

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

resolve does not restrict the Legislature's authority to use another legislative instrument to approve all or part of Chapter 20.

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

Effective April 24, 2024.

**CHAPTER 180
H.P. 1400 - L.D. 2186**

Resolve, Regarding Legislative Review of Chapter 30: Compliance Rules for Adult Use Cannabis Establishments, a Major Substantive Rule of the Department of Administrative and Financial Services, Office of Cannabis Policy

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, a major substantive rule has 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 rule; 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 Chapter 30: Compliance Rules for Adult Use Cannabis Establishments, a provisionally adopted major substantive rule of the Department of Administrative and Financial Services, office of cannabis policy 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 by this resolve. As provided in Title 5, section 8072, subsection 11, this resolve does not restrict the Legislature's authority to use another legislative instrument to approve all or part of Chapter 30.

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

Effective April 24, 2024.

**CHAPTER 181
S.P. 955 - L.D. 2230**

Resolve, to Require a Stakeholder Group to Participate in the Development of Rules Regarding Youth Camps

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

Whereas, proposed rules that govern the operations of youth camps in the State must include the participation of operators of youth camps; and

Whereas, the youth camp season begins earlier than 90 days after adjournment; 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. Department of Health and Human Services to convene stakeholder group to provide input on youth camp rules. Resolved: That the Department of Health and Human Services, referred to in this resolve as "the department," shall convene a stakeholder group of interested parties, including operators of youth camps, to participate in the development of proposals to amend the department's rule Chapter 208: Rules Relating to Boys, Girls, Boys and Girls, Day Camps and Primitive and Trip Camping, prior to publishing a rule change for public comment in accordance with the Maine Administrative Procedure Act. The department shall convene the stakeholder group as soon as possible to solicit input for the department's consideration and engage stakeholders in good faith consistent with the Maine Revised Statutes, Title 5, section 8052 and section 8057-A, subsection 3. The department shall maintain a record of stakeholder meetings, including a summary of meetings and explanations of decisions reached by the department and provide these materials to the stakeholder group.

Sec. 2. Rule adoption. Resolved: That the department may not adopt any rules that amend its rule Chapter 208: Rules Relating to Boys, Girls, Boys and Girls, Day Camps and Primitive and Trip Camping until

the department has convened and engaged a stakeholder group pursuant to section 1.

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

Effective April 24, 2024.

**CHAPTER 182
S.P. 875 - L.D. 2082**

**Resolve, to Review the
Timeliness of Contract
Payments by the Department
of Health and Human Services**

Sec. 1. Department of Health and Human Services to collect data. Resolved: That the Department of Health and Human Services shall review the timeliness of payments made to grantees of contracts awarded by the office within the department responsible for the provision of behavioral health services and housing assistance programs in fiscal year 2023-24 and in fiscal year 2024-25 through December 2024. For purposes of this section, "housing assistance programs" includes but is not limited to the Bridging Rental Assistance Program established in the Maine Revised Statutes, Title 34-B, section 3011 and the federal shelter plus care program authorized by the federal McKinney-Vento Homeless Assistance Act, Public Law 100-77 (1987) as amended by the federal Homeless Emergency Assistance and Rapid Transition to Housing Act of 2009, Public Law 111-22, Division B (2009). The department shall identify the reasons for any delays of payments and shall compile its data into a report.

Sec. 2. Department of Health and Human Services to provide information regarding late fee payments to grantees of contracts. Resolved: That the Department of Health and Human Services shall review its process for the payment of late fees in accordance with the Maine Revised Statutes, Title 5, section 1554 and shall provide written guidance to grantees of contracts regarding the process to request payment of late fees.

Sec. 3. Report. Resolved: That, by February 1, 2025, the Department of Health and Human Services shall provide a report to the joint standing committee of the Legislature having jurisdiction over health and human services matters regarding its findings pursuant to section 1 and actions taken pursuant to section 2.

See title page for effective date.

**CHAPTER 183
H.P. 1401 - L.D. 2187**

**Resolve, Regarding Legislative
Review of Chapter 10: Rules
for the Administration of the
Adult Use Cannabis Program,
a Major Substantive Rule of
the Department of
Administrative and Financial
Services, Office of Cannabis
Policy**

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, a major substantive rule has 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 rule; 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 Chapter 10: Rules for the Administration of the Adult Use Cannabis Program, a provisionally adopted major substantive rule of the Department of Administrative and Financial Services, office of cannabis policy 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 by this resolve. As provided in Title 5, section 8072, subsection 11, this resolve does not restrict the Legislature's authority to use another legislative instrument to approve all or part of Chapter 10.

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

Effective April 28, 2024.