

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND THIRTIETH LEGISLATURE**

**SECOND SPECIAL SESSION**  
**September 29, 2021**

**SECOND REGULAR SESSION**  
**January 5, 2022 to May 9, 2022**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**DECEMBER 29, 2021**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**AUGUST 8, 2022**

**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**  
**2022**

~~or of the county treasurer~~ shall give notice thereof to the treasurer of any delinquent municipality, and unless such tax ~~shall be~~ is paid within 60 days, the ~~Treasurer of State or of the county treasurer~~ may issue ~~his~~ a warrant to the sheriff of the county, returnable in 90 days, requiring ~~him~~ the sheriff to levy by distress and sale upon the real and personal property of any of the inhabitants of the municipality. The sheriff or ~~his~~ the sheriff's deputy shall execute such warrants, observing the regulations provided for satisfying warrants against delinquent collectors prescribed by sections 803, 896 and 897.

**Sec. B-6. 36 MRSA §943, 5th ¶,** as amended by PL 1993, c. 422, §7, is further amended to read:

The municipal treasurer shall notify the party named on the tax lien mortgage and each record holder of a mortgage on the real estate not more than 45 days nor less than 30 days before the foreclosing date of the tax lien mortgage, in a writing signed by the treasurer or bearing the treasurer's facsimile signature and left at the holder's last and usual place of abode or sent by certified mail, return receipt requested, to the holder's last known address, of the impending automatic foreclosure and indicating the exact date of foreclosure. For sending this notice, the municipality is entitled to receive \$3 plus all certified mail, return receipt requested, fees. These costs must be added to and become a part of the tax. If notice is not given in the time period specified in this section to the party named on the tax lien mortgage or to any record holder of a mortgage, the person not receiving timely notice may redeem the tax lien mortgage until 30 days after the treasurer does provide notice in the manner specified in this section.

See title page for effective date.

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## CHAPTER 532

### H.P. 1312 - L.D. 1761

#### **An Act To Amend the Inspection Requirement for Facilities for Children and Adults with a National Accreditation**

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

**Sec. 1. 22 MRSA §7801, sub-§6,** as enacted by PL 2011, c. 145, §2, is amended to read:

**6. National accreditation.** A person, firm, corporation or association operating a program or facility described under subsection 1 that receives and maintains accreditation from a national accrediting body approved by the department ~~must~~ may be ~~deemed~~ determined by the department to be in compliance with comparable state licensing rules upon its submission to the department of written evidence of compliance including, but

not limited to, national accreditation approval, reports, findings and responses. The department may review compliance under this subsection in response to a complaint against the program or facility.

See title page for effective date.

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## CHAPTER 533

### H.P. 1313 - L.D. 1762

#### **An Act To Amend the Law Regarding Expiration of Disability Plates and Placards and Fees for Recycler Licenses**

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

**Sec. 1. 29-A MRSA §521, sub-§5, ¶B,** as enacted by PL 2013, c. 496, §10, is amended to read:

B. When the Secretary of State determines the disability to be permanent from the application, ~~the disability plate or placard expires upon the expiration date of that person's driver's license or non-driver identification card issued by this State. The~~ the applicant is not required to continue to provide proof of disability upon renewal of the applicant's disability plate or placard. A disability plate or placard issued with a determination pursuant to this paragraph may be renewed for a period not to exceed 6 years. The Secretary of State may adopt rules to implement this paragraph. Rules adopted pursuant to this paragraph are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

**Sec. 2. 29-A MRSA §1105, sub-§2,** as amended by PL 1997, c. 437, §28, is further amended to read:

**2. License fee.** The fee for the issuance or renewal of a license is \$150. ~~A business licensed under this Title as a new car dealer, used car dealer or equipment dealer is exempt from this fee.~~

See title page for effective date.

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## CHAPTER 534

### H.P. 1316 - L.D. 1765

#### **An Act To Support Child Care for Working Families**

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

**Sec. 1. 22 MRSA §3762, sub-§8, ¶C,** as amended by PL 2009, c. 291, §6, is further amended to read:

C. The department shall make available transitional child care services to families who lose eligibility for TANF as a result of increased earnings or an increase in the number of hours worked. The department shall make available transitional child care services to families who lose eligibility for TANF as a result of increased earnings or an increase in the number of hours worked and whose gross income is equal to or less than 250% of the federal poverty guidelines. The department may also make transitional child care services available to families in which one or both adults are working and who, although they remain financially eligible for TANF benefits, request that their benefits be terminated. The family shall pay a premium of ~~2%~~ 10%, which may be waived but may not exceed 10% of gross income, based on the family's gross income compared to the federal poverty level in accordance with rules adopted by the department. Parents must have a choice of child care within the rate established by the department.

See title page for effective date.

## CHAPTER 535

H.P. 1320 - L.D. 1769

### An Act To Align the Child and Family Services and Child Protection Act with Federal Law

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

**Sec. 1. 22 MRSA §4037-A, sub-§1**, as enacted by PL 2011, c. 402, §5, is amended to read:

**1. Extended care requirements.** A person who is 18, 19 or 20 years of age and who attained 18 years of age while in the care and custody of the State department may continue to receive care and support if the person:

- A. Is enrolled in secondary school or its equivalent or is enrolled in postsecondary or career and technical school;
- B. Is participating in a program or activity that promotes employment or removes barriers to employment;
- C. Is employed for at least 80 hours per month; or
- D. Is found to be in special circumstances, including but not limited to being incapable of qualifying under paragraphs A to C due to a documented medical or behavioral health condition.

See title page for effective date.

## CHAPTER 536

H.P. 1330 - L.D. 1779

### An Act To Protect Election Integrity by Regulating Possession of Ballots and Voting Machines and Devices

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

**Sec. 1. 21-A MRSA §698, sub-§2-A**, as amended by PL 2019, c. 371, §§23 and 24, is further amended by amending the first blocked paragraph to read:

The sealed tamper-proof ballot security containers of used ballots must remain sealed for at least 2 months after the election, unless the Secretary of State authorizes the clerk to open the containers prior to that date. After 2 months, the clerk shall open the containers in the presence of one or more witnesses and transfer the ballots to other containers for the remainder of the retention period described in section 23. The new containers must be securely sealed. Except as expressly authorized in this Title, rules adopted under this Title or other applicable state or federal law, the ballot security containers of state election materials and the ballot security containers of municipal election materials must remain sealed and in the possession, custody and control of the clerk until the contents of the containers are destroyed in accordance with section 23.

**Sec. 2. 21-A MRSA §698, sub-§2-B**, as amended by PL 2001, c. 310, §46, is further amended to read:

**2-B. Unused ballots placed in containers.** At the close of the polls, all unused, unsealed absentee and regular ballots must be canceled by a physical mark unless all ballots are used in the course of the election. All sealed ballots must remain sealed. All unused ballots, including both the unsealed and the sealed ballots, must be placed in the containers in which the regular ballots were delivered. The containers containing the unused ballots must be clearly marked to indicate that the containers contain unused ballots. These ballots must be stored separately from the used ballots. Except as expressly authorized in this Title, rules adopted under this Title or other applicable state or federal law, the containers containing the unused ballots must remain sealed and in the possession, custody and control of the clerk until the unused ballots are destroyed in accordance with section 23.

**Sec. 3. 21-A MRSA §737-A, first ¶**, as amended by PL 2019, c. 371, §28, is further amended to read:

Once a recount is requested for an election for the office of State Senator or State Representative or for a county office that does not encompass more than one