

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

**CHAPTER 567
H.P. 1378 - L.D. 2154**

**An Act to Make Corrections
and Updates to the Laws
Affecting Children and
Families**

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

Sec. 1. 18-C MRSA §9-403, sub-§2, as enacted by PL 2017, c. 402, Pt. A, §2 and affected by PL 2019, c. 417, Pt. B, §14, is repealed.

Sec. 2. 22 MRSA §3931, sub-§15, as enacted by PL 2021, c. 457, §2, is amended to read:

15. Rules. The department ~~shall~~ may adopt rules to carry out the purposes of this chapter. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

Sec. 3. 22 MRSA §8301-A, sub-§1-A, ¶B-1 is enacted to read:

B-1. "Emergency circumstances" means a situation in which the department determines there are extenuating and urgent circumstances that necessitate a family child care provider's or child care facility's having to relocate or the establishment of a new family child care provider or child care facility. "Emergency circumstances" includes, but is not limited to, a situation affecting the home or child care facility such as a natural disaster, contamination, fire, water damage, unsafe environmental conditions, a pandemic or the unplanned closure of another family child care provider or child care facility.

Sec. 4. 22 MRSA §8301-A, sub-§6, as enacted by PL 2021, c. 35, §21, is repealed.

Sec. 5. 22 MRSA §8301-A, sub-§6-A is enacted to read:

6-A. Temporary license. The department may issue a temporary license to a licensed child care facility or family child care provider in a new location or to a new child care facility or family child care provider. The department may issue a temporary license, which is valid pending final action on the application by the department, only under the following conditions:

A. The licensed child care facility or family child care provider moves to a new location and:

(1) All applicable standards have been met except a requirement that is dependent on the action of an agency of State Government or a contractor of that agency; and

(2) Through no action by the child care facility or family child care provider that causes a significant delay, timely issuance of a provisional

or full license has been delayed by the agency or contractor under subparagraph (1); or

B. Due to emergency circumstances, the licensed child care facility or family child care provider moves to a new location or a new child care facility or family child care provider is established and the department determines that:

(1) The child care facility or family child care provider has completed a criminal background check as required by rules adopted pursuant to section 8302-A, subsection 1, paragraph J and section 8302-A, subsection 2, paragraph K;

(2) The child care facility or family child care provider is eligible to provide child care; and

(3) A preliminary evaluation of the facility or home finds that all applicable laws and rules relating to minimum standards of health and safety have been met.

See title page for effective date.

**CHAPTER 568
S.P. 932 - L.D. 2193**

**An Act to Improve Access to
Affordable Wireless
Communications by Allowing
the Public Utilities Commission
to Designate Eligible
Telecommunications Carriers**

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

Sec. 1. 35-A MRSA §7104, sub-§10 is enacted to read:

10. Designation of eligible service providers. The commission may designate any provider or reseller of commercial mobile radio service, as defined in 47 Code of Federal Regulations, Section 20.3, as an eligible telecommunications carrier for purposes of receiving federal universal service support and offering services supported by federal universal service support mechanisms pursuant to 47 United States Code, Sections 214(e)(1) and 214(e)(2) and 47 Code of Federal Regulations, Section 54.201. The commission may adopt rules necessary to implement this subsection. Rules adopted under this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.