

# 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.**

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**Augusta, Maine**  
**2024**

shall notify the joint standing committee of the Legislature having jurisdiction over inland fisheries and wildlife matters in writing prior to the changes being implemented.

See title page for effective date.

**CHAPTER 149  
S.P. 444 - L.D. 1075**

**Resolve, to Review and Evaluate Film Production Incentives**

**Sec. 1. Film production incentives review and evaluation. Resolved:** That the Department of Economic and Community Development shall review existing film production incentives in this State and evaluate film production incentives, including tax credits, rebates and alternative reimbursement programs in other selected states. The department, with direction from the department's Office of Tourism, Maine State Film Office established pursuant to the Maine Revised Statutes, Title 5, section 13090-I, shall solicit input from stakeholders, industry experts, other state agencies and film offices in other states. On or before December 30, 2024, the department shall submit to the joint standing committee of the Legislature having jurisdiction over taxation matters a report that contains suggested legislation to amend or replace current visual media incentive laws, responses to the 2023 evaluation of visual media incentives conducted by the Office of Program Evaluation and Government Accountability and a detailed summary that includes the findings, requirements and recommendations of the department and the Maine State Film Office. The committee may submit legislation related to the report to the 132nd Legislature in 2025.

See title page for effective date.

**CHAPTER 150  
S.P. 638 - L.D. 1606**

**Resolve, to Study Opportunities and Provide Guidance for School Clean Energy and Energy Efficiency Programs**

**Sec. 1. Study to evaluate opportunities for clean energy and energy efficiency programs in schools; report. Resolved:** That the Department of Education's office of innovation, in coordination with the Office of Policy Innovation and the Future, the Governor's Energy Office and the Efficiency Maine Trust, shall conduct a study and develop guidance to assist public elementary and secondary schools in the State

with achieving energy efficiency and maximizing the use of clean energy. The study must include:

1. Identification and review of current and anticipated:

A. State and federal programs available to public elementary and secondary schools in the State for supporting energy audits and energy efficiency projects and financing and development of clean energy and clean transportation; and

B. Options for public elementary and secondary schools to contract with energy services companies, as defined in the Maine Revised Statutes, Title 5, section 1770, subsection 2, paragraph B, including opportunities for 3rd-party financing of school construction; and

2. Review and consideration of:

A. National climate policies and best practices, including, but not limited to, those described in Executive Order No. 14008, 86 Federal Register, 7619, January 27, 2021, and from relevant jurisdictions; and

B. State policies related to labor practices and workforce enhancement standards, including, but not limited to, those described in the Maine Revised Statutes, Title 35-A, section 3408, subsection 2, paragraph F, subparagraph (2).

The guidance developed through this study must address how the programs and contracting options reviewed in accordance with subsection 1 may be effectively accessed and used by public elementary and secondary schools in the State and how public elementary and secondary schools can incorporate the best practices and standards reviewed in accordance with subsection 2 within those programs and contracting options.

No later than January 31, 2025, the Department of Education's office of innovation shall provide a report of its activities, as well as guidance for public elementary and secondary schools in the State for achieving energy efficiency, to the joint standing committees of the Legislature having jurisdiction over energy matters and education matters. The report may also include recommendations for legislation. The joint standing committee of the Legislature having jurisdiction over energy matters may report out a bill related to the report to the 132nd Legislature in 2025.

**Sec. 2. Department of Education to develop contracting guidance for schools; report. Resolved:** That the Department of Education, in consultation with the Office of Policy Innovation and the Future, the Governor's Energy Office, the Efficiency Maine Trust, relevant state agencies and representatives from school leadership, including superintendents, business officers and facilities managers, shall develop contracting guidance for public elementary and secondary schools to assist the schools with saving money

through energy efficiency, clean energy and clean transportation projects. The guidance must be designed to assist schools entering into contracts for such projects, including energy performance contracts with energy service companies, as defined in the Maine Revised Statutes, Title 5, section 1770, subsection 2, paragraph B, to maximize federal tax incentives and ensure timely and on-budget project completion of the contracted project or service.

No later than January 31, 2025, the Department of Education shall provide a report, including draft guidance, to the joint standing committees of the Legislature having jurisdiction over energy matters and education matters. The report may also include recommendations for legislation. The joint standing committee of the Legislature having jurisdiction over education matters may report out a bill related to the report to the 132nd Legislature in 2025.

See title page for effective date.

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**CHAPTER 151**

**S.P. 808 - L.D. 1974**

**Resolve, Directing an Analysis of and Report on the Maine New Markets Capital Investment Program**

**Sec. 1. Finance Authority of Maine to examine and report findings on Maine New Markets Capital Investment Program. Resolved:** That the Finance Authority of Maine, in conjunction with the Department of Economic and Community Development, shall examine and evaluate the Maine New Markets Capital Investment Program under the Maine Revised Statutes, Title 10, section 1100-Z and submit a report of its findings and any recommended legislation to the joint standing committee of the Legislature having jurisdiction over taxation matters by January 31, 2025. The report must include discussion of recommendations offered by the Office of Program Evaluation and Government Accountability in its March 2017 report on the program. The Finance Authority of Maine may consult with the Department of Administrative and Financial Services, Maine Revenue Services and with other public and private entities with roles in economic development in the State as necessary. The joint standing committee may submit legislation relating to the report to the 132nd Legislature in 2025.

See title page for effective date.

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**CHAPTER 152**  
**H.P. 1398 - L.D. 2184**

**Resolve, Regarding Legislative Review of Chapter 9: Rules Governing Administrative Civil Money Penalties for Labor Law Violations, a Major Substantive Rule of the Department of Labor, Bureau of Labor Standards**

**Sec. 1. Adoption. Resolved:** That final adoption of Chapter 9: Rules Governing Administrative Civil Money Penalties for Labor Law Violations, a provisionally adopted major substantive rule of the Department of Labor, Bureau of Labor Standards that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

See title page for effective date.

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**CHAPTER 153**  
**H.P. 1403 - L.D. 2189**

**Resolve, Regarding Legislative Review of Portions of Chapter 41: Special Restrictions on Pesticide Use, a Major Substantive Rule of the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control**

**Sec. 1. Adoption. Resolved:** That final adoption of portions of Chapter 41: Special Restrictions on Pesticide Use, a provisionally adopted major substantive rule of the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is not authorized.

See title page for effective date.

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**CHAPTER 154**  
**S.P. 872 - L.D. 2071**

**Resolve, to Fill All Vacant and Expired Seats on the Emergency Medical Services' Board**

**Emergency preamble. Whereas,** acts and resolves of the Legislature do not become effective until