

# MAINE STATE LEGISLATURE

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**STATE OF MAINE**  
131<sup>ST</sup> LEGISLATURE  
FIRST REGULAR AND FIRST SPECIAL SESSIONS



Disposition of bills and summaries of all laws enacted or finally passed

**JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE  
AND PUBLIC SAFETY**

October 2023

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**STATE OF MAINE**  
131<sup>ST</sup> LEGISLATURE  
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**LEGISLATIVE DIGEST OF BILLS AND  
SUMMARIES OF ENACTED LAWS**

This *Legislative Digest of Bills and Summaries of Enacted Laws* provides the disposition of all LDs and summaries of all laws enacted or finally passed during the First Regular and First Special Sessions of the 131st Maine Legislature. Please note that all LDs and proposed amendments may be found through the Legislature’s webpage, and each includes a summary of what the bill or amendment proposed.

The *Legislative Digest of Bills and Summaries of Enacted Laws* is arranged alphabetically by committee. Within each committee section is a subject index of all LDs considered by that committee as well as a digest of the LDs, arranged by LD number. Also included are enacted law summaries of the LDs enacted or finally passed. Brief analyst notes on certain LDs are also included: a committee digest will indicate if additional notes are provided for an LD. These notes add information staff found useful and may provide useful information to users of this *Digest*; please note that most LDs do not have a note and lack of a note should not be interpreted as having any significance. A separate section of the *Digest* provides a digest of the relatively few LDs that were not referred to a committee or reported from a committee as a committee bill; enacted law summaries of the LDs enacted or finally passed are provided. Finally, an appendix provides a summary of relevant session statistics.

The final disposition of each LD is noted in the relevant summary digest and index. The following describes the various final actions.

*CARRIED OVER*..... carried over to a subsequent session of the Legislature  
*CON RES XXX*..... chapter # of constitutional resolution passed by both houses  
*CONF CMTE UNABLE TO AGREE*..... Committee of Conference unable to agree; legislation died  
*DIED BETWEEN HOUSES*..... House & Senate disagreed; legislation died  
*DIED IN CONCURRENCE*..... defeated in each house, but on different motions; legislation died  
*DIED ON ADJOURNMENT*..... action incomplete when session ended; legislation died  
*EMERGENCY*..... enacted law takes effect sooner than 90 days after session adjournment  
*FAILED, EMERGENCY ENACTMENT or FINAL PASSAGE*..... emergency failed to receive required 2/3 vote  
*FAILED, ENACTMENT or FINAL PASSAGE*..... failed to receive final majority vote  
*FAILED, MANDATE ENACTMENT*..... legislation proposing local mandate failed required 2/3 vote  
*HELD BY GOVERNOR*..... Governor has not signed; final disposition to be determined at subsequent session  
*LEAVE TO WITHDRAW*..... sponsor’s request to withdraw legislation granted  
*NOT PROPERLY BEFORE THE BODY*..... ruled out of order by the presiding officer; legislation died  
*INDEF PP*..... indefinitely postponed; legislation died  
*ONTP, ACCEPTED, MAJORITY, MINORITY or REPORT X*..... ought-not-to-pass report accepted; legislation died  
*P&S XXX*..... chapter # of enacted private & special law  
*PUBLIC XXX*..... chapter # of enacted public law  
*RESOLVE XXX*..... chapter # of finally passed resolve  
*VETO SUSTAINED*..... Legislature failed to override Governor’s veto

The effective date for non-emergency legislation enacted in the First Regular and First Special Sessions of the 131st Legislature is Thursday, June 29, 2023 and Wednesday, October 25, 2023, respectively. The effective date for legislation enacted as an emergency measure may be found in the enacted law summary for that legislation.

## JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY

### **LD 1119 An Act to Clarify the Criminal Statutes with Regard to Assaults on Emergency Medical Services Persons**

#### **ENACTED LAW SUMMARY**

Public Law 2023, chapter 455 amends the crime of assault on an emergency medical care provider by specifying that it is a Class C crime if a person causes bodily injury to a person licensed pursuant to the Maine Emergency Medical Services Act of 1982 regardless of the location where the emergency medical care is being provided and by changing the name of the crime to reflect this amendment.

The law also creates the new crime of assault in an emergency room, which a person commits if that person intentionally, knowingly or recklessly causes bodily injury to a person employed or contracted by a licensed hospital and the injury occurs in the hospital's designated emergency room.

### **LD 1280 An Act to Invest in Maine's Fire Service Training Facilities**

#### **ENACTED LAW SUMMARY**

Public Law 2023, chapter 459 provides one-time funding of \$1,500,000 in fiscal year 2024-25 to the Fire Protection Services Commission for fire service training facilities.

### **LD 1311 An Act Regarding the Legal Use or Possession of Cannabis or Marijuana Under Conditions of Bail, Pretrial Release or Probation**

#### **ENACTED LAW SUMMARY**

Public Law 2023, chapter 299 amends laws regarding conditions placed on persons as part of preconviction bail or conditional release by making the excessive use of cannabis or marijuana consistent with existing provisions governing alcohol.

### **LD 1353 An Act to Require the Technical Building Codes and Standards Board to Adopt the Canadian Standards Association Standard for Residential Mechanical Ventilation Systems as an Alternative Standard Under the Maine Uniform Building and Energy Code**

#### **ENACTED LAW SUMMARY**

Public Law 2023, chapter 292 requires the Department of Public Safety, Office of the State Fire Marshal, Technical Building Codes and Standards Board to adopt the standard for indoor ventilation set forth in the Canadian Standards Association Standard for Residential Mechanical Ventilation Systems, CAN/CSA-F326-M91, as an alternative path to comply with the ASHRAE

## **JOINT STANDING COMMITTEE ON CRIMINAL JUSTICE AND PUBLIC SAFETY**

Standard 62.2 Ventilation and Acceptable Indoor Air Quality in Low-Rise Residential Buildings under the Maine Uniform Building and Energy Code.

### **LD 1364 Resolve, to Study Methods of Preventing Opioid Overdose Deaths by Authorizing Harm Reduction Health Centers**

#### **ENACTED LAW SUMMARY**

Resolve 2023, chapter 120 directs the Governor's Office of Policy Innovation and the Future to convene a working group to evaluate options for, identify barriers to and develop findings and recommendations regarding the prevention of opioid overdose deaths by authorizing harm reduction health centers in the State. On or before February 15, 2025, the office is required to submit a report that includes the findings and recommendations of the working group, as well as any proposed legislation, to the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters. The committee may report out legislation to the 132nd Legislature in 2025 after reviewing the report.

### **LD 1438 An Act to Require Standard Procedures to Protect Stalking Victims and Access to Certain Criminal Complaints**

#### **ENACTED LAW SUMMARY**

Public Law 2023, chapter 235 does the following.

1. It entitles a person who files a complaint with a Maine criminal justice agency under the Freedom of Access Act to receive one copy of a complaint made by that person, and to do so without being charged a fee.
2. It prohibits a Maine criminal justice agency from charging a fee to provide a copy of intelligence and investigative record information to a crime victim or a victim's agency or attorney.
3. It requires all law enforcement agencies to adopt a written policy establishing a process to ensure that, when a person files multiple, separate complaints regarding the behavior of another person that may indicate a course of conduct constitution stalking, those complaints are reviewed together to determine if the other person has engaged in stalking.