

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTY-SECOND LEGISLATURE

FIRST REGULAR SESSION
December 4, 2024 to March 21, 2025

FIRST SPECIAL SESSION
March 25, 2025 to June 25, 2025

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NONEMERGENCY LAWS IS
JUNE 20, 2025

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NONEMERGENCY LAWS IS
SEPTEMBER 24, 2025

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

Augusta, Maine
2025

Sec. 1. Appropriations and allocations. The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,
DEPARTMENT OF**

**Office of Aging and Disability Services Central
Office 0140**

Initiative: Provides ongoing funding to the Office of Aging and Disability Services to provide respite care and supplemental services for family caregivers and older relative caregivers.

GENERAL FUND	2025-26	2026-27
All Other	\$100,000	\$100,000
GENERAL FUND TOTAL	\$100,000	\$100,000

See title page for effective date.

CHAPTER 467

H.P. 526 - L.D. 819

**An Act to Clarify the Status of
Energy Storage Systems with
Regard to the Business
Equipment Tax Exemption and
the Business Equipment Tax
Reimbursement Program**

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

Sec. 1. 36 MRSA §691, sub-§1, ¶F, as amended by PL 2019, c. 659, Pt. B, §2, is further amended by enacting after the first blocked paragraph a new paragraph to read:

"Qualified property" also includes a battery storage system, as long as more than 50% of the electrical output from the battery storage system serves load behind the utility meter where the battery storage system is located or there was a fully executed interconnection agreement between the battery storage system owner and a transmission and distribution utility by January 1, 2025. As used in this paragraph, "battery storage system" means commercially available technology that uses mechanical, chemical or thermal processes for absorbing energy and storing it for a period of time for use at a later time, including, but not limited to, lithium-ion batteries.

Sec. 2. 36 MRSA §6652, sub-§1-F is enacted to read:

1-F. Energy storage systems. Reimbursement pursuant to this chapter may be made for battery storage systems, as long as more than 50% of the electrical output from the battery storage system serves load behind the utility meter where the battery storage system is located or there was a fully executed interconnection

agreement between the battery storage system owner and a transmission and distribution utility by January 1, 2025. As used in this subsection, "battery storage system" has the same meaning as in section 691, subsection 1, paragraph F.

Sec. 3. Application. This Act applies to property tax years beginning on or after April 1, 2026.

See title page for effective date.

CHAPTER 468

H.P. 551 - L.D. 865

**An Act to Require MaineCare
to Reimburse for Lactation
Services in the Homes of
Eligible Persons**

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

Sec. 1. 22 MRSA §3174-PPP is enacted to read:

§3174-PPP. Reimbursement for lactation services

1. Definition. For the purposes of this section, "lactation services" means educational or consultation services related to breastfeeding.

2. Reimbursement. The department shall provide reimbursement under the MaineCare program for lactation services provided in a hospital, clinic, office, community or in the home for a child eligible for coverage under the MaineCare program or the Children's Health Insurance Program established in section 3174-T. Lactation services may be provided by a health care professional licensed under Title 32 acting within the health care professional's authorized scope of practice or by a consultant or counselor who is certified by a national organization that provides a national certification program in lactation consulting or lactation counseling and is approved by the department.

3. Rulemaking. The department shall adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 2. State plan amendment. The Department of Health and Human Services shall apply to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services for a state plan amendment to implement the Maine Revised Statutes, Title 22, section 3174-PPP. The state plan amendment application must allow for Medicaid reimbursement for lactation services provided at the hospital or at the home of eligible persons that are performed by lactation consultants certified by the International Board of Lactation Consultant Examiners or its

successor organization acting within the scope of practice.

Sec. 3. Rulemaking. Upon approval of a state plan amendment under section 2, the Department of Health and Human Services shall adopt or amend rules to allow for reimbursement required pursuant to the Maine Revised Statutes, Title 22, section 3174-PPP.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers 0147

Initiative: Provides funding for MaineCare reimbursement for lactation services provided in the home.

GENERAL FUND	2025-26	2026-27
All Other	\$0	\$12,257
GENERAL FUND TOTAL	\$0	\$12,257
FEDERAL EXPENDITURES FUND	2025-26	2026-27
All Other	\$0	\$19,942
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$19,942
FEDERAL BLOCK GRANT FUND	2025-26	2026-27
All Other	\$0	\$546
FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$546

Office of MaineCare Services 0129

Initiative: Provides one-time funding for MaineCare technology costs and development of rate methodology and payment model to implement MaineCare coverage of lactation services provided in the home.

GENERAL FUND	2025-26	2026-27
All Other	\$0	\$91,993
GENERAL FUND TOTAL	\$0	\$91,993
FEDERAL EXPENDITURES FUND	2025-26	2026-27
All Other	\$0	\$178,901
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$178,901
HEALTH AND HUMAN SERVICES, DEPARTMENT OF		
DEPARTMENT TOTALS	2025-26	2026-27
GENERAL FUND	\$0	\$104,250
FEDERAL EXPENDITURES FUND	\$0	\$198,843

FEDERAL BLOCK GRANT FUND	\$0	\$546
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DEPARTMENT TOTAL - ALL FUNDS	\$0	\$303,639
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See title page for effective date.

CHAPTER 469

H.P. 601 - L.D. 936

An Act to Amend the Laws Regarding the Mining Excise Tax

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

Sec. 1. 1 MRSA c. 31, as amended, is repealed.

Sec. 2. 5 MRSA §453-A, as amended by PL 1999, c. 668, §3, is further amended to read:

§453-A. Board of trustees

The Mining Excise Tax Trust Fund Board of Trustees, as established in section 12004-G, subsection 33-B and referred to in the chapter as the "board," consists of 5 members, ~~at least one of whom must be a resident of the unorganized territory.~~

1. Appointment; qualifications. The members of the board are appointed by the Governor and are subject to review by the joint standing committee of the Legislature having jurisdiction over taxation matters and to confirmation by the Legislature, except that the Governor may not appoint any members to the board until such time as funds accrue to the Mining Excise Tax Trust Fund. The Governor shall ensure that members of the board have at least the following qualifications:

A. At least one member must be experienced in the application of hydrology and groundwater science;

B. At least one member must be experienced in the application of soil and air pollution science;

C. At least one member must be experienced in public health science;

D. At least one member must be a representative of a municipal or county government in which metallic mining occurs; and

E. At least one member must be a resident of the unorganized territory.

2. Terms. ~~Of the initial members one serves a term of one year, one serves a term of 2 years, one serves a term of 3 years, one serves a term of 4 years and one serves a term of 5 years. Upon the expiration of the initial terms, members~~ Members are appointed to serve staggered 5-year terms. Members may be reappointed. Members serve until their successors are appointed and qualified.