

MAINE STATE LEGISLATURE

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STATE OF MAINE
131ST LEGISLATURE
FIRST REGULAR AND FIRST SPECIAL SESSION



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

JOINT STANDING COMMITTEE ON JUDICIARY

October 2023

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STATE OF MAINE
131ST 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 JUDICIARY

LD 1507 An Act to Ensure the Accuracy of Vital Records with Respect to Gender

ENACTED LAW SUMMARY

Public Law 2023, chapter 294 provides that a person married in this State may apply to the State Registrar of Vital Statistics for a new marriage certificate reflecting the person's change of gender and the person's new first and middle names, if any. If a new marriage certificate is issued, it may not be marked "amended" and all copies of the original marriage certificate must be sealed from inspection.

Public Law 2023, chapter 294 also provides that a death certificate for an individual must reflect the desired gender identity of the individual who has died if the person signing the certificate is aware of that desire either through a valid living will, advance health care directive or other record, including a record prepared by someone other than the individual. Additionally, a health care provider may amend a certificate of death with respect to the gender of the individual who has died.

LD 1512 An Act to Require the Consideration of Restitution to Support a Child Whose Parent Is Killed During the Commission of a Crime

ENACTED LAW SUMMARY

In a criminal case in which restitution is not imposed on a defendant convicted of an offense that resulted in the death of a victim who is the parent of a minor, Public Law 2023, chapter 277 requires the court to specifically address the economic hardship to the minor and the reasons for not imposing restitution to compensate the minor for that loss. It also changes the laws governing restitution to simplify the factors a court must consider when deciding whether to award restitution to the dependents, including any minor children, of a victim who was killed as a result of a crime.

LD 1592 An Act to Amend the Law Governing Special Motions to Dismiss to Include Workplace and Title IX Claims

ENACTED LAW SUMMARY

Public Law 2023, chapter 322 amends the definition of "a party's exercise of its right of petition" in the law governing special motions to dismiss by including statements made in connection with complaints under the Maine Human Rights Act, the laws governing sexual violence, intimate partner violence and stalking policies at institutions of higher education and the so-called Title IX provisions of the federal Education Amendments of 1972.