

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

1. Employee. "Employee" means a person acting on behalf of a governmental entity in any official capacity, whether temporarily or permanently, and whether with or without compensation from local, state or federal funds, including:

- A. Elected or appointed officials;
- B. Volunteer firefighters as defined in Title 30-A, section 3151, subsection 4;
- C. Emergency medical services personnel;
- D. Members of the Maine National Guard but only while performing state active service pursuant to Title 37-B;
- E. Sheriff's deputies as described in Title 30-A, section 381 when they are serving orders pursuant to section 3135;
- F. Persons while performing a search and rescue activity when requested by a state, county or local governmental entity; and
- G. Mutual aid emergency response personnel.

"Employee" does not mean a person or other legal entity acting in the capacity of an independent contractor under contract to the governmental entity.

Sec. 2. 14 MRSA §8102, sub-§1-B is enacted to read:

1-B. Mutual aid emergency response employer. "Mutual aid emergency response employer" means the Bath Iron Works Corporation or its successor solely with respect to mutual aid emergency response personnel acting pursuant to a mutual aid agreement with a state or municipal entity or in response to a request for aid from a state or municipal entity.

Sec. 3. 14 MRSA §8102, sub-§1-C is enacted to read:

1-C. Mutual aid emergency response personnel. "Mutual aid emergency response personnel" means the professionally trained firefighting, emergency medical service or rescue personnel employed by the Bath Iron Works Corporation or its successor when acting pursuant to a mutual aid agreement with a state or municipal entity or in response to a request for aid from a state or municipal entity.

Sec. 4. 14 MRSA §8102, sub-§3, as amended by PL 2011, c. 520, §1, is further amended to read:

3. Political subdivision. "Political subdivision" means any city, town, plantation, county, administrative entity or instrumentality created pursuant to Title 30-A, chapters 115 and 119, incorporated fire-fighting unit that is organized under Title 13-B and is officially recognized by any authority created by statute, quasi-municipal corporation and special purpose district, including, but not limited to, any water district, sanitary district, hospital district, school district of any type, an

airport authority established pursuant to Title 6, chapter 10, any volunteer fire association as defined in Title 30-A, section 3151, a transit district as defined in Title 30-A, section 3501, subsection 1, a regional transportation corporation as defined in Title 30-A, section 3501, subsection 2, a transit district or regional transportation corporation formed under the laws of another state that would qualify as a transit district or regional transportation corporation under Title 30-A, chapter 163 if formed under the laws of this State and, any emergency medical service and a mutual aid emergency response employer.

See title page for effective date.

CHAPTER 312
H.P. 508 - L.D. 819

**An Act to Reduce the Penalty
for Operating a Motor Vehicle
Under a Suspended License in
Certain Situations**

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

Sec. 1. 29-A MRSA §2412-A, sub-§8, as amended by PL 2009, c. 493, §3, is further amended to read:

8. Traffic infraction. A person commits a traffic infraction operating while license suspended as described in subsection 1-A, paragraph A if the person has not been convicted or adjudicated of a prior offense under this section and the sole basis for the suspension is:

- A. Failure to pay a fine;
- B. Failure to pay a license reinstatement fee; or
- C. Suspension for a dishonored check;
- D. Failure to provide proof of insurance to the Secretary of State;
- E. Failure to pay child support;
- F. Failure to appear in court; or
- G. Failure to submit to an examination or to provide information as requested by the Secretary of State in accordance with section 1258, subsection 5.

See title page for effective date.
