

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-NINTH LEGISLATURE

FIRST SPECIAL SESSION

August 26, 2019

SECOND REGULAR SESSION

January 8, 2020 to March 17, 2020

**THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION**

NON-EMERGENCY LAWS IS

NOVEMBER 25, 2019

**THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION**

NON-EMERGENCY LAWS IS

JUNE 16, 2020

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

**Augusta, Maine
2020**

I. Ordering the payment of temporary support for the dependent party or for a child in the dependent party's custody in accordance with chapter 63, or both, when there is a legal obligation to support that dependent party or that child, or both;

J. Ordering the payment of temporary support payments to the State as provided in chapters 63 and 67;

K. Ordering payment of monetary relief to the plaintiff for losses suffered as a result of the defendant's conduct. Monetary relief includes but is not limited to loss of earnings or support, reasonable expenses incurred for personal injuries or property damage, transitional living expenses and reasonable moving expenses. Upon the motion of either party, for sufficient cause, the court may set a later hearing on the issue of the amount of monetary relief, if any, to be awarded. Nothing in this paragraph may be construed to limit the court's discretion to enter any of the other available relief under this chapter, and does not preclude a plaintiff from seeking monetary relief through other actions as permissible by law;

L. Ordering the defendant to pay court costs or reasonable attorney's fees;

L-1. Ordering the plaintiff to pay court costs or reasonable attorney's fees, or both, only if a judgment is entered against the plaintiff after a hearing in which both the plaintiff and the defendant are present and the court finds that the complaint is frivolous;

M. Entering any other orders determined necessary or appropriate in the discretion of the court;

N. Directing the care, custody or control of any animal owned, possessed, leased, kept or held by either party or a minor child residing in the household;

O. With regard to conduct described as aggravated sex trafficking or sex trafficking as described in Title 17-A, section 852 or 853, respectively, entering any other orders determined necessary or appropriate in the discretion of the court, including, but not limited to, requiring the defendant to pay economic damages related to the return or restoration of the plaintiff's passport or other immigration document and any debts of the plaintiff arising from the trafficking relationship;

P. With respect to unauthorized dissemination of certain private images as described in Title 17-A, section 511-A, entering any orders determined necessary or appropriate in the discretion of the court, including but not limited to ordering the defendant to pay costs associated with removal, destruction or return of the private images; or

Q. With respect to unauthorized dissemination of certain private images as described in Title 17-A, section 511-A, ordering the defendant to remove, destroy or return or to direct the removal, destruction or return of the private images, ordering the defendant to cease the dissemination of the private images and prohibiting the defendant from disseminating the private images.

If the court enjoins the defendant under this subsection and the enjoined conduct constitutes harassment under Title 17-A, section 506-A, the court shall include in the order a warning in conformity with Title 17-A, section 506-A.

See title page for effective date.

**CHAPTER 575
H.P. 1348 - L.D. 1882**

**An Act To Provide
Noncommercial Lobster and
Crab Fishing Licenses and
Scallop Licenses to Disabled
Veterans at No Cost**

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

Sec. 1. 12 MRSA §6421, sub-§7-B, ¶Q, as enacted by PL 2017, c. 284, Pt. EEEEE, §3, is amended to read:

Q. For a noncommercial lobster and crab fishing license, \$60, except as provided in subsection 7-D; and

Sec. 2. 12 MRSA §6421, sub-§7-D is enacted to read:

7-D. Qualified resident disabled veteran; fee waived. Notwithstanding subsection 7-B, there is no fee for a noncommercial lobster and crab fishing license issued to a qualified resident disabled veteran. For the purposes of this subsection, "qualified resident disabled veteran" means a person who:

A. Was honorably discharged from the Armed Forces of the United States, the National Guard or the Reserves of the United States Armed Forces;

B. Has a service-connected disability evaluated at 50% or more; and

C. Is a resident of the State.

In order to receive a noncommercial lobster and crab fishing license at no cost, an applicant must provide satisfactory evidence that the applicant is a qualified resident disabled veteran.

Sec. 3. 12 MRSA §6703, sub-§4, as amended by PL 2009, c. 213, Pt. G, §19, is further amended to read:

4. **Fee.** The fee for a noncommercial scallop license is \$18, except as provided in subsection 4-A.

Sec. 4. 12 MRSA §6703, sub-§4-A is enacted to read:

4-A. Qualified resident disabled veteran; fee waived. Notwithstanding subsection 4 and section 6729, subsection 1, paragraph D, there is no fee or license surcharge for a noncommercial scallop license issued to a qualified resident disabled veteran. For the purposes of this subsection, "qualified resident disabled veteran" means a person who:

A. Was honorably discharged from the Armed Forces of the United States, the National Guard or the Reserves of the United States Armed Forces;

B. Has a service-connected disability evaluated at 50% or more; and

C. Is a resident of the State.

In order to receive a noncommercial scallop license at no cost, an applicant must provide satisfactory evidence that the applicant is a qualified resident disabled veteran.

Sec. 5. 12 MRSA §6729, sub-§1, ¶D, as amended by PL 2009, c. 561, §25, is further amended to read:

D. For a noncommercial scallop license, \$40, except as provided in section 6703, subsection 4-A; and

See title page for effective date.

**CHAPTER 576
S.P. 648 - L.D. 1896**

**An Act To Amend the Laws
Governing Thermal Renewable
Energy Credits**

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

Sec. 1. 35-A MRSA §3210, sub-§3-C, as enacted by PL 2019, c. 477, §1, is amended to read:

3-C. Portfolio requirements; thermal renewable energy credits. Each competitive electricity provider must, in addition to meeting the other portfolio requirements of subsections 3, 3-A and 3-B, demonstrate in a manner satisfactory to the commission that it has purchased thermal renewable energy credits in an amount at least equal to the following percentages of its portfolio of supply sources for retail electricity sales in this State other than to customers who have made an election pursuant to subsection 10 that is in effect with respect to this subsection:

A. For calendar year 2021, 0.4%;

B. For calendar year 2022, 0.8%;

C. For calendar year 2023, 1.2%;

D. For calendar year 2024, 1.6%;

E. For calendar year 2025, 2%;

F. For calendar year 2026, 2.4%;

G. For calendar year 2027, 2.8%;

H. For calendar year 2028, 3.2%;

I. For calendar year 2029, 3.6%; and

J. For calendar year 2030, and each year thereafter, 4%.

Retail electricity sales pursuant to a supply contract or standard-offer service arrangement executed by a competitive electricity provider that is in effect on September 19, 2019 are exempt from the requirements of this subsection until the end date of the existing term of the supply contract or standard-offer service arrangement.

See title page for effective date.

**CHAPTER 577
S.P. 652 - L.D. 1900**

**An Act To Amend the Laws
Governing Motor Vehicle
Child Restraint Systems To
Allow Certain Exceptions**

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

Sec. 1. 29-A MRSA §2081, sub-§1, ¶A-4 is enacted to read:

A-4. "Child passenger safety technician with special needs training" means a person certified by a national child passenger safety certification program using a curriculum approved by the National Highway Traffic Safety Administration to provide instruction in the use of child restraint systems who also has special needs training provided by that program.

Sec. 2. 29-A MRSA §2081, sub-§2-A, as enacted by PL 2019, c. 299, §2, is amended to read:

2-A. Children under 2 years of age. When a child who is less than 2 years of age is being transported in a motor vehicle that is required by the United States Department of Transportation to be equipped with seat belts, the operator shall ensure that the child is properly secured in a rear-facing child restraint system or convertible child restraint system properly secured in the rear-facing position in accordance with the child restraint system manufacturer's instructions and the vehicle manufacturer's instructions, except if the child is in