

# 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**

**5. Judicial notice.** It is the intent of the Legislature that the acts, records and proceedings under this section receive full faith and credit in the courts of the United States and other states.

**Sec. 2. Secretary of State guidance.** The Secretary of State shall, using existing budgeted resources or available grants or other funding sources, provide guidance consistent with this Act and protect the integrity of the remote notarization process.

**Sec. 3. Secretary of State remote and online notarization study.** The Secretary of State shall conduct a study on remote and online notarization and develop recommendations for permanently implementing remote and online notarization in this State. In conducting the study under this section, the Secretary of State shall seek input from a Maine association of real estate agents and the Maine State Bar Association, Maine Bankers Association, Maine Credit Union League, Legal Services for the Elderly, Maine Registers of Deeds Association, Maine Real Estate and Development Association, Uniform Law Commission, Maine Probate and Trust Law Advisory Commission and others.

**Sec. 4. Report; legislation.** By February 1, 2022, the Secretary of State shall submit a report, including recommended legislation, based on the study in section 3, as well as any other recommendations related to the Revised Uniform Law on Notarial Acts to the Joint Standing Committee on Judiciary. The report must include a plan to implement the recommendations including a deadline for implementation. The Joint Standing Committee on Judiciary may submit legislation related to the report to the Second Regular Session of the 130th Legislature.

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

Effective June 23, 2021.

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**CHAPTER 338**

**S.P. 309 - L.D. 957**

**An Act To Authorize  
Expanded Deferred Disposition  
Requirements**

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

**Sec. 1. 17-A MRSA §1902, sub-§1,** as enacted by PL 2019, c. 113, Pt. A, §2, is amended to read:

**1. Authority of court to order deferment and impose requirements; administrative supervision fee.** Following the acceptance of a plea of guilty for a crime for which a person is eligible for a deferred dis-

position under section 1901, the court may order sentencing deferred to a date certain or determinable and impose requirements upon the person, to be in effect during the period of deferment, considered by the court to be reasonable and appropriate to assist the person to lead a law-abiding life. The court-imposed deferment requirements may include a requirement that the person participate for a specified number of days in a program run by a county sheriff that may involve overnight housing, community service work and education. The court-imposed deferment requirements must include a requirement that the person refrain from criminal conduct and may include a requirement that the person pay to the appropriate county an administrative supervision fee of not more than \$50 per month, as determined by the court, for the term of the deferment. In determining the amount of the fee, the court shall take into account the financial resources of the person and the nature of the burden its payment imposes. In exchange for the deferred sentencing, the person shall abide by the court-imposed deferment requirements. Unless the court orders otherwise, the requirements are immediately in effect.

**Sec. 2. 30-A MRSA §1606, sub-§1,** as amended by PL 2011, c. 506, §1, is further amended to read:

**1. Participation in public works projects authorized.** The sheriff in charge of a county jail, or the sheriff of a county that shares a regional jail with other counties, may permit certain inmates of that jail, as well as others required to do so pursuant to Title 17-A, section 1902, subsection 1, to participate in public works-related projects or in the improvement of property owned by charitable organizations in that county or another county. A project or improvement must be supervised by the sheriff of the county in which the project or improvement is being conducted. The sheriff may request payment from charitable organizations for the transportation of the prisoners and for the transportation and per diem compensation for any guards who accompany the prisoners. For the purposes of this section, "charitable organization" means any nonprofit organization organized or incorporated in this State or having a principal place of business in this State that is exempt from federal income taxation under the United States Internal Revenue Code of 1986, Section 501(a), because the nonprofit organization is described in the United States Internal Revenue Code of 1986, Section 501(c)(3).

See title page for effective date.

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