

# 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.**

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**Augusta, Maine**  
**2021**

Initiative: Allocates funds for technology-related costs associated with establishing one half-time Regulatory Health Compliance position to manage the anticipated increase in workload associated with the regulation of pharmacists' authority to dispense HIV prevention drugs.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2021-22</b>	<b>2022-23</b>
All Other	\$2,729	\$3,347
OTHER SPECIAL REVENUE FUNDS TOTAL	\$2,729	\$3,347

**Licensing and Enforcement 0352**

Initiative: Allocates funds for one half-time Regulatory Health Compliance position to manage the anticipated increase in workload associated with the regulation of pharmacists' authority to dispense HIV prevention drugs.

<b>OTHER SPECIAL REVENUE FUNDS</b>	<b>2021-22</b>	<b>2022-23</b>
POSITIONS - LEGISLATIVE COUNT	0.500	0.500
Personal Services	\$35,328	\$49,424
All Other	\$5,782	\$2,904
OTHER SPECIAL REVENUE FUNDS TOTAL	\$41,110	\$52,328

**PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF DEPARTMENT TOTALS**

	<b>2021-22</b>	<b>2022-23</b>
OTHER SPECIAL REVENUE FUNDS	\$43,839	\$55,675
DEPARTMENT TOTAL - ALL FUNDS	\$43,839	\$55,675

See title page for effective date.

**CHAPTER 266  
H.P. 848 - L.D. 1170**

**An Act Regarding  
Unauthorized Possession of a  
Firearm in a Correctional  
Facility or Jail**

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

**Sec. 1. 17-A MRSA §1059** is enacted to read:

**§1059. Unauthorized possession of a firearm in a correctional facility or jail**

**1. A person is guilty of unauthorized possession of a firearm in a correctional facility or jail if that person**

**in fact possesses a firearm in a correctional facility or jail or on the premises of the correctional facility or jail.**

**2. This section does not apply to:**

**A. A law enforcement officer, a corrections officer or a corrections supervisor engaged in the performance of the law enforcement officer's, corrections officer's or corrections supervisor's public duty;**

**B. An employee of a courier or security service in the course and scope of employment for the courier or security service, as approved by the chief administrative officer of the correctional facility or the jail administrator; or**

**C. A person who has stored a firearm out of sight in a locked motor vehicle that is on the premises of a correctional facility or jail.**

**3. It is not a defense to a prosecution under this section that the person holds a valid permit to carry a concealed handgun issued under Title 25, chapter 252.**

**4. Unauthorized possession of a firearm in a correctional facility or jail is a Class D crime.**

**5. For the purposes of this section, "chief administrative officer" and "correctional facility" have the same meanings as in Title 34-A, section 1001, subsections 1 and 6, respectively, and "jail" means a county or regional jail.**

See title page for effective date.

**CHAPTER 267  
H.P. 849 - L.D. 1171**

**An Act To Curtail No-knock  
Warrants**

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

**Sec. 1. 15 MRSA §57** is enacted to read:

**§57. Restriction on no-knock warrants; requirements for no-knock warrants**

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

**A. "Law enforcement officer" or "officer" has the same meaning as in Title 25, section 2801-A, subsection 5.**

**B. "No-knock warrant" means a warrant that authorizes execution of the warrant without the law enforcement officer first announcing the authority for the execution of the warrant and the purpose for which the warrant was issued. Any warrant is a no-knock warrant if it is executed without waiting at least 20 seconds after the announcement of authority and purpose before making entry.**