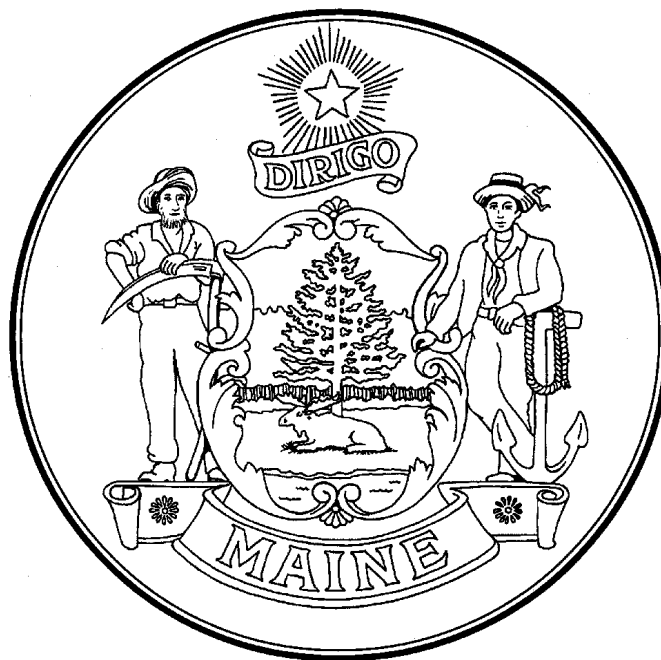


MAINE STATE LEGISLATURE

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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.

Augusta, Maine
2022

B. For 25 halibut tags, \$100.

The commissioner shall deposit fees collected pursuant to this subsection in the Halibut Fund established under section 6039.

Sec. 6. Appropriations and allocations. The following appropriations and allocations are made.

**MARINE RESOURCES, DEPARTMENT OF
Bureau of Marine Science 0027**

Initiative: Provides allocations for expenditures related to halibut research and for the implementation of management measures needed for the halibut fishery.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$0	\$48,500
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$48,500

Sec. 7. Effective date. That section of this Act that amends the Maine Revised Statutes, Title 12, section 6501, subsection 6 takes effect January 1, 2023.

See title page for effective date, unless otherwise indicated.

CHAPTER 628

H.P. 1350 - L.D. 1817

**An Act To Allow the State's
Adult Use Marijuana Tracking
System To Track Plants and
Products by Group**

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

Sec. 1. 28-B MRSA §105, as enacted by PL 2017, c. 409, Pt. A, §6, is amended to read:

§105. Tracking system

The department shall implement and administer a system, referred to in this section as "the tracking system," for the tracking of marijuana plants, adult use marijuana and adult use marijuana products from immature marijuana plant to the point of retail sale, disposal or destruction. The tracking system must allow for marijuana plants at the stage of cultivation and upon transfer from the stage of cultivation to another licensee to be tracked by group. The department may implement a tracking system that allows adult use marijuana or adult use marijuana products to be tracked by group.

The department shall ensure that the system implemented and administered under this section, whether tracking individually or by group, maintains a detailed record at every stage from immature marijuana plant to the point of retail sale, disposal or destruction.

1. Data submission requirements. The tracking system must allow licensees to submit tracking data for adult use marijuana or adult use marijuana products to the department through manual data entry or through the use of tracking system software commonly used within the marijuana industry as determined by the department.

1-A. Group tracking. Marijuana plants at the same stage of growth that are of the same varietal or cultivar of the plant genus cannabis may be tracked by group if they:

A. Are planted in the same specific area at the same time;

B. Are transplanted to the same specific area at the same time; or

C. Include marijuana plants that were planted in a specific area and marijuana plants that were transplanted to the same specific area.

For marijuana plants that are tracked as a group, a licensee shall designate the square footage of the specific area in which the plants are planted or transplanted. Marijuana plants may not be tracked as a group unless they are intended for harvest as a group.

1-B. Tagging. A licensee shall affix a tag containing the identifying information required by the department by rule to each group of marijuana plants tracked under this section. The department may not require marijuana plants that are being tracked as a group to be individually affixed with a tag during cultivation or transfer to another licensee.

1-C. Group transfers. When a group of marijuana plants tracked under this section is transferred to another licensee, the licensee transferring the group of marijuana plants must provide a manifest that lists every marijuana plant within the group and any other relevant information required by the department by rule.

2. Rules. The department shall adopt rules regarding the implementation and administration of the tracking system and tracking requirements for licensees. Rules adopted under this section must include, but are not limited to, the following:

A. Record-keeping requirements for the tracking of marijuana plants when tracked individually and when tracked by group; and

B. Record-keeping requirements necessary to ensure the department's ability to implement a recall for reasons related to health and safety when tracking marijuana plants individually or by group.

Sec. 2. Report. The Department of Administrative and Financial Services, office of marijuana policy shall conduct a review of the adult use marijuana tracking requirements under the Maine Revised Statutes, Title 28-B, section 105 and evaluate whether the current

tracking system implemented by the department includes the functionality necessary to track marijuana plants, adult use marijuana and adult use marijuana products from immature marijuana plants to the point of retail sale, disposal or destruction in accordance with Title 28-B, section 105. The department shall also review relevant feedback it has previously received regarding the tracking system implemented for the adult use marijuana program, solicit additional feedback from relevant stakeholders and evaluate whether the current tracking system implemented by the department can be used or streamlined in a way that addresses those concerns. No later than January 1, 2023, the department shall submit a report to the joint standing committee of the Legislature having jurisdiction over adult use marijuana matters summarizing its findings and any recommendations based on the reviews required under this section. The joint standing committee of the Legislature having jurisdiction over adult use marijuana matters may report out legislation to the First Regular Session of the 131st Legislature related to the findings and recommendations in the department's report.

See title page for effective date.

CHAPTER 629

H.P. 1389 - L.D. 1879

An Act To Support Law Enforcement Officers, Corrections Officers, E-9-1-1 Dispatchers, Firefighters and Emergency Medical Services Persons Diagnosed with Post-traumatic Stress Disorder

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

Sec. 1. 39-A MRSA §153, sub-§11 is enacted to read:

11. Reports on use of rebuttable presumption. The board shall submit reports containing claims data from claims brought under section 201, subsection 3-A, paragraph B to the joint standing committee of the Legislature having jurisdiction over labor matters in accordance with this subsection.

A. No later than April 1, 2025, the board shall submit to the joint standing committee of the Legislature having jurisdiction over labor matters a report regarding claims brought by corrections officers, as defined in section 328-A, subsection 1, and E-9-1-1 dispatchers, including emergency medical dispatchers, as defined in Title 32, section 85-A, subsection 1, paragraph D. The committee may report out legislation related to the content of the report to the First Regular Session of the 132nd Legislature.

B. No later than January 1, 2027, the board shall submit to the joint standing committee of the Legislature having jurisdiction over labor matters a report regarding claims brought by law enforcement officers, firefighters and emergency medical services persons, as defined in section 328-A, subsection 1. The committee may report out legislation related to the content of the report to the First Regular Session of the 133rd Legislature.

C. No later than January 1, 2032, the board shall submit to the joint standing committee of the Legislature having jurisdiction over labor matters a report regarding claims brought by corrections officers, as defined in section 328-A, subsection 1, and E-9-1-1 dispatchers, including emergency medical dispatchers, as defined in Title 32, section 85-A, subsection 1, paragraph D. The committee may report out legislation related to the content of the report to the Second Regular Session of the 135th Legislature.

The reports must include, to the extent the information is available, an analysis of claims brought under section 201, subsection 3-A, paragraph B for the particular category of employees, as provided in this subsection. The reports must include the portion of those claims that resulted in a settlement or award of benefits and the effect of the claims on costs to the State and its subdivisions. The Department of Administrative and Financial Services, Bureau of Human Resources and the Department of Public Safety shall assist the board in developing the reports, and the board shall seek the input of an association whose membership consists exclusively of counties, municipalities and other political or administrative subdivisions in the development of the report.

This subsection is repealed October 1, 2025.

Sec. 2. 39-A MRSA §201, sub-§3-A, ¶B, as amended by PL 2021, c. 419, §1, is further amended to read:

B. The employee is a law enforcement officer, corrections officer, E-9-1-1 dispatcher, firefighter or emergency medical services person and is diagnosed by an allopathic physician or an osteopathic physician licensed under Title 32, chapter 48 or chapter 36, respectively, with a specialization in psychiatry or a psychologist licensed under Title 32, chapter 56 as having post-traumatic stress disorder that resulted from work stress, that the work stress was extraordinary and unusual compared with that experienced by the average employee and the work stress and not some other source of stress was the predominant cause of the post-traumatic stress disorder, in which case the post-traumatic stress disorder is presumed to have arisen out of and in the course of the worker's employment. This presumption may be rebutted by clear and convincing evidence to the contrary. For purposes of this paragraph, "law enforcement officer," "corrections