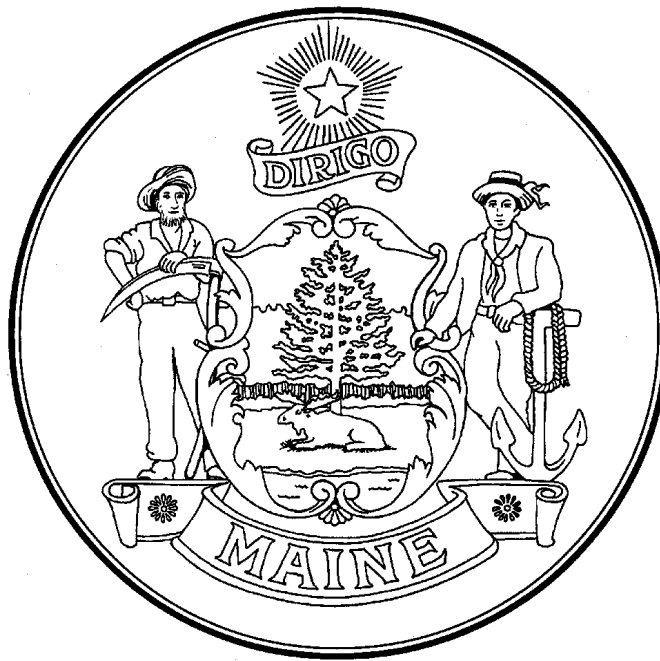


MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTY-SECOND LEGISLATURE

SECOND REGULAR SESSION
JANUARY 7, 2026 to APRIL 29, 2026

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NONEMERGENCY LAWS IS
JULY 29, 2026

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

Augusta, Maine
2026

Sec. 1. 17-A MRSA §2102, sub-§1, ¶F-2, as enacted by PL 2021, c. 330, §6 and reallocated by RR 2021, c. 1, Pt. A, §14, is amended to read:

F-2. The final disposition of the charges against the defendant, including the amount of deductions to time served that a defendant has accumulated as of the date of sentencing. On or before the date of sentencing, the attorney for the State shall obtain information about the deductions to time served from each correctional facility at which a defendant was detained prior to sentencing on the relevant charges; ~~and~~

Sec. 2. 17-A MRSA §2102, sub-§1, ¶G, as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

G. The right to comment on the proposed early termination of probation, early termination of administrative release or conversion of probation to administrative release, pursuant to section 2105;

Sec. 3. 17-A MRSA §2102, sub-§1, ¶H is enacted to read:

H. Any request for a subpoena for the victim's records as described in section 2110; the date and time of any criminal hearing or criminal court proceeding concerning the subpoena request; and that the victim must be given an opportunity to be heard at that hearing or proceeding; and

Sec. 4. 17-A MRSA §2102, sub-§1, ¶I is enacted to read:

I. The filing, scheduling and outcome of an appeal of a decision of the court by a defendant or the State involving a crime against the victim.

Sec. 5. 17-A MRSA §2110 is enacted to read:

§2110. Subpoenas for victim's records

A victim has the right to timely notice pursuant to section 2102, subsection 1, paragraph H and must be given an opportunity to be heard at any criminal hearing or criminal court proceeding concerning a subpoena issued to a person other than the victim for any record that implicates a privilege or a confidentiality or privacy protection for the benefit of the victim as described in Rule 17A(f) of the Maine Rules of Unified Criminal Procedure, including, but not limited to, the victim's medical records, mental health counseling or treatment records, educational records, electronic device content information and electronic device location information. For purposes of this paragraph, "electronic device content information" has the same meaning as in Title 16, chapter 3, subchapter 10 and "electronic device location information" has the same meaning as in Title 16, chapter 3, subchapter 11.

Sec. 6. 17-A MRSA §2111 is enacted to read:

§2111. Presence of victim's attorney or advocate

At any court proceeding in a criminal case in which a victim has a right to be heard, the victim may retain an attorney who may be present and speak on the victim's behalf or the victim may elect to have a victim witness advocate or victim witness coordinator speak on the victim's behalf. Except as required to comply with Rule 4.2 of the Maine Rules of Professional Conduct governing communications with persons represented by counsel, treatment of the victim may not be affected or altered in any way due to the victim's decision to exercise this right. For purposes of this section, "victim witness advocate" or "victim witness coordinator" has the same meaning as in Title 16, section 53-C, subsection 1, paragraph C.

See title page for effective date.

CHAPTER 696

H.P. 1457 - L.D. 2168

**An Act to Increase
Accountability for Persons
Engaged in Commercial Sexual
Exploitation and Human
Trafficking and to Support
Victims**

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

Sec. 1. 5 MRSA §3360, sub-§3, ¶H, as amended by PL 2013, c. 537, §2, is further amended to read:

H. Sexual exploitation of a minor as described in Title 17-A, chapter 12; ~~or~~

Sec. 2. 5 MRSA §3360, sub-§3, ¶J, as enacted by PL 2013, c. 537, §3, is amended to read:

J. Aggravated sex trafficking or sex trafficking as described in Title 17-A, sections 852 and 853, respectively; ~~or~~

Sec. 3. 5 MRSA §3360, sub-§3, ¶K is enacted to read:

K. Commercial sexual exploitation of a minor or person with a mental disability under Title 17-A, section 855.

Sec. 4. 5 MRSA §3360-C, sub-§2, ¶B, as amended by PL 2017, c. 348, §1, is further amended to read:

B. To or on behalf of any person who violated a criminal law that caused or contributed to the injury or death for which compensation is sought, except when the person was the victim of a criminal homicide and the claimant was not involved in the criminal conduct ~~or the person was a victim of aggravated sex trafficking or sex trafficking under Title 17-A, sections 852 and 853, respectively, sexual~~

exploitation of a minor under Title 17-A, section 282, commercial sexual exploitation of a minor or commercial sexual exploitation of a person with a mental disability under Title 17-A, section 855 and the violation of criminal law was the direct result of sex trafficking or sexual exploitation.

Sec. 5. 5 MRSA §3360-I, first ¶, as amended by PL 2025, c. 387, §1 and c. 528, §1, is further amended to read:

As part of the sentence or fine imposed, the court shall impose an assessment of \$70 on any person convicted of murder, a Class A crime, a Class B crime or a Class C crime and \$40 on any person convicted of a Class D crime or a Class E crime, except that the court shall impose an assessment of \$6,000 on any person convicted of aggravated sex trafficking as described in Title 17-A, section 852, an assessment of \$3,000 on any person convicted of sex trafficking as described in Title 17-A, section 853, an assessment of \$1,000 on any person for the first conviction and \$2,000 for each subsequent conviction of engaging a person for prostitution as described in Title 17-A, section 853-B, an assessment of \$1,000 on any person for the first conviction and \$2,000 for each subsequent conviction of soliciting a child for commercial sexual exploitation as described in Title 17-A, section 259-B and an assessment of \$1,000 ~~\$3,000~~ on any person for the first conviction and \$2,000 ~~\$6,000~~ for each subsequent conviction of commercial sexual exploitation of a person with a mental disability as described in Title 17-A, section 855. Notwithstanding any provision of law to the contrary, the court may not waive the imposition of the assessment required by this section. For purposes of collection and collection procedures, this assessment is considered part of the fine. At the time of commitment, the court shall inform the Department of Corrections or the county sheriff of any unpaid balances on assessments owed by the offender to the Victims' Compensation Fund. All funds collected as a result of these assessments or transferred in accordance with Title 34-A, section 1214-C, subsection 5 accrue to the Victims' Compensation Fund.

Sec. 6. Effective date. This Act takes effect April 1, 2027.

Effective April 1, 2027.

CHAPTER 697

S.P. 893 - L.D. 2192

An Act Regarding School Employee Investigations

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

Whereas, this legislation directs the Department of Education to convene a working group to further examine the issue of investigations into the conduct of school employees and determine whether additional procedures are necessary; and

Whereas, the working group must begin its work before the 90-day period expires in order that the work may be completed and a report submitted in time for submission to the next legislative session; and

Whereas, schools will benefit from timely receipt of information related to procedures for employee investigations; and

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

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

Sec. 1. 20-A MRSA §13025, as amended by PL 2023, c. 643, Pt. Z, §2, is further amended to read:

§13025. Investigations

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

B. "Covered investigation" means an investigation by a school entity into the conduct of a ~~holder of a credential~~ school employee that a school entity has a reasonable expectation would affect the ~~credential holder's~~ school employee's employment or contracted service because the alleged conduct involves alcohol; illegal drugs; physical abuse; emotional abuse; inappropriate contact between a ~~credential holder~~ school employee and a student; or a school employee and another school employee; harassment as described in Title 5, chapter 337-A; sexual assault as described in Title 17-A, chapter 11; stalking as described in Title 17-A, section 210-A; sexual exploitation of a minor as described in Title 17-A, chapter 12; or similar behavior that endangers the health, safety or welfare of a student or another school employee.

B-1. "School employee" means any person employed by a school, including, but not limited to, a credential holder, who is subject to the requirements of section 6103.

C. "School entity" means an approved private school, school administrative unit, public charter school, education service center, school in the unorganized territory or school operated by the State.

2. Subpoenas. When conducting an investigation relating to the credentialing of personnel under chapter 501 and this chapter and rules of the state board, the