

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTIETH LEGISLATURE

FIRST REGULAR SESSION
December 2, 2020 to March 30, 2021

FIRST SPECIAL SESSION
April 28, 2021 to July 19, 2021

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 29, 2021

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
OCTOBER 18, 2021

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

Augusta, Maine
2021

1. ~~Off-premise~~ Off-premises catering license for sale of liquor off-premise off premises. Class A restaurants, Class A lounges, Class A restaurant/lounges, hotels, bed and breakfasts ~~and~~ clubs, auditoriums, civic auditoriums and performing arts centers licensed to sell spirits, wine and malt liquor may apply for an additional license to conduct off-premises catering of spirits, wine and malt liquor at planned events or gatherings to be held at locations other than the licensee's premises under this section.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 25, 2021.

authorized in the federal American Rescue Plan Act of 2021.

FEDERAL EXPENDITURES FUND - ARP	2020-21	2021-22	2022-23
All Other	\$500	\$50,000,000	\$500
FEDERAL EXPENDITURES FUND - ARP TOTAL	\$500	\$50,000,000	\$500

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 25, 2021.

CHAPTER 77

S.P. 552 - L.D. 1697

An Act To Establish a Homeowner Assistance Fund Program and Provide for the Distribution of Funds

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

Whereas, the federal American Rescue Plan Act of 2021, Public Law 117-2, provides funding for the Homeowner Assistance Fund; and

Whereas, amounts identified for the Homeowner Assistance Fund will be provided to the State for distribution before the expiration of the 90 days; and

Whereas, according to the federal American Rescue Plan Act of 2021, the funds are intended to prevent mortgage delinquencies and defaults, foreclosures, loss of utilities or home energy services and displacements of homeowners experiencing financial hardship; 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. Appropriations and allocations. The following appropriations and allocations are made.

PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF

American Rescue Plan Act of 2021 - Homeowner Assistance Fund N375

Initiative: Provides one-time allocations necessary to distribute funds from the Homeowner Assistance Fund

CHAPTER 78

H.P. 1263 - L.D. 1700

An Act To Provide Allocations for the Administration of State Fiscal Recovery Funds

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

Whereas, the federal American Rescue Plan Act of 2021, Public Law 117-2, establishes the State Fiscal Recovery Fund; and

Whereas, the State Fiscal Recovery Fund will be used to provide funds to the State to respond to the COVID-19 public health emergency and to its negative economic effects, including by providing assistance to households and small and nonprofit businesses, aid to affected industries, such as tourism, travel and hospitality, and assistance to workers performing essential work during the COVID-19 pandemic; and

Whereas, funding is needed to ensure the proper coordination, processing, tracking, reporting, reconciling, compliance, auditing and program guidance monitoring and summarizing of the funds from the State Fiscal Recovery Fund; 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. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

American Rescue Plan Audit, Controller and Program Management

Initiative: Provides one-time allocations necessary to support all aspects of financial management oversight of funds from the State Fiscal Recovery Fund established in the federal American Rescue Plan Act of 2021, Public Law 117-2, including state discretionary and direct funds as well as the local passthrough funds authorized in the federal American Rescue Plan Act of 2021.

FEDERAL EXPENDITURES FUND – AMERICAN RESCUE PLAN STATE FISCAL RECOVERY	2020-21	2021-22	2022-23
All Other	\$1,000,000	\$2,000,000	\$0
FEDERAL EXPENDITURES FUND – AMERICAN RESCUE PLAN STATE FISCAL RECOVERY TOTAL	\$1,000,000	\$2,000,000	\$0

ECONOMIC AND COMMUNITY DEVELOPMENT, DEPARTMENT OF

American Rescue Plan Economic, Workforce and Innovation

Initiative: Provides one-time allocations for preliminary program, metrics and assessment tool development for economic development, innovation and workforce programs.

FEDERAL EXPENDITURES FUND – AMERICAN RESCUE PLAN STATE FISCAL RECOVERY	2020-21	2021-22	2022-23
All Other	\$800,000	\$800,000	\$0
FEDERAL EXPENDITURES FUND – AMERICAN RESCUE PLAN STATE FISCAL RECOVERY TOTAL	\$800,000	\$800,000	\$0

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 25, 2021.

**CHAPTER 79
S.P. 239 - L.D. 600**

An Act To Require Insurance Coverage for Certified Midwife Services

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

Sec. 1. 24 MRSA §2332-K, as amended by PL 2003, c. 517, Pt. B, §8, is further amended to read:

§2332-K. Coverage for services of certified nurse practitioners; certified midwives; certified nurse midwives

1. Required coverage for services upon referral of primary care provider. A nonprofit hospital or a medical service organization that issues individual and group health care contracts shall provide coverage under those contracts for services performed by a certified nurse practitioner, certified midwife or certified nurse midwife to a patient who is referred to the certified nurse practitioner, certified midwife or certified nurse midwife by a primary care provider when those services are within the lawful scope of practice of the certified nurse practitioner, certified midwife or certified nurse midwife.

2. Required coverage for self-referred services. With respect to individual and group health care contracts that do not require the selection of a primary care provider, a nonprofit hospital or medical service organization shall provide coverage under those contracts for services performed by a certified nurse practitioner, certified midwife or certified nurse midwife when those services are covered services and when they are within the lawful scope of practice of the certified nurse practitioner, certified midwife or certified nurse midwife.

3. Limits; coinsurance; deductibles. Any contract that provides coverage for services under this section may contain provisions for maximum benefits and coinsurance and reasonable limitations, deductibles and exclusions to the extent that these provisions are not inconsistent with the requirements of this section.

4. Application. The requirements of this section apply to all policies, contracts and certificates executed, delivered, issued for delivery, continued or renewed in this State. For purposes of this section, all contracts are deemed to be renewed no later than the next yearly anniversary of the contract date.

Sec. 2. 24-A MRSA §2757, as reallocated by RR 1999, c. 1, §32, is amended to read:

§2757. Coverage for services of certified nurse practitioners; certified midwives; certified nurse midwives