

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.

Augusta, Maine
2021

emergency medical or police services are determined not to be required.

Sec. 2. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

PUBLIC UTILITIES COMMISSION

Emergency Services Communication Bureau 0994

Initiative: Provides a one-time allocation for consulting services.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
All Other	\$100,000	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$100,000</u>	<u>\$0</u>

See title page for effective date.

CHAPTER 30

H.P. 1041 - L.D. 1425

Resolve, To Dedicate a Portion of Route 6 from Lee to Springfield in Honor of Sgt. Blair Emery

Sec. 1. Designate a portion of Route 6 the Sgt. Blair Emery Road. Resolved: That the Department of Transportation shall designate Route 6 in the Town of Lee and the Town of Springfield the Sgt. Blair Emery Road.

See title page for effective date.

CHAPTER 31

S.P. 502 - L.D. 1560

Resolve, Authorizing the State To Convey to the Passamaquoddy Tribe the State's Interest in a Certain Parcel of Land in the Town of Meddybemps

Sec. 1. Authority to convey state land. Resolved: That, notwithstanding any provision of law to the contrary, the State may transfer a certain parcel of land described in section 2 to the Passamaquoddy Tribe, subject to such terms and conditions described in sections 3 to 6.

Sec. 2. Description of land transferred. Resolved: That the land authorized to be conveyed pursuant to this resolve is a parcel of land of approximately 3.2 acres located on the northern side of State Route 191 in Meddybemps, Washington County, described in a

deed recorded in the Washington County Registry of Deeds, Book 2462, Page 212.

Sec. 3. Land subject to terms and conditions. Resolved: That the State may convey the parcel described in section 2 upon such terms and conditions as the Commissioner of Environmental Protection considers appropriate and necessary to ensure access to the property transferred, compliance with encumbrances of record and inclusion of any new restrictions determined necessary by the Department of Environmental Protection or the United States Environmental Protection Agency.

Sec. 4. Land to be transferred as is. Resolved: That the land described in section 2 must be transferred by release deed "as is" with no representations or warranties as to title, subject to any and all terms, conditions, encumbrances, restrictions and liens of record, including those described in section 3.

Sec. 5. Release of liability for historical contamination. Resolved: That the Passamaquoddy Tribe's compliance with the terms, conditions, encumbrances and restrictions described in section 3 releases the Passamaquoddy Tribe of any state environmental contamination claims, including natural resource damage claims, that have or in the future may accrue to the State or its agencies as a result of the historic contamination of the land by parties other than the Passamaquoddy Tribe.

Sec. 6. Repeal. Resolved: That sections 1 to 4 of this resolve are repealed 5 years from its effective date.

See title page for effective date.

CHAPTER 32

S.P. 41 - L.D. 33

Resolve, Directing the Department of Agriculture, Conservation and Forestry To Seek Input from Stakeholders on the State's Hemp Program

Sec. 1. Department of Agriculture, Conservation and Forestry to seek input from stakeholders on the State's hemp program. Resolved: That the Department of Agriculture, Conservation and Forestry shall meet with and seek input from stakeholders on the United States Department of Agriculture Domestic Hemp Production Program requirements. The department shall study and monitor other state hemp programs, including states that are following federal hemp program regulations and states that are not in compliance with federal hemp program regulations. The department shall submit a report with findings and recommendations to the Joint Standing Committee on Agriculture, Conservation and Forestry no later than

December 15, 2021. The joint standing committee may submit a bill to the 130th Legislature relating to the subject matter of the report.

See title page for effective date.

CHAPTER 33

H.P. 111 - L.D. 155

Resolve, Directing the Board of Pesticides Control To Prohibit the Use of Certain Neonicotinoids for Outdoor Residential Use

Sec. 1. Prohibit the use of certain neonicotinoids for outdoor use. Resolved: That, pursuant to the Maine Revised Statutes, Title 7, section 610, the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control shall prohibit the use of any product containing the active ingredient dinotefuran, clothianidin, imidacloprid or thiamethoxam used for application in outdoor residential landscapes such as on lawn, turf or ornamental vegetation. Products used for preserving wood, controlling or treating indoor pests, controlling or treating insects outside around structural foundations and other parts of structures and treating pets, as defined under Title 7, section 712, subsection 16, are specifically exempt from the prohibition under this section. The board shall allow the use of any product containing the active ingredient dinotefuran, clothianidin, imidacloprid or thiamethoxam by certified applicators as defined under Title 22, section 1471-C, subsection 4 on ornamental vegetation to manage emerging invasive insect pests, including but not limited to the Asian long-horned beetle, emerald ash borer and hemlock wooly adelgid in order to safeguard the public health, safety and welfare of the State and to protect the natural resources of the State. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

CHAPTER 34

H.P. 190 - L.D. 274

Resolve, Directing the Maine Health Data Organization To Determine the Best Methods and Definitions To Use in Collecting Data To Better Understand Racial and Ethnic Disparities in the Provision of Health Care in Maine

Sec. 1. Data for racial and ethnic disparities in health care. Resolved: That the Maine Health

Data Organization shall determine the best methods and definitions to use in collecting data to assist in analyzing the origins of racial and ethnic disparities in health care in the State.

Sec. 2. Report. Resolved: That, by January 1, 2022, the Maine Health Data Organization shall submit a report, including suggested legislation, based on its evaluation in section 1 to the Joint Standing Committee on Health Coverage, Insurance and Financial Services. The Joint Standing Committee on Health Coverage, Insurance and Financial Services is authorized to submit legislation related to the report to the Second Regular Session of the 130th Legislature.

See title page for effective date.

CHAPTER 35

H.P. 197 - L.D. 281

Resolve, Directing the Department of Education To Analyze Funding To Address Student Achievement Gaps

Sec. 1. Department of Education to analyze funding to address student achievement gaps. Resolved: That the Department of Education shall

conduct an analysis of current funding that is available through the Essential Programs and Services Funding Act related to student achievement gaps related to race and income.

Sec. 2. Report. Resolved: That the Department of Education shall report to the Joint Standing Committee on Education and Cultural Affairs, no later than January 15, 2022, on the analysis conducted pursuant to section 1, the effectiveness of current funding, any issues identified and any recommendations developed, including suggested legislation. The Joint Standing Committee on Education and Cultural Affairs may submit legislation related to the report to the Second Regular Session of the 130th Legislature.

See title page for effective date.

CHAPTER 36

S.P. 140 - L.D. 313

Resolve, To Advance Career and Technical Education Opportunities in Maine

Sec. 1. Department of Education to convene a work group. Resolved: That the Department of Education shall convene a work group, referred to in this resolve as "the work group," to explore innovative approaches to advancing career and technical education opportunities for middle and high school students.