

# 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**

is most relevant to the criminal proceeding, which the certified domestic violence intervention program is authorized to receive pursuant to Title 16, section ~~805~~, ~~subsection 5~~ 805-A, subsection 1, paragraph E; and

**Sec. 6. 25 MRSA §2803-B, sub-§1, ¶D**, as corrected by RR 2021, c. 2, Pt. A, §88, is amended by amending subparagraph (4) to read:

(4) Standard procedures to ensure that protection from abuse orders issued under Title 19-A, section 4108 or 4110 are served on the defendant as quickly as possible; ~~and~~

**Sec. 7. 25 MRSA §2803-B, sub-§1, ¶D**, as corrected by RR 2021, c. 2, Pt. A, §88, is amended by amending subparagraph (5) to read:

(5) A process for the administration of a validated, evidence-based domestic violence risk assessment recommended by the Maine Commission on Domestic and Sexual Abuse, established in Title 5, section 12004-I, subsection 74-C, and approved by the Department of Public Safety and the conveyance of the results of that assessment to the bail commissioner, if appropriate, and the district attorney for the county in which the domestic violence occurred; and

**Sec. 8. 25 MRSA §2803-B, sub-§1, ¶D**, as corrected by RR 2021, c. 2, Pt. A, §88, is amended by enacting a new subparagraph (6) to read:

(6) A process to ensure that, when a person files multiple, separate complaints regarding the behavior of another person that may indicate a course of conduct constituting stalking, as defined in Title 17-A, section 210-A, those complaints are reviewed together to determine if the other person has engaged in stalking under Title 17-A, section 210-A;

**Sec. 9. 29-A MRSA §2251, sub-§7-A, ¶B**, as amended by PL 2013, c. 267, Pt. B, §24, is further amended to read:

B. Except as provided in paragraph B-1 and Title 16, section ~~805~~, ~~subsection 6~~ 805-A, subsection 1, paragraph F, the Department of Public Safety, Bureau of State Police may not publicly disseminate personally identifying accident report data that are contained in an accident report database maintained, administered or contributed to by the Bureau of State Police. Such data are not public records for the purposes of Title 1, chapter 13.

See title page for effective date.

**CHAPTER 236  
S.P. 649 - L.D. 1632**

**An Act to Require Proper  
Storage of Forensic Exam  
Evidence**

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

**Sec. 1. 25 MRSA §3821**, as amended by PL 2019, c. 94, §2, is further amended to read:

**§3821. Transportation and storage of forensic examination kits**

For the purposes of this section, "sexual assault" means any crime enumerated in Title 17-A, chapter 11 and "strangulation" has the same meaning as in Title 17-A, section 208, subsection 1, paragraph C.

If an alleged victim of sexual assault or strangulation has a forensic examination and has not reported the alleged offense to a law enforcement agency when the examination is complete, the licensed hospital or licensed health care practitioner that completed the forensic examination shall notify the nearest law enforcement agency. That law enforcement agency shall transport the completed forensic examination kit, identified only by a tracking number assigned by the kit manufacturer, to its evidence storage facility. The law enforcement agency shall store the forensic examination ~~kit~~ kits involving sexual assault for 8 20 years and forensic examination kits involving only strangulation for 6 years. If during that storage period the alleged victim reports the offense to a law enforcement agency, the investigating agency shall take possession of the forensic examination kit.

In the case of a forensic examination performed under Title 24, section 2986, subsection 5, the law enforcement agency must immediately notify the district attorney for the district in which the hospital or health care practitioner is located that such a forensic examination has been performed and a forensic examination kit has been completed under Title 24, section 2986, subsection 5.

See title page for effective date.

**CHAPTER 237  
H.P. 1072 - L.D. 1674**

**An Act to Require and  
Encourage Safe and  
Interconnected Transportation**

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

**Sec. 1. 23 MRSA §73, sub-§4**, as amended by PL 2011, c. 655, Pt. JJ, §9 and affected by §41 and