

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

the specialty license plate or recognition license plate signature gathering process, bring forth enabling legislation or otherwise initiate any new designs, redesigns or additional specialty license plates or recognition license plates, other than those already approved and enacted, until June 30, 2025.

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

Effective June 23, 2023.

CHAPTER 272
S.P. 37 - L.D. 45

An Act to Prevent Retaliatory Evictions

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

Sec. 1. 14 MRSA §6001, sub-§3, ¶A, as amended by PL 2013, c. 324, §1, is further amended to read:

A. Asserted the tenant's rights pursuant to section 6015, 6016, 6021 or ~~section~~ 6030-D;

Sec. 2. 14 MRSA §6001, sub-§3, as amended by PL 2019, c. 351, §2, is further amended by amending the 2nd blocked paragraph to read:

~~No~~ A writ of possession may not issue in the absence of rebuttal of the presumption of retaliation.

See title page for effective date.

CHAPTER 273
S.P. 121 - L.D. 255

An Act Regarding Campaign Finance Reports

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

Sec. 1. 21-A MRSA §1017, sub-§3-A, ¶D-1, as amended by PL 2009, c. 190, Pt. A, §5, is further amended to read:

D-1. Reports must be filed no later than 11:59 p.m. on the 42nd day before the date on which ~~a general~~ an election is held and must be complete as of the 49th day before that date, except that this report is not required for candidates for municipal office, unless required by the municipality. Certified candidates and participating candidates, as defined under section 1122, subsections 1 and 6, respectively,

are not required to file a report on the 42nd day before a primary election pursuant to this section.

See title page for effective date.

CHAPTER 274
H.P. 885 - L.D. 1371

An Act to Amend Limits on the Direct Shipment of Wine

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

Sec. 1. 28-A MRSA §1403-A, sub-§6, as enacted by PL 2009, c. 373, §1, is repealed.

Sec. 2. 28-A MRSA §1403-A, sub-§6-A is enacted to read:

6-A. Shipment limit. A direct shipper may not ship a container of wine of less than 250 milliliters and may ship no more than 9,000 milliliters per shipment no more than 12 times to any one recipient address in a calendar year.

See title page for effective date.

CHAPTER 275
S.P. 548 - L.D. 1383

An Act to Regulate Insurance Carrier Prior Authorization Requirements for Rehabilitative and Habilitative Services

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

Sec. 1. 24-A MRSA §4304, sub-§1, as amended by PL 2007, c. 199, Pt. B, §13, is further amended to read:

1. Requirements for medical review or utilization review practices. A carrier ~~must~~ shall appoint a medical director who is responsible for reviewing and approving the carrier's policies governing the clinical aspects of coverage determinations by any health plan that it offers or renews. A carrier's medical review or utilization review practices must be governed by the standard of medically necessary health care as defined in this chapter. A carrier shall provide clear written policies and procedures to providers and enrollees on how to obtain a prior authorization.

Sec. 2. 24-A MRSA §4304-A is enacted to read:

§4304-A. Prior authorization for rehabilitative or habilitative services