

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND THIRTY-FIRST LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 7, 2022 to March 30, 2023**

**FIRST SPECIAL SESSION**  
**April 5, 2023 to July 26, 2023**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NONEMERGENCY LAWS IS**  
**JUNE 29, 2023**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NONEMERGENCY LAWS IS**  
**OCTOBER 25, 2023**

**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**  
**2023**

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PUBLIC LAWS OF THE STATE OF MAINE  
AS PASSED AT  
THE FIRST SPECIAL SESSION OF THE  
ONE HUNDRED AND THIRTY-FIRST LEGISLATURE  
2023

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**CHAPTER 21**  
**H.P. 9 - L.D. 5**

**An Act to Expand Access to  
Postsecondary Education for  
Low-income Parents**

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

**Sec. 1. 22 MRSA §3790-A, sub-§2, ¶E**, as enacted by PL 2017, c. 387, §1, is amended to read:

E. Has income that is equal to or below ~~185%~~ 225% of the nonfarm income official poverty line for a family of the size involved as defined by the federal Office of Management and Budget and revised annually in accordance with the United States Omnibus Budget Reconciliation Act of 1981, Section 673, Subsection 2; and

See title page for effective date.

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**CHAPTER 22**  
**H.P. 12 - L.D. 8**

**An Act to Increase Support for  
the Modernization of the Board  
of Pesticides Control by  
Increasing the Annual Pesticide  
Registration Fee**

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

**Sec. 1. 7 MRSA §607, sub-§6**, as amended by PL 2019, c. 243, §1, is further amended to read:

**6. Registration fee; programs funded.** The applicant desiring to register a pesticide must pay an annual registration fee of ~~\$160~~ \$215 for each pesticide registered for that applicant. Annual registration periods expire on December 31st or in a manner consistent with Title 5, section 10002, whichever is later.

The board shall monitor fee revenue and expenditures under this subsection to ensure that adequate funds are available to fund board and related department programs and, to the extent funds are available, to provide grants to support stewardship programs. The board shall use funds received under this subsection to provide:

A. An annual grant of no less than \$135,000 to the University of Maine Cooperative Extension, on or about April 1st, for development and implementation of integrated pest management programs;

B. Funding for public health-related mosquito monitoring programs or other pesticide stewardship and integrated pest management programs, if designated at the discretion of the board, as funds allow after expenditures under paragraph A. The board may seek the advice of the Integrated Pest Management Council established in section 2404 in determining the most beneficial use of the funds, if available, under this subsection; and

C. An annual grant of not less than \$65,000 to the University of Maine Cooperative Extension, on or about April 1st, for the development and revision of training manuals for applicator certification, licensing and recertification and to perform other aspects of pesticide education programs. The University of Maine Cooperative Extension may seek the advice of the board in establishing the pesticide education programs and shall submit an annual report on the use of the funds under this paragraph, no later than January 15th, to the board and the joint standing committee of the Legislature having jurisdiction over pesticide education and certification matters.

The University of Maine may not charge overhead costs against grants under this subsection.

By February 15th annually, the board shall submit a report to the joint standing committee of the Legislature having jurisdiction over agriculture, conservation and forestry matters detailing the grants funded by the fee under this subsection. The annual report must include a recommendation by the board as to whether the amount of the fee is adequate to fund the programs described in this subsection. The joint standing committee may report out a bill to the Legislature based on the board's recommendations.

**Sec. 2. Appropriations and allocations.** The following appropriations and allocations are made.

**AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF**

**Pesticides Control - Board of 0287**

Initiative: Provides allocations for expenditures related to the regulation of the sale and application of chemical insecticides, fungicides and herbicides and other chemical pesticides.

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
All Other	\$660,000	\$660,000
OTHER SPECIAL REVENUE FUNDS TOTAL	\$660,000	\$660,000

See title page for effective date.

**CHAPTER 23  
S.P. 24 - L.D. 32**

**An Act to Update the Maine State Grant Program**

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

**Sec. 1. 20-A MRSA §11611, sub-§4,** as amended by PL 2001, c. 70, §3, is repealed.

**Sec. 2. 20-A MRSA §11611, sub-§7** is enacted to read:

**7. Student aid index.** "Student aid index" means a calculation that reflects an evaluation of a student's approximate financial resources to contribute toward the student's postsecondary education for an academic year.

**Sec. 3. 20-A MRSA §11613, first ¶,** as amended by PL 2003, c. 103, §1, is further amended to read:

The authority shall establish the need of a student for a Maine State Grant for an academic year for which the student applies. ~~A student is considered to have a need to qualify for a grant if the total of the cost of attendance of the student, minus the expected family contribution for the student, minus estimated student financial assistance not received under this program, is greater than zero. The total of the expected family contribution, together with any other student financial assistance received by the student, In doing so, the authority shall consider the cost of attendance of the student, the student aid index and estimated student financial assistance not received under this program. The total cost determined by these factors may not exceed the cost of attendance at the institution the student attends.~~

**Sec. 4. 20-A MRSA §11613, sub-§2,** as enacted by PL 1989, c. 559, §10, is repealed.

**Sec. 5. 20-A MRSA §11614, sub-§1,** as amended by PL 2001, c. 70, §8, is further amended to read:

**1. Priority for awards of grants.** Students with the lowest ~~expected family contributions~~ student aid index must be given priority over all other eligible students for the awards of grants.

See title page for effective date.

**CHAPTER 24  
S.P. 72 - L.D. 133**

**An Act to Include a Representative of Newspaper and Other Press Interests on the Archives Advisory Board and to Require the Member Representing a Historical Society to Have Expertise in Archival Records**

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

**Sec. 1. 5 MRSA §96, sub-§2,** as enacted by PL 2019, c. 50, §12, is amended to read:

**2. Members.** The Archives Advisory Board consists of ~~9~~ 10 voting members with expertise in the administrative, fiscal, legal and historical value of records. Voting members of the board must represent the spectrum of records in the State and are appointed by the Secretary of State as follows:

A. Two public members representing the interests of public access to government records, recommended by a public interest group;

B. Two members from municipal or county government with expertise in local government records, recommended by local or county government entities;

C. One member with expertise in archival records representing a state or local historical society, recommended by a state or local historical society;

D. One member with expertise in the legal requirements of records retention and public records law, recommended by the Attorney General;

E. One member with expertise in the State's fiscal requirements of records retention, recommended by the Governor;

F. One member from the executive branch with expertise in executive branch records, recommended by the Governor; ~~and~~

G. One member from the Department of Administrative and Financial Services, Office of Information Technology with expertise in electronic records, electronic records management systems and emerging technology related to electronic records, recommended by the Governor; ~~and~~

H. One member with expertise in journalism representing newspaper and other press interests, recommended by a statewide professional news organization.