

MAINE STATE LEGISLATURE

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STATE OF MAINE
131ST LEGISLATURE
SECOND REGULAR SESSION



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

JOINT STANDING COMMITTEE ON JUDICIARY

June 2024

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STATE OF MAINE

131ST LEGISLATURE
SECOND REGULAR SESSION



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 Second Regular Session 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 Second Regular Session of the 131st Legislature is Friday, August 9, 2024. 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 1576 An Act to Update the Laws Governing Electronic Device Information as Evidence

ENACTED LAW SUMMARY

Public Law 2023, chapter 499 amends the provisions of current law that require state and local government entities to obtain a search warrant, unless certain enumerated circumstances exist, before accessing information regarding the content of portable electronic device communications to provide that the same provisions apply when state or local government entities seek to obtain content information associated with electronic devices that are not portable. It also clarifies that these provisions of law apply when the electronic device content information a state or local government entity seeks to obtain is stored by a remote computing service that provides Internet storage to the public, commonly referred to as a “cloud storage service.”

LD 1596 An Act to Expand Access to Drug Treatment Courts

ENACTED LAW SUMMARY

Public Law 2023, chapter 522 provides that the goals of the substance use disorder treatment programs that the Judicial Department is authorized to establish include ensuring that such programs are available statewide and are accessible to residents in rural areas of the State.

LD 1835 An Act to Require the State to Notify Indian Tribes and Indian Nations When New Laws Are Enacted That Need to Be Certified

ENACTED LAW SUMMARY

Public Law 2023, chapter 620, Part A, requires the Secretary of State, within 15 business days after the final adjournment of a legislative session, to notify the chiefs of the Penobscot Nation, the Passamaquoddy Tribe, the Houlton Band of Maliseet Indians or the Mi’kmaq Nation, or the relevant designees, of each item of legislation enacted during the legislative session that, pursuant to federal law, will not take effect unless the Secretary of State receives written certification that the nation, tribe or band agrees to the legislation. The notice must inform the chief or designee of each nation, tribe or band of any deadline included in the legislation for transmittal of a written certification of agreement; this deadline may not be less than 120 days after final adjournment of the legislative session. The Secretary of State must send a second notice between 60 and 75 business days after final adjournment to the chief or designee of each nation, tribe or band, identifying each item of legislation for which a required certification of agreement has not yet been received.

Public Law 2023, chapter 620, Part B extends the deadline for the Chief of the Penobscot Nation or the chief’s designee, the Chief of the Passamaquoddy Tribe at Sipayik and the Chief of the Passamaquoddy Tribe at Motahkomikuk or the chiefs’ designee and the Chief of the Houlton Band