

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

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

Effective June 26, 2023, unless otherwise indicated.

**CHAPTER 305
S.P. 14 - L.D. 22**

**An Act to Impede the Transfer
of Firearms to Prohibited
Persons**

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

Sec. 1. 15 MRSA §394 is enacted to read:

§394. Prohibited sale or transfer of firearms to certain persons

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

A. "Antique firearm" means any of the following:

(1) A firearm manufactured in or before 1898, including a firearm with a matchlock, flintlock, percussion cap or similar type of ignition system;

(2) A replica of a firearm described in subparagraph (1), if that replica:

(a) Is not designed or redesigned for using rimfire or conventional centerfire fixed ammunition; or

(b) Uses rimfire or conventional centerfire fixed ammunition that is no longer manufactured in the United States and that is not readily available in the ordinary channels of commercial trade; or

(3) A muzzle-loading firearm, as defined in Title 12, section 10001, subsection 42.

"Antique firearm" does not include a firearm or a muzzle-loading firearm that can be readily converted to fire fixed ammunition by replacing the barrel, bolt, breechblock or any combination of the barrel, bolt or breechblock.

B. "Firearm" has the same meaning as in Title 17-A, section 2, subsection 12-A.

C. "Sell" has the same meaning as in Title 17-A, section 554-A, subsection 1, paragraph C.

D. "Transfer" has the same meaning as in Title 17-A, section 554-A, subsection 1, paragraph A.

2. Sale or transfer prohibited. A person may not knowingly or intentionally sell or transfer a firearm to a person who is prohibited from owning, possessing or

having under that person's control a firearm pursuant to section 393 and who does not have a permit issued under section 393. This subsection does not apply to the sale or transfer of an antique firearm.

Violation of this subsection is a Class D crime.

See title page for effective date.

**CHAPTER 306
S.P. 91 - L.D. 187**

**An Act to Eliminate the Energy
Efficiency and Renewable
Resource Fund and to Provide
Needs-based Low-income
Assistance**

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

Sec. 1. 35-A MRSA §3210, sub-§9, ¶B, as amended by PL 2021, c. 199, §1, is further amended to read:

B. The commission shall collect alternative compliance payments to meet the requirements of subsections 3-A and 3-B made by competitive electricity providers and shall ~~deposit~~ use all funds collected under this paragraph ~~in the Energy Efficiency and Renewable Resource Fund established under section 10121, subsection 2 to be used to fund research, development and demonstration projects relating to renewable energy technologies and to fund rebates for cost-effective renewable energy technologies to provide financial assistance for low-income households in accordance with section 3214, subsection 2.~~

Sec. 2. 35-A MRSA §3214, sub-§2, ¶A, as enacted by PL 1997, c. 316, §3, is amended to read:

A. Receive funds collected by all transmission and distribution utilities in the State at a rate set by the commission in periodic rate cases; ~~and~~

Sec. 3. 35-A MRSA §3214, sub-§2, ¶A-1 is enacted to read:

A-1. Receive funds collected by the commission for alternative compliance payments in accordance with section 3210, subsection 9, paragraph B; and

Sec. 4. 35-A MRSA §10121, as amended by PL 2011, c. 637, §8, is repealed.

See title page for effective date.
