

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

**CHAPTER 21
H.P. 242 - L.D. 391**

Resolve, Regarding Legislative Review of Portions of Chapter 2: Hearing Procedures and Portions of Chapter 3: Maine Clean Election Act and Related Provisions, Major Substantive Rules of the Commission on Governmental Ethics and Election Practices

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 Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, major substantive rules have been submitted to the Legislature for review; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rules; 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

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 2: Hearing Procedures and portions of Chapter 3: Maine Clean Election Act and Related Provisions, provisionally adopted major substantive rules of the Commission on Governmental Ethics and Election Practices that have been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if the change in Chapter 3, Section 9, subsection 2 regarding death, withdrawal or disqualification of a candidate during a campaign, which allows for the qualifying period for replacement candidates to begin when the Secretary of State receives a notice of withdrawal or declares a vacancy and for the commission to establish the end of the qualifying period, is removed.

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

Effective June 1, 2023.

**CHAPTER 22
S.P. 459 - L.D. 1125**

Resolve, Directing the Bureau of Alcoholic Beverages and Lottery Operations to Study Paying Bonuses to Agents for Selling Certain Winning Lottery Tickets

Sec. 1. Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations to study paying bonuses for selling certain winning Powerball tickets, Mega Millions tickets and Lotto America tickets. Resolved: That the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations shall study paying bonuses to persons licensed to sell lottery tickets for selling winning Powerball tickets, Mega Millions tickets and Lotto America tickets over \$10,000 that are not grand prize winners and develop a system to pay bonuses to persons selling winning Powerball tickets, Mega Millions tickets and Lotto America tickets with prizes over \$10,000 that are not grand prize winners.

Sec. 2. Report. Resolved: That, no later than December 6, 2023, the Department of Administrative and Financial Services, Bureau of Alcoholic Beverages and Lottery Operations shall submit a report based upon the study in section 1, along with any recommended legislation, to the Joint Standing Committee on Veterans and Legal Affairs, which may report out legislation related to the report to the Second Regular Session of the 131st Legislature.

See title page for effective date.

**CHAPTER 23
H.P. 778 - L.D. 1230**

Resolve, Directing the Maine Public Employees Retirement System to Study the Creation of an Interstate Compact Concerning the Windfall Elimination Provision and Government Pension Offset

Sec. 1. Maine Public Employees Retirement System to study interstate compact. Resolved: That the Maine Public Employees Retirement System shall study the creation and adoption of an interstate compact with other states affected by the government pension offset, pursuant to the federal Social Security Amendments of 1977, Public Law 95-216, and the windfall elimination provision, pursuant to the federal Social Security Amendments of 1983, Public Law