

# 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**

stated in the notice, the utility shall promptly notify the commission. If the utility demonstrates good cause, the commission may allow the utility to seek an increase greater than what was stated in the notice subject to reasonable conditions established by the commission, including, but not limited to, requiring the utility to send a new notice to its customers describing the revised proposed increase.

See title page for effective date.

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**CHAPTER 146  
H.P. 291 - L.D. 474**

**An Act to Improve  
Collaboration Between  
Mandatory Reporters and Law  
Enforcement in the  
Investigation of Alleged Child  
Abuse and Neglect**

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

**Sec. 1. 22 MRSA §4011-A, sub-§2-A** is enacted to read:

**2-A. Disclosure to law enforcement officer.** Upon request of a law enforcement officer investigating a report of child abuse or neglect, a member of the staff of a public or private medical institution, agency or facility or person in charge of the institution, agency or facility or the designated agent who made a report pursuant to subsection 1 shall disclose to the law enforcement officer the same information the member or person reported to the department.

**Sec. 2. 22 MRSA §4014, sub-§1**, as amended by PL 1987, c. 395, Pt. A, §89, is further amended to read:

**1. Reporting and proceedings.** A person, including an agent of the department, participating in good faith in reporting under this subchapter or participating in a related child protection investigation or proceeding, including, but not limited to, a multidisciplinary team, out-of-home abuse investigating team or other investigating or treatment team, or a related law enforcement investigation or criminal justice proceeding is immune from any criminal or civil liability for the act of reporting or participating in the investigation or proceeding. Good faith does not include instances when a false report is made and the person knows the report is false. ~~Nothing in this~~ This section may not be construed to bar criminal or civil action regarding perjury or regarding the abuse or neglect which that led to a report, investigation or proceeding.

See title page for effective date.

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**CHAPTER 147  
H.P. 307 - L.D. 490**

**An Act to Designate the  
Department of Health and  
Human Services as the  
Implementing Department of  
the Lead-safe Housing Registry**

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

**Sec. 1. 22 MRSA §1322-E, sub-§3, ¶G**, as enacted by PL 2007, c. 628, Pt. A, §5, is amended to read:

G. Implementation of the lead-safe housing registry by the ~~Department of Environmental Protection~~ department pursuant to Title 38, chapter 12-B and achieving the goal of elimination of childhood lead poisoning risks in the State section 1331.

**Sec. 2. 22 MRSA §1331** is enacted to read:

**§1331. Registry of leased lead-safe residential dwellings**

**1. Definitions.** As used in this section, unless the context otherwise indicates, the following terms have the following meanings.

A. "Lead-based paint" has the same meaning as in Title 38, section 1291, subsection 16.

B. "Residential dwelling" has the same meaning as in Title 38, section 1291, subsection 26-A.

**2. Registry.** The department shall maintain a registry of leased residential dwellings built before 1978 that are lead-safe as designated by the residential dwelling owners in accordance with subsection 3.

**3. Designation as lead-safe.** A leased residential dwelling may be designated as lead-safe for the purposes of this section if the residential dwelling owner has submitted to the department an application for the leased residential dwelling to be placed on the registry created pursuant to subsection 2. Submission of an application to the registry is voluntary on the part of the residential dwelling owner.

**4. Application.** The application under subsection 3 must be submitted together with a report by a lead inspector that indicates that the leased residential dwelling has been tested for the presence of lead-based paint and lead-contaminated dust or a report by a lead dust sampling technician that indicates the leased residential dwelling has been tested for lead-contaminated dust. The report must indicate that the leased residential dwelling meets the requirements for inclusion on the registry in accordance with the standards and procedures established by the department.