

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

**CHAPTER 172
H.P. 1385 - L.D. 1875**

**Resolve, To Address
Perfluoroalkyl and
Polyfluoroalkyl Substances
Pollution at State-owned Solid
Waste Landfills**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, to complete the study directed by this legislation, the Department of Administrative and Financial Services, Bureau of General Services is anticipated to need to contract, consistent with the State's procurement law, with an outside entity with expertise in landfill or wastewater treatment facility engineering and design, wastewater or leachate treatment technologies or other relevant backgrounds or experience; and

Whereas, to provide adequate time for that contracting and the subsequent development of the legislative report required by this legislation, this legislation must take effect immediately; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Department of Administrative and Financial Services, Bureau of General Services to study methods of treating leachate from state-owned landfills. **Resolved:** That, in accordance with the provisions of this section, the Department of Administrative and Financial Services, Bureau of General Services, referred to in this section as "the bureau," shall conduct a study of methods of treating leachate collected at the state-owned solid waste landfills in Old Town, known as the Juniper Ridge Landfill, and in East Millinocket, known as the Dolby Landfill, collectively referred to in this section as "the landfills," to reduce the concentration of perfluoroalkyl and polyfluoroalkyl substances in the leachate. In conducting the study under this section, the bureau shall:

1. Consider treatment technologies other than dilution that are available or under development and that could be designed and installed on site at the landfills or at an off-site treatment facility to reduce perfluoroalkyl and polyfluoroalkyl substances in the leachate to no more than the interim drinking water standard established pursuant to Resolve 2021, chapter 82. If treatment to that standard is determined by the bureau to not be feasible based on available treatment technologies,

the bureau may, with input from the Department of Environmental Protection, consider options to reduce perfluoroalkyl and polyfluoroalkyl substances in the leachate to a different standard;

2. Evaluate the feasibility of, a reasonable time frame for and the anticipated associated costs to the State or to the operators of the landfills, as the case may be, of developing the capacity and necessary facilities to treat the leachate on site at the landfills or, alternatively, to transport the leachate to an off-site facility for treatment;

3. Seek input from interested parties that, in the bureau's determination, are directly affected by the current discharge into the environment of wastewater containing leachate collected at the landfills and, as necessary, consult with the Department of Environmental Protection and the operators of the landfills; and

4. As necessary, contract with individuals or businesses with expertise in landfill or wastewater treatment facility engineering and design, wastewater or leachate treatment technologies or other relevant backgrounds or experience.

As used in this section, "perfluoroalkyl and polyfluoroalkyl substances" has the same meaning as in the Maine Revised Statutes, Title 32, section 1732, subsection 5-A.

Sec. 2. Department of Administrative and Financial Services, Bureau of General Services; report. **Resolved:** That, on or before January 15, 2023, the Department of Administrative and Financial Services, Bureau of General Services shall submit to the joint standing committee of the Legislature having jurisdiction over environment and natural resources matters a report containing its findings and recommendations, including any suggested legislation, resulting from the study conducted under section 1. After receiving the report, the joint standing committee may report out legislation to implement any such recommendations to the 131st Legislature.

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 2, 2022.

**CHAPTER 173
H.P. 465 - L.D. 629**

**Resolve, To Establish the Task
Force To Study the Process for
Bringing Criminal Cases in
Situations of Violence against
Health Care Workers**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until

90 days after adjournment unless enacted as emergencies; and

Whereas, the issue of violence against hospital and medical staff has increased in recent years; and

Whereas, hospitals are unclear what the options are for prosecution when victims are unwilling to bring cases; and

Whereas, the work of the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers needs to begin prior to 90 days after adjournment in order for the task force to have enough time to review the circumstances and make recommendations; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Task force established. Resolved: That the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers, referred to in this resolve as "the task force," is established.

Sec. 2. Task force membership. Resolved: That, notwithstanding Joint Rule 353, the task force consists of 9 members appointed as follows:

1. Two members of the Senate appointed by the President of the Senate, including members from each of the 2 parties holding the largest number of seats in the Legislature;

2. Two members of the House of Representatives appointed by the Speaker of the House, including members from each of the 2 parties holding the largest number of seats in the Legislature;

3. Two members who are representatives of entities knowledgeable about or involved in providing hospital, medical or mental health services, appointed by the President of the Senate;

4. Two members who are representatives of entities knowledgeable about or involved in providing hospital, medical or mental health services, appointed by the Speaker of the House; and

5. One member representing law enforcement officers, appointed by the Speaker of the House.

The task force shall also invite 2 members of the judicial branch and 2 members representing district attorneys designated by the Chief Justice of the Supreme Judicial Court to serve as members of the task force.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the task force.

Sec. 4. Appointments; convening of task force. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the task force. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the task force to meet and conduct its business.

Sec. 5. Duties. Resolved: That the task force shall review the process by which criminal cases may be brought related to incidents of violence in hospitals and other health care facilities and settings, in particular, incidents of violence involving patients or individuals related to patients assaulting hospital or medical staff.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the task force, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the task force shall submit a report that includes its findings and recommendations, including suggested legislation, to the Joint Standing Committee on Criminal Justice and Public Safety. The joint standing committee is authorized to report out legislation to the First Regular Session of the 131st Legislature.

Sec. 8. Outside funding. Resolved: That the task force shall seek funding contributions to fully fund the costs of the study. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the study have not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.

Sec. 9. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Allocates funds from outside sources for the costs to the Legislature of the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers.

OTHER SPECIAL	2021-22	2022-23
REVENUE FUNDS		
Personal Services	\$440	\$440
All Other	\$560	\$810

OTHER SPECIAL REVENUE	\$1,000	\$1,250
FUNDS TOTAL		

Emergency clause. In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 3, 2022.

CHAPTER 174

S.P. 267 - L.D. 680

Resolve, To Reestablish the Task Force To Study the Creation of a Comprehensive Career and Technical Education System

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Task Force To Study the Creation of a Comprehensive Career and Technical Education System is reestablished pursuant to this legislation to study the feasibility of establishing a comprehensive 4-year high school career and technical education program to provide a technical high school setting for students; and

Whereas, the study must be initiated before the 90-day period expires in order that the study may be completed and a report submitted in time for submission to the next legislative session; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

Sec. 1. Task force established. Resolved: That the Task Force To Study the Creation of a Comprehensive Career and Technical Education System, referred to in this resolve as "the task force," is established.

Sec. 2. Task force membership. Resolved: That, notwithstanding Joint Rule 353, the task force consists of 20 members as follows:

1. Six members appointed by the President of the Senate as follows:

A. Two members of the Senate, including one member from each of the 2 parties holding the largest number of seats in the Legislature, one of whom is a member of the Joint Standing Committee on Education and Cultural Affairs;

B. One member who is a current career and technical education high school administrator;

C. One member who is on the State Board of Education;

D. One member who is a member of a skilled trades union or representative of a skilled trades business or industry; and

E. One member who is a principal of a secondary school;

2. Six members appointed by the Speaker of the House as follows:

A. Two members of the House of Representatives, including one member from each of the 2 parties holding the largest number of seats in the Legislature, one of whom is a member of the Joint Standing Committee on Education and Cultural Affairs;

B. One member who is a current career and technical education high school administrator;

C. One member who is on the State Board of Education;

D. One member who is a member of a skilled trades union or representative of a skilled trades business or industry; and

E. One member who is a superintendent of a school administrative unit;

3. Seven members appointed by the Governor as follows:

A. One member who is an administrator at the Maine Community College System;

B. One member who is on a local board of education in a Maine community;

C. One member who is an officer of the Maine Education Association;

D. Three members who are members of a skilled trades union or representatives of a skilled trades business or industry; and

E. One member who is an administrator at the University of Maine System; and

4. The Commissioner of Education or the commissioner's designee.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the task force.

Sec. 4. Appointments; convening of task force. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once