

# 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**

OTHER SPECIAL REVENUE	\$0	\$796,000
FUNDS TOTAL		

See title page for effective date.

**CHAPTER 654**  
**S.P. 343 - L.D. 1075**

**An Act To Protect Public  
Lands**

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

**Sec. 1. 12 MRSA §598-C** is enacted to read:

**§598-C. Process for determination of reduction or substantially altered use of designated land**

The Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands shall adopt rules to establish an objective evaluation process for determining if a proposed activity on land designated under this chapter and under the jurisdiction of the bureau would cause the land to be reduced or the uses of the land to be substantially altered. In adopting the rules, the bureau shall observe the requirements relating to designated lands in the Constitution of Maine, Article IX, Section 23 and ensure proper exercise of the bureau's public trust responsibility. These rules must also include provisions for public notice and comment before authorizing any such activity and for determining the appropriate instrument to be used to authorize that activity, including but not limited to whether an easement, lease, license or other instrument should be used. Rules adopted pursuant to this section are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

**CHAPTER 655**  
**S.P. 428 - L.D. 1331**

**An Act To Make Individual  
and Small Group Health  
Insurance More Affordable in  
Certain High-premium  
Counties**

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

**Sec. 1. 24-A MRSA §2736-C, sub-§2, ¶C-1**, as enacted by PL 2011, c. 90, Pt. A, §2, is amended to read:

C-1. A carrier may vary the premium rate due to geographic area in accordance with the limitation set out in this paragraph. For all policies, contracts

or certificates that are executed, delivered, issued for delivery, continued or renewed in this State ~~on or after~~ between July 1, 2012 and December 31, 2023, the rating factor used by a carrier for geographic area may not exceed 1.5. For all policies, contracts or certificates that are executed, delivered, issued for delivery, continued or renewed in this State on or after January 1, 2024, the rating factor used by a carrier for geographic area may not exceed 1.25.

**Sec. 2. 24-A MRSA §2808-B, sub-§2, ¶C-1**, as enacted by PL 2011, c. 90, Pt. A, §7, is amended to read:

C-1. A carrier may vary the premium rate due to geographic area in accordance with the limitation set out in this paragraph. For all policies, contracts or certificates that are executed, delivered, issued for delivery, continued or renewed in this State ~~on or after~~ between October 1, 2011 and December 31, 2023, the rating factor used by a carrier for geographic area may not exceed 1.5. For all policies, contracts or certificates that are executed, delivered, issued for delivery, continued or renewed in this State on or after January 1, 2024, the rating factor used by a carrier for geographic area may not exceed 1.25.

**Sec. 3. Report on effect on health insurance premiums.** No later than December 1, 2023, the Superintendent of Insurance shall report on the difference in premium rates in each geographic rating area used by a carrier in this State between plan year 2023 and the approved premium rates for plan year 2024. The superintendent shall submit the report to the joint standing committee of the Legislature having jurisdiction over health coverage, insurance and financial services matters. The joint standing committee of the Legislature having jurisdiction over health coverage, insurance and financial services matters may report out legislation based on the report to the Second Regular Session of the 131st Legislature in 2024.

See title page for effective date.

**CHAPTER 656**  
**H.P. 1234 - L.D. 1663**

**An Act To Improve Boating  
Safety on Maine Waters**

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

**Sec. 1. 12 MRSA §13001, sub-§6-A** is enacted to read:

**6-A. Boater safety and education course.** "Boater safety and education course" means an online or in-person education course that: