

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.

Augusta, Maine
2023

Sec. 3. 38 MRSA §1291, sub-§19-A, as enacted by PL 2007, c. 628, Pt. B, §1, is repealed.

Sec. 4. 38 MRSA §1291, sub-§23-A, as enacted by PL 2007, c. 628, Pt. B, §2, is repealed.

Sec. 5. 38 MRSA §1298, as amended by PL 2009, c. 501, §14, is repealed.

See title page for effective date.

**CHAPTER 148
S.P. 385 - L.D. 893**

**An Act to Amend the
Legislative Membership of the
Hancock County Budget
Advisory Committee**

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

Whereas, this legislation amends the legislative membership of the Hancock County Budget Advisory Committee and needs to take effect prior to the budget advisory committee's annual meeting in the month of October; 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 enacted by the People of the State of Maine as follows:

Sec. 1. 30-A MRSA §763, sub-§1, ¶B, as amended by PL 1999, c. 440, §1, is further amended to read:

B. ~~Budget~~ Except for the member of the Hancock County legislative delegation, budget advisory committee members serve 3-year terms and no more than one member from each municipality may serve at a time. If a budget advisory committee member who is elected as a municipal officer member ceases to be a municipal officer during the term of membership, that committee member vacates membership and the next district caucus shall elect a qualified municipal officer to serve for the remainder of the unexpired term.

Sec. 2. 30-A MRSA §763, sub-§2, as enacted by PL 1991, c. 749, §1, is amended to read:

2. **Legislative member.** ~~The~~ Prior to October 1, 2023, the Hancock County legislative delegation shall annually select one member of the delegation who resides in Hancock County to serve on the budget advisory committee. By October 1, 2023, and by October

1st of every odd-numbered year thereafter, the Hancock County legislative delegation shall select, by majority vote, one member of the delegation who resides in Hancock County to serve on the budget advisory committee for a 2-year term. If the selected member resigns from the Legislature or from the budget advisory committee during the member's term of office, the Hancock County legislative delegation shall select, by majority vote, another member of the delegation who resides in Hancock County to serve the remainder of the term. The Hancock County legislative delegation may replace a member selected pursuant to this subsection to serve on the budget advisory committee by a 2/3 vote of the delegation.

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

Effective June 12, 2023.

**CHAPTER 149
H.P. 622 - L.D. 975**

**An Act to Align Maine's
Elevator Safety Laws with
Maine Uniform Building and
Energy Code Standards**

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

Whereas, today's buildings often have multiple stories and are often serviced by an elevator; and

Whereas, the ability to exit these buildings, particularly from higher floors, is important, especially in cases of evacuation by medical or emergency personnel; and

Whereas, if evacuation involves carrying a person on a stretcher, an elevator's capacity to accommodate the stretcher can be essential to the person's survival; 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 enacted by the People of the State of Maine as follows:

Sec. 1. 32 MRSA §15228, sub-§1, as amended by PL 2013, c. 70, Pt. D, §35, is further amended to read:

1. Requirements. Notwithstanding section 15205-A, whenever a passenger elevator is installed in a building being newly constructed or in a new addition

that extends beyond the exterior walls of an existing building, ~~the at least one~~ passenger elevator must reach ~~all levels every story~~ within the building and be of sufficient size to allow the transport of a person on an ambulance stretcher in the fully supine position, without having to raise, lower or bend the stretcher in any way. ~~This requirement applies to all plans approved after January 1, 2002.~~ As used in this subsection, "story" has the same meaning as in the International Building Code, as adopted by the Technical Building Codes and Standards Board under Title 10, section 9722. The director shall adopt rules necessary to carry out the provisions of this section. Rules adopted pursuant to this ~~section~~ subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

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

Effective June 12, 2023.

CHAPTER 150

H.P. 833 - L.D. 1308

An Act to Establish Municipal Cost Components for Unorganized Territory Services to Be Rendered in Fiscal Year 2023-24

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

Whereas, prompt determination and certification of the municipal cost components in the Unorganized Territory Tax District are necessary to the establishment of a mill rate and the levy of the Unorganized Territory Educational and Services Tax; 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 enacted by the People of the State of Maine as follows:

Sec. 1. Municipal cost components for services rendered. In accordance with the Maine Revised Statutes, Title 36, chapter 115, the Legislature determines that the net municipal cost component for services and reimbursements to be rendered in fiscal year 2023-24 is as follows:

Fiscal Administration - Office of the State Auditor	\$280,153
Education	\$14,103,141

Forest Fire Protection	\$130,000
Human Services - General Assistance	\$60,000
Property Tax Assessment	\$1,269,048
Maine Land Use Planning Commission	\$643,573
TOTAL STATE AGENCIES	\$16,485,915
County Reimbursements for Services	
Aroostook	\$2,003,645
Franklin	\$1,375,281
Hancock	\$189,107
Kennebec	\$9,662
Lincoln	\$29,013
Oxford	\$1,710,625
Penobscot	\$1,868,069
Piscataquis	\$1,747,599
Somerset	\$2,524,640
Washington	\$1,520,948

TOTAL COUNTY SERVICES **\$12,978,589**

COUNTY TAX INCREMENT FINANCING DISTRUBUTIONS FROM FUND

Tax Increment Financing Payments	\$3,027,917
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TOTAL REQUIREMENTS **\$32,492,421**

COMPUTATION OF ASSESSMENT

Requirements \$32,492,421

Less Revenue Deductions:

General Revenue	
Municipal Revenue Sharing	\$300,000
Homestead Reimbursement	\$250,000
Miscellaneous Revenue	\$10,000
Use of Unassigned Fund Balance	\$2,697,813

TOTAL GENERAL REVENUE DEDUCTIONS **\$3,257,813**

Education Revenue	
Land Reserved Trust Interest	\$100,000
Tuition and School Transportation Charges	\$130,000
Special - Teacher Retirement Funding from State	\$240,000

TOTAL EDUCATION REVENUE DEDUCTIONS **\$470,000**

TOTAL REVENUE DEDUCTIONS **\$3,727,813**

TAX ASSESSMENT BEFORE COUNTY TAXES AND OVERLAY (Title 36, §1602) **\$28,764,608**

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

Effective June 12, 2023.