

Weekly **LEGISLATIVE REPORT**

From Robert B. Hunt, Clerk of the House - State House, Augusta, Maine

Volume XLIX

Monday, July 10, 2023

No. 26

131st LEGISLATURE
FIRST SPECIAL SESSION
BILLS ENACTED

Public Laws

Signed by the Governor
Friday, June 23, 2023

Ch. 286 - An Act to Require Transparency in Public Utility Advertising Expenditures. (S.P. 146, L.D. 325)

Ch. 287 - An Act to Extend the Protections of the Maine Civil Rights Act to Actions That Cause Emotional Distress or Fear of Violence. (S.P. 365, L.D. 868)

Ch. 288 - An Act to Require Reimbursement for Gender-affirming Care for MaineCare Members. (H.P. 676, L.D. 1040)

Ch. 289 - An Act to Clarify Term Limitations for Legislators, Constitutional Officers and the State Auditor. (H.P. 722, L.D. 1136)

Ch. 290 - An Act to Protect Homeowners from Unfair Agreements to Exclusively List Residential Real Estate for Sale. (H.P. 831, L.D. 1306)

Ch. 291 - An Act to Improve the State's Election Laws by Amending the Laws Relating to Automatic Voter Registration. (H.P. 858, L.D. 1344)

Ch. 292 - An Act to Require the Technical Building Codes and Standards Board to Adopt the Canadian Standards Association Standard for Residential Mechanical Ventilation Systems as an Alternative Standard Under the Maine Uniform Building and Energy Code. (H.P. 867, L.D. 1353)

Ch. 293 - An Act to Amend the Laws Regarding Violations of Condition of Release. (S.P. 567, L.D. 1449)

Ch. 294 - An Act to Ensure the Accuracy of Vital Records with Respect to Gender. (H.P. 962, L.D. 1507)

Ch. 295 - An Act to Impose a Moratorium on New Point Source Waste Discharge Licenses on the Lower Presumpscot River. (H.P. 1231, L.D. 1926)

Ch. 296 - An Act to Allow the Adjutant General to Sell the Calais Armory. (S.P. 816, L.D. 1987)

Became law without the Governor's Signature
Saturday, June 24, 2023

Ch. 297 - An Act to Allow Employers to Shop for Competitive Health Plan Options by Expanding the Disclosure of Health Claims Information. (H.P. 887, L.D. 1373)

Became law without the Governor's Signature
Sunday, June 25, 2023

Ch. 298 - An Act to Provide for Civil Recovery Based on Nonconsensual Removal of or Tampering with a Condom and Considering Sexual Assault in Evaluating Parental Rights. (H.P. 1082, L.D. 1683)

Ch. 299 - An Act Regarding the Legal Use or Possession of Cannabis or Marijuana Under Conditions of Bail, Pretrial Release or Probation. (H.P. 836, L.D. 1311)

Ch. 300 - An Act to Provide for the Management of the Waste Components of a Solar Energy Development upon Decommissioning. (H.P. 515, L.D. 826)

Ch. 301 - An Act to Enhance Safety for Animal-drawn Vehicles on Highways. (H.P. 455, L.D. 686)

Ch. 302 - An Act to Require a Vehicle Operator to Notify an Owner or Law Enforcement Officer of an Accident Involving a Dog, a Cat or Livestock. (H.P. 375, L.D. 598)

Signed by the Governor
Monday, June 26, 2023

- Ch. 303** - An Act to Support Public Health by Clarifying Authorized Activities Regarding Drug Checking. (EMERGENCY) (H.P. 1124, L.D. 1745)
- Ch. 304** - An Act to Improve Election Laws and Notarial Laws. (EMERGENCY) (S.P. 809, L.D. 1980)
- Ch. 305** - An Act to Impede the Transfer of Firearms to Prohibited Persons. (S.P. 14, L.D. 22)
- Ch. 306** - An Act to Eliminate the Energy Efficiency and Renewable Resource Fund and to Provide Needs-based Low-income Assistance. (S.P. 91, L.D. 187)
- Ch. 307** - An Act to Provide Maine Ratepayers with Equitable Access to Interconnection of Distributed Generation Resources. (S.P. 148, L.D. 327)
- Ch. 308** - An Act to Clarify and Amend the Department of Inland Fisheries and Wildlife Licensing Laws. (H.P. 271, L.D. 438)
- Ch. 309** - An Act to Authorize the Department of Health and Human Services to License and Ensure the Quality of Personal Care Agencies. (H.P. 413, L.D. 636)
- Ch. 310** - An Act to Adopt the Audiology and Speech-Language Pathology Interstate Compact. (S.P. 275, L.D. 717)
- Ch. 311** - An Act to Protect Certain Private Emergency Services Personnel from Liability Under the Maine Tort Claims Act. (S.P. 342, L.D. 783)
- Ch. 312** - An Act to Reduce the Penalty for Operating a Motor Vehicle Under a Suspended License in Certain Situations. (H.P. 508, L.D. 819)
- Ch. 313** - An Act to Clarify Insurance in the Joint Use of Public Utility Equipment. (S.P. 504, L.D. 1223)
- Ch. 314** - An Act to Increase Transparency in Municipal Ballot Referenda Expenditures. (H.P. 850, L.D. 1336)
- Ch. 315** - An Act to Allow Certain Social Workers to Diagnose Organic Mental Illnesses. (H.P. 895, L.D. 1400)
- Ch. 316** - An Act to Reduce Commercial Sexual Exploitation. (H.P. 931, L.D. 1435)
- Ch. 317** - An Act to Amend the Physical Therapist Practice Laws. (S.P. 571, L.D. 1453)
- Ch. 318** - An Act to Promote a Diverse, More Experienced Workforce and Ensure High-quality Careers by Increasing Registered Apprenticeship Programs. (H.P. 991, L.D. 1539)
- Ch. 319** - An Act to Advance the State's Public Transit Systems by Reinvigorating the Public Transit Advisory Council. (H.P. 1004, L.D. 1559)
- Ch. 320** - An Act to Protect Access to Absentee Ballot Drop Boxes. (H.P. 1013, L.D. 1568)
- Ch. 321** - An Act to Promote Economic Reuse of Contaminated Land Through Clean Energy Development. (S.P. 622, L.D. 1591)
- Ch. 322** - An Act to Amend the Law Governing Special Motions to Dismiss to Include Workplace and Title IX Claims. (S.P. 623, L.D. 1592)
- Ch. 323** - An Act to Clarify the Procedure for Amending the Birth Certificate of an Adult to Recognize a Parent Not Known or Listed at the Time of Birth. (H.P. 1049, L.D. 1624)
- Ch. 324** - An Act Regarding Campaign Finance and Lobbying Disclosure and Enforcement of Income Source Reporting Requirements. (S.P. 647, L.D. 1630)
- Ch. 325** - An Act to Amend the Laws Governing Consumer-owned Water Utilities. (S.P. 660, L.D. 1655)
- Ch. 326** - An Act to Update the Elevator and Tramway Safety Laws Regarding Construction Hoists. (H.P. 1098, L.D. 1709)
- Ch. 327** - An Act to Update Electrical Education and Other Licensure Requirements for Electricians. (H.P. 1102, L.D. 1713)
- Ch. 328** - An Act to Enact the Beneficial Electrification Policy Act. (S.P. 688, L.D. 1724)
- Ch. 329** - An Act to Establish the Physical Therapy Licensure Compact. (S.P. 694, L.D. 1749)
- Ch. 330** - An Act to Ensure the Quality of Bottled Water. (H.P. 796, L.D. 1248)

Became law without the Governor's Signature
Tuesday, June 27, 2023

- Ch. 331** - An Act to Reestablish Annual Reporting on Solid Waste in Maine. (H.P. 744, L.D. 1172)
- Ch. 332** - An Act to Define Undisputed Health Insurance Claims. (H.P. 792, L.D. 1244)
- Ch. 333** - An Act to Inform Fair Minimum Rates of Wages and Benefits in Bids for Public Contracts Using State and Federal Data. (H.P. 915, L.D. 1419)

Became law without the Governor's Signature
Wednesday, June 28, 2023

- Ch. 334** - An Act to Support the Safe Use of Bicycles and Roller Skis. (S.P. 210, L.D. 456)
- Ch. 335** - An Act to Ensure Consumer Protection from Resale Ticket Vendors. (H.P. 446, L.D. 677)
- Ch. 336** - An Act Regarding Animals Abandoned by Tenants. (H.P. 448, L.D. 679)
- Ch. 337** - An Act to Impose an Expanded Prohibition on Lobbying for Former Executive Branch Employees. (H.P. 871, L.D. 1357)
- Ch. 338** - An Act Regarding Insurance Coverage for Diagnostic and Supplemental Breast Examinations. (H.P. 1168, L.D. 1836)

Signed by the Governor
Wednesday, June 28, 2023

- Ch. 339** - An Act to Support the Maine Pediatric and Behavioral Health Partnership Program. (EMERGENCY) (H.P. 152, L.D. 231)
- Ch. 340** - An Act to Facilitate Communication Between Pro Se Defendants and Prosecutors While Protecting the Rights of Those Defendants. (EMERGENCY) (S.P. 244, L.D. 576)
- Ch. 341** - An Act Regarding Training for Corrections Officers. (S.P. 34, L.D. 42)
- Ch. 342** - An Act to Ensure Efficiency in the Review of Petitions by the Secretary of State by Clarifying Deadlines Related to Those Petitions. (H.P. 154, L.D. 233)
- Ch. 343** - An Act to Ensure Access to Family Planning Services. (H.P. 168, L.D. 263)
- Ch. 344** - An Act to Improve Maine's System for Protecting Sixth Amendment Rights. (S.P. 236, L.D. 565)
- Ch. 345** - An Act to Protect Health Care Professionals Providing Reproductive Health Care Services. (H.P. 393, L.D. 616)
- Ch. 346** - An Act to Reduce Barriers to Housing by Limiting Tenant Application Fees. (H.P. 460, L.D. 691)
- Ch. 347** - An Act to Remove Barriers to Abortion Coverage in Private Insurance. (H.P. 582, L.D. 935)
- Ch. 348** - An Act to Enhance Access to a Second Opinion for Health Care Services or Treatment. (H.P. 630, L.D. 995)
- Ch. 349** - An Act Regarding the Provision of Liquor at Taste-testing Events Held at an Off-premises Retail Licensee's Premises. (H.P. 718, L.D. 1132)
- Ch. 350** - An Act to Clarify Immunity from Liability for Municipalities Engaged in Recycling Activities. (H.P. 799, L.D. 1251)
- Ch. 351** - An Act to Limit the Immunity of Charitable Organizations. (S.P. 530, L.D. 1312)
- Ch. 352** - An Act to Protect the Reproductive Freedom of Maine People by Preempting the Field of Abortion Regulation. (H.P. 857, L.D. 1343)
- Ch. 353** - An Act to Reduce Maine's Dependence on Fossil Fuels and Carbon Footprint for Energy Production Using Waste Wood Fuel. (H.P. 904, L.D. 1408)
- Ch. 354** - An Act Regarding Dental Hygienists and Dental Therapists. (H.P. 1026, L.D. 1581)
- Ch. 355** - An Act to Clarify the Review and Procurement Process for Nonwires Alternatives. (S.P. 762, L.D. 1887)
- Ch. 356** - An Act to Enable Confirmatory Adoption. (H.P. 1221, L.D. 1906)

Became law without the Governor's Signature
Thursday, June 29, 2023

Ch. 357 - An Act to Ensure Fair and Timely Payment in the Harvesting of Forest Products. (S.P. 750, L.D. 1849)

Signed by the Governor
Friday, June 30, 2023

Ch. 358 - An Act to Return to the Former Owner Any Excess Funds Remaining After the Sale of Foreclosed Property. (EMERGENCY) (H.P. 69, L.D. 101)

Ch. 359 - An Act to Enact the Maine Indian Child Welfare Act. (EMERGENCY) (S.P. 804, L.D. 1970)

Ch. 360 - An Act to Make Technical Changes to the Maine Tax Laws. (H.P. 181, L.D. 283)

Ch. 361 - An Act to Amend the Portfolio Requirements for Class II Resources and Require Money Collected from Alternative Compliance Payments to Be Used for Financial Assistance. (H.P. 250, L.D. 399)

Ch. 362 - An Act to Reclassify Certain Offenses Under the Motor Vehicle Laws and Increase the Efficiency of the Criminal Justice System. (H.P. 262, L.D. 429)

Ch. 363 - An Act to Limit the Driver's License Reinstatement Fee in Certain Circumstances. (H.P. 361, L.D. 556)

Ch. 364 - An Act Regarding a Seat Belt Exemption for Persons with a Medical Condition. (H.P. 370, L.D. 575)

Ch. 365 - An Act to Sustain the Medical Use of Cannabis Program. (H.P. 521, L.D. 832)

Ch. 366 - An Act to Allow Maine Families to Increase Their Savings by Changing the Asset Limits for Eligibility for the Temporary Assistance for Needy Families Program. (H.P. 592, L.D. 945)

Ch. 367 - An Act Regarding Water Testing Related to Storage Facilities. (H.P. 655, L.D. 1019)

Ch. 368 - An Act to Prohibit Profiling and to Strengthen Civil Rights in Maine. (H.P. 1038, L.D. 1613)

Ch. 369 - An Act to Amend the Laws Regarding the Mi'kmaq Nation and to Provide Parity to the Wabanaki Nations. (H.P. 1045, L.D. 1620)

Ch. 370 - An Act Regarding the Maine Indian Tribal-State Commission. (H.P. 1078, L.D. 1679)

Ch. 371 - An Act Regarding Future Energy Procurements for Renewable Energy Development in Northern Maine. (S.P. 792, L.D. 1943)

Ch. 372 - An Act Regarding Surplus Lines Insurance Tax. (H.P. 1272, L.D. 1979)

Ch. 373 - An Act Regarding Incarcerated Individuals and Legislative Apportionment. (H.P. 1093, L.D. 1704)

Ch. 374 - An Act Relating to Energy Storage and the State's Energy Goals. (S.P. 751, L.D. 1850)

Ch. 375 - An Act to Prohibit Early Termination Fees for Residential Electric Generation Service Contracts. (H.P. 1298, L.D. 2012)

Became law without the Governor's Signature
Sunday, July 2, 2023

Ch. 376 - An Act to Promote Water Conservation and Water Quality and Create Habitat for Wildlife, Including Pollinator Species, by Protecting Low-impact Landscaping. (S.P. 266, L.D. 649)

Ch. 377 - An Act to Make Revisions to the Tax Increment Financing and Development District Laws. (H.P. 754, L.D. 1182)

Ch. 378 - An Act to Foster Stable and Affordable Home Ownership in Mobile Home Parks by Amending the Laws Relating to the Sale of Mobile Home Parks. (H.P. 1239, L.D. 1931)

Became law without the Governor's Signature
Tuesday, July 4, 2023

Ch. 379 - An Act Regarding Legal Representation for Residents Facing Eviction. (S.P. 151, L.D. 330)

Ch. 380 - An Act to Support Maine Forest Workers' Right to Work in Maine by Improving Labor Standards. (S.P. 758, L.D. 1874)

Became law without the Governor's Signature
Wednesday, July 5, 2023

- Ch. 381** - An Act to Allow Persons Who Lawfully Use or Possess Cannabis to Own or Possess Firearms or Ammunition. (H.P. 698, L.D. 1103)
- Ch. 382** - An Act to Ensure Lower Costs and Consumer Protections for Patients by Prohibiting Certain Billing Practices. (H.P. 701, L.D. 1105)
- Ch. 383** - An Act to Standardize Requirements Between Boards of Visitors for County Jails and Department of Corrections Correctional Facilities. (S.P. 643, L.D. 1626)
- Ch. 384** - An Act to Reduce Mercury in the Environment by Phasing Out Certain Fluorescent Light Bulbs. (H.P. 1160, L.D. 1814)

Became law without the Governor's Signature
Thursday, July 6, 2023

- Ch. 385** - An Act to Ban the Video Hosting Service TikTok on All State-owned Devices. (EMERGENCY) (H.P. 643, L.D. 1007)
- Ch. 386** - An Act Regarding In-court Appearance Requirements for Persons Authorized to Serve Eviction Notices. (H.P. 221, L.D. 347)
- Ch. 387** - An Act Regarding Private Ways and Private Roads. (S.P. 215, L.D. 461)
- Ch. 388** - An Act to Increase the Notice Period for Rent Increases of 10 Percent or More. (H.P. 470, L.D. 701)
- Ch. 389** - An Act to Clarify Required Disclosure of Personally Identifying Information for Certain Nominating Petitions. (S.P. 393, L.D. 922)
- Ch. 390** - An Act to Amend the Laws Governing Damages Awarded for Wrongful Death. (H.P. 581, L.D. 934)
- Ch. 391** - An Act to Update the Gambling Laws to Allow Once-annual Game Nights for Eligible Organizations and Registered Political Committees. (H.P. 683, L.D. 1088)
- Ch. 392** - An Act Directing the Bureau of General Services to Ensure Adequate Air Quality in All State-owned and State-leased Buildings. (H.P. 745, L.D. 1173)
- Ch. 393** - An Act to Amend the Workers' Compensation Self-insurance Laws to Allow for the Use of Fronting Companies. (H.P. 886, L.D. 1372)
- Ch. 394** - An Act to Implement the Recommendations of the Committee To Ensure Constitutionally Adequate Contact with Counsel. (S.P. 635, L.D. 1603)
- Ch. 395** - An Act to Require a Liability Automobile Insurance Policy to Cover the Costs of Towing and Storing Certain Vehicles. (S.P. 666, L.D. 1661)
- Ch. 396** - An Act to Amend the Adult Use Cannabis Laws. (H.P. 1205, L.D. 1880)

Signed by the Governor
Friday, July 7, 2023

- Ch. 397** - An Act to Strengthen Maine's Elementary and Secondary Education System by Clarifying Purposes and Procedures for Reviews of Schools. (H.P. 916, L.D. 1420)
- Ch. 398** - An Act to Support Extraction of Common Minerals by Amending the Maine Metallic Mineral Mining Act. (H.P. 877, L.D. 1363)
- Ch. 399** - An Act to Expand Eligibility for Supervised Community Confinement for Prisoners with a Prognosis Likely to Result in an Incapacitating Medical Condition. (S.P. 278, L.D. 720)
- Ch. 400** - An Act to Reduce the Enrollment Requirement for Minor Political Parties That Seek Official Party Status. (S.P. 328, L.D. 769)

Private and Special Laws

Signed by the Governor
Monday, June 26, 2023

- Ch. 15** - An Act to Create the Guilford-Sangerville Utilities District. (EMERGENCY) (S.P. 679, L.D. 1692)
- Ch. 16** - An Act to Amend the Membership of the Somerset Woods Trustees. (H.P. 1265, L.D. 1968)

Resolves

Signed by the Governor
Friday, June 23, 2023

Ch. 73 - Resolve, to Establish a Working Group to Study Polling Places at Schools in Order to Protect Security and Accessibility. (H.P. 252, L.D. 419)

Ch. 74 - Resolve, Establishing a Working Group to Maximize Eligibility for Energy Efficiency Programs for Low-income Homeowners. (H.P. 388, L.D. 611)

Ch. 75 - Resolve, to Assess, Develop, Implement and Fund the Reuse of Existing Facilities at Dorothea Dix Psychiatric Center. (S.P. 356, L.D. 859)

Ch. 76 - Resolve, to Establish a Plan for Adding a 3rd Option for Gender on State Forms. (H.P. 589, L.D. 942)

Became law without the Governor's Signature
Sunday, June 25, 2023

Ch. 77 - Resolve, to Review the MaineCare Hospital Readmission Protocol. (H.P. 700, L.D. 1104)

Ch. 78 - Resolve, Requiring Progress Reports from the Department of Health and Human Services Regarding the Implementation of Secure Children's Psychiatric Residential Treatment Facility Services. (S.P. 85, L.D. 181)

Signed by the Governor
Monday, June 26, 2023

Ch. 79 - Resolve, Directing the Public Utilities Commission to Investigate Time-of-use Rates. (H.P. 347, L.D. 542)

Ch. 80 - Resolve, to Improve the Transition to Adult Services for Children with Intellectual Disabilities and Autism Spectrum Disorder. (H.P. 702, L.D. 1106)

Ch. 81 - Resolve, to Study the Effect of Current Laws and Rules on the Expansion of Broadband. (S.P. 574, L.D. 1456)

Ch. 82 - Resolve, Directing the Department of Education to Submit a Report on Services Provided By the Child Development Services System and by School Administrative Units. (H.P. 983, L.D. 1528)

Ch. 83 - Resolve, Directing the Office of Tax Policy to Study Maine's Mining Excise Tax. (H.P. 1185, L.D. 1855) (Governor's Bill)

Became law without the Governor's Signature
Tuesday, June 27, 2023

Ch. 84 - Resolve, to Review Telemonitoring and Certain Telehealth Services Reimbursed under MaineCare. (S.P. 315, L.D. 757)

Ch. 85 - Resolve, to Remove the Prohibition Against Live Plants in State-owned Buildings. (S.P. 829, L.D. 2008)

Received in the Office of the Secretary of State
Tuesday, June 27, 2023

Passed by Legislature. Deposited in the Office of the Secretary of State pursuant to the Constitution of Maine, Article X, Section 6. (Governor's signature not required.)

Ch. 86 - Resolve, Approving the 2023 Draft and Arrangement of the Constitution of Maine Made by the Chief Justice of the Supreme Judicial Court and Providing for Its Publication and Distribution. (S.P. 837, L.D. 2015)

Became law without the Governor's Signature
Wednesday, June 28, 2023

Ch. 87 - Resolve, to Study the Establishment of a Public Option Health Benefit Plan. (H.P. 1186, L.D. 1856)

Signed by the Governor
Wednesday, June 28, 2023

Ch. 88 - Resolve, Directing the Office of Tax Policy to Study the Impact of Exempting Certain Nonprofit Organizations from the Sales and Use Tax and the Service Provider Tax. (H.P. 43, L.D. 68)

Ch. 89 - Resolve, to Direct the Department of Transportation to Implement the Recommendations of the Mountain Division Rail Use Advisory Council. (S.P. 185, L.D. 404)

Signed by the Governor
Friday, June 30, 2023

Ch. 90 - Resolve, to Install a Suicide Barrier on the Penobscot Narrows Bridge. (EMERGENCY) (S.P. 454, L.D. 1120)

Became law without the Governor's Signature
Sunday, July 2, 2023

Ch. 91 - Resolve, Directing the Secretary of State to Propose a State Calendar. (H.P. 791, L.D. 1243)

Signed by the Governor
Friday, July 7, 2023

Ch. 92 - Resolve, to Reestablish the Task Force to Study the Creation of a Comprehensive Career and Technical Education System. (EMERGENCY) (S.P. 520, L.D. 1283)

Ch. 93 - Resolve, to Establish the Commission Regarding Foreign-trained Physicians Living in Maine. (EMERGENCY) (H.P. 584, L.D. 937)

Ch. 94 - Resolve, to Convene a Driver Education Working Group to Evaluate Hardships to Underserved Populations and Low-income Families. (H.P. 760, L.D. 1200)

Ch. 95 - Resolve, to Establish the Gagetown Harmful Chemical Study Commission. (S.P. 628, L.D. 1597)

(Chaptered copies of the above measures may be obtained from the Engrossing Department, Room 106, State House, 7 State House Station, Augusta, Maine 04333-0007, Ph. 207-287-1324.)

BILLS PRINTED AS OF FRIDAY, JULY 7, 2023

L.D. 2017, H.P. 1299

An Act to Fund Collective Bargaining Agreements with Executive Branch Employees. (EMERGENCY) (Governor's Bill) (Presented by Representative SACHS of Freeport)

L.D. 2018, H.P. 1300

Resolve, Regarding Legislative Review of Portions of Chapter 301: Fee Schedule and Administrative Procedures for Payment of Court or Commission Assigned Counsel, a Late-filed Major Substantive Rule of the Maine Commission on Indigent Legal Services. (EMERGENCY) (Submitted by the Maine Commission on Indigent Legal Services pursuant to the Maine Revised Statutes, Title 5, section 8072 and approved for introduction by a majority of the Legislative Council.)

L.D. 2019, S.P. 843

An Act to Authorize Funding for Collective Bargaining Agreements with Certain Judicial Department Employees. (EMERGENCY) (Governor's Bill) (Presented by Senator CARNEY of Cumberland)

(Copies of the Bills may be obtained from the Document Room, First Floor, State House, Augusta, Maine 04333-0002 - Ph: 207-287-1408. Bill text, bill status and roll call information are available on the Internet at <http://legislature.maine.gov/LawMakerWeb/search.asp>. The Weekly Legislative Report is also available on the Internet at the House home page at <http://legislature.maine.gov/house/house/> under the "Documents" tab.)

Robert B. Hunt
Clerk of the House