

MAINE STATE LEGISLATURE

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**130th MAINE STATE LEGISLATURE
LEGISLATIVE COUNCIL REVIEW OF PROPOSED STUDIES
SECOND REGULAR SESSION
PROPOSED STUDIES SUMMARY**

Does it Conform to Rules and Council Policy?														
Page #	LD (or other)	Emergency/Non-Emergency	Current Status	Policy Area	Study Name	Purpose	Membership	Report Date(s)	Staff	Jt. Rule and Council Policies	Compensation and # mtgs.	FY 2022	FY 2023	FY 2024
Previously Authorized Studies														
pg. 1	LD 842, as amended by Committee "A" and House "A" and House "C"	Emergency	Enacted as Resolve 2021, c. 126	JUD	Commission to Examine the Reinstatement of Parole	Examine parole as it currently operates in this State and in other states, with a specific focus on the parole law in Colorado, the benefits and drawbacks of parole, different models of parole, how parole fits in with the overall framework of the Maine Criminal Code, the effect of parole on parolees, the costs and savings of instituting parole and the elements of a plan to implement parole.	TOTAL: 13 Legis: 5 Sen: 2 (1 each maj. party) House: 3 (1 each maj. party) Chairs: First-named Senator and Representative	December 1, 2022 to JUD Committee	Legislative Council (not during regular or special sessions) Authorizes commission to request assistance of consultants	Nonconforming *Membership- a majority of the members are not legislators	Legislative per diem and expenses; 4 meetings		\$ 2,750	
pg. 4a	LD 1995 Supplemental Budget Part XX (enacted)	Emergency	Enacted - pending chapter number	ACF/ENR	Advisory Committee on the Fund to Address PFAS Contamination	Make recommendations to the Dept. ACF regarding administration of the fund to address PFAS contamination and to report to the Legislature.	TOTAL: 15 Legis: 4 Sen: 2 (1 each maj. party) House: 2 (1 each maj. party) Chairs: First named Senator and Representative	Beginning March 2023, annually to ACF and ENR committees	Not specified	Nonconforming *Membership- a majority of the members are not legislators	Legislative per diem and expenses; 9 meetings		\$ 4,500	
(see LD 1952 p.g. 137)	LD 1995 Supplemental Budget Part KK (enacted)	Emergency	Enacted and signed 4/19/22 pending chapter #	LBHS/HCI FS	The Commission to Develop a Paid Family and Medical Leave Benefits Program	see pg 137								
General Fund Miscellaneous Studies														
pg. 5	JSO H.P. 1521	Emergency	On Senate Study Table (Passed House; pending passage in the Senate)	EDU	Task Force on Early Childhood in Maine	Review ways to strengthen the State's early childhood environment, with a focus on early childhood education, family and child welfare and children's healthy development and recommend how to support system policies that drive continuous improvement in quality and delivery of services.	TOTAL: 8 Legis: 8 Sen: 4 (2 each maj. party) House: 4 (2 each maj. party) Chairs: First-named Senator and Representative	August 1, 2022 (initial report); Final report to the First Regular Session of the 131st Legislature	Legislative Council (not during regular or special sessions) Authorizes commission to contract for staff during legislative session and beyond if sufficient funding is available; allows legislative staff to provide drafting during legislative session	Conforms with Jt. Rule 353	Legislative per diem and expenses; 4 meetings	\$ 2,000	\$ 2,250	
pg. 13	LD 629, as amended by Committee "A"	Emergency	Carried over on Senate Study Table from the 130th, First Special Session	HHS	Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence Against Health Care Workers	Study the process by which criminal cases may be brought related to incidents of violence in hospitals and other health care facilities and settings.	TOTAL: 9 Legis: 4 Sen: 2 (1 each maj. party) House: 2 (1 each maj. party) Chairs: First-named Senator and Representative	December 1, 2021 to CJPS Committee	Legislative Council (not during regular or special sessions)	Nonconforming *Membership - majority of members are not legislators	Legislative per diem and expenses; 4 meetings	\$ 2,250		

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pg. 17	LD 966, as amended by Committee "A"	Emergency	Carried over on Senate Special Appropriations Table <i>*LC did not approve study at 6/24/21 study table meeting</i>	TAX	Commission To Study Fair, Equitable and Competitive Tax Policy To Enable the Implementation of the State's 10-year Economic Development Strategy	Study issues associated with the effects of tax policy on the State's working families and small businesses and develop recommendations designed to ensure that the tax policy of the State is fair and equitable, improves the competitive position of the State, encourages more investment in new and existing small businesses and helps attract skilled and knowledgeable workers, and evaluate the direct impact of any proposed tax changes on after-tax income by income decile and examine whether the State's current revenue streams are adequate to support the strategies and recommendations identified in the State's 10-year economic development strategy.	TOTAL: 13 Legis: 6 Sen: 3 (1 each maj. party) House: 3 (1 each maj. party) Chairs: First-named Senator and Representative	January 15, 2023 to the TAX Committee (multi-year study)	Legislative Council (not during regular or special sessions)	Nonconforming *Membership - a majority of members are not legislators *Report date - multi year study with a report date of January 15, 2023 (could conflict with provision which does not permit LC staff assistance during session)	Legislative per diem and expenses; 4 meetings each year of the study	\$3,125	\$ 3,125		
pg. 23	LD 1073, Engrossed in Senate with CA as amended by SA; House engrossed as amended by CA; in non-concurrence	Emergency	Carried over on Senate Study Table from the 130th, First Special Session	SLG	Commission To Research Effective Strategies and Efficiencies of Legislatures	Examine the operations of the Legislature and the overall structure, including the number of Legislators; the Legislative Council; the process for introducing bills; the number of bills in a legislative session and biennium; the structure of joint standing committees; the budget proses; Legislator term limits; and the legislative pay structure.	TOTAL: 14 (16 in House engrossed bill) Legis: 9 Sen: 4 (2 each maj. party) House: 4 (2 each maj. party; 1 from other party) Chairs: First-named Senator and Representative	February 15, 2022 to the SLG Committee Report date has passed	Legislative Council	Nonconforming *Membership - more than 13 members *Report date - during session February 15, 2022 *Staffing - does not prohibit assistance from LC staff during session	Legislative per diem and expenses; 10 meetings	\$ 4,750			
pg. 33	LD 1447, as amended by Committee "A"	Non-Emergency	On Senate Study Table	CJPS	Law Enforcement Training and Qualifications Study Committee	Review law enforcement officer training.	TOTAL: 17 Legis: 7 Sen: 3 House: 4 Chairs: First-named Senator and Representative	November 2, 2022 to the CJPS Committee	Legislative Council	Nonconforming *Membership -more than 13 members and a majority are not legislators	Legislative per diem and expenses; 4 meetings		\$ 3,750		
pg. 39	LD 1569, as amended by Committee "A"	Non-Emergency	Carried over on Senate Special Appropriations Table from 130th, First Special Session	TAX	Commission to Study the Role of Water as a Resource in the State of Maine	Study issues associated with the role of water resources in the State and the nature and extent of infrastructure involved in the use and delivery of water resources now and in the future.	TOTAL: 16 Legis: 4 Sen: 2 (1 each maj. party) House: 2 (1 each maj. party) Chairs: First-named Senator and Representative	March 15, 2022 to TAX Committee Report date has passed	Legislative Council (not during regular or special sessions)	Nonconforming *Membership - more than 13 members and a majority of members are not legislators *Report date - March 22, 2022 (conflicts with provision that LC staff not permitted to assist during session)	Legislative per diem and expenses; 4 meetings	\$ 2,250		*Bill includes a \$20,000 GF Approp. for part-time staffing or outside data analyses	

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pg. 45	LD 1818, as amended by Committee "A" and House "A"	Non-Emergency	On Senate Study Table	JUD	Criminal Records Review Committee <i>(reestablishes prior commission)</i>	Continue the work of the former Criminal Records Review Committee and review activities in other states that address the expungement, sealing and vacating of and otherwise limiting public access to criminal records; Consider "clean slate" legislation options; Consider whether the following convictions should be subject to different treatment: Convictions for conduct that has been decriminalized in this State over the last 1 years and conduct that is currently under consideration for decriminalization; and Convictions for conduct that was committed by victims and survivors of sexual exploitation and sex trafficking; Consider whether there is a time limit after which some or all criminal records should not be publicly available; and Develop options to manage criminal records.	TOTAL: 29 Legis: 5* (incl. chair of RTKAC) Sen: 2 (1 each maj. party) House: 2 (1 each maj. party) Chairs: First-named Senator and Representative <i>**Reappointment of members of the prior study commission is preferred</i> <i>(should it specify if judicial branch member voting or ex-officio?)</i>		November 2, 2022 to the First Regular Session of the 131st Legislature.	Legislative Council (not during regular or special sessions)	Nonconforming *Membership- more than 13 members and a majority of the members are not legislators	Legislative per diem and expenses; 6 meetings		\$ 3,250	
pg. 51	LD 1824, as amended by Committee "A"	Emergency	On Senate Study Table	HHS	Commission to Develop a Pilot Program to Provide Legal Representation to Families in the Child Protection System	Study programs, policies and contracts for services in other states, regions or municipalities that provide legal counsel to parents or custodians as soon as that state opens a safety assessment or similar initial evaluation to determine if a child is at risk of harm, rather than after that state petitions a court, and develop a pilot program to provide legal counsel to parents and custodians as soon as DHHS has begun a safety assessment to determine if a child is at risk of harm.	TOTAL: 13 Legis: 5 Sen: 2 House: 3 Chairs: First-named Senator and Representative		November 2, 2022 to HHS and JUD Committees	Legislative Council (not during regular or special sessions)	Conforms with Jt. Rule 353	Legislative per diem and expenses; 4 meetings	\$ 1,250	\$ 1,500	
pg. 57	LD 1941, as amended by Committee "A"	Emergency	On Senate Study Table	TAX	Working Group to Review and Recommend Improvements to the Seed Capital Investment Tax Credit	Examine and make recommendations regarding the need for legislation to clarify and update the seed capital investment tax credit.	TOTAL: 9 Legis: 9 Sen: 3 (2 maj party, 1 non-maj. party, 1 each from GOC, IDEA, TAX) 6 (3 maj. Party, 3 non-maj. Party; 2 each from GOC, IDEA, TAX) House: First-named Senator and Representative Chairs:		November 2, 2022 to the First Regular Session of the 131st Legislature	Legislative Council (not during regular or special sessions); DAFS, DECD and FAME to provide nonconfidential information requested	Conforms with Jt. Rule 353	Legislative per diem and expenses; 4 meetings		\$ 4,750	

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pg. 61	LD 1945 STATUS HAS CHANGED	Emergency (Committee A) Non-Emergency (Committee B)	Senate Engrossed with Committee "A"; House Engrossed with Committee "B" with House "A"; in non-concurrence	JUD	Special Committee to Protect Biometric Identifiers (Committee A) Biometric Identifiers Protection Implementation Commission (Committee B)	Review and evaluate the provisions of the Privacy of Personal Information Law (Title 10, chapter 1057), review other biometric identifier protection laws to identify amendments that may improve the implementation of Title 10, chapter 1057, review available enforcement mechanisms, gather relevant information from various invited stakeholders, and develop recommendations to improve and assist in the implementation of the law.	TOTAL: 7 Legis: 7 Sen: 3 (members from each maj. party) House: 4 (members from each maj. party) Chairs: First-named Senator and Representative	December 15, 2022 to JUD Committee (Committee A) November 2, 2022 to the First Regular Session of the 131st Legislature (Committee B)	Legislative Council (not during regular or special sessions)	Committee A report nonconforming due to report date after first Wednesday in November prior to a First Regular Session	Legislative per diem and expenses; 4 meetings				
	LD 1946, as amended by Committee 'A'	Emergency	On Senate Study Table	JUD	Committee to Ensure Constitutionally Adequate Contact with Counsel	Ensure that residents of Department of Corrections correctional and detention facilities, persons who are incarcerated in county jails and other county correctional facilities and criminal defendants in court facilities have adequate contact with counsel.	TOTAL: 16 Legis: 5 Sen: 2 (1 each maj. party) House: 3 (incl. members from each maj. party) Chairs: First-named Senator and Representative	November 2, 2022 to the JUD Committee	Legislative Council (not during regular or special sessions)	Nonconforming *Membership -more than 13 members and a majority of the members are not legislators	Legislative per diem and expenses; 4 meetings	\$ 1,250	\$ 1,500		
pg. 77	1950, as amended by Committee "A"	Non-emergency	On Senate Special Appropriations table	JUD	Commission to Evaluate the Incorporation of the Probate Court into the Judicial Branch	Conduct a thorough review of the Probate Court system, including but not limited to the interaction between the state Probate Court and county registries of probate; the establishment and allocation of Probate Court fees; the Maine Commission on Indigent Legal Services' responsibility for oversight and payment of attorneys appointed by the Probate Court to represent indigent parties in Probate Court proceedings pursuant to Title 4, chapter 37; and the judicial branch's responsibility for oversight of visitors appointed by the Probate Court and for payment of court-appointed visitors when the Probate Court is allowed or directed by law to appoint a visitor at state expense.	TOTAL: 15 Legis: 5 Sen: 2 (1 each maj. party) House: 3 (incl. 1 each maj. party) Chairs: First-named Senator and Representative	December 31, 2027 to JUD Committee multi-year study	Legislative Council (not during regular or special sessions) Administrative Office of the Courts, the Chief Judge of the Probate Court and Registers of Probate to the commission the information and assistance requested by the commission	Nonconforming *Membership - More than 13 members and majority of the members are not legislators *Reporting date (multi-year) and after the first Wednesday in December prior to a Second Regular Session	Legislative per diem and expenses; public members may receive per diem and expenses; 6 meetings *FY27 \$1,250 FY28 \$2,500	\$ -	\$ -	\$ -	

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pg. 83	LD 1988, as amended by Committee "A"	Emergency	On Senate Study Table	CJPS	Blue Ribbon Commission to Study Emergency Medical Services in the State	Examine and make recommendations on the structure, support and delivery of emergency medical services in the State, including workforce development, training, compensation, retention, costs, reimbursement rates, organization and local and state support.	TOTAL: 17 Legis: 6 Sen: 2 (1 each maj. party) House: 4 (2 each maj. party) Chairs: First-named Senator and Representative	December 7, 2022	Legislative Council (not during regular or special sessions)	Nonconforming *Membership -more than 13 members and a majority of the members are not legislators *Report date - after the first Wednesday in November prior to a First Regular Session (Nov 2, 2022)	Legislative per diem and expenses; 6 meetings	\$ 2,250	\$ 2,500	
pg. 89	LD 2008, as amended by Committee "A"	Emergency	On Senate Study Table	JUD	Committee to Study Court-ordered Treatment for Substance Use Disorder	Explore the legal issues concerning substance use disorder treatment that is involuntary or includes some form of leverage to ensure adherence to treatment and develop recommendations for treatment options for persons with substance use disorder, including implementation plans.	TOTAL: 16 Legis: 6 Sen: 3 (each maj. party) House: 3 (each maj. party) Chairs: First-named Senator and Representative	November 2, 2022 to HHS and JUD Committees	Legislative Council (not during regular or special sessions)	Nonconforming *Membership - more than 13 members and a majority of the members are not legislators	Legislative per diem and expenses; 4 meetings	\$ 1,500	\$ 1,750	
pg. 95	LD 2009, as amended by Committee "A"	Non-Emergency	On Senate Special Appropriations Table	TAX	Full Evaluation Review Task Force	Review the statutes establishing each tax expenditure , identify which of those statutes do not have adequate elements to permit effective evaluation and recommend statutory changes if needed to permit effective evaluation.	TOTAL: 6 Legis: 6 Sen: 3 (1 from GOC, 1 from TAX and 1 from IDEA; each maj. party) House: 3 (1 from GOC, 1 from TAX and 1 from IDEA; each maj. party) Chairs: not specified	November 2, 2022 to TAX Committee	Staff from OPEGA and OFPR (not during regular or special sessions) *OPEGA Director to review laws governing full evaluations of tax expenditures	Conforms with Jt. Rule 353	Legislative per diem and expenses; 4 meetings		\$ 3,250	
Requiring a General Fund Appropriation														
pg. 103	LD 1303, as amended by Committee "A"	Non-Emergency	Carried over on Senate Special Appropriations Table from 130th, First Special Session	JUD	Office of the Revisor of Statutes to Compile a List of Mandatory Minimum Sentences Contained in the Statutes	Compile a list of statutes that require the court in sentencing a person for a violation of law to impose a mandatory minimum terms of imprisonment.	TOTAL: No appointments required Legis: Sen: House: Chairs:	January 15, 2022 to CJPS Committee (during session when ROS drafting bills and floor amendments)	Revisor of Statutes staff; may contract with an outside entity	Nonconforming (not technically a legislative study) Reporting date has passed	No legislators/No meetings	\$ 11,400		
To be funded from outside funding sources														
pg. 107	LD 680, as amended by Committee "A"	Emergency	On Senate Study Table	EDU	Task Force to Study the Creation of a Comprehensive Career and Technical Education System	Examine the feasibility of establishing a comprehensive 4-year high school career and technical education program to provide a technical high school setting for middle school students to attend at the completion of 8th grade and examine increasing crosswalks and intersections between technical and occupational knowledge and curricula and academic standards in order to promote multiple pathways for awarding content area credit to students enrolled in career and technical education programs.	TOTAL: 20 Legis: 4 Sen: 2 House: 2 Chairs: First-named Senator and Representative	November 2, 2022 to First Regular Session of the 131st Legislature	Legislative Council	Nonconforming *Membership -More than 13 members and a majority of the membership is not legislators	Legislative per diem and expenses; 4 meetings	\$ 1,000	\$ 1,250	

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pg. 113	LD 1005, as amended by Committee "A"	Non-emergency	Carried over on Senate Study Table from the 130th, First Special Session	IDEA	Commission To Study Strategies To Assist Working-class Families in Building Wealth and Achieving Upward Mobility	Examine and make recommendations on the feasibility of providing every child at birth a publicly funded bond to assist working-class families and to reduce racial and geographic wealth disparities in the State.	TOTAL: 12 Legis: 7 Sen: 4 (at least 1 each maj. party; 1 each from LBHS, HHS, TAX, IDEA) House: 3 (at least 1 each maj. party; 1 each from LBHS, HHS, IDEA) Chairs: First-named Senator and Representative	December 1, 2021 to Second Regular Session of the 130th Legislature report date has passed	Legislative Council (not during regular or special sessions)	Conforms with Jt. Rule 353 *report date has passed	Legislative per diem and expenses; Other members are entitled to receive reimbursement of necessary expenses; 4 meetings	\$ 3,750			
pg. 119	LD 1240, as amended by Committee "A"	Non-Emergency	On Senate Study Table	LBHS	Commission To Increase Housing Opportunities in Maine by Studying Land Use Regulations and Short-term Rentals	Review data on housing shortages in the State for low-income and middle-income households and data on the conversion of housing units to short-term rentals in the State; review state laws that affect the local regulation of land use and short-term rentals and consider whether they fulfill the goals set forth in the Maine Revised Statutes, Title 30-A, section 4312, subsection 3, including but not limited to the promotion of affordable housing, the promotion of an economic climate that increases job opportunities and overall economic well-being and the protection of the State's water resources and other critical natural resources; review efforts in other states and municipalities to address housing shortages through changes to land use restrictions and regulation of short-term rentals; and consider measures that would encourage municipalities to increase available housing, including but not limited to municipal incentives and statewide regulation of short-term rentals.	TOTAL: 16 Legis: 4 Sen: 2 (1 each maj. party) House: 2 (1 each maj. party) Chairs: First-named Senator and Representative	November 2, 2022 to LBHS Committee	Legislative Council (not during regular or special sessions)	Nonconforming *Membership -more than 13 members and a majority of the membership is not legislators	Legislative per diem and expenses; Other members are entitled to receive reimbursement of necessary expenses; 4 meetings		\$ 2,250		
pg. 125	LD 1246, as amended by Committee "A"	Non-Emergency	Carried over on Senate Study Table from 130th, First Special Session	LBHS	Commission to Study Best Practices and Different Area Needs for Development of Affordable Homes and Expanding Home Ownership in Maine Communities	Study the issue of home ownership being out of reach of low-income and moderate-income families and the issue of the market being determined by buyers of seasonal housing, threatening the year-round character of communities and requiring members of families to commute long distances to their places of employment.	TOTAL: 15 Legis: 7 Sen: 2 House: 5 Chairs: First-named Senator and Representative	December 1, 2021 to LBHS Committee	Legislative Council	Nonconforming *Membership - more than 13 members and a majority of the membership is not legislators	Legislative per diem and expenses; Other members are entitled to receive reimbursement of necessary expenses; 4 meetings	\$ 50,000			
pg. 131	LD 1771, as amended by Committee "A"	Non-Emergency	On Senate Study Table	HHS	Advisory Panel to Better Understand and Make Recommendations Regarding the Implications of Genome-editing Technology for the Citizens of the State	Study the implications of genome-editing technology and the legislative, administrative or other steps that the State should take to capitalize on the potential and avoid the hazards of genome-editing technology.	TOTAL: 17 Legis: 9 Sen: 3 (2 maj. party; 3 min. party) House: 6 (3 maj. party; 1 min. party) Chairs: First-named Senator and Representative	December 6, 2023 to HHS Committee	Legislative Council (not during legislative session)	Nonconforming *Membership - more than 13 members and a majority of the membership is not legislators	Legislative per diem and expenses; 4 meetings each year of the study		\$ 4,750	\$ 4,750	

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pg. 137	LD 1952, as amended by Committee 'A' and Part KK, LD 1995	Emergency	On Senate Study Table (LD 1952)	LBHS/HCI FS	Commission to Develop a Paid Family and Medical Leave Benefits Program <i>(reestablishes prior commission)</i>	Develop a plan to implement a paid family and medical leave benefits program by consulting with other states that have established paid family and medical leave benefits programs, contract for and complete an actuarial study of the planned program including start-up costs and ongoing costs of the program, the economic impact on and benefits to the State and the contributions needed to maintain the solvency of the program; and Based on the actuarial study and other factors considered by the commission, make recommendations to implement a paid family and medical leave	TOTAL: 12 Legis: 4 Sen: 2 (1 each maj. party) House: 2 (1 each maj. party) Chairs: First-named Senator and Representative	November 2, 2022 to the First Regular of the 131st Legislature	Legislative Council (not during regular or special sessions); may contract for staff Office of Policy Innovation and the Future, the Department of Labor, the Department of Health and Human Services and the Department of Administrative and Financial Services, Office of Information Technology and Bureau of Revenue Services to provide additional staffing assistance to the commission	Nonconforming *Membership - majority of the membership is not legislators	Legislative per diem and expenses; 6 meetings	\$ 1,000	\$ 2,250		
pg. 143	LD 1997, as amended by Committee "A" and House "A"	Non-Emergency	On Senate Study Table	LBHS	Committee to Study the Feasibility of Creating Basic Income Security <i>(reestablishes prior commission)</i>	Examine and assess the feasibility, economic impact and poverty reduction effect of providing basic income security through a direct cash payment system and other programs that are designed to help individuals and families become more economically secure. The committee shall make recommendations about what the Federal Government can do to help achieve this goal. The committee shall consider the creation of a permanent committee in State Government to improve the effectiveness and accessibility of the State's safety net and work support programs.	TOTAL: 11 Legis: 6 Sen: 3 House: 3 Chairs: First-named Senator and Representative	December 6, 2023 to HHS and LBHS <i>multi-year study</i>	Legislative Council (not during regular or special sessions) May invite input from the Department of Administrative and Financial Services, Bureau of Revenue Services and from the Office of Policy Innovation and the Future	Conforms with Jt. Rule 353	Legislative per diem and expenses; 8 meetings		\$ 3,000	\$ 3,250	

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Additional Legislative Resources for Interim Work

- Essential Support Workforce Advisory Committee
 LD 898 (see pg. 150 of binder)
 2 legislators; legislators are not authorized to receive per diem

- EDU Committee interim meetings about CDS reports
 LD 2039, sec. 13; 3 meetings
 Legislative Council Staff

- HHS Committee interim meetings about child welfare issues
 Request to Presiding Officers; 3 meetings
 Legislative Council Staff

- Marijuana Advisory Commission
 28-B MRSA c. 1, subchapter 9
 Legislative Council Staff

- Right to Know Advisory Committee
 1 MRSA §411
 Legislative Council Staff

- Citizen Trade Policy Commission
 10 MRSA §11
 Contract staff (year round funding permitted)
 Inadequate funding then Leg Council Staff (not during session)

- State Education and Employment Outcomes Task Force
 20-A MRSA, Chapter 437
 Legislative Council Staff

130th Maine Legislature
2nd Regular Session

Legislative Council
Review of Proposed
Studies

Resolve 2021, c. 126 (LD 842)

**Commission to Examine the
Reinstatement of Parole**

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-TWO

H.P. 610 - L.D. 842

Resolve, To Create the Commission To Examine Reestablishing Parole

Sec. 1. Commission established. Resolved: That the Commission To Examine Reestablishing Parole, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That the commission consists of 13 members as follows:

1. Two members of the Senate appointed by the President of the Senate, including one member from each of the 2 parties holding the largest number of seats in the Legislature;
2. Three members of the House of Representatives appointed by the Speaker of the House, including at least one member from each of the 2 parties holding the largest number of seats in the Legislature;
3. The Commissioner of Corrections or the commissioner's designee;
4. The Attorney General or the Attorney General's designee;
5. A district attorney, designated by an association representing prosecutors in the State;
6. A representative of an organization advocating for the interests of people who are incarcerated, appointed by the President of the Senate;
7. A member with experience in the fields of criminal sentencing or criminology or with experience in administering parole, appointed by the Speaker of the House;
8. A member who is an expert in criminal procedure, appointed by the President of the Senate;
9. A representative of an organization advocating for the interests of racial minorities, appointed by the Speaker of the House; and
10. An active or retired judge or justice, designated by the Chief Justice of the Supreme Judicial Court.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.

Sec. 4. Appointments; convening of commission. Resolved: That all appointments must be made no later than 120 days following the adjournment of the Second Regular Session of the 130th Legislature. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 120 days or more after the adjournment of the Second Regular Session of the 130th Legislature a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business.

Sec. 5. Duties. Resolved: That the commission shall examine parole as it currently operates in this State and in other states, with a specific focus on the parole law in Colorado, the benefits and drawbacks of parole, different models of parole, how parole fits in with the overall framework of the Maine Criminal Code, the effect of parole on parolees, the costs and savings of instituting parole and the elements of a plan to implement parole.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission, except that the Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Consultants. Resolved: That the commission may request that individuals with specific expertise in parole and the logistics of parole systems, including but not limited to the current members of the Department of Corrections, State Parole Board, serve as consultants to the commission.

Sec. 8. Report. Resolved: That, notwithstanding Joint Rule 353, no later than December 1, 2022, the commission shall submit a report that includes its findings and recommendations, including suggested legislation, to the Joint Standing Committee on Judiciary. The joint standing committee of the Legislature having jurisdiction over judiciary matters may report out legislation based on the recommendations of the commission to the First Regular Session of the 131st Legislature.

LD 1995

**Advisory Committee on the Fund to Address
PFAs Contamination**

1 C. Supplementing or enhancing other short-term rental assistance programs such as
2 rapid rehousing services;

3 D. Creating supportive housing for people with disabilities, mental health challenges
4 or substance use disorder using an approach that prioritizes providing permanent
5 housing to people experiencing homelessness; and

6 E. Any other use that addresses housing emergencies in the State.

7 4. Reporting. Beginning February 1, 2023, the Maine State Housing Authority shall
8 provide a quarterly report of expenditures from the fund and the goals and achievements of
9 the program to the joint standing committee of the Legislature having jurisdiction over
10 housing matters.

11 **Sec. WW-2. Transfer from General Fund unappropriated surplus;**
12 **Emergency Housing Relief Fund.** Notwithstanding any provision of law to the
13 contrary, on or before June 30, 2023, the State Controller shall transfer \$22,000,000 from
14 the unappropriated surplus of the General Fund to the Maine State Housing Authority,
15 Emergency Housing Relief Fund, Other Special Revenue Funds account to provide rental
16 assistance, supplement or create other programs addressing the needs of people
17 experiencing homelessness or facing other immediate housing needs, supplement other
18 short-term rental assistance programs, create supportive housing for people with
19 disabilities, mental health challenges or substance use disorder using an approach that
20 prioritizes providing permanent housing to people experiencing homelessness and support
21 other uses that address housing emergencies in the State.

22 **PART XX**

23 **Sec. XX-1. 5 MRSA §12004-I, sub-§2-I is enacted to read:**

24 **2-I.**

25 <u>Agriculture</u>	<u>Advisory Committee on the Fund To</u>	<u>Legislative Per Diem</u>	<u>7 MRSA</u>
26	<u>Address PFAS Contamination</u>	<u>and Expenses for</u>	<u>§320-L</u>
27		<u>Legislators/Expenses</u>	
28		<u>Only for Other</u>	
29		<u>Members</u>	

30 **Sec. XX-2. 7 MRSA c. 10-D is enacted to read:**

31 **CHAPTER 10-D**

32 **FUND TO ADDRESS PFAS CONTAMINATION**

33 **§320-K. Fund To Address PFAS Contamination**

34 **1. Definitions. As used in this chapter, unless the context otherwise indicates, the**
35 **following terms have the following meanings.**

36 **A. "Advisory committee" means the Advisory Committee on the Fund To Address**
37 **PFAS Contamination in section 320-L.**

38 **B. "Agricultural land" has the same meaning as in section 32, subsection 2.**

1 C. "Commercial farm" means a farm that produces any farm product with the intent
2 that the farm product be sold or otherwise disposed of to generate income.

3 D. "Farm product" has the same meaning as in section 52, subsection 3-A.

4 E. "Fund" means the Fund To Address PFAS Contamination established under
5 subsection 2.

6 F. "Perfluoroalkyl and polyfluoroalkyl substances" or "PFAS" has the same meaning
7 as in Title 32, section 1732, subsection 5-A.

8 G. "Septage" has the same meaning as in Title 38, section 1303-C, subsection 27.

9 H. "Sludge" has the same meaning as in Title 38, section 1303-C, subsection 28-A.

10 **2. Fund established.** The Fund To Address PFAS Contamination is established
11 within the office of the commissioner as a nonlapsing account for the purposes specified in
12 this chapter.

13 **3. Sources of the fund.** The fund is funded from money accepted by the commissioner
14 or allocated or appropriated by the Legislature, including funds stipulated for deposit in the
15 fund as part of the terms of settlement of legal actions relating to PFAS contamination
16 against corporations, partnerships or individuals.

17 **4. Purposes.** Allocations from the fund may be made as determined by the department
18 upon recommendation of the advisory committee and for the following purposes:

19 A. Monitoring the health of a person, and members of that person's household, whose
20 agricultural land is found to be contaminated by PFAS;

21 B. Providing medical care to a person found to have blood levels of PFAS greater than
22 the general population or health effects associated with exposure to PFAS;

23 C. Relocating a commercial farm when the agricultural land of the farm is found to be
24 contaminated by PFAS;

25 D. Buying and selling agricultural land found to be contaminated by PFAS;

26 E. Investing in equipment, facilities and infrastructure to ensure that a commercial
27 farm with land found to be contaminated by PFAS maintains profitability while the
28 commercial farm transitions to an alternative cropping system or implements
29 remediation strategies, technological adaptations, solar development or other
30 modifications to its operations in response to PFAS contamination;

31 F. Assisting a commercial farm with land found to be contaminated by PFAS with
32 developing enterprise budgets for alternative cropping systems, remediation strategies
33 or technological adaptations or transitioning to alternative revenue streams, including
34 but not limited to land use systems combining agricultural use of the land with solar
35 energy production;

36 G. Providing short-term assistance to a person whose commercial farm is found to be
37 contaminated by PFAS, including but not limited to income replacement and mortgage
38 payments;

39 H. Evaluating the capacity of PFAS testing and data management in the State;

1 I. Conducting research that supports short-term farm management decisions and
2 assesses future options for viable uses of agricultural land that has been contaminated
3 with PFAS;

4 J. Conducting research that quantifies the impact of PFAS on commercial farms and
5 agricultural communities in the State;

6 K. Conducting research on soil and water remediation systems and the viability of
7 those systems for commercial farms;

8 L. Conducting research on alternative cropping systems, PFAS uptake of different
9 crops, the use of livestock systems to mitigate exposure to and for remediation of PFAS
10 and food safety criteria for food products;

11 M. Developing and implementing educational programs for landowners, including but
12 not limited to determining best practices for informing residents about the potential of
13 being near or on a site on which sludge or septage application was licensed or permitted
14 by the State prior to 2019, and providing information and guidance on buying or selling
15 agricultural lands that have had sludge or septage applied;

16 N. Long-term monitoring of PFAS contaminated sites and establishing a
17 corresponding centralized data repository;

18 O. Establishing food safety criteria and guidance for farm products;

19 P. Assisting commercial farms and others in the agricultural sector not directly affected
20 by PFAS contamination with marketing efforts whose branding and marketing may be
21 affected by public perception of PFAS contamination in the State; and

22 Q. Regional planning with other states and the Federal Government to protect food
23 supply and farmers in the State from out-of-state PFAS contamination.

24 5. Administration. The department shall administer the fund allocations in
25 accordance with a plan that establishes funding priorities, administration and oversight and
26 with the review and advice of the advisory committee. The department may contract for
27 professional services to carry out the purposes of this section.

28 6. Rules. The department may adopt rules to implement this chapter. Rules adopted
29 pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375,
30 subchapter 2-A.

31 7. Reports. Beginning March 1, 2023, and annually thereafter, the department shall
32 submit a report on the plan under subsection 5 and on the uses of the fund to the joint
33 standing committees of the Legislature having jurisdiction over agriculture, conservation
34 and forestry, environment and natural resources and health and human services matters.
35 The report must include information on the status of carrying out the purposes of the fund
36 as described in subsection 4, additional needs identified by the agricultural community,
37 what funds have been disbursed from the fund and for what purpose those funds were
38 disbursed. The report must include the activities of the advisory committee, including, but
39 not limited to, the number of meetings held, a summary of each meeting and
40 recommendations for legislation from the advisory committee.

41 **§320-L. Advisory Committee on the Fund To Address PFAS Contamination**

1 The Advisory Committee on the Fund To Address PFAS Contamination is established
2 pursuant to Title 5, section 12004-I, subsection 2-I to make recommendations to the
3 department regarding administration of the fund and to report to the Legislature. In order
4 to develop recommendations for the department, the advisory committee may form
5 working groups that include and seek input from subject matter experts from the public and
6 private sectors to deliberate issues relating to the purposes of the fund as described in
7 section 320-K, subsection 4, including, but not limited to, health monitoring, short-term
8 financial aid for farmers, research priorities, solar siting, long-term environmental
9 monitoring and land acquisition.

10 **1. Membership.** The advisory committee consists of:

11 A. Two members of the Senate, appointed by the President of the Senate, including
12 one member of the party holding the largest number of seats in the Senate and one
13 member of the party holding the 2nd largest number of seats in the Senate;

14 B. Two members of the House of Representatives, appointed by the Speaker of the
15 House of Representatives, including one member of the party holding the largest
16 number of seats in the House and one member of the party holding the 2nd largest
17 number of seats in the House;

18 C. The commissioner or the commissioner's designee;

19 D. The Commissioner of Environmental Protection or the commissioner's designee;

20 E. The Commissioner of Health and Human Services or the commissioner's designee;

21 F. The dean of the Maine Agricultural and Forest Experiment Station at the University
22 of Maine, College of Natural Sciences, Forestry, and Agriculture or the dean of the
23 University of Maine Cooperative Extension, appointed by the President of the
24 University of Maine;

25 G. One member of the public representing the financial sector and with expertise in
26 agricultural finance and lending, appointed by the commissioner;

27 H. Five members of the public representing the agricultural sector, appointed by the
28 commissioner; and

29 I. One member of the public with expertise in public health, appointed by the
30 commissioner.

31 The 7 members of the public appointed by the commissioner serve on the advisory
32 committee for terms of 3 years. Members may be appointed for consecutive terms.
33 Members who are Legislators are appointed for the duration of the legislative terms of
34 office for which they were appointed.

35 **2. Chairs.** The first-named Senate member is the Senate chair and the first-named
36 House of Representatives member is the House chair of the advisory committee.

37 **3. Reports.** The advisory committee shall hold at least 2 public hearings annually to
38 seek input from the public on efforts to meet the purposes of the fund. All proceedings of
39 the advisory committee are public proceedings within the meaning of Title 1, chapter 13,
40 subchapter 1. Notwithstanding Title 1, section 403, subsection 6, all records of proceedings
41 of the advisory committee are public and subject to the requirements of Title 1, section 403,
42 subsection 2. The advisory committee shall report to the joint standing committee of the

1 Legislature having jurisdiction over agricultural matters and the joint standing committee
2 of the Legislature having jurisdiction over environmental matters annually, beginning
3 March 1, 2023, on the input from subject matter experts under subsection 1 and members
4 of the public on issues relating to the purposes and the use of the fund. The joint standing
5 committee of the Legislature having jurisdiction over agricultural matters and the joint
6 standing committee of the Legislature having jurisdiction over environmental matters may
7 report out legislation related to each annual report to the Legislature in the session when
8 the report is received.

9 **Sec. XX-3. Initial plan priorities; programs.** The Department of Agriculture,
10 Conservation and Forestry, referred to in the section as "the department," shall develop and
11 implement an initial plan that prioritizes funding and implementation of the following
12 programs consistent with the purposes in the Maine Revised Statutes, Title 7, section
13 320-K, subsection 4. The department shall seek public comment on a draft proposal before
14 final adoption of the plan. For the purposes of this section, "PFAS," "commercial farm"
15 and "agricultural land" have the same meanings as in Title 7, section 320-K, subsection 1.

16 1. The department shall establish a program as soon as practicable to provide short-
17 term assistance to a person whose commercial farm is found to be contaminated by PFAS
18 that may include income replacement and mortgage payments.

19 2. The department may establish a program to fund long-term assistance for
20 commercial farms with agricultural land that is found to be contaminated by PFAS. The
21 program must address a range of alternative strategies including assisting farmers with
22 investing in equipment, facilities and infrastructure to maintain profitability during a
23 transition to alternative cropping systems, remediation strategies, technological
24 adaptations, solar development or other modifications to its operations; purchasing
25 agricultural land found to be contaminated by PFAS; assisting farmers with renegotiating
26 mortgages and lines of credit; and assisting farmers whose land is found to be contaminated
27 by PFAS with purchasing of alternative land.

28 3. The department may establish, in coordination with the Department of Health and
29 Human Services, Maine Center for Disease Control and Prevention, a PFAS medical
30 monitoring and blood levels of PFAS testing program for persons whose drinking water or
31 agricultural land is found to be contaminated by PFAS. If the department establishes a
32 program under this subsection, the department may not require a person to show a present
33 injury or disease to qualify for the program.

34 A. In accordance with rules adopted by the department under Title 7, section 320-K,
35 subsection 6, the program may include payment by the department for annual testing
36 of blood levels of PFAS and related services and diagnostic evaluations for an affected
37 person who does not have sufficient health coverage for testing under this paragraph
38 and related services. The program must allow the drawing of blood for the testing in a
39 health care provider's office or by a laboratory. The program must allow a blood
40 sample taken by a health care provider or laboratory to test for blood levels of PFAS
41 to be sent to a facility approved by the Department of Health and Human Services.

42 B. The department may develop criteria for funding medical monitoring and health
43 care for persons found to have blood levels of PFAS greater than the general population
44 and when it is medically relevant to undergo periodic medical examination and health
45 care.

1 **Sec. XX-4. Long-term plan for the administration of the funds.** In
2 implementing the Fund To Address PFAS Contamination, under the Maine Revised
3 Statutes, Title 7, section 320-K, the Department of Agriculture, Conservation and Forestry
4 shall, with the advice of the Advisory Committee on the Fund To Address PFAS
5 Contamination:

6 1. Review examples in other state, federal and international jurisdictions of
7 compensatory, research or public health monitoring program parameters;

8 2. Consult with experts and participants in similar programs;

9 3. Consult with stakeholders affected by PFAS contamination by holding public
10 hearings and receiving public comments;

11 4. Develop methods for determining parameters of the fund components, including,
12 but not limited to, determining financial assistance offerings, evaluating agricultural land
13 valuation, establishing research priorities and assessing research proposals and establishing
14 the need for and scope of long-term health monitoring and land monitoring, and offer
15 recommendations to alter the fund components;

16 5. Develop processes and criteria to be used to determine funding awards;

17 6. Create a time frame for the implementation of the fund and for the consideration of
18 applications for fund programs and issuance of payments, including, but not limited to,
19 land appraisals and income tax statements;

20 7. Recommend changes to the administration of the fund and corresponding programs
21 to the Legislature, if necessary;

22 8. Establish rules in accordance with Title 7, section 320-K, subsection 6 to ensure
23 that applicants for fund programs are able to participate in the process;

24 9. Assess where and how the fund would be best housed and operated within State
25 Government in the future; and

26 10. Take into consideration recommendations, including suggested legislation, of the
27 advisory committee.

28 **Sec. XX-5. Advisory committee to consider findings and**
29 **recommendations.** By March 1, 2023, the Advisory Committee on the Fund To Address
30 PFAS Contamination established in the Maine Revised Statutes, Title 7, section 320-L shall
31 consider the Department of Agriculture, Conservation and Forestry February 4, 2022 report
32 "Findings and Recommendations for a PFAS Study Plan Supporting L.D. 558" when
33 developing advisory committee recommendations, including but not limited to funding for
34 research, regarding administration of the Fund To Address PFAS Contamination.

35 **Sec. XX-6. Transfer to the Department of Agriculture, Conservation and**
36 **Forestry, Office of the Commissioner program; on or before May 1, 2022.**
37 Notwithstanding any provision of law to the contrary, on or before May 1, 2022, the State
38 Controller shall transfer \$5,000,000 from the unappropriated surplus of the General Fund
39 to the Department of Agriculture, Conservation and Forestry, Office of the Commissioner
40 program, Fund To Address PFAS Contamination, Other Special Revenue Funds account
41 for the purposes as provided under the Maine Revised Statutes, Title 7, section 320-K,
42 subsection 4.

Sec. XX-7. Transfer to the Department of Agriculture, Conservation and Forestry, Office of the Commissioner program; on or before June 30, 2023.

Notwithstanding any provision of law to the contrary, on or before June 30, 2023, the State Controller shall transfer \$55,000,000 from the unappropriated surplus of the General Fund to the Department of Agriculture, Conservation and Forestry, Office of the Commissioner program, Fund To Address PFAS Contamination, Other Special Revenue Funds account for the purposes as provided under the Maine Revised Statutes, Title 7, section 320-K, subsection 4.

Sec. XX-8. Advisory committee; initial terms. Notwithstanding the Maine Revised Statutes, Title 7, section 320-L, subsection 1, the Commissioner of Agriculture, Conservation and Forestry shall appoint initial public members to the Advisory Committee on the Fund To Address PFAS Contamination as follows: 2 members of the public for 2-year terms, 3 members of the public for 3-year terms and 2 members of the public for 4-year terms.

Sec. XX-9. Appointments; convening of advisory committee. All appointments to the Advisory Committee on the Fund To Address PFAS Contamination established in the Maine Revised Statutes, Title 7, section 320-L must be made no later than 15 days following the effective date of this Part. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the advisory committee. If 15 days or more after the effective date of this Part a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the advisory committee to meet and conduct its business.

PART YY

Sec. YY-1. 7 MRSA c. 419, as amended, is repealed.

Sec. YY-2. 36 MRSA c. 725, as amended, is repealed.

Sec. YY-3. PL 2019, c. 548, §3 is repealed.

Sec. YY-4. Transfer from Tick Laboratory and Pest Management Fund; Bureau of Revenue Services. On or before June 1, 2022, the State Controller shall transfer \$40,000 from the University of Maine System, Tick Laboratory and Pest Management Fund, Other Special Revenue Funds account to the Department of Administrative and Financial Services, Bureau of Revenue Services, Other Special Revenue Funds account for reimbursement of administrative costs associated with the pesticide container fee established under the Maine Revised Statutes, Title 36, section 4941 and the costs associated with the repeal of the pesticide container fee in this Part.

Sec. YY-5. Transfer from Tick Laboratory and Pest Management Fund; Board of Pesticides Control. On or before June 1, 2022, the State Controller shall transfer \$60,000 from the University of Maine System, Tick Laboratory and Pest Management Fund, Other Special Revenue Funds account to the Department of Agriculture, Conservation and Forestry, Board of Pesticides Control, Other Special Revenue Funds account.

1	GENERAL FUND TOTAL	\$0	\$93,393
2			
3	LABOR, DEPARTMENT OF		
4	DEPARTMENT TOTALS	2021-22	2022-23
5			
6	GENERAL FUND	\$120,057	\$339,871
7	FEDERAL EXPENDITURES FUND	\$1,569,803	\$1,452,691
8	OTHER SPECIAL REVENUE FUNDS	(\$1,649,860)	(\$1,768,593)
9	COMPETTIVE SKILLS SCHOLARSHIP FUND	\$0	(\$8,084)
10			
11	DEPARTMENT TOTAL - ALL FUNDS	\$40,000	\$15,885

12 **Sec. A-24. Appropriations and allocations.** The following appropriations and
 13 allocations are made.

14 **LEGISLATURE**

15 **Legislature 0081**

16 Initiative: Establishes one Senior Legislative Analyst position and provides funding for
 17 related All Other costs.

18	GENERAL FUND	2021-22	2022-23
19	POSITIONS - LEGISLATIVE COUNT	0.000	1.000
20	Personal Services	\$0	\$139,170
21	All Other	\$0	\$19,955
22			
23	GENERAL FUND TOTAL	\$0	\$159,125

24 **Study Commissions - Funding 0444**

25 Initiative: Provides one-time funding to support the costs of contracting with an outside
 26 entity to conduct and complete an actuarial study as required for the Commission To
 27 Develop a Paid Family and Medical Leave Benefits Program by Resolve 2021, chapter
 28 122.

29	OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
30	All Other	\$0	\$300,000
31			
32	OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$300,000

33 **Study Commissions - Funding 0444**

34 Initiative: Provides funding for reimbursement to Legislators appointed to the Advisory
 35 Committee on the Fund To Address PFAS Contamination

36	GENERAL FUND	2021-22	2022-23
37	All Other	\$0	\$4,500
38			
39	GENERAL FUND TOTAL	\$0	\$4,500

41	LEGISLATURE		
42	DEPARTMENT TOTALS	2021-22	2022-23

Joint Study Order
H.P. 1521

**Task Force on Early Childhood
in Maine**

(4-2) On motion of Representative MILLETT of Cape Elizabeth, the following Joint Order: (H.P. 1521)

WHEREAS, science shows that early childhood experiences matter and a child's brain grows faster during the first years than at any later time in life, with more than a million new brain connections forming each second, strengthening cognitive and social-emotional capacities that prepare children for success in kindergarten to grade 12 and beyond; and

WHEREAS, Maine is one of 4 states where deaths outnumber births, and the declining number of births has implications for our cities, towns, schools and economy; and

WHEREAS, providing every infant with the opportunity for a positive early childhood experience is critical for Maine's future success; and

WHEREAS, it is critical to have a robust early childhood system, including care, education and child welfare, to support and strengthen families experiencing challenges and crises and to develop protective factors such as positive attachments and relationships; and

WHEREAS, a robust early childhood system will give adults the tools they need and support strong and resilient children in Maine; and

WHEREAS, 2021 set a new child death record in Maine, and the Child Welfare Services Ombudsman's annual report concludes that there continue to be struggles with practice issues and decision making regarding child welfare services, including deciding whether or not the child is safe during the initial investigation and whether the child will be safe in the home once reunified with the parents; and

WHEREAS, to achieve equitable care in early childhood, the State must focus on the early childhood environment, including child welfare, early learning, healthy development, poverty, systemic racism and disparities in access to resources and opportunities; and

WHEREAS, Maine can produce better early childhood and economic development results and improve community and family well-being with approaches that focus on state and regional coordination, integrated funding, multigenerational strategies, "no wrong door" access to services, comprehensive data analysis and continuous quality improvement and engagement with stakeholders that drives policy change; and

WHEREAS, it is essential that the Legislature work with the State's education, child welfare and early childhood community and workforce, as well as with policy experts, to develop and implement measures to strengthen the State's early childhood system; now, therefore, be it

ORDERED, the Senate concurring, that the Task Force on Early Childhood in Maine, referred to in this order as "the task force," is established as follows.

1. Appointments; composition. The task force consists of members appointed as follows:

A. Four members of the Senate, appointed by the President of the Senate, including 2 members of the party holding the largest number of seats in the Senate and 2 members of the party holding the 2nd largest number of seats in the Senate; and

B. Four members of the House of Representatives, appointed by the Speaker of the House of Representatives, including 2 members of the party holding the largest number of seats in the House and 2 members of the party holding the 2nd largest number of seats in the House.

2. Chairs. The first-named Senator is the Senate chair of the task force and the first-named member of the House of Representatives is the House chair of the task force. Notwithstanding Joint Rule 353, the chairs may invite the participation of, as nonvoting members, early childhood leaders, policy experts and individuals who represent the interests of or who work directly in early childhood fields. Any additional members invited pursuant to this section are not entitled to compensation or reimbursement under section 5.

3. Appointments; convening. All appointments must be made no later than 15 days following passage of this order. The appointing and inviting authorities shall notify the Executive Director of the Legislative Council once all appointments and invitations have been made. When the appointment and invitation of all members has been completed, the chairs of the task force shall call and convene the first meeting of the task force. If 15 days or more after the passage of this order a majority of but not all appointments and invitations have been made, the chairs may request authority and the Legislative Council may grant authority for the task force to meet and conduct its business.

4. Duties. The task force shall review ways to strengthen the State's early childhood environment, with a focus on early childhood education, family and child welfare and children's healthy development, including their physical, emotional, mental and behavioral health. The task force shall focus on strategies to define and coordinate leadership, integrate funding with strategic financing, improve equity and address racial disparities in early childhood and align local, regional and state initiatives. The task force shall recommend how to support system policies that drive continuous improvement in quality and delivery of services, that engage parents, educators, providers and others as part of system development and refinement and that use comprehensive data analysis to track progress on outcomes, assessments and benchmarks.

5. Compensation. The legislative members of the task force are entitled to receive the legislative per diem, as defined in the Maine Revised Statutes, Title 3, section 2, and reimbursement for travel and other necessary expenses related to their attendance at authorized meetings of the task force.

6. Quorum. A quorum is a majority of the members of the task force, including those members invited to participate who have accepted the invitation to participate.

7. Staffing. The Legislative Council may provide staffing support to the task force when the Legislature is not in session. The Legislative Council shall contract for necessary staff support for the task force during the legislative session and may contract for such staff support for a longer period to the extent needed and if sufficient funding is available. Notwithstanding Joint Rule 353, at the request of the task force, the Legislative Council may provide drafting assistance to the task force during the legislative session.

8. Reports. The task force may submit an initial report, including suggested legislation, no later than August 1, 2022. The task force shall submit a final report that includes its findings and recommendations, including suggested legislation, for introduction to the First Regular Session of the 131st Legislature.

LD 629

**Task Force to Study the Process for
Bringing Criminal Cases in Situations
of Violence Against Health Care
Workers**

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-ONE

H.P. 465 - L.D. 629

Resolve, To Establish the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers

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 issue of violence against hospital and medical staff has increased in recent years; and

Whereas, hospitals are unclear what the options are for prosecution when victims are unwilling to bring cases; and

Whereas, the work of the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers needs to begin prior to 90 days after adjournment in order for the task force to have enough time to review the circumstances and make recommendations; 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. Task force established. Resolved: That the Task Force To Study the Process for Bringing Criminal Cases in Situations of Violence against Health Care Workers, referred to in this resolve as "the task force," is established.

Sec. 2. Task force membership. Resolved: That, notwithstanding Joint Rule 353, the task force consists of 9 members appointed as follows:

1. Two members of the Senate appointed by the President of the Senate, including members from each of the 2 parties holding the largest number of seats in the Legislature;
2. Two members of the House of Representatives appointed by the Speaker of the House, including members from each of the 2 parties holding the largest number of seats in the Legislature;

3. Two members who are representatives of entities knowledgeable about or involved in providing hospital, medical or mental health services, appointed by the President of the Senate;

4. Two members who are representatives of entities knowledgeable about or involved in providing hospital, medical or mental health services, appointed by the Speaker of the House; and

5. One member representing law enforcement officers, appointed by the Speaker of the House.

The task force shall also invite 2 members of the judicial branch and 2 members representing district attorneys designated by the Chief Justice of the Supreme Judicial Court to serve as members of the task force.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the task force.

Sec. 4. Appointments; convening of task force. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the task force. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the task force to meet and conduct its business.

Sec. 5. Duties. Resolved: That the task force shall review the process by which criminal cases may be brought related to incidents of violence in hospitals and other health care facilities and settings, in particular, incidents of violence involving patients or individuals related to patients assaulting hospital or medical staff.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the task force, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than December 1, 2021, the task force shall submit a report that includes its findings and recommendations, including suggested legislation, to the Joint Standing Committee on Criminal Justice and Public Safety. The joint standing committee is authorized to report out legislation to the Second Regular Session of the 130th Legislature.

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

LD 966

**Commission To Study Fair, Equitable
and Competitive Tax Policy for
Maine's Working Families and Small
Businesses To Enable the
Implementation of the State's 10-year
Economic Development Strategy**

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-ONE

H.P. 712 - L.D. 966

Resolve, Establishing the Commission To Study Fair, Equitable and Competitive Tax Policy for Maine's Working Families and Small Businesses To Enable the Implementation of the State's 10-year Economic Development Strategy

Preamble. Whereas, this resolve establishes the Commission To Study Fair, Equitable and Competitive Tax Policy for Maine's Working Families and Small Businesses, the duties of which are to determine the effects of current tax policy on working families and small businesses and on the State's 10-year economic development strategy and propose changes to make those policies adequate to support the strategies and recommendations included in that plan, now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission To Study Fair, Equitable and Competitive Tax Policy for Maine's Working Families and Small Businesses, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That, notwithstanding Joint Rule 353, the commission consists of 13 members appointed as follows:

1. Three members of the Senate appointed by the President of the Senate, including a member from each of the 2 parties holding the largest number of seats in the Legislature;
2. Three members of the House of Representatives appointed by the Speaker of the House, including a member from each of the 2 parties holding the largest number of seats in the Legislature;
3. Three members appointed by the Governor:
 - A. One member representing the Office of the Governor;
 - B. One member representing a statewide organization that represents the interests of municipalities; and
 - C. One member who is a tax policy expert;
4. One public member representing the interests of small businesses and one public member representing the interests of working families, appointed by the President of the Senate; and

5. One public member representing the interests of small businesses and one public member representing the interests of working families, appointed by the Speaker of the House.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.

Sec. 4. Appointments; convening of commission. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business.

Sec. 5. Duties. Resolved: That the commission shall study issues associated with the effects of tax policy on the State's working families and small businesses and shall develop recommendations designed to ensure that the tax policy of the State is fair and equitable, is consistent with the State's 10-year economic development strategy, improves the competitive position of the State, encourages more investment in new and existing small businesses in the State and helps attract skilled and knowledgeable workers necessary for a sustainable, growing economy in all regions of the State. In examining the issues, the commission shall consider measures, consistent with the State's 10-year economic development strategy, designed to level the playing field for small businesses and to aid entrepreneurs and the importance to working families and businesses of adequately funding important government services, such as aid to local services, education, infrastructure maintenance and affordable health care, and propose measures that ensure these services are adequately funded. The commission shall examine whether the State's current revenue streams are adequate to support the strategies and recommendations identified in the State's 10-year economic development strategy and make suggestions for any changes that might better accomplish the State's goals. The commission shall also evaluate the direct impact of any proposed tax changes on after-tax income by income decile.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Provision of information to commission. The Department of Administrative and Financial Services, Maine Revenue Services shall provide to the commission information, consistent with the restrictions set forth in the Maine Revised Statutes, Title 36, section 191, that is requested by the commission.

Sec. 8. Report. Resolved: That, no later than January 15, 2023, the commission shall submit a report to the joint standing committee of the Legislature having jurisdiction over taxation matters that includes its findings and recommendations, including suggested legislation, for presentation to the First Regular Session of the 131st Legislature. The committee may present legislation related to the report of the commission to the First Regular Session of the 131st Legislature.

Sec. 9. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Legislature 0081

Initiative: Appropriates one-time funds to the Legislature for the costs of securing outside part-time staffing or outside data analysis to support the work of the Commission To Study Fair, Equitable and Competitive Tax Policy for Maine's Working Families and Small Businesses.

GENERAL FUND	2021-22	2022-23
All Other	\$20,000	\$0
GENERAL FUND TOTAL	<u>\$20,000</u>	<u>\$0</u>

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 1073

**Commission to Research Effective
Strategies and Efficiencies of the
Legislature**

STATE OF MAINE

—
IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-ONE

—
S.P. 341 - L.D. 1073

Resolve, Establishing the Commission To Research Effective Strategies and Efficiencies of Legislatures

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 effective and efficient functioning of the Legislature is essential to the health, safety and welfare of the citizens and the economy of the State; and

Whereas, the early adjournment of the 129th Legislature and the significant adjustments to the operation of the 130th Legislature required in response to the novel coronavirus disease 2019, referred to as COVID-19, provide the Legislature with new information and a unique opportunity to reevaluate the procedures, policies and practices that have historically governed the operation of the Legislature; and

Whereas, the passage of time will dilute the usefulness of this new information and will result in missed opportunities to improve the functioning of the Legislature; 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. Commission established. Resolved: That the Commission To Research Effective Strategies and Efficiencies of Legislatures, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That, notwithstanding Joint Rule 353, the commission consists of 14 members appointed as follows:

1. Four members of the Senate appointed by the President of the Senate, 2 members from the party holding the largest number of seats in the Legislature and 2 from the party holding the 2nd largest number of seats in the Legislature;
2. Four members of the House of Representatives appointed by the Speaker of the House of Representatives, 2 members from the party holding the largest number of seats in

the Legislature and 2 members from the party holding the 2nd largest number of seats in the Legislature;

3. One member of the Legislature without a party affiliation appointed by the Speaker of the House of Representatives;

4. One member of a federally recognized Indian nation, tribe or band in the State appointed by the Governor. The appointment of the member of a federally recognized Indian nation, tribe or band in the State must be based on the unanimous joint recommendation of the tribal governments of the Aroostook Band of Micmacs, the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe at Motahkomikuk, the Passamaquoddy Tribe at Sipayik and the Penobscot Nation to the Governor, except that, if the tribal governments do not make a unanimous joint recommendation within 20 days of the effective date of this resolve, the Governor shall appoint a member of a federally recognized Indian nation, tribe or band in the State and rotate the appointment among members of each federally recognized Indian nation, tribe or band in the State; and

5. Four members of the public, one appointed by the President of the Senate from the party holding the largest number of seats in the Senate, one appointed by the Speaker of the House of Representatives from the party holding the largest number of seats in the House of Representatives, one appointed by the President of the Senate from the party holding the 2nd largest number of seats in the Senate based on the recommendation of the floor leader of that party and one appointed by the Speaker of the House of Representatives from the party holding the 2nd largest number of seats in the House of Representatives based on the recommendation of the floor leader of that party.

Sec. 3. Chairs. Resolved: That the first-named Senate member and the first-named House of Representatives member shall serve as cochairs of the commission.

Sec. 4. Appointments; convening of commission; number of meetings. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the cochairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the cochairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business. Notwithstanding Joint Rule 353, the commission shall meet at least 10 times and shall allow for remote participation by residents of the State.

Sec. 5. Duties. Resolved: That the commission shall examine the operations of the Legislature including:

1. The overall structure of the Legislature, including the number of Legislators;
2. The operation and role of the Legislative Council;
3. The process for allowing the introduction of bills and the number of bills in a legislative session and in a legislative biennium;
4. The structure of joint standing committees;
5. The budget process;

6. The fiscal note process, including methods of prohibiting executive branch influence over fiscal notes;
7. Transparency of the legislative process and physical access to the legislative spaces;
8. Technological efficiencies and remote access and participation, including a review of the process changes made in response to COVID-19;
9. Legislator term limits; and
10. The citizen nature of the Legislature, including the length of the legislative session and the legislative pay structure.

The commission shall develop a method by which the President of the Senate and the Speaker of the House, in conducting polling of the members of the Legislature to determine whether to convene in special session pursuant to the Constitution of Maine, Article IV, Part Third, Section 1, can ensure that polling is conducted in a manner that allows for transparency, such as by making the results available in real time on the Legislature's publicly accessible website.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission.

Sec. 7. Report. Resolved: That, notwithstanding Joint Rule 353, the commission shall submit a report, no later than February 15, 2022, that includes its findings and recommendations, including suggested legislation, to the Joint Standing Committee on State and Local Government. The committee may submit a bill based upon the report to the Second Regular Session of the 130th Legislature.

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

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-ONE

S.P. 341 - L.D. 1073

Resolve, Establishing the Commission To Research Effective Strategies and Efficiencies of Legislatures

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 effective and efficient functioning of the Legislature is essential to the health, safety and welfare of the citizens and the economy of the State; and

Whereas, the early adjournment of the 129th Legislature and the significant adjustments to the operation of the 130th Legislature required in response to the novel coronavirus disease 2019, referred to as COVID-19, provide the Legislature with new information and a unique opportunity to reevaluate the procedures, policies and practices that have historically governed the operation of the Legislature; and

Whereas, the passage of time will dilute the usefulness of this new information and will result in missed opportunities to improve the functioning of the Legislature; 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. Commission established. Resolved: That the Commission To Research Effective Strategies and Efficiencies of Legislatures, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That, notwithstanding Joint Rule 353, the commission consists of 16 members appointed as follows:

1. Four members of the Senate appointed by the President of the Senate, 2 members from the party holding the largest number of seats in the Legislature and 2 from the party holding the 2nd largest number of seats in the Legislature;
2. Four members of the House of Representatives appointed by the Speaker of the House of Representatives, 2 members from the party holding the largest number of seats in

the Legislature and 2 members from the party holding the 2nd largest number of seats in the Legislature;

3. One member of the Legislature without a party affiliation appointed by the Speaker of the House of Representatives;

4. One member of a federally recognized Indian nation, tribe or band in the State appointed by the Governor. The appointment of the member of a federally recognized Indian nation, tribe or band in the State must be based on the unanimous joint recommendation of the tribal governments of the Aroostook Band of Micmacs, the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe at Motahkomikuk, the Passamaquoddy Tribe at Sipayik and the Penobscot Nation to the Governor, except that, if the tribal governments do not make a unanimous joint recommendation within 20 days of the effective date of this resolve, the Governor shall appoint a member of a federally recognized Indian nation, tribe or band in the State and rotate the appointment among members of each federally recognized Indian nation, tribe or band in the State;

5. One member appointed by the Governor to represent the executive branch;

6. One member appointed by the Chief Justice of the Supreme Judicial Court to represent the judicial branch; and

7. Four members of the public, one appointed by the President of the Senate from the party holding the largest number of seats in the Senate, one appointed by the Speaker of the House of Representatives from the party holding the largest number of seats in the House of Representatives, one appointed by the President of the Senate from the party holding the 2nd largest number of seats in the Senate based on the recommendation of the floor leader of that party and one appointed by the Speaker of the House of Representatives from the party holding the 2nd largest number of seats in the House of Representatives based on the recommendation of the floor leader of that party.

Sec. 3. Chairs. Resolved: That the first-named Senate member and the first-named House of Representatives member shall serve as cochairs of the commission.

Sec. 4. Appointments; convening of commission; number of meetings. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the cochairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the cochairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business. Notwithstanding Joint Rule 353, the commission shall meet at least 10 times and shall allow for remote participation by residents of the State.

Sec. 5. Duties. Resolved: That the commission shall examine the operations of the Legislature including:

1. The overall structure of the Legislature, including the number of Legislators;
2. The operation and role of the Legislative Council;
3. The process for allowing the introduction of bills and the number of bills in a legislative session and in a legislative biennium;

4. The structure of joint standing committees;
5. The budget process;
6. Transparency of the legislative process and physical access to the legislative spaces;
7. Technological efficiencies and remote access and participation, including a review of the process changes made in response to COVID-19;
8. Legislator term limits; and
9. The citizen nature of the Legislature, including the length of the legislative session and the legislative pay structure.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission.

Sec. 7. Report. Resolved: That, notwithstanding Joint Rule 353, the commission shall submit a report, no later than February 15, 2022, that includes its findings and recommendations, including suggested legislation, to the Joint Standing Committee on State and Local Government. The committee may submit a bill based upon the report to the Second Regular Session of the 130th Legislature.

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

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 1447

**Law Enforcement Training and
Qualifications Study Commission**

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-TWO

H.P. 1063 - L.D. 1447

**Resolve, To Study Training in Racial Issues, Racial Justice and Social Issues
at the Maine Criminal Justice Academy and Additional Requirements for
Law Enforcement Officers and Candidates**

Sec. 1. Committee established. Resolved: That the Law Enforcement Training and Qualifications Study Committee, referred to in this resolve as "the committee," is established.

Sec. 2. Committee membership. Resolved: That, notwithstanding Joint Rule 353, the committee consists of 17 members appointed as follows:

1. Three members of the Senate appointed by the President of the Senate, including members from each of the 2 parties holding the largest number of seats in the Legislature;
2. Four members of the House of Representatives appointed by the Speaker of the House, including members from each of the 2 parties holding the largest number of seats in the Legislature;
3. The Commissioner of Public Safety or the commissioner's designee;
4. The Director of the Maine Criminal Justice Academy or the director's designee; and
5. Eight members appointed as follows:
 - A. A member of the Maine Criminal Justice Academy curriculum review committee, appointed by the President of the Senate;
 - B. A representative of a statewide association of municipal police chiefs, appointed by the President of the Senate;
 - C. A representative of a statewide association of county sheriffs, appointed by the President of the Senate;
 - D. A representative of a statewide association of municipalities, appointed by the President of the Senate;
 - E. A representative of a statewide organization that advocates for civil liberties, appointed by the President of the Senate;

F. A representative of a public institution of higher education that provides courses at the associate, bachelor's or master's level in criminal justice, appointed by the Speaker of the House;

G. A representative of a statewide association that advocates for restorative justice, appointed by the Speaker of the House; and

H. A representative of a statewide organization that advocates on behalf of victims of crime, appointed by the Speaker of the House.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the committee.

Sec. 4. Appointments; convening of committee. Resolved: That, for appointments made under section 2, subsection 5, the appointing authorities shall make an effort to represent the racial, ethnic and gender diversity of the State. All appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the committee. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the committee to meet and conduct its business.

Sec. 5. Duties. Resolved: That the committee shall:

1. Review the history and purpose of the Maine Criminal Justice Academy, the statutes that govern the Maine Criminal Justice Academy and its board of trustees and any educational credentials applicable to teachers and students at the Maine Criminal Justice Academy;

2. Review how the current curriculum of the Maine Criminal Justice Academy is developed, revised, funded and delivered and, in comparison to other states, the benefits, challenges and effects of using volunteer or full-time personnel to provide education and training;

3. Review any job task analysis completed by the Department of Public Safety that examines the role of rural and urban law enforcement officers in the State and examine the need for additional training resources, including a comparison of similar training protocols and delivery approaches in other states and the effect of different models on policing outcomes and on the quality of life of all residents and visitors;

4. Review strategies, including changes to training and education requirements, to enhance recruitment for law enforcement employment from underrepresented communities, including ethnic minorities, women, new immigrants and communities of color;

5. Review working relationships between the Maine Criminal Justice Academy and public and private institutions of higher education, opportunities for obtaining credentials and continuing education and sources for financial aid;

6. Seek input from municipal, county and state law enforcement agencies regarding law enforcement officer training at the Maine Criminal Justice Academy and whether increasing resources and staffing would improve recruitment and retention of staff and the

quality of instruction and further the development of skills and leadership for candidates and staff; and

7. Compile recommendations for improving the training of law enforcement officers through community and education partnerships, including by addressing statewide recruitment needs, racial justice and social issues, mental health and substance use disorder issues and any identified needs for additional requirements for law enforcement officers and candidates.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the committee, except that the Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the committee shall submit a report to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters that includes its recommendations, including suggested legislation. After reviewing the report, the joint standing committee may submit legislation relating to the report to the 131st Legislature in 2023.

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 1569

**Commission to Study the Role of
Water as a Resource in the State of
Maine**

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-ONE

H.P. 1166 - L.D. 1569

Resolve, Establishing the Commission To Study the Role of Water as a Resource in the State of Maine

Preamble. Whereas, water is an invaluable resource for the people and businesses in this State; and

Whereas, the use of water in the State for various purposes has raised questions regarding the continuing availability and quality of water resources; now, therefore, be it

Sec. 1. Commission established. Resolved: That the Commission To Study the Role of Water as a Resource in the State of Maine, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That, notwithstanding Joint Rule 353, the commission consists of 16 members appointed as follows.

1. Four members appointed by the President of the Senate, including:
 - A. Two members of the Senate, including a member from each of the 2 parties holding the largest number of seats in the Legislature;
 - B. One member of the public residing in northern Maine; and
 - C. One member representing the interests of persons who bottle or package water for commercial sale.
2. Four members appointed by the Speaker of the House of Representatives, including:
 - A. Two members of the House of Representatives, including a member from each of the 2 parties holding the largest number of seats in the Legislature;
 - B. One member of the public residing in western Maine; and
 - C. One member representing the interests of businesses that use water in manufacturing or the provision of items or services for sale.
3. Eight members appointed by and agreed upon by both the President of the Senate and the Speaker of the House, including:
 - A. One member representing the Office of Policy Innovation and the Future;

B. Two members who are members of federally recognized Indian nations, tribes or bands in the State based on the joint recommendation of the tribal governments of the Aroostook Band of Micmacs, the Houlton Band of Maliseet Indians, the Passamaquoddy Tribe at Motahkomikuk, the Passamaquoddy Tribe at Sipayik and the Penobscot Nation. If the tribal governments do not make unanimous joint recommendations, the President of the Senate and the Speaker of the House shall appoint 2 members of a federally recognized Indian nation, tribe or band in the State;

C. One member representing the Department of Health and Human Services, Maine Center for Disease Control and Prevention, division of environmental health, drinking water program;

D. One member representing the interests of municipal water utilities;

E. One member representing the State Geologist;

F. One member representing organizations involved in protection of the environment; and

G. One member representing the Office of the Attorney General with an interest in water rights law.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.

Sec. 4. Appointments; convening of commission. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business.

Sec. 5. Duties. Resolved: That the commission shall study issues associated with the role of water resources in the State and the nature and extent of infrastructure involved in the use and delivery of water resources including:

A. The extent of water resources available in the State;

B. Legal principles regarding the ownership of water resources in the State;

C. The extent to which water resources will be needed in the State and nation in the future for household, government, business, commercial and other purposes;

D. The quality of available water resources and the need for measures to protect water quality;

E. The extent of transportation of water within the State and exportation of water from the State;

F. The sustainability of aquifers within the State;

G. The nature and use of natural resource extraction taxes in other states and the advantages and disadvantages of enacted natural resource extraction taxes in the State; and

H. The relationship between water resources and climate change in the State, including an analysis of what actions other states are taking on this issue.

The commission shall develop recommendations to ensure that there is adequate clean, safe and accessible drinking water for the State's residents and to meet the needs of commercial and business interests now and in the future. The commission shall identify the need for additional state resources to implement its recommendations and shall make a recommendation regarding the positive and negative aspects of a tax on water extraction.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than March 15, 2022, the commission shall submit a report that includes its findings and recommendations, including suggested legislation, for presentation to the Joint Standing Committee on Taxation during the Second Regular Session of the 130th Legislature. The committee may present legislation related to the report of the commission to the Second Regular Session of the 130th Legislature.

Sec. 8. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Legislature 0081

Initiative: Appropriates one-time funds to the Legislature for the costs of securing outside part-time staffing or outside data analyses to support the work of the Commission To Study the Role of Water as a Resource in the State of Maine.

GENERAL FUND	2021-22	2022-23
All Other	\$20,000	\$0
GENERAL FUND TOTAL	\$20,000	\$0

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 1818

Criminal Records Review Committee

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-TWO

H.P. 1351 - L.D. 1818

**Resolve, To Reestablish and Continue the Work of the Criminal Records
Review Committee**

Sec. 1. Review committee established. Resolved: That the Criminal Records Review Committee, referred to in this resolve as "the review committee," is established.

Sec. 2. Review committee membership. Resolved: That, notwithstanding Joint Rule 353, the review committee consists of the following members:

1. Two members of the Senate appointed by the President of the Senate, including one member from each of the 2 parties holding the largest number of seats in the Legislature;
2. Two members of the House of Representatives appointed by the Speaker of the House of Representatives, including one member from each of the 2 parties holding the largest number of seats in the Legislature;
3. The Attorney General or the Attorney General's designee;
4. The Commissioner of Health and Human Services or the commissioner's designee;
5. The Commissioner of Public Safety or the commissioner's designee;
6. The Commissioner of Corrections or the commissioner's designee;
7. The President of the Maine Prosecutors Association or the president's designee;
8. The President of the Maine Association of Criminal Defense Lawyers or the president's designee;
9. The President of the Maine Sheriffs' Association or the president's designee;
10. The President of the Maine Chiefs of Police Association or the president's designee;
11. The chair of the Right To Know Advisory Committee or the chair's designee;
12. A representative of a civil rights organization whose primary mission includes the advancement of racial justice, appointed by the President of the Senate;
13. A representative of an organization that provides legal assistance on immigration, appointed by the President of the Senate;

14. A representative of an organization whose primary mission is to address issues related to poverty, appointed by the President of the Senate;

15. A representative of a statewide nonprofit organization whose mission includes advocating for victims and survivors of domestic violence, appointed by the President of the Senate;

16. A representative of a substance use disorder treatment or recovery community, appointed by the President of the Senate;

17. A representative of an adult and juvenile prisoners' rights organization, appointed by the President of the Senate;

18. A representative of newspaper and other press interests, appointed by the President of the Senate;

19. A representative of broadcasting interests, appointed by the Speaker of the House of Representatives;

20. A representative of a statewide nonprofit organization whose mission includes advocating for victims and survivors of sexual assault, appointed by the Speaker of the House of Representatives;

21. A representative of an organization that provides free civil legal assistance to citizens of the State with low incomes, appointed by the Speaker of the House of Representatives;

22. A representative of a mental health advocacy organization, appointed by the Speaker of the House of Representatives;

23. A representative of a civil liberties organization whose primary mission is the protection of civil liberties, appointed by the Speaker of the House of Representatives;

24. A representative of a nonprofit organization whose primary mission is to advocate for victims and survivors of sexual exploitation and sex trafficking, appointed by the Speaker of the House of Representatives;

25. A representative of an organization involved in advocating for juvenile justice reform, appointed by the Speaker of the House of Representatives; and

26. A representative of a public records access advocacy organization, appointed by the Speaker of the House of Representatives.

The review committee shall invite the Chief Justice of the Supreme Judicial Court to designate a member of the judicial branch to serve as a member of the committee.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the review committee.

Sec. 4. Appointments; convening of review committee. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. Notwithstanding Joint Rule 353, to the greatest extent possible, the appointing authorities shall reappoint the persons they appointed to the Criminal Records Review Committee under Resolve 2021, chapter 121. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed.

After appointment of all members, the chairs shall call and convene the first meeting of the review committee. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the review committee to meet and conduct its business.

Sec. 5. Duties. Resolved: That the review committee shall continue the work of the former Criminal Records Review Committee, as established by Resolve 2021, chapter 121, and:

1. Review activities in other states that address the expungement, sealing and vacating of and otherwise limiting public access to criminal records;
2. Consider "clean slate" legislation options;
3. Consider whether the following convictions should be subject to different treatment:
 - A. Convictions for conduct that has been decriminalized in this State over the last 10 years and conduct that is currently under consideration for decriminalization; and
 - B. Convictions for conduct that was committed by victims and survivors of sexual exploitation and sex trafficking;
4. Consider whether there is a time limit after which some or all criminal records should not be publicly available;
5. Invite comments and suggestions from interested parties, including but not limited to victim advocates and prison and correctional reform organizations;
6. Review existing information about the harms and benefits of making criminal records confidential, including the use and dissemination of those records;
7. Invite comments and suggestions concerning the procedures to limit public accessibility of criminal records;
8. Consider who, if anyone, should continue to have access to criminal records that are not publicly available; and
9. Develop options to manage criminal records.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the review committee, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the review committee shall submit to the Joint Standing Committee on Judiciary a report that includes its findings and recommendations, including suggested legislation, for presentation to the First Regular Session of the 131st Legislature.

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 1824

**Commission to Develop a Pilot
Program to Provide Legal
Representation to Families in the
Child Protection System**

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-TWO

—
H.P. 1357 - L.D. 1824

Resolve, To Establish the Commission To Develop a Pilot Program To Provide Legal Representation to Families in the Child Protection System

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

Whereas, this resolve establishes the Commission To Develop a Pilot Program To Provide Legal Representation to Families in the Child Protection System to develop a pilot program to provide legal counsel to parents and custodians as soon as the Department of Health and Human Services has begun a safety assessment to determine if a child is at risk of harm; and

Whereas, low-income parents and custodians are unclear about their rights and the expectations of the child protection system; and

Whereas, legal counsel available at earlier stages in the child protection process has shown clear benefits to families in programs operating in other parts of the country; and

Whereas, the work of the commission must be initiated before the 90-day period expires in order that the development of the pilot program may be completed and a report submitted in time for submission to the next legislative session; 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. Commission established. Resolved: That the Commission To Develop a Pilot Program To Provide Legal Representation to Families in the Child Protection System, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That, notwithstanding Joint Rule 353, the commission consists of 13 members appointed as follows:

1. Two members of the Senate appointed by the President of the Senate, including members from each of the 2 parties holding the largest number of seats in the Legislature;

2. Three members of the House of Representatives appointed by the Speaker of the House, including members from each of the 2 parties holding the largest number of seats in the Legislature;

3. Three members appointed by the President of the Senate as follows:

A. A member with experience as an attorney for parents who is a member of the Maine State Bar Association;

B. A member of the Maine Child Welfare Advisory Panel, as recommended by the panel; and

C. A member representing the Maine Commission on Indigent Legal Services, established in the Maine Revised Statutes, Title 5, section 12004-G, subsection 25-A;

4. Three members appointed by the Speaker of the House as follows:

A. A member representing a statewide organization providing services or representation on domestic violence issues;

B. A member representing an organization that provides free civil legal assistance statewide to residents of the State with low incomes who need assistance resolving civil legal disputes; and

C. A member representing a statewide organization representing providers of behavioral health or substance use disorder treatment;

5. The Commissioner of Health and Human Services or the commissioner's designee; and

6. The Attorney General or the Attorney General's designee.

A member of the Justice for Children Task Force that reports to the Supreme Judicial Court, as recommended by the task force, is appointed by the Speaker of the House as a nonvoting member.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.

Sec. 4. Appointments; convening of commission. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business.

Sec. 5. Duties. Resolved: That the commission shall:

1. Study programs, policies and contracts for services that provide, in other states, regions or municipalities, legal counsel to parents or custodians as soon as that state opens a safety assessment or similar initial evaluation to determine if a child is at risk of harm, rather than only after that state petitions a court;

2. Design a pilot program to provide legal counsel to parents or custodians as soon as the State opens a safety assessment to determine if a child is at risk of harm. The pilot program design must include the following:

- A. The cost of the pilot program, including options for federal or grant funding;
 - B. An assessment of the number of additional cases to be referred for legal counsel;
 - C. Identification of an appropriate organization or organizations that could provide legal counsel in the pilot program;
 - D. A method of providing notice from the Department of Health and Human Services to the organization or organizations providing legal counsel as well as appropriate confidentiality protections; and
 - E. An appropriate duration of the pilot program and data required for assessment to determine regional or statewide expansion; and
3. Solicit public comment on the establishment of a pilot program.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the commission shall submit a report that includes its findings and recommendations pursuant to section 5, including any recommendations for legislation for the pilot program, to the joint standing committees of the Legislature having jurisdiction over judiciary matters and health and human services matters. The joint standing committees are authorized to report out legislation to the First Regular Session of the 131st Legislature.

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

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 1941

Working Group to Review and Recommend Improvements to the Seed Capital Investment Tax Credit

STATE OF MAINE

—
IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-TWO

—
S.P. 682 - L.D. 1941

**Resolve, Establishing the Working Group To Review and Recommend
Improvements to the Seed Capital Investment Tax Credit**

Sec. 1. Working Group To Review and Recommend Improvements to the Seed Capital Investment Tax Credit established. Resolved: That the Working Group To Review and Recommend Improvements to the Seed Capital Investment Tax Credit, referred to in this resolve as "the working group," is established.

Sec. 2. Membership. Resolved: That the working group consists of 9 members appointed as follows:

1. Three members of the Senate appointed by the President of the Senate, including 2 members from the party holding the largest number of seats in the Legislature and one member who is not from the party holding the largest number of seats in the Legislature. Of these 3 members, one member must be a member of the Government Oversight Committee, one member must be a member of the Joint Standing Committee on Innovation, Development, Economic Advancement and Business and one member must be a member of the Joint Standing Committee on Taxation; and

2. Six members of the House of Representatives appointed by the Speaker of the House, including 3 members from the party holding the largest number of seats in the Legislature and 3 members who are not from the party holding the largest number of seats in the Legislature. Of these 6 members, 2 members must be members of the Government Oversight Committee, 2 members must be members of the Joint Standing Committee on Innovation, Development, Economic Advancement and Business and 2 members must be members of the Joint Standing Committee on Taxation.

Sec. 3. Working group chairs. Resolved: That the first-named Senate member is the Senate chair of the working group and the first-named member of the House is the House chair of the working group.

Sec. 4. Appointments; convening of working group. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been made. When the appointment of all members has

been completed, the chairs of the working group shall call and convene the first meeting of the working group. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the working group to meet and conduct its business.

Sec. 5. Duties. Resolved: That the working group shall examine and make recommendations regarding the need for legislation to clarify and update the seed capital investment tax credit. In its work, the working group shall consider:

1. The provisions of the Maine Revised Statutes, Title 10, section 1100-T and Title 36, section 5216-B governing the seed capital investment tax credit;

2. The August 2021 report of the Office of Program Evaluation and Government Accountability titled "Evaluation of the Maine Seed Capital Tax Credit" including the recommendations made in that report; and

3. Input from taxpayers claiming the seed capital investment tax credit and stakeholders engaged in the administration of the credit, including but not limited to the Department of Administrative and Financial Services, Bureau of Revenue Services, the Department of Economic and Community Development, the Finance Authority of Maine and other state agencies.

The working group shall make recommendations, including any appropriate changes to the Maine Revised Statutes, for improvements to the seed capital investment tax credit to ensure it meets the purposes and goals of the Legislature and contains provisions necessary for the appropriate evaluation of the credit under the Maine Revised Statutes, Title 3, chapter 37.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the working group, except that the Legislative Council staff support is not authorized when the Legislature is in regular or special session. The Department of Administrative and Financial Services, Bureau of Revenue Services, the Department of Economic and Community Development and the Finance Authority of Maine shall provide to the working group any nonconfidential information requested by the working group regarding the seed capital investment tax credit.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the working group shall submit a report that includes its findings and recommendations, including suggested legislation, to the First Regular Session of the 131st Legislature.

LD 1945

**Special Committee to Protect
Biometric Identifiers (Committee “A”)**

**Biometric Identifiers Protection
Implementation Commission
(Committee “B”)**

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L.D. 1945

Date:

(Filing No. H-)

JUDICIARY

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE
HOUSE OF REPRESENTATIVES
130TH LEGISLATURE
SECOND REGULAR SESSION

COMMITTEE AMENDMENT " " to H.P. 1450, L.D. 1945, "An Act To Regulate the Use of Biometric Identifiers"

Amend the bill by striking out the title and substituting the following:

'Resolve, To Establish the Special Committee To Protect Biometric Identifiers'

Amend the bill by striking out everything after the title and inserting the following:

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

Whereas, individuals' privacy and security are jeopardized by the unregulated collection, storage, use, sale, security and destruction of biometric identifiers; and

Whereas, the Special Committee To Protect Biometric Identifiers is needed to study and make recommendations concerning the collection, storage, use, sale, security and destruction of biometric identifiers; and

Whereas, the study must be initiated before the 90-day period expires in order that the study may be completed and a report submitted in time for submission to the next legislative session; 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. Special committee established. Resolved: That the Special Committee To Protect Biometric Identifiers, referred to in this resolve as "the special committee," is established.

Sec. 2. Special committee membership. Resolved: That the special committee consists of 7 members appointed as follows:

1 1. Three members of the Senate appointed by the President of the Senate, including
2 members from each of the 2 parties holding the largest number of seats in the Legislature;
3 and

4 2. Four members of the House of Representatives appointed by the Speaker of the
5 House, including members from each of the 2 parties holding the largest number of seats
6 in the Legislature.

7 **Sec. 3. Chairs. Resolved:** That the first-named Senate member is the Senate chair
8 and the first-named House of Representatives member is the House chair of the special
9 committee.

10 **Sec. 4. Appointments; convening of special committee. Resolved:** That all
11 appointments must be made no later than 30 days following the effective date of this
12 resolve. The appointing authorities shall notify the Executive Director of the Legislative
13 Council once all appointments have been completed. After appointment of all members,
14 the chairs shall call and convene the first meeting of the special committee. If 30 days or
15 more after the effective date of this resolve a majority of but not all appointments have
16 been made, the chairs may request authority and the Legislative Council may grant
17 authority for the special committee to meet and conduct its business.

18 **Sec. 5. Duties. Resolved:** That the special committee shall:

19 1. Review legislation considered by the 130th Legislature concerning the privacy of
20 personal information and biometric identifiers;

21 2. Review potential definitions of biometric identifiers, including information that is
22 generated by measurements of an individual's unique biological characteristics, such as
23 voiceprints and imagery of the iris, retina, fingerprint, face or hand, and that can be used to
24 identify that individual, for use in regulating any aspect of the collection, storage, use, sale,
25 security and destruction of biometric identifiers;

26 3. Review existing law of the State that applies to biometric identifiers;

27 4. Review how other jurisdictions regulate the collection, storage, use, sale, security
28 and destruction of biometric identifiers;

29 5. Review the extent to which federal laws and regulations regulate the collection,
30 storage, use, sale, security and destruction of biometric identifiers;

31 6. Identify the enforcement mechanisms and remedies that have been used in other
32 jurisdictions, the extent to which they enhance compliance with state regulation of
33 biometric identifiers and other impacts of the enforcement mechanisms and remedies;

34 7. Gather relevant information by inviting presentations from identified stakeholders,
35 which may include, but are not limited to:

36 A. Organizations focused on protecting private information;

37 B. Public and private entities that engage in the collection, storage, use, sale, security
38 and destruction of biometric identifiers;

39 C. Experts in personal information privacy and biometric technology;

40 D. Representatives of industries that use biometric identifiers to verify identity of those
41 seeking services, including financial institutions and health care providers;

- 1 E. Federal and state agencies that enforce laws regulating biometric identifiers; and
2 F. Any other source the special committee believes might provide useful information;
3 and

4 8. Make recommendations regarding legislation to protect an individual's privacy with
5 respect to the collection, storage, use, sale, security and destruction of biometric identifiers,
6 including:

7 A. Defining the scope of biometric identifiers that require protection;

8 B. Identifying changes in state law needed in order to protect an individual's privacy
9 with regard to biometric identifiers; and

10 C. Recommending remedies and enforcement mechanisms that will enhance
11 compliance with state regulation of biometric identifiers without preventing the
12 beneficial use of biometric identifiers.

13 **Sec. 6. Staff assistance. Resolved:** That the Legislative Council shall provide
14 necessary staffing services to the special committee, except that Legislative Council staff
15 support is not authorized when the Legislature is in regular or special session.

16 **Sec. 7. Report. Resolved:** That, notwithstanding Joint Rule 353, no later than
17 December 15, 2022, the special committee shall submit a report that includes its findings
18 and recommendations, including suggested legislation, to the joint standing committee of
19 the Legislature having jurisdiction over judiciary matters. That committee may report out
20 legislation related to the report to the 131st Legislature in 2023.

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

23 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
24 number to read consecutively.

25 **SUMMARY**

26 This amendment replaces the bill with a resolve that establishes the 7-member Special
27 Committee To Protect Biometric Identifiers to study and make recommendations
28 concerning the collection, storage, use, sale, security and destruction of biometric
29 identifiers. The special committee is required to report to the joint standing committee of
30 the Legislature having jurisdiction over judiciary matters by December 15, 2022 and that
31 committee may report out legislation to the 131st Legislature in 2023.

32 **FISCAL NOTE REQUIRED**

33 (See attached)

1 subpoena issued by a court of competent jurisdiction or is in response to a compulsory
2 request or demand issued in an investigation conducted pursuant to state or federal law.

3 2. Sale, lease or trade prohibited. A private entity that collects a biometric identifier
4 may not sell, lease, trade or otherwise profit from that biometric identifier.

5 3. Discrimination. A private entity may not:

6 A. Condition a sale of goods or the provision of a service on the collection, use,
7 disclosure, transfer, sale or processing of a biometric identifier unless the use of a
8 biometric identifier is strictly necessary to the sale of the goods or the provision of the
9 service;

10 B. Charge a different price or rate for goods or the provision of a service to a customer
11 that does not provide affirmative written consent to providing a biometric identifier; or

12 C. Provide a different quality of goods or a service to a customer that does not provide
13 affirmative written consent to providing a biometric identifier.

14 4. Processors. A processor may not sell, lease or trade a biometric identifier. A
15 processor may not collect, store, process, use, disclose or conduct any action for profit or
16 otherwise on or with biometric identifiers, except as authorized by a contract with a private
17 entity that legally possesses the biometric identifiers.

18 A. A contract between the processor and the private entity described by this subsection
19 must expressly prohibit the processor from disclosing, retaining or using the biometric
20 identifiers outside of the direct contractual relationship with the private entity.

21 B. A private entity that contracts with a processor to process or store biometric
22 identifiers may not allow the processor to collect, store, process, use, disclose or
23 conduct any action for profit or otherwise on or with biometric identifiers except for
24 purposes for which the private entity received express affirmative written consent from
25 the individual.

26 **§9607. Remedies for violation**

27 1. Private right of action. An individual whose biometric identifier is the subject of
28 a violation of this chapter may bring an action against an offending private entity. If the
29 individual prevails in the action, the individual is entitled to:

30 A. For a violation of this chapter:

31 (1) As a result of negligence, actual damages or \$1,000 per violation, whichever
32 is greater; or

33 (2) As a result of recklessness or intentional misconduct, actual damages or \$5,000
34 per violation, whichever is greater;

35 B. Reasonable attorney's fees and court costs, including expert witness fees and other
36 litigation expenses; and

37 C. Other relief, including injunctive or equitable relief, as the court determines
38 appropriate.

39 2. Unfair trade practice. In addition to subsection 1, any violation of this chapter
40 constitutes prima facie evidence of a violation of the Maine Unfair Trade Practices Act.

41 **§9608. Effective date**

1 This chapter takes effect January 1, 2024.

2 **Sec. A-2. Construction.** This Part may not be construed to affect or be an indication
3 of legislative intent regarding the definition of "personal information" used in any other
4 law of this State.

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PART B

Sec. B-1. Implementation ~~commission~~ established. The Biometric Identifiers
Protection Implementation Commission, referred to in this Part as "the implementation
commission," is established.

Sec. B-2. Implementation commission membership. The implementation
commission consists of 7 members appointed as follows:

1. Three members of the Senate appointed by the President of the Senate, including
members from each of the 2 parties holding the largest number of seats in the Legislature;
and

2. Four members of the House of Representatives appointed by the Speaker of the
House, including members from each of the 2 parties holding the largest number of seats
in the Legislature.

Sec. B-3. Chairs. The first-named Senate member is the Senate chair and the first-
named House of Representatives member is the House chair of the implementation
commission.

Sec. B-4. Appointments; convening of implementation commission. All
appointments must be made no later than 30 days following the effective date of this Part.
The appointing authorities shall notify the Executive Director of the Legislative Council
once all appointments have been completed. After appointment of all members, the chairs
shall call and convene the first meeting of the implementation commission. If 30 days or
more after the effective date of this Part a majority of but not all appointments have been
made, the chairs may request authority and the Legislative Council may grant authority for
the implementation commission to meet and conduct its business.

Sec. B-5. Duties. The implementation commission shall:

1. Review and evaluate the provisions of the Maine Revised Statutes, Title 10, chapter
1057;

2. Review biometric identifier protection laws in other jurisdictions to identify changes
in law that may improve and assist in the implementation of the Maine Revised Statutes,
Title 10, chapter 1057;

3. Review available enforcement mechanisms;

4. Gather relevant information by inviting presentations from identified stakeholders,
which may include, but are not limited to, organizations focused on protecting private
information; public and private entities that engage in the collection, storage, use, sale,
security and destruction of biometric identifiers; experts in personal information privacy
and biometric technology; representatives of industries that use biometric identifiers to
verify the identity of those seeking services, including financial institutions and health care
providers; federal and state agencies that enforce laws regulating biometric identifiers; and

1 any other source the implementation commission believes might provide useful
2 information; and

3 5. Develop recommendations to improve and assist in the implementation of the Maine
4 Revised Statutes, Title 10, chapter 1057.

5 **Sec. B-6. Staff assistance.** The Legislative Council shall provide necessary staffing
6 services to the implementation commission, except that Legislative Council staff support
7 is not authorized when the Legislature is in regular or special session.

8 **Sec. B-7. Report.** No later than November 2, 2022, the implementation commission
9 shall submit a report that includes a summary of its activities and recommendations,
10 including suggested legislation, to the joint standing committee of the Legislature having
11 jurisdiction over judiciary matters and for presentation to the First Regular Session of the
12 131st Legislature. The joint standing committee may report out legislation related to the
13 report to the 131st Legislature in 2023.'

14 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
15 number to read consecutively.

16 SUMMARY

17 This amendment replaces the bill. It enacts the Maine Revised Statutes, Title 10,
18 chapter 1057 as Part A and establishes an implementation commission in Part B. This
19 amendment contains the following changes from the bill.

20 1. It clarifies that affirmative written consent may be given by electronic means.

21 2. It excludes from the definition of "biometric identifier" health care information
22 obtained for health care as both of those terms are defined in the Maine Revised Statutes,
23 Title 22, section 1711-C.

24 3. It excludes from the definition of "biometric identifier" information gathered for
25 human research purposes that is subject to specific federal regulations as well as
26 information that is used in clinical trials and other biomedical research.

27 4. It revises the term "private entity" to remove the requirement that a private entity
28 conduct business and clarifies that "private entity" does not include an entity acting as a
29 processor for another entity.

30 5. It adds a definition of "research" consistent with the existing health industry
31 standards by referencing the definition in the federal policy for the protection of human
32 subjects, which includes clinical trials and research activities to improve public health.

33 6. It removes language about the chapter's applicability to processors.

34 7. It excludes from application of the chapter personal information collected,
35 processed, sold or disclosed pursuant to the federal Gramm-Leach-Bliley Act and its
36 implementing regulations.

37 8. It excludes from application of the chapter information collected, used or disclosed
38 for human subject research.

39 9. It requires a private entity in possession of biometric identifiers to develop and make
40 available to the public a policy on the permanent destruction of biometric identifiers and
41 requires the policy to include a potential destruction date of within 30 days after the private

1 entity receives a verified request from an individual to destroy that individual's biometric
2 identifiers.

3 10. It requires that a private entity must comply with the policy it has adopted, except
4 for an action taken in response to a state or federal law or municipal ordinance or a
5 compulsory request or demand issued in an investigation conducted pursuant to state or
6 federal law or taken to comply with a valid warrant, subpoena or other order issued by a
7 court of competent jurisdiction.

8 11. It explicitly prohibits a private entity that collects or a processor that receives an
9 individual's biometric identifier from selling, leasing, trading or otherwise profiting from
10 that biometric identifier.

11 12. It clarifies that a processor may act only pursuant to a contract with a private entity
12 that legally possesses the biometric identifiers and that the contract must prohibit the
13 processor from disclosing, retaining or using biometric identifiers outside of the direct
14 contractual relationship under the contract.

15 13. It prohibits a private entity that contracts with a processor to process or store
16 biometric identifiers from allowing the processor to collect, store, process, use, disclose or
17 conduct any action for profit or otherwise on or with the biometric identifiers except for
18 purposes for which the private entity received express written consent from the individual.

19 14. It authorizes a private right of action against the processor as well as the private
20 entity for alleged violations of the chapter. It also states a violation of the chapter is prima
21 facie evidence of a violation of the Maine Unfair Trade Practices Act.

22 15. It adds an effective date of January 1, 2024 for the chapter.

23 16. It includes a construction provision to direct that Part A of this legislation may not
24 be construed to affect or be an indication of legislative intent regarding the definition of
25 "personal information" used in any other law of this State.

26 Part B establishes the Biometric Identifiers Protection Implementation Commission
27 consisting of 3 Senators and 4 members of the House of Representatives. The
28 implementation commission is required to review the Maine Revised Statutes, Title 10,
29 chapter 1057 to determine if amendments are necessary to improve and assist in the
30 implementation of that chapter. The implementation commission is required to invite
31 various stakeholders to provide information to assist the implementation commission in
32 developing recommendations for amending that chapter. The joint standing committee of
33 the Legislature having jurisdiction over judiciary matters may submit legislation to the
34 131st Legislature in 2023.

35 **FISCAL NOTE REQUIRED**

36 (See attached)

LD 1946

**Commission to Ensure
Constitutionally Adequate Contact
with Counsel**

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-TWO

H.P. 1451 - L.D. 1946

Resolve, Establishing the Committee To Ensure Constitutionally Adequate Contact with Counsel

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

Whereas, this resolve establishes the Committee To Ensure Constitutionally Adequate Contact with Counsel to conduct a review to ensure that residents of Department of Corrections correctional and detention facilities, persons who are incarcerated in county jails and other county correctional facilities and criminal defendants in court facilities have constitutionally adequate contact with counsel; and

Whereas, the review must be initiated before the 90-day period expires in order that the review may be completed and a report submitted in time for submission to the next legislative session; 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. Committee established. Resolved: That the Committee To Ensure Constitutionally Adequate Contact with Counsel, referred to in this resolve as "the constitutional communications committee," is established.

Sec. 2. Committee membership. Resolved: That, notwithstanding Joint Rule 353, the constitutional communications committee consists of 16 members appointed as follows:

1. Two members of the Senate appointed by the President of the Senate, including members from each of the 2 parties holding the largest number of seats in the Legislature;
2. Three members of the House of Representatives appointed by the Speaker of the House, including members from each of the 2 parties holding the largest number of seats in the Legislature;
3. The Commissioner of Corrections or the commissioner's designee;

4. The Attorney General or the Attorney General's designee;
5. The Commissioner of Public Safety or the commissioner's designee;
6. The Executive Director of the Maine Commission on Indigent Legal Services or the executive director's designee;
7. The president of a statewide association of sheriffs or the president's designee;
8. The president of a statewide association of criminal defense lawyers or the president's designee;
9. The president of a statewide association of prosecutors or the president's designee;
10. A representative of a civil rights organization whose primary mission includes the advancement of racial justice, appointed by the President of the Senate;
11. A representative of a civil liberties organization whose primary mission is the protection of civil liberties, appointed by the Speaker of the House;
12. A representative of a statewide prisoners' rights organization, appointed by the President of the Senate; and
13. A representative of a statewide organization whose mission includes advocating for victims and survivors of domestic violence, appointed by the Speaker of the House.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the constitutional communications committee.

Sec. 4. Appointments; convening of committee. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the constitutional communications committee. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the constitutional communications committee to meet and conduct its business.

Sec. 5. Duties. Resolved: That the constitutional communications committee shall:

1. Review the federal and state constitutional and statutory requirements concerning adequate communications with counsel for those involved in the criminal justice system;
2. Review recent policies and practices that have resulted in reported violations of the requirements in the State;
3. Review how other jurisdictions ensure confidential communications by telephone, video or electronic communication or in person between counsel and criminal defendants that are incarcerated or detained or in court facilities for court proceedings;
4. Review how other jurisdictions ensure opportunities for document review by incarcerated persons without interception, monitoring, copying, redaction or other action or review of documents by anyone acting on behalf of a correctional facility, a jail or the State;

5. Review remedies used by other jurisdictions when the constitutional and statutory requirements are not met, including, but not limited to, exclusion of evidence, disqualification to participate in prosecution, licensure discipline and expanded opportunities for post-conviction review; and

6. Develop recommendations to implement in this State to ensure that residents of Department of Corrections correctional and detention facilities, persons who are incarcerated in county jails and other county correctional facilities and criminal defendants in court facilities have constitutionally adequate contact with counsel.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the constitutional communications committee, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the constitutional communications committee shall submit a report that includes a summary of its activities and recommendations, including suggested legislation, to the Joint Standing Committee on Judiciary for presentation to the First Regular Session of the 131st Legislature.

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

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 1950

**Commission to Evaluate the
Incorporation of the Probate Court
into the Judicial Branch**

1 In any case in which an estate is under the Probate Court's jurisdiction for probate, the
2 Probate Court may order that an appropriate amount out of the estate be set aside for
3 perpetual care and suitable memorials for the cemetery lot in which the deceased is buried
4 and order special care of such lots when the conditions and size of the estate seem to warrant
5 such order.

6 **§419. Contracts for support**

7 **1. Approval required.** All contracts for support for life must be approved by the
8 Probate Court in the county in which the support for life is to be rendered. The Probate
9 Court shall grant approval after such reasonable notice as the court determines to be
10 appropriate, if the court finds, after hearing, that the contract is just and equitable under all
11 of the circumstances.

12 **2. Admissibility in evidence.** A contract or agreement for support for life that has not
13 been approved under subsection 1 may not be received in evidence unless the person
14 offering the contract or agreement establishes by a preponderance of the evidence that the
15 contract or agreement is just and equitable under all of the circumstances.

16 **3. Exception.** This section does not apply to contracts or agreements for support for
17 life between persons related within the 3rd degree.

18 **§420. Commission To Evaluate the Incorporation of the Probate Court into the**
19 **Judicial Branch**

20 **1. Commission established.** The Commission To Evaluate the Incorporation of the
21 Probate Court into the Judicial Branch, referred to in this section as "the commission," is
22 established.

23 **2. Membership.** The commission consists of 15 members appointed as follows:

24 **A. Two members of the Senate appointed by the President of the Senate, including one**
25 **member from each of the 2 parties holding the largest number of seats in the**
26 **Legislature;**

27 **B. Three members of the House of Representatives appointed by the Speaker of the**
28 **House of Representatives, including members from each of the 2 parties holding the**
29 **largest number of seats in the Legislature;**

30 **C. Three members appointed by the Chief Justice of the Supreme Judicial Court;**

31 **D. One member who is a Probate Court Judge appointed by the Chief Justice of the**
32 **Supreme Judicial Court;**

33 **E. One member who is a Register of Probate appointed by the Speaker of the House**
34 **of Representatives;**

35 **F. One member who is a judicial branch clerk appointed by the Chief Justice of the**
36 **Supreme Judicial Court;**

37 **G. One member who is a member of the Probate and Trust Law Advisory Commission,**
38 **established pursuant to Title 5, section 12004-I, subsection 73-B, appointed by that**
39 **commission;**

40 **H. One member who is a member of the Family Law Advisory Commission,**
41 **established pursuant to Title 5, section 12004-I, subsection 52-A, appointed by that**
42 **commission; and**

1 I. Two members who are members of the Maine State Bar Association, one of whom
2 is a member of a nonprofit organization providing statewide free legal services,
3 appointed by the Speaker of the House of Representatives.

4 **3. Chairs; quorum.** The first-named Senate member is the Senate chair and the first-
5 named House of Representatives member is the House chair of the commission. A quorum
6 of the commission consists of 8 members.

7 **4. Appointments; convening of commission.** All appointments must be made no later
8 than January 1, 2027. The appointing authorities shall notify the Executive Director of the
9 Legislative Council once all appointments have been completed. After appointment of all
10 members, the chairs shall call and convene the first meeting of the commission. If 30 days
11 or more after January 1, 2027 a majority of but not all appointments have been made, the
12 chairs may request authority and the Legislative Council may grant authority for the
13 commission to meet and conduct its business.

14 **5. Duties.** The commission shall conduct a thorough review of the Probate Court
15 system, including but not limited to the interaction between the state Probate Court and
16 county registries of probate; the establishment and allocation of Probate Court fees; the
17 Maine Commission on Indigent Legal Services' responsibility for oversight and payment
18 of attorneys appointed by the Probate Court to represent indigent parties in Probate Court
19 proceedings pursuant to Title 4, chapter 37; and the judicial branch's responsibility for
20 oversight of visitors appointed by the Probate Court and for payment of court-appointed
21 visitors when the Probate Court is allowed or directed by law to appoint a visitor at state
22 expense. The review must include, but is not limited to, an evaluation of:

23 A. Whether the number of Probate Court Judge positions is appropriate or should be
24 adjusted;

25 B. Whether the jurisdiction of the Probate Court, District Court and Superior Court
26 should be adjusted to increase judicial efficiency and access to justice;

27 C. Whether the Chief Justice of the Supreme Judicial Court should be authorized to
28 assign Probate Court Judges to sit in the Superior Court or the District Court and to
29 assign Superior Court Justices and District Court Judges to sit in the Probate Court;

30 D. Whether additional investments should be made to enhance the compatibility of the
31 Probate Court's case management system with the case management system used by
32 the other courts in the judicial branch; and

33 E. Whether additional steps should be taken to more fully incorporate the Probate Court
34 into the judicial branch, including whether to transfer the functions and staff of the
35 county registries of probate into the judicial branch.

36 **6. Compensation.** Legislative members of the commission are entitled to receive the
37 legislative per diem, as defined in Title 3, section 2, and reimbursement for travel and other
38 necessary expenses for their attendance at authorized meetings of the commission. Public
39 members not otherwise compensated by their employers or other entities that they represent
40 are entitled to receive reimbursement of necessary expenses and, upon a demonstration of
41 financial hardship, a per diem equal to the legislative per diem for their attendance at
42 authorized meetings of the commission.

1 **7. Staffing.** The Legislative Council shall provide staff support for the operation of
2 the commission, except that Legislative Council staff support is not authorized when the
3 Legislature is in regular or special session.

4 **8. Information and assistance.** The Administrative Office of the Courts, the Chief
5 Judge of the Probate Court and Registers of Probate shall provide to the commission the
6 information and assistance requested by the commission that is necessary for the
7 commission to perform its duties.

8 **9. Report.** No later than December 31, 2027, the commission shall submit a report
9 that includes its findings and recommendations, which may include suggested legislation,
10 for presentation to the joint standing committee of the Legislature having jurisdiction over
11 judiciary matters. The joint standing committee may report out legislation related to the
12 report to the 133rd Legislature.

13 **10. Repeal.** This section is repealed June 1, 2028.

14 **Sec. D-3. 4 MRSA §1201, sub-§12-C** is enacted to read:

15 **12-C. Judge.** "Judge" means a Justice of the Supreme Judicial Court or the Superior
16 Court, any Judge of the District Court, any Probate Court Judge, any Administrative Court
17 Judge or any Associate Administrative Court Judge who is actively serving as of December
18 1, 1984, or who is appointed subsequent to December 1, 1984, but does not include Active
19 Retired Judges.

20 **Sec. D-4. 18-C MRSA §1-201, sub-§8-A** is enacted to read:

21 **8-A. Court.** "Court" means the Probate Court established in Title 4, section 407,
22 subsection 1.

23 **Sec. D-5. 18-C MRSA §1-309-A** is enacted to read:

24 **§1-309-A. Judges**

25 A judge of the court must be chosen and shall serve as provided in Title 4, chapter 7-A.

26 **Sec. D-6. 18-C MRSA §1-510, sub-§1, ¶B-1** is enacted to read:

27 B-1. Be an administrator, guardian, commissioner of insolvency, appraiser or divider
28 of an estate, in a case within the jurisdiction of the court located in the county in which
29 the register is register, except as provided in Title 4, chapter 7-A, or be in any manner
30 interested in the fees and emoluments arising from such an estate in that capacity; or

31 **Sec. D-7. 21-A MRSA §1, sub-§11,** as enacted by PL 1985, c. 161, §6, is amended
32 to read:

33 **11. County office.** "County office" means the office of judge of probate, register of
34 probate, county treasurer, register of deeds, sheriff, district attorney or county
35 commissioner.

36 **Sec. D-8. 21-A MRSA §601, sub-§3,** as amended by PL 2021, c. 273, §10, is
37 further amended to read:

38 **3. Order of offices.** The order of offices on the ballot is as follows: President, United
39 States Senator, Governor, Representative to Congress, State Senator and Representative to
40 the Legislature, and the county offices in the following order: judge of probate, register of
41 probate, county treasurer, register of deeds, sheriff, district attorney and county

LD 1988

**Blue Ribbon Commission to Study
Emergency Medical Services
in the State**

STATE OF MAINE

—
IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-TWO

—
H.P. 1474 - L.D. 1988

An Act To Establish That the Provision of Emergency Medical Services by an Ambulance Service Is an Essential Service and To Establish the Blue Ribbon Commission To Study Emergency Medical Services in the State

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

Whereas, this legislation needs to take effect before the expiration of the 90-day period in order to provide sufficient time for the study established in this legislation to be completed; 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 enacted by the People of the State of Maine as follows:

Sec. 1. 32 MRSA §81-A, first ¶, as enacted by PL 1985, c. 730, §§3 and 16, is amended to read:

It is the purpose of this chapter to promote and provide for a comprehensive and effective emergency medical services system to ensure optimum patient care. The Legislature finds that emergency medical services provided by an ambulance service are essential services. The Legislature finds that the provision of medical assistance in an emergency is a matter of vital concern affecting the health, safety and welfare of the public.

Sec. 2. Establishment of Blue Ribbon Commission To Study Emergency Medical Services in the State.

1. Blue ribbon commission established. The Blue Ribbon Commission To Study Emergency Medical Services in the State, referred to in this section as "the commission," is established.

2. Commission membership. Notwithstanding Joint Rule 353, the commission consists of 17 members:

A. Seven members appointed by the President of the Senate as follows:

- (1) Two members of the Senate, including one member of the party holding the largest number of seats in the Legislature and one member of the party holding the 2nd largest number of seats in the Legislature;
- (2) Two members who are employed or volunteer in the field of emergency medical services, including one member who represents a community of 10,000 residents or more and one member who represents a community of fewer than 10,000 residents;
- (3) One member who represents a statewide association of emergency medical services providers;
- (4) One member who represents a private, for-profit ambulance service; and
- (5) One member who represents a statewide association of municipalities;

B. Eight members appointed by the Speaker of the House as follows:

- (1) Four members of the House of Representatives, including 2 members of the party holding the largest number of seats in the Legislature and 2 members of the party holding the 2nd largest number of seats in the Legislature;
- (2) One member who represents a tribal emergency medical service;
- (3) One member who represents a volunteer emergency medical service;
- (4) One member who represents a county government; and
- (5) One member who represents a statewide association of hospitals;

C. The Commissioner of Health and Human Services or the commissioner's designee; and

D. The Director of Maine Emergency Medical Services within the Department of Public Safety or the director's designee.

3. Chairs. The first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.

4. Appointments; convening of commission. Notwithstanding Joint Rule 353, all appointments must be made no later than 15 days following the effective date of this Act. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. Within 15 days after appointment of all members, the chairs shall call and convene the first meeting of the commission, which must be no later than 30 days following the appointment of all members.

5. Duties; meetings. The commission shall examine and make recommendations on the structure, support and delivery of emergency medical services in the State. The commission shall maintain communication and coordinate with Maine Emergency Medical Services as defined in the Maine Revised Statutes, Title 32, section 83, subsection 16-A so that Maine Emergency Medical Services is informed of the work of the commission and the commission is informed of the strategic planning work of Maine Emergency Medical Services. The commission may look at all aspects of emergency medical services, including but not limited to workforce development, training, compensation, retention, costs, reimbursement rates, organization and local and state support. The commission is authorized to hold a maximum of 6 meetings.

6. Staff assistance. The Legislative Council shall provide necessary staffing services to the commission, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

7. Report. Notwithstanding Joint Rule 353, no later than December 7, 2022, the commission shall submit a report that includes its findings and recommendations, including suggested legislation, to the joint standing committee of the Legislature having jurisdiction over public safety matters.

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

In House of Representatives,20__

Read twice and passed to be enacted.

..... Speaker

In Senate,20__

Read twice and passed to be enacted.

..... President

Approved20__

..... Governor

LD 2008

**Committee to Study Court-Ordered
Treatment for Substance Use Disorder**

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-TWO

H.P. 1496 - L.D. 2008

Resolve, To Establish the Committee To Study Court-ordered Treatment for Substance Use Disorder

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 Committee To Study Court-ordered Treatment for Substance Use Disorder is needed to explore the legal issues and best medical practices and related issues concerning substance use disorder treatment that is involuntary or includes some form of leverage to ensure adherence to treatment; and

Whereas, the study must be initiated before the 90-day period expires in order that the study may be completed and a report submitted in time for submission to the next legislative session; 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. Study committee established. Resolved: That the Committee To Study Court-ordered Treatment for Substance Use Disorder, referred to in this resolve as "the study committee," is established.

Sec. 2. Study committee membership. Resolved: That, notwithstanding Joint Rule 353, the study committee consists of 16 members appointed as follows:

1. Three members of the Senate appointed by the President of the Senate, including members from each of the 2 parties holding the largest number of seats in the Legislature;
2. Three members of the House of Representatives appointed by the Speaker of the House, including members from each of the 2 parties holding the largest number of seats in the Legislature;
3. One member appointed by the Governor;
4. One member representing hospitals, appointed by the President of the Senate;

5. One member representing substance use disorder treatment providers, appointed by the Speaker of the House;
6. One member representing families affected by substance use disorder, appointed by the President of the Senate;
7. One member with lived experience with substance use disorder, appointed by the Speaker of the House;
8. One member representing primary health care providers, appointed by the President of the Senate;
9. One member representing hospital emergency department providers, appointed by the Speaker of the House;
10. One member representing an organization whose primary mission is the protection of civil liberties, appointed by the President of the Senate;
11. One member representing a statewide organization representing physicians, appointed by the Speaker of the House; and
12. One member representing the Judicial Department, appointed by the Chief Justice of the Supreme Judicial Court.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the study committee.

Sec. 4. Appointments; convening of study committee. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the study committee. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the study committee to meet and conduct its business.

Sec. 5. Duties. Resolved: That the study committee shall:

1. Review services and processes currently available in this State for persons with substance use disorder;
2. Review options offered in other jurisdictions for persons with substance use disorder, including but not limited to judicial orders for involuntary treatment as well as other treatment options that include some form of leverage to ensure adherence to treatment, and review outcomes;
3. Review the constitutional and other rights of persons with substance use disorder and how other jurisdictions protect those rights; and
4. Develop recommendations for treatment options for persons with substance use disorder, including implementation plans.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the study committee, except that the Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the study committee shall submit a report that includes a summary of its activities and recommendations, including suggested legislation, to the Joint Standing Committee on Health and Human Services and the Joint Standing Committee on Judiciary for presentation to the First Regular Session of the 131st Legislature.

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

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 2009

Full Evaluation Review Task Force

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-TWO

S.P. 721 - L.D. 2009

**An Act To Implement the Recommendations of the Working Group To
Review the Process for Ongoing Review of Tax Expenditures by the
Legislature**

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

Sec. 1. 3 MRSA §993, as enacted by PL 2001, c. 702, §2, is amended to read:

§993. Committee membership; chairs

The membership of the committee and the selection of chairs are established by joint rule of the Legislature. Beginning with the 131st Legislature, at least 2 members of the committee must be members of the joint standing committee of the Legislature having jurisdiction over taxation matters and at least one member must be a member of the joint standing committee of the Legislature having jurisdiction over economic development matters.

Sec. 2. 3 MRSA §998, sub-§2, as amended by PL 2017, c. 266, §1, is further amended to read:

2. Schedule. The committee, in consultation with the policy committee, shall establish a prioritized schedule of ongoing review of the tax expenditures assigned to the full evaluation and expedited review categories pursuant to subsection 1, paragraphs A and B. To the extent practicable, the committee shall group the review of tax expenditures with similar goals together. Beginning in 2022, when prioritizing ongoing review of tax expenditures assigned to the full evaluation category, the committee, in consultation with the policy committee, shall give priority to tax expenditures that are intended to provide an incentive to businesses over tax expenditures that are directed primarily toward individual tax relief and shall consider the impact of any statutory provisions regarding the expiration of a tax expenditure that may be the subject of legislation to extend the tax expenditure.

Sec. 3. 3 MRSA §998, sub-§5 is enacted to read:

5. Policy committee meetings. In order to perform its functions under this chapter, the policy committee may meet monthly or as often as is determined necessary by the chairs of the policy committee.

Sec. 4. 3 MRSA §998, sub-§6 is enacted to read:

6. Limited analysis projects. Notwithstanding any provision of this chapter to the contrary, the policy committee may request the committee to approve up to 2 limited analysis projects related to legislation before the policy committee to be completed by the office during each regular legislative session. For the purposes of this section, "limited analysis project" means a limited review of a tax expenditure based on information readily available to the office that is intended to be completed and submitted to the committee and the policy committee within 30 days of approval by the committee.

Sec. 5. 3 MRSA §1000, sub-§2, as amended by PL 2019, c. 161, §2, is repealed.

Sec. 6. 3 MRSA §1000, sub-§2-A is enacted to read:

2-A. Action by Maine Revenue Services. By February 15th of each year beginning in 2023, the Department of Administrative and Financial Services, Bureau of Revenue Services shall include as part of its report to the policy committee under Title 36, section 199-B the following information with regard to tax expenditures identified for expedited review under section 998, subsection 1:

A. A description of the tax policy under review;

B. Summary information on each tax expenditure associated with the tax policy under review, including:

(1) A description of the tax expenditure and the mechanism through which the tax benefit is distributed;

(2) The intended beneficiaries of the tax expenditure; and

(3) A legislative history of the tax expenditure; and

C. The fiscal impact of the tax policy and each related tax expenditure, including past and estimated future impacts.

Sec. 7. 3 MRSA §1000, sub-§4 is enacted to read:

4. Frequency of reports. Each tax expenditure categorized for expedited review under section 998, subsection 1, paragraph B must be reviewed by the policy committee on a rotating schedule of every 6 years. A newly enacted tax expenditure must be reviewed first in the first year following enactment of the tax expenditure that the tax policy including the tax expenditure is subject to review.

Sec. 8. 3 MRSA §1002 is enacted to read:

§1002. Review of proposed tax expenditures

1. Procedures before legislative committees. Whenever a legislative measure contains a proposed new tax expenditure or a proposed change that affects an existing tax expenditure, the joint standing committee of the Legislature having jurisdiction over the proposal shall hold a public hearing and determine the level of support for the proposal among the members of the joint standing committee. If there is support for the proposal among a majority of the members of the joint standing committee, the joint standing committee shall request the policy committee to review and evaluate the proposal pursuant to subsection 2 and to report to the joint standing committee. A proposed tax expenditure

or change to an existing tax expenditure may not be enacted into law unless the review and evaluation pursuant to this section has been completed.

2. Evaluation. Upon referral pursuant to subsection 1 of a proposal from the joint standing committee of the Legislature having jurisdiction over the proposal, the policy committee, in consultation with the office, shall conduct a review and evaluation of the proposal and shall report in a timely manner to the joint standing committee. The policy committee shall evaluate whether the proposed or amended tax expenditure is likely to be assigned to the full evaluation category under section 998, subsection 1, paragraph A. If the tax expenditure is likely to be assigned for full evaluation, the policy committee shall evaluate whether the proposal contains the provisions necessary for a full evaluation under section 999, including whether the proposal:

- A. Identifies the purposes and goals of the tax expenditure;
- B. Identifies the data or other information necessary to evaluate the tax expenditure and the person or agency responsible for collecting that data or information;
- C. Requires the appropriate person or agency to provide the data or other information identified in paragraph B to the office; and
- D. Provides the necessary framework to permit the office to evaluate and report on the tax expenditure as required under section 999.

3. Report. After its evaluation pursuant to subsection 2, the policy committee shall report to the joint standing committee of the Legislature having jurisdiction over the proposal its findings and recommendation on whether the proposed tax expenditure is likely to be assigned to the full evaluation category under sections 998, subsection 1, paragraph A and, if so, whether it contains the provisions necessary to fulfill the requirements of a full evaluation under section 999 or whether the legislation should be amended to contain the necessary provisions.

Sec. 9. 36 MRSA §199-B, sub-§1, ¶C, as enacted by PL 2001, c. 652, §7, is amended to read:

- C. An estimate of the cost of the tax expenditure for the current biennium and the previous 4 fiscal years, including actual revenue losses, if available;

Sec. 10. 36 MRSA §199-B, sub-§1, ¶E, as amended by PL 2017, c. 211, Pt. E, §4, is further amended to read:

- E. Any recommendation regarding the amendment, repeal or replacement of the tax expenditure; and

Sec. 11. 36 MRSA §199-B, sub-§1, ¶F, as enacted by PL 2017, c. 211, Pt. E, §4, is amended to read:

- F. The total amount of reimbursement paid to each person claiming a reimbursement for taxes paid on certain business property under chapter 915-; and

Sec. 12. 36 MRSA §199-B, sub-§1, ¶G is enacted to read:

- G. For tax expenditures intended primarily to enhance economic security for individuals with low income or to provide other economic assistance to individual taxpayers, an assessment of the number of taxpayers taking advantage of the tax

expenditure compared to the number of individuals estimated to be eligible for the tax expenditure.

Sec. 13. Review by Director of Office of Program Evaluation and Government Accountability. By November 1, 2022, the Director of the Office of Program Evaluation and Government Accountability shall review the laws governing full evaluations of tax expenditures under the Maine Revised Statutes, Title 3, chapter 37 and identify and recommend to the Government Oversight Committee and the Joint Standing Committee on Taxation potential statutory changes to enhance the efficiency and effectiveness of the full evaluation process going forward, with particular attention to evaluation parameters and the schedule and pace of full evaluation reports. The Government Oversight Committee may submit legislation related to the recommendations of the director to the First Regular Session of the 131st Legislature.

Sec. 14. Full Evaluation Review Task Force. The Full Evaluation Review Task Force, referred to in this section as "the task force," is created for the purpose of reviewing tax expenditures subject to full evaluation under the Maine Revised Statutes, Title 3, chapter 37.

1. Members. The task force is composed of 6 members appointed as follows.

A. The President of the Senate shall appoint 3 members of the Senate: one member of the Government Oversight Committee, one member of the Joint Standing Committee on Taxation and one member of the Joint Standing Committee on Innovation, Development, Economic Advancement and Business.

B. The Speaker of the House shall appoint 3 members of the House of Representatives: one member of the Government Oversight Committee, one member of the Joint Standing Committee on Taxation and one member of the Joint Standing Committee on Innovation, Development, Economic Advancement and Business.

When making appointments, the President of the Senate and the Speaker of the House shall ensure that 3 of the members appointed represent the party holding the largest number of seats in the Legislature and 3 of the members appointed represent the party holding the 2nd largest number of seats in the Legislature.

2. Duties. The task force shall review the statutes establishing each tax expenditure identified as a full review expenditure under the Maine Revised Statutes, Title 3, section 998, subsection 1, paragraph A, identify which of those statutes do not have adequate elements to permit effective evaluation pursuant to Title 3, section 999 and recommend statutory changes if needed to permit effective evaluation. The task force shall submit its report and recommended legislation to the Joint Standing Committee on Taxation by November 2, 2022.

3. Staffing. The Legislative Council shall provide necessary staffing services to the task force from the Office of Program Evaluation and Government Accountability and the Office of Fiscal and Program Review, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 15. Staffing for tax expenditure review. By January 15, 2023, the Office of Program Evaluation and Government Accountability and the Office of Fiscal and Program Review shall notify the Legislative Council whether they can, within existing resources, provide staffing adequate to support the Government Oversight Committee and

the joint standing committee of the Legislature having jurisdiction over taxation matters in staffing the activities required by this Act or whether additional resources are needed.

Sec. 16. Appropriations and allocations. The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF
Revenue Services, Bureau of 0002**

Initiative: Provides funding for one Tax Policy Analyst/Economist position and related costs to process and analyze the additional information required to be included in the tax expenditure report.

GENERAL FUND	2021-22	2022-23
POSITIONS - LEGISLATIVE COUNT	0.000	1.000
Personal Services	\$0	\$125,084
All Other	\$0	\$5,496
GENERAL FUND TOTAL	\$0	\$130,580

In House of Representatives,20__

Read twice and passed to be enacted.

..... Speaker

In Senate,20__

Read twice and passed to be enacted.

..... President

Approved20__

..... Governor

LD 1303

**Office of the Revisor of Statutes to
Compile a List of Mandatory
Minimum Sentences Contained
in the Statutes**

STATE OF MAINE

—
IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-ONE

—
H.P. 959 - L.D. 1303

**Resolve, To Require the Revisor of Statutes To Compile a List of Mandatory
Minimum Sentences Contained in the Maine Revised Statutes**

Sec. 1. Revisor report and legislation. Resolved: That the Revisor of Statutes shall review the Maine Revised Statutes and compile all provisions that require the court in sentencing a person for a violation of law to impose a mandatory term of imprisonment. For the purposes of this section, "mandatory term of imprisonment" includes a required minimum term of imprisonment, as well as a term in which some or all of the term of imprisonment may not be suspended. The Revisor of Statutes shall submit a report by January 15, 2022 to the Joint Standing Committee on Criminal Justice and Public Safety listing all provisions of all Titles of the Maine Revised Statutes that require the court to impose a mandatory term of imprisonment. After receiving and reviewing the report of the Revisor of Statutes, the Joint Standing Committee on Criminal Justice and Public Safety may introduce legislation to the Second Regular Session of the 130th Legislature.

Sec. 2. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Legislature 0081

Initiative: Provides one-time funding to the Office of the Revisor of Statutes to contract with an outside entity to review the Maine Revised Statutes and compile all provisions that require the court to impose a mandatory term of imprisonment.

GENERAL FUND	2021-22	2022-23
All Other	\$11,400	\$0
GENERAL FUND TOTAL	\$11,400	\$0

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 680

**Task Force to Study the Creation of a
Comprehensive Career and Technical
Education System**

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-TWO

—
S.P. 267 - L.D. 680

**Resolve, To Reestablish the Task Force To Study the Creation of a
Comprehensive Career and Technical Education System**

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 Task Force To Study the Creation of a Comprehensive Career and Technical Education System is reestablished pursuant to this legislation to study the feasibility of establishing a comprehensive 4-year high school career and technical education program to provide a technical high school setting for students; and

Whereas, the study must be initiated before the 90-day period expires in order that the study may be completed and a report submitted in time for submission to the next legislative session; 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. Task force established. Resolved: That the Task Force To Study the Creation of a Comprehensive Career and Technical Education System, referred to in this resolve as "the task force," is established.

Sec. 2. Task force membership. Resolved: That, notwithstanding Joint Rule 353, the task force consists of 20 members as follows:

1. Six members appointed by the President of the Senate as follows:
 - A. Two members of the Senate, including one member from each of the 2 parties holding the largest number of seats in the Legislature, one of whom is a member of the Joint Standing Committee on Education and Cultural Affairs;
 - B. One member who is a current career and technical education high school administrator;
 - C. One member who is on the State Board of Education;

- D. One member who is a member of a skilled trades union or representative of a skilled trades business or industry; and
 - E. One member who is a principal of a secondary school;
2. Six members appointed by the Speaker of the House as follows:
- A. Two members of the House of Representatives, including one member from each of the 2 parties holding the largest number of seats in the Legislature, one of whom is a member of the Joint Standing Committee on Education and Cultural Affairs;
 - B. One member who is a current career and technical education high school administrator;
 - C. One member who is on the State Board of Education;
 - D. One member who is a member of a skilled trades union or representative of a skilled trades business or industry; and
 - E. One member who is a superintendent of a school administrative unit;
3. Seven members appointed by the Governor as follows:
- A. One member who is an administrator at the Maine Community College System;
 - B. One member who is on a local board of education in a Maine community;
 - C. One member who is an officer of the Maine Education Association;
 - D. Three members who are members of a skilled trades union or representatives of a skilled trades business or industry; and
 - E. One member who is an administrator at the University of Maine System; and
4. The Commissioner of Education or the commissioner's designee.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the task force.

Sec. 4. Appointments; convening of task force. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the task force. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the task force to meet and conduct its business.

Sec. 5. Duties. Resolved: That the task force shall:

- 1. Examine the feasibility of establishing a comprehensive 4-year high school career and technical education program to provide a technical high school setting for middle school students to attend at the completion of the 8th grade, including but not limited to the advantages and disadvantages of a comprehensive 4-year high school career and technical education model, obstacles to implementation of a comprehensive 4-year high school career and technical education model and other models for comprehensive 4-year high school career and technical education that exist around the State and on a national level; and

2. Examine increasing crosswalks and intersections between technical and occupational knowledge and curricula and academic standards in order to promote multiple pathways for awarding content area credit to students enrolled in career and technical education programs, including but not limited to building on prior and current work among the Department of Education, superintendents of school administrative units and career and technical education administrators.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the task force, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the task force shall submit a report that includes its findings and recommendations, including suggested legislation, for presentation to the First Regular Session of the 131st Legislature.

Sec. 8. Outside funding. Resolved: That the task force shall seek funding contributions to fully fund the costs of the task force. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the task force have not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.

Sec. 9. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Allocates funds for the costs to the Legislature of the Task Force To Study the Creation of a Comprehensive Career and Technical Education System.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$440	\$440
All Other	\$560	\$810
OTHER SPECIAL REVENUE FUNDS TOTAL	\$1,000	\$1,250

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

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 1005

**Commission to Study Strategies to
Assist Working-class Families in
Building Wealth and Achieving
Upward Mobility**

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-ONE

—
H.P. 743 - L.D. 1005

Resolve, Establishing the Commission To Study Strategies To Assist Working-class Families in Building Wealth and Achieving Upward Mobility

Sec. 1. Commission established. Resolved: That the Commission To Study Strategies To Assist Working-class Families in Building Wealth and Achieving Upward Mobility, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That the commission consists of 12 members appointed as follows:

1. Four members of the Senate, including at least one member from each of the 2 parties holding the largest number of seats in the Legislature, appointed by the President of the Senate, including a member of each of the following joint standing committees:

- A. The Joint Standing Committee on Labor and Housing;
- B. The Joint Standing Committee on Health and Human Services;
- C. The Joint Standing Committee on Taxation; and
- D. The Joint Standing Committee on Innovation, Development, Economic Advancement and Business;

2. Three members of the House of Representatives, including at least one member from each of the 2 parties holding the largest number of seats in the Legislature, appointed by the Speaker of the House, including a member of each of the following joint standing committees:

- A. The Joint Standing Committee on Labor and Housing;
- B. The Joint Standing Committee on Health and Human Services; and
- C. The Joint Standing Committee on Innovation, Development, Economic Advancement and Business;

3. Two members of the public who represent low-wage workers and recipients of public benefits, appointed by the President of the Senate;

4. One member of the public who represents business and industry, appointed by the Speaker of the House;

5. One member who represents higher education, appointed by the Speaker of the House; and

6. One member who represents a trade union, appointed by the Governor.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.

Sec. 4. Appointments; convening of commission. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business.

Sec. 5. Duties. Resolved: That the commission shall examine and make recommendations on the feasibility of providing every child at birth a publicly funded bond to assist working-class families and to reduce racial and geographic wealth disparities in the State.

In fulfilling its duties under this section, the commission shall as necessary invite input from the Department of Administrative and Financial Services, Bureau of Revenue Services and from the Governor's Office of Policy Innovation and the Future.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than December 1, 2021, the commission shall submit a report that includes its findings and recommendations, including suggested legislation, for presentation to the Second Regular Session of the 130th Legislature.

Sec. 8. Outside funding. Resolved: That the commission shall seek funding contributions to fully fund the costs of the study. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the study have not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.

Sec. 9. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Allocates one-time funds from outside sources for the costs of the Commission To Study Strategies To Assist Working-class Families in Building Wealth and Achieving Upward Mobility.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$1,540	\$0
All Other	\$2,210	\$0

OTHER SPECIAL REVENUE FUNDS TOTAL

\$3,750

\$0

**OFFICE OF THE REVISOR OF STATUTES
ENGROSSER SUMMARY**

LD 1005; H.P. 743

Title:

Resolve, Establishing the Commission To Study Strategies To Assist Working-class Families in Building Wealth and Achieving Upward Mobility

Items included in LR 1089(3):

LR 1089(1) - Resolve

LR 1089(2) Committee Amendment "A"

H-396

LD 1240

**Commission to Increase Housing
Opportunities in Maine by Studying
Land Use Regulations and
Short-term Rentals**

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-TWO

S.P. 408 - L.D. 1240

**Resolve, To Establish a Commission To Increase Housing Opportunities in
Maine by Studying Land Use Regulations and Short-term Rentals**

Sec. 1. Commission established. Resolved: That the Commission To Increase Housing Opportunities in Maine by Studying Land Use Regulations and Short-term Rentals, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That, notwithstanding Joint Rule 353, the commission consists of 16 members appointed as follows:

1. Two members of the Senate appointed by the President of the Senate, including a member from each of the 2 parties holding the largest number of seats in the Legislature;
2. Two members of the House of Representatives appointed by the Speaker of the House, including a member from each of the 2 parties holding the largest number of seats in the Legislature;
3. The Director of the Maine State Housing Authority or the director's designee;
4. One member representing the Office of the Governor, appointed by the Governor;
5. Five public members, one representing a statewide municipal association, one representing a statewide organization that advocates for affordable housing, one representing statewide agricultural interests, one with expertise in transportation matters and one who is in the building trades, appointed by the President of the Senate; and
6. Five public members, one representing a regional planning association or a statewide organization that advocates for smart growth policies and projects, one representing the real estate industry, one who is a residential developer, one representing an organization that advocates for low-income or middle-income renters or homeowners and one representing a local or statewide organization promoting civil rights that has racial justice or racial equity as its primary mission, appointed by the Speaker of the House.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.

Sec. 4. Appointments; convening of commission. Resolved: That, notwithstanding Joint Rule 353, all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business. To the greatest extent practicable, the appointing authorities shall appoint the persons they appointed to the Commission To Increase Housing Opportunities in Maine by Studying Zoning and Land Use Restrictions under Resolve 2021, chapter 59.

Sec. 5. Duties. Resolved: That the commission is authorized to meet 6 times and shall:

1. Review data on housing shortages in the State for low-income and middle-income households and data on the conversion of housing units to short-term rentals in the State;

2. Review state laws that affect the local regulation of land use and short-term rentals and consider whether they fulfill the goals set forth in the Maine Revised Statutes, Title 30-A, section 4312, subsection 3, including but not limited to the promotion of affordable housing; promotion of an economic climate that increases job opportunities and overall economic well-being; and protection of the State's water resources and other critical natural resources;

3. Review efforts in other states and municipalities to address housing shortages through changes to land use restrictions and regulation of short-term rentals; and

4. Consider measures that would encourage municipalities to increase available housing, including but not limited to municipal incentives and statewide regulation of short-term rentals.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the commission, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the commission shall submit a report that includes its findings and recommendations, including suggested legislation, to the joint standing committee of the Legislature having jurisdiction over housing matters.

Sec. 8. Outside funding. Resolved: That the commission shall seek funding contributions to fully fund the costs of the study. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the study have not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.

Sec. 9. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Allocates funds for the costs to the Legislature of the Commission To Increase Housing Opportunities in Maine by Studying Land Use Regulations and Short-term Rentals.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$880
All Other	\$0	\$1,370
OTHER SPECIAL REVENUE FUNDS TOTAL	<u>\$0</u>	<u>\$2,250</u>

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 1246

**Commission to Study Best Practices in
Different Area Needs for Development
of Affordable Homes and Expanding
Home Ownership in Maine
Communities**

STATE OF MAINE

—
IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-ONE

—
H.P. 912 - L.D. 1246

**Resolve, To Study Best Practices and Different Area Needs for Development
of Affordable Homes and Expanding Home Ownership in Maine
Communities**

Sec. 1. Commission established. Resolved: That the Commission to Study Best Practices and Different Area Needs for Development of Affordable Homes and Expanding Home Ownership in Maine Communities, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That, notwithstanding Joint Rule 353, the commission consists of 15 members appointed as follows:

1. Two members of the Senate, appointed by the President of the Senate;
2. Five members of the House of Representatives, appointed by the Speaker of the House;
3. One representative of a statewide organization that provides assistance to and advocacy for veterans of the Armed Forces of the United States seeking to become first-time home buyers, appointed by the President of the Senate;
4. One representative of a statewide organization of developers focused on building affordable housing, appointed by the President of the Senate;
5. One representative of a statewide organization focused on making financing for first-time home ownership available to people in the State, appointed by the President of the Senate;
6. Two individuals with expertise in working to create affordable home ownership in their regions and with an understanding of the challenges facing prospective home buyers, including home buyers from communities of color, indigenous communities and immigrant communities, appointed by the President of the Senate;
7. One representative from the Department of Health and Human Services, appointed by the Speaker of the House;

8. One representative of a statewide organization focused on providing safe housing for people in the State and on promoting the development of affordable housing, appointed by the Speaker of the House; and

9. One representative of a statewide organization that provides assistance to and advocacy for first-time home buyers, appointed by the Speaker of the House.

Sec. 3. Chairs. Resolved: That the first appointed member from the Senate and the first appointed member from the House of Representatives shall serve as cochairs of the commission.

Sec. 4. Appointments; convening of commission; number of meetings. Resolved: That, notwithstanding Joint Rule 353, all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this resolve a majority but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business.

Sec. 5. Duties. Resolved: That, with existing data and research supplied by the Maine State Housing Authority, the commission shall study the issue of home ownership being out of reach of low-income and moderate-income families and the issue of the market being determined by buyers of seasonal housing, threatening the year-round character of communities and requiring members of families to commute long distances to their places of employment. The study must include a review of:

1. The extent of the need of affordable housing for families in the State;
2. Variations in housing markets, local conditions, housing costs and area incomes;
3. Best practices in local efforts to meet the need for affordable housing; and
4. The potential for new state resources to address the need for affordable housing in a manner that leverages local efforts and other available resources.

Sec. 6. Staff assistance. Resolved: That, notwithstanding Joint Rule 353, the Legislative Council shall provide necessary staffing services to the commission, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session. The commission may obtain consultants and other experts to supply additional data and research to fulfill its duties under section 5.

Sec. 7. Report. Resolved: That, no later than December 1, 2021, the commission shall submit a report that includes its findings and recommendations, and may include suggested legislation, to the Joint Standing Committee on Labor and Housing. The Joint Standing Committee on Labor and Housing may submit legislation based upon the report to the Second Regular Session of the 130th Legislature.

Sec. 8. Outside funding. Resolved: That the commission shall seek funding contributions to fund the costs of the study of up to \$50,000. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the study have not been received within 30 days after the effective

date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.

Sec. 9. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Allocates one-time funds for the costs to the Legislature of the Commission to Study Best Practices and Different Area Needs for Development of Affordable Homes and Expanding Home Ownership in Maine Communities including the costs of Legislators appointed to the commission and the costs of consultants.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$1,540	\$0
All Other	\$48,460	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$50,000	\$0

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 1771

**Advisory Panel to Better Understand
and Make Recommendations
Regarding the Implications of
Genome-editing Technology for
Citizens of the State**

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-TWO

H.P. 1322 - L.D. 1771

**Resolve, To Establish the Advisory Panel To Better Understand and Make
Recommendations Regarding the Implications of Genome-editing
Technology for the Citizens of the State**

Preamble. **Whereas**, genome-editing technologies, such as clustered regularly interspaced short palindromic repeats, also known as CRISPR, CRISPR-associated protein 9, also known as Cas9, and gene drive, have been discovered and dramatically refined in recent years, enabling innumerable opportunities around the world to inexpensively edit the genetic code of any living thing; and

Whereas, many deadly human diseases could be eradicated with genome-editing technology, thereby saving countless lives, immeasurable heartache and large health care expenditures in perpetuity; and

Whereas, a genetic alteration in a species of marine, terrestrial or airborne animal, plant, fungus, protozoan, bacteria or virus could rapidly alter the natural beauty, ecology, security and economy of Maine; and

Whereas, Maine's higher education system and technology sector can further position themselves as leaders in innovation and ethical implementation, reaping enduring benefits for Maine citizens, through the use of these technologies; and

Whereas, there are significant ethical, social and legal considerations for genome editing in humans and other species; and

Whereas, in the past, scientific ideas have been used in the implementation of and to promote eugenics programs and other forms of oppression; and

Whereas, throughout history living organisms have been used as weapons, and genome-editing technologies create new security needs in the endless effort to protect the people of Maine and the United States; and

Whereas, genome editing has the potential to fundamentally improve or diminish our health, our natural environment, our social fabric and our economy; and

Whereas, the pace of innovation is accelerating and over the next several years Maine can capitalize on the changes in our world that genome editing can bring about or risk being left behind; now, therefore, be it

Sec. 1. Panel established. Resolved: That the Advisory Panel To Better Understand and Make Recommendations Regarding the Implications of Genome-editing Technology for the Citizens of the State, referred to in this resolve as "the panel," is established.

Sec. 2. Panel membership. Resolved: That, notwithstanding Joint Rule 353, the panel consists of 17 members who are residents of this State and appointed as follows:

1. Two members of the Senate appointed by the President of the Senate from the party holding the largest number of seats in the Senate. In making the appointments pursuant to this subsection, the President of the Senate shall endeavor to appoint members having expertise in areas or backgrounds listed in section 6;

2. One member of the Senate appointed by the Senate Minority Leader from the party holding the 2nd largest number of seats in the Senate. In making the appointment pursuant to this subsection, the Senate Minority Leader shall endeavor to appoint a member having expertise in areas or backgrounds listed in section 6;

3. Three members of the House of Representatives appointed by the Speaker of the House from the party holding the largest number of seats in the House. In making the appointments pursuant to this subsection, the Speaker of the House shall endeavor to appoint members having expertise in areas or backgrounds listed in section 6;

4. Three members of the House of Representatives appointed by the House Minority Leader from the party holding the 2nd largest number of seats in the House. In making the appointments pursuant to this subsection, the House Minority Leader shall endeavor to appoint members having expertise in areas or backgrounds listed in section 6;

5. One member who is a bioethicist, appointed by the President of the Senate;

6. One member who is a person under 30 years of age at the time of the appointment, appointed by the Speaker of the House;

7. One member who is from a federally recognized Indian nation, tribe or band in the State, appointed by the President of the Senate;

8. One member who is a fiction author or poet whose published works have explored the humanity of all people, appointed by the Speaker of the House;

9. One member who is a person living with a single-gene disorder, such as cystic fibrosis, Duchenne muscular dystrophy or sickle cell anemia, appointed by the President of the Senate;

10. One member having expertise in an area or a background listed in section 6, appointed by the President of the Senate; and

11. Two members having expertise in areas or backgrounds listed in section 6, appointed by the Speaker of the House.

The Presiding Officers shall invite the participation on the panel of the Chief Justice of the Supreme Judicial Court or the chief justice's designee and the Governor or the Governor's designee.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the panel.

Sec. 4. Vacancies. Resolved: That Legislators may serve as members on the panel only while they are members of the Legislature. The Presiding Officers and minority leaders shall fill any vacancy according to the requirements of section 2, subsections 1, 2, 3 and 4.

Sec. 5. Appointments; convening of panel. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the panel. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the panel to meet and conduct its business.

Sec. 6. Duties. Resolved: That the panel shall study the implications of genome-editing technology and the legislative, administrative or other steps that the State should take to capitalize on the potential and avoid the hazards of genome-editing technology. In performing its duties under this section, the panel shall solicit the testimony, advice or participation of persons having the following backgrounds or areas of expertise:

1. Ethics;
2. Clinical medicine caring for children;
3. Clinical medicine caring for adults;
4. Public health;
5. Bioscience research;
6. Environmental protection;
7. Forestry;
8. Agriculture or aquaculture;
9. Fishing;
10. State economics;
11. Tourism, business or commerce;
12. Military or security affairs;
13. University of Maine System or Maine Community College System;
14. Living with a single-gene disorder, such as cystic fibrosis, Duchenne muscular dystrophy or sickle cell anemia, or a parent or guardian of a person living with such a single-gene disorder;
15. Hospital or hospice chaplaincy; and
16. History of race, ethnicity or eugenics.

Sec. 7. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the panel, except that the Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 8. Report. Resolved: That, no later than December 6, 2023, the panel shall submit a report that includes its findings and recommendations, including suggested legislation, to the joint standing committee of the Legislature having jurisdiction over health and human services matters. The joint standing committee of the Legislature having jurisdiction over health and human services matters is authorized to report out legislation to the Second Regular Session of the 131st Legislature.

Sec. 9. Outside funding. Resolved: That the panel shall seek funding contributions to fully fund the costs of the study. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the study have not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed.

Sec. 10. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Allocates funds for the costs to the Legislature of the Advisory Panel To Better Understand and Make Recommendations Regarding the Implications of Genome-editing Technology for the Citizens of the State.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$1,980
All Other	\$0	\$2,770
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$4,750

LD 1952

**Commission to Develop a Paid Family
and Medical Leave Benefits Program**

STATE OF MAINE

IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-TWO

S.P. 688 - L.D. 1952

Resolve, To Reestablish the Commission To Develop a Paid Family and Medical Leave Benefits Program

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 Commission To Develop a Paid Family and Medical Leave Benefits Program established in Resolve 2021, chapter 122 was required to submit a report relating to the commission's duties by February 1, 2022 but was unable to complete the duties required of it; and

Whereas, the commission must be reestablished before the 90-day period expires in order that the commission's work may be completed and a report submitted in time for submission to the next legislative session; 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. Commission reestablished. Resolved: That the Commission To Develop a Paid Family and Medical Leave Benefits Program, referred to in this resolve as "the commission," originally established in Resolve 2021, chapter 122 is reestablished.

Sec. 2. Commission membership. Resolved: That, notwithstanding Joint Rule 353, the commission consists of 12 voting members as follows:

1. Two members of the Senate appointed by the President of the Senate, including a member from each of the 2 parties holding the largest number of seats in the Legislature;
2. Two members of the House of Representatives appointed by the Speaker of the House, including a member from each of the 2 parties holding the largest number of seats in the Legislature;
3. Two members appointed by the President of the Senate as follows:
 - A. One member with expertise in issues affecting labor and independent contractors;
 - and

- B. One employer with more than 50 employees;
- 4. Three members appointed by the Speaker of the House as follows:
 - A. One member with expertise in issues related to family and medical leave benefits;
 - B. One employer with 50 or fewer employees; and
 - C. One member who is an employer in the hospitality industry;
- 5. Two members appointed by the Governor as follows:
 - A. One member with expertise in issues affecting maternity and postpartum care; and
 - B. One member with expertise in issues affecting elder care; and
- 6. The Commissioner of Labor or the commissioner's designee.

To the greatest extent practicable, the appointing authorities shall reappoint the persons they appointed to the Commission To Develop a Paid Family and Medical Leave Benefits Program under Resolve 2021, chapter 122.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission. Notwithstanding Joint Rule 353, the chairs may appoint, as nonvoting members, individuals with expertise in paid family and medical leave, social insurance programs or related state infrastructure.

Sec. 4. Appointments; convening of commission. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the commission. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the commission to meet and conduct its business.

Sec. 5. Duties. Resolved: That the commission shall:

- 1. Develop a plan to implement a paid family and medical leave benefits program by consulting with other states that have established paid family and medical leave benefits programs;
- 2. Contract for and complete an actuarial study of the planned program under subsection 1, including start-up costs and ongoing costs of the program, the economic impact on and benefits to the State and the contributions needed to maintain the solvency of the program; and
- 3. Based on the actuarial study in subsection 2 and other factors considered by the commission, make recommendations to implement a paid family and medical leave benefits program, including any necessary legislation.

Sec. 6. Staff assistance. Resolved: That, notwithstanding Joint Rule 353, the Legislative Council shall provide necessary staffing services or may contract for necessary staffing services for the commission, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session. Upon request, the Office of Policy Innovation and the Future, the Department of Labor, the Department of Health

and Human Services and the Department of Administrative and Financial Services, Office of Information Technology and Bureau of Revenue Services shall provide additional staffing assistance to the commission.

Sec. 7. Report. Resolved: That, no later than November 2, 2022, the commission shall submit a report that includes its findings and recommendations, including suggested legislation, for presentation to the First Regular Session of the 131st Legislature.

Sec. 8. Additional funding sources. Resolved: That the commission may apply for and receive funds, grants or contributions from public and private sources to support its activities. All funding is subject to approval by the Legislative Council in accordance with its policies.

Sec. 9. Funds carried forward. Resolved: That funds appropriated or allocated pursuant to Resolve 2021, chapter 122 do not lapse but must be carried forward into the next fiscal year to be used for the purpose for which the funds were provided.

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

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 1997

**Committee to Study the Feasibility of
Creating Basic Income Security**

STATE OF MAINE

—
IN THE YEAR OF OUR LORD

TWO THOUSAND TWENTY-TWO

—
H.P. 1484 - L.D. 1997

**Resolve, To Implement Certain Recommendations of the Committee To
Study the Feasibility of Creating Basic Income Security**

Sec. 1. Committee To Study the Feasibility of Creating Basic Income Security; reestablished. Resolved: That the Committee To Study the Feasibility of Creating Basic Income Security, referred to in this resolve as "the committee," is reestablished.

Sec. 2. Committee membership. Resolved: That the committee consists of 11 members appointed as follows:

1. Three members of the Senate appointed by the President of the Senate, including a representative of each of the following joint standing committees:
 - A. The joint standing committee of the Legislature having jurisdiction over labor and housing matters;
 - B. The joint standing committee of the Legislature having jurisdiction over health and human services matters; and
 - C. The joint standing committee of the Legislature having jurisdiction over taxation matters;
2. Three members of the House of Representatives appointed by the Speaker of the House, including a representative of each of the following joint standing committees:
 - A. The joint standing committee of the Legislature having jurisdiction over labor and housing matters;
 - B. The joint standing committee of the Legislature having jurisdiction over health and human services matters; and
 - C. The joint standing committee of the Legislature having jurisdiction over innovation, development, economic advancement and business matters;
3. Two members of the public who represent low-income workers and recipients of public benefits, appointed by the President of the Senate;

4. One member of the public who represents business and industry, appointed by the Speaker of the House;

5. One member of the public who represents higher education, appointed by the Speaker of the House; and

6. One member of the public who represents a trade union, appointed by the Governor.

To the greatest extent practicable, the appointing authorities shall reappoint the persons they appointed to the Committee To Study the Feasibility of Creating Basic Income Security under Public Law 2021, chapter 405.

A legislative member who is not reelected may continue to serve on the committee for the duration of the committee. If a member elects not to continue serving on the committee, a person must be appointed to the committee in the same manner as the vacating member was appointed.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the committee.

Sec. 4. Appointments; convening of committee. Resolved: That all appointments must be made no later than 30 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council once all appointments have been completed. After appointment of all members, the chairs shall call and convene the first meeting of the committee. If 30 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the committee to meet and conduct its business.

Sec. 5. Duties. Resolved: That the committee shall examine and assess the feasibility, economic impact and poverty reduction effect of providing basic income security through a direct cash payment system and other programs that are designed to help individuals and families become more economically secure.

The committee shall consider what the State can do to further the goal of helping individuals and families to become more economically secure and to move state residents toward improved economic security. The committee shall make recommendations about what the Federal Government can do to help achieve this goal. The committee shall consider the creation of a permanent committee in State Government to improve the effectiveness and accessibility of the State's safety net and work support programs. For the purposes of this paragraph, "safety net program" means a program designed to provide economic assistance to individuals lacking adequate income and assets and "work support program" means a program that provides economic support or services to help individuals successfully gain or retain employment and increase their economic security.

In fulfilling its duties under this resolve, the committee shall as necessary invite input from the Department of Administrative and Financial Services, Bureau of Revenue Services and from the Office of Policy Innovation and the Future.

Sec. 6. Staff assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the committee, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 7. Report. Resolved: That no later than December 6, 2023, the committee shall submit a report that includes its findings and recommendations, including suggested legislation, for presentation to the joint standing committees of the Legislature having jurisdiction over labor matters and health and human services matters. Each joint standing committee is authorized to report out a bill related to the report to the Second Regular Session of the 131st Legislature.

Sec. 8. Funding. Resolved: That the committee is authorized to use the balances from the study authorized in Public Law 2021, chapter 405. The committee may also seek funding contributions to supplement the balances available to be used to support the hiring of an outside consultant to conduct a feasibility study or to provide the committee with additional staffing. No commitments may be made that require the use of the additional funds until the funds have been approved by the Legislative Council in accordance with the Legislative Council's policies.

Sec. 9. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

LEGISLATURE

Study Commissions - Funding 0444

Initiative: Allocates funds for the costs to the Legislature of the Committee To Study the Feasibility of Creating Basic Income Security.

OTHER SPECIAL REVENUE FUNDS	2021-22	2022-23
Personal Services	\$0	\$1,320
All Other	\$0	\$1,680
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$3,000

In House of Representatives,20__

Read and passed finally.

..... Speaker

In Senate,20__

Read and passed finally.

..... President

Approved20__

..... Governor

LD 898

**Essential Support Workforce
Advisory Committee**

STATE OF MAINE

IN THE YEAR OF OUR LORD
TWO THOUSAND TWENTY-TWO

H.P. 654 - L.D. 898

An Act To Create the Essential Support Workforce Advisory Committee

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

Sec. 1. 5 MRSA §12004-I, sub-§54-E is enacted to read:

54-E.

<u>Labor</u>	<u>Essential Support Workforce Advisory Committee</u>	<u>Not Authorized</u>	<u>26 MRSA §3702</u>
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Sec. 2. 26 MRSA c. 47 is enacted to read:

CHAPTER 47

ESSENTIAL SUPPORT WORKFORCE ADVISORY COMMITTEE

§3701. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Benefit cliff effect. "Benefit cliff effect" means the situation that arises when an individual or family receiving state, federal or local public benefits has a new or increased income that results in a loss of any of those public benefits and the increased income does not fully compensate for, or exceed, the financial loss of those public benefits.

2. Essential support worker. "Essential support worker" has the same meaning as in Title 22, section 7401, subsection 3.

§3702. Essential Support Workforce Advisory Committee

1. Advisory committee established. The Essential Support Workforce Advisory Committee, as established in Title 5, section 12004-I, subsection 54-E and referred to in this chapter as "the advisory committee," is established to advise the Legislature, the Governor and state agencies on the State's shortage of essential support workers.

2. Membership. The advisory committee consists of 14 members, appointed as follows:

A. One member of the Senate, appointed by the President of the Senate;

B. One member of the House of Representatives, appointed by the Speaker of the House;

C. The Commissioner of Health and Human Services or the commissioner's designee;

D. The Commissioner of Labor or the commissioner's designee;

E. One member representing an organization providing services to persons with intellectual disabilities and autism who is a member of a statewide association of providers of services to persons with intellectual disabilities and autism, appointed by the President of the Senate;

F. One member representing a facility-based long-term care provider who is a member of a statewide association of facility-based long-term care providers, appointed by the President of the Senate;

G. One member representing a service coordination agency for people receiving home-based and community-based long-term care, appointed by the President of the Senate;

H. One member representing an organization providing statewide homemaker services through a state-funded, independent, support service program, appointed by the President of the Senate;

I. One member representing an institution of higher education engaged in workforce development, appointed by the President of the Senate;

J. One member representing a career and technical education center or region, appointed by the Speaker of the House;

K. One member representing an organization promoting independent living for persons with disabilities, appointed by the Speaker of the House;

L. One member who is an essential support worker, appointed by the Speaker of the House;

M. One member representing a statewide advocacy association that broadly advocates for people who are entitled to receive essential support worker services, appointed by the Speaker of the House; and

N. One member representing an organization providing services to persons with behavioral health challenges who is a member of a statewide association of providers of services to persons with behavioral health challenges, appointed by the Speaker of the House.

3. Meetings. The advisory committee may meet as often as necessary but shall meet not fewer than 3 times a year.

4. Chairs. At its first meeting, the advisory committee shall select a chair and vice-chair from among its members and may select a new chair and vice-chair annually.

5. Terms of appointments. Members of the advisory committee, except for Legislators, are appointed for terms of 3 years and may serve beyond their designated terms

until their successors are appointed. The terms of appointment of Legislators run concurrently with their respective legislative terms of office.

6. Legislative members not entitled to compensation. Notwithstanding Title 3, section 2 or any other law to the contrary, legislative members are not entitled to per diem pay or expenses for any advisory committee meetings the member attends.

7. Staffing. The Department of Labor shall provide staff support for advisory committee meetings and may provide other support to the advisory committee. To the extent funding is available, the advisory committee may contract for staff services as needed.

8. Duties and powers. The advisory committee shall:

A. Collaborate with the Department of Labor, the Department of Health and Human Services, the State's institutions of higher education, the State's adult education programs and career and technical education centers and regions and any other state agencies to examine staffing level needs in the essential support workforce, including entities funded by the State and through the MaineCare program;

B. Make recommendations to state agencies and the Legislature related to recruitment and retention of essential support workers;

C. Monitor essential support worker shortages and the expansion of the essential support workforce to examine if actions taken to promote expansion in the essential support workforce have been successful;

D. Make recommendations to the Department of Labor, the Department of Health and Human Services, the Legislature and other state agencies regarding additional research needed to further the expansion of the essential support workforce;

E. Collect data related to the essential support workforce;

F. Examine benefit cliff effects on essential support workers and recommend and develop a pilot project to mitigate benefit cliff effects on essential support workers; and

G. Make recommendations to the Legislature, including any suggested legislation.

9. Departments to provide updates. The Department of Labor and the Department of Health and Human Services shall provide quarterly updates to the advisory committee regarding their efforts to expand the State's essential support workforce.

10. Report to Legislature. Beginning January 1, 2023 and annually thereafter, the advisory committee shall submit a report to the joint standing committees of the Legislature having jurisdiction over labor matters and health and human services matters on its activities under this chapter.

11. Funding. The advisory committee may seek, accept and expend outside funding to carry out its duties. The advisory committee may accept funds from the Federal Government pursuant to the federal American Rescue Plan Act of 2021, Public Law 117-2, to the extent the funds are eligible to be used for the purposes of the advisory committee in accordance with federal law and regulations.

§3703. Repeal

This chapter is repealed January 1, 2028.

Sec. 3. Staggered terms. Notwithstanding the Maine Revised Statutes, Title 26, section 3702, subsection 5, initial appointments to the Essential Support Workforce Advisory Committee must be staggered as follows:

1. One member appointed by the President of the Senate must be appointed for a one-year term; one member must be appointed for a 2-year term; and 3 members must be appointed for 3-year terms; and

2. One member appointed by the Speaker of the House must be appointed for a one-year term; one member must be appointed for a 2-year term; and 3 members must be appointed for 3-year terms.

Sec. 4. Appropriations and allocations. The following appropriations and allocations are made.

LABOR, DEPARTMENT OF

Employment Services Activity 0852

Initiative: Provides funds for one part-time Labor Program Specialist position and related All Other costs to provide staffing and other support to the Essential Support Workforce Advisory Committee through January 1, 2028.

GENERAL FUND	2021-22	2022-23
POSITIONS - FTE COUNT	0.000	0.250
Personal Services	\$0	\$18,249
All Other	\$0	\$10,789
GENERAL FUND TOTAL	\$0	\$29,038

Workforce Research Z164

Initiative: Provides funds for one part-time Statistician II position and related All Other costs to support the collection of data for the Essential Support Workforce Advisory Committee through January 1, 2028.

GENERAL FUND	2021-22	2022-23
POSITIONS - FTE COUNT	0.000	0.250
Personal Services	\$0	\$13,748
All Other	\$0	\$3,649
GENERAL FUND TOTAL	\$0	\$17,397

**LABOR, DEPARTMENT OF
DEPARTMENT TOTALS**

	2021-22	2022-23
GENERAL FUND	\$0	\$46,435
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$46,435