

# MAINE STATE LEGISLATURE

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**MAJORITY**

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**STATE OF MAINE  
SENATE  
130TH LEGISLATURE  
FIRST SPECIAL SESSION**

COMMITTEE AMENDMENT "A" to S.P. 544, L.D. 1688, "An Act To Improve Consistency within the Maine Human Rights Act"

Amend the bill by striking out the title and substituting the following:

**'An Act To Improve Consistency in Terminology and within the Maine Human Rights Act'**

Amend the bill by inserting after section 22 the following:

**'Sec. 23. 5 MRSA §4684-A**, as enacted by PL 1993, c. 379, §1, is amended to read:

**§4684-A. Civil rights**

For purposes of this chapter and Title 17, section 2931, a person has the right to engage in lawful activities without being subject to physical force or violence, damage or destruction of property, trespass on property or the threat of physical force or violence, damage or destruction of property or trespass on property motivated by reason of race, color, religion, sex, ancestry, national origin, physical or mental disability or sexual orientation or gender identity.

**Sec. 24. 5 MRSA §17057, sub-§5, ¶B**, as enacted by PL 2011, c. 449, §2, is amended by amending subparagraph (5) to read:

(5) Personal information pertaining to the employee's race, color, religion, sex, national origin, ancestry, age, physical disability, mental disability, marital status and sexual orientation and gender identity; social security number; personal contact information as provided in Title 1, section 402, subsection 3, paragraph O; and personal employment choices pertaining to elected payroll deductions, deferred compensation, savings plans, pension plans, health insurance and life insurance; and

**Sec. 25. 14 MRSA §1202-A**, as corrected by RR 2017, c. 1, §6, is amended to read:

**§1202-A. Prohibition of discrimination**

**COMMITTEE AMENDMENT**

1 A citizen may not be excluded from jury service in this State on account of race, color,  
2 religion, sex, sexual orientation as defined in Title 5, section 4553, subsection 9-C, gender  
3 identity, national origin, ancestry, economic status, marital status, age or physical handicap,  
4 except as provided in this chapter.

5 **Sec. 26. 17-A MRSA §1501, sub-§8, ¶B**, as enacted by PL 2019, c. 113, Pt. A,  
6 §2, is amended to read:

7 B. The selection by the person of the victim or of the property that was damaged or  
8 otherwise affected by the crime because of the race, color, religion, sex, ancestry,  
9 national origin, physical or mental disability, sexual orientation, gender identity or  
10 homelessness of the victim or of the owner or occupant of that property; and

11 **Sec. 27. 20-A MRSA §2404, sub-§3**, as enacted by PL 2011, c. 414, §5, is amended  
12 to read:

13 **3. Discrimination prohibited.** A public charter school may not discriminate on the  
14 basis of race, ethnicity, national origin, religion, gender, sexual orientation, gender identity,  
15 income level, disabling condition, proficiency in the English language or academic or  
16 athletic ability, except that nothing in this subsection may be construed to limit the  
17 formation of a public charter school that is dedicated to focusing education services on at-  
18 risk pupils, students with disabilities and students who pose such severe disciplinary  
19 problems that they warrant a specific education program.

20 **Sec. 28. 20-A MRSA §2412, sub-§4, ¶A**, as enacted by PL 2011, c. 414, §5, is  
21 amended to read:

22 A. A public charter school may not discriminate against any person on the basis of  
23 race, color, sex, sexual orientation, gender identity, physical or mental disability,  
24 religion, age, ancestry or national origin or on any other basis that would be unlawful  
25 if done by a noncharter public school.

26 **Sec. 29. 24-A MRSA §6910, sub-§3, ¶B**, as corrected by RR 2003, c. 1, §22, is  
27 amended by amending subparagraph (2) to read:

28 (2) Providers contracting with a carrier contracted to provide coverage to plan  
29 enrollees do not refuse to provide services to a plan enrollee on the basis of health  
30 status, medical condition, previous insurance status, race, color, creed, age,  
31 national origin, citizenship status, gender, sexual orientation, gender identity,  
32 disability or marital status. This subparagraph may not be construed to require a  
33 provider to furnish medical services that are not within the scope of that provider's  
34 license; and

35 **Sec. 30. 25 MRSA §1544, 2nd ¶**, as amended by PL 2001, c. 399, §6, is further  
36 amended to read:

37 The bureau shall establish a category for abuse by adults of family or household  
38 members, a category for cruelty to animals and a category for crimes that manifest evidence  
39 of prejudice based on race, religion, disability, sexual orientation, gender identity or  
40 ethnicity that are supplementary to its other reported information. The bureau shall  
41 prescribe the information to be submitted in the same manner as for all other categories of  
42 the uniform crime reports.

