

# 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**

General Fund upon recommendation of the State Budget Officer and approval of the Governor to be used for costs associated with collective bargaining agreements for state employees.

**Sec. 7. Transfer from Salary Plan program and special account funding.** The Salary Plan program, General Fund account in the Department of Administrative and Financial Services may be made available as needed in allotment by financial order upon the recommendation of the State Budget Officer and approval of the Governor to be used for the implementation of the collective bargaining agreements for state employees and for other economic items contained in this Act in fiscal year 2023-24 and fiscal year 2024-25. Positions supported from sources of funding other than the General Fund and the Highway Fund must be funded from those other sources.

**Sec. 8. Transfer of Personal Services allocations between programs and departments; Highway Fund.** Notwithstanding the Maine Revised Statutes, Title 5, section 1585 or any other provision of law to the contrary, available balances in the Highway Fund for Personal Services in fiscal year 2023-24 and fiscal year 2024-25 may be transferred by financial order between programs and departments within the Highway Fund upon recommendation of the State Budget Officer and approval of the Governor to be used for costs associated with collective bargaining agreements for state employees.

**Sec. 9. Authorization for reimbursement of costs associated with comprehensive review of classification and compensation system.** The Department of Administrative and Financial Services may be reimbursed up to \$1,200,000 from the Salary Plan program, General Fund account in the Department of Administrative and Financial Services for additional resources necessary to finalize the efforts of the ongoing comprehensive review of the classification and compensation system for employees of the executive branch of State Government and to conduct a market pay study that compares the salaries of state employees with employees performing comparable work for a sampling of private and public employees in the State, other New England states and other states as appropriate by September 30, 2024.

**Sec. 10. Authorization for reimbursement of costs associated with contract resolution.** The Department of Administrative and Financial Services may be reimbursed from the Salary Plan program, General Fund account in the Department of Administrative and Financial Services for the costs of contract resolution, administration and implementation and other costs required by the process of collective bargaining and negotiation procedures.

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

Effective July 10, 2023.

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**CHAPTER 407**

**S.P. 843 - L.D. 2019**

**An Act to Authorize Funding for Collective Bargaining Agreements with Certain Judicial Department Employees**

**Emergency preamble.** Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the Judicial Department has negotiated collective bargaining agreements with the 4 bargaining units representing Judicial Department employees; and

**Whereas,** this legislation authorizes funding of any agreements ratified by December 31, 2023; and

**Whereas,** it is the responsibility of the Legislature to act upon those portions of collective bargaining agreements negotiated by the judicial branch that require legislative action; and

**Whereas,** the judicial branch and the Legislature share a desire to address in a timely manner the needs of certain state employees excluded from collective bargaining units; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. Adjustment of salary schedules for fiscal years 2023-24 and 2024-25.** The salaries and stipends for the Judicial Department employees in the administrative services bargaining unit, the supervisory services bargaining unit, the law enforcement bargaining unit and the professional services bargaining unit must be adjusted consistent with the terms of any agreements ratified by December 31, 2023.

**Sec. 2. Other employees; similar and equitable treatment.** The State Court Administrator is authorized to grant similar and equitable treatment consistent with this Act for employees of the Judicial Department who are excluded from collective bargaining pursuant to the Maine Revised Statutes, Title 26, section 1282, subsection 5, paragraphs C, D, E and F.

**Sec. 3. Costs to General Fund.** Costs to the General Fund must be provided in the Salary Plan program, General Fund account in the Department of Administrative and Financial Services in an amount up to \$2,957,670.02 for the fiscal year ending June 30, 2024 and in an amount up to \$4,362,810.90 for the fiscal year ending June 30, 2025 to implement the economic terms of the collective bargaining agreements made between the Judicial Department and the Maine Service Employees Association for the administrative services bargaining unit, the supervisory services bargaining unit and the professional services bargaining unit; made between the Judicial Department and the Maine State Law Enforcement Association for the law enforcement bargaining unit; and for the costs of those Judicial Department employees referred to in section 2 who are excluded from collective bargaining pursuant to the Maine Revised Statutes, Title 26, section 1282, subsection 5, paragraphs C, D, E and F.

**Sec. 4. Contingent effective date.** This Act takes effect only upon the ratification by December 31, 2023 of collective bargaining agreements made between the Judicial Department and the Maine Service Employees Association for the administrative services bargaining unit, the supervisory services bargaining unit and the professional services bargaining unit and between the Judicial Department and the Maine State Law Enforcement Association for the law enforcement bargaining unit.

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

Effective July 10, 2023, unless otherwise indicated.

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**CHAPTER 408**  
**S.P. 102 - L.D. 202**

**An Act to Clarify the  
Requirements for Adult Use  
Cannabis Stores to Transact  
Sales at Specified Events**

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

**Sec. 1. 28-B MRSA §102, sub-§39-A** is enacted to read:

**39-A. Permitted premises for a specified event.** "Permitted premises for a specified event" means the premises described in a specified event permit issued to a cannabis store pursuant to section 504-A where a cannabis store is authorized to sell adult use cannabis and adult use cannabis products.

**Sec. 2. 28-B MRSA §102, sub-§51-A** is enacted to read:

**51-A. Specified event.** "Specified event" means an event that occurs outside the licensed premises of a cannabis store that is not conducted primarily for the benefit or enjoyment of individuals under 21 years of age and that is not more than 10 consecutive days in duration or 10 occurrences in duration. For purposes of this subsection, "occurrence" means an event that is less than 24 hours in duration and that occurs during the same calendar year as another occurrence.

**Sec. 3. 28-B MRSA §102, sub-§51-B** is enacted to read:

**51-B. Specified event permit.** "Specified event permit" means a temporary authorization for a cannabis store to conduct sales of adult use cannabis and adult use cannabis products on the permitted premises for a specified event in accordance with section 504-A.

**Sec. 4. 28-B MRSA §504, sub-§3,** as enacted by PL 2017, c. 409, Pt. A, §6 and amended by PL 2021, c. 669, §5, is further amended to read:

**3. Compliance with packaging, labeling and health and safety requirements.** All adult use cannabis and adult use cannabis products sold or offered for sale ~~at~~ by a cannabis store must meet all applicable packaging, labeling and health and safety requirements of subchapter 7 and the rules adopted under subchapter 7.

**Sec. 5. 28-B MRSA §504-A,** as amended by PL 2021, c. 759, Pt. C, §2 and c. 669, §5, is further amended by amending the section headnote to read:

**§504-A. Off-premises Specified event sales**

**Sec. 6. 28-B MRSA §504-A, first ¶,** as enacted by PL 2021, c. 735, §1 and amended by c. 669, §5, is further amended to read:

Notwithstanding any provision of law to the contrary, the department ~~may~~ shall issue a specified event permit to a cannabis store to sell adult use cannabis and adult use cannabis products at on the permitted premises for a specified event ~~located outside the licensed premises~~ in accordance with the requirements of this section. Transportation of adult use cannabis and adult use cannabis products between the licensed premises and the permitted premises for a specified event is subject to the requirements of section 505. A cannabis store authorized to sell adult use cannabis and adult use cannabis products under this section is subject to the provisions of section 504.

**Sec. 7. 28-B MRSA §504-A, sub-§1,** as enacted by PL 2021, c. 735, §1 and amended by c. 669, §5, is further amended to read:

**1. Permit application.** At least 30 days prior to a specified event, a cannabis store seeking authorization to sell adult use cannabis and adult use cannabis products at the a specified event shall submit a permit appli-