

# 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**

improvement and shall identify curricula best suited to the needs of the State, its students and school staff.

**Sec. 2. Department to review professional development requirements. Resolved:** That the department shall review all current statewide professional development requirements and shall identify gaps in professional development, areas of strength and areas needing improvement.

**Sec. 3. Report. Resolved:** That the department shall report its findings and recommendations under this resolve to the Joint Standing Committee on Education and Cultural Affairs no later than January 18, 2022. The Joint Standing Committee on Education and Cultural Affairs may report out a bill related to the report to the Second Regular Session of the 130th Legislature.

See title page for effective date.

**CHAPTER 95**

**S.P. 296 - L.D. 882**

**Resolve, To Direct the Office of Marijuana Policy To Convene Stakeholder Meetings Regarding the Maine Medical Use of Marijuana Program**

**Sec. 1. Stakeholder meetings. Resolved:** That the Department of Administrative and Financial Services, through its office of marijuana policy, shall convene meetings with stakeholders within the State's medical marijuana industry to study, review and evaluate any changes or updates that may be necessary to the State's medical use of marijuana program under the Maine Revised Statutes, Title 22, chapter 558-C. The department shall convene meetings with stakeholders representing every aspect of the State's medical marijuana industry, including, but not limited to, registered caregivers, registered dispensaries, marijuana testing facilities, marijuana manufacturing facilities, qualifying patients, municipal representatives, relevant health care professionals and any other relevant stakeholders affected by the Maine Medical Use of Marijuana Act.

**Sec. 2. Report. Resolved:** That the Department of Administrative and Financial Services shall submit a report summarizing its findings and recommendations from the meetings convened under section 1 to the joint standing committee of the Legislature having jurisdiction over medical use of marijuana matters no later than January 1, 2022. The joint standing committee of the Legislature having jurisdiction over medical use of marijuana matters may introduce legislation for presentation to the Second Regular Session of the 130th Legislature based on the findings and recommendations in the report.

See title page for effective date.

**CHAPTER 96**

**H.P. 133 - L.D. 180**

**Resolve, Regarding the Storage of Consumer Fireworks**

**Sec. 1. Stakeholder group. Resolved:** That the State Fire Marshal shall convene a stakeholder group to review federal and state requirements for the storage of consumer fireworks by businesses that sell consumer fireworks. The stakeholder group must be broadly representative and must include individuals who are not affiliated with consumer fireworks businesses and municipal officials from municipalities in which consumer fireworks businesses are located and a representative of the Maine Municipal Association. The State Fire Marshal shall report to the Joint Standing Committee on Criminal Justice and Public Safety by November 1, 2021 regarding the work of the stakeholder group and recommended legislation. The Joint Standing Committee on Criminal Justice and Public Safety may report out legislation to the Second Regular Session of the 130th Legislature regarding the storage of consumer fireworks.

See title page for effective date.

**CHAPTER 97**

**H.P. 998 - L.D. 1364**

**Resolve, To Study Incentives for Residential Fire Sprinkler Systems**

**Sec. 1. Study and recommend incentives for residential fire sprinkler systems. Resolved:** That the State Fire Marshal shall convene a task force to study whether it is feasible and desirable to provide incentives for developers, builders and home buyers to install residential sprinklers. The study must examine the forms and delivery of incentives and dissemination of public information about and advertising of incentives. The study must include consideration of incentives that differ in urban and rural areas. The State Fire Marshal shall invite to serve on the task force individuals representing the following: fire chiefs, firefighters, builders and contractors, real estate agents, fire sprinkler contractors, fire safety educators, insurance carriers, water districts and other persons who express interest in the work of the task force.

**Sec. 2. Report. Resolved:** That the State Fire Marshal shall present the findings and recommendations of the task force to the Joint Standing Committee on Criminal Justice and Public Safety by December 1, 2021. The joint standing committee may report out legislation based on the recommendations in the report to the Second Regular Session of the 130th Legislature.

**Sec. 3. Funding. Resolved:** That the costs to the Department of Public Safety, Office of the State Fire Marshal to convene and staff the task force and to report to the Legislature must be absorbed within the department's existing budgeted resources.

See title page for effective date.

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**CHAPTER 98**

**H.P. 1180 - L.D. 1591**

**Resolve, Directing the Department of Agriculture, Conservation and Forestry To Identify Places with Offensive Names and Methods of Changing Those Names**

**Sec. 1. Identification of offensive names for geographic features and other places. Resolved:** That the Department of Agriculture, Conservation and Forestry shall work jointly with the Permanent Commission on the Status of Racial, Indigenous and Maine Tribal Populations, jointly referred to in this resolve as "the department and commission," to review state law regarding offensive place names. The department and commission shall:

1. Review the Maine Revised Statutes, Title 1, section 1101 to determine and suggest any additional words to be included in the current definition of offensive name;
2. Establish a uniform process for renaming geographic features and other places that have offensive names; and
3. Explore the most effective methods of identifying the individuals, entities and institutions in the State that profited or benefited in any manner from the global economy of enslavement.

It is the intent of this resolve that the department and commission carry out their responsibilities within the existing resources of the department and commission. The department and commission may solicit, accept and expend funds to cover any expenses that are in excess of existing resources.

By December 1, 2021, the Department of Agriculture, Conservation and Forestry shall submit a report pursuant to this section, including any suggested legislation, to the Joint Standing Committee on Judiciary. The joint standing committee may submit a bill related to the report to the Second Regular Session of the 130th Legislature.

See title page for effective date.

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**CHAPTER 99**  
**S.P. 446 - L.D. 1577**

**Resolve, To Convene a Working Group To Study Possible Solutions for Families Facing Emergency Child Custody Situations**

**Preamble. Whereas,** families in emergency situations regarding the safety of their children do not have a process other than the protection from abuse laws to request temporary emergency custody of children; and

**Whereas,** the protection from abuse process is not appropriate for all of the emergency situations requiring the court's intervention; and

**Whereas,** several studies have highlighted the need to address emergency situations, including an appropriate process for access to the courts, for Maine families; and

**Whereas,** this lack of a process is closely related to the issue of enforcement or timely modification of existing orders; and

**Whereas,** as studying the possible solutions to these related problems will require time and input from several stakeholders; now, therefore, be it

**Sec. 1. Working group. Resolved:** That the Maine Commission on Domestic and Sexual Abuse, established in the Maine Revised Statutes, Title 5, section 12004-I, subsection 74-C and referred to in this resolve as "the commission," shall convene a working group of stakeholders including commission members, representatives of the judicial branch, family law practitioners, members of the Family Law Advisory Commission established in Title 5, section 12004-I, subsection 52-A, representatives of a statewide coalition to end domestic violence and any others that the commission determines to be necessary participants. The working group shall study the possible responses to emergency child custody situations, including whether an ex parte emergency child custody process can be created within the State's family law statutes and the related issue of how best to enforce or timely modify existing child custody orders.

**Sec. 2. Report; legislation. Resolved:** That the commission shall submit a report to the Joint Standing Committee on Judiciary no later than December 15, 2022. The report must summarize the activities of the working group under section 1, identify the working group's participants and include any recommended legislation. The joint standing committee of the Legislature having jurisdiction over judiciary matters may report out legislation to the First Regular Session of the