

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTY-FIRST LEGISLATURE

SECOND REGULAR SESSION
January 3, 2024 to May 10, 2024

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 9, 2024

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH THE MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2024

The court may not order that the name change be confidential under this subsection if the adult is currently under official supervision as a probationer, a parolee or a sex offender on supervised release or is currently required to register as a sex offender.

3-B. Transmission of adult name change to bureau. This subsection governs transmission of adult name change orders to the bureau.

A. Except as provided in paragraph C, the court shall electronically transmit to the bureau an abstract of any name change order of an adult issued on or after January 1, 2025 pursuant to this section. The abstract must include the adult's former name, new name and date of birth; whether the court ordered that the record of the name change be confidential under subsection 3-A; and, if known to the court and not otherwise confidential, the adult's physical address and the number associated with the adult's criminal history record information, as defined in Title 16, section 703, subsection 3 or other number assigned by the bureau.

B. Title 16, section 704, subsection 3 and Title 16, section 705, subsection 4 govern dissemination of criminal history record information by a Maine criminal justice agency for an adult whose name has been changed pursuant to an order made confidential under subsection 3-A.

C. Upon request and upon a showing of extraordinary circumstances, the court may order that an abstract of a name change order of an adult made confidential under subsection 3-A not be transmitted to the bureau.

4. Filing fee. The fee for filing a name change petition is \$75.

5. Background checks. The court ~~may~~ shall require ~~a person~~ an adult seeking a name change to undergo ~~one or more of the following background checks:~~ a criminal history record check; ~~The court may require a minor seeking a name change to undergo a criminal history record check and may require any person seeking a name change to undergo~~ a motor vehicle record check; or a credit check. The court may require the person to pay the cost of each background check required.

6. Denial of petition brought for improper purpose. The court may not change the name of a person if the court has reason to believe that the person is seeking the name change for purposes of defrauding another person or entity or for purposes otherwise contrary to the public interest. There is a rebuttable presumption that the name change is brought for purposes contrary to the public interest if the adult is currently under official supervision as a probationer, a parolee or a sex offender on supervised release or is currently required to register as a sex offender.

PART B

Sec. B-1. 16 MRSA §704, sub-§3 is enacted to read:

3. Public criminal history record information of person whose legal name has been changed. Except as provided in this subsection, a Maine criminal justice agency may disseminate public criminal history record information associated with each former and current legal name of a person whose name has been changed to any person or public or private entity for any purpose. If an order changing the person's name was made confidential under Title 18-C, section 1-701, subsection 3-A or any other provision of law, a Maine criminal justice agency:

A. May not disclose the existence or nonexistence of the person's legal name change to any person or public or private agency that is not authorized to receive confidential criminal history record information under section 705; and

B. In response to a request for public criminal history record information from any person or public or private agency that is not authorized to receive confidential criminal history record information under section 705, may not disseminate public criminal history record information about a person that is associated with any legal name of the person not included within the request.

Sec. B-2. 16 MRSA §705, sub-§4 is enacted to read:

4. Confidential criminal history record information of person whose legal name has been changed. Regardless of whether the order changing a person's name was made confidential under Title 18-C, section 1-701, subsection 3-A or any other provision of law, a Maine criminal justice agency may disseminate confidential criminal history record information associated with each former and current legal name of a person whose name has been changed to any person or public or private entity that is authorized to receive confidential criminal history record information under subsection 1-A.

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

Effective March 25, 2024.

**CHAPTER 561
H.P. 811 - L.D. 1263**

**An Act to Require Certain
School Identification Cards to
Include the Telephone Number
of a Suicide and Crisis Hotline**

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

Sec. 1. 20-A MRSA §13 is enacted to read:

§13. Suicide and crisis hotline

1. Secondary student identification cards. A school administrative unit that issues identification cards to secondary students enrolled in the school administrative unit shall ensure that identification cards issues to secondary students contain the 988 telephone number for the national suicide and crisis hotline.

2. Postsecondary student identification cards. A public postsecondary educational institution in the State that issues identification cards to students enrolled in the public postsecondary educational institution shall ensure that identification cards contain the 988 telephone number for the national suicide and crisis hotline.

3. Student-facing locations. In addition to the requirements in subsection 1 or 2, when applicable, a school administrative unit or public postsecondary educational institution shall place the 988 telephone number for the national suicide and crisis hotline in at least one location regularly accessed by students, including, but not limited to, a sticker on school-issued electronic devices or on the home page of an online student portal.

See title page for effective date.

CHAPTER 562

S.P. 853 - L.D. 2025

An Act to Provide for Medical and Vessel Breakdown License Exceptions for Commercial Menhaden License Holders

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

Sec. 1. 12 MRSA §6502-C, sub-§2, as enacted by PL 2019, c. 640, §4, is amended to read:

2. Licensed activity; commercial license. The holder of a commercial menhaden fishing license may fish for, take, possess, ship, transport or sell menhaden that the holder has taken using the vessel named on the license. A commercial menhaden fishing license also authorizes the crew members aboard the vessel named on the license to fish for, take, possess, ship or transport menhaden when the license holder is aboard the vessel.

Sec. 2. 12 MRSA §6502-C, sub-§2-A is enacted to read:

2-A. License exception; illness, disability. Notwithstanding subsection 2, the commissioner may temporarily authorize an individual other than the holder of a commercial menhaden fishing license to fish for, take, possess, ship, transport or sell menhaden when the license holder is not present if the license holder documents to the commissioner that an illness or disability temporarily prevents the license holder from fishing for

or taking menhaden and requests in writing to the commissioner that the commissioner authorize another holder of a commercial menhaden fishing license to fish for or take menhaden from the license holder's vessel or the vessel named on the temporarily authorized license holder's license. The commissioner's authorization may require the temporarily authorized license holder to fish for, take, possess and land menhaden separately from the temporarily authorized license holder's own menhaden to ensure that harvest limits are not exceeded. A temporary authorization granted by the commissioner to another license holder due to the illness or disability of the license holder may not exceed one menhaden fishing season.

Sec. 3. 12 MRSA §6502-C, sub-§2-B is enacted to read:

2-B. Exception to using the vessel named on the license holder's license for commercial license holders. Notwithstanding subsection 2, the commissioner may temporarily authorize a holder of a commercial menhaden fishing license to use a vessel other than the vessel named on that license holder's license to fish for, take, possess, ship or transport menhaden if the license holder documents to the commissioner that the vessel named on that license holder's license has become temporarily inoperable because of an accident or a mechanical failure and requests in writing to the commissioner that the commissioner authorize the use of another vessel to fish for or take menhaden. The commissioner's authorization may require the license holder to fish for, take, possess and land menhaden separately from any menhaden taken under another license listing the same vessel to ensure that harvest limits are not exceeded. An authorization granted by the commissioner to a license holder due to an accident or a mechanical failure may not exceed 2 weeks. The commissioner may authorize one 2-week extension per license holder during the menhaden fishing season.

Sec. 4. 12 MRSA §6502-C, sub-§3, as enacted by PL 2019, c. 640, §4, is amended to read:

3. Licensed activity; noncommercial license. The holder of a noncommercial menhaden fishing license may fish for, take or possess menhaden that the holder has taken using the vessel named on the license. A noncommercial menhaden fishing license authorizes the crew members aboard the vessel named on the license to fish for, take or possess menhaden when the license holder is aboard the vessel.

See title page for effective date.
