

# 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**

**CHAPTER 166  
S.P. 390 - L.D. 919**

**An Act Regarding Licensure in  
the Field of Emergency  
Medical Services**

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

**Sec. 1. 32 MRSA §84, sub-§1, ¶G** is enacted to read:

G. In accordance with applicable provisions of this chapter, the board may by rule establish appropriate licensure levels and qualifications for emergency medical services persons, emergency medical dispatchers, emergency medical services educators, emergency medical dispatch centers, emergency medical services training centers, ambulance services and nontransporting emergency medical services.

**Sec. 2. 32 MRSA §85, sub-§2**, as amended by PL 2019, c. 370, §15, is further amended by repealing the first blocked paragraph.

See title page for effective date.

**CHAPTER 167  
S.P. 451 - L.D. 1082**

**An Act to Advance the Maine  
Retirement Savings Program**

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

**Sec. 1. 5 MRSA §172, first ¶**, as enacted by PL 2021, c. 356, §1, is amended to read:

The Maine Retirement Savings Board is established as a body corporate and politic and a public instrumentality of the State pursuant to section 12004-G, subsection 33-G to develop and maintain the Maine Retirement Savings Program for individuals employed or self-employed for wages or other compensation in this State.

**Sec. 2. 5 MRSA §172, sub-§8**, as enacted by PL 2021, c. 356, §1, is amended to read:

**8. Meetings.** The board shall meet monthly at such times as established by policy of the board, but at least quarterly, beginning no later than May 2022 and may also meet at other times at the call of the chair. All meetings of the board are public proceedings within the meaning of Title 1, chapter 13, subchapter 1.

**Sec. 3. 5 MRSA §173, sub-§1, ¶A**, as enacted by PL 2021, c. 356, §1, is amended to read:

A. Develop, establish, implement and maintain the program and, to that end, may conduct market, legal and feasibility analyses if the board considers them advisable and may determine a name for the program;

**Sec. 4. 5 MRSA §173, sub-§1, ¶E**, as enacted by PL 2021, c. 356, §1, is amended to read:

E. Develop and implement an investment policy that defines the program's investment objectives consistent with the objectives of the program and that provides for policies and procedures consistent with those investment objectives. The board shall strive to select and offer investment options available to participants and other program features that are intended to achieve maximum possible income replacement balanced with an appropriate level of risk in an IRA-based environment consistent with the investment objectives under the policy. The investment options may encompass a range of risk and return opportunities and allow for a rate of return commensurate with an appropriate level of risk in view of the investment objectives under the policy. The menu of investment options must be determined by considering the nature and objectives of the program, the desirability ~~based on behavioral research findings~~ of limiting investment options under the program to a reasonable number and the extensive investment options available to participants in the event that they roll over funds in an IRA established under the program to an IRA outside the program. In accordance with paragraphs K and O, the board, in carrying out its responsibilities and exercising its powers under this chapter, shall employ or retain appropriate entities or personnel to assist or advise it and to whom to delegate the carrying out of such responsibilities and exercise of such powers;

**Sec. 5. 5 MRSA §173, sub-§2**, as enacted by PL 2021, c. 356, §1, is amended to read:

**2. Required elements of program.** In accordance with the implementation ~~dates~~ schedule set forth in subsection 3, the program must:

A. Allow an eligible individual in this State to choose whether or not to contribute to an IRA under the program, including allowing a covered employee in the State the choice to contribute to an IRA under the program through a payroll deduction IRA arrangement;

B. Notwithstanding any provision of state law related to payroll deduction to the contrary, require each covered employer to offer its covered employees the choice whether or not to contribute to a payroll deduction IRA by automatically enrolling them in the payroll deduction IRA with the opportunity to opt out. A covered employee who is not a participant because that employee has opted out will