OTP-AM	Carried On Approps Table	6/10/21	Died On Adjournment			
JUD	344	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Explicitly Prohibit Discrimination Based on the Sex of an Individual	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	2/15/22	Died On Adjournment			
JUD	461	An Act To Allow the Reduction of a MaineCare Lien	Reported Out	OTP-AM/ ONTP	Carried On Approps Table	6/14/21	Died On Adjournment			
JUD	478	An Act To Establish a Fund To Compensate Unjustly Incarcerated Persons	Reported Out	OTP-AM/ ONTP	Carried On Approps Table	6/14/21	Died On Adjournment			
JUD	480	An Act To Establish a Presumption of Entitlement to Counsel for a Person Who Is the Subject of an Adult Guardianship, Conservatorship or Other Protective Arrangement Proceeding	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	4/14/22	Died On Adjournment			
JUD	545	An Act To Combat the Sexual Exploitation of Minors in Maine	Reported Out	OTP-AM/ ONTP	Carried On Approps Table	6/16/21	Died On Adjournment			
JUD	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	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	4/14/22	Enacted	PL	681	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
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**Judiciary (JUD)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?	
							Law	Ch		
JUD	598	An Act To Prohibit Discrimination in Employment and School Based on Hair Texture or Hairstyle	Reported Out	OTP/ONTP	Carried Over In Comm	3/29/22	Enacted	PL	643	
JUD	679	An Act To Establish a Statewide Electronic Warrant System	Reported Out	OTP-AM	Carried On Approps Table	6/15/21	Enacted	PL	684	
JUD	840	An Act To Prevent Power Line Electrocutions	Reported Out	OTP-AM/ONTP	Carried Over In Comm	3/25/22	Enacted	PL	618	
JUD	842	Resolve, To Create the Commission To Examine Reestablishing Parole	Reported Out	OTP-AM/ONTP		6/16/21	Finally Passed	RESLV	126	
JUD	844	An Act To Examine and Amend the Conditions of Release and Probation	Reported Out	OTP-AM/ONTP	Carried On Approps Table	6/16/21	Veto Sustained			
JUD	853	An Act To Increase the Fees Paid to Sheriffs and Their Deputies for Service of Civil Process Documents	Reported Out	OTP-AM	Carried On Approps Table	6/14/21	Enacted	PL	799	
JUD	861	Resolve, Concerning Training and Assessments Related to Protection from Substantial Threats	Reported Out	OTP-AM/ONTP	Carried Over In Comm	4/11/22	Finally Passed	RESLV	160	
JUD	903	An Act To Enact the Uniform Foreign-country Money Judgments Recognition Act and the Uniform Registration of Canadian Money Judgments Act	Reported Out	OTP-AM/ONTP	Carried Over In Comm	4/6/22	Enacted	PL	689	
JUD	906	An Act To Provide Passamaquoddy Tribal Members Access to Clean Drinking Water	Reported Out	OTP-AM	Carried Over In Comm	4/11/22	Enacted	PL	650	
JUD	913	An Act To Make Certain Civil Court Records Accessible by the Public Only at the Courthouse	Reported Out	OTP-AM/ONTP	Carried Over In Comm	4/1/22	Enacted	PL	644	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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**Judiciary (JUD)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
JUD	982	An Act To Protect against Discrimination by Public Entities	Reported Out	Carried Over In Comm	4/19/22	Died On Adjournment			
JUD	1068	An Act To Restrict Access to Weapons Pursuant to Court Order in Cases of Harassment	Reported Out	Carried Over In Comm	4/5/22	Accepted Majority (ONTP) Report			
JUD	1218	Resolve, To Require the Attorney General To Provide an Update on Maine's Implementation of the Federal Law Called "Savanna's Act"	Reported Out	Carried Over In Comm	3/21/22	Ought Not to Pass Pursuant to Joint Rule 310			
JUD	1273	An Act To Establish a Conviction Integrity Unit in Maine	Reported Out	Carried On Approps Table	6/15/21	Died On Adjournment			
JUD	1303	Resolve, To Require the Revisor of Statutes To Compile a List of Mandatory Minimum Sentences Contained in the Maine Revised Statutes	Reported Out	Carried On Approps Table	6/14/21	Died On Adjournment			
JUD	1310	An Act Regarding a Post-judgment Motion To Seal the Criminal History Record Information for Certain Criminal Convictions	Reported Out	Carried Over In Comm	4/14/22	Enacted	PL	674	
JUD	1326	An Act To Provide Funding for the Maine Civil Legal Services Fund	Reported Out	Carried On Approps Table	6/16/21	Died On Adjournment			see note
JUD	1529	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Create a Right to Privacy	Reported Out	Carried Over In Comm	4/14/22	Died On Adjournment			
JUD	1568	An Act To Implement the Recommendations of the Task Force on Changes to the Maine Indian Claims Settlement Implementing Act	Reported Out	Carried Over In Comm	3/8/22	Ought Not to Pass Pursuant to Joint Rule 310			

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PL = Public Law  
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RESLV = Resolve

**Judiciary (JUD)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
JUD	1581	An Act To Require Telecommunications Companies To Divulge Location Information to Law Enforcement When Necessary To Respond to a 9-1-1 Call or Locate a Person in Danger	Reported Out	Carried Over In Comm	3/16/22	Died Between Houses			
JUD	1626	An Act Implementing the Recommendations of the Task Force on Changes to the Maine Indian Claims Settlement Implementing Act	Reported Out	Carried Over In Comm	4/13/22	Died On Adjournment			
JUD	1665	An Act To Amend AN ACT to Implement the Maine Indian Claims Settlement Concerning Land Acquisition and Criminal Jurisdiction	Reported Out	Carried Over In Comm	3/21/22	Ought Not to Pass Pursuant to Joint Rule 310			
JUD	1686	An Act To Establish Public Defender Positions and Provide Support for Indigent Legal Services Providers	Reported Out	Carried On Approps Table	6/16/21	Enacted	PL	720	
JUD	1696	An Act To Clarify and Recodify Maine's Protection from Abuse Statutes	Reported Out	Carried Over In Comm	4/5/22	Enacted	PL	647	
JUD	1728	An Act To Provide Assistance to Law Enforcement Officers To Allow Them To Protect the Residents of the State	Reported Out	Carried Over In Comm	3/22/22	Ought Not to Pass Pursuant to Joint Rule 310			
JUD	1772	An Act To Amend the Remote Meeting Law in Maine's Freedom of Access Act	Reported Out		4/11/22	Enacted	PL	666	
JUD	1774	An Act Clarifying the Rights to Legal Representation and To Communicate with Others for Individuals Subject to Guardianship	Reported Out		2/9/22	Enacted	PL	500	
JUD	1786	An Act To Maintain Consistency among Maine's Nondiscrimination Statutes	Reported Out		3/16/22	Enacted	PL	553	
JUD	1804	An Act To Provide Consistency in the Laws Regarding Domestic Partners	Reported Out		3/25/22	Enacted	PL	567	
JUD	1818	Resolve, To Reestablish and Continue the Work of the Criminal Records Review Committee	Reported Out		2/24/22	Died On Adjournment			

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**Judiciary (JUD)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
JUD	1831	An Act To Improve the Child and Family Court Process	Reported Out		4/5/22	Enacted	PL	723	
JUD	1854	An Act To Amend the Finance Authority of Maine Act To Allow for Remote Meetings	Reported Out		3/23/22	Emergency Enacted	PL	572	
JUD	1856	An Act To Eliminate Conflicts of Interest with Respect to the Payment of Fees to Bail Commissioners	Reported Out		4/1/22	Died On Adjournment			
JUD	1857	An Act To Prioritize the Prosecution of Child Homicide Cases	Reported Out		3/25/22	Enacted	PL	621	
JUD	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	Reported Out		3/16/22	Finally Passed	RESLV	141	
JUD	1888	An Act To Amend Laws Affecting Sex Offenders and Petitions for the Determination of Parental Rights and Responsibilities	Reported Out		3/28/22	Enacted	PL	577	
JUD	1895	An Act To Prohibit Invasion of Privacy on Private Property by Cameras	Reported Out		3/16/22	Accepted Majority (ONTP) Report			
JUD	1899	An Act To Ensure Safe Entry and Access for People Seeking Health Care and Other Constitutional Rights	Reported Out		4/13/22	Enacted	PL	640	
JUD	1900	An Act To Amend the Laws Governing Name Changes	Reported Out		3/16/22	Enacted	PL	559	
JUD	1904	An Act To Make Technical Corrections to the Maine Juvenile Code	Reported Out		3/28/22	Enacted	PL	701	
JUD	1905	An Act To Facilitate Communication between Prosecutors and Unrepresented Defendants While Protecting the Rights of Those Defendants	Reported Out		4/11/22	Enacted	PL	668	
JUD	1907	An Act To Review State Lands and Waterways That Have Sacred, Traditional or Other Significance to the Wabanaki Tribes	Reported Out		4/14/22	Died On Adjournment			

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**Judiciary (JUD)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
JUD	1918	An Act To Provide Funding for Guardians Ad Litem 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	Reported Out		3/16/22	Died On Adjournment			
JUD	1926	Resolve, Changing the Identifying and Reporting Responsibilities and Extending the Reporting Deadline for the Identification of Places in the State with Offensive Names	Reported Out		4/13/22	Emergency Finally Passed	RESLV	163	
JUD	1934	An Act To Expand the Address Confidentiality Program to Victims of Certain Human Trafficking Crimes	Reported Out		3/22/22	Finally Passed	RESLV	149	
JUD	1943		Reported Out		4/11/22	Emergency Enacted	PL	649	
JUD	1945	An Act To Regulate the Use of Biometric Identifiers	Reported Out		4/14/22	Died Between Houses			
JUD	1946	Resolve, Establishing the Committee To Ensure Constitutionally Adequate Contact with Counsel	Reported Out		4/11/22	Emergency Finally Passed	RESLV	182	
JUD	1950	An Act To Implement the Recommendations of the Commission To Create a Plan To Incorporate the Probate Courts into the Judicial Branch	Reported Out		4/14/22	Died On Adjournment			
JUD	1958	An Act To Amend the Maine Parentage Act with Regard to Presumed Parentage	Reported Out		3/29/22	Enacted	PL	610	
JUD	1971	An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Remote Participation	Reported Out		4/1/22	Enacted	PL	611	
JUD	1972	An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Public Records Exceptions Related to Research and Aquaculture Leases	Reported Out		3/23/22	Enacted	PL	581	
JUD	2008	Resolve, To Establish the Committee To Study Court-ordered Treatment for Substance Use Disorder	Reported Out		4/13/22	Emergency Finally Passed	RESLV	183	
JUD	2022	An Act To Amend the Judicial Districts and Divisions for York County	Reported Out		4/11/22	Enacted	PL	633	

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**Judiciary (JUD)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
JUD	2023	An Act To Implement the Recommendations of the Secretary of State Regarding Notarial Acts	Reported Out		4/11/22	Enacted	PL	651	
JUD	2028	Resolve, Directing the Family Law Advisory Commission To Develop Options To Improve Preliminary Injunctions in Judicial Separation and Divorce Actions	Comes From Committee		3/22/22	Finally Passed	RESLV	148	
JUD	2034	An Act To Correct Inconsistencies, Conflicts and Errors in the Laws of Maine	Reported Out		4/15/22	Emergency Enacted	PL	676	

## JOINT STANDING COMMITTEE ON JUDICIARY

### **LD 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**

#### **ENACTED LAW SUMMARY**

Part A of Public Law 2021, chapter 681 enacts the Tribal-State Collaboration Act, which requires 14 departments within the Executive Branch, the Office of the Public Advocate and the Public Utilities Commission each to designate a tribal liaison and to develop and implement a policy that promotes positive government-to-government relations between the State and the federally recognized Indian tribes within the State; promotes cultural competency in the agency's interactions with Indian tribes and tribal members; and establishes a process for collaboration between the agency and Indian tribes regarding the agency's programs, rules and services that substantially and uniquely affect the Indian tribes or tribal members. The Act also directs the Governor to meet at least annually with the leaders of the Indian tribes in a Tribal-State Summit to address issues of mutual concern, including implementing the Tribal-State Collaboration Act, improving communication between the State and the Indian tribes and implementing the requirement to include Maine Native American studies in the Department of Education's system of learning results. Part A also includes the Houlton Band of Maliseet Indians within the list of parties that may join an interlocal cooperation agreement under the Maine Revised Statutes, Title 30-A, chapter 115.

Part B explains that the amendments to the State's tax laws in Parts C through H of Public Law 2021, chapter 681 are designed to 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; to encourage economic development within their tribal lands, the benefits of which will accrue not only to these tribes and their tribal members but also to surrounding communities and the State; and to clarify and simplify the application of the State's tax laws to these tribes, their tribal lands and tribal members, in order to reduce the costs of tax compliance and administration. Parts C through H achieve these goals by:

1. Providing that the Passamaquoddy Tribe, the Penobscot Nation and the Houlton Band of Maliseet Indians are deemed to act in a governmental capacity and not in a business capacity for purposes of applying the State's sales tax and income tax laws and are therefore exempt from these taxes;
2. Creating an exemption from the State's sales tax for sales to the Passamaquoddy Tribe, the Penobscot Nation or the Houlton Band of Maliseet Indians for sales occurring on or after January 1, 2023;
3. Creating an exemption from the State's sales tax for sales to tribal members or tribal entities of the Passamaquoddy Tribe, the Penobscot Nation and the Houlton Band of Maliseet Indians that are sourced to tribal lands for sales occurring on or after January 1, 2023, but providing that the use tax applies to such sales if the exempt property or service is used primarily outside of tribal land during the first year after purchase;



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4. Expanding the provision of law that returns sales tax revenue collected by the State attributable to sales occurring on the Passamaquoddy reservations at Pleasant Point and Indian Township to the Passamaquoddy Tribe on a monthly basis by, effective January 1, 2023, both providing for the return of sales tax revenue attributable to sales occurring on all of the Passamaquoddy Indian territory and providing for the return to the Houlton Band of Maliseet Indians and to the Penobscot Nation of sales tax revenue collected by the State attributable to sales occurring on Houlton Band Trust Land or Penobscot Indian territory, respectively;
5. Exempting tribal land of the Passamaquoddy Tribe, the Penobscot Nation and the Houlton Band of Maliseet Indians from the commercial forestry excise tax; wild blueberries grown on such tribal land from the wild blueberry tax; and potatoes grown on such tribal land from the potato tax, all effective January 1, 2023;
6. Providing that, effective January 1, 2023, the Passamaquoddy Tribe, the Penobscot Nation, the Houlton Band of Maliseet Indians and tribal corporations organized by these tribes under Section 17 of the federal Indian Reorganization Act are not subject to the Maine corporate income tax; and
7. Creating income tax modifications applicable to tax years beginning on or after January 1, 2023 for tribal members of the Passamaquoddy Tribe, the Penobscot Nation and the Houlton Band of Maliseet Indians residing on tribal land and for the estates of a decedent who was such a tribal member residing on tribal land for the amount of income or loss derived from or connected with sources on tribal land.

Part I of Public Law 2021, chapter 681 sets forth the Legislature's findings that, 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 will provide economic stimulus to rural areas of the State; that 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; that the conduct of facility-based sports wagering by licensed commercial tracks, casinos and off-track betting facilities will support the harness racing industry and that these entities are well suited to conduct facility-based sports wagering because of their infrastructure and experience with similar forms of wagering in the State.

Part J of Public Law 2021, chapter 681 amends the laws governing fantasy contests to allow such contests to be based on the performances of participants in collegiate athletic events and authorizes the conduct of sports wagering in the State subject to the regulatory oversight of the Department of Public Safety, Gambling Control Unit.

Commercial tracks not located in Bangor, casinos and off-track betting facilities are eligible to apply for the up to 10 total facility sports wagering licenses that may be issued to conduct in-person sports wagering in the State. Each of the State's four federally recognized Indian tribes is eligible to apply for a mobile sports wagering license to conduct sports wagering through which individuals physically located within the State make wagers using mobile applications or digital

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platforms. Facility sports wagering licenses and mobile sports wagering licenses are nontransferable, except that a federally recognized Indian tribe may transfer its mobile sports wagering license to a business entity that is wholly owned by that federally recognized Indian tribe. The four-year initial and renewal fee for a facility sports wagering license is \$4,000 and the four-year initial and renewal fee for a mobile sports wagering license is \$200,000.

Facility and mobile sports wagering licensees, referred to as operators, may purchase or lease equipment, systems or services for sports wagering from entities with a supplier license, whose equipment, systems or services must meet standards established by rule. An operator may also enter into a written contract approved by the director of the Gambling Control Unit with a single management services licensee that has sufficient knowledge and experience in the business of operating sports wagering to effectively conduct sports wagering on behalf of the operator. If a management services licensee enters into a contract with more than one operator, its method for separately accounting for each operator's gross receipts and adjusted gross sports wagering receipts from each operator must be approved by the director. The fee paid by an operator to a management services licensee may not exceed 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 management services demonstrates that the fee is commercially reasonable. A person employed by an operator to be engaged directly in sports wagering-related activities must be licensed by the Gambling Control Unit.

Operators may accept wagers on professional, collegiate and amateur sports events, including international events, as well as on the individual performances of athletes, motor vehicle races and electronic sports. Operators may not accept sports wagers on high school events, other events where a majority of participants are under 18 years of age and events involving Maine-based colleges and universities, except that an operator may accept a wager on a 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 game or match. Operators also may not accept wagers on the occurrence of injuries or penalties, the outcome of player disciplinary rulings or replay reviews and additional categories of sports wagers that, upon the request of the relevant sports governing body, the director determines will undermine the integrity or perceived integrity of the sports governing body or its sports events. Operators are required to report abnormal wagering activity to the director and to the relevant sports governing body.

Operators may not accept sports wagers from individuals under 21 years of age; participants in the sports event, including athletes and officials; persons with an interest in the outcome of the sports event identified by the director by rule; the operator's own directors or employees or persons living in their households; persons voluntarily or involuntarily placed on a list maintained by the Gambling Control Unit of persons not authorized to make sports wagers; persons making wagers on behalf of another person; and Gambling Control Unit employees. Mobile operators also may not accept sports wagers from persons who are not physically located within the State.

Rules adopted by the director governing the marketing or advertising of sports wagering must require that an operator disclose its identity as a licensed commercial track, licensed casino, licensed off-track betting facility, federally recognized Indian tribe in the State or business entity

## JOINT STANDING COMMITTEE ON JUDICIARY

wholly owned by a federally recognized Indian tribe in the State; must prohibit the use of misleading, deceptive or false sports wagering advertising; and must restrict, to the extent permissible, the marketing or advertising of sports wagering that is designed to reach or to appeal to persons under 21 years of age.

Operators must remit 10% of their adjusted gross sports wagering receipts to the State. One percent of adjusted gross sports wagering receipts must be deposited in the General Fund for the administrative expenses of the Gambling Control Unit; 1% of the adjusted gross sports wagering receipts must be deposited in the Gambling Addiction Prevention and Treatment Fund; 0.55% of the adjusted gross sports wagering receipts must be distributed by the State Harness Racing Commission to entities that conduct live harness racing in the State; 0.55% of the adjusted gross sports wagering receipts must be deposited in the Sire Stakes Fund; and 0.4% of the adjusted gross sports wagering receipts must be deposited in the Agricultural Fair Promotion Fund, which is established to provide monetary support to eligible nonprofit organizations that have had, for at least the preceding 25 years, a sole or primary purpose of promoting agricultural fairs in the State. The remaining adjusted gross sports wagering receipts remitted to the State must be deposited in the General Fund.

Part J of Public Law 2021, chapter 681 also establishes that each federally recognized Indian tribe in the State has the right to conduct mobile gaming under any law of the State newly authorizing such mobile gaming that is enacted on or after the effective date of this legislation.

### **LD 598 An Act To Prohibit Discrimination in Employment and School Based on Hair Texture or Style**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 643 amends the Maine Human Rights Act to prohibit discrimination in employment and education based on hair texture or hairstyle. It also provides that use of the term “race” within the relevant subchapters of the Maine Human Rights Act includes traits that are associated with race, including hair texture, Afro hairstyles and protective hairstyles. “Protective hairstyles” includes braids, twists and locks. The text of Public Law 2021, chapter 643 is based on language adopted in Maryland and referred to as the CROWN Act, which is an acronym for Creating a Respectful and Open World for Natural Hair.

### **LD 679 An Act To Establish a Statewide Electronic Warrant System**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 684 directs the State Court Administrator to 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. Once established, the electronic warrant system may be used to apply for a search warrant or an arrest warrant when the application is presented to a District Court judge or a Superior Court justice or to a justice of the peace who is authorized

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under rules adopted by the Supreme Judicial Court. Chapter 684 directs the Supreme Judicial Court to 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, to provide for the application, issuance and return of arrest warrants and search warrants through electronic means. Chapter 684 provides ongoing funding for an eWarrant System and for technology costs to ensure judges and justices can access the eWarrant System off-site.

### **LD 840 An Act To Prevent Power Line Electrocutions**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 618 amends the Overhead High-voltage Line Safety Act to limit the indemnification of the owner or operator of an overhead high-voltage line when the owner's or operator's negligence contributes to damages to facilities or injuries to persons. To the extent employers are liable under workers' compensation laws when employees are injured, employers are immune from the payment of damages under the Overhead High-voltage Line Safety Act.

### **LD 842 Resolve, To Create the Commission to Examine Reestablishing Parole**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 126 establishes the Commission To Examine Reestablishing Parole, consisting of 13 members, five of whom are Legislators. The commission may request the current members of the Department of Corrections, State Parole Board as well as others to serve as consultants to the commission. The commission must report to the Joint Standing Committee on Judiciary by December 1, 2022.

### **LD 853 An Act To Increase the Fees Paid to Sheriffs and Their Deputies for Service of Civil Process Documents**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 739 amends the laws concerning the fees and travel reimbursement paid to sheriffs and their deputies for service of civil process documents by increasing these fees and providing that the travel reimbursement rate must be at least the same rate as that paid to state employees. It includes funding for payment of the fees and travel reimbursement for the Department of Health and Human Services and the Judicial Branch.

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### **LD 861 Resolve, Concerning Training and Assessments Related to Protection from Substantial Threats**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 160 requires the Department of Public Safety to develop and provide training programs on the protection from substantial threats process (also known as “yellow flag orders”) in the Maine Revised Statutes, Title 34-B, section 3862-A, referred to in the resolve as “the temporary weapons removal process,” which includes temporary weapons removal assessments. The department is required to report annually from 2023 to 2026 to the joint standing committee of the Legislature having jurisdiction over judiciary matters on the training programs and certain information concerning temporary weapons removal assessments and recommended temporary weapons removals.

### **LD 903 An Act To Enact the Uniform Foreign-country Money Judgments Recognition Act and the Uniform Registration of Canadian Money Judgments Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 689 enacts the Uniform Foreign-country Money Judgments Recognition Act and the Uniform Registration of Canadian Money Judgments Act. Both Acts take effect January 1, 2023. The key difference between the two laws is that the Uniform Registration of Canadian Money Judgments Act allows registration in the Maine courts of a Canadian money judgment, without the registered judgment being related to an action already pending in or a new action being filed in the Maine courts.

The Uniform Foreign-country Money Judgments Recognition Act provides rules for recognition and enforcement of money judgments from any foreign country. If a person wishes to enforce in Maine a money judgment from a foreign country, the first step is recognition of the foreign-country judgment. A creditor may seek recognition by filing an action in state court or by filing a counterclaim, cross-claim or affirmative defense in a pending action. If the judgment meets the statutory standards, the court must recognize it and then the judgment may be enforced as if it is a judgment of another state of the United States.

To be recognized, a foreign-country money judgment must meet several standards. First, it must be shown that the judgment is conclusive, final and enforceable in the country of origin. Second, the judgment must come from a court system that is impartial and that honors due process. Third, the foreign court must have had personal and subject matter jurisdiction. Recognition of the judgment may be denied for a number of reasons, including if the defendant did not receive notice of the proceeding or the claim is repugnant to American or Maine public policy.

Public Law 2021, chapter 689 also includes the Uniform Registration of Canadian Money Judgments Act, originally proposed in L.D. 902. The Uniform Registration of Canadian Money Judgments Act was finalized by the Uniform Law Commission in 2019 to create a streamlined process for recognizing and enforcing money judgments from Canada eliminating the need to file

## JOINT STANDING COMMITTEE ON JUDICIARY

a lawsuit. Under the registration process, the court need not hold a full judicial proceeding to recognize and enforce a Canadian money judgment that meets the requirements of the Act. The streamlined approach of the Act offers a less expensive method to recognize and enforce money judgments that are a result of commercial activity. Under this act, Canadian judgments may be recognized by registering the judgment with the clerk of the court with notice to the person against whom the judgment has been registered. Unless the person objects, the judgment may be enforced 31 days following the notice. The person may object on the grounds available under the Uniform Foreign-country Money Judgments Recognition Act or because of a failure to comply with the registration requirements. If the person objects, the process reverts to the process for recognition of judgments from other countries.

Public Law 2021, chapter 689 includes the following nonuniform modifications to the Uniform Registration of Canadian Money Judgments Act:

1. It does not include a statutory form because the judicial branch will develop a petition form for registering a Canadian money judgment.
2. The Act applies to money judgments from a Canadian proceeding commenced before as well as on or after the effective date of the Act, which is January 1, 2023.

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 Act and the Uniform Registration of Canadian Money Judgments Act are applicable to the relevant provisions of Public Law 2021, chapter 689.

Public Law 2021, chapter 689 is effective January 1, 2023.

### **LD 906 An Act To Provide Passamaquoddy Tribal Members Access to Clean Drinking Water**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 650 exempts the property of the Passamaquoddy Water District, which is a nontribal entity, from taxation by municipal governments. In order to provide access to alternate supplies of groundwater, it also authorizes the Passamaquoddy Tribe to add to the Passamaquoddy Indian territory, through the federal trust acquisition process and without local approval, two parcels of tribally owned fee land that are in close proximity to the tribe's existing Indian territory.

Public Law 2021, chapter 650 further provides that, unless the Passamaquoddy Tribe enters an intergovernmental agreement authorizing the State to exercise concurrent jurisdiction, the United States Environmental Protection Agency, and not the State, has the primary authority to regulate drinking water standards within Passamaquoddy Indian territory. If the tribe chooses to do so, it may seek authority from the United States Environmental Protection Agency to regulate drinking water standards within Passamaquoddy Indian territory to the extent permitted under federal law.

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This drinking water-related jurisdiction of the United States Environmental Protection Agency and of the Passamaquoddy Tribe does not extend beyond the Passamaquoddy Indian territory.

### **LD 913 An Act To Make Certain Civil Court Records Accessible by the Public Only at the Courthouse**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 644 limits the public accessibility of certain court records that are part of eviction actions brought pursuant to the Maine Revised Statutes, Title 14, section 6001 and small claims actions brought pursuant to Title 14, section 7481. It provides that the records are available only at the courthouse, and not online, if the eviction action or small claims action is dismissed, is resolved in favor of the defendant, more than three years have elapsed since the judgment was entered or the parties agree that the records should be accessible by the public only at the courthouse.

### **LD 1310 An Act Regarding a Post-judgment Motion To Seal the Criminal History Record Information for Certain Criminal Convictions**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 674 reestablishes a special statutory process to seal certain criminal records that was originally created by Public Law 2015, chapter 354 that was repealed by its own terms on October 1, 2019. Chapter 674 uses the same process to seal criminal records of an eligible criminal conviction as in the repealed law but expands the eligibility for record sealing by increasing the maximum age at which the crime was committed.

“Eligible criminal conviction” includes all current and former Class E crimes except for sexual assault crimes contained in the Maine Revised Statutes, Title 17-A, chapter 11. A person with an eligible criminal conviction may file a motion to seal the criminal history record information for the eligible criminal conviction if at least four years have passed since the person fully satisfied each of the sentencing alternatives imposed for the conviction; 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 since satisfying the sentencing alternatives; the person has not been convicted of a crime in another jurisdiction since satisfying the sentencing alternatives; the person does not have any presently pending criminal charges in this State or in another jurisdiction; and the person was at least 18 years of age but less than 28 years of age at the time of the commission of the underlying crime.

The court must hold a hearing on the motion and, if the court determines all the requirements have been met, the court must issue an order sealing the criminal history record information. Notice of the order must be provided to the person, the prosecutorial office that prosecuted the person and the Department of Public Safety, Bureau of State Police, State Bureau of Identification, which must promptly amend its records relating to the sealed criminal history record information.

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If the person is convicted of a crime after the court's order, the person's criminal history record information must be unsealed. The person is required to notify the court of the new conviction, but if the person does not do so, the court must notify the person of the new conviction and offer the person an opportunity to request a hearing to contest the fact of the new conviction. If the court determines that there is a new criminal conviction or if the person fails to request a hearing, the court must issue an order unsealing the person's criminal history record information and notify the State Bureau of Identification.

When a person's criminal history record information related to the eligible conviction is sealed, the sealed criminal history record information must be treated as confidential criminal history record information and may not be disseminated by a criminal justice agency, whether directly or through any intermediary, except as provided in Title 16, section 705. A criminal justice agency may also disseminate information to the person; a criminal justice agency for the administration of criminal justice; the Secretary of State to ensure compliance with motor vehicle laws; victims; certain professional licensing agencies; financial institutions that are required to conduct criminal history record checks; and others required to conduct fingerprint-based background checks. Dissemination of sealed criminal history record information 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 criminal history record information 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. Dissemination of sealed criminal history record information to a criminal justice agency for the purpose of the administration of criminal justice also includes dissemination and use of the criminal history record information as permitted by the Maine Rules of Evidence and as required by discovery requirements of the Maine Rules of Civil Procedure and the Maine Rules of Unified Criminal Procedure.

A person whose criminal conviction is sealed may respond to inquiries, other than from criminal justice agencies and those authorized to obtain the sealed criminal history record information, by not disclosing the existence of the sealed criminal history record information without being subject to any state sanctions. Not disclosing the existence of the sealed criminal history record information is not perjury, false swearing or unsworn falsification except if not disclosed to a criminal justice agency or those authorized to obtain the sealed record.

Public law 2021, chapter 674 provides that the restrictions on the dissemination of records under Title 15, former chapter 310 under orders issued before October 1, 2019 continue to apply to the relevant criminal history records and that the process for unsealing a record based on a subsequent criminal conviction created in this legislation applies when a person for whom the dissemination of the record was restricted under former chapter 310 is subsequently convicted of a crime.

A person who intentionally disseminates criminal history record information that has been sealed under this legislation in violation of the confidentiality provisions of this legislation, knowing it to be in violation, is guilty of the Class E crime unlawful dissemination as provided in Title 16, section 707.



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### **LD 1686 An Act to Establish Public Defender Positions and Provide Support for Indigent Legal Services Providers**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 720 establishes and funds five public defender positions to be dispatched in the State where needed, provides money for legal research by attorneys providing services to the Maine Commission on Indigent Legal Services and adds funding for attendance at training events provided by the Maine Commission on Indigent Legal Services.

### **LD 1696 An Act To Clarify and Recodify Maine’s Protection from Abuse Statutes**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 647 clarifies and recodifies Maine’s protection from abuse statutes to make the process more accessible to the public, the legal community and the judiciary. Established case law is incorporated for judicial economy and clarity for self-represented litigants and the legal community. Chapter 647 does not make any substantive changes to existing law and is intended solely as reorganization of the existing statutes. Public Law 2021, chapter 647 takes effect January 1, 2023.

### **LD 1772 An Act To Amend the Remote Meeting Law in Maine’s Freedom of Access Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 666 amends the law governing remote participation in public meetings in the Freedom of Access Act to remove the requirement that a remote meeting policy adopted by a public body must include an expectation that members of the public body be physically present. It allows the public body to limit public attendance at a proceeding solely to remote methods if there is an emergency or urgent situation that requires the public body to meet only by remote methods. It also clarifies that the remote participation policy of a public body applies to a board or committee within the jurisdiction of the public body unless the subordinate board or committee adopts its own remote participation policy.

### **LD 1774 An Act Clarifying the Rights to Legal Representation and To Communicate with Others for Individuals Subject to Guardianship**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 500 clarifies within the Maine Probate Code that an adult for whom a guardian has been appointed retains the rights to engage an attorney for any reason and to communicate freely with counsel, the probate court, an ombudsman or any advocate for the adult subject to the guardianship. It also provides that the section of the Maine Probate Code prohibiting

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the guardian of an adult from restricting the adult’s ability to communicate, visit or interact with others unless certain statutory conditions are met applies to all adult guardianships, including those established before September 1, 2019.

### **LD 1786 An Act To Maintain Consistency among Maine’s Nondiscrimination Statutes**

#### **ENACTED LAW SUMMARY**

Public Law 2022, chapter 553 makes the nondiscrimination provisions throughout the Maine Revised Statutes consistent to prohibit discrimination on the basis of actual or perceived race, color, sex, sexual orientation, gender identity, physical or mental disability, religion, ancestry or national origin, age or familial status. It clarifies language in the Maine Insurance Code related to nondiscrimination without making substantive changes to insurance rating.

### **LD 1804 An Act To Provide Consistency in the Laws Regarding Domestic Partners**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 567 provides consistency throughout the Maine Revised Statutes by enacting as a subsection in the general words and phrases statute that applies to all of the Maine Revised Statutes the definition of “domestic partner” included in the Maine Uniform Probate Code. It repeals all other definitions of “domestic partner” and incorporates into the laws governing custody of the remains of deceased persons and governing anatomical gifts language from the Uniform Health Care Decisions Act that is used to determine who may act as a surrogate to make health care decisions. In circumstances in which evidence is required to verify the existence of a domestic partnership, those who have registered as domestic partners with the Department of Health and Human Services, Office of Data, Research and Vital Statistics need only show that they are registered. Chapter 567 also directs the Department of Labor to adopt rules to provide guidance on the application of the laws governing family medical leave to domestic partners.

### **LD 1831 An Act To Improve the Child and Family Court Process**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 723 authorizes family law magistrates to hear and dispose of all interim orders in actions involving divorce, legal separation, parentage or parental rights regardless of whether both parents consent. It requires the Chief Justice of the Supreme Judicial Court, the Chief Justice of the Superior Court and the Chief Judge of the District Court to establish annual training and education designed to inform justices, judges and family law magistrates about domestic violence and child abuse, neglect and maltreatment issues.

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### **LD 1854 An Act To Amend the Finance Authority of Maine Act To Allow for Remote Meetings**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 572 repeals the specific provisions in law governing certain emergency meetings of the Finance Authority of Maine, thereby making the remote meetings provisions of Title 1, section 403-B applicable to the authority.

Public Law 2021, chapter 572 was enacted as an emergency measure effective April 7, 2022.

### **LD 1857 An Act To Prioritize the Prosecution of Child Homicide Cases**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 621 directs the Attorney General to formally request the Judicial Branch to give priority to scheduling child homicide trials.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 141 extends by two years the Maine Human Rights Commission pilot program to receive, review and investigate incidents and complaints of harassment due to a person's housing status and other reports of interference with a person's access to public accommodations and extends the deadlines for its reports. The commission's interim report is due to the joint standing committee of the Legislature having jurisdiction over judiciary matters September 15, 2023 and the final report must be submitted by September 15, 2024, after the conclusion of the 4th year of the pilot program. The resolve is retroactive to June 16, 2020, the effective date of Resolve 2019, chapter 113, which originally created the pilot program.

### **LD 1888 An Act To Amend Laws Affecting Sex Offenders and Petitions for the Determination of Parental Rights and Responsibilities**

#### **ENACTED LAW SUMMARY**

Public law 2021, chapter 577 provides express authority for a court to order a forensic risk assessment in a parental rights and responsibilities proceeding. The assessment must be performed by a licensed clinical social worker, psychologist or psychiatrist qualified to perform psychosexual evaluations. In determining whether to order an assessment, the court may consider the existence of court findings, including convictions for child-related sexual offenses, dissemination of sexually

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explicit material or possession of sexually explicit material, substantiated findings of child abuse or neglect involving child-related sexual offenses or sexual exploitation of a minor, a recommendation for the assessment by a guardian ad litem and any other factor the court considers relevant. The court may order that the person performing the forensic risk assessment may interview certain parents and have access to court documents, records of any interview with the child and other relevant documents. The court must order the parent who is ordered to complete the forensic risk assessment to pay all the fees associated with the assessment unless another parent agrees to pay for the assessment. If the parent has already completed a forensic risk assessment in the past year, the court may order the parent to release the assessment to the court, the guardian ad litem or another party and may require the parent to complete a new assessment only if the court determines a new assessment is necessary.

### **LD 1899 An Act To Ensure Safe Entry and Access for People Seeking Health Care and Other Constitutional Rights**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 640 defines the term “medical safety zone” and requires the demarcation of a medical safety zone around a building in which patients receive health services. It also prohibits a person from entering into, remaining in or creating an obstruction in that medical safety zone during the hours in which health services may be provided. The eight-foot medical safety zone is measured from the center of the entrance of the building in which patients receive health services. Chapter 640 makes violating the prohibition or intentionally interfering or attempting to interfere with the exercise of certain constitutional rights a Class E crime.

### **LD 1900 An Act To Amend the Laws Governing Name Changes**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 559 removes the current requirement that notice be given prior to a court’s order changing the name of an adult who has petitioned for the name change. It does not remove the court’s discretion in changing an adult’s name, but it does prohibit the court from requiring public notice before approving the name change.

Chapter 559 provides that notice of the filing of a petition to change the name of a minor must be provided only to any other parent; to any guardian and any person or agency with legal custody of the minor; to the guardian ad litem, if any; and to the minor if the minor is 14 years of age or older.

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### **LD 1904 An Act to Make Technical Corrections to the Maine Juvenile Code**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 701 provides that notice of the Juvenile Court's order to seal juvenile case records, rather than a copy of the order itself, must be transmitted to the Department of Public Safety, Bureau of State Police, State Bureau of Identification.

### **LD 1905 An Act to Facilitate Communication between Prosecutors and Unrepresented Defendants While Protecting the Rights of Those Defendants**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 668 ensures that a prosecutor does not communicate with an unrepresented defendant about the facts, circumstances, merits or disposition of a criminal charge pending against the defendant before the defendant has knowingly, voluntarily and intelligently waived the defendant's right to counsel. Chapter 668 clarifies the current law to provide that the defendant must have been informed of the defendant's right to counsel, including court-appointed counsel if the defendant is indigent, by the court. It provides that waiver of the right to counsel, required to be in writing, must be executed in court.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 163 provides for legislative review of portions of Chapter 301: Fee Schedule and Administrative Procedures for Payment of Commission Assigned Council, a major substantive rule of the Maine Commission on Indigent Legal Services.

Resolve 2021, chapter 163 was finally passed as an emergency measure effective April 20, 2022.

### **LD 1934 Resolve, Changing the Identifying and Reporting Responsibilities and Extending the Reporting Deadline for the Identification of Places in the State with Offensive Names**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 149 amends Resolve 2021, chapter 98 to extend from December 1, 2021 to December 1, 2022 the deadline for submitting to the Legislature the report on identifying and renaming geographic features and other places with offensive names, to remove the requirement that the Department of Agriculture, Conservation and Forestry work jointly with the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations to review state law

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regarding offensive place names and to authorize the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations to establish an advisory committee to facilitate the process of identifying offensive place names.

### **LD 1943 An Act To Expand the Address Confidentiality Program to Victims of Certain Human Trafficking Crimes**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 649 expands the Address Confidentiality Program to victims of human trafficking and minor victims of kidnapping and standardizes the use of terms referring to domestic violence and sexual assault.

Public Law 2021, chapter 649 was enacted as an emergency measure effective April 21, 2022.

### **LD 1946 Resolve, Establishing the Committee To Ensure Constitutionally Adequate Contact with Counsel**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 182 establishes the 16-member Committee To Ensure Constitutionally Adequate Contact with Counsel 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 adequate contact with counsel. The constitutional communications committee must submit a report to the Joint Standing Committee on Judiciary by November 2, 2022.

### **LD 1958 An Act To Amend the Maine Parentage Act with Regard to Presumed Parentage**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 610, which was proposed by the Family Law Advisory Commission, provides clarification and guidance for challenges to existing legal presumptions of parentage in the Maine Parentage Act, including cross-references to “best interest of the child” factors already found in existing statutes.

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### **LD 1971 An Act To Implement the Recommendations of the Right To Know Advisory Committee**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 611 implements the recommendations of the Right To Know Advisory Committee concerning remote participation by members of a public body subject to the Freedom of Access Act.

Current law does not authorize members of a public body to participate in a public proceeding when not physically present unless the public body has properly adopted a remote participation policy that meets the requirement of the Maine Revised Statutes, Title 1, section 403-B. Chapter 611 authorizes a public body to adopt the required remote participation policy through remote participation via a two-step process.

1. If the chair of the public body determines that an emergency or urgent issue exists that prevents the public body from meeting in person, the chair may call a meeting of the public body in which the members may participate by remote methods. Public notice of the meeting must be provided and must include information about how the public can participate in the meeting. The proposed remote participation policy must be included with the notice of the remote meeting or the notice must include instructions on how to obtain a copy of the proposed policy in advance of the meeting. Once the meeting is convened, the members must 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 at least two-thirds of the members vote in support of the chair's determination, after an opportunity for hearing, the members may vote on adopting a policy authorizing remote participation.

Chapter 611 also amends the current law that applies to the obligation of public bodies to make documents available to the public to ensure that access to the proposed remote participation policy is provided in advance of the remote meeting called to adopt the policy.

### **LD 1972 An Act To Implement the Recommendations of the Right To Know Advisory Committee Concerning Public Records Exceptions Related to Research and Aquaculture Leases**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 581 amends the public records exception in the laws governing research and aquaculture leases to clarify that a copy of a seeding and harvesting report provided to a municipality is confidential.

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### **LD 2008 Resolve, To Establish the Committee To Study Court-ordered Treatment for Substance Use Disorder**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 183 establishes the 16-member Committee To Study Court-ordered Treatment for Substance Use Disorder. The study committee is directed to explore the legal issues and best medical practices and related issues concerning substance use disorder treatment that either is involuntary or includes some form of leverage to ensure adherence to treatment. The study committee shall submit a report that summarizes 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. The study committee is required to seek outside funding for the costs of the study.

Resolve 2021, chapter 183 was finally passed as an emergency measure effective May 8, 2022.

### **LD 2022 An Act To Amend the Judicial Districts and Divisions for York County**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 633 changes provisions of the Maine Revised Statutes, Title 4 to align the statutes with the future location of the District Court in York County. Chapter 633 takes effect January 1, 2023.

### **LD 2023 An Act To Implement the Recommendations of the Secretary of State Regarding Notarial Acts**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 651 implements the recommendations of the Secretary of State's study on remote and online notarization pursuant to Public Law 2021, chapter 337. It is based on the Revised Uniform Law on Notarial Acts as approved by the National Conference of Commissioners on Uniform State Laws (NCCUSL) in 2018.

Chapter 651 retains the current law's strong conflict of interest protections prohibiting performance of a notarial act for an immediate family member, except in the case of a marriage ceremony, and includes the uniform law's additional restriction on notarial acts involving records in which the notary public or notary public's family member has a direct beneficial interest. It also includes identical language from the current Maine statute for the corporate conflict of interest provision and uses substantively the same language from the current Maine statute that prohibits a notary public from notarizing the petitions for a referendum campaign in which the notary public is otherwise involved.



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Chapter 651 retains the current authorization that allows attorneys-at-law duly admitted and eligible to practice in the courts of this State to perform notarial acts. Additionally, NCCUSL's Revised Uniform Law on Notarial Acts recommends that judges, clerks or deputy clerks of the court be authorized to perform notarial acts, and these additional authorizations, with the addition of state court justices, are included.

Chapter 651 permits any notarial officer, including notaries public, attorneys, justices, judges, clerks and deputy clerks, to perform notarial acts for a remotely located individual in accordance with specified criteria. Chapter 651 includes security measures, including identity proofing and recording requirements, and language that permits the Secretary of State to assess a fee when the Secretary of State accepts service for a civil action in a dispute pursuant to a notarial act performed for a remotely located individual. The Secretary of State currently requires a fee for any service of process made to the Secretary of State.

Chapter 651 authorizes all notarial officers to perform a notarial act with respect to an electronic record. A notarial officer must notify the Secretary of State prior to performing the first notarial act with respect to an electronic record.

Chapter 651 requires any notarial officer seeking to perform remote and online notarization to notify the Secretary of State, who will maintain a database of that information online. The Secretary of State currently maintains a searchable online database of notaries public.

Currently, Maine is one of only three states that gives notaries public the authority to perform marriages. Chapter 651 creates a separate marriage officiant license and eliminates the power of notaries public to perform marriage ceremonies. It also provides that a notary public is automatically issued a marriage officiant license unless the notary public declines the license in writing. Chapter 651 clarifies that marriages may not be solemnized remotely.

Chapter 651 retains the current term of seven years for notaries public, as well as for the new marriage officiant license.

Title 4, section 961 currently provides for the continuation of the temporary modification of certain in-person notarization and acknowledgment requirements established in executive orders in 2020, but only until January 1, 2023. Chapter 651 extends the effect of section 961 until July 1, 2023.

Other than the amendments to Title 4, section 961, Chapter 651 takes effect July 1, 2023.

### **LD 2028 Resolve, Directing the Family Law Advisory Commission To Develop Options To Improve Preliminary Injunctions in Judicial Separation and Divorce Actions**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 148 was reported out by the Judiciary Committee pursuant to Resolve 2021, chapter 78. It directs the Family Law Advisory Commission to review the elements of preliminary injunctions in judicial separation and divorce actions both in this State's statutes and in the statutes

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of other states and to develop options for improving those preliminary injunctions. The commission must submit a report to the joint standing committee of the Legislature having jurisdiction over judiciary matters no later than December 15, 2022, and the joint standing committee may report out legislation related to the report to the 131st Legislature in 2023.

### **LD 2034 An Act To Correct Inconsistencies, Conflicts and Errors in the Laws of Maine**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 676 corrects technical inconsistencies, conflicts and errors in the laws of Maine. It also makes two substantive changes to Maine law.

1. Part D, section 5, clarifies that the fuel gas detector law passed in 2021 requires a fuel gas detector in rooms containing an appliance that combusts propane, natural gas or any liquified petroleum gas. Although this clarification is consistent with the intent of Public Law 2021, chapter 194, this is a substantive change as chapter 194 applied to rooms containing an appliance that is fueled by propane, natural gas or any liquified petroleum gas.
2. Current law requires the Department of Education to develop and implement an Internet-based application for free or reduced-price meals and to make the application available to schools. Part E requires schools to accept data in applications submitted through the department's Internet-based application for free or reduced-price meals. This language was inadvertently omitted from the committee amendment to L.D. 961 that was adopted in Public Law 2021, chapter 212 in June 2021.

Public Law 2021, chapter 676 was enacted as an emergency measure effective May 2, 2022.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON  
LABOR AND HOUSING**

July 2022

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SEN. CRAIG V. HICKMAN, CHAIR\*  
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REP. SOPHIA B. WARREN

**STAFF:**

STEVEN LANGLIN, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

\*Committee chair for portion of session

\*\*Committee member for portion of session

# *Joint Standing Committee on Labor and Housing*

## **SUBJECT INDEX**

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**Enacted**

LD 449 An Act To Strengthen the Ability of Public Employers and Teachers' Unions To Negotiate PUBLIC 752

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Enacted**

LD 151 An Act To Protect Farm Workers by Allowing Them To Organize for the Purpose of Collective Bargaining Veto Sustained

### **Department of Labor**

**Enacted**

LD 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 RESOLVE 157

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Enacted**

LD 581 Resolve, To Expedite Processing of Applications for Certification under the Federal Work Opportunity Tax Credit Died On Adjournment

### **Employee Benefits**

**Enacted**

LD 912 An Act To Extend Family Medical Leave to Hourly School Employees PUBLIC 690

LD 1874 An Act To Clarify COVID-19 Paid Leave for School Employees PUBLIC 614

**Not  
Enacted**

LD 1338 An Act To Prohibit Employers from Retaliating against the Use of Earned Paid Leave Veto Sustained

LD 1952 Resolve, To Reestablish the Commission To Develop a Paid Family and Medical Leave Benefits Program Died On Adjournment

### **Employee Compensation**

**Enacted**

LD 225 An Act Regarding the Treatment of Vacation Time upon the Cessation of Employment PUBLIC 561

LD 607 An Act To Direct the Department of Labor To Educate Business and Nonprofit Communities on Overtime Laws PUBLIC 563

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<b>Not Enacted</b>	LD 616	An Act To Increase Accountability for Wage Violations	Died On Adjournment
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	LD 1673	An Act To Establish Fair Housing Goals in Certain Communities in Maine	PUBLIC 754
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<b>Not Enacted</b>	LD 211	An Act To Support Emergency Shelter Access for Persons Experiencing Homelessness	Died On Adjournment
	LD 473	An Act To Create the Maine Rental Assistance and Guarantee Program	Died On Adjournment
	LD 654	An Act To Create a 24-hour Shelter Capital Project Funding Program	Died On Adjournment
	LD 773	An Act To Assist Public School Students and Families Who Are Homeless	Died On Adjournment

LD 1246	Resolve, To Study Best Practices and Different Area Needs for Development of Affordable Homes and Expanding Home Ownership in Maine Communities	Died On Adjournment
LD 1312	An Act To Remove Barriers to Accessory Dwelling Units and Allow Accessory Dwelling Units where Single-family Houses Are Allowed	Died On Adjournment
LD 1884	An Act To Create Affordable Agricultural Homesteads	Majority (ONTP) Report
LD 2006	An Act To Improve the Low-income Home Energy Assistance Program	Died On Adjournment

### **Housing Safety**

**Enacted**

LD 1891	An Act To Continue Supporting Safe Drinking Water for Maine Families	PUBLIC 726
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### **Labor Relations**

**Enacted**

LD 775	An Act To Include within the Definitions of "Public Employee" and "Judicial Employee" Those Who Have Been Employed for Less Than 6 Months	PUBLIC 601
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**Not Enacted**

LD 555	An Act To Expand the Rights of Public Sector Employees	Majority (ONTP) Report
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### **Labor Unions**

**Enacted**

LD 1823	An Act To Amend the Enforcement Provisions of the Law Governing Earned Paid Leave	PUBLIC 569
LD 1889	An Act To Amend the Whistleblowers' Protection Act To Ensure Coverage in Unionized Workplaces	PUBLIC 589
LD 1969	An Act Concerning Equity in Renewable Energy Projects and Workforce Development	PUBLIC 705

**Not Enacted**

LD 464	An Act To Change Certain Labor Laws	ONTP
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### **Minimum Wage**

**Not Enacted**

LD 734	An Act To Set a Minimum Wage for School Support Staff	Died On Adjournment
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## Miscellaneous

**Enacted**

LD 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 PUBLIC 665

**Not  
Enacted**

LD 463 An Act To Establish the Perfluoroalkyl and Polyfluoroalkyl Substances Testing Reimbursement Fund for the Purpose of Testing Residential Property Wells Died On Adjournment

LD 468 An Act To Amend the Laws Governing Labor and Housing ONTP

LD 1997 Resolve, To Implement Certain Recommendations of the Committee To Study the Feasibility of Creating Basic Income Security Died On Adjournment

## Prevailing Wage and Benefits

**Enacted**

LD 1969 An Act Concerning Equity in Renewable Energy Projects and Workforce Development PUBLIC 705

## Retirement

**Not  
Enacted**

LD 1753 An Act Regarding the Retirement of Law Enforcement Officers under the Participating Local District Retirement Program ONTP

LD 1901 An Act To Protect Funding for Health Care for Retired Teachers by Establishing an Investment Trust Fund ONTP

## State Retirement System

**Enacted**

LD 1922 An Act To Amend Certain Laws Pertaining to the Maine Public Employees Retirement System PUBLIC 548

**Not  
Enacted**

LD 111 An Act To Allow Career Educators To Retire without Penalty Died On Adjournment

LD 548 An Act Regarding Penalties for Early Retirement for Certain Members of the Maine Public Employees Retirement System Died On Adjournment

LD 703 An Act To Increase the Amount to Which a State Employee or Teacher Retiree's Cost-of-living Adjustment Is Applied from \$20,000 to the Retiree's Actual Retirement Benefit Died On Adjournment

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LD 956	An Act To Amend the Eligibility Criteria for Creditable Service in the Armed Forces of the United States under the State Retirement System	Died On Adjournment
LD 1041	An Act To Include Certain Mental Health Workers under the 1998 Special Plan for Retirement	Died On Adjournment
LD 1746	An Act To Expand the 1998 Special Retirement Plan To Include Employees Who Work for the Office of Chief Medical Examiner	Died On Adjournment
LD 1808	An Act To Address Employee Retention at the Maine State Police Crime Laboratory and the Computer Crimes Unit in the Department of Public Safety	Died On Adjournment
LD 1840	An Act To Amend the Laws Governing Retirement Benefit Reductions for Certain Employees Currently Included in the 1998 Special Plan	Died On Adjournment

### **Unemployment Compensation**

**Not Enacted**

LD 1509	An Act To Provide That Maine's School Bus Drivers Are Eligible for Unemployment Insurance	Died On Adjournment
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### **Wages**

**Enacted**

LD 607	An Act To Direct the Department of Labor To Educate Business and Nonprofit Communities on Overtime Laws	PUBLIC 563
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**Not Enacted**

LD 616	An Act To Increase Accountability for Wage Violations	Died On Adjournment
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### **Workers' Compensation**

**Enacted**

LD 305	An Act To Include Certain Employees in the Bureau of Forestry's Forest Protection Unit in the Laws Concerning Cancer Suffered by Firefighters	PUBLIC 678
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LD 575	An Act To Establish a Conditional Presumption of Compensability for Certain Employees in Cases of Impairment from Hypertension or Heart Disease	PUBLIC 730
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LD 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	PUBLIC 629
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**Not Enacted**

LD 1430	An Act Regarding the Waiting Period for Compensation for Incapacity To Work under the Maine Workers' Compensation Act of 1992	Died On Adjournment
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### **Labor and Housing**



LD 1881	An Act To Clarify the Laws Related to the Use of Medical Marijuana and Workers' Compensation	Majority (ONTP) Report
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**Workforce Development**

**Not  
Enacted**

LD 831	An Act To Aid Workforce Development	ONTP
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**Workforce Investment**

**Enacted**

LD 898	An Act To Create the Essential Support Workforce Advisory Committee	PUBLIC 688
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**Workforce Investment and Development**

**Enacted**

LD 177	An Act To Support Apprenticeship Programs	PUBLIC 709
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LD 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	RESOLVE 165
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LD 1969	An Act Concerning Equity in Renewable Energy Projects and Workforce Development	PUBLIC 705
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**Not  
Enacted**

LD 886	Resolve, To Encourage Employment in the Direct Care Workforce	Died On Adjournment
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PL = Public Law  
P&SL = Private and Special Law  
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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
LBHS	111	An Act To Allow Career Educators To Retire without Penalty	Reported Out	Carried On Approps Table	3/8/21	Died On Adjournment			
LBHS	151	An Act To Protect Farm Workers by Allowing Them To Organize for the Purpose of Collective Bargaining	Reported Out		6/15/21	Veto Sustained			
LBHS	177	An Act To Support Apprenticeship Programs	Reported Out	Carried Over In Comm	4/5/22	Enacted	PL	709	
LBHS	211	An Act To Support Emergency Shelter Access for Persons Experiencing Homelessness	Reported Out	Carried On Approps Table	4/15/21	Died On Adjournment			see note
LBHS	225	An Act Regarding the Treatment of Vacation Time upon the Cessation of Employment	Reported Out	Carried Over In Comm	3/29/22	Enacted	PL	561	
LBHS	305	An Act To Include Certain Employees in the Bureau of Forestry's Forest Protection Unit in the Laws Concerning Cancer Suffered by Firefighters	Reported Out	Carried On Approps Table	4/29/21	Enacted	PL	678	
LBHS	449	An Act To Strengthen the Ability of Public Employers and Teachers' Unions To Negotiate	Reported Out	Carried On Approps Table	5/17/21	Enacted	PL	752	
LBHS	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	Reported Out	Carried Over In Comm	4/1/22	Finally Passed	RESLV	165	
LBHS	463	An Act To Establish the Perfluoroalkyl and Polyfluoroalkyl Substances Testing Reimbursement Fund for the Purpose of Testing Residential Property Wells	Reported Out	Carried Over In Comm	4/7/22	Died On Adjournment			
LBHS	464	An Act To Change Certain Labor Laws	Reported Out	Carried Over In Comm	3/21/22	Ought Not to Pass Pursuant to Joint Rule 310			

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?	
							Law	Ch		
LBHS	468	An Act To Amend the Laws Governing Labor and Housing	Reported Out	ONTP	Carried Over In Comm	3/21/22	Ought Not to Pass Pursuant to Joint Rule 310			
LBHS	473	An Act To Create the Maine Rental Assistance and Guarantee Program	Reported Out	ONTP	Carried On	6/8/21	Died On Adjournment			see note
LBHS	548	An Act Regarding Penalties for Early Retirement for Certain Members of the Maine Public Employees Retirement System	Reported Out	ONTP	Carried Over In Comm	2/24/22	Died On Adjournment			
LBHS	555	An Act To Expand the Rights of Public Sector Employees	Reported Out	ONTP/	Carried Over In Comm	1/27/22	Accepted Majority (ONTP) Report			
LBHS	575	An Act To Establish a Conditional Presumption of Compensability for Certain Employees in Cases of Impairment from Hypertension or Heart Disease	Reported Out	ONTP-AM/	Carried On	5/3/21	Enacted	PL	730	
LBHS	581	Resolve, To Expedite Processing of Applications for Certification under the Federal Work Opportunity Tax Credit	Reported Out	ONTP	Carried On	5/6/21	Died On Adjournment			
LBHS	607	An Act To Direct the Department of Labor To Educate Business and Nonprofit Communities on Overtime Laws	Reported Out	ONTP-AM/	Carried Over In Comm	3/29/22	Enacted	PL	563	
LBHS	616	An Act To Increase Accountability for Wage Violations	Reported Out	ONTP	Carried On	6/3/21	Died On Adjournment			see note
LBHS	654	An Act To Create a 24-hour Shelter Capital Project Funding Program	Reported Out	ONTP-AM/	Carried On	5/19/21	Died On Adjournment			
LBHS	703	An Act To Increase the Amount to Which a State Employee or Teacher Retiree's Cost-of-living Adjustment is Applied from \$20,000 to the Retiree's Actual Retirement Benefit	Reported Out	ONTP-AM/	Carried On	5/19/21	Died On Adjournment			see note

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**Labor and Housing (LBHS)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
LBHS	734	An Act To Set a Minimum Wage for School Support Staff	Reported Out	Carried On Approps Table	5/10/21	Died On Adjournment			
LBHS	773	An Act To Assist Public School Students and Families Who Are Homeless	Reported Out	Carried On Approps Table	5/17/21	Died On Adjournment			
LBHS	775	An Act To Include within the Definitions of "Public Employee" and "Judicial Employee" Those Who Have Been Employed for Less Than 6 Months	Reported Out	Carried Over In Comm	4/1/22	Enacted	PL	601	
LBHS	831	An Act To Aid Workforce Development	Reported Out	Carried Over In Comm	3/21/22	Ought Not to Pass Pursuant to Joint Rule 310			
LBHS	886	Resolve, To Encourage Employment in the Direct Care Workforce	Reported Out	Carried On Approps Table	6/8/21	Died On Adjournment			see note
LBHS	898	An Act To Create the Essential Support Workforce Advisory Committee	Reported Out	Carried Over In Comm	4/5/22	Enacted	PL	688	
LBHS	907	An Act Concerning State Pension Funds and Climate Change	Reported Out	Carried Over In Comm	3/21/22	Ought Not to Pass Pursuant to Joint Rule 310			
LBHS	912	An Act To Extend Family Medical Leave to Hourly School Employees	Reported Out	Carried On Approps Table	6/16/21	Enacted	PL	690	
LBHS	956	An Act To Amend the Eligibility Criteria for Creditable Service in the Armed Forces of the United States under the State Retirement System	Reported Out	Carried On Approps Table	5/17/21	Died On Adjournment			
LBHS	965	An Act Concerning Nondisclosure Agreements in Employment	Reported Out	Carried Over	4/1/22	Enacted	PL	760	

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**Labor and Housing (LBHS)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
LBHS	1041	An Act To Include Certain Mental Health Workers under the 1998 Special Plan for Retirement	Reported Out	Carried On Approps Table	5/21/21	Died On Adjournment			
LBHS	1240	Resolve, To Review Barriers to Regional Solutions for Housing Choices	Reported Out	Carried Over In Comm	3/31/22	Finally Passed	RESLV	184	
LBHS	1246	Resolve, To Study Best Practices and Different Area Needs for Development of Affordable Homes and Expanding Home Ownership in Maine Communities	Reported Out	Carried Over Approps Table	6/8/21	Died On Adjournment			
LBHS	1312	An Act To Remove Barriers to Accessory Dwelling Units and Allow Accessory Dwelling Units where Single-family Houses Are Allowed	Reported Out	Carried On Approps Table	6/14/21	Died On Adjournment			
LBHS	1338	An Act To Prohibit Employers from Retaliating against the Use of Earned Paid Leave	Reported Out	Carried On Approps Table	5/18/21	Veto Sustained			
LBHS	1430	An Act Regarding the Waiting Period for Compensation for Incapacity To Work under the Maine Workers' Compensation Act of 1992	Reported Out	Carried On Approps Table	6/8/21	Died On Adjournment			
LBHS	1509	An Act To Provide That Maine's School Bus Drivers Are Eligible for Unemployment Insurance	Reported Out	Carried On Approps Table	6/14/21	Died On Adjournment			
LBHS	1656	An Act To Promote Energy-efficient Affordable Housing	Reported Out	Carried On Approps Table	6/8/21	Enacted	PL	718	
LBHS	1673	An Act To Establish Fair Housing Goals in Certain Communities in Maine	Reported Out	Carried Over In Comm	4/6/22	Enacted	PL	754	
LBHS	1724	An Act To Create a Logging Dispute Resolution Board and To Require Proof of Ownership Documents To Be Available within 14 Days of Request	Reported Out	Carried Over In Comm	4/8/22	Enacted	PL	665	

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
LBHS	1746	An Act To Expand the 1998 Special Retirement Plan To Include Employees Who Work for the Office of Chief Medical Examiner	Reported Out		2/24/22	Died On Adjournment			
LBHS	1753	An Act Regarding the Retirement of Law Enforcement Officers under the Participating Local District Retirement Program	Reported Out		2/10/22	Ought Not to Pass Pursuant to Joint Rule 310			
LBHS	1808	An Act To Address Employee Retention at the Maine State Police Crime Laboratory and the Computer Crimes Unit in the Department of Public Safety	Reported Out		4/11/22	Died On Adjournment			
LBHS	1823	An Act To Amend the Enforcement Provisions of the Law Governing Earned Paid Leave	Reported Out		2/24/22	Enacted	PL	569	
LBHS	1840	An Act To Amend the Laws Governing Retirement Benefit Reductions for Certain Employees Currently Included in the 1998 Special Plan	Reported Out		4/5/22	Died On Adjournment			
LBHS	1874	An Act To Clarify COVID-19 Paid Leave for School Employees	Reported Out		4/4/22	Emergency Enacted	PL	614	
LBHS	1878	An Act To Support Restaurants in the State through Service Charge Revenues	Reported Out		2/24/22	Died On Adjournment			
LBHS	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	Reported Out		3/30/22	Enacted	PL	629	
LBHS	1881	An Act To Clarify the Laws Related to the Use of Medical Marijuana and Workers' Compensation	Reported Out		3/30/22	Accepted Majority (ONTP) Report			
LBHS	1884	An Act To Create Affordable Agricultural Homesteads	Reported Out		3/30/22	Accepted Majority (ONTP) Report			
LBHS	1889	An Act To Amend the Whistleblowers' Protection Act To Ensure Coverage in Unionized Workplaces	Reported Out		3/16/22	Enacted	PL	589	

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Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
LBHS	1891	An Act To Continue Supporting Safe Drinking Water for Maine Families	Reported Out		3/7/22	Enacted	PL	726	
LBHS	1901	An Act To Protect Funding for Health Care for Retired Teachers by Establishing an Investment Trust Fund	Reported Out		3/25/22	Ought Not to Pass Pursuant to Joint Rule 310			
LBHS	1922	An Act To Amend Certain Laws Pertaining to the Maine Public Employees Retirement System	Reported Out		2/24/22	Enacted	PL	548	
LBHS	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	Reported Out		3/31/22	Finally Passed	RESLV	157	
LBHS	1952	Resolve, To Reestablish the Commission To Develop a Paid Family and Medical Leave Benefits Program	Reported Out		3/31/22	Died On Adjournment			see note
LBHS	1961	An Act To Help Alleviate Maine's Housing Shortage and Change the Membership of the Maine State Housing Authority	Reported Out		4/1/22	Enacted	PL	657	
LBHS	1966	An Act To Facilitate Access to Heating Assistance	Reported Out		3/29/22	Emergency Enacted	PL	588	
LBHS	1969	An Act Concerning Equity in Renewable Energy Projects and Workforce Development	Reported Out		4/11/22	Enacted	PL	705	
LBHS	1997	Resolve, To Implement Certain Recommendations of the Committee To Study the Feasibility of Creating Basic Income Security	Reported Out		3/29/22	Died On Adjournment			
LBHS	2003	An Act To Implement the Recommendations of the Commission To Increase Housing Opportunities in Maine by Studying Zoning and Land Use Restrictions	Reported Out		4/14/22	Enacted	PL	672	see note
LBHS	2006	An Act To Improve the Low-income Home Energy Assistance Program	Reported Out		3/31/22	Died On Adjournment			

## **JOINT STANDING COMMITTEE ON LABOR AND HOUSING**

### **LD 177 An Act To Support Apprenticeship Programs**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 709 provides \$200,000 in 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. It also provides \$200,000 in 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. Public Law 2021, chapter 709 also transfers \$200,000 from the Medical Use of Marijuana Fund within the Department of Administrative and Financial Services to the unappropriated surplus of the General Fund no later than June 30, 2023 to offset \$200,000 of the General Fund appropriations.

### **LD 225 An Act Regarding the Treatment of Vacation Time upon the Cessation of Employment**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 561 provides that all unused vacation pay 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. It also provides that, if the employee's employment is governed by a collective bargaining agreement and that agreement includes provisions addressing payment of vacation pay upon cessation of employment, the collective bargaining agreement supersedes this provision of law.

### **LD 305 An Act To Include Certain Employees in the Bureau of Forestry's Forest Protection Unit in the Laws Concerning Cancer Suffered by Firefighters**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 678 clarifies that all employees 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 are added to the list of firefighters under the workers' compensation laws whose cancer is presumed to be caused by their firefighting duties.



## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

### **LD 449 An Act To Strengthen the Ability of Public Employers and Teachers' Unions To Negotiate**

#### **ENACTED LAW SUMMARY**

Current law provides that the obligation of a public employer and a bargaining agent to bargain collectively includes their mutual obligation 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.

Public Law 2021, chapter 752 removes the exception to meet as long as the parties have not otherwise agreed in a prior written contract only for public employers that are school districts and the bargaining agents for teachers within those districts.

The law also provides funding to avoid a potential unfunded state mandate and requires the Department of Education to develop a process to reimburse school districts affected by the requirement to bargain for 90% of those school districts' legal and other costs incurred as a result of the requirement to bargain.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 165 directs the Department of Labor to convene a stakeholder group to examine workforce development issues in the hospitality industry and the food and beverage industry. The stakeholder group must submit a report to the joint standing committee of the Legislature having jurisdiction over labor matters no later than January 1, 2023. The committee may report out a bill to the 131st Legislature in 2023 related to these matters.

### **LD 575 An Act To Establish a Conditional Presumption of Compensability for Certain Employees in Cases of Impairment from Hypertension or Heart Disease**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 730 establishes a rebuttable presumption under the workers' compensation laws 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

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

into that employment or during the time of that employment that failed to reveal any evidence of that condition.

### **LD 607 An Act To Direct the Department of Labor To Educate Business and Nonprofit Communities on Overtime Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 563 requires the Department of Labor to conduct a comprehensive educational campaign focused on the business and nonprofit communities on employee overtime laws as described in the Maine Revised Statutes. It also requires the department to submit a report regarding that campaign annually to the joint standing committee of the Legislature having jurisdiction over labor matters.

### **LD 775 An Act To Include within the Definitions of “Public Employee” and “Judicial Employee” Those Who Have Been Employed for Less Than 6 Months**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 601 provides that, for the purposes of the public employees and judicial employees labor relations laws, a person who has been an employee of the State or another public employer for less than six months is considered a public employee and a person who has been an employee of the judicial branch for less than six months is considered a judicial employee. A person who has been an employee of the State or another public employer for less than six months may be dismissed, suspended or otherwise disciplined without cause during the probationary period and is not entitled to a pre-disciplinary hearing. Termination of an employee 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.

### **LD 898 An Act To Create the Essential Support Workforce Advisory Committee**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 688 establishes the Essential Support Workforce Advisory Committee to advise the Legislature, the Governor and state agencies on issues involving the essential support workforce.

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

### **LD 912 An Act To Extend Family Medical Leave to Hourly School Employees**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 690 allows an employee of a school administrative unit who has worked at least 900 hours in the previous 12-month period to be 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.

### **LD 965 An Act Concerning Nondisclosure Agreements in Employment**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 760 provides that 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 occurring in the workplace or at work-related events.

The law also provides that 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:

1. Limits an individual's right to report, testify or provide evidence to a federal or state agency that enforces employment or discrimination laws;
2. Prevents an individual from testifying or providing evidence in federal and state court proceedings in response to legal process; or
3. Prohibits an individual from reporting conduct to a law enforcement agency.

The law provides that 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 if:

1. 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;
2. The provision applies to all parties to the agreement to the extent otherwise permitted by law;
3. 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

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

4. The employer retains a copy of the agreement for six years following the execution of the agreement or the end of employment, whichever is later.

The law provides that the Department of Labor shall enforce the Act and the Attorney General may bring an action under the Act to impose a fine or to enjoin further violation. It provides that an employer that intentionally violates this section commits a civil violation for which a fine of up to \$1,000 may be adjudged.

### **LD 1240 Resolve, To Review Barriers to Regional Solutions for Housing Choices**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 184 establishes the Commission To Increase Housing Opportunities in Maine by Studying Land Use Regulations and Short-term Rentals, which is a 17-member commission. The commission is directed to 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; 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, the promotion of an economic climate that increases job opportunities and overall economic well-being and the protection of the State's water resources and other critical natural resources; review efforts in other states and municipalities to address housing shortages through changes to land use restrictions and regulation of short-term rentals; and consider measures that would encourage municipalities to increase available housing, including but not limited to municipal incentives and statewide regulation of short-term rentals. It also directs the commission to consider strategies for affordable home ownership through changes to land use restrictions.

The commission must, no later than November 2, 2022, submit a report, including suggested legislation, to the joint standing committee of the Legislature having jurisdiction over housing matters.

### **LD 1656 An Act To Promote Energy-efficient Affordable Housing**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 718 requires that the Maine State Housing Authority condition approval of funding of a housing project upon an applicant's compliance with housing design standards and requirements related to energy-efficient design and sustainability. It also directs the Maine State Housing Authority to adopt rules by January 1, 2024, and requires that the Maine State Housing Authority collaborate with the Efficiency Maine Trust, when appropriate, using existing resources.

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

### **LD 1673 An Act To Establish Fair Housing Goals in Certain Communities in Maine**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 754 sets a guideline for service center communities to employ in developing a growth management program that at least 10% of the housing stock is affordable housing. It requires the Department of Agriculture, Forestry and Conservation to update the service center community classifications in 2023 and every five years thereafter; post the service center community listing on its publicly accessible website; submit a report, by February 15, 2023, to the joint standing committee of the Legislature having jurisdiction over housing matters detailing where population growth is occurring and projected to occur; and submit the periodic evaluation report required to be provided by statute to the joint standing committee of the Legislature having jurisdiction over housing matters. It requires the department, the Maine State Housing Authority and the Department of Economic and Community Development to share data useful in assessing and determining growth management policies and standards.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 665 establishes the Logging Dispute Resolution Board under the State Board of Arbitration and Conciliation to hear disputes between a forest landowner and a forest products harvester in the logging industry, including disputes regarding pay violations, payout amounts, contract violations and hiring disputes.

It also changes the time frame for a bond worker in a logging occupation to provide proof of the employer's ownership of any logging equipment used by that worker in the course of employment from 30 to 14 calendar days. It requires employers to certify to the Department of Labor that the employer is not requiring a bond worker to engage in point-to-point hauling of forest products within the State or to otherwise violate federal cabotage laws.

### **LD 1823 An Act To Amend the Enforcement Provisions of the Law Governing Earned Paid Leave**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 569 specifies that violations of earned paid leave pursuant to the Maine Revised Statutes, Title 26, section 637, may be addressed through the dispute resolution process set forth in a collective bargaining agreement.

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

### **LD 1874 An Act To Clarify COVID-19 Paid Leave for School Employee**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 614 provides that a public school employee who has 60 days or more of accrued paid leave on or after the effective date of this legislation is not eligible for paid leave for reasons related to COVID-19 as specified in the Maine Revised Statutes, Title 20-A, section 13605, subsection 1. It requires a school administrative unit to restore sick leave time used by a public school employee pursuant to Title 20-A, section 13605 prior to the effective date of this legislation and to compensate a public school employee who was absent from work for a reason described in Title 20-A, section 13605 prior to the effective date of this legislation and who was not eligible to be paid for that absence. It also permits school administrative units to fund the paid leave provided in this legislation using federal funds, if federal funds are available to be used for that purpose.

Public Law 2021, chapter 614 was enacted as an emergency measure effective April 15, 2022.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Current law in the Maine Revised Statutes, Title 39-A, section 201, subsection 3-A, paragraph B creates for certain employees with post-traumatic stress disorder claims under the Workers' Compensation Act a rebuttable presumption that the condition is a work-related injury. Current law also requires the Workers' Compensation Board to report to the joint standing committee of the Legislature having jurisdiction over labor matters by January 1, 2022 with an analysis of the claims brought under that law. Current law provides that these provisions are repealed on October 1, 2022. Public Law 2021, chapter 629 amends these provisions in the following ways.

1. The law repeals the reporting requirement and replaces it with a new prospective requirement for the Workers' Compensation Board to report to the joint standing committee of the Legislature having jurisdiction over labor matters with an analysis of claims brought under the Maine Revised Statutes, Title 39-A, section 201, subsection 3-A, paragraph B five years and 10 years after the Legislature amends the provision to add a new category of employees eligible for the rebuttable presumption.
2. The law extends the repeal date by three years until October 1, 2025. This repeal date means that the rebuttable presumption for certain employees will no longer be available after October 1, 2025. To avoid a conflict, the reporting requirements will also be repealed on October 1, 2025.

The law also establishes additional reporting requirements for the Workers' Compensation Board relating to claims brought under the rebuttable presumption provision in Title 39-A, section 201,

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

subsection 3-A, paragraph B. It requires the board to report to the joint standing committee of the Legislature having jurisdiction over labor matters in the following ways.

1. The law requires the board, no later than April 1, 2025, to report on rebuttable presumption claims made by corrections officers and E-9-1-1 dispatchers.
2. The law requires the board, no later than January 1, 2027, to report on rebuttable presumption claims made by law enforcement officers, firefighters or emergency medical services persons. This report must consist of claims data for claims brought by these employees under Title 39-A, section 201, subsection 3-A, paragraph B prior to its repeal date of October 1, 2025.
3. The law requires the board, no later than January 1, 2032, to report on rebuttable presumption claims by corrections officers and E-9-1-1 dispatchers. This report must consist of claims data for claims brought by these employees under Title 39-A, section 201, subsection 3-A, paragraph B prior to its repeal date of October 1, 2025.

The law specifies the information that must be included in the three reports and authorizes the joint standing committee of the Legislature having jurisdiction over labor matters to report out legislation relating to each report during the session in which the report is received.

### **LD 1889 An Act To Amend the Whistleblowers' Protection Act To Ensure Coverage in Unionized Workplaces**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 589 changes the Whistleblowers' Protection Act in order to clarify its scope. The law repeals a section of the Whistleblowers' Protection Act that was interpreted by the Maine Supreme Judicial Court in *Nadeau v. Twin Rivers Paper Company, LLC*, 2021 ME 16, 247 A.3d 717 as a bar to enforcement of the Act in many cases in which a collective bargaining agreement is in place.

### **LD 1891 An Act To Continue Supporting Safe Drinking Water for Maine Families**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 726 provides one-time funding of \$400,000 in fiscal year 2022-23 for the treatment of contaminated private drinking water wells.

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

### **LD 1922 An Act To Amend Certain Laws Pertaining to the Maine Public Employees Retirement System**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 548 makes following changes to the laws governing the Maine Public Employees Retirement System:

1. It removes the provision that provides that the service retirement benefit of a judge ceases upon the return to service as a judge and that a judge returned to service continues to earn credit toward retirement;
2. It corrects a cross-reference in the law that governs ordinary death benefits for members in the Judicial Retirement Program;
3. It clarifies the definition of “qualifying member” for the Judicial Retirement Program to include retirees who receive a disability retirement benefit and change to service retirement;
4. It clarifies that actuarial equivalent calculations are based on the discount rate assumption adopted by the Board of Trustees of the Maine Public Employees Retirement System;
5. It changes references to “school management and leadership center” to “education service center” in accordance with changes made in Public Law 2019, chapter 219;
6. It clarifies jurisdiction over administrative decisions on membership;
7. It specifies the types of retirement plans that the board of trustees may establish and offer;
8. It makes changes to language regarding disability retirement-related information that is reported by the system annually to the Legislature;
9. It aligns the provisions for automatic refunds on inactive accounts with federal law;
10. It deletes a cross-reference to inapplicable federal law in the military service credit purchase provision;
11. It removes the ability for certain retired participating local district members who are restored to service to reenter the plan in order to bring the provisions into compliance with federal law;
12. It clarifies the required minimum contribution rate that participating local district employees must contribute to a defined contribution or deferred compensation plan in order for it to be considered a qualified replacement plan;
13. It permits the Chief Executive Officer of the Maine Public Employees Retirement System to adopt a remote meeting policy for the Participating Local District Advisory Committee;



## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

14. It incorporates a change in title from Executive Director of the Maine Public Employees Retirement System to Chief Executive Officer of the Maine Public Employees Retirement System and directs the Revisor of Statutes to incorporate this change throughout the statutes;
15. It removes obsolete, unclear or inconsistent language;
16. It specifies that one member of the Board of Trustees of the Maine Public Employees Retirement System may be appointed by the Governor from a list of names of retirees provided by the Maine Association of Retirees;
17. It requires the Maine Public Employees Retirement System to provide in its annual report to the Legislature survey data measuring satisfaction and experience of both retirement system members and retirement system employees; and
18. It provides that certain members of the Maine Public Employees Retirement System whose positions are moved from one special retirement plan to another special retirement plan are eligible for retirement under the former special plan if the members have met the retirement qualifications of the former special plan.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 157 authorizes final adoption 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.

### **LD 1961 An Act To Help Alleviate Maine's Housing Shortage and Change the Membership of the Maine State Housing Authority**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 657 includes among the state goals for actions of all state and municipal agencies that affect natural resource management, land use and development the goals of promoting housing choice and economic diversity in housing that is affordable to low-income and moderate-income households and addressing disparities in access to educational, occupational and other opportunities. It also changes the membership of the Maine State Housing Authority and clarifies that appointments to the Maine State Housing Authority and the appointment of the director of the authority are subject to review by the joint standing committee of the Legislature having jurisdiction over housing matters.

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

### **LD 1966 An Act To Facilitate Access to Heating Assistance**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 588 requires the Maine State Housing Authority to adopt rules for the administration of its fuel assistance program that require local program operators and administrators to accept online applications for the program beginning no later than the 2022-23 winter season.

Public Law 2021, chapter 588 was enacted as an emergency measure effective April 12, 2022.

### **LD 1969 An Act Concerning Equity in Renewable Energy Projects and Workforce Development**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 705 does the following.

1. It sets standards for certification, evaluation and decertification of preapprenticeship training programs by the Maine Apprenticeship Program.
2. It requires projects involving the construction of renewable energy generating systems that are at least two megawatts in size and that receive state assistance to meet certain workforce requirements. It defines such projects as “assisted projects.” Specifically, contractors and subcontractors working on an assisted project are required to pay construction workers at least the prevailing rate for wages and benefits, except that they may pay the apprentice rate to apprentices on the project if those apprentices participate in a registered apprenticeship program. It specifies that assisted projects also include requests for bids or proposals that supplement a process started on or before January 1, 2023. It provides for sanctions for violations of the provisions related to assisted projects.
3. It specifies that if the Public Utilities Commission engages in additional procurement of energy or renewable energy credits pursuant to the Maine Revised Statutes, Title 35-A, section 3210-G, the commission, in determining benefits to the State’s economy, is required to consider whether the Class IA resource has secured 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 and 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.

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### **LD 2003 An Act To Implement the Recommendations of the Commission To Increase Housing Opportunities in Maine by Studying Zoning and Land Use Restrictions**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 672 enacts recommendations of the Commission To Increase Housing Opportunities in Maine by Studying Zoning and Land Use Restrictions pursuant to Resolve 2021, chapter 59. The law:

1. Provides that, in a municipality in which housing density is limited to no more than one dwelling unit per lot or no more than two dwelling units per lot, the municipality shall allow structures with up to two dwelling units per lot if that lot does not contain an existing dwelling unit, except that, as long as the minimum lot size requirements for waste disposal are not violated, a municipality must allow up to four 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 the Maine Revised Statutes, Title 30-A, section 4349-A, subsection 1, paragraph A or B or if the lot is served by public water and sewer systems in a municipality without a comprehensive plan;
2. Provides that a municipality must allow structures on a lot with an existing dwelling unit to add up to two additional dwelling units on that lot if one additional dwelling unit is within or attached to the existing structure and the other additional dwelling unit is detached;
3. Specifies that, for a lot in any zone for which housing is permitted, the intent is not to exempt a subdivider from the requirements for division of a tract or parcel of land in accordance with Title 30-A, chapter 187, subchapter 4;
4. Specifies that accessory dwelling units are not subject to a municipality's rate of growth ordinance;
5. Provides that the affordable housing development and accessory dwelling unit provisions are subject to minimum lot size requirements in accordance with the Maine Revised Statutes, Title 12, chapter 423-A, as applicable;
6. Specifies that the income eligibility for all the housing units in an affordable housing development must be calculated at the time of initial occupancy;
7. Authorizes a municipality to allow more dwelling units in residential areas than the number required to be allowed by the municipality;
8. Provides that lots that have constructed dwelling units or accessory dwelling units in accordance with this law are not eligible for any additional increases in density except as allowed by the municipality;

## JOINT STANDING COMMITTEE ON LABOR AND HOUSING

9. Provides that a municipality 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;
10. Provides that the Department of Economic and Community Development, in cooperation with the Maine State Housing Authority, must establish both statewide and regional housing production goals;
11. Specifies that municipalities must, to fulfill the statewide or regional housing production goal established by the Department of Economic and Community Development, ensure that all zoning ordinances affirmatively further fair housing in accordance with federal law and the Maine Human Rights Act; and
12. Specifies that a municipality may regulate a short-term rental to meet the statewide or regional housing production goal established by the Department of Economic and Community Development.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON  
MARINE RESOURCES**

July 2022

**MEMBERS:**

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SEN. CHLOE S. MAXMIN  
SEN. KIMBERLY C. ROSEN

REP. JOYCE "JAY" MCCREIGHT, CHAIR  
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REP. PEGGY JO STANLEY

**STAFF:**

LYNNE CASWELL, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

# *Joint Standing Committee on Marine Resources*

## **SUBJECT INDEX**

### **Aquaculture**

#### **Enacted**

LD 1844 An Act To Amend Provisions in the Laws Governing Aquaculture Leases PUBLIC 557

### **Commercial Fisheries Management**

#### **Enacted**

LD 1759 An Act To Extend the Legal Hours for Harvesting Lobster in the Month of September PUBLIC 498

LD 1770 An Act To Create a Commercial Halibut Fishing License PUBLIC 627

LD 1908 An Act To Limit Eligibility for Commercial Menhaden Fishing Licenses PUBLIC 670

### **Commercial License**

#### **Enacted**

LD 1770 An Act To Create a Commercial Halibut Fishing License PUBLIC 627

LD 1908 An Act To Limit Eligibility for Commercial Menhaden Fishing Licenses PUBLIC 670

### **Department of Marine Resources**

#### **Enacted**

LD 1844 An Act To Amend Provisions in the Laws Governing Aquaculture Leases PUBLIC 557

### **Fisheries Management**

#### **Enacted**

LD 1742 An Act To Ensure Compliance with the Interstate Fishery Management Plan for American Lobster PUBLIC 512

**Lobsters and Crabs**

**Enacted**

LD 391	An Act To Reestablish the Maine Lobster Marketing Collaborative	PUBLIC 491
LD 1742	An Act To Ensure Compliance with the Interstate Fishery Management Plan for American Lobster	PUBLIC 512
LD 1759	An Act To Extend the Legal Hours for Harvesting Lobster in the Month of September	PUBLIC 498
LD 1916	An Act To Create a Legal Defense Fund for the Maine Lobster Industry	PUBLIC 755

**Not Enacted**

LD 1898	An Act To Address the Economic Impact of Federal Closures on Maine's Fixed Gear Fishing Industry	Died On Adjournment
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**Marketing**

**Enacted**

LD 391	An Act To Reestablish the Maine Lobster Marketing Collaborative	PUBLIC 491
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**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

**Marine Resources (MAR)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
MAR	391	An Act To Reestablish the Maine Lobster Marketing Collaborative	Pursuant to Joint Rule 309	Carried Over In Comm	1/3/22	Emergency Enacted	PL	491	
MAR	1742	An Act To Ensure Compliance with the Interstate Fishery Management Plan for American Lobster	Reported Out		2/18/22	Enacted	PL	512	
MAR	1759	An Act To Extend the Legal Hours for Harvesting Lobster in the Month of September	Reported Out		2/9/22	Emergency Enacted	PL	498	
MAR	1770	An Act To Create a Commercial Halibut Fishing License	Reported Out		4/11/22	Enacted	PL	627	
MAR	1844	An Act To Amend Provisions in the Laws Governing Aquaculture Leases	Reported Out		3/18/22	Enacted	PL	557	
MAR	1898	An Act To Address the Economic Impact of Federal Closures on Maine's Fixed Gear Fishing Industry	Reported Out		3/23/22	Died On Adjournment			
MAR	1908	An Act To Limit Eligibility for Commercial Menhaden Fishing Licenses	Reported Out		4/12/22	Enacted	PL	670	
MAR	1916	An Act To Create a Legal Defense Fund for the Maine Lobster Industry	Reported Out		4/1/22	Enacted	PL	755	



## **JOINT STANDING COMMITTEE ON MARINE RESOURCES**

### **LD 391 An Act To Reestablish the Maine Lobster Marketing Collaborative**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 491 repeals Public Law 2021, chapter 58 and reestablishes the Maine Lobster Marketing Collaborative which was inadvertently repealed on October 1, 2021. It also makes the collaborative's license surcharges ongoing at amounts in effect in 2021.

During the First Regular Session of the 130th Legislature, the House of Representatives voted to enact L.D. 338, An Act To Amend the Law Governing the Maine Lobster Marketing Collaborative which extended the repeal date of the Maine Lobster Marketing Collaborative from October 1, 2021 to October 1, 2026. The First Regular Session of the 130th Legislature adjourned before the Senate voted on L.D. 338. During the First Special Session of the 130th Legislature, the Senate voted to enact L.D. 338 and the bill was signed by the Governor on May 5, 2021. The Legislature adjourned the First Special Session on July 19, 2021, and Public Law 2021, chapter 58 was effective October 18, 2021, 17 days after the statutory repeal.

Public Law 2021, chapter 491 was enacted as an emergency measure effective retroactive to October 1, 2021.

### **LD 1742 An Act To Ensure Compliance with the Interstate Fishery Management Plan for American Lobster**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 512 allows the Commissioner of Marine Resources to adopt routine technical rules to amend the minimum and maximum lobster size and the 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. It requires the Commissioner to notify the joint standing committee of the Legislature having jurisdiction over marine resources matters within 15 days of initiating such rulemaking.

### **LD 1759 An Act To Extend the Legal Hours for Harvesting Lobster in the Month of September**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 498 changes the legal start time for lobster fishing to 4:00 a.m. in the month of September.

Public Law 2021, chapter 498 was enacted as an emergency measure effective March 16, 2022.

## **JOINT STANDING COMMITTEE ON MARINE RESOURCES**

### **LD 1770 An Act to Create a Commercial Halibut Fishing License**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 627 removes halibut from the general commercial fishing license and creates a separate commercial halibut fishing license and halibut tags. The bill preserves an exemption from the licensing requirement for halibut fishing for personal use.

### **LD 1844 An Act To Amend Provisions in the Laws Governing Aquaculture Leases**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 557 does the following:

1. It authorizes the Department of Marine Resources to hold an emergency aquaculture lease for shellfish without having to also hold a lease issued under the Maine Revised Statutes, Title 12, section 6072 or 6072-A;
2. It authorizes the Commissioner of Marine Resources to issue a marine organism aquaculture license for more than one calendar year; and
3. It clarifies that, for purposes of a research or aquaculture lease to construct or operate in coastal waters a facility for the suspended culture of marine organisms, “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.

### **LD 1908 An Act to Limit Eligibility for Commercial Menhaden Fishing Licenses**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 670 limits eligibility for commercial menhaden fishing licenses, beginning in 2023, to those individuals who:

1. Held a license to fish commercially for menhaden in at least two of the following three years, 2019, 2020 or 2021; and
2. Report legal landings to the Department of Marine Resources, by January 1, 2023, of 25,000 pounds or more in at least one of the following four years, 2019, 2020, 2021 or 2022.

The Department of Marine Resources is required to report details on the implementation of this law to the joint standing committee of the Legislature having jurisdiction over marine resources matters by January 15, 2023.

## JOINT STANDING COMMITTEE ON MARINE RESOURCES

### LD 1916 An Act to Create a Legal Defense Fund for the Maine Lobster Industry

#### ENACTED LAW SUMMARY

Public Law 2021, chapter 755 creates the Lobster Legal Defense Fund in the Department of Marine Resources to provide money for certain legal actions related to the regulations of the United States Department of Commerce, National Oceanic and Atmospheric Administration implementing the Atlantic Large Whale Take Reduction Plan. Twenty percent of the license surcharges assessed by the department pursuant to the Maine Revised Statutes, Title 12, section 6455-A, subsection 11 is deposited into the fund. Until June 30, 2024, the department distributes money from the fund to itself in an amount sufficient to reimburse the department for costs incurred in administering the fund during the preceding 12-month period. Of the remaining balance, 1/2 is distributed to a statewide association of individuals engaged in commercial lobster fishing and 1/2 to 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. Any money remaining in the fund on June 30, 2024 is disbursed as follows:

1. To the Lobster Promotion Fund up to an amount equal to the license surcharges placed in the Lobster Legal Defense Fund; and
2. To the department.

The department is required to submit a report to the joint standing committee of the Legislature having jurisdiction over marine resources matters by February 15, 2024 and the committee has the authority to report out a bill in response to the contents of the report during the Second Regular Session of the 131st Legislature. The provisions establishing and governing the Lobster Legal Defense Fund are repealed October 1, 2024.

**STATE OF MAINE**  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON  
STATE AND LOCAL GOVERNMENT**

July 2022

**MEMBERS:**

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SEN. NED CLAXTON  
SEN. KIMBERLY C. ROSEN

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REP. WALTER N. RISEMAN

**STAFF:**

LYNNE CASWELL, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

# *Joint Standing Committee on State and Local Government*

## **SUBJECT INDEX**

### **Apportionment**

#### **Enacted**

LD 895	An Act Regarding the Apportionment of the Franklin County Commissioner Districts	PUBLIC 492
LD 1832	An Act To Correct the Year of the Expiration of the Terms of 2 County Commissioners in Sagadahoc County	PUBLIC 506
LD 1936	An Act To Codify the Senate and House Legislative Districts, the Congressional Districts and the County Commissioner Districts as Enacted by the Legislature	PUBLIC 552
LD 2005	An Act Regarding the Reapportionment of the Knox County Budget Committee Districts	PUBLIC 573

### **Boards and Commissions**

#### **Enacted**

LD 379	An Act To Establish the Maine State Cemetery Preservation Commission	PUBLIC 584
LD 1513	An Act To Establish the Maine Abandoned and Discontinued Roads Commission	PUBLIC 743
LD 2002	An Act To Eliminate Inactive Boards and Commissions	PUBLIC 560

#### **Not Enacted**

LD 1073	Resolve, Establishing the Commission To Research Effective Strategies and Efficiencies of Legislatures	Died On Adjournment
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### **Capitol Area/Capitol Complex**

#### **Not Enacted**

LD 1671	Resolve, To Require the Department of Administrative and Financial Services and the Department of Public Safety To Develop Short-term and Long-term Plans for Security Screenings in the Burton M. Cross Building and the State House	Died On Adjournment
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### **Cemeteries**

#### **Enacted**

LD 379	An Act To Establish the Maine State Cemetery Preservation Commission	PUBLIC 584
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### **Constitutional Amendment**

**Not  
Enacted**

LD 1187 RESOLUTION, Proposing an Amendment to the Constitution of  
Maine Amending the Pardon Powers of the Governor ONTP

### **County Government - Budget**

**Enacted**

LD 2005 An Act Regarding the Reapportionment of the Knox County Budget  
Committee Districts PUBLIC 573

### **County Government - General**

**Enacted**

LD 1832 An Act To Correct the Year of the Expiration of the Terms of 2 County  
Commissioners in Sagadahoc County PUBLIC 506

**Not  
Enacted**

LD 1300 An Act To Require County Governments To Coordinate with  
Municipalities To Create Plans To Address Homelessness Died On  
Adjournment

LD 1806 An Act To Clarify the Boundary between Waldo County and Knox  
County in Penobscot Bay ONTP

### **Geographic Identifiers**

**Not  
Enacted**

LD 1806 An Act To Clarify the Boundary between Waldo County and Knox  
County in Penobscot Bay ONTP

### **Local Government - Deorganization, Consolidation, Secession and Annexation**

**Enacted**

LD 2011 An Act To Allow the Annexation of Certain Lands by Columbia Falls P & S 25

### **Local Government - Elections**

**Enacted**

LD 859 An Act To Give Municipalities More Options in Municipal Elections PUBLIC 564

**Not  
Enacted**

LD 1658 An Act To Increase Campaign Finance Transparency and  
Accountability in Municipal Elections Died On  
Adjournment

### **Local Government - General**

**Not  
Enacted**

- |         |  |                     |
|---------|--|---------------------|
| LD 1300 | An Act To Require County Governments To Coordinate with Municipalities To Create Plans To Address Homelessness | Died On Adjournment |
| LD 1658 | An Act To Increase Campaign Finance Transparency and Accountability in Municipal Elections                     | Died On Adjournment |

### **Local Government - Planning and Regulation**

**Not  
Enacted**

- |        |  |      |
|--------|--|------|
| LD 383 | An Act Concerning Small Wireless Facilities in Maine | ONTP |
|--------|--|------|

### **Local Government - Roads**

**Enacted**

- |         |  |            |
|---------|--|------------|
| LD 1513 | An Act To Establish the Maine Abandoned and Discontinued Roads Commission    | PUBLIC 743 |
| LD 1975 | An Act Concerning Winter Maintenance on Private Roads in the Town of Windham | P & S 20   |

### **Public Improvements**

**Enacted**

- |         |  |            |
|---------|--|------------|
| LD 1795 | An Act To Update Statutory References to Building Code Standards for Public Improvements | PUBLIC 554 |
|---------|--|------------|

### **Public Purchasing and Contracting**

**Enacted**

- |         |   |            |
|---------|---|------------|
| LD 1768 | An Act To Allow the Private Sale of Certain State Surplus Property to State Employees | PUBLIC 499 |
|---------|---|------------|

### **State Government - Agencies**

**Enacted**

- |         |  |            |
|---------|--|------------|
| LD 408  | An Act To Update Dates and Committees of Jurisdiction for the State Government Evaluation Act Review of Agencies | PUBLIC 617 |
| LD 1610 | An Act To Promote Equity in Policy Making by Enhancing the State's Ability To Collect, Analyze and Apply Data    | PUBLIC 717 |
| LD 1947 | An Act To Promote Electronic Filing of State Agency and Legislative Committee Publications                       | PUBLIC 549 |

**State Government - Governor**

**Not  
Enacted**

LD 1187 RESOLUTION, Proposing an Amendment to the Constitution of  
Maine Amending the Pardon Powers of the Governor ONTP

**State Government - Legislature**

**Enacted**

LD 408 An Act To Update Dates and Committees of Jurisdiction for the State  
Government Evaluation Act Review of Agencies PUBLIC 617

**Not  
Enacted**

LD 1073 Resolve, Establishing the Commission To Research Effective  
Strategies and Efficiencies of Legislatures Died On  
Adjournment

LD 1680 An Act To Amend Legislative Expenses Reimbursement and  
Allowances Died On  
Adjournment

**State Government - Property**

**Enacted**

LD 1768 An Act To Allow the Private Sale of Certain State Surplus Property to  
State Employees PUBLIC 499



**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?	
							Law	Ch		
SLG	379	An Act To Establish the Maine State Cemetery Preservation Commission	Reported Out	OTP-AM	Carried Over In Comm	3/18/22	Enacted	PL	584	
SLG	383	An Act Concerning Small Wireless Facilities in Maine	Reported Out	ONTP	Carried Over In Comm	2/2/22	Ought Not to Pass Pursuant to Joint Rule 310			
SLG	408	An Act To Update Dates and Committees of Jurisdiction for the State Government Evaluation Act Review of Agencies	Reported Out	OTP-AM	Carried Over In Comm	3/24/22	Enacted	PL	617	
SLG	859	An Act To Give Municipalities More Options in Municipal Elections	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	3/18/22	Enacted	PL	564	
SLG	895	An Act Regarding the Apportionment of the Franklin County Commissioner Districts	Reported Out	OTP-AM	Carried Over In Comm	1/3/22	Emergency Enacted	PL	492	
SLG	1073	Resolve, Establishing the Commission To Research Effective Strategies and Efficiencies of Legislatures	Reported Out	OTP-AM	Carried Over	6/7/21	Died On Adjournment			
SLG	1187	RESOLUTION, Proposing an Amendment to the Constitution of Maine Amending the Pardon Powers of the Governor	Reported Out	ONTP	Carried Over In Comm	1/21/22	Ought Not to Pass Pursuant to Joint Rule 310			
SLG	1300	An Act To Require County Governments To Coordinate with Municipalities To Create Plans To Address Homelessness	Reported Out	OTP-AM/ ONTP	Carried On Approps Table	6/16/21	Died On Adjournment			
SLG	1513	An Act To Establish the Maine Abandoned and Discontinued Roads Commission	Reported Out	OTP-AM	Carried Over In Comm	3/31/22	Enacted	PL	743	
SLG	1610	An Act To Promote Equity in Policy Making by Enhancing the State's Ability To Collect, Analyze and Apply Data	Reported Out	OTP-AM/ ONTP	Carried Over In Comm	3/24/22	Enacted	PL	717	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

**State and Local Government (SLG)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
SLG	1658	An Act To Increase Campaign Finance Transparency and Accountability in Municipal Elections	Reported Out	OTP-AM/ ONTP	3/2/22	Died On Adjournment			
SLG	1671	Resolve, To Require the Department of Administrative and Financial Services and the Department of Public Safety To Develop Short-term and Long-term Plans for Security Screenings in the Burton M. Cross Building and the State House	Reported Out	OTP-AM/ ONTP	6/9/21	Died On Adjournment			
SLG	1680	An Act To Amend Legislative Expenses Reimbursement and Allowances	Reported Out	OTP-AM	6/9/21	Died On Adjournment			
SLG	1768	An Act To Allow the Private Sale of Certain State Surplus Property to State Employees	Reported Out	OTP-AM	2/8/22	Enacted	PL	499	
SLG	1795	An Act To Update Statutory References to Building Code Standards for Public Improvements	Reported Out	OTP/ONTP	3/18/22	Enacted	PL	554	
SLG	1806	An Act To Clarify the Boundary between Waldo County and Knox County in Penobscot Bay	Reported Out	ONTP	3/16/22	Ought Not to Pass Pursuant to Joint Rule 310			
SLG	1832	An Act To Correct the Year of the Expiration of the Terms of 2 County Commissioners in Sagadahoc County	Reported Out	OTP	2/2/22	Emergency Enacted	PL	506	
SLG	1936	An Act To Codify the Senate and House Legislative Districts, the Congressional Districts and the County Commissioner Districts as Enacted by the Legislature	Reported Out	OTP-AM	3/21/22	Emergency Enacted	PL	552	
SLG	1947	An Act To Promote Electronic Filing of State Agency and Legislative Committee Publications	Reported Out	OTP	3/2/22	Enacted	PL	549	
SLG	1975	An Act Concerning Winter Maintenance on Private Roads in the Town of Windham	Reported Out	OTP-AM	3/18/22	Emergency Enacted	P&SL	20	
SLG	2002	An Act To Eliminate Inactive Boards and Commissions	Reported Out	OTP-AM	3/21/22	Enacted	PL	560	
SLG	2005	An Act Regarding the Reapportionment of the Knox County Budget Committee Districts	Reported Out	OTP	3/23/22	Emergency Enacted	PL	573	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

**State and Local Government (SLG)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
SLG	2011	An Act To Allow the Annexation of Certain Lands by Columbia Falls	Reported Out	OTP-AM	3/28/22	Enacted	P&SL	25	

## **JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT**

### **LD 379 An Act To Establish the Maine State Cemetery Preservation Commission**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 584 establishes the 10-member Maine State Cemetery Preservation Commission to facilitate the identification and preservation of burying grounds and cemeteries located throughout Maine. The Department of Defense, Veterans and Emergency Management, Maine Bureau of Veterans' Services is responsible, within existing resources, to arrange for and attend commission meetings. The commission's duties may include advising and educating municipalities and property owners about the existence of and proper care and preservation of burying grounds and cemeteries.

### **LD 408 An Act to Update Dates and Committees of Jurisdiction for the State Government Evaluation Act Review of Agencies**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 617 updates the scheduling guideline dates and the description of four joint standing committees in the State Government Evaluation Act. It moves review of the bureau or division within the Department of Administrative and Financial Services that administers and enforces the Maine Medical Use of Marijuana Act from the joint standing committee of the Legislature having jurisdiction over health and human services matters to the joint standing committee of the Legislature having jurisdiction over medical use of marijuana. It moves review of the Maine State Housing Authority from the joint standing committee of the Legislature having jurisdiction over business matters to the joint standing committee of the Legislature having jurisdiction over housing matters. It requires the joint standing committee of the Legislature having jurisdiction over state and local government matters to review the provisions and effects of the State Government Evaluation Act by March 30, 2032 and every 10 years thereafter and authorizes the committee to report out legislation based on its review.

### **LD 859 An Act To Give Municipalities More Options in Municipal Elections**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 564 permits municipalities to adopt a method other than plurality vote for determining a secret ballot election of town officials or municipal referenda election if the different method is adopted at least 180 days before the election.

## JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT

### **LD 895 An Act Regarding the Apportionment of the Franklin County Commissioner Districts**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 492 reapportions Franklin County into three county commissioner districts until election day in November 5, 2024, and into five county commissioner districts thereafter, substantially implementing the apportionment plan approved by the voters of Franklin County in November 2021.

Public Law 2021, chapter 492 was enacted as an emergency measure effective January 5, 2022.

### **LD 1513 An Act to Establish the Abandoned and Discontinued Roads Commission**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 743 establishes the Maine Abandoned and Discontinued Roads Commission. The commission is charged with prioritizing matters related to abandoned and discontinued roads that have a significant negative impact, qualitatively or quantitatively, on residential owners of property that abut the road, recreational users of the road, members of the public, municipal, county or state governments and the physical integrity of the road and surrounding land; developing recommendations to address the prioritized matters; recommending statutory changes; and reviewing legislation. The commission has the authority to receive funds to support the work of the commission. The commission must report 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 inland fisheries and wildlife matters and the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters by February 1, 2023 and annually thereafter. The committees have authority to report out bills in response to the reports. The Office of the Attorney General is required to provide staff support to the commission.

### **LD 1610 An Act to Promote Equity in Policy Making by Enhancing the State's Ability to Collect, Analyze and Apply Data**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 717 requires the Chief Information Officer and the Secretary of State to:

1. Develop a data governance program to enable effective use of data and systems to support decision making and improve citizen access to government services;
2. Consult with the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations within 30 days of the effective date of this legislation, and thereafter at least four

## **JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT**

times each year, to discuss how racial equity will be incorporated in the data governance program; and

3. Consult with the State Archivist to generate a records management and retention plan and program in compliance with the Maine Revised Statutes, Title 5, section 95-C.

The Chief Information Officer, the Secretary of State and the Permanent Commission on the Status of Racial, Indigenous and Tribal Populations are required to jointly file an annual report with the joint standing committee of the Legislature having jurisdiction over state and local government matters by February 15th.

Chapter 717 codifies the State Economist position within the Department of Administrative and Financial Services. The State Economist is responsible for providing economic and demographic data and analysis and has the authority to hire staff.

### **LD 1768 An Act To Allow the Private Sale of Certain State Surplus Property to State Employees**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 499 allows the private sale of state surplus office equipment to state employees for the furnishing of home offices and requires that that equipment be priced in the same manner as for public sale. The office equipment is purchased in “as is” condition. The Department of Administrative and Financial Services may further define the term “office equipment” through routine technical rulemaking.

### **LD 1795 An Act To Update Statutory References to Building Code Standards for Public Improvements**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 554:

1. Eliminates references to building codes that are no longer in effect or have been superseded by the Maine Uniform Building and Energy Code;
2. Applies the current Maine Uniform Building and Energy Code ventilation standards to buildings occupied by state employees; and
3. Updates references related to the Maine Uniform Building and Energy Code from the Department of Economic and Community Development to the Department of Public Safety.

## JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT

### **LD 1832 An Act To Correct the Year of the Expiration of the Terms of 2 County Commissioners in Sagadahoc County**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 506 corrects an error in the apportionment plan enacted by reference in Public Law 2021, chapter 488 by amending the expiration dates of the term of the Sagadahoc County Commissioners in Districts 2 and 3 from 2024 to 2022 and from 2022 to 2024, respectively.

Public Law 2021, chapter 506 was enacted as an emergency measure effective March 16, 2022.

### **LD 1936 An Act To Codify the Senate and House Legislative Districts, the Congressional Districts and the County Commissioner Districts as Enacted by the Legislature**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 552 codifies the apportionment of election districts for the congressional districts, county commissioner districts and districts of the State Senate and State House of Representatives enacted in Public Law 2021, chapters 487, 488, 489 and 490, respectively. Each of these public laws adopted the unanimous plans for reapportionment submitted by the apportionment commission and incorporated these plans by reference. The laws required the Revisor of Statutes to submit a bill to the Second Regular Session of the 130th Legislature codifying in the Maine Revised Statutes the reapportionment as enacted by the Legislature.

Chapter 552 codifies:

1. The districts for the election of State Senators as Part A, according to Public Law 2021, chapter 489, Appendix A;
2. The districts for the election of State Representatives as Part B according to Public Law 2021, chapter 490, Appendix A;
3. The districts for the election of Representatives to the United States Congress as Part C according to Public Law 2021, chapter 487, Appendix A; and
4. The districts for the election of county commissioners as Part D according to Public Law 2021, chapter 488, Appendix A.

It also corrects technical errors in the apportionment commission's plan discovered by the Office of the Secretary of State when the office applied the new districts to the central voter registration system in preparation for upcoming elections by correcting the census units in State Senate Districts 23, 25 and 26 and in State House of Representative Districts 24, 25, 28 and 107.

## **JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT**

It incorporates the changes to the Franklin County Commissioner Districts enacted in Public Law 2021, chapter 492 and the changes to the termination dates of Sagadahoc County Commissioner Districts 2 and 3 enacted in Public Law 2021, chapter 506.

Public Law 2021, chapter 552 was enacted as an emergency measure effective April 4, 2022.

### **LD 1947 An Act To Promote Electronic Filing of State Agency and Legislative Committee Publications**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 549 reduces the number of paper copies a state agency or legislative committee must provide to the State Librarian when the agency or legislative committee publishes a report or other publication. It requires the State Librarian to maintain an online repository for permanent digital access to government documents.

This was a committee bill reported out by the Joint Standing Committee on State and Local Government pursuant to Resolve 2021, chapter 19.

### **LD 1975 An Act Concerning Winter Maintenance on Private Roads in the Town of Windham**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 20 repeals Private and Special Law 2021, chapter 10 and permits the Town of Windham to:

1. Identify and create a roster and map of the private ways on which the town provided winter maintenance for at least 20 years prior to the effective date of this law;
2. Until October 1, 2023, use public equipment to perform winter maintenance on the identified private ways for the public purpose of ensuring the public health and safety of residents and minimizing environmental damage to surrounding water bodies regardless of the existence of a public easement over the private way;
3. Develop basic maintenance standards for private ways on which the town may provide public winter maintenance after October 1, 2023;
4. Use public equipment to perform winter maintenance on private ways beginning October 1, 2023 provided:
  - A. The private way is under the purview of a road association or association of property owners;



## **JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT**

- B. The road association or owners of property benefited by the private way are notified of the basic maintenance standards required that must be met for continued winter maintenance by the Town of Windham;
- C. The road association or association of property owners agree to maintain the private way in accordance with basic maintenance standards; and
- D. At least 67% of the owners of property abutting the private way have issued a public easement to the town of Windham.

Private and Special Law 2021, chapter 20 prevents a road association or property owners benefited by a private way receiving winter maintenance from the town from asserting a claim that the private way has become a town way by any method or mechanism other than dedication and acceptance pursuant to the Maine Revised Statutes, Title 23, section 3025.

Private and Special Law 2021, chapter 20 was enacted as an emergency measure effective April 4, 2022.

### **LD 2002 An Act To Eliminate Inactive Boards and Commissions**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 560 eliminates the following boards and commissions pursuant to the Maine Revised Statutes, Title 5, section 12006, subsection 2:

1. Commission To End Student Hunger;
2. Driver Education and Evaluation Programs Appeals Board; and
3. Potato Marketing Improvement Fund Committee.

### **LD 2005 An Act Regarding the Reapportionment of the Knox County Budget Committee Districts**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 573 allows the Knox County Commissioners, beginning in June 2031, to determine whether changes to the budget committee districts are needed and, only if changes are necessary, submit a redistricting plan to the Secretary of State, who must submit the plan to the Legislature for review and enactment. It declares that, for purposes of the 2021 redistricting of the Knox County budget committee districts, the districts established currently in the Maine Revised Statutes, Title 30-A, section 757, subsection 2 remain the districts until the Knox County Commissioners submit a redistricting plan to the Secretary of State and that plan is subsequently

## **JOINT STANDING COMMITTEE ON STATE AND LOCAL GOVERNMENT**

reviewed and enacted by the Legislature. The terms of the budget committee members in office on the effective date of this law are not altered by this law.

Public Law 2021, chapter 573 was enacted as an emergency measure effective April 7, 2022.

### **LD 2011, An Act to Allow the Annexation of Certain Lands by Columbia Falls**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 25 authorizes the annexation of certain portions of the unorganized territories of Centerville Township and T19 MD BPP to the Town of Columbia Falls, subject to referendum by the Town of Columbia Falls.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON TAXATION**

July 2022

**MEMBERS:**

SEN. BENJAMIN M. CHIPMAN, CHAIR  
SEN. NATHAN L. LIBBY  
SEN. MATTHEW POULIOT

REP. MAUREEN TERRY, CHAIR  
REP. BENJAMIN T. COLLINGS  
REP. LORI K. GRAMLICH  
REP. ANN HIGGINS MATLACK  
REP. JOESPH C. PERRY SR.  
REP. MELANIE F. SACHS

REP. THEODORE JOSEPH KRYZAK, JR.\*  
REP. JOEL STETKIS\*  
REP. BRUCE A. BICKFORD  
REP. JEFFREY P. HANLEY  
REP. MELDON H. CARMICHAEL

**STAFF:**

JULIE JONES, SR. LEGISLATIVE ANALYST  
OFFICE OF FISCAL AND PROGRAM REVIEW  
5 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1635  
<http://legislature.maine.gov/ofpr/>

\*Committee member for portion of the session

# *Joint Standing Committee on Taxation*

## **SUBJECT INDEX**

### **Administration of Tax Laws**

#### **Enacted**

- |         |  |            |
|---------|--|------------|
| LD 1757 | An Act To Make Technical Changes to Maine Tax Laws | PUBLIC 531 |
| LD 1917 | An Act To Amend the Tax Laws of the State          | PUBLIC 630 |

#### **Not Enacted**

- |         |  |                        |
|---------|--|------------------------|
| LD 1067 | An Act To Institute a State Tax Amnesty Program To Increase General Revenue Collections  | ONTP                   |
| LD 2009 | An Act To Implement the Recommendations of the Working Group To Review the Process for Ongoing Review of Tax Expenditures by the Legislature | Died On<br>Adjournment |

### **Estate Tax**

#### **Not Enacted**

- |         |  |                        |
|---------|--|------------------------|
| LD 1704 | An Act To Require a Portion of Estate Tax Revenue To Be Transferred to the Housing Opportunities for Maine Fund for the Creation of New Affordable Housing for Low-income Households | Died On<br>Adjournment |
|---------|--|------------------------|

### **Income Tax - General**

#### **Enacted**

- |        |   |             |
|--------|---|-------------|
| LD 428 | Resolve, Directing Maine Revenue Services To Review and Report Regarding Worldwide Combined Reporting of Certain Corporations for Income Tax Purposes | RESOLVE 170 |
|--------|---|-------------|

### **Income Tax - Reform**

#### **Not Enacted**

- |         |   |      |
|---------|---|------|
| LD 1289 | An Act To Cut Property Taxes for Maine Residential Homeowners | ONTP |
|---------|---|------|

### **Income Tax Conformity**

#### **Enacted**

- |         |  |            |
|---------|--|------------|
| LD 1763 | An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes | PUBLIC 594 |
|---------|--|------------|

## *Income Tax Credits, Exemptions, Deductions and Incentives*

### Enacted

LD 23	An Act To Reinstate and Increase the Income Tax Deduction for Contributions to Education Savings Plans	PUBLIC 707
LD 201	An Act To Reduce Greenhouse Gas Emissions and Promote Weatherization in the Buildings Sector by Extending the Sunset Date for the Historic Property Rehabilitation Tax Credit	PUBLIC 671
LD 731	An Act To Establish a Program To Assist Regional Firefighter Training Programs, To Provide Tax Credits to Businesses That Employ Volunteer Firefighters and Emergency Medical Services Persons and To Provide Benefits to Volunteer Firefighters and Emergency Medical Services Persons	PUBLIC 731
LD 1156	An Act To Reduce Errors in Employment Tax Increment Financing Benefits	PUBLIC 602
LD 1764	An Act To Make a Technical Correction Concerning Maine's Earned Income Tax Credit	PUBLIC 493
LD 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	PUBLIC 756
LD 1986	An Act To Provide Property Tax Relief for Permanently and Totally Disabled Veterans	PUBLIC 703

### Not Enacted

LD 241	An Act To Support the Trades through a Tax Credit for Apprenticeship Programs	Died On Adjournment
LD 262	An Act To Combat Hunger by Creating an Income Tax Credit of up to \$5,000 Annually for Businesses Engaged in Food Production for Donations to Tax-exempt Organizations	Died On Adjournment
LD 308	An Act To Promote Research and Development in the State by Increasing and Marketing the Research Expense Tax Credit	ONTP
LD 798	An Act To Improve the Educational Opportunity Tax Credit	Died On Adjournment
LD 1227	An Act To Provide Equity in the State Income Tax Deduction for Certain Public Employees Retirement System Pensions	Died On Adjournment
LD 1334	An Act To Promote Economic Development through Increased Film Incentives	ONTP
LD 1406	An Act To Encourage the Relocation of Persons from outside the State to Rural Maine	Enactment Failed

LD 1413	An Act To Provide Equity in the State Income Tax Deduction for Certain Public Employees Retirement System Pensions	Died On Adjournment
LD 1678	An Act To Support Child Care Providers and School Readiness through Tax Credits	Died On Adjournment
LD 1919	An Act To Encourage Job Growth in the Forest Products Sector through Tax Incentives	Veto Sustained
LD 1941	Resolve, Establishing the Working Group To Review and Recommend Improvements to the Seed Capital Investment Tax Credit	Died On Adjournment

### **Municipal Revenue Sharing**

**Not Enacted**

LD 328	An Act To Fully Fund and Restore State-Municipal Revenue Sharing	Died On Adjournment
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### **Other Taxes**

**Enacted**

LD 484	An Act Relating to the Housing Opportunities for Maine Fund	PUBLIC 753
LD 1195	An Act To Assist Qualifying Municipalities To Defray the Costs of Opting In To Permit Adult Use Marijuana Establishments	PUBLIC 645
LD 1569	Resolve, Establishing the Commission To Study the Role of Water as a Resource in the State of Maine	RESOLVE 185
LD 2010	Resolve, To Help Certain Businesses with Electricity Costs	RESOLVE 168

**Not Enacted**

LD 527	An Act To Exempt MaineCare Appendix C Private Nonmedical Institutions from the Service Provider Tax	Died On Adjournment
LD 830	An Act To Restructure the Taxation of Adult Use Marijuana	Died On Adjournment
LD 1062	An Act To Phase Out the Insurance Premium Tax on Annuities	Died On Adjournment
LD 1337	An Act To Increase Affordable Housing and Reduce Property Taxes through an Impact Fee on Vacant Residences	Majority (ONTP) Report
LD 1423	An Act To Align Tobacco Use Prevention and Cessation Funding with Recommendations of the United States Centers for Disease Control and Prevention	Died On Adjournment

### **Property Tax - Exemptions**

**Enacted**

LD 290	An Act To Stabilize Property Taxes for Individuals 65 Years of Age or Older Who Own a Homestead for at Least 10 Years	PUBLIC 751
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#### *Taxation*

	LD 647	An Act To Expand Eligibility for the Veterans' Property Tax Exemption	PUBLIC 682
<b>Not Enacted</b>	LD 576	An Act To Increase Property Tax Relief for Veterans	Died On Adjournment
	LD 1071	An Act To Reduce Property Taxes for Maine Residents	Died On Adjournment
	LD 1289	An Act To Cut Property Taxes for Maine Residential Homeowners	ONTP
	LD 1448	An Act To Increase the Homestead Property Tax Exemption	Died On Adjournment
	LD 1482	An Act To Improve Access to Property Tax Exemptions for New Homeowners	Died On Adjournment

### **Property Tax - Valuation**

<b>Enacted</b>	LD 1129	An Act Relating to the Valuation of Improved Real Property	PUBLIC 663
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### **Property Tax Relief Programs**

<b>Not Enacted</b>	LD 1638	An Act To Help Seniors and Certain Persons with Disabilities Remain in Their Homes by Providing for the Deferral of Property Taxes	Died On Adjournment
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### **Sales and Use Tax**

<b>Enacted</b>	LD 1890	An Act To Equalize Sales Tax Treatment of Certain Vehicles	PUBLIC 578
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<b>Not Enacted</b>	LD 80	An Act To Provide Critical Communications for Family Farms, Businesses and Residences by Strategic Public Investment in High-speed Internet and Broadband Infrastructure	ONTP
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### **Sales Tax Exemptions, Exclusions or Refunds**

<b>Enacted</b>	LD 506	An Act To Reduce the Tax Burden on Low-income Electricity Customers	PUBLIC 713
	LD 1732	An Act To Amend the Sales Tax Exemption for Nonprofit Housing Development Organizations	PUBLIC 695
	LD 2030	An Act To Provide for Reimbursement of the Sales Tax Paid on Certain Battery Energy Storage Systems	PUBLIC 758

#### ***Taxation***

**Not  
Enacted**

LD 538	An Act To Exempt Trailers Sold to Out-of-state Entities from Sales and Use Tax	Died On Adjournment
LD 1335	An Act To Provide for Exemption from the Sales Tax for Menstrual Products	Died On Adjournment
LD 1462	An Act To Serve the Public Interest, Promote Journalism and Save Jobs by Restoring the Sales and Use Tax Exemption for Publications	Died On Adjournment
LD 1689	An Act To Ensure Equity in the Clean Energy Economy by Providing a Limited Tax Exemption for Certain Clean Energy Infrastructure Projects	ONTP

**Tax Reform - Restructuring**

**Not  
Enacted**

LD 276	An Act To Improve and Update Maine's Tax Laws	ONTP
LD 392	An Act To Amend the Tax Laws	ONTP
LD 966	Resolve, Establishing the Commission To Study Fair, Equitable and Competitive Tax Policy for Maine's Working Families and Small Businesses To Enable the Implementation of the State's 10-year Economic Development Strategy	Died On Adjournment

**Unorganized Territory**

**Enacted**

LD 1794	Resolve, Authorizing the State Tax Assessor To Convey the Interest of the State in Certain Real Estate in the Unorganized Territory	RESOLVE 123
LD 1987	An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2022-23	PUBLIC 624



**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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**Taxation (TAX)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?	
							Law	Ch		
TAX	23	An Act To Reinstate and Increase the Income Tax Deduction for Contributions to Education Savings Plans	Reported Out	OTP-AM/ ONTP	Carried On Approps Table	5/3/21	Enacted	PL	707	
TAX	80	An Act To Provide Critical Communications for Family Farms, Businesses and Residences by Strategic Public Investment in High-speed Internet and Broadband Infrastructure	Reported Out	ONTP	Carried Over In Comm	3/21/22	Ought Not to Pass Pursuant to Joint Rule 310			
TAX	201	An Act To Reduce Greenhouse Gas Emissions and Promote Weatherization in the Buildings Sector by Extending the Sunset Date for the Historic Property Rehabilitation Tax Credit	Reported Out	OTP-AM	Carried On Approps Table	4/26/21	Enacted	PL	671	
TAX	241	An Act To Support the Trades through a Tax Credit for Apprenticeship Programs	Reported Out	OTP-AM	Carried On Approps Table	6/9/21	Died On Adjournment			
TAX	262	An Act To Combat Hunger by Creating an Income Tax Credit of up to \$5,000 Annually for Businesses Engaged in Food Production for Donations to Tax-exempt Organizations	Reported Out	OTP-AM/ ONTP	Carried On Approps Table	6/10/21	Died On Adjournment			
TAX	276	An Act To Improve and Update Maine's Tax Laws	Reported Out	ONTP	Carried Over In Comm	2/18/22	Ought Not to Pass Pursuant to Joint Rule 310			
TAX	290	An Act To Stabilize Property Taxes for Individuals 65 Years of Age or Older Who Own a Homestead for at Least 10 Years	Reported Out	ONTP/ OTP-AM	Carried On Approps Table	6/8/21	Enacted	PL	751	
TAX	308	An Act To Promote Research and Development in the State by Increasing and Marketing the Research Expense Tax Credit	Reported Out	ONTP	Carried Over In Comm	3/17/22	Ought Not to Pass Pursuant to Joint Rule 310			
TAX	328	An Act To Fully Fund and Restore State-Municipal Revenue Sharing	Reported Out	OTP-AM/ ONTP	Carried On Approps Table	4/20/21	Died On Adjournment			

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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**Taxation (TAX)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
TAX	392	An Act To Amend the Tax Laws	Reported Out	Carried Over In Comm	2/18/22	Ought Not to Pass Pursuant to Joint Rule 310			
TAX	428	Resolve, Directing Maine Revenue Services To Review and Report Regarding Worldwide Combined Reporting of Certain Corporations for Income Tax Purposes	Reported Out	Carried Over In Comm	4/6/22	Finally Passed	RESLV	170	
TAX	484	An Act Relating to the Housing Opportunities for Maine Fund	Reported Out	Carried Over In Comm	4/11/22	Enacted	PL	753	
TAX	506	An Act To Reduce the Tax Burden on Low-income Electricity Customers	Reported Out	Carried On Approps Table	6/2/21	Enacted	PL	713	
TAX	527	An Act To Exempt MaineCare Appendix C Private Nonmedical Institutions from the Service Provider Tax	Reported Out	Carried On Approps Table	5/17/21	Died On Adjournment			
TAX	538	An Act To Exempt Trailers Sold to Out-of-state Entities from Sales and Use Tax	Reported Out	Carried On Approps Table	4/15/21	Died On Adjournment			
TAX	576	An Act To Increase Property Tax Relief for Veterans	Reported Out	Carried On Approps Table	6/1/21	Died On Adjournment	PL		
TAX	647	An Act To Expand Eligibility for the Veterans' Property Tax Exemption	Reported Out	Carried On Approps Table	6/3/21	Enacted	PL	682	
TAX	731	An Act To Establish a Program To Assist Regional Firefighter Training Programs, To Provide Tax Credits to Businesses That Employ Volunteer Firefighters and Emergency Medical Services Persons and To Provide Benefits to Volunteer Firefighters and Emergency Medical Services Persons	Reported Out	Carried On Approps Table	6/4/21	Enacted	PL	731	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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**Taxation (TAX)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
TAX	798	An Act To Improve the Educational Opportunity Tax Credit	Reported Out	OTF-AM	Carried Over In Comm	3/18/22	Died On Adjournment		
TAX	830	An Act To Restructure the Taxation of Adult Use Marijuana	Reported Out	OTF-AM/ ONTP	Carried On Approps Table	5/27/21	Died On Adjournment		
TAX	966	Resolve, Establishing the Commission To Study Fair, Equitable and Competitive Tax Policy for Maine's Working Families and Small Businesses To Enable the Implementation of the State's 10-year Economic Development Strategy	Reported Out	OTF-AM/ ONTP	Carried On Approps Table	6/10/21	Died On Adjournment		
TAX	1062	An Act To Phase Out the Insurance Premium Tax on Annuities	Reported Out	OTF-AM/ ONTP	Carried On Approps Table	5/3/21	Died On Adjournment		
TAX	1067	An Act To Institute a State Tax Amnesty Program To Increase General Revenue Collections	Reported Out	ONTP	Carried Over In Comm	2/10/22	Ought Not to Pass Pursuant to Joint Rule 310		
TAX	1071	An Act To Reduce Property Taxes for Maine Residents	Reported Out	OTF-AM/ OTF-AM	Carried On Approps Table	6/9/21	Died On Adjournment	PL	663
TAX	1129	An Act Relating to the Valuation of Improved Real Property	Reported Out	ONTP	Carried Over In Comm	3/1/22	Enacted	PL	602
TAX	1156	An Act To Reduce Errors in Employment Tax Increment Financing Benefits	Reported Out	OTF-AM	Carried Over In Comm	3/30/22	Enacted	PL	645
TAX	1195	An Act To Assist Qualifying Municipalities To Defray the Costs of Opting In To Permit Adult Use Marijuana Establishments	Reported Out	OTF-AM/ ONTP	Carried Over In Comm	4/14/22	Enacted	PL	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

**Taxation (TAX)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
TAX	1227	An Act To Provide Equity in the State Income Tax Deduction for Certain Public Employees Retirement System Pensions	Reported Out	Carried On Approps Table	6/2/21	Died On Adjournment			
TAX	1289	An Act To Cut Property Taxes for Maine Residential Homeowners	Reported Out	Carried Over In Comm	2/10/22	Ought Not to Pass Pursuant to Joint Rule 310			
TAX	1334	An Act To Promote Economic Development through Increased Film Incentives	Reported Out	Carried Over In Comm	3/3/22	Ought Not to Pass Pursuant to Joint Rule 310			
TAX	1335	An Act To Provide for Exemption from the Sales Tax for Menstrual Products	Reported Out	Carried On Approps Table	6/7/21	Died On Adjournment			
TAX	1337	An Act To Increase Affordable Housing and Reduce Property Taxes through an Impact Fee on Vacant Residences	Reported Out	Carried Over In Comm	3/1/22	Accepted Majority (ONTP) Report			
TAX	1406	An Act To Encourage the Relocation of Persons from outside the State to Rural Maine	Reported Out	Carried Over In Comm	4/25/22	Enactment Failed			
TAX	1413	An Act To Provide Equity in the State Income Tax Deduction for Certain Public Employees Retirement System Pensions	Reported Out	Carried On Approps Table	6/2/21	Died On Adjournment			
TAX	1423	An Act To Align Tobacco Use Prevention and Cessation Funding with Recommendations of the United States Centers for Disease Control and Prevention	Reported Out	Carried Over In Comm	3/18/22	Died On Adjournment			
TAX	1448	An Act To Increase the Homestead Property Tax Exemption	Reported Out	Carried On Approps Table	6/2/21	Died On Adjournment			

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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**Taxation (TAX)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
TAX	1462	An Act To Serve the Public Interest, Promote Journalism and Save Jobs by Restoring the Sales and Use Tax Exemption for Publications	Reported Out	Carried On Approps Table	6/8/21	Died On Adjournment			
TAX	1482	An Act To Improve Access to Property Tax Exemptions for New Homeowners	Reported Out	Carried On Approps Table	5/26/21	Died On Adjournment			
TAX	1569	Resolve, Establishing the Commission To Study the Role of Water as a Resource in the State of Maine	Reported Out	Carried On Approps Table	6/15/21	Finally Passed	RESLV	185	
TAX	1638	An Act To Help Seniors and Certain Persons with Disabilities Remain in Their Homes by Providing for the Deferral of Property Taxes	Reported Out	Carried On Approps Table	6/16/21	Died On Adjournment			
TAX	1678	An Act To Support Child Care Providers and School Readiness through Tax Credits	Reported Out	Carried Over In Comm	3/28/22	Died On Adjournment			
TAX	1689	An Act To Ensure Equity in the Clean Energy Economy by Providing a Limited Tax Exemption for Certain Clean Energy Infrastructure Projects	Reported Out	Carried Over In Comm	3/3/22	Ought Not to Pass Pursuant to Joint Rule 310			
TAX	1704	An Act To Require a Portion of Estate Tax Revenue To Be Transferred to the Housing Opportunities for Maine Fund for the Creation of New Affordable Housing for Low-income Households	Reported Out	Carried Over In Comm	3/28/22	Died On Adjournment			
TAX	1732	An Act To Amend the Sales Tax Exemption for Nonprofit Housing Development Organizations	Reported Out	Carried Over In Comm	3/25/22	Enacted	PL	695	
TAX	1757	An Act To Make Technical Changes to Maine Tax Laws	Reported Out		3/1/22	Enacted	PL	531	
TAX	1763	An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes	Reported Out		3/30/22	Emergency Enacted	PL	594	

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

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**Taxation (TAX)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
TAX	1764	An Act To Make a Technical Correction Concerning Maine's Earned Income Tax Credit	Reported Out		1/25/22	Emergency Enacted	PL	493	
TAX	1794	Resolve, Authorizing the State Tax Assessor To Convey the Interest of the State in Certain Real Estate in the Unorganized Territory	Reported Out		1/25/22	Finally Passed	RESLV	123	
TAX	1890	An Act To Equalize Sales Tax Treatment of Certain Vehicles	Reported Out		3/25/22	Enacted	PL	578	
TAX	1917	An Act To Amend the Tax Laws of the State	Reported Out		3/30/22	Enacted	PL	630	
TAX	1919	An Act To Encourage Job Growth in the Forest Products Sector through Tax Incentives	Reported Out		4/6/22	Veto Sustained			
TAX	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	Reported Out		4/12/22	Enacted	PL	756	
TAX	1941	Resolve, Establishing the Working Group To Review and Recommend Improvements to the Seed Capital Investment Tax Credit	Reported Out		3/3/22	Died On Adjournment			
TAX	1986	An Act To Provide Property Tax Relief for Permanently and Totally Disabled Veterans	Reported Out		4/8/22	Enacted	PL	703	
TAX	1987	An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2022-23	Reported Out		4/6/22	Emergency Enacted	PL	624	
TAX	2009	An Act To Implement the Recommendations of the Working Group To Review the Process for Ongoing Review of Tax Expenditures by the Legislature	Reported Out		4/11/22	Died On Adjournment			
TAX	2010	Resolve, To Help Certain Businesses with Electricity Costs	Reported Out		4/13/22	Finally Passed	RESLV	168	
TAX	2030	An Act To Provide for Reimbursement of the Sales Tax Paid on Certain Battery Energy Storage Systems	Reported Out		4/14/22	Enacted	PL	758	

## JOINT STANDING COMMITTEE ON TAXATION

### **LD 23 An Act To Reinstate and Increase the Income Tax Deduction for Contributions to Education**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 707 reinstates the income tax deduction for contributions to so-called Section 529 education savings plans, and increases the deduction from \$250 in effect from 2007 to 2015 to \$1,000 per designated beneficiary for tax years beginning on or after January 1, 2023.

### **LD 201 An Act To Reduce Greenhouse Gas Emissions and Promote Weatherization in the Buildings Sector by Extending the Sunset Date for the Historic Property Rehabilitation Tax Credit**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 671 amends the definition of “certified qualified rehabilitation expenditure” under the law governing the tax credit for rehabilitation of historic properties to extend from December 31, 2025 to December 31, 2030 the date by which the United States Department of the Interior, National Park Service must determine a proposed rehabilitation of a structure meets its standards for rehabilitation in order for a taxpayer to claim an income tax credit for a qualified rehabilitation expenditure. Chapter 671 also extends from August 1, 2025 to August 1, 2030 the date of a report by the Maine State Housing Authority regarding the affordable housing portion of the credit.

### **LD 290 An Act To Stabilize Property Taxes for Individuals 65 Years of Age or Older Who Own a Homestead for at Least 10 Years**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 751 requires a municipality to maintain the property tax on the homestead of a permanent resident who is at least 65 years of age at the amount billed in the year prior to an application for stabilization. Application must be made by December 1st for stabilization of the property tax at the amount of tax billed for the preceding property tax year. The amount by which the property tax assessed exceeds the stabilized amount must be paid to the municipality by the State. If an eligible individual moves to a different municipality, the stabilized property tax amount continues at the new location. An applicant for stabilization must be a permanent resident of the State and must have owned a homestead for at least 10 years. An application for stabilization must be made each year to continue eligibility.

## JOINT STANDING COMMITTEE ON TAXATION

### **LD 428 Resolve, Directing Maine Revenue Services To Review and Report Regarding Worldwide Combined Reporting of Certain Corporations for Income Tax Purposes**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 170 requires the Department of Administrative and Financial Services, Maine Revenue Services to review the impact on the State's income tax and 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 by adopting worldwide combined reporting with an election for water's edge combined reporting and to report the results of its review to the joint standing committee of the Legislature having jurisdiction over taxation matters by February 1, 2023. It also authorizes the joint standing committee to report out legislation related to the report.

### **LD 484 An Act Relating to the Housing Opportunities for Maine Fund**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 753 provides that the Maine State Housing Authority must use 25% of funds transferred from the real estate transfer tax to the Housing Opportunities for Maine Fund to support the creation of new housing units, through new construction or adaptive reuse, that are affordable to low-income households.

### **LD 506 An Act To Reduce the Tax Burden on Low-Income Electricity Customers**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 713 exempts from sales tax, beginning January 1, 2023, all electricity consumed by residential customers participating in either a low-income assistance program or arrearage management program approved by the Public Utilities Commission.

### **LD 647 An Act To Expand Eligibility for the Veterans' Property Tax Exemption**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 682 allows persons who served in the Armed Forces of the United States during the period from February 1, 1955 to February 27, 1961 to qualify for veterans' property tax exemptions based on the status of property beginning on or after April 1, 2023.



## JOINT STANDING COMMITTEE ON TAXATION

### **LD 731 An Act To Establish a Program To Assist Regional Firefighter Training Programs, To Provide Tax Credits to Businesses That Employ Volunteer Firefighters and Emergency Medical Services Persons and To Provide Benefits to Volunteer Firefighters and Emergency Medical Services Persons**

#### **ENACTED LAW SUMMARY**

Public Law 2022, chapter 731 establishes a program administered by the Maine Fire Protection Services Commission to provide grants to municipalities for regional fire service training. It also provides an income tax credit for tax years beginning on or after January 1, 2022 for employers who permit employees who are volunteer firefighters or volunteer municipal emergency medical services persons to be absent from work for firefighting or emergency response activities without a reduction in pay.

### **LD 1129 An Act Relating to the Valuation of Improved Real Property**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 663 provides that, in establishing the just value of improved real property, the value of the property must be based on its highest and best use as of April 1st of each year taking into consideration the three recognized approaches to valuation of commercial property and that the assessor must consider the value of reasonably similar properties with regard to age, condition, use, type of construction, location, design, physical features and economic characteristics. Chapter 663 also provides that, in determining just value, property subject to restrictions that restrict the permitted use of the property may not be considered comparable to property not so restricted.

### **LD 1156 An Act To Reduce Errors in Employment Tax Increment Financing Benefits**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 602 improves the employment tax increment financing program for calendar years beginning with calendar year 2022 by basing benefits on the gross wages of qualified employees rather than on income tax withholding for those employees. The bill directs the Commissioner of Economic and Community Development and the State Tax Assessor to take actions, including the adoption of routine technical rules, to implement the change.

## JOINT STANDING COMMITTEE ON TAXATION

### **LD 1195 An Act To Assist Qualifying Municipalities To Defray the Costs of Opting in To Permit Adult Use Marijuana Establishments**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 645 changes the name of the Adult Use Marijuana Public Health and Safety Fund to the Adult Use Marijuana Public Health and Safety and Municipal Opt-in Fund and expands the authorized uses of that fund to include reimbursement to a qualifying municipality for up to \$20,000 of 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. The Department of Administrative and Financial Services, which administers the fund, may not reimburse qualifying expenses accrued after July 1, 2027.

### **LD 1569 Resolve, Establishing the Commission To Study the Role of Water as a Resource in the State of Maine**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 185 establishes the Commission To Study the Role of Water as a Resource in the State of Maine to study legal principles regarding the ownership of water resources, natural resources extraction taxes, issues associated with the role and availability of water resources in the State, transportation within the State or exportation of water from the State, the relationship between water resources and climate change, and the nature and extent of infrastructure involved in the use and delivery of water resources now and in the future.

### **LD 1732 An Act To Amend the Sales Tax Exemption for Nonprofit Housing Development Organizations**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 695 provides that the sales tax exemption for sales to nonprofit organizations with the primary purpose of developing housing for “low-income people” applies only to nonprofit organizations developing housing for people earning 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.

### **LD 1757 An Act To Make Technical Changes to Maine Tax Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 531 makes technical changes to the tax laws.

## JOINT STANDING COMMITTEE ON TAXATION

Part A of this bill repeals a provision that authorizes the Department of Administrative and Financial Services, Maine Revenue Services to divulge certain taxpayer information to the Treasurer of State for the purpose of administering the Maine unclaimed or abandoned property law. This information would often include federal tax information, which, under federal restrictions, may not be divulged.

Part B of the bill makes the following changes to the property tax laws. It:

1. Requires Maine Revenue Services to hold qualifying exams for assessors as necessary, but no fewer than two times each year;
2. Clarifies the amount of tax that must be paid when a taxpayer appeals a denial of abatement; and
3. Makes technical changes, such as removing obsolete references to state property tax, gender-specific references and other obsolete language.

### **LD 1763 An Act To Update References to the United States Internal Revenue Code of 1986 Contained in the Maine Revised Statutes**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 594 updates references to the United States Internal Revenue Code of 1986 contained in the Maine Revised Statutes, Title 36 to refer to the United States Internal Revenue Code of 1986, as amended through December 31, 2021, for tax years beginning on or after January 1, 2021 and for any prior tax year as specifically provided by the United States Internal Revenue Code of 1986, as amended through December 31, 2021.

### **LD 1764 An Act To Make a Technical Correction Concerning Maine's Earned Income Tax Credit**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 493 corrects a drafting error in Public Law 2021, chapter 398 in the law governing the earned income tax credit. As enacted, chapter 398 limits the credit to 20% of the federal earned income tax credit for tax year 2021 for nonresidents and part-year residents to those who do not have a qualifying child. The intent of chapter 398 was to provide the 20% credit to all residents, nonresidents and part-year residents for tax year 2021, regardless of whether a resident, nonresident or part-year resident has a qualifying child. Chapter 493 accomplishes that intent.

## JOINT STANDING COMMITTEE ON TAXATION

### **LD 1794 Resolve, Authorizing the State Tax Assessor To Convey the Interest of the State in Certain Real Estate in the Unorganized Territory**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 123 authorizes the State Tax Assessor to convey the interest of the State in several parcels of real estate in the Unorganized Territory that were acquired by the State due to nonpayment of property taxes.

### **LD 1890 An Act To Equalize Sales Tax Treatment of Certain Vehicles**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 578 provides that the purchase by a rental car company of a truck is exempt from sales tax and makes the rental of the truck subject to sales tax at the rental vehicle rate. Chapter 578 also makes technical corrections to the sales tax law regarding trucks and provides that that the term “retail sale” for sales tax purposes excludes the purchase of all trucks and vans with a gross vehicle weight of less than 26,000 pounds, including integral parts and accessories for those vehicles, by a rental company, if those vehicles will be used for short-term rental.

### **LD 1917 An Act To Amend the Tax Laws of the State**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 630 makes the following changes to the tax laws.

Part A makes changes to the insurance premiums tax and income tax law. Part A:

1. Specifies that, for tax periods beginning on or after January 1, 2023, premiums on contracts sold by insurance producers through nonadmitted insurers and premiums paid by insureds on self-procured contracts from nonadmitted insurers are subject to tax at the higher of Maine’s tax rate and the tax rate of the state of incorporation of the insurance company that is underwriting the policy; and
2. Increases the withholding rate applicable to certain gambling winnings subject to Maine tax from 5% of the winnings to the highest marginal tax rate applicable to the tax year during which the winnings are paid, plus any other applicable tax under the Maine Revised Statutes, Title 36, Part 8 relating to income taxes.

Part B makes changes to the property tax law. Part B:

## JOINT STANDING COMMITTEE ON TAXATION

1. Requires municipalities to annually provide information needed by the Department of Administrative and Financial Services, Bureau of Revenue Services to conduct state valuation;
2. Removes an obsolete reference to state property tax;
3. Removes the requirement for benevolent and charitable institutions to be incorporated in Maine to be exempt from taxation;
4. Allows assessors to request information from taxpayers regarding property qualifying for an exemption that is subject to full or partial reimbursement by the State;
5. Strikes the provision under the deferred collection of homestead property taxes applying the abatement and appeals process under Title 36, chapter 105, subchapter 8 to situations in which the State Tax Assessor disagrees with the municipal valuation of a property subject to deferral; and
6. Replaces the term “homestead” with the term “permanent residence” in Title 36, section 6234, regarding municipal benefits to veterans, to better align the definition with the benefit to renters allowed under that section.

Part C expands the penalty-free reclassification of land taxed under the Maine Tree Growth Tax Law and farm and open space law to include reclassifications into and out of working waterfront land without incurring a penalty. In addition, it clarifies and aligns the penalty provisions for tree growth, farm and open space and working waterfront current use classifications.

Part D changes the monthly transfer of sales tax revenue to the ATV Recreational Management Fund to a biannual transfer, beginning July 1, 2023, of sales tax revenue from the prior fiscal year and clarifies that the transfer is reduced by the transfer to the Local Government Fund.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Public Law 2022, chapter 756 provides for tax years beginning on or after January 1, 2022 an exemption from income tax or tax withholding for certain manufacturers of spirits or suppliers of spirits located outside the State that sell or ship spirits pursuant to an order or request placed by the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations or an agent or contractor of the bureau. The bill also provides that income tax “nexus” is not established by spirits manufactured or produced outside the State and brought into the State pursuant to an order or request of the bureau, regardless of whether those spirits are stored at a warehouse operated or used by the bureau or at another facility as directed by the bureau, and regardless of whether the amount of the sales or the value of those spirits exceeds the thresholds

## JOINT STANDING COMMITTEE ON TAXATION

for the determination of nexus as specified in the Maine Revised Statutes, Title 36, section 5200-B, subsection 1.

### **LD 1986 An Act To Provide Property Tax Relief for Permanently and Totally Disabled Veterans**

#### **ENACTED LAW SUMMARY:**

Public Law 2021, chapter 703 provides an additional refundable property tax fairness credit for veterans who are 100% permanently and totally disabled. The additional credit is equal to and in addition to the credit allowed for resident individuals who are not such veterans. The combined credits may not exceed property tax and rent constituting property tax paid with regard to the property during the tax year.

### **LD 1987 An Act To Establish Municipal Cost Components for Unorganized Territory Services To Be Rendered in Fiscal Year 2022-23**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 624 establishes municipal cost components for state and county services provided to the unorganized territory that would normally be paid for by a municipality. The municipal cost components constitute the property tax for the unorganized territory.

### **LD 2010 Resolve, To Help Certain Businesses with Electricity Costs**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 168 establishes a procedure for energy rate relief payments to medium commercial customers of an investor-owned transmission and distribution utility with electricity usage in February 2022 of at least 1,000 kilowatt-hours. The reimbursement procedure is administered by the Department of Economic and Community Development which is authorized to determine the amount of relief payments to eligible customers based on to the number of kilowatt hours of electricity used by an eligible customer and is authorized to use funds for providing energy rate relief to cover the cost of relief payments. The Department may also provide energy rate relief to eligible customers of a consumer-owned transmission and distribution utility. Relief payments must be credited to accounts of eligible customers by October 30, 2022.

## JOINT STANDING COMMITTEE ON TAXATION

### **LD 2030 An Act To Provide for Reimbursement of the Sales Tax Paid on Certain Battery Energy Storage Systems**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 758 provides for reimbursement of the sales tax paid on a qualifying battery energy storage system purchased between January 1, 2023 and December 31, 2025. A claim for reimbursement may not be submitted prior to July 1, 2023. Public Law 2021, chapter 758 also requires the Governor's Energy Office to review the role of tax incentives in encouraging growth in energy storage capacity in the State and report the results of its review to the joint standing committee of the Legislature having jurisdiction over energy, utilities and technology matters by March 15, 2023.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

JOINT STANDING COMMITTEE ON  
TRANSPORTATION

July 2022

**STAFF:**

SAMUEL PRAWER, LEGISLATIVE ANALYST  
JULIA MACDONALD, LEGISLATIVE ANALYST  
OFFICE OF POLICY AND LEGAL ANALYSIS  
13 STATE HOUSE STATION  
AUGUSTA, ME 04333  
(207) 287-1670  
<http://legislature.maine.gov/opla/>

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REP. DUSTIN MICHAEL WHITE  
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# *Joint Standing Committee on Transportation*

## **SUBJECT INDEX**

### **Bridges**

#### **Enacted**

- |         |   |             |
|---------|---|-------------|
| LD 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 | PUBLIC 494  |
| LD 1788 | Resolve, To Rename Bridges in the Town of Milo for Veterans Who Died during the Vietnam War   | RESOLVE 127 |
| LD 1839 | Resolve, To Name a Bridge in the Town of Unity the Alton "Mac" McCormick Memorial Bridge  | RESOLVE 128 |
| LD 1912 | Resolve, To Rename 3 Bridges in Brownville and Brownville Junction  | RESOLVE 131 |

### **Highway Fund**

#### **Enacted**

- |         |  |            |
|---------|--|------------|
| LD 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 | PUBLIC 597 |
|---------|--|------------|

### **Inspection**

#### **Not Enacted**

- |        |  |      |
|--------|--|------|
| LD 284 | Resolve, To Study Maine's Motor Vehicle Inspection Program | ONTP |
|--------|--|------|

### **Marine Transportation**

#### **Enacted**

- |         |  |            |
|---------|--|------------|
| LD 1796 | An Act To Coordinate Marine Port Development | PUBLIC 555 |
|---------|--|------------|

### **Miscellaneous**

#### **Enacted**

- |         |   |            |
|---------|---|------------|
| LD 1876 | An Act Regarding Abandoned Motor Vehicle Storage Fees and Lienholder Notification | PUBLIC 515 |
|---------|---|------------|

### **Public Safety**

#### **Enacted**

- |         |   |            |
|---------|---|------------|
| LD 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 | PUBLIC 582 |
|---------|---|------------|

## **Registration Plates**

**Enacted**

LD 1762 An Act To Amend the Law Regarding Expiration of Disability Plates and Placards and Fees for Recycler Licenses PUBLIC 533

**Not  
Enacted**

LD 1833 Resolve, To Exempt Specialty or Recognition Registration Plates Already in the Process of Being Created from the Moratorium on the Approval of New Motor Vehicle Registration Plates ONTP

## **Roads**

**Not  
Enacted**

LD 410 An Act To Provide Funding for the Reconstruction of Route 161 from Fort Kent to Caribou ONTP

## **School Buses**

**Enacted**

LD 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 PUBLIC 582

## **Secretary of State**

**Enacted**

LD 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 PUBLIC 660

LD 1762 An Act To Amend the Law Regarding Expiration of Disability Plates and Placards and Fees for Recycler Licenses PUBLIC 533

LD 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 PUBLIC 539

**Not  
Enacted**

LD 899 An Act To Protect Privacy and Security at the Bureau of Motor Vehicles ONTP

LD 1749 An Act To Change the Requirements for the Sales of Used Catalytic Converters ONTP

## **Traffic Regulations**

**Enacted**

LD 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 PUBLIC 582

## **Transportation**

**Transportation Department**

**Enacted**

LD 1796	An Act To Coordinate Marine Port Development	PUBLIC 555
LD 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	RESOLVE 125

**Turnpike Authority**

**Enacted**

LD 1892	An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2023	P & S 17
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**Transportation (TRA)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
TRA	284	Resolve, To Study Maine's Motor Vehicle Inspection Program	Reported Out ONTP	Carried Over	3/29/22	Ought Not to Pass Pursuant to Joint Rule 310			
TRA	410	An Act To Provide Funding for the Reconstruction of Route 161 from Fort Kent to Caribou	Reported Out ONTP	Carried Over In Comm	2/16/22	Ought Not to Pass Pursuant to Joint Rule 310			
TRA	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	Reported Out OTP-AM	Carried Over In Comm	4/11/22	Enacted	PL	660	
TRA	899	An Act To Protect Privacy and Security at the Bureau of Motor Vehicles	Reported Out ONTP	Carried Over In Comm	1/26/22	Ought Not to Pass Pursuant to Joint Rule 310			
TRA	1749	An Act To Change the Requirements for the Sales of Used Catalytic Converters	Reported Out ONTP		2/2/22	Ought Not to Pass Pursuant to Joint Rule 310			
TRA	1762	An Act To Amend the Law Regarding Expiration of Disability Plates and Placards and Fees for Recycler Licenses	Reported Out OTP		3/3/22	Enacted	PL	533	
TRA	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	Reported Out OTP		1/25/22	Enacted	PL	494	
TRA	1788	Resolve, To Rename Bridges in the Town of Milo for Veterans Who Died during the Vietnam War	Reported Out ONTP		2/1/22	Finally Passed	RESLV	127	
TRA	1796	An Act To Coordinate Marine Port Development	Reported Out OTP-AM		3/21/22	Enacted	PL	555	

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RESLV = Resolve

**Transportation (TRA)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
TRA	1833	Resolve, To Exempt Specialty or Recognition Registration Plates Already in the Process of Being Created from the Moratorium on the Approval of New Motor Vehicle Registration Plates	Reported Out		2/16/22	Ought Not to Pass Pursuant to Joint Rule 310			
TRA	1839	Resolve, To Name a Bridge in the Town of Unity the Alton "Mac" McCormick Memorial Bridge	Reported Out		2/1/22	Finally Passed	RESLV	128	
TRA	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	Reported Out		3/7/22	Enacted	PL	539	
TRA	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	Reported Out		1/25/22	Emergency Finally Passed	RESLV	125	
TRA	1876	An Act Regarding Abandoned Motor Vehicle Storage Fees and Lienholder Notification	Reported Out		2/15/22	Enacted	PL	515	
TRA	1892	An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2023	Reported Out		3/7/22	Enacted	P&SL	17	
TRA	1912	Resolve, To Rename 3 Bridges in Brownville and Brownville Junction	Reported Out		2/1/22	Finally Passed	RESLV	131	
TRA	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	Reported Out		3/24/22	Enacted	PL	582	
TRA	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	Reported Out		4/4/22	Emergency Enacted	PL	597	

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### **LD 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**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 660 does the following.

1. It defines the term “catalytic converter” as a device installed in the exhaust system of a motor vehicle that uses a catalyst to convert pollutant gases into less harmful gases.
2. It requires all vehicle dealers in the State to, for all motor vehicles 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, unless the catalytic converter is not in a location that is clearly visible from the underside of the motor vehicle.
3. It creates a legal framework governing the sale, purchase, removal, transport and disposal of catalytic converters that have been removed from motor vehicles and establishes criminal penalties for violations of that legal framework.
4. It requires that a person who is a licensed scrap metal processor must also be licensed as a recycler if, as part of that person's scrap metal processing business, that person engages in the purchase or sale of motor vehicles or motor vehicle parts.
5. It directs the Secretary of State to 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 to promote public awareness of the requirements related to catalytic converters.
6. It establishes the Motor Vehicle Services Fund for revenue from the sale of catalytic converters forfeited to the State which may be used by the bureau for motor vehicle-related projects and services.

### **LD 1762 An Act To Amend the Law Regarding Expiration of Disability Plates and Placards and Fees for Recycler Licenses**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 533 removes the requirement for a disability plate or placard issued to a person with a permanent disability to expire with the applicant’s driver’s license or nondriver identification card issued by the State and provides that the disability plate or placard may be renewed for a period not to exceed six years. It authorizes the Secretary of State to adopt routine

## JOINT STANDING COMMITTEE ON TRANSPORTATION

technical rules regarding the issuance and renewal of disability plates or placards issued to persons with a permanent disability.

It also removes the exemption from the fee for the issuance or renewal of a recycler license for a new car dealer, used car dealer or equipment dealer.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 494 removes Watson’s Bridge in the Town of Littleton from the list of bridges for which the State is responsible.

Public Law 2021, chapter 494 was enacted as an emergency measure effective February 17, 2022.

### **LD 1788 Resolve, To Rename Bridges in the Town of Milo for Veterans Who Died during the Vietnam War**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 127 directs the Department of Transportation to designate Bridge 3244 over the Pleasant River in the Town of Milo the James Ellingson Memorial Bridge, Bridge 2867 over the Piscataquis River in the Town of Milo the Wayne Sangillo Memorial Bridge and Bridge 2572 over the Sebec River in the Town of Milo the Henry “Butch” Heal, Jr. Memorial Bridge.

### **LD 1796 An Act To Coordinate Marine Port Development**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 555 makes the following changes to the laws governing marine port terminal facility development.

1. It limits the actions of the Maine Port Authority and the use of the proceeds of bonds issued by the Maine Port Authority to those actions and uses pertaining to marine port terminal facilities and railroad facilities that directly support marine port operations.
2. It expands the sources of funds that may be used to undertake projects that link marine port terminal facilities to freight networks within the State.
3. It expands the scope of the Maine Port Terminal Facilities Marketing Program.

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4. It requires the Maine Port Authority to hire an executive director and authorizes the executive director to hire certain other employees.
5. It requires the Maine Port Authority to submit an annual report to the Legislature.
6. It requires the Maine Port Authority to submit certain fiscal matters to the Department of Transportation for approval.

### **LD 1839 Resolve, To Name a Bridge in the Town of Unity the Alton “Mac” McCormick Memorial Bridge**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 128 directs the Department of Transportation to designate Bridge 5228 on U.S. Route 202 and State Route 9 in the Town of Unity the Alton “Mac” McCormick Memorial Bridge.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 539 does the following.

1. It defines the term “electronic lien titling program” under the Maine Motor Vehicle Certificate of Title and Antitheft Act.
2. It allows the Secretary of State to use an electronic lien titling program for the purposes of that Act but specifies that the Secretary of State may not require a person to use of the electronic lien titling program.
3. It clarifies that provisions of the Maine Revised Statutes, Title 29-A, chapter 7 that require the mail, delivery or surrender of a certificate of title may be satisfied by using an electronic lien titling program.
4. It requires a lienholder using an electronic lien titling program to use the program to notify the Secretary of State when a lien is released or updated.
5. It allows a lienholder using an electronic lien titling program to request a paper copy of a certificate of title.



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6. It requires the Secretary of State to evaluate the needs of the Department of the Secretary of State in implementing an electronic lien titling program and conduct a review of any relevant provisions of law that may need to be updated in order to properly implement such a program. The Secretary of State must report findings to the joint standing committee of the Legislature having jurisdiction over transportation matters no later than January 1, 2023.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 125 approves portions of Chapter 305: Rules and Regulations Pertaining to Traffic Movement Permits, a major substantive rule of the Department of Transportation.

Resolve 2021, chapter 125 was finally passed as an emergency measure effective February 17, 2022.

### **LD 1876 An Act Regarding Abandoned Motor Vehicle Storage Fees and Lienholder Notification**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 515 requires that the owner of the premises where a vehicle has been stored after having been abandoned at a place of business after being repaired or after having been abandoned at a storage facility, or the owner's agent, must determine if there is a lienholder on the title of the vehicle and notify that lienholder of any unpaid charges for authorized repair or for storage and any related towing expenses within 14 days of those charges being accrued.

### **LD 1892 An Act To Make Allocations from Maine Turnpike Authority Funds for the Maine Turnpike Authority for the Calendar Year Ending December 31, 2023**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 17 makes allocations from gross revenues of the Maine Turnpike Authority for the payment of the authority's operating expenses for the calendar year ending December 31, 2023 in accordance with the requirements of the Maine Revised Statutes, Title 23, section 1961, subsection 6.

## JOINT STANDING COMMITTEE ON TRANSPORTATION

### **LD 1912 Resolve, To Rename 3 Bridges in Brownville and Brownville Junction**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 131 directs the Department of Transportation to designate Bridge 923 over the Pleasant River in the Town of Brownville the Stanley Smith Larson Memorial Bridge, Bridge 3222 over the Pleasant River in Brownville Junction in the Town of Brownville the Edward Fredonia Stone Memorial Bridge and Bridge 3355 over the East Branch Pleasant River in the Town of Brownville the Elden Howard Cail Memorial Bridge.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 582 amends the laws governing school bus identifiers to allow electric-powered school buses to have bumpers, rub rails and wheels in the colors originally painted by the original manufacturer and allows all school buses to display lettering from the original manufacturer and to have wheels and rub rails that are painted glossy black. The law also allows a flashing green auxiliary light to be mounted on top of a public service vehicle.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 597 makes supplemental allocations from the Highway Fund and other funds for the expenditures of State Government necessary to the proper operations of State Government for the fiscal years ending June 30, 2022 and June 30, 2023.

STATE OF MAINE  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**JOINT STANDING COMMITTEE ON VETERANS  
AND LEGAL AFFAIRS**

July 2022

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**STAFF:**

JANET STOCCO, LEGISLATIVE ANALYST

SAMUEL PRAWER, LEGISLATIVE ANALYST

OFFICE OF POLICY AND LEGAL ANALYSIS

13 STATE HOUSE STATION

AUGUSTA, ME 04333

(207) 287-1670

<http://legislature.maine.gov/opla/>

\*Committee chair for a portion of the session

\*\* Committee member for portion of session

# *Joint Standing Committee on Veterans and Legal Affairs*

## **SUBJECT INDEX**

### **Adult Use Marijuana**

#### **Enacted**

- |         |   |             |
|---------|---|-------------|
| LD 1817 | An Act To Allow the State's Adult Use Marijuana Tracking System To Track Plants and Products by Group   | PUBLIC 628  |
| LD 1827 | An Act To Permit Curbside Pickup and Limited Delivery of Adult Use Marijuana  | PUBLIC 667  |
| LD 1846 | An Act To Allow for a Variance Rate in the Amount and Potency of Cannabinoids in Adult Use Edible Marijuana Products  | PUBLIC 558  |
| LD 1927 | An Act To Authorize Certain Off-premises Sales of Adult Use Marijuana Products  | PUBLIC 735  |
| LD 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                         | RESOLVE 143 |
| LD 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 | PUBLIC 669  |
| LD 1985 | An Act To Improve Testing Requirements for Adult Use Marijuana  | PUBLIC 612  |

#### **Not Enacted**

- |         |   |      |
|---------|---|------|
| LD 1948 | An Act To Enhance Access to, Education Regarding and Patient and Community Safety in Maine's Marijuana Programs | ONTP |
|---------|---|------|

### **Alcoholic Beverages, Administration**

#### **Enacted**

- |         |   |             |
|---------|---|-------------|
| LD 1358 | Resolve, Directing the Bureau of Alcoholic Beverages and Lottery Operations To Evaluate Direct-to-consumer Wine and Spirits Sales | RESOLVE 175 |
|---------|---|-------------|

LD 1643 An Act To Correct Errors, Inconsistencies and Conflicts in and To  
Revise the State's Liquor Laws PUBLIC 658

LD 1750 An Act To Create a Framework for Maine's Spirits Contract PUBLIC 592

LD 1906 An Act To Streamline and Modernize the Department of  
Administrative and Financial Services, Bureau of Alcoholic Beverages  
and Lottery Operations PUBLIC 622

**Not  
Enacted**

LD 378 An Act To Temporarily Waive Renewal Fees for On-premises Retail  
Liquor Licenses Died On  
Adjournment

**Alcoholic Beverages, Regulation**

**Enacted**

LD 1358 Resolve, Directing the Bureau of Alcoholic Beverages and Lottery  
Operations To Evaluate Direct-to-consumer Wine and Spirits Sales RESOLVE 175

LD 1643 An Act To Correct Errors, Inconsistencies and Conflicts in and To  
Revise the State's Liquor Laws PUBLIC 658

LD 1751 An Act To Extend the Changes to the Liquor Laws Made by Public  
Law 2021, Chapters 3 and 91 PUBLIC 514

LD 1914 An Act To Allow Wine Retailers with 2 or More Licensed Facilities To  
Freely Transfer Wine between Approved Facilities PUBLIC 546

LD 2031 An Act To Allow Outdoor Stadiums and Pool Halls To Sell Spirits PUBLIC 598

**Not  
Enacted**

LD 378 An Act To Temporarily Waive Renewal Fees for On-premises Retail  
Liquor Licenses Died On  
Adjournment

**Campaign Finance, Generally**

**Enacted**

LD 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 PUBLIC 530

LD 1782 An Act Regarding Contributing to Candidates and Political Action  
Committees PUBLIC 607

### *Campaign Practices*

**Not  
Enacted**

LD 1726 An Act To Increase Transparency in Political Communications ONTP

### *Elections, Absentee Voting*

**Enacted**

LD 1830 An Act To Amend the Election Laws PUBLIC 570

**Not  
Enacted**

LD 148 An Act To Establish Ongoing Absentee Voting Died On  
Adjournment

LD 451 An Act To Remove the Party Designation from Return Envelopes for  
Absentee Ballots for the General Election ONTP

### *Elections, Conduct of Elections*

**Enacted**

LD 231 An Act To Establish Open Primaries PUBLIC 750

LD 1779 An Act To Protect Election Integrity by Regulating Possession of  
Ballots and Voting Machines and Devices PUBLIC 536

LD 1821 An Act To Protect Public Election Officials PUBLIC 568

**Not  
Enacted**

LD 202 RESOLUTION, Proposing an Amendment to the Constitution of  
Maine To Implement Ranked-choice Voting Died On  
Adjournment

LD 1155 An Act To Require Election Transparency and Audits Died On  
Adjournment

### *Elections, Initiatives, People's Vetoes and Referenda*

**Enacted**

LD 1830 An Act To Amend the Election Laws PUBLIC 570

**Not  
Enacted**

LD 1178 RESOLUTION, Proposing an Amendment to the Constitution of  
Maine To Prohibit the Consideration of a People's Veto at a  
Presidential Primary Died On  
Adjournment

### *Veterans and Legal Affairs*

### *Elections, Voter Privacy*

Not  
Enacted

LD 451 An Act To Remove the Party Designation from Return Envelopes for Absentee Ballots for the General Election ONTP

### *Elections, Voter Qualifications and Registration*

Enacted

LD 1830 An Act To Amend the Election Laws PUBLIC 570

### *Gambling, Beano and Games of Chance*

Enacted

LD 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 PUBLIC 636

### *Gambling, Generally*

Enacted

LD 1743 An Act To Amend Certain Definitions in the Statutes Governing the Gambling Control Board PUBLIC 513

LD 1745 An Act To Amend the Laws Governing the Gambling Control Board PUBLIC 697

### *Gambling, Lottery*

Enacted

LD 1883 An Act To Update the Setoffs against Lottery Winnings PUBLIC 543

### *Gambling, Sports and Fantasy Contests*

Not  
Enacted

LD 1352 An Act To Regulate Sports Betting Died On Adjournment

### *Maine National Guard*

Enacted

LD 1852 Resolve, Authorizing the Maine National Guard To Sell Certain Property in Hallowell RESOLVE 136

LD 2029 An Act To Enhance the Prevention of and Response to Sexual Assault and Sexual Harassment in the Maine National Guard PUBLIC 634

### *Medical Use of Marijuana*

Enacted

LD 1784 An Act To Ensure Legislative Review of Rules for Maine's Medical Use of Marijuana Act PUBLIC 652

LD 1928 An Act To Update and Clarify the Maine Medical Use of Marijuana Act PUBLIC 662

LD 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 PUBLIC 669

**Not  
Enacted**

LD 421 An Act To Increase the Number of Plants a Medical Marijuana Caregiver May Cultivate ONTP

LD 1948 An Act To Enhance Access to, Education Regarding and Patient and Community Safety in Maine's Marijuana Programs ONTP

### **Office of Marijuana Policy**

**Enacted**

LD 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 PUBLIC 669

### **Veterans**

**Enacted**

LD 542 An Act To Establish the Maine Veterans' Homes Stabilization Fund PUBLIC 680

LD 619 An Act Regarding Eligibility for Burial in the Maine Veterans' Memorial Cemetery System PUBLIC 593

LD 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 PUBLIC 528



**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
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**Veterans and Legal Affairs (VLA)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
VLA	148	An Act To Establish Ongoing Absentee Voting	Reported Out	OTV-AM/ ONTP	Carried On Approps Table	6/8/21	Died On Adjournment		see note
VLA	202	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Implement Ranked-choice Voting	Reported Out	OTV-AM/ ONTP	Carried On Approps Table	6/3/21	Died On Adjournment		
VLA	231	An Act To Establish Open Primaries	Reported Out	OTV-AM/ ONTP	Carried On Approps Table	6/4/21	Enacted	PL	750
VLA	378	An Act To Temporarily Waive Renewal Fees for On-premises Retail Liquor Licenses	Reported Out	OTV-AM	Carried On Approps Table	3/9/21	Died On Adjournment		
VLA	421	An Act To Increase the Number of Plants a Medical Marijuana Caregiver May Cultivate	Reported Out	ONTP	Carried Over In Comm	2/17/22	Ought Not to Pass Pursuant to Joint Rule 310		
VLA	451	An Act To Remove the Party Designation from Return Envelopes for Absentee Ballots for the General Election	Reported Out	ONTP	Carried On In Comm	1/21/22	Ought Not to Pass Pursuant to Joint Rule 310		see note
VLA	542	An Act To Establish the Maine Veterans' Homes Stabilization Fund	Reported Out	OTV-AM	Carried On Approps Table	4/27/21	Enacted	PL	680
VLA	619	An Act Regarding Eligibility for Burial in the Maine Veterans' Memorial Cemetery System	Reported Out	OTV-AM	Carried Over In Comm	4/4/22	Emergency Enacted	PL	593
VLA	1155	An Act To Require Election Transparency and Audits	Reported Out	OTV-AM/ ONTP	Carried On Approps Table	6/9/21	Died On Adjournment		see note

**DIGEST OF BILLS**  
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**Veterans and Legal Affairs (VLA)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
VLA	1178	RESOLUTION, Proposing an Amendment to the Constitution of Maine To Prohibit the Consideration of a People's Veto at a Presidential Primary	Reported Out	Carried On Approps Table	6/3/21	Died On Adjournment			
VLA	1352	An Act To Regulate Sports Betting	Reported Out	Carried On Approps Table	6/16/21	Died On Adjournment			see note
VLA	1358	Resolve, Directing the Bureau of Alcoholic Beverages and Lottery Operations To Evaluate Direct-to-consumer Wine and Spirits Sales	Reported Out	Carried Over In Comm	3/16/22	Finally Passed	RESLV	175	
VLA	1643	An Act To Correct Errors, Inconsistencies and Conflicts in and To Revise the State's Liquor Laws	Reported Out	Carried Over In Comm	4/19/22	Enacted	PL	658	
VLA	1726	An Act To Increase Transparency in Political Communications	Reported Out	Carried Over In Comm	2/14/22	Ought Not to Pass Pursuant to Joint Rule 310			
VLA	1743	An Act To Amend Certain Definitions in the Statutes Governing the Gambling Control Board	Reported Out		2/22/22	Enacted	PL	513	
VLA	1745	An Act To Amend the Laws Governing the Gambling Control Board	Reported Out		1/31/22	Enacted	PL	697	
VLA	1750	An Act To Create a Framework for Maine's Spirits Contract	Reported Out		3/31/22	Enacted	PL	552	
VLA	1751	An Act To Extend the Changes to the Liquor Laws Made by Public Law 2021, Chapters 3 and 91	Reported Out		2/16/22	Enacted	PL	514	
VLA	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	Reported Out		3/16/22	Enacted	PL	530	
VLA	1779	An Act To Protect Election Integrity by Regulating Possession of Ballots and Voting Machines and Devices	Reported Out		3/2/22	Enacted	PL	536	
VLA	1782	An Act Regarding Contributing to Candidates and Political Action Committees	Reported Out		2/23/22	Enacted	PL	607	

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**Veterans and Legal Affairs (VLA)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
VLA	1784	An Act To Ensure Legislative Review of Rules for Maine's Medical Use of Marijuana Act	Reported Out		4/1/22	Emergency Enacted	PL	652	
VLA	1817	An Act To Allow the State's Adult Use Marijuana Tracking System To Track Plants and Products by Group	Reported Out		4/8/22	Enacted	PL	628	
VLA	1821	An Act To Protect Public Election Officials	Reported Out		3/25/22	Enacted	PL	568	
VLA	1827	An Act To Permit Curbside Pickup and Limited Delivery of Adult Use Marijuana	Reported Out		4/8/22	Enacted	PL	667	
VLA	1830	An Act To Amend the Election Laws	Reported Out		3/25/22	Enacted	PL	570	
VLA	1846	An Act To Allow for a Variance Rate in the Amount and Potency of Cannabinoids in Adult Use Edible Marijuana Products	Reported Out		3/8/22	Enacted	PL	558	
VLA	1852	Resolve, Authorizing the Maine National Guard To Sell Certain Property in Hallowell	Reported Out		3/7/22	Finally Passed	RESLV	136	
VLA	1883	An Act To Update the Setoffs against Lottery Winnings	Reported Out		3/8/22	Enacted	PL	543	
VLA	1906	An Act To Streamline and Modernize the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations	Reported Out		3/25/22	Enacted	PL	622	
VLA	1914	An Act To Allow Wine Retailers with 2 or More Licensed Facilities To Freely Transfer Wine between Approved Facilities	Reported Out		3/2/22	Enacted	PL	546	
VLA	1927	An Act To Authorize Certain Off-premises Sales of Adult Use Marijuana Products	Reported Out		4/8/22	Enacted	PL	735	
VLA	1928	An Act To Update and Clarify the Maine Medical Use of Marijuana Act	Reported Out		4/8/22	Emergency Enacted	PL	662	
VLA	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	Reported Out		3/28/22	Emergency Finally Passed	RESLV	143	

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**130th Legislature, Second Regular Session - 2022**

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**Veterans and Legal Affairs (VLA)**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
VLA	1948	An Act To Enhance Access to, Education Regarding and Patient and Community Safety in Maine's Marijuana Programs	Reported Out		2/17/22	Ought Not to Pass Pursuant to Joint Rule 310			
VLA	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	Reported Out	OTP-AM/ ONTP	4/11/22	Enacted	PL	669	
VLA	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	Reported Out	OTP-AM/ ONTP	4/6/22	Emergency Enacted	PL	636	
VLA	1985	An Act To Improve Testing Requirements for Adult Use Marijuana	Reported Out	ONTP	4/1/22	Enacted	PL	612	
VLA	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	Reported Out	OTP-AM	3/28/22	Emergency Enacted	PL	528	
VLA	2029	An Act To Enhance the Prevention of and Response to Sexual Assault and Sexual Harassment in the Maine National Guard	Reported Out	OTP-AM	4/11/22	Enacted	PL	634	
VLA	2031	An Act To Allow Outdoor Stadiums and Pool Halls To Sell Spirits	Reported Out	OTP-AM	4/1/22	Emergency Enacted	PL	598	

## JOINT STANDING COMMITTEE ON VETERANS AND LEGAL AFFAIRS

### **LD 231 An Act To Establish Open Primaries**

#### **ENACTED LAW SUMMARY**

Beginning January 1, 2024, Public Law 2021, chapter 750 allows an unenrolled voter to vote in a single party's primary election, including a party's presidential primary election, without having to enroll in that political party. An unenrolled voter may not vote in a party's primary election if that voter withdrew from a party within the 15 days prior to the primary election, however, unless the voter changed the voter's voting residence at the same time that the voter withdrew from a party.

An election clerk must record on the incoming voting list and on the list of absentee voters which party's primary ballot, if any, is issued to an unenrolled voter during a primary election. After the election, this information must be entered in the central voter registration system. In addition, an unenrolled voter who participates in a party's primary election must be considered a member of the party for purposes of allocating delegates to the party's state convention and to the party's national presidential nominating convention.

### **LD 542 An Act To Establish the Maine Veterans' Homes Stabilization Fund**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 680 establishes the Maine Veterans' Homes Stabilization Fund in the Department of Defense, Veterans and Emergency Management, Bureau of Veterans' Services.

### **LD 619 An Act Regarding Eligibility for Burial in the Maine Veterans' Memorial Cemetery System**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 593 provides the Director of the Maine Bureau of Veterans' Services with the authority to allow burial in the Maine Veterans' Memorial Cemetery System of the remains of a person, such as the Honorable John L. Tuttle, Jr., who passed away on January 27, 2022, and any spouse or minor child of that person, who died while a member or former member of the National Guard; a member or former member of the state military forces or the Reserve Components of the United States Armed Forces; or a member of a reserve officer training corps of the United States Armed Forces.

Public Law 2021, chapter 593 was enacted as an emergency measure effective April 14, 2022.

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### **LD 1358 Resolve, Directing the Bureau of Alcoholic Beverages and Lottery Operations To Evaluate Direct-to-consumer Wine and Spirits Sales**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 175 provides \$100,000 in funding from the Liquor Operation Revenue Fund for the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations to obtain contracted services to review the direct shipment of wine to consumers in the State under current law, identifying potential areas of concern, and the laws in each other state that allows the direct shipment of spirits to consumers located in that state. Stakeholders affected by the direct shipment of wine and spirits to consumers in the State including, but not limited to, licensed in-state wineries and small wineries; licensed in-state distilleries and small distilleries; wine and spirits retailers; wine wholesalers; and bottle redemption centers must be consulted in conducting these reviews. The bureau must submit a report summarizing its findings and recommendations to the joint standing committee of the Legislature having jurisdiction over alcoholic beverages matters by February 15, 2023. The committee may report out legislation based upon the report to the 131st Legislature in 2023.

### **LD 1643 An Act To Correct Errors, Inconsistencies and Conflicts in and To Revise the State's Liquor Laws**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 658 makes a number of changes to the Maine Revised Statutes, Title 28-A, the State's liquor laws, to standardize the language; to correct and address errors, conflicts, ambiguities, omissions and inconsistencies; and to revise those laws, including by making the following changes to the Title.

1. It makes a number of changes to the laws governing certificates of approval to import liquor into the State, including:
  - A. Clarifying which of the general qualification and application requirements for liquor licenses apply to applicants for a certificate of approval and specifies that persons with certificates of approval are subject to administrative discipline for violating liquor laws and rules to the same extent as persons with licenses;
  - B. Repealing a provision requiring the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations to deposit the yearly fees paid by certificate of approval holders into the General Fund, which conflicts with the requirement in section 83-B that the bureau deposit only its net revenues into the General Fund; and
  - C. Changing the authority that a person operating a special warehouse storage facility must obtain from a certificate of approval to a license because the laws applicable to certificate of approval holders generally do not apply to special warehouse storage facilities.

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2. It removes an ambiguity in the law by clarifying that, as is the current practice, agency liquor store licenses grant authority to sell not only spirits but also malt liquor and wine for off-premises consumption. It also combines within a single statutory provision the licensing fees for agency liquor stores.
3. It moves the definition of “business entity” from section 707 to the general definitions section of the Title.
4. It removes ambiguous language from the definitions section of the Title stating that only “responsible persons” or “persons of good reputation” may obtain certain types of liquor licenses but retains the general character requirements for licensure set forth in section 654.
5. It moves the definitions of “pool hall” and “minibar” into and the definitions of “club member,” “hotel guest,” “dining car,” “passenger car” and “vessel” out of the provision defining the types of establishments eligible to obtain retail liquor licenses. It also streamlines the definition of “hotel guest,” adds a new definition of “bed and breakfast guest” and ensures consistent use of these defined terms throughout the Title.
6. It clarifies within the definitions of “malt liquor” and “wine” that liquor produced by the fermentation of malt, substitutes for malt and other nonbeverage ingredients, including fruit concentrate, is considered malt liquor and not wine as long as no less than 51 % of the total alcohol by volume derives from the fermentation of malt and substitutes for malt. It also newly defines “substitute for malt.”
7. It replaces the word “club” with the word “center” in the statutes governing licensure of indoor racquet centers, indoor ice skating centers and curling centers to dispel confusion regarding whether the licensure requirements applicable to clubs apply to these centers. It also adds pickleball to the list of racquet sports offered at licensed indoor racquet centers and corrects several errors in the law that, in combination, suggest curling centers may be licensed to sell only wine and not spirits or malt liquor.
8. It makes a number of changes to the laws requiring that certain on-premises retail licensees either offer food to the public or sell a specific amount of food to the public to maintain their eligibility for a liquor license, including:
  - A. Replacing duplicative definitions of “full course meal” with the substantively identical definition of “full meal” that also appears in current law and ensuring consistent use of this defined term throughout the Title;
  - B. Removing language regarding the service of meals from the definition of “hotel,” because hotels are not required to sell meals; removing a conflict in current law by specifying that a hotel with a Class I-A license is not required to have 10% of its gross annual income from the sale of food; and clarifying that, to calculate whether a hotel that does not have a Class I-A license has satisfied the requirement that at least 10% of its gross annual income be from the sale of food, the hotel’s income from the rental of rooms or the sale of liquor in separately licensed minibars is not included;

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- C. Clarifying that qualified catering services may be located in unincorporated places and filling an omission in the law by specifying the minimum income from the sale of food required to maintain a liquor license as a part-time qualified catering service that operates for no more than three months in a year in a municipality having a population of 20,001 to 30,000 persons;
  - D. Standardizing language regarding the bureau’s assessment of whether an applicant for an initial on-premises retail license is likely to meet or an applicant for renewal of an on-premises retail license has met any applicable food-sales requirements; and
  - E. Establishing a new one-year grace period for a license-renewal applicant that did not meet the relevant food-sales requirement during the previous year.
9. It corrects an error in current law stating that licensed Class A restaurants and Class A restaurants/lounges must purchase from the bureau the spirits they offer to customers as complimentary samples and instead provides that these spirits must be purchased from reselling agents.
10. It aligns the two definitions of “out-of-state spirits supplier” previously used in the Title. It also newly defines “spirits supplier” and standardizes the use of that term throughout the title, including by removing reference to spirits brokers. It newly authorizes spirits suppliers to offer sweepstakes, games and contests inside packages of spirits under the same conditions that licensed Maine manufacturers, wholesale licensees and retail licensees may offer sweepstakes, games and contests inside packages of liquor.
11. It replaces the phrase “alcoholic beverages,” which is not defined, with the appropriate defined terms throughout the Title. It also replaces the term “liquor,” which is defined to mean malt liquor, wine and spirits, with more specific terms in several statutes when all three types of alcohol are not intended to be included.
12. It replaces the phrase “wholesale liquor provider” with the phrase “wholesale spirits provider” to more accurately describe the scope of that entity’s authority in the State.
13. It removes incorrect references to fortified wine in the statutes governing spirits and unnecessary references to fortified wine in the statutes governing wine, because fortified wine is not a type of “spirits” but is a type of “wine” as those terms are defined in the Title.
14. It resolves an inconsistency by providing that public service corporation licenses are issued to airline corporations, railroad corporations and vessel corporations and not the individual aircraft, dining cars, passenger cars and vessels that those corporations operate in the State. It also removes a duplicative statute governing public service corporations and standardizes the language used throughout the Title regarding public service corporations.



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15. It corrects an error in current law that suggests on-premises retail licenses are issued to international air terminals and instead specifies that on-premises retail licenses may be issued to qualified establishments located within international air terminals.
16. It clarifies an ambiguity in the law by specifying that the term “wholesale licensee” means only a licensed in-state wholesaler of malt liquor or wine and not an out-of-state wholesaler of malt liquor or wine that has been issued a certificate of approval. It also extends the prohibition against a wholesale licensee selling to another wholesale licensee any malt liquor or wine that has not been purchased from a certificate of approval holder or a licensed special warehouse storage facility to a prohibition against a wholesale licensee selling such products to any purchaser, including a retail licensee.
17. It makes several changes to the laws governing hard cider in a manner that matches current practice, including by:
  - A. Clarifying within the definition of “wine” that hard cider is a type of wine for purposes of the Title;
  - B. Clarifying that hard cider may be sold by retailers licensed to sell either malt liquor or wine for on-premises or off-premises consumption; and
  - C. Providing that hard cider may be sold and distributed within the State by wholesale licensees authorized to sell and distribute either malt liquor or wine within the State.
18. It makes several changes to the laws governing low-alcohol spirits products, including:
  - A. Clarifying that products containing less than 0.5% alcohol by volume are not considered low-alcohol spirits products, just as all products containing less than 0.5% alcohol by volume are not considered liquor or subject to regulation under the Title;
  - B. Newly specifying that licensed Maine distilleries, small distilleries and rectifiers are authorized to produce low-alcohol spirits products and that licensed Maine breweries, small breweries and tenant breweries are authorized to produce low-alcohol spirits products containing malt liquor. Licensed Maine wineries and tenant wineries are already authorized to produce low-alcohol spirits products that contain wine, because these products are a type of fortified wine;
  - C. Specifying that, as is current practice, low-alcohol spirits products may be sold and distributed within the State by wholesale licensees authorized to sell and distribute wine within the State.
  - D. Removing a duplicative provision requiring certificate of approval holders that manufacture low-alcohol spirits products to report the number of gallons of low-alcohol spirits products sold to wholesale licensees on a monthly basis.

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- E. Clarifying that wholesale licensees are entitled to excise tax credits for low-alcohol spirits products to the same extent that they are entitled to credits for malt liquor or wine if the applicable products are destroyed by the bureau; destroyed by fire, flood or other natural disaster; sold to an instrumentality of the United States or to a National Guard state training site exempted by the bureau; sold to a licensee registered with the bureau for resale to airlines for international flights; or sold to a ship chandler for resale to vessels of foreign registry or to vessels of domestic registry that are destined for a foreign port; and
  - F. Authorizing the importation into and transportation within the State of low-alcohol spirits products for personal use in the same volume that wine may be imported into and transported within the State for personal use.
19. It clarifies that an applicant for a liquor license must possess all licenses, permits or approvals required under Title 22 for the applicant's underlying business before applying for the liquor license.
20. It removes inconsistencies in several provisions of the liquor laws regarding the types of establishments eligible to obtain auxiliary licenses, off-premises catering licenses and mobile service bar licenses. It also specifies that, as is current practice, when an on-premises retail licensee obtains an off-premises catering license, that license authorizes the licensee to conduct off-premises catering of only the same type or types of liquor that the licensee may sell pursuant to the licensee's underlying on-premises retail license.
21. It makes a number of changes to the laws governing liquor taste-testing and product sampling events, including:
- A. Clarifying that the prohibitions against serving liquor to minors or to visibly intoxicated persons apply to all liquor taste-testing and product sampling events;
  - B. Removing a requirement that retailers seeking written permission from the bureau to conduct spirits, wine or malt liquor taste-testing events provide the names of any licensed sales representatives who will be pouring samples at those events;
  - C. Newly specifying that samples at a taste-testing or product sampling event may be poured not only by a licensed sales representative but also by an employee of the retailer where the taste-testing or product sampling take place or, where applicable, by the owner or employee of the licensed Maine manufacturer that produced the product being tasted or sampled;
  - D. Clarifying that, other than during an authorized taste-testing or product sampling event, an off-premises retail licensee has a duty to prevent the consumption of liquor on that retail licensee's premises;
  - E. Resolving a conflict in the law by providing that, when an authorized taste-testing event is held on a portion of the premises of an on-premises retail licensee, the bureau must

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- temporarily suspend the retailer’s authority to sell liquor for on-premises consumption only in the area designated for the taste-testing event;
- F. Moving the statutory language granting licensed Maine manufacturers the authority to sell their products at certain taste-testing events from the manufacturer licensing statute to the relevant taste-testing event statute for clarity and granting small distilleries new authority to self-distribute their spirits products for sale at these taste-testing events; and
  - G. Restricting to the owner and supervisory or managerial employees of the retail licensee the types of individuals who may receive partial-bottle samples of spirits or wine under statutes authorizing sampling by retail licensees.
22. It clarifies that the District Court’s authority to suspend or revoke the license of a mobile service bar; the mobile service bar licensee’s underlying golf course, disc golf course, Class A restaurant/lounge or Class I hotel license; and any other licenses held by the mobile service bar licensee for a violation occurring at the mobile service bar is an exception to the general rule that license suspensions apply only to the specific premises where a violation occurs.
23. It changes the term “liquor enforcement officer” where used in the Title to “liquor inspector,” the current term for the position.
24. It streamlines the process for disposal of spirits subject to a court’s forfeiture order by newly authorizing the bureau or a wholesale spirits provider to choose, without obtaining an additional court order, to destroy the forfeited spirits rather than to restock and resell the forfeited spirits in agency liquor stores.
25. It makes a number of changes to the laws governing the sale of spirits in the State, including:
- A. Resolving a conflict in the law regarding the pricing of spirits by clarifying that, as is current practice, the State Liquor and Lottery Commission establishes the retail price of spirits and the bureau establishes the wholesale price of spirits, which is the price that agency liquor stores pay to purchase spirits from the bureau;
  - B. Resolving a conflict in the laws governing the purchase of spirits by removing statutory language suggesting that agency liquor stores may purchase spirits from a wholesale spirits provider and retaining provisions of law correctly stating that agency liquor stores purchase spirits only from the bureau; and
  - C. Amending statutory provisions incorrectly suggesting that all agency liquor stores may sell or deliver spirits to on-premises retailers and clarifying that only agency liquor stores that are licensed as reselling agents may make these sales and deliveries.
26. It makes a number of additional changes to section 1355-A, the statute governing the licensure of Maine liquor manufacturers, including:

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- A. Restoring the statutory authority of bottlers and rectifiers to obtain licenses, which authority was unintentionally repealed by Public Law 2019, chapter 529, and newly specifying the sampling activities that may be conducted by bottlers and rectifiers;
- B. Combining several scattered provisions describing the authority of breweries, small breweries, wineries, small wineries, distilleries and small distilleries, at the manufacturing facilities where their products are produced, to sell samples of those products to the public or offer samples of those products to the public at no cost. It newly clarifies that samples may not be served to minors or visibly intoxicated persons and that the area of the manufacturing facility where these samples are sold or offered need not be separate from and may be accessed by the same entrance as the area of the manufacturing facility that is licensed for on-premises retail sales;
- C. Combining several scattered provisions describing the authority of breweries, small breweries, wineries, small wineries, distilleries and small distilleries, at the manufacturing facility where their products are produced, to sell their products for off-premises consumption;
- D. Moving the provision authorizing breweries and small breweries to sell malt liquor for off-premises consumption in kegs from a generally applicable subsection of the statute to the subsection specifically applicable to breweries and small breweries and moving the provision requiring small breweries and small wineries to keep and maintain records of their sales to retail licensees from a generally applicable subsection of the statute to the two subsections specifically applicable to these entities;
- E. Clarifying the provision authorizing each brewery, small brewery, winery, small winery, distillery and small distillery to obtain one license to conduct on-premises retail sales per licensed manufacturing facility. It also eliminates the requirements that a distillery's or a small distillery's on-premises retail establishment must be a Class A restaurant or Class A restaurant/lounge owned by the same person who owns the distillery or small distillery. Instead, like the other categories of manufacturers, a distillery or small distillery may obtain any type of on-premises retail license as long as the same person or persons holds a majority ownership interest in the on-premises retail license and the distillery or small distillery;
- F. Clarifying, as is current practice, that when calculating whether a manufacturing facility's one statutorily authorized establishment for on-premises sales has satisfied any applicable statutory requirement that 10% of its gross annual income be from the sale of food, income from the sale of liquor samples or sale of liquor for off-premises consumption is not included;
- G. Newly authorizing a manufacturer that has its one statutorily authorized licensed establishment for on-premises sales at a location separate from its manufacturing facility to conduct sales of its products for off-premises consumption at that separate licensed location including, if the manufacturer is a brewery or a small brewery, malt liquor packaged in refillable containers that are commonly referred to as growlers;

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- H. Clarifying that a person must obtain authority to produce malt liquor or wine from the United States Department of the Treasury, Alcohol and Tobacco Tax and Trade Bureau to be eligible to obtain, respectively, any type of brewery or winery license;
  - I. Clarifying that, like distilleries and small distilleries, the license issued to any type of brewery or winery authorizes that manufacturer to bottle its products. It also adds a definition of “bottle,” when used as a verb, to the definitions section of the Title;
  - J. Resolving a conflict and conforming the law to current practice by specifying that, when a small distillery serves samples of its products at its manufacturing facility or when it sells its own products for off-premises or on-premises consumption at its one licensed establishment for on-premises sales, it need not first send those products through the State’s spirits warehouse and distribution system;
  - K. Clarifying the fee that a small winery or small distillery, each of which may under current law obtain licenses to conduct off-premises retail sales at up to two additional locations other than the manufacturing facility, must pay for the licensure of each additional location. It further clarifies that the small winery or small distillery may itself transport its products from its manufacturing facility to each of these two additional locations, as long as the same person owns a majority interest in the manufacturing facility and the relevant additional location; and
  - L. It corrects an omission in the law by specifying that, as is current practice, a tenant brewery or tenant winery seeking licensure may pay the reduced small brewery or small winery license fee if it qualifies as a small brewery or small winery.
27. It reorganizes, clarifies and removes inconsistencies in the laws governing the importation of liquor into and the transportation of liquor within the State. It clarifies that wineries, small wineries and tenant wineries may import spirits or purchase spirits manufactured in the State for the purpose of producing fortified wine and that breweries, small breweries and tenant breweries may import spirits or purchase spirits manufactured in the State for the purpose of producing low-alcohol spirits products containing malt liquor. It also changes the units of measurement applicable to spirits and wine in these provisions from quarts and gallons to liters, the unit of measurement typically used when referring to spirits and wine products, and it changes the unit of measurement applicable to malt liquor from gallons to fluid ounces, the unit of measurement typically used when referring to malt liquor products.
28. It provides that the language in the definitions section of the Title 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 and directs the bureau to study the issues of contract brewing and minimum Maine liquor manufacturer production requirements and submit a report to the joint standing committee of the Legislature having jurisdiction over alcoholic beverages matters on these topics by January 15, 2023.
29. It corrects scattered typographical, cross-reference and drafting errors in the Title, including by removing all gendered pronouns as required by Public Law 2019, chapter 475, section 52.

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Public Law 2021, chapter 658 also amends for clarity the headnote of the Maine Revised Statutes, Title 17, section 2003-A, which prohibits public drinking.

### **LD 1743 An Act To Amend Certain Definitions in the Statutes Governing the Gambling Control Board**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 513 amends the statutes governing the Department of Public Safety, Gambling Control Board to change the defined term “electronic facsimile” to “electronic table game” and to conform the definition of “table game” to that change. It also corrects a cross-reference.

### **LD 1745 An Act To Amend the Laws Governing the Gambling Control Board**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 697 allows an employee license issued by the Department of Public Safety, Gambling Control Board to be renewed for either a one-year term or a three-year term. The renewal fee for a one-year employee license is \$25, and the renewal fee for a three-year employee license is \$50.

### **LD 1750 An Act To Create a Framework for Maine’s Spirits Contract**

#### **ENACTED LAW SUMMARY**

Part A of Public Law 2021, chapter 592:

1. Directs the Commissioner of Administrative and Financial Services to award a single 10-year contract for spirits administration and spirits trade marketing through a competitive bidding process for a contract term that will begin when the current contracts for spirits administration and spirits trade marketing expire;
2. Directs the commissioner to develop a request for proposals that is designed to encourage vigorous bidding and that requires bidders to provide detailed information, including: information regarding the bidder’s prior experience and knowledge of the relevant industries; a description of the bidder’s proposed marketing strategies and the scope of the spirits administration services the bidder will provide, as well as the fee that the bidder will charge for these strategies and services; an identification of the services for which the bidder proposes to use a subcontractor and the identity of that subcontractor; information demonstrating the bidder’s financial capacity and access to capital; a description of the bidder’s capabilities for providing transportation and distribution of spirits to agency liquor stores, including its

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capability to make deliveries on a minimum of 250 days per year and, for each agency liquor store, a minimum of two deliveries per week; information demonstrating the bidder's warehousing capabilities and ability to expand its warehouse capacity over the term of the contract; a description of the bidder's information technology capabilities related to invoicing, inventory management and sales data analysis; and information demonstrating that the bidder's proposal will enhance services to agency liquor stores, assist the State in achieving a responsible growth rate for the spirits business and positively impact the state economy. In addition, the commissioner shall require each bidder to demonstrate that the bidder, each 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. Each bidder must also affirm that neither the bidder nor any of the bidder's principal officers has a direct financial interest in a license or permit in any state for the manufacture of spirits, other than a minor investment in not more than 1% of the securities of a business entity holding such a license or permit;

3. Establishes the criteria for issuance of the contract and mandatory contract provisions, including those regarding auditing, oversight and performance review, which closely adhere to the law that was in effect when the commissioner entered into the current spirits administration and spirits trade marketing contracts; and
4. Authorizes the commissioner and the successful bidder to agree to a single extension of the contract for a period of no more than three years following the end of the original 10-year contract term.

### Part B of Public Law 2021, chapter 592:

1. When the new spirits administration and spirits trade marketing contract described in Part A takes effect, increases from 12% to 18% the statutory minimum discount rate for agency liquor stores. The discount rate is the percentage taken off of the retail price when calculating the wholesale price that an agency liquor store pays to purchase spirits from the State;
2. Combines within one statutory provision the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations' authority to adopt rules establishing discount rates above the statutory minimum, including graduated discount rates and increased discount rates to be awarded as part of a sales incentive program for agency liquor stores and specifies that these are routine technical rules;
3. Requires the bureau to submit a report to the joint standing committee of the Legislature having jurisdiction over alcoholic beverages matters by February 1, 2023 on its proposals to adopt new or to amend existing rules governing discount rates. The committee is authorized to report out legislation based on the report to any session of the 131st Legislature; and
4. Directs the bureau to convene a stakeholder group to consider changes to the law that would allow the production, 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

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28-A, section 1361 and by in-state manufacturers of malt liquor or wine licensed under section 1355-A.

### **LD 1751 An Act To Extend the Changes to the Liquor Laws Made by Public Law 2021, Chapters 3 and 91**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 514 extends through March 30, 2025:

1. The authority granted to qualified on-premises retailers and qualified distilleries by Public Law 2021, chapter 3 to sell liquor for off-premises consumption; and
2. The authority granted to licensed Maine distilleries and small distilleries by Public Law 2021, chapter 91 to sell cocktails containing samples of their spirits products for on-premises consumption.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 530 amends in the following ways the law requiring major contributors, that are non-individuals who contribute more than \$100,000 to a single ballot question committee or political action committee for any one direct initiative or people's veto referendum campaign, to file a report with the Commission on Governmental Ethics and Election Practices disclosing the five largest sources of funds received by the major contributor during a specified time period prior to and during the time in which the major contributor made its contributions related to the ballot question.

1. It exempts from the major contributor reporting requirement ballot question committees and political action committees that qualify as major contributors but that are already registered with the commission.
2. It exempts from disclosure any funds that are received by the major contributor in the ordinary course of the major contributor's regular trade or business or as investment income; that are restricted to purposes unrelated to the ballot question; or that derive from a source that provided no more than \$5,000 to the major contributor during the specified time period.
3. It restructures and clarifies the enforcement provisions regarding potential violations of the major contributor law and the factors that the commission must consider in assessing penalties.

Public Law 2021, chapter 530 also provides that, notwithstanding that ballot question committees are distinct from political action committees under Maine law, the electronic filing system through



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which these committees submit their campaign finance reports may categorize ballot question committees as a subcategory of political action committees.

### **LD 1779 An Act To Protect Election Integrity by Regulating Possession of Ballots and Voting Machines and Devices**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 536 makes the following changes to the election laws.

1. It requires the municipal clerk to retain possession, custody and control over sealed containers of state election materials, municipal election materials and unused ballots until the contents of the containers are destroyed in accordance with law, except that the municipal clerk may open or transfer the contents of the containers when the opening or transfer is expressly authorized by state law or rule or by federal law.
2. If a municipal clerk or the Secretary of State produces original ballots in response to a request for inspection by the Governor, either branch of the Legislature, a legislative committee or a court, it requires the requester to maintain sole custody of the ballots until they are returned to the municipal clerk or Secretary of State and requires the municipal clerk, the Secretary of State or the Secretary of State's designee to oversee the ballot inspection process.
3. It prohibits a municipal clerk from transferring possession, custody or control of a voting machine or voting device unless the transfer is expressly authorized by the Secretary of State.

### **LD 1782 An Act Regarding Contributing to Candidates and Political Action Committees**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 607 amends the State's campaign finance laws by making the following changes, effective January 1, 2023, to the provisions of Public Law 2021, chapter 274, which also take effect January 1, 2023.

1. It authorizes a ballot question committee to make contributions to a candidate or a leadership political action committee to the same extent that an individual, a party committee or a political action committee may make contributions to a candidate or a leadership political action committee. Funds contributed to a candidate or a leadership political action committee by a party committee, political action committee or a ballot question committee may not derive, in whole or in part, from a business entity.
2. It provides for a biennial adjustment, based on the Consumer Price Index, of the aggregate amount that an individual may make to a separate segregated fund committee in a calendar year.

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3. It authorizes a corporation, membership organization, cooperative or labor or other organization that has established a separate segregated fund committee to make in-kind contributions of the paid staff time of its employees and independent contractors to establish the separate segregated fund committee and to provide fundraising and administrative services to that committee.

### **LD 1784 An Act To Ensure Legislative Review of Rules for Maine’s Medical Use of Marijuana Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 652 requires that, notwithstanding the Maine Revised Statutes, Title 5, section 8072, subsection 11 or any other provision of law to the contrary, major substantive rules that are provisionally adopted by the Department of Administrative and Financial Services, office of marijuana policy relating to the Maine Medical Use of Marijuana Act 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 and includes a repeal date of November 1, 2025 for that provision.

Public Law 2021, chapter 652 was enacted as an emergency measure effective April 23, 2022.

### **LD 1817 An Act To Allow the State’s Adult Use Marijuana Tracking System To Track Plants and Products by Group**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 628 does the following.

1. It requires the adult use marijuana tracking system to allow for marijuana plants to be tracked as a group and allows the Department of Administrative and Financial Services to implement a tracking system to allow marijuana and marijuana products to be tracked as a group.
2. It designates how marijuana plants may be grouped for the purpose of tracking.
3. It specifies tracking tag requirements and restrictions for marijuana plants tracked as a group.
4. It requires a manifest to be provided upon transfer when tracking marijuana plants as a group.
5. It directs the Department of Administrative and Financial Services, office of marijuana policy to conduct a review of the adult use marijuana tracking requirements 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. The department is also required to review relevant feedback it has previously received regarding the tracking system

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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 is required to 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.

### **LD 1821 An Act To Protect Public Election Officials**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 568 establishes a new Class D crime of intentionally interfering by force, violence or intimidation with a public official, including but not limited to an election official, municipal clerk or registrar of voters, who is in fact performing or who the person believes is performing an official function relating to a federal, state or municipal election.

Public Law 2021, chapter 568 also directs the Secretary of State to adopt rules establishing a process for reporting election-related threats to or harassment of public officials and to annually submit to the joint standing committee of the legislature having jurisdiction over election matters a report on the number and types of the election-related threats or harassment reports received by the Secretary of State during the previous calendar year. It also directs the Secretary of State to incorporate de-escalation training and information on how to report election related threats to and harassment of public officials in the training provided to municipal clerks and registrars of voters.

### **LD 1827 An Act To Permit Curbside Pickup and Limited Delivery of Adult Use Marijuana**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 667 does the following.

1. It allows a marijuana store to deliver immature marijuana plants, seedlings, adult use marijuana and adult use marijuana products to residential dwellings.
2. It prohibits a marijuana store from delivering immature marijuana plants, seedlings, adult use marijuana or adult use marijuana products to a safe zone designated by a municipality.
3. It allows a marijuana store to sell immature marijuana plants, seedlings, adult use marijuana or adult use marijuana products at a location marked for curbside pickup.

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### LD 1830 An Act To Amend the Election Laws

#### ENACTED LAW SUMMARY

Public Law 2021, chapter 570 makes the following changes to the laws governing elections.

1. It adds an identification card issued by a federally recognized Indian tribe as acceptable proof of identity when an applicant is registering to vote.
2. It provides that the deadline for a political party to caucus and nominate a candidate for a special election for State Representative or State Senator must be no less than 15 days after the Governor declares a vacancy in the office.
3. Under current law, the municipal clerk must designate a time in the 30-day period prior to an election when they will be present in licensed nursing homes, residential care facilities and assisted living programs for the purpose of conducting absentee voting by residents of the facilities. Public Law 2021, chapter 570 authorizes the Secretary of State to designate alternative procedures for conducting absentee voting by residents of such facilities when the Department of Health and Human Services declares a health emergency or determines that a public health threat threatens the health, welfare or safety of the municipal clerk or the residents of the facility; when the Governor declares an extreme public health emergency; or when the facility prohibits entry by the municipal clerk.
4. It provides that the fiscal impact statement and summary of the proposed law must appear only on the first page of a direct initiative petition directly below the statement informing voters that they have the right to read the fiscal impact statement and summary. It also removes the requirement to print in bold type or capital letters the instructions for municipal clerks, petition circulators and petition signers that are printed on the direct initiative petition.
5. It establishes an expedited process for appealing a Secretary of State determination of the validity of a people's veto referendum petition or a direct initiative petition, if the Secretary of State's determination is made within 120 days of the election in which the referendum or initiative may appear on the ballot.
6. It requires the Secretary of State to draft and to provide public notice of the proposed ballot question for a direct initiative no later than 15 days after the Secretary of State determines that the direct initiative petition is valid, rather than within 10 days after the adjournment of the Legislature that precedes the election at which the direct initiative will be submitted to the voters.

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### **LD 1846 An Act To Allow for a Variance Rate in the Amount and Potency of Cannabinoids in Adult Use Edible Marijuana Products**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 558 allows for a variance in the amount and potency of tetrahydrocannabinol, or THC, and other cannabinoids in edible marijuana products under the Marijuana Legalization Act.

### **LD 1852 Resolve, Authorizing the Maine National Guard To Sell Certain Property in Hallowell**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 136 authorizes the Maine National Guard to sell to the City of Hallowell a parcel of land located off of Granite Hill Road in Hallowell.

### **LD 1883 An Act To Update the Setoffs against Lottery Winnings**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 543 amends the laws governing the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations' processes for determining setoffs against lottery winnings for unpaid court fines imposed by state courts; liquidated child support debt due to the Department of Health and Human Services; liquidated unemployment compensation debt; and liquidated tax liabilities to the state in the following ways.

1. It provides that the processes for determining setoffs against lottery winnings apply only if the amount of lottery winnings is large enough that it must be reported to the United States Internal Revenue Service for federal income tax withholding purposes.
2. It requires the relevant agencies to provide the bureau access to an electronic database containing information on these financial liabilities rather than periodically providing the bureau with lists of this information.
3. It allows the bureau to immediately pay a lottery winner the amount of winnings that exceed the amount of the liability set forth in an agency's electronic database of outstanding liabilities, rather than waiting up to 90 days to receive confirmation that the winner either did not request a hearing on the amount of the liability or that a hearing has been completed and the amount of the liability upheld.

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### **LD 1906 An Act To Streamline and Modernize the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 622 makes the following changes to the State's liquor laws.

1. It requires the State Liquor and Lottery Commission to adopt, through routine technical rulemaking, a procedure for a spirits supplier to request an adjudicatory hearing for reconsideration of a retail price determination made by the commission.
2. It requires the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations to submit a report to the joint standing committee of the Legislature having jurisdiction over alcoholic beverages matters by January 15, 2023 that describes the process by which the commission 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; and informs the committee of the status of the commission's establishment of a process for a spirits supplier to seek a reconsideration of a commission retail price determination. The committee is authorized to submit legislation related to the report to the 131st Legislature in 2023.
3. Under current law, the bureau must enter into a contract with a trade association representing states that control and manage the sale of spirits for the monthly collection of data, by product code, on spirits sales made by each reselling agent to establishments licensed to sell spirits for on-premises consumption. Public Law 2021, chapter 622 requires the trade association to compile this data and make available aggregate data, by product code, on the monthly sales made by reselling agents to establishments licensed to sell spirits for on-premises consumption. It also requires the bureau to provide to the same trade association monthly data, by product code, on aggregate spirits sales made by the State to agency liquor stores. The trade association must make this data available to spirits suppliers.
4. It updates and streamlines the procedures for purchase order forms that bonded and unbonded wholesale licensees must fill out when ordering malt liquor or wine.

### **LD 1914 An Act To Allow Wine Retailers with 2 or More Licensed Facilities To Freely Transfer Wine between Approved Facilities**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 546 makes technical changes to add clarity to the provision of law that, as a general rule, prohibits an off-premises retailer from selling or transferring malt liquor or wine to another retailer.

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Public Law 2021, chapter 546 also authorizes a single retailer within a group of commonly owned retailers licensed to sell wine for off-premises consumption to obtain authority from the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations to sell or transfer wine by the case or by the bottle to the other retailers within the group. A retailer is commonly owned with another retailer if the same person or persons hold a majority ownership in both retailers. Before making its first transfer or sale of wine to a commonly owned retailer, the retailer must demonstrate to the bureau that the group of commonly owned retailers shares an inventory tracking system capable of identifying which retailer within the group has possession of each container of wine at all times; that it has a safe and secure method for transferring wine; and that it will not transfer wine to a commonly owned retailer unless that retailer is located within the same wholesaler's territory for the specific wine product being sold or transferred. The retailer making the wine sales or transfers may designate an area within its 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.

### **LD 1927 An Act To Authorize Certain Off-premises Sales of Adult Use Marijuana Products**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 735 authorizes a marijuana store to sell adult use marijuana products at a specified event located outside the licensed premises of the marijuana store and describes the contents of the application the store must submit to the Department of Administrative and Financial Services to obtain a permit make such sales. It requires the marijuana store to submit a permit application at least 30 days prior to the specified event and to include proof of municipal approval. It also specifies the conditions for adult use marijuana product sales at specified events, including that all sales be recorded using a video recording device and that adult use marijuana products that are consumed by smoking may not be sold under a specified event permit.

### **LD 1928 An Act To Update and Clarify the Maine Medical Use of Marijuana Act**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 662 makes the following changes to the Maine Medical Use of Marijuana Act.

1. It provides definitions for “complete application,” “immature plant canopy,” “marijuana tincture,” “telehealth services” and “timely filed” and amends definitions for “cultivation area,” “plant canopy” and “written certification.”
2. It amends requirements for medical providers providing written certification to qualifying patients who are minors, including by imposing a requirement for medical providers to be available after hours for questions about a minor patient's medical use of marijuana.

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3. It authorizes the use of telehealth services for medical providers to meet with patients seeking a written certification for the medical use of marijuana.
4. It limits the circumstances under which a law enforcement officer may enter a location in which a qualifying patient, caregiver, registered dispensary, manufacturing facility or marijuana testing facility conducts activities authorized under the Maine Medical Use of Marijuana Act or by a registry identification card or registration certificate issued under that law.
5. It provides that a medical marijuana program registrant is not required to disclose to a law enforcement officer information that could reasonably identify an individual person's identity without a warrant requiring the disclosure and that 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 a patient's identity without a warrant requiring disclosure.
6. It authorizes a person providing a qualifying patient with harvested marijuana to provide the patient with required educational materials in printed or electronic form.
7. It authorizes the Department of Administrative and Financial Services to issue to an assistant of one or more registered caregivers or registered dispensaries a single registry identification card that allows the assistant to assist one or more caregivers or dispensaries.
8. It provides that in the case of a caregiver's application for renewal of a registry identification card or registered dispensary's application for renewal of a registration certificate, upon receipt of a timely filed, complete application submitted by the caregiver or dispensary, the department must provide the caregiver or dispensary with a written statement acknowledging receipt of the application that authorizes the caregiver or dispensary to continue operating under the caregiver's or dispensary's current card or certificate until the application is approved and a renewed card or certificate is issued by the department, the application is denied and the current card or certificate expires, 90 days elapse from the date of the written statement or the current card or certificate is suspended or revoked, whichever occurs first, and, if the department fails to issue or deny a renewal within 90 days, the renewal is deemed granted.
9. It clarifies the definition of "cultivation area" to provide that a cultivation area may include multiple indoor or outdoor areas, whether contiguous or noncontiguous, on the same parcel or tract of land. It provides that a cultivation area for a dispensary must be on a single parcel or tract of land, that a caregiver may maintain up to two cultivation areas that may be located on separate parcels or tracts of land, whether contiguous or noncontiguous, and that a caregiver must ensure that mature marijuana plants and immature marijuana plants and seedlings are cultivated in separate cultivation areas and a dispensary must ensure that mature marijuana plants and immature marijuana plants and seedlings are cultivated in separate spaces within the same cultivation area. Dispensaries and caregivers must disclose the locations of all cultivation areas to the department.
10. It authorizes a caregiver to cultivate either up to 30 mature marijuana plants, up to 60 immature marijuana plants and unlimited seedlings or up to 500 square feet of mature plant canopy, up



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to 1,000 square feet of immature plant canopy and unlimited seedlings but provides that a caregiver must cultivate mature marijuana plants and immature marijuana plants both by plant count or both by plant canopy.

11. Subject to specified requirements, it authorizes medical providers to provide a qualifying patient with a digital image of the patient's written certification for the medical use of marijuana, which may be used in place of a written certification document.
12. It clarifies that a caregiver may transfer 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.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 143 provides legislative approval 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.

Resolve 2021, chapter 143 was enacted as an emergency measure effective April 7, 2022.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 669 does the following.

1. It amends the prohibitions on participation in the cannabis industry under the Maine Medical Use of Marijuana Act and the Marijuana Legalization Act for persons convicted of drug offenses by reducing from 10 years to 5 years the time that must elapse after any term of probation, incarceration or supervised release is completed in order for the relevant offense to no longer be considered a disqualifying drug offense.
2. It exempts from the definition of "disqualifying drug offense" in both of those Acts an offense for activity that would have been allowed under the Maine Revised Statutes, Title 28-B.
3. It directs by a revision clause that the term "marijuana" be replaced with the term "cannabis" in the Maine Revised Statutes except in the Maine Criminal Code and adjusts language in certain sections of Title 17-A and Title 22 to be consistent with that change.

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4. It provides that 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 must replace references to "marijuana" with references to "cannabis."

### **LD 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**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 636 does the following.

1. It establishes that an eligible organization may conduct a raffle that is not an Internet raffle by using a payment management system to accept the purchase of a raffle ticket or chance over the Internet.
2. It establishes conditions for an eligible organization using a payment management system to accept the purchase of a raffle ticket or chance over the Internet.
3. It establishes requirements for the approval of a payment management system by the Executive Director of the Gambling Control Unit within the Department of Public Safety.
4. It establishes that a payment management system approved by the executive director 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 ticket or chance be made using the member's funds already within the possession of the eligible organization.
5. It requires the executive director to provide an eligible organization using a payment management system with a guidance document that summarizes any information the executive director determines necessary to assist the eligible organization in complying with the requirements regarding payment management systems.
6. It establishes record-keeping and reporting requirements for an eligible organization that uses a payment management system to conduct a raffle.
7. It requires the Department of Public Safety, Gambling Control Unit to adopt certain rules by September 30, 2022, after a public hearing and the opportunity for written comment.

Public Law 2021, chapter 636 was enacted as an emergency measure effective April 20, 2022.

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### **LD 1985 An Act To Improve Testing Requirements for Adult Use Marijuana**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 612 does the following.

1. It allows adult use marijuana and adult use marijuana products to be transferred between licensees without requiring mandatory testing.
2. It keeps the requirement in current law that requires mandatory testing before adult use marijuana or adult use marijuana products may be sold or transferred to a consumer.
3. It requires additional testing of previously tested adult use marijuana or adult use marijuana products prior to sale or transfer to a consumer only if the marijuana or marijuana product has undergone further processing, manufacturing or alteration since the previous testing that would result in an increase in the concentration of any contaminants or factors that are required to be assessed as part of the testing.

### **LD 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**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 528 does the following.

1. It establishes the policy and intent of the Legislature in establishing the Maine Veterans' Homes, which must have locations in the municipalities of Augusta, Bangor, Caribou, Machias, Scarborough and South Paris. It also requires 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, to convene a group of relevant stakeholders to develop a plan for the long-term viability and continuous operation of the Maine Veterans' Homes at these locations. The board is required to report that plan to the joint standing committee of the Legislature having jurisdiction over veterans affairs in its annual report presented to the committee in February 2023.
2. It adds three civilian members, appointed by the Governor, to the Board of Trustees of the Maine Veterans' Homes.
3. It requires the Maine Veterans' Homes to 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.

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4. It requires the Board of Trustees of the Maine Veterans' Homes to seek comments from the public when adopting rules.
5. It requires the Maine Veterans' Homes to submit in its annual report to the Governor and the joint standing committee of the Legislature having jurisdiction over veterans affairs a description of any efforts to seek funding and any amendments to the rules necessary to administer the homes and authorizes the committee to report out legislation based upon the report.
6. It establishes requirements that the Board of Trustees of the Maine Veterans' Homes must follow when discontinuing services at or closing a public home for veterans.
7. It directs the Department of Health and Human Services to make supplemental payments to the Maine Veterans' Homes in fiscal years 2021-22 and 2022-23 to offset budget shortfalls. As a condition of receiving the supplemental payments, the Maine Veterans' Homes must commit to continue providing services in Caribou and Machias.

Public Law 2021, chapter 528 was enacted as an emergency measure effective March 31, 2022.

### **LD 2029 An Act To Enhance the Prevention of and Response to Sexual Assault and Sexual Harassment in the Maine National Guard**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 634 enhances the prevention of and response to sexual assault and sexual harassment within the Maine National Guard. Part A directs the Attorney General to 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 by members of the Maine National Guard against other members of the Maine National Guard during the five-year period ending on March 31, 2022. 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 by February 15, 2023. The committee may report out legislation regarding the subject matter of the report to the 131st Legislature in 2023.

Part B of Public Law 2021, chapter 634:

1. Expands the crime of harassment to provide that a person commits harassment if the person engages in any course of conduct with the intent to harass, torment or threaten another person and during the previous year the person, while a member of the Maine National Guard, was notified in writing or otherwise not to engage in such conduct by a commanding officer, regardless of whether the person remains a member of the Maine National Guard when the conduct occurs and regardless of where the conduct occurs;
2. Provides that a notice to cease harassment issued to a member of the Maine National Guard by a commanding officer may, to the same extent as a notice to cease harassment issued by a law

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enforcement officer, satisfy the requirements for initiating a court proceeding for protection from harassment;

3. Adds the crime of harassment to the Maine Code of Military Justice as a military offense for which discipline may be imposed;
4. Adds a member of the military community with experience in sexual assault response, who is appointed by the Governor, to the Maine Commission on Domestic and Sexual Abuse. It also reduces from four to three the number of at-large members appointed by the Governor to serve on the commission, but provides that all currently appointed commission members may continue to serve for the remainder of their terms of appointment;
5. Requires the Adjutant General to provide current and former members of the Maine National Guard who were victims of sexual assault or sexual harassment while members with financial assistance to cover the expenses of traveling to and from and participating in administrative or Maine Code of Military Justice proceedings related to the sexual assault or sexual harassment; and
6. Requires the Adjutant General, by February 15th of each year, to submit to the joint standing committee of the Legislature having jurisdiction over veterans affairs a report containing specific information regarding reported incidents of sexual assault or sexual harassment within the Maine National Guard during the preceding 10 years, to the extent that the sharing of such information is not prohibited by federal law or regulation and does not reveal the identity of victims; a description of the sexual assault and sexual harassment prevention training provided to members of the Maine National Guard in the previous year; a description of the Maine National Guard's current practices and procedures for preventing, investigating and imposing discipline for sexual assault and sexual harassment; and a summary of the activities during the preceding year of any advisory council or special study group convened by the Governor or by the Department of Defense, Veterans and Emergency Management whose duties involve examining or making recommendations regarding the Maine National Guard's prevention of or response to sexual assault or sexual harassment. The Adjutant General shall include in the report due February 15, 2023 a copy of any report prepared by the United States National Guard Bureau, Office of Complex Investigations evaluating the Maine National Guard's policies and procedures for sexual assault prevention and response, sexual assault and sexual harassment investigations and equal opportunity programs as well as a copy of any report submitted to the Governor by the Advisory Council on Military Sexual Trauma established in Executive Order 1 FY 21/22.

### **LD 2031 An Act To Allow Outdoor Stadiums and Pool Halls To Sell Spirits**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 598 authorizes outdoor stadiums and pool halls to obtain licenses to sell spirits for on-premises consumption. Previously, outdoor stadiums and pool halls were only authorized to obtain licenses to sell malt liquor and wine for on-premises consumption.

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Public Law 2021, chapter 598 was enacted as an emergency measure effective April 14, 2022.

**STATE OF MAINE**  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



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

**BILLS NOT REFERRED TO OR REPORTED BY A  
COMMITTEE**

July 2022

**DIGEST OF BILLS**  
**130th Legislature, Second Regular Session - 2022**

PL = Public Law  
P&SL = Private and Special Law  
RESLV = Resolve

**Bills not referred to or reported by a committee**

Comm	LD	Title	Comm Action	Carried Over from Prior Year?	Date of Last Comm Action	Final Disposition	Enacted Law		Analyst Note?
							Law	Ch	
	1976	Resolve, Directing the Department of Transportation To Convene a Study Group To Examine Bridge Safety				Indefinitely Postponed			
	2000	An Act To Update the Designation of Vietnam War Remembrance Day				Emergency Enacted	PL	525	
	2012	An Act Regarding the Authority of Municipalities To Regulate Timber Harvesting				Died On Adjournment			
	2032	An Act To Implement the Recommendations of the Motor Vehicle Inspection Working Group				Indefinitely Postponed			
	2036	Resolve, Clarifying the Conveyance of Land to the Passamaquoddy Tribe in the Town of Meddybemps				Finally Passed	RESLV	150	
	2037	An Act To Allow the Assessor of the Cyr Plantation Board of Assessors To Facilitate the Election of Vacant Assessor Seats				Emergency Enacted	P&SL	24	
	2038	An Act To Incorporate Respectful Language into the Maine Revised Statutes, Titles 22, 25 and 34-A				Died Between Houses			
	2041	An Act To Correct Errors in Recently Enacted Legislation				Emergency Enacted	PL	759	



## **BILLS NOT REFERRED TO COMMITTEE**

### **LD 2000 An Act To Update the Designation of Vietnam War Remembrance Day**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 525 changes the name of Vietnam War Remembrance Day to Vietnam War Veterans Day and changes the date of this commemorative day from March 30th to March 29th.

Public Law 2021, chapter 525 was enacted as an emergency measure effective March 29, 2022.

### **LD 2036 Resolve, Clarifying the Conveyance of Land to the Passamaquoddy Tribe in the Town of Meddybemps**

#### **ENACTED LAW SUMMARY**

Resolve 2021, chapter 150 authorizes the State to convey to the Passamaquoddy Tribe, in addition to the 1.08-acre parcel of land located on the northern side of State Route 191 in Meddybemps, Washington County, described in Resolve 2021, chapter 133, an access and use easement over a parcel of land located on the northern side of State Route 191 in Meddybemps, Washington County, all of which is a portion of a site known as the Eastern Surplus Company Superfund Site.

### **LD 2037 An Act To Allow the Assessor of the Cyr Plantation Board of Assessors to Facilitate the Election of Vacant Assessor Seats**

#### **ENACTED LAW SUMMARY**

Private and Special Law 2021, chapter 24 allows the assessor of the Cyr Plantation Board of Assessors to take action to facilitate an election to fill empty seats on the Board of Assessors. Until a quorum is elected to the Cyr Plantation Board of Assessors, the assessor may approve and sign disbursement warrants, approve general assistance applications and perform any necessary functions to administer Cyr Plantation's general assistance program. This law is repealed December 31, 2022.

Private and Special Law 2021, chapter 24 was enacted as an emergency measure effective April 18, 2022.

### **LD 2041 An Act To Correct Errors in Recently Enacted Legislation**

#### **ENACTED LAW SUMMARY**

Public Law 2021, chapter 759 corrects errors in recently enacted legislation.

Part A, section 1 corrects a cross-reference to continue the refundability of the earned income tax credit for resident taxpayer, correcting a provision of the Supplemental Budget, Public Law 2021, chapter 635.

## **BILLS NOT REFERRED TO COMMITTEE**

Part A, sections 2 and 3 specify that a high school graduate, or equivalent, in the class of 2020, 2021 or 2022 may obtain free tuition by enrolling in a Maine community college in the fall of 2022 or 2023. Part OO of the Supplemental Budget, Public Law 2021, chapter 635, made the benefit available only if the student were enrolled in a Maine community college in the fall of 2022.

Part B, section 1 amends Public Law 2021, chapter 679 (LD 533, An Act To Expand the Statewide Voluntary Early Childhood Consultation Program) to include language that transfers funds from the Liquor Operation Revenue Fund to the Voluntary Early Childhood Consultation Program with the Department of Health and Human Services, which transfer of funds was inadvertently omitted.

Part B, section 2 corrects Public Law 2021, chapter 731 (LD 731, An Act To Establish a Program To Assist Regional Firefighter Training Programs, To Provide Tax Credits to Businesses That Employ Volunteer Firefighters and Emergency Medical Services Persons and To Provide Benefits to Volunteer Firefighters and Emergency Medical Services Persons) to move \$200,000 in appropriations from fiscal year 2021-22 to fiscal year 2022-23, including \$200,000 in ongoing funding to provide grants to municipalities for the purpose of funding regional fire service training of municipal firefighters and public safety employees.

Part B, section 3 corrects Public Law 2021, chapter 734 (LD 910, An Act To Amend the General Assistance Laws Governing Reimbursement) to specify the correct amounts to be transferred from the Liquor Operation Revenue Fund to offset \$10,000,000 in General Fund funding to the Department of Health and Human Services, General Assistance, Other Special Revenue Account.

Part C, section 1 amends the Maine Revised Statutes, Title 17-A, section 1111-B, subsection 1, paragraph B, as enacted by Public Law 2021, chapter 724 (LD 1862, An Act To Strengthen Maine's Good Samaritan Laws Concerning Drug-related Medical Assistance) which provides protections from arrest, prosecution and probation violations for a person who calls for assistance for a person who is experiencing a suspected drug-related overdose or who is rendering aid to such a person, to also provide those protections to the person who is experiencing a suspected drug-related overdose.

Part C, sections 2 and 3 amend Title 28-B, sections 504-A and 505, which allow the sale of adult use marijuana outside of a marijuana store at specified events under a permit issued by the Department of Administrative and Financial Services, to delay the effective date until January 1, 2023.

Part C, section 4 amends the Supplemental Budget, Public Law 2021, chapter 635 to specify that the payments made pursuant to the COVID Pandemic Relief Payment Program are not considered income for purposes of the municipal general assistance program.

Part C, section 5 repeals section 3 of Public Law 2021, chapter 736 (LD 2018, An Act To Implement Recommendations Regarding the Incorporation of Equity Considerations in Regulatory Decision Making) which enacted the Maine Revised Statutes, Title 38, section 349-C, requiring the Department of Environmental Protection to adopt rules establishing procedures to 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 the Maine Revised Statutes, Title 38, sections 341-D and 341-H.

## **BILLS NOT REFERRED TO COMMITTEE**

Part D, sections 1 to 5 add students in private schools that enroll at least 60% publicly funded students and that participate in the National School Lunch Program to the State's school lunch and milk program and requires the State to provide funding to those private schools in an amount equal to the difference between the federal reimbursement for a free or reduced-price meal for each student eligible for and receiving a free or reduced-price meal and the full price of the meal for each student ineligible for and receiving a free meal.

Part E, sections 1 and 2 amends the Maine Revised Statutes, Title 5, section 157, which requires the State Controller to transfer any remaining funds in the Loan Guarantee Program Fund within the Office of the Treasurer of State to the unappropriated surplus of the General Fund on June 30, 2022 to instead require the State Controller to transfer the funds to a newly established Meals for Publicly Funded Students at Private Academies program, Other Special Revenue Funds account within the Department of Education on June 30, 2022.

Public Law 2021, chapter 705 (LD 1969, An Act Concerning Equity in Renewable Energy Projects and Workforce Development) requires projects involving the construction of renewable energy generating systems that are at least 2 megawatts in size and that receive state assistance to meet certain workforce requirements. Part F, section 1 of this law specifies that, in addition to being considered a material breach of the instrument under which assistance is provided, a violation of a provision of Title 26, chapter 15, which establishes preferences for Maine workers and contractors, subjects an entity that receives state assistance for an assisted project to the enforcement and penalty provisions of Title 26, chapter 15.

Public Law 2021, chapter 759 was enacted as an emergency measure on May 12, 2020, but only Part E takes effect on that date. The rest of the law takes effect 90 days after the adjournment of the Second Regular Session of the 130th Legislature.

**STATE OF MAINE**  
130<sup>TH</sup> LEGISLATURE  
SECOND REGULAR SESSION



Additional information relating to certain bills

**ANALYST NOTES**

July 2022

## ***ANALYST NOTES***

*This section includes additional information relating to certain LDs as noted in a committee digest. This is information staff found useful and may provide useful information to users of this Digest; please note that most LDs do not have a note and lack of a note should not be interpreted as having any significance.*

### **LD 119 An Act To Increase Faculty in Nursing Education Programs by Amending the Nursing Education Loan Repayment Program**

Although this bill was not enacted, the substance of the bill, as amended by the committee, was incorporated into Public Law 2021, chapter 483, the law that distributed federal American Rescue Plan Act funds. Additional changes to the program were made in Public Law 2021, chapter 635. See Appropriations and Financial Affairs, Enacted Law Summaries, LD 1733, Part FF and LD 1995, Part CC.

### **LD 148 An Act To Establish Ongoing Absentee Voting**

Although this bill was not enacted, the substance of the bill, as amended by the committee, was incorporated into Public Law 2021, chapter 398, the supplemental budget enacted in the First Special Session. See Appropriations and Financial Affairs, Enacted Law Summary, LD 221, Part UUUU (effective November 1, 2023).

### **LD 211 An Act To Support Emergency Shelter Access for Persons Experiencing Homelessness**

Although this bill was not enacted, aspects of the substance of the bill were incorporated into Public Law 2021, chapter 483, the law that distributed federal American Rescue Plan Act Funds, Part EE. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1733, Part EE.

### **LD 273 An Act To Sustain the Doctors for Maine's Future Scholarship Program**

Although this bill was not enacted, the substance of the bill, as amended by the committee, was incorporated into Public Law 2021, chapter 483, the law that distributed federal Rescue Plan Act funds. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1733, Part H.

### **LD 292 An Act To Increase the Minimum Grant Amount under the Maine State Grant Program**

Although this bill was not enacted, the substance of the bill, as amended by the committee, was incorporated into Public Law 2021, chapter 398. See Appropriations and Financial Affairs, Enacted Law Summary, LD 221, Parts A and XXX.

### **LD 296 Resolve, To Create the Family Caregiver Grant Pilot**

This resolve was not enacted but the substance of the resolve, as amended by the committee, was incorporated into Public Law 2021, chapter 483, the law that distributed federal American Rescue Plan Act funds, as a one-time pilot program with \$5.1 million in funding. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1733, Part CCC.

## ***ANALYST NOTES***

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### **LD 372 An Act to Establish the Hospital System Loan Fund Program**

This bill was amended by Senate Amendment “A” and enacted as Public Law 2021, chapter 746. LD 372 as amended by Committee Amendment “C” proposed changes to the Cub Care program including increasing the maximum eligibility level of family income to 300% of the federal poverty level, including 19 and 20 year olds in the program, removed the three-month waiting period for enrollment, and removed the asset test and premium payments. The substance of Committee Amendment “C” was incorporated in Public Law 2021, chapter 635, the supplemental budget. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1995, Part CCC.

### **LD 393 An Act To Improve the Child Welfare System**

This bill was not enacted but the substance of this bill, as amended by the committee, was incorporated in Public Law 2021, chapter 635, the supplemental budget. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1995, Part BBB.

### **LD 415 Resolve, Directing the Department of Health and Human Services to Increase MaineCare Reimbursement Rates for Targeted Case Management Services and To Expand Eligibility for Targeted Case Management Services for Adults with Substance Use Disorder**

This resolve was not enacted but Public Law 2021, chapter 635, the supplemental budget, included one-time funding in FY22 of \$2,000,000 for targeted case management under Section 13 of MaineCare. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1994, Part A.

### **LD 451 An Act To Remove the Party Designation from Return Envelopes for Absentee Ballots for the General Election**

Although this bill was not enacted, the substance of the bill was incorporated into Public Law 2021, chapter 398, the supplemental budget enacted in the First Special Session. See Appropriations and Financial Affairs, Enacted Law Summary, LD 221, Part UUUU (effective November 1, 2023).

### **LD 473 An Act To Create the Maine Rental Assistance and Guarantee Program**

Although this bill was not enacted, aspects of the substance of the bill were incorporated into Public Law 2021, chapter 483, the law that distributed federal American Rescue Plan Act funds. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1733, Part HH.

### **LD 496 An Act To Increase Timely Access to Mental Health Services by Increasing MaineCare Reimbursement Rates**

This bill was not enacted but Public Law 2021, chapter 635, the supplemental budget enacted in the Second Regular Session, included one-time funding in FY22 of \$3,550,000 for home and community based treatment and \$3,000,000 for outpatient therapy for

## ***ANALYST NOTES***

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children and adults under Section 65 of MaineCare. Public Law 2021, chapter 29 the biennial budget and Public Law 2021, chapter 398, the supplemental budget enacted in the First Special Session included funding for Section 97, Appendix D PNMI's. See Appropriations and Financial Affairs, Enacted Law Summaries, LD 1995, Part A; LD 715, Part D; and LD 221, Part A.

### **LD 582 An Act To Support the Fidelity and Sustainability of Assertive Community Treatment**

This bill was not enacted but Public Law 2021, chapter 635, the supplemental budget, included one-time funding in FY22 of \$3,550,000 for assertive community treatment under Section 17 of MaineCare. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1995, Part A.

### **LD 614 Resolve, To Extend Funding to Maine Veterans' Homes during the COVID-19 Pandemic**

This resolve was not enacted but funding for certain Maine Veterans' Homes facilities was included in Public Law 2021, chapter 528. See Veterans and Legal Affairs, Enacted Law Summary, LD 2001.

### **LD 616 An Act To Increase Accountability for Wage Violations**

Although this bill was not enacted, the establishment of two Labor and Safety Inspection positions and one Fraud Investigator position were included in Public Law 2021, chapter 398, the supplemental budget enacted in the First Special Session. See Appropriations and Financial Affairs, Enacted Law Summary, LD 221, Part A.

### **LD 674 An Act To Support Early Intervention and Treatment of Psychotic Disorders**

This bill was not enacted but funding to implement a coordinated specialty care model to treat MaineCare members for a first episode of psychosis was included in Public Law 2021, chapter 398, the supplemental budget enacted in the First Special Session. See Appropriations and Financial Affairs, Enacted Law Summary, LD 221, Part A.

### **LD 703 An Act To Increase the Amount to Which a State Employee or Teacher Retiree's Cost-of-living Adjustment Is Applied from \$20,000 to the Retiree's Actual Retirement Benefit**

Although this bill was not enacted, Public Law 2021, chapter 635, the supplemental budget enacted in the Second Regular Session, changes the amount to which a state employee or teacher retiree's cost-of-living adjustment is applied from \$20,000 to \$24,186.25, effective July 1, 2022. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1995, Part NN.

## ***ANALYST NOTES***

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### **LD 730 An Act Regarding Staffing and Funding of the Citizen Trade Policy Commission**

Although this bill was enacted as amended by Senate Amendment “A”, the substance of Committee Amendment “A”, titled “An Act To Protect Economic Competitiveness in Maine by Extending the End Date for Pine Tree Development Zone Benefits,” was incorporated into Public Law 2021, chapter 398. See Appropriations and Financial Affairs, Enacted Law Summary, LD 221, Part III.

### **LD 808 An Act To Repeal the Pesticide Container Fee and the Tick Laboratory and Pest Management Fund**

Although this bill was not enacted, aspects of the substance of the bill, as amended by the committee, were incorporated into the supplemental budget enacted in the Second Regular Session, Public Law 2021, chapter 635. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1995, Part YY.

### **LD 886 Resolve, To Encourage Employment in the Direct Care Workforce**

Although this resolve was not finally passed, aspects of the substance of the resolve were incorporated into Public Law 2021, chapter 483, Part JJ. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1733, Part JJ.

### **LD 949 Resolve, To Restore the MaineCare Nursing Facility COVID-19 Temporary Rate Increase**

This resolve was not enacted but additional funding for nursing facilities and Appendix C PNMI for costs associated with COVID-19 was included in Public Law 2021, chapter 398, Part QQQQ, the supplemental budget enacted in the First Special Session, and in Public Law 2021, chapter 635, the supplemental budget enacted in the Second Regular Session. See Appropriations and Financial Affairs, Enacted Law Summaries, LD 221, Part QQQQ and LD 1995, Part A.

### **LD 996 An Act To Improve Dental Health Access for Maine Children and Adults with Low Incomes**

This bill was not enacted but Public Law 2021, chapter 398, the supplemental budget enacted in the First Special Session, provides funding for a full dental benefit to MaineCare adults over 21 years of age. See Appropriations and Financial Affairs, Enacted Law Summary, LD 221, Part A.

### **LD 1076 An Act To Support the Operations of Youth Shelters in Maine**

This bill was not enacted but funding for existing homeless shelters and homeless youth services was included in Public Law 2021, chapter 483, the law that distributed federal American Rescue Plan Act fund and Public Law 2021, chapter 635, the supplemental budget enacted in the Second Regular Session. See Appropriations and Financial Affairs, Enacted Law Summaries, LD 1733, Part A and LD 1995, Part A.



## ***ANALYST NOTES***

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### **LD 1147 Resolve, To Enhance Access to Medication Management for Individuals with Serious and Persistent Mental Illness**

This resolve was not enacted but Public Law 2021, chapter 398, Part BBBB, the supplemental budget enacted in the First Special Session, increased reimbursement rates for medication management under Section 65 of MaineCare. Funding for medication management was also provided in Public Law 2021, chapter 635, the supplemental budget enacted in the Second Regular Session. See Appropriations and Financial Affairs, Enacted Law Summaries, LD 221, Part BBBB and LD 1995, Part A.

### **LD 1155 An Act To Require Election Transparency and Audits**

Although this bill was not enacted, the substance of the committee amendment to the bill was incorporated into Public Law 2021, chapter 635, the supplemental budget enacted in the Second Regular Session. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1995, Part ZZ.

### **LD 1204 An Act To Address the Shortage of Direct Care Workers for Children with Disabilities in Maine**

This bill was not enacted but the substance of the bill was incorporated into Part DD of Public Law 2021, chapter 483, the law that distributed federal American Rescue Plan Act funds. Part DD establishes a pilot program, with funding, to allow for reimbursement of a parent providing in-home personal care services to their MaineCare-eligible child under certain circumstances. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1733, Part DD.

### **LD 1326 An Act To Provide Funding for the Maine Civil Legal Services Fund**

Although this bill was not enacted, ongoing funding for the Civil Legal Services Fund of \$1,300,000 annually, starting in fiscal year 22-23, was included in the supplemental budget, Public Law 2021, chapter 635. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1995, Part A, section A-22.

### **LD 1352 An Act To Regulate Sports Betting**

Although this bill was not enacted, aspects of the substance of the bill were enacted in Public Law 2022, chapter 681, which established a regulatory framework for sports betting in the State. See Judiciary, Enacted Law Summary, LD 585, Parts I, J and K.

### **LD 1360 An Act To Provide Services to Maine's Most Vulnerable Citizens by Eliminating the Waiting Lists for Certain MaineCare Services**

This bill was not enacted. Public Law 2021, chapter 398, the supplemental budget enacted in the First Special Session, includes funding to provide services to individuals on the Section 29 waitlist. Public Law 2021, chapter 635, the supplemental budget enacted in the Second Regular Session, also includes funding to replenish 50 reserve slots for individuals who have been determined Priority 1 waiver program candidates under

## ***ANALYST NOTES***

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Section 21 and to reduce the waiting list for state-funded Section 63. See Appropriations and Financial Affairs, Enacted Law Summaries, LD 221, Part A and LD 1995, Part A.

### **LD 1476 Resolve, Directing the Department of Economic and Community Development To Create and Share Measures of Progress**

Although this resolve was not finally passed, additional funding to support the work described in the substance of the resolve, as amended by the committee, was incorporated into Public Law 2021, chapter 635. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1995, Part A.

### **LD 1501 An Act To Protect Oral Health for Children in Maine**

This bill was not enacted but the substance of this bill was incorporated into Public Law 2021, chapter 635, Part AAA, the supplemental budget enacted in the Second Regular Session. Part AAA requires school-based preventive oral health services in all schools by 2025 and establishes an Oral Health Coordinator within the Maine Centers for Disease Control and Prevention. See Appropriations and Financial Affairs, Enacted Law Summary LD 1995, Part AAA.

### **LD 1570 An Act To Protect Drinking Water for Maine Residents**

This bill was not enacted but the substance of this bill, as amended by the committee, was incorporated into Public Law 2021, chapter 483. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1733, Part BB.

### **LD 1573 An Act To Implement the Recommendations of the Commission to Study Long-term Care Workforce Issues**

This bill was not enacted but Public Law 2021, chapter 398, the supplemental budget enacted in the First Special Session, incorporates the substance of the committee amendment to LD 1573 in Part AAAA and includes funding to increase reimbursement rates. Public Law 2021, chapter 635, the supplemental budget enacted in the Second Regular Session and includes several funding initiatives to fully fund the requirements of Part AAAA. See Appropriations and Financial Affairs, Enacted Law Summaries, LD 221, Part AAAA and LD 1995.

### **LD 1652 An Act To Build a Child Care System by Recruiting and Retaining Maine's Early Childhood Educators Workforce**

Although this bill was not enacted, the substance of the bill, as amended by the committee, was incorporated into Public Law 2021, chapter 635. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1995, Parts RR and C.

### ***ANALYST NOTES***

*This section includes additional information relating to certain LDs as noted in a committee digest. This is information staff found useful and may provide useful information to users of this Digest; please note that most LDs do not have a note and lack of a note should not be interpreted as having any significance.*

#### **LD 1805 Resolve, Regarding Legislative Review of Chapter 26: Producer Margins, a Major Substantive Rule of the Maine Milk Commission**

Although this resolve was not finally passed, the major substantive rule that it relates to was properly submitted during the statutorily defined legislative rule acceptance period, so, under that governing statute, the agency may finally adopt the rule.

#### **LD 1952 Resolve, To Reestablish the Commission To Develop a Paid Family and Medical Leave Benefits Program**

Although this resolve was not finally passed, the substance of the resolve was incorporated into Public Law 2021, chapter 635, Part KK. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1995, Part KK.

#### **LD 2003 An Act To Implement the Recommendations of the Commission To Increase Housing Opportunities in Maine by Studying Zoning and Land Use Restrictions**

The establishment of the Housing Opportunity Program within the Department of Economic and Community Development to encourage and support the development of additional housing units in the State, which was originally included in LD 2003, was not included in the enacted version of LD 2003. It was instead enacted as Part U of Public Law 2021, chapter 635. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1995, Part U.

#### **LD 2013 An Act Relating to Perfluoroalkyl and Polyfluoroalkyl Substances Contamination in the State**

Although this bill was not enacted, aspects of the substance of the bill were incorporated into the supplemental budget enacted in the Second Regular Session, Public Law 2021, chapter 635. See Appropriations and Financial Affairs, Enacted Law Summary, LD 1995, Part XX.

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**APPENDIX A**

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**SESSION STATISTICS**

**OVERALL AND**

**BY INDIVIDUAL COMMITTEE**

**130th LEGISLATURE  
SECOND REGULAR SESSION**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>		
<i>Bills referred and voted out</i>	291	43.2%
<i>Bills and Joint Resolutions carried over from previous session</i>	370 *	54.9%
<b>Total Bills referred</b>	<b>661</b>	<b>98.1%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee (1 each CJPS, EDU and JUD)</b>	<b>3</b>	<b>0.4%</b>
<b>C. Bills introduced without reference</b>	<b>8</b>	<b>1.2%</b>
<b>D. <u>Bills referred, but not reported out</u></b>	<b>2</b> **	
<b>Total Bills considered by Legislature</b>	<b>674</b>	<b>100.0%</b>
<b>E. Orders and Resolutions Referred to Committee</b>		
<i>Joint Study Orders</i>	0	0.0%
<i>Joint Resolutions/Orders referred and voted out</i>	0	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>
II. BILLS AND PAPERS REPORTED OUT OF COMMITTEES	<u>Number</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>		
<i>Ought to Pass</i>	29	4.4%
<i>Ought to Pass as Amended</i>	249	37.5%
<i>Leave to Withdraw</i>	4	0.6%
<i>Ought Not to Pass</i>	<u>106</u>	<u>16.0%</u>
<b>Total unanimous reports</b>	<b>388</b>	<b>58.4%</b>
<b>B. Divided committee reports</b>		
<i>Two-way reports</i>	255	38.4%
<i>Three-way reports</i>	18	2.7%
<i>Four-way reports</i>	2	0.3%
<i>Five-way report</i>	1	<u>0.2%</u>
<b>Total divided reports</b>	<b>276</b>	<b>41.6%</b>
<b>Total Committee reports</b>	<b>664</b> ***	<b>100.0%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>141</b>	<b>N/A</b>
IV. FINAL DISPOSITION	<u>Number</u>	<u>% of All Bills/Rules</u>
<b>A. Bills and Papers enacted or finally passed</b>		
<i>Joint Study Orders</i>	0	0.0%
<i>Public laws</i>	271	40.2%
<i>Private and Special Laws</i>	14	2.1%
<i>Resolves</i>	63	9.3%
<i>Constitutional Resolutions</i>	<u>0</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>348</b>	<b>51.6%</b>
<b>B. Resolves to authorize major substantive rules</b>		
Rules authorized without legislative changes	8	53.3%
Rules authorized with legislative changes	6	40.0%
<u>Rules not authorized by the Legislature</u>	<u>1</u>	<u>6.7%</u>
<b>Total number of rules reviewed</b>	<b>15</b>	<b>100.0%</b>
<b>C. Bills vetoed or held by Governor</b>		
<i>Vetoed overridden</i>	0	0.0%
<i>Vetoed sustained</i>	6	0.9%
<i>Held by the Governor</i>	<u>0</u>	<u>0.0%</u>
<b>Total</b>	<b>6</b>	<b>0.9%</b>

\* Total number of bills carried over from the previous session was 372 bills. Of the 372 bills, 216 were carried over in committee, 146 were carried over on the Special Appropriations Table, 4 were carried over on the Special Study Table, 5 were carried over on the floor and 1 was carried over on the Special Highway Table. Two of the bills carried over in committee, LD 626 and LD 840, were subsequently referred to another committee during the Second Regular Session and were considered as "Bills Referred and Voted Out" for the Second Regular Session.

\*\* Bills referred, but not reported out of committee were LD 719 referred to the HHS Committee and LD 391 referred to the MAR Committee.

\*\*\* Total number of committee reports include 156 bills reported out of committees during the previous session and then carried over. Of the 156 bills, 146 were carried over on the Special Appropriations Table, 4 were carried over on the Special Study Table, 5 were carried over on the floor and 1 was carried over on the Special Highway Table.

**130th LEGISLATURE  
AGRICULTURE, CONSERVATION AND FORESTRY**

**Summary of Committee Actions**

I. <b>BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	17	56.7%	2.5%
<i>Bills carried over from previous session</i>	<u>13</u> *	<u>43.3%</u>	<u>1.9%</u>
<b>Total Bills referred</b>	<b>30</b>	<b>100.0%</b>	<b>4.5%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>30</b>	<b>100.0%</b>	<b>4.5%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
II. <b>COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	1	3.3%	0.2%
<i>Ought to Pass as Amended</i>	17	56.7%	2.6%
<i>Leave to Withdraw</i>	1	3.3%	0.2%
<i>Ought Not to Pass</i>	1	3.3%	0.2%
<b>Total unanimous reports</b>	<b>20</b>	<b>66.7%</b>	<b>3.0%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	10	33.3%	1.5%
<i>Three-way reports</i>	0	0.0%	0.0%
<i>Four-way reports</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>10</b>	<b>33.3%</b>	<b>1.5%</b>
<b>Total committee reports</b>	<b>30</b> **	<b>100.0%</b>	<b>4.5%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>12</b>	<b>N/A</b>	<b>N/A</b>
IV. <b>FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	13	43.3%	1.9%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	7	23.3%	1.0%
<i>Constitutional Resolutions</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>20</b>	<b>66.7%</b>	<b>3.0%</b>
<b>B. Major substantive rules</b>			
<i>Authorized without legislative changes</i>	0	0.0%	0.0%
<i>Authorized with legislative changes</i>	1	100.0%	6.7%
<i>Rules carried over to next session</i>	0		
<i>Not authorized by the Legislature</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>1</b>	<b>100.0%</b>	<b>6.7%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed over-ridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<i>Held by the Governor</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of bills carried over from the previous session includes 4 bills reported out of the ACF Committee and then carried over on the Special Appropriations Table and 1 bill reported out of committee and carried over on the floor.

\*\* Total number of committee reports includes 4 bills reported out of the ACF Committee during the previous session and then carried over on the Special Appropriations Table and 1 bill reported out of committee during the previous session and carried over on the floor.

**130th LEGISLATURE  
APPROPRIATIONS AND FINANCIAL AFFAIRS**

**Summary of Committee Actions**

<b>I. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	1	2.3%	0.1%
<i><u>Bills carried over from previous session</u></i>	<u>42</u>	<u>97.7%</u>	<u>6.2%</u>
<b>Total Bills referred</b>	<b>43</b>	<b>100.0%</b>	<b>6.4%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>43</b>	<b>100.0%</b>	<b>6.4%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	0	0.0%	0.0%
<i>Ought to Pass as Amended</i>	1	2.3%	0.2%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<i><u>Ought Not to Pass</u></i>	<u>40</u>	<u>93.0%</u>	<u>6.0%</u>
<b>Total unanimous reports</b>	<b>41</b>	<b>95.3%</b>	<b>6.2%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	2	4.7%	0.3%
<i>Three-way reports</i>	0	0.0%	0.0%
<i>Four-way reports</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>2</b>	<b>4.7%</b>	<b>0.3%</b>
<b>Total committee reports</b>	<b>43</b>	<b>100.0%</b>	<b>6.5%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>0</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	1	2.3%	0.1%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	0	0.0%	0.0%
<i><u>Constitutional Resolutions</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>1</b>	<b>2.3%</b>	<b>0.1%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<i><u>Rules not authorized by the Legislature</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<i><u>Held by the Governor</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

**130th LEGISLATURE  
CRIMINAL JUSTICE AND PUBLIC SAFETY**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	15	44.1%	2.2%
<u><i>Bills carried over from previous session</i></u>	<u>18</u> *	<u>52.9%</u>	<u>2.7%</u>
<b>Total Bills referred</b>	<b>33</b>	<b>97.1%</b>	<b>4.9%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>			
	<b>1</b>	<b>2.9%</b>	<b>0.1%</b>
<b>Total Bills considered by Committee</b>	<b>34</b>	<b>100.0%</b>	<b>5.0%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions not voted out</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
II. COMMITTEE REPORTS	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	1	2.9%	0.2%
<i>Ought to Pass as Amended</i>	13	38.2%	2.0%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<u><i>Ought Not to Pass</i></u>	<u>2</u>	<u>5.9%</u>	<u>0.3%</u>
<b>Total unanimous reports</b>	<b>16</b>	<b>47.1%</b>	<b>2.4%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	18	52.9%	2.7%
<i>Three-way reports</i>	0	0.0%	0.0%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>18</b>	<b>52.9%</b>	<b>2.7%</b>
<b>Total committee reports</b>	<b>34</b> **	<b>100.0%</b>	<b>5.1%</b>
<b>III. CONFIRMATION HEARINGS</b>			
	<b>0</b>	<b>N/A</b>	<b>N/A</b>
IV. FINAL DISPOSITION	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	17	50.0%	2.5%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	1	2.9%	0.1%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>18</b>	<b>52.9%</b>	<b>2.7%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	0	0.0%	0.0%
Rules authorized with legislative changes	0	0.0%	0.0%
<u>Rules not authorized by the Legislature</u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of bills carried over from the previous session includes 3 bills reported out of the CJPS Committee and then carried over on the Special Appropriations Table.

\*\* Total number of committee reports includes 3 bills reported out of the CJPS Committee during the previous session and then carried over on the Special Appropriations Table.



**130th LEGISLATURE  
EDUCATION AND CULTURAL AFFAIRS**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	22	50.0%	3.3%
<i>Bills carried over from previous session</i>	<u>21</u> *	<u>47.7%</u>	<u>3.1%</u>
<b>Total Bills referred</b>	<b>43</b>	<b>97.7%</b>	<b>6.4%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>			
	1	2.3%	0.1%
<b>Total Bills considered by Committee</b>	<b>44</b>	<b>100.0%</b>	<b>6.5%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
II. COMMITTEE REPORTS	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	1	2.3%	0.2%
<i>Ought to Pass as Amended</i>	16	36.4%	2.4%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<i>Ought Not to Pass</i>	<u>2</u>	<u>4.5%</u>	<u>0.3%</u>
<b>Total unanimous reports</b>	<b>19</b>	<b>43.2%</b>	<b>2.9%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	24	54.5%	3.6%
<i>Three-way reports</i>	1	2.3%	0.2%
<i>Four-way reports</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>25</b>	<b>56.8%</b>	<b>3.8%</b>
<b>Total committee reports</b>	<b>44</b> **	<b>100.0%</b>	<b>6.6%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>20</b>	<b>N/A</b>	<b>N/A</b>
IV. FINAL DISPOSITION	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	14	31.8%	2.1%
<i>Private and Special Laws</i>	3	6.8%	0.4%
<i>Resolves</i>	9	20.5%	1.3%
<i>Constitutional Resolutions</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>26</b>	<b>59.1%</b>	<b>3.9%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	1	25.0%	6.7%
Rules authorized with legislative changes	2	50.0%	13.3%
<u>Rules not authorized by the Legislature</u>	<u>1</u>	<u>25.0%</u>	<u>6.7%</u>
<b>Total number of rules reviewed</b>	<b>4</b>	<b>100.0%</b>	<b>26.7%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	1	2.3%	0.1%
<i>Held by the Governor</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>1</b>	<b>2.3%</b>	<b>0.1%</b>

\* Total number of bills carried over from the previous session includes 13 bills reported out of the EDU Committee and then carried over on the Special Appropriations Table.

\*\* Total number of committee reports includes 13 bills reported out of the EDU Committee during the previous session and then carried over on the Special Appropriations Table.

**130th LEGISLATURE  
ENVIRONMENT AND NATURAL RESOURCES**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	15	57.7%	2.2%
<u><i>Bills carried over from previous session</i></u>	11 *	42.3%	1.6%
<b>Total Bills referred</b>	<b>26</b>	<b>100.0%</b>	<b>3.9%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>26</b>	<b>100.0%</b>	<b>3.9%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
		<b>% of this Committee's Reports</b>	<b>% of All Committee Reports</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>		
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	2	7.7%	0.3%
<i>Ought to Pass as Amended</i>	8	30.8%	1.2%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<u><i>Ought Not to Pass</i></u>	<u>3</u>	<u>11.5%</u>	<u>0.5%</u>
<b>Total unanimous reports</b>	<b>13</b>	<b>50.0%</b>	<b>2.0%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	10	38.5%	1.5%
<i>Three-way reports</i>	3	11.5%	0.5%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>13</b>	<b>50.0%</b>	<b>2.0%</b>
<b>Total committee reports</b>	<b>26 **</b>	<b>100.0%</b>	<b>3.9%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>5</b>	<b>N/A</b>	<b>N/A</b>
		<b>% of Comm Bills/Papers</b>	<b>% of All Bills/Papers</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>		
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	16	61.5%	2.4%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	3	11.5%	0.4%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>19</b>	<b>73.1%</b>	<b>2.8%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	1	100.0%	6.7%
Rules authorized with legislative changes	0	0.0%	0.0%
<u>Rules not authorized by the Legislature</u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>1</b>	<b>100.0%</b>	<b>6.7%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of bills carried over from the previous session includes 3 bills reported out of the ENR Committee and then carried over on the Special Appropriations Table and 1 bill reported out of committee and carried over on the floor.

\*\* Total number of committee reports includes 3 bills reported out of the ENR Committee during the previous session and then carried over on the Special Appropriations Table and 1 bill reported out of the ENR committee during the previous session and carried over on the floor.

**130th LEGISLATURE  
ENERGY, UTILITIES AND TECHNOLOGY**

**Summary of Committee Actions**

I. <b>BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	15	41.7%	2.2%
<i><u>Bills carried over from previous session</u></i>	<u>21</u> *	<u>58.3%</u>	<u>3.1%</u>
<b>Total Bills referred</b>	<b>36</b>	<b>100.0%</b>	<b>5.3%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>36</b>	<b>100.0%</b>	<b>5.3%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
II. <b>COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	4	11.1%	0.6%
<i>Ought to Pass as Amended</i>	9	25.0%	1.4%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<i><u>Ought Not to Pass</u></i>	<u>5</u>	<u>13.9%</u>	<u>0.8%</u>
<b>Total unanimous reports</b>	<b>18</b>	<b>50.0%</b>	<b>2.7%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	15	41.7%	2.3%
<i>Three-way reports</i>	2	5.6%	0.3%
<i><u>Four-way reports</u></i>	<u>1</u>	<u>2.8%</u>	<u>0.2%</u>
<b>Total divided reports</b>	<b>18</b>	<b>50.0%</b>	<b>2.7%</b>
<b>Total committee reports</b>	<b>36</b> **	<b>100.0%</b>	<b>5.4%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>5</b>	<b>N/A</b>	<b>N/A</b>
IV. <b>FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	10	27.8%	1.5%
<i>Private and Special Laws</i>	6	16.7%	0.9%
<i>Resolves</i>	5	13.9%	0.7%
<i><u>Constitutional Resolutions</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>21</b>	<b>58.3%</b>	<b>3.1%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<i>Rules carried over to next session</i>	0		
<i><u>Rules not authorized by the Legislature</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	1	2.8%	0.1%
<i><u>Held by the Governor</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>1</b>	<b>2.8%</b>	<b>0.1%</b>

\* Total number of bills carried over from the previous session includes 4 bills reported out of the EUT Committee and then carried over on the Special Appropriations Committee. Bills carried over does not include LD 840 which was carried over in EUT, but referred to JUD during the Second Regular Session.

\*\* Total number of committee reports includes 4 bills reported out of the EUT Committee during the previous session and then carried over on the Special Appropriations Table.

**130th LEGISLATURE  
HEALTH COVERAGE, INSURANCE AND FINANCIAL SERVICES**

**Summary of Committee Actions**

<b>I. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	22	57.9%	3.3%
<u><i>Bills carried over from previous session</i></u>	16 *	42.1%	2.4%
<b>Total Bills referred</b>	<b>38</b>	<b>100.0%</b>	<b>5.6%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>38</b>	<b>100.0%</b>	<b>5.6%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	2	5.3%	0.3%
<i>Ought to Pass as Amended</i>	24	63.2%	3.6%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<u><i>Ought Not to Pass</i></u>	<u>6</u>	<u>15.8%</u>	<u>0.9%</u>
<b>Total unanimous reports</b>	<b>32</b>	<b>84.2%</b>	<b>4.8%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	6	15.8%	0.9%
<i>Three-way reports</i>	0	0.0%	0.0%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>6</b>	<b>15.8%</b>	<b>0.9%</b>
<b>Total committee reports</b>	<b>38 **</b>	<b>100.0%</b>	<b>5.7%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>19</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	25	65.8%	3.7%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	2	5.3%	0.3%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>27</b>	<b>71.1%</b>	<b>4.0%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	1	100.0%	6.7%
Rules authorized with legislative changes	0	0.0%	0.0%
<u>Rules not authorized by the Legislature</u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>1</b>	<b>100.0%</b>	<b>6.7%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of bills carried over from the previous session includes 2 bills reported out of the HCIFS Committee and then carried over on the Special Appropriations Table.

\*\* Total number of committee reports includes 2 bills reported out of the HCIFS Committee during the previous session and then carried over on the Special Appropriations Table.

**130th LEGISLATURE  
HEALTH AND HUMAN SERVICES**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	41	41.0%	6.1%
<u><i>Bills carried over from previous session</i></u>	<u>59</u> *	<u>59.0%</u>	<u>8.8%</u>
<b>Total Bills referred</b>	<b>100</b>	<b>100.0%</b>	<b>14.8%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>100</b>	<b>100.0%</b>	<b>14.8%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
		<b>% of this Committee's Reports</b>	<b>% of All Committee Reports</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>		
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	8	8.1%	1.2%
<i>Ought to Pass as Amended</i>	58	58.6%	8.7%
<i>Leave to Withdraw</i>	1	1.0%	0.2%
<u><i>Ought Not to Pass</i></u>	<u>10</u>	<u>10.1%</u>	<u>1.5%</u>
<b>Total unanimous reports</b>	<b>77</b>	<b>77.8%</b>	<b>11.6%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	21	21.2%	3.2%
<i>Three-way reports</i>	1	1.0%	0.2%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>22</b>	<b>22.2%</b>	<b>3.3%</b>
<b>Total committee reports</b>	<b>99</b> **	<b>99.0%</b>	<b>14.9%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>0</b>	<b>N/A</b>	<b>N/A</b>
		<b>% of Comm Bills/Papers</b>	<b>% of All Bills/Papers</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>		
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	29	29.0%	4.3%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	13	13.0%	1.9%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>42</b>	<b>42.0%</b>	<b>6.2%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	3	75.0%	20.0%
Rules authorized with legislative changes	1	25.0%	6.7%
<u>Rules not authorized by the Legislature</u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>4</b>	<b>100.0%</b>	<b>26.7%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of bills carried over from the previous session includes 39 bills reported out of the HHS Committee and then carried over on the Special Appropriations Table, 1 bill reported out of committee and carried over on the floor and 1 bill reported out of committee and then carried over on the study table.

\*\* Total number of committee reports does not include LD 719, which was referred to the HHS Committee, but was not reported out. Total number of committee reports includes 39 bills reported out of the HHS Committee during the previous session and then carried over on the Special Appropriations Table, 1 bill reported out of committee and carried over on the floor and 1 bill reported out of committee and then carried over on the study table.

**130th LEGISLATURE  
INLAND FISHERIES AND WILDLIFE**

**Summary of Committee Actions**

<b>I. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	7	70.0%	1.0%
<i><u>Bills carried over from previous session</u></i>	<u>3</u> *	<u>30.0%</u>	<u>0.4%</u>
<b>Total Bills referred</b>	<b>10</b>	<b>100.0%</b>	<b>1.5%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>10</b>	<b>100.0%</b>	<b>1.5%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	0	0.0%	0.0%
<i>Ought to Pass as Amended</i>	4	40.0%	0.6%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<i><u>Ought Not to Pass</u></i>	<u>3</u>	<u>30.0%</u>	<u>0.5%</u>
<b>Total unanimous reports</b>	<b>7</b>	<b>70.0%</b>	<b>1.1%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	3	30.0%	0.5%
<i>Three-way reports</i>	0	0.0%	0.0%
<i><u>Four-way reports</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>3</b>	<b>30.0%</b>	<b>0.5%</b>
<b>Total committee reports</b>	<b>10</b>	<b>100.0%</b>	<b>1.5%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>5</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	6	60.0%	0.9%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	0	0.0%	0.0%
<i><u>Constitutional Resolutions</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>6</b>	<b>60.0%</b>	<b>0.9%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<i><u>Rules not authorized by the Legislature</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<i><u>Held by the Governor</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Bills carried over from the previous session does not include LD 626, which was carried over in the IFW Committee, but was referred to ACF Committee during the Second Regular Session.

**130th LEGISLATURE  
INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND BUSINESS**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	10	34.5%	1.5%
<i><u>Bills carried over from previous session</u></i>	<u>19</u> *	<u>65.5%</u>	<u>2.8%</u>
<b>Total Bills referred</b>	<b>29</b>	<b>100.0%</b>	<b>4.3%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>29</b>	<b>100.0%</b>	<b>4.3%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i><u>Orders and Resolutions Carried Over</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
		<b>% of this Committee's Reports</b>	<b>% of All Committee Reports</b>
<b>II. COMMITTEE REPORTS</b>	<b><u>Number</u></b>		
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	0	0.0%	0.0%
<i>Ought to Pass as Amended</i>	10	34.5%	1.5%
<i>Leave to Withdraw</i>	2	6.9%	0.3%
<i><u>Ought Not to Pass</u></i>	<u>4</u>	<u>13.8%</u>	<u>0.6%</u>
<b>Total unanimous reports</b>	<b>16</b>	<b>55.2%</b>	<b>2.4%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	12	41.4%	1.8%
<i>Three-way reports</i>	1	3.4%	0.2%
<i><u>Four-way reports</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>13</b>	<b>44.8%</b>	<b>2.0%</b>
<b>Total committee reports</b>	<b>29</b> **	<b>100.0%</b>	<b>4.4%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>16</b>	<b>N/A</b>	<b>N/A</b>
		<b>% of Comm Bills/Papers</b>	<b>% of All Bills/Papers</b>
<b>IV. FINAL DISPOSITION</b>	<b><u>Number</u></b>		
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	9	31.0%	1.3%
<i>Private and Special Laws</i>	1	3.4%	0.1%
<i>Resolves</i>	0	0.0%	0.0%
<i><u>Constitutional Resolutions</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>10</b>	<b>34.5%</b>	<b>1.5%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	0	0.0%	0.0%
<i><u>Rules not authorized by the Legislature</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<i><u>Held by the Governor</u></i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of bills carried over from the previous session includes 10 bills reported out of the IDEA Committee and then carried over on the Special Appropriations Table, 1 bill reported out of committee and then carried over on the floor and 1 bill reported out of committee and then carried over on the study table.

\*\* Total number of committee reports includes 10 bills reported out of the IDEA Committee during the previous session and then carried over on the Special Appropriations Table, 1 bill reported out of committee and then carried over on the floor and 1 bill reported out of committee and then carried over on the study table.

**130th LEGISLATURE  
JUDICIARY**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	33	50.0%	4.9%
<i>Bills carried over from previous session</i>	<u>32</u> *	<u>48.5%</u>	<u>4.7%</u>
<b>Total Bills referred</b>	<b>65</b>	<b>98.5%</b>	<b>9.6%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>1</b>	<b>1.5%</b>	<b>0.1%</b>
<b>Total Bills considered by Committee</b>	<b>66</b>	<b>100.0%</b>	<b>9.8%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
		<b>% of this Committee's Reports</b>	<b>% of All Committee Reports</b>
<b>II. COMMITTEE REPORTS</b>	<b><u>Number</u></b>		
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	1	1.5%	0.2%
<i>Ought to Pass as Amended</i>	10	15.2%	1.5%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<i>Ought Not to Pass</i>	<u>4</u>	<u>6.1%</u>	<u>0.6%</u>
<b>Total unanimous reports</b>	<b>15</b>	<b>22.7%</b>	<b>2.3%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	43	65.2%	6.5%
<i>Three-way reports</i>	7	10.6%	1.1%
<i>Four-way reports</i>	0	0.0%	0.0%
<i>Five-way report</i>	<u>1</u>	<u>1.5%</u>	<u>0.2%</u>
<b>Total divided reports</b>	<b>51</b>	<b>77.3%</b>	<b>7.7%</b>
<b>Total committee reports</b>	<b>66</b> **	<b>100.0%</b>	<b>9.9%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>20</b>	<b>N/A</b>	<b>N/A</b>
		<b>% of Comm Bills/Papers</b>	<b>% of All Bills/Papers</b>
<b>IV. FINAL DISPOSITION</b>	<b><u>Number</u></b>		
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	30	45.5%	4.5%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	7	10.6%	1.0%
<i>Constitutional Resolutions</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>37</b>	<b>56.1%</b>	<b>5.5%</b>
<b>B. Resolves to authorize major substantive rules</b>			
<i>Rules authorized without legislative changes</i>	0	0.0%	0.0%
<i>Rules authorized with legislative changes</i>	1	100.0%	6.7%
<i>Rules carried over to the next session</i>	0	0.0%	0.0%
<i>Rules not authorized by the Legislature</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>1</b>	<b>100.0%</b>	<b>6.7%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	1	1.5%	0.1%
<i>Held by the Governor</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>1</b>	<b>1.5%</b>	<b>0.1%</b>

\* Total number of bills carried over from the previous session includes 12 bills reported out of the JUD Committee and then carried over on the Special Appropriations Table.

\*\* Total number of committee reports includes 12 bills reported out of the JUD Committee during the previous session and then carried over on the Special Appropriations Table.



**130th LEGISLATURE  
LABOR AND HOUSING**

**Summary of Committee Actions**

<b>I. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	23	37.1%	3.4%
<u><i>Bills carried over from previous session</i></u>	<u>39</u> *	<u>62.9%</u>	<u>5.8%</u>
<b>Total Bills referred</b>	<b>62</b>	<b>100.0%</b>	<b>9.2%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>62</b>	<b>100.0%</b>	<b>9.2%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<u><i>Orders and Resolutions Carried Over</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	0	0.0%	0.0%
<i>Ought to Pass as Amended</i>	12	19.4%	1.8%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<u><i>Ought Not to Pass</i></u>	<u>6</u>	<u>9.7%</u>	<u>0.9%</u>
<b>Total unanimous reports</b>	<b>18</b>	<b>29.0%</b>	<b>2.7%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	44	71.0%	6.6%
<i>Three-way reports</i>	0	0.0%	0.0%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>44</b>	<b>71.0%</b>	<b>6.6%</b>
<b>Total committee reports</b>	<b>62</b> **	<b>100.0%</b>	<b>9.3%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>27</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	23	37.1%	3.4%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	3	4.8%	0.4%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>26</b>	<b>41.9%</b>	<b>3.9%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	0	0.0%	0.0%
Rules authorized with legislative changes	1	100.0%	6.7%
Rules carried over to the next session	0	0.0%	0.0%
<u>Rules not authorized by the Legislature</u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>1</b>	<b>100.0%</b>	<b>6.7%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	2	3.2%	0.3%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>2</b>	<b>3.2%</b>	<b>0.3%</b>

\* Total number of bills carried over from the previous session includes 21 bills reported out of the LBHS Committee and then carried over on the Special Appropriations Table, 1 bill reported out of committee and carried over on the floor and 1 bill reported out of committee and then carried over on the study table.

\*\* Total number of committee reports includes 21 bills reported out of the LBHS Committee during the previous session and then carried over on the Special Appropriations Table, 1 bill reported out of committee and carried over on the floor and 1 bill reported out of committee and then carried over on the study table.

**130th LEGISLATURE  
MARINE RESOURCES**

**Summary of Committee Actions**

<b>I. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	7	87.5%	1.0%
<u><i>Bills carried over from previous session</i></u>	<u>1</u>	<u>12.5%</u>	<u>0.1%</u>
<b>Total Bills referred</b>	<b>8</b>	<b>100.0%</b>	<b>1.2%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>8</b>	<b>100.0%</b>	<b>1.2%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<u><i>Orders and Resolutions Carried Over</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	1	14.3%	0.2%
<i>Ought to Pass as Amended</i>	4	57.1%	0.6%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<u><i>Ought Not to Pass</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total unanimous reports</b>	<b>5</b>	<b>71.4%</b>	<b>0.8%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	2	28.6%	0.3%
<i>Three-way reports</i>	0	0.0%	0.0%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>2</b>	<b>28.6%</b>	<b>0.3%</b>
<b>Total committee reports</b>	<b>7 *</b>	<b>87.5%</b>	<b>1.1%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>0</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	7	87.5%	1.0%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	0	0.0%	0.0%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>7</b>	<b>87.5%</b>	<b>1.0%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	0	0.0%	0.0%
Rules authorized with legislative changes	0	0.0%	0.0%
<u>Rules not authorized by the Legislature</u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of committee reports does not include LD 391, which was referred to the MAR Committee, but was not reported out.

**130th LEGISLATURE  
STATE AND LOCAL GOVERNMENT**

**Summary of Committee Actions**

<b>I. BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	10	43.5%	1.5%
<i>Bills carried over from previous session</i>	13 *	56.5%	1.9%
<b>Total Bills referred</b>	<b>23</b>	<b>100.0%</b>	<b>3.4%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>23</b>	<b>100.0%</b>	<b>3.4%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	1	100.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>1</b>	<b>100.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	3	13.0%	0.5%
<i>Ought to Pass as Amended</i>	11	47.8%	1.7%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<i>Ought Not to Pass</i>	<u>3</u>	<u>13.0%</u>	<u>0.5%</u>
<b>Total unanimous reports</b>	<b>17</b>	<b>73.9%</b>	<b>2.6%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	6	26.1%	0.9%
<i>Three-way reports</i>	0	0.0%	0.0%
<i>Four-way reports</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>6</b>	<b>26.1%</b>	<b>0.9%</b>
<b>Total committee reports</b>	<b>23 **</b>	<b>95.8%</b>	<b>3.5%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>1</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	13	56.5%	1.9%
<i>Private and Special Laws</i>	2	8.7%	0.3%
<i>Resolves</i>	0	0.0%	0.0%
<i>Constitutional Resolutions</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>15</b>	<b>65.2%</b>	<b>2.2%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	0	0.0%	0.0%
Rules authorized with legislative changes	0	0.0%	0.0%
<i>Rules not authorized by the Legislature</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoes overridden</i>	0	0.0%	0.0%
<i>Vetoes sustained</i>	0	0.0%	0.0%
<i>Held by the Governor</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of bills carried over from the previous session includes 3 bills reported out of the SLG Committee and then carried over on the Special Appropriations Table and 1 bill reported out of committee and then carried over on the study table.

\*\* Total number of committee reports includes 3 bills reported out of the SLG Committee during the previous session and then carried over on the Special Appropriations Table and 1 bill reported out of committee and then carried over on the study table.

**130th LEGISLATURE  
TAXATION**

**Summary of Committee Actions**

I. <b>BILLS AND PAPERS CONSIDERED</b>	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	14	24.1%	2.1%
<i>Bills carried over from previous session</i>	<u>44</u> *	<u>75.9%</u>	<u>6.5%</u>
<b>Total Bills referred</b>	<b>58</b>	<b>100.0%</b>	<b>8.6%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>58</b>	<b>100.0%</b>	<b>8.6%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
II. <b>COMMITTEE REPORTS</b>	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	0	0.0%	0.0%
<i>Ought to Pass as Amended</i>	27	46.6%	4.1%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<i>Ought Not to Pass</i>	<u>8</u>	<u>13.8%</u>	<u>1.2%</u>
<b>Total unanimous reports</b>	<b>35</b>	<b>60.3%</b>	<b>5.3%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	23	39.7%	3.5%
<i>Three-way reports</i>	0	0.0%	0.0%
<i>Four-way reports</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>23</b>	<b>39.7%</b>	<b>3.5%</b>
<b>Total committee reports</b>	<b>58</b> **	<b>100.0%</b>	<b>8.7%</b>
<b>III. CONFIRMATION HEARINGS</b>	<b>1</b>	<b>N/A</b>	<b>N/A</b>
IV. <b>FINAL DISPOSITION</b>	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	20	34.5%	3.0%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	4	6.9%	0.6%
<i>Constitutional Resolutions</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>24</b>	<b>41.4%</b>	<b>3.6%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	0	0.0%	0.0%
Rules authorized with legislative changes	0	0.0%	0.0%
<i>Rules not authorized by the Legislature</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	1	1.7%	0.1%
<i>Held by the Governor</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>1</b>	<b>1.7%</b>	<b>0.1%</b>

\* Total number of bills carried over from the previous session includes 24 bills reported out of the TAX Committee and then carried over on the Special Appropriations Table.

\*\* Total number of committee reports includes 24 bills reported out of the TAX Committee during the previous session and then carried over on the Special Appropriations Table.

**130th LEGISLATURE  
TRANSPORTATION**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	14	77.8%	2.1%
<u><i>Bills carried over from previous session</i></u>	<u>4</u> *	<u>22.2%</u>	<u>0.6%</u>
<b>Total Bills referred</b>	<b>18</b>	<b>100.0%</b>	<b>2.7%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>			
	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>18</b>	<b>100.0%</b>	<b>2.7%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<i>Orders and Resolutions Carried Over</i>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>II. COMMITTEE REPORTS</b>			
	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	3	16.7%	0.5%
<i>Ought to Pass as Amended</i>	7	38.9%	1.1%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<i>Ought Not to Pass</i>	5	27.8%	0.8%
<b>Total unanimous reports</b>	<b>15</b>	<b>83.3%</b>	<b>2.3%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	3	16.7%	0.5%
<i>Three-way reports</i>	0	0.0%	0.0%
<u><i>Four-way reports</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total divided reports</b>	<b>3</b>	<b>16.7%</b>	<b>0.5%</b>
<b>Total committee reports</b>	<b>18 **</b>	<b>100.0%</b>	<b>2.7%</b>
<b>III. CONFIRMATION HEARINGS</b>			
	<b>5</b>	<b>N/A</b>	<b>N/A</b>
<b>IV. FINAL DISPOSITION</b>			
	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	8	44.4%	1.2%
<i>Private and Special Laws</i>	1	5.6%	0.1%
<i>Resolves</i>	4	22.2%	0.6%
<u><i>Constitutional Resolutions</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total Enacted or Finally Passed</b>	<b>13</b>	<b>72.2%</b>	<b>1.9%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	1	100.0%	6.7%
Rules authorized with legislative changes	0	0.0%	0.0%
<u>Rules not authorized by the Legislature</u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total number of rules reviewed</b>	<b>1</b>	<b>100.0%</b>	<b>6.7%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<u><i>Held by the Governor</i></u>	<u>0</u>	<u>0.0%</u>	<u>0.0%</u>
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of bills carried over from the previous session includes 1 bill reported out of the TRA Committee and then carried over on the Special Highway Table.

\*\* Total number of committee reports includes 1 bill reported out of the TRA Committee during the previous session and then carried over on the Special Highway Table.

**130th LEGISLATURE  
VETERANS AND LEGAL AFFAIRS**

**Summary of Committee Actions**

I. BILLS AND PAPERS CONSIDERED	<u>Number</u>	<u>% of Comm Activity</u>	<u>% of All Bills/Papers</u>
<b>A. Bills referred to Committee</b>			
<i>Bills referred and voted out</i>	27	65.9%	4.0%
<i>Bills and Joint Resolutions carried over from previous session</i>	14 *	34.1%	2.1%
<b>Total Bills referred</b>	<b>41</b>	<b>100.0%</b>	<b>6.1%</b>
<b>B. Bills reported out by law or joint order and not referred back to committee</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
<b>Total Bills considered by Committee</b>	<b>41</b>	<b>100.0%</b>	<b>6.1%</b>
<b>Orders and Resolutions referred to Committee</b>			
<i>Joint Study Orders referred and voted out</i>	0	0.0%	0.0%
<i>Joint Resolutions referred and voted out</i>	0	0.0%	0.0%
<b>Total Orders and Resolutions Referred</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>
II. COMMITTEE REPORTS	<u>Number</u>	<u>% of this Committee's Reports</u>	<u>% of All Committee Reports</u>
<b>A. Unanimous committee reports</b>			
<i>Ought to Pass</i>	2	4.9%	0.3%
<i>Ought to Pass as Amended</i>	18	43.9%	2.7%
<i>Leave to Withdraw</i>	0	0.0%	0.0%
<i>Ought Not to Pass</i>	4	9.8%	0.6%
<b>Total unanimous reports</b>	<b>24</b>	<b>58.5%</b>	<b>3.6%</b>
<b>B. Divided committee reports</b>			
<i>Two-way reports</i>	13	31.7%	2.0%
<i>Three-way reports</i>	3	7.3%	0.5%
<i>Four-way reports</i>	1	2.4%	0.2%
<b>Total divided reports</b>	<b>17</b>	<b>41.5%</b>	<b>2.6%</b>
<b>Total committee reports</b>	<b>41 **</b>	<b>100.0%</b>	<b>6.2%</b>
III. CONFIRMATION HEARINGS	<b>5</b>	<b>N/A</b>	<b>N/A</b>
IV. FINAL DISPOSITION	<u>Number</u>	<u>% of Comm Bills/Papers</u>	<u>% of All Bills/Papers</u>
<b>A. Bills and Papers enacted or finally passed</b>			
<i>Joint Study Orders</i>	0	0.0%	0.0%
<i>Public laws</i>	28	68.3%	4.2%
<i>Private and Special Laws</i>	0	0.0%	0.0%
<i>Resolves</i>	3	7.3%	0.4%
<i>Constitutional Resolutions</i>	0	0.0%	0.0%
<b>Total Enacted or Finally Passed</b>	<b>31</b>	<b>75.6%</b>	<b>4.6%</b>
<b>B. Resolves to authorize major substantive rules</b>			
Rules authorized without legislative changes	1	100.0%	6.7%
Rules authorized with legislative changes	0	0.0%	0.0%
Rules not authorized by the Legislature	0	0.0%	0.0%
<b>Total number of rules reviewed</b>	<b>1</b>	<b>100.0%</b>	<b>6.7%</b>
<b>C. Bills vetoed or held by Governor</b>			
<i>Vetoed overridden</i>	0	0.0%	0.0%
<i>Vetoed sustained</i>	0	0.0%	0.0%
<i>Held by the Governor</i>	0	0.0%	0.0%
<b>Total</b>	<b>0</b>	<b>0.0%</b>	<b>0.0%</b>

\* Total number of bills carried over from the previous session includes 8 bills reported out of the VLA Committee and then carried over on the Special Appropriations Table.

\*\* Total number of committee reports includes 8 bills reported out of the VLA Committee during the previous session and then carried over on the Special Appropriations Table.