

REVISOR'S REPORT 2025

Chapter 2

**Submitted to the Joint Standing
Committee on Judiciary
pursuant to the Maine Revised Statutes,
Title 1, chapter 4.**

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PART A

Sec. A-1. 3 MRSA §163, sub-§2-A, as amended by PL 2015, c. 102, §5, is corrected to read:

2-A. Appointment of nonpartisan legislative staff. To appoint, upon recommendation of the appropriate office director and subject to the approval of the Legislative Council and in accordance with the policies and procedures established by the council, qualified persons to nonpartisan legislative staff positions based solely on their ability to perform their duties and without regard to party affiliation. The general duties and compensation of these positions must be established under the direction of the council and in accordance with organizational and performance objectives established by the council. These nonpartisan legislative staff positions are unclassified and not subject to the ~~civil service law~~ Civil Service Law.

EXPLANATION

This section makes a technical correction.

Sec. A-2. 5 MRSA §135, 8th ¶, as enacted by PL 2025, c. 502, §1, is corrected to read:

The Treasurer of State may deposit, if funds are available, an amount not to exceed \$10,000,000 in each calendar year with community development financial institutions authorized to do business in the State at a rate of return not more than 2% per year below the rate of return otherwise obtainable had the funds been invested with other financial institutions for a similar term, as determined by the Treasurer of State, for periods not to exceed 2 years. For the purposes of this paragraph, "community development financial institution" has the same meaning as in section ~~13056-K~~ 13056-L, subsection 1, paragraph A.

EXPLANATION

This section corrects a cross-reference.

Sec. A-3. 5 MRSA §200-H, sub-§1, ¶O, as enacted by PL 2009, c. 149, §1, is corrected to read:

O. An emergency medical ~~services'~~ services person, nominated by a statewide association of emergency medical services professionals and appointed by the Attorney General.

EXPLANATION

This section corrects a clerical error.

Sec. A-4. 5 MRSA §481, sub-§2, ¶C, as enacted by PL 2025, c. 516, §1 and affected by §2, is corrected to read:

C. Luminaires emitting more than 1,000 lumens must be fully shielded luminaires and may not emit more than 5% of their total lumen output above 80 degrees from the ~~luminaries'~~ luminaires' nadir;

EXPLANATION

This section corrects a clerical error.

Sec. A-5. 5 MRSA §3372, sub-§1, ¶A-1, as enacted by PL 2021, c. 556, §1, is corrected to read:

A-1. "Ambulance service" means an ambulance service licensed by the Emergency Medical ~~Services'~~ Services Board pursuant to Title 32, section 88.

EXPLANATION

This section makes a technical correction.

Sec. A-6. 5 MRSA §3372, sub-§1, ¶D, as amended by PL 2021, c. 556, §3, is corrected by correcting subparagraph (2) to read:

(2) An emergency medical services person or an emergency medical services ambulance operator who is duly licensed under rules and protocols established by the Emergency Medical ~~Services'~~ Services Board pursuant to Title 32, section 88 and who provides on-call, part-time or volunteer emergency medical response under the direction of the chief of a fire department or for an ambulance service or a nontransporting emergency medical service.

EXPLANATION

This section makes a technical correction.

Sec. A-7. 5 MRSA §3372, sub-§1, ¶D-2, as enacted by PL 2021, c. 556, §5, is corrected to read:

D-2. "Emergency Medical ~~Services'~~ Services Board" means the Emergency Medical ~~Services'~~ Services Board established pursuant to Title 5, section 12004-A, subsection 15.

EXPLANATION

This section makes technical corrections.

Sec. A-8. 5 MRSA §3372, sub-§1, ¶G-2, as enacted by PL 2021, c. 556, §8, is corrected to read:

G-2. "Nontransporting emergency medical service" means a nontransporting emergency medical service licensed by the Emergency Medical ~~Services'~~ Services Board pursuant to Title 32, section 88.

EXPLANATION

This section makes a technical correction.

Sec. A-9. 5 MRSA §3372, sub-§3, ¶A, as amended by PL 2021, c. 556, §9, is corrected by correcting subparagraph (5) to read:

(5) Two persons who are licensed as emergency medical services persons under Title 32, chapter 2-B, appointed by the Governor and selected from a list of 3 nominees submitted by the Emergency Medical ~~Services'~~ Services Board.

EXPLANATION

This section makes a technical correction.

Sec. A-10. 5 MRSA §4573, sub-§1-A, as amended by PL 1995, c. 393, §15, is corrected to read:

1-A. Age. To discriminate on account of age to:

A. Comply with the state or federal laws relating to the employment of minors; or

B. Observe the terms of any bona fide employee benefit plan such as a retirement, pension or insurance plan that does not evade or circumvent the purposes of this chapter and that complies with the Federal Age Discrimination in Employment Act, 29 United States Code, Section 621, as amended and the federal Americans with Disabilities Act, 42 United States Code, Section 12101, et seq., and federal administrative interpretations ~~provided that~~ as long as:

(1) No employee benefit plan requires or permits any employer to refuse or fail to hire an applicant for employment, including those exempted from the Age Discrimination in Employment Act, 29 United States Code, Section 621, as amended, because of the age of the individual; and

(2) No employee benefit plan requires or permits the denial or termination of employment of any individual including those exempted from the Age Discrimination in Employment Act, 29 United States Code, Section 621, as amended, because of the age of the individual or after completion of a specified number of years of service;

EXPLANATION

This section makes technical corrections and a grammatical change.

Sec. A-11. 5 MRSA §5301, sub-§2, ¶E, as amended by PL 2011, c. 286, Pt. O, §1 and PL 2015, c. 429, §23, is corrected to read:

E. Convictions for which incarceration for less than one year may be imposed and that involve sexual misconduct by an applicant for massage therapy licensure or a licensed massage therapist or an applicant or licensee of the Board of Licensure in Medicine, the Board of Osteopathic Licensure, the Board of Dental Practice, the State Board of Examiners of Psychologists, the State Board of Social Worker Licensure, the Board of Chiropractic Licensure, the State Board of Examiners in Physical Therapy, the State Board of Alcohol and Drug Counselors, the Board of Respiratory Care Practitioners, the Board of Counseling Professionals Licensure, the Board of Occupational Therapy Practice, the Board of Speech, Audiology and Hearing, the Radiologic Technology Board of Examiners, the Nursing Home Administrators Licensing Board, the Board of Licensure of Podiatric Medicine, the Board of Complementary Health Care Providers, the Maine Board of Pharmacy, the Board of Trustees of the Maine Criminal Justice Academy, the State Board of Nursing and the Emergency Medical ~~Services~~ Services Board.

EXPLANATION

This section makes a technical correction.

Sec. A-12. 5 MRSA §5303, sub-§2, as amended by PL 2021, c. 761, §1, is corrected to read:

2. Ten-year limits. For applicants to and licensees and registrants of the Board of Licensure in Medicine, the Board of Osteopathic Licensure, the Board of Dental Practice, the State Board of Examiners of Psychologists, the State Board of Social Worker Licensure, the State Board of Nursing, the Board of Chiropractic Licensure, the Board of Trustees of the Maine Criminal Justice Academy, the State Board of Examiners in Physical Therapy, the State Board of Alcohol and Drug Counselors, the Board of Respiratory Care Practitioners, the Board of Counseling Professionals Licensure, the Board of Occupational Therapy Practice, the Board of Speech, Audiology and Hearing, the Radiologic Technology Board of Examiners, the Nursing Home Administrators Licensing Board, the Board of Licensure of Podiatric Medicine, the Board of Complementary Health Care Providers, the Maine Board of Pharmacy and the Emergency Medical ~~Services~~ Services Board, for applicants to and licensees of the Department of Agriculture, Conservation and Forestry for growing, processing and transporting hemp and for applicants for massage therapy licensure or licensed massage therapists, the following apply.

A. The procedures outlined in sections 5301 and 5302 for the consideration of prior criminal conviction as an element of fitness to practice a licensed profession, trade or occupation apply within 10 years of the applicant's or licensee's final discharge, if any, from the correctional system.

B. Beyond the 10-year period, ex-offender applicants or licensees with no additional convictions must be considered in the same manner as applicants or licensees possessing no prior criminal record for the purposes of licensing decisions.

C. There is no time limitation for consideration of a registrant's, an applicant's or licensee's conduct that gave rise to the criminal conviction if that conduct is otherwise a ground for disciplinary action.

EXPLANATION

This section makes a technical correction.

Sec. A-13. 5 MRSA §7034, sub-§10, as amended by PL 1991, c. 780, Pt. Y, §93, is corrected to read:

10. Administer state employee assistance program. Administer assessment and referral services for employees in need of these services in accordance with the program ~~defined by~~ established in section 957; ~~and~~

EXPLANATION

This section makes a technical correction and corrects a reference.

Sec. A-14. 5 MRSA §7034, sub-§11, as enacted by PL 1991, c. 780, Pt. Y, §94, is corrected to read:

11. Administer state employee workers' compensation program. Administer the program of workers' compensation for state employees in conjunction with the programs for health and wellness and health insurance; ~~and~~ and

EXPLANATION

This section makes a technical correction.

Sec. A-15. 5 MRSA §12004-A, sub-§15, as amended by PL 1989, c. 503, Pt. A, §3, is corrected to read:

15.

Emergency Medical Services' Services <u>Services</u>	\$20/Day	32 MRSA §88
Board		

EXPLANATION

This section makes a technical correction.

Sec. A-16. 5 MRSA §12004-G, sub-§5-B, as enacted by PL 2025, c. 724, §2 and affected by §13, is reallocated to 5 MRSA §12004-G, sub-§5-C.

EXPLANATION

This section corrects a numbering problem created by Public Law 2025, chapters 660 and 724, which enacted 2 substantively different provisions with the same subsection number.

Sec. A-17. 5 MRSA §12004-I, sub-§47-J, as enacted by PL 2025, c. 507, §1, is corrected to read:

47-J.

Human	Healthy Brain Initiative Council	Not Authorized	22 MRSA
Services:			§1700-H
Public Health			<u>§1700-L</u>

EXPLANATION

This section corrects a cross-reference.

Sec. A-18. 5 MRSA §13056-K, as enacted by PL 2025, c. 502, §2, is reallocated to 5 MRSA §13056-L.

EXPLANATION

This section corrects a numbering problem created by Public Law 2025, chapters 368 and 502, which enacted 2 substantively different provisions with the same section number.

Sec. A-19. 5 MRSA §13080-F, sub-§3, as amended by PL 1995, c. 495, §3, is corrected to read:

3. Zoning. The authority may adopt and enforce zoning and other land use ordinances for all Loring Air Force Base property. The authority shall comply with the mandatory shoreland zoning provisions of Title 38, ~~sections 435 to 449~~ chapter 3, subchapter 1, article 2-B. The ordinances preempt any municipal or local ordinances affecting the property. The authority shall secure rights-of-way, easements and zoning rules needed to adequately clear and protect the aerial approaches to the airport by removing, lowering, relocating, marking, lighting or otherwise mitigating existing airport hazards. The authority shall endeavor, to the extent reasonable, to ensure compatible use of land adjacent to or in the immediate vicinity area of the airport as provided in the Maine Aeronautics Act, Title 6, section 122.

EXPLANATION

This section corrects a cross-reference.

Sec. A-20. 5 MRSA §20071, sub-§1, as amended by PL 2021, c. 608, Pt. A, §1, is corrected to read:

1. Alcohol-related or other drug-related motor vehicle incident. "Alcohol-related or other drug-related motor vehicle incident" means a conviction or administrative action resulting in the suspension of a motor vehicle operator's license for a violation under former Title 29, section 1311-A; former Title 29, section 1312, subsection 10-A; former Title 29, section ~~1312-C~~ 1312-B; former Title 29, section ~~1312-B~~ 1312-C; former Title 29, section 1313-B; former Title 29, section 2241, subsection 1, paragraph N; former Title 29, section 2241-G, subsection 2, paragraph B, subparagraph (2); former Title 29, section 2241-J; Title 29-A, section 1253; Title 29-A, section 2411; Title 29-A, section 2453; Title 29-A, section 2454, subsection 2; Title 29-A, section 2456; Title 29-A, section 2457; Title 29-A, section 2472, subsection 3, paragraph B and subsection 4; Title 29-A, section 2503; Title 29-A, sections 2521 and 2523; or Title 29-A, section 2525 or the rules adopted by the Department of the Secretary of State for the suspension of commercial drivers' licenses.

EXPLANATION

This section makes technical corrections.

Sec. A-21. 5 MRSA §26209, sub-§1, as enacted by PL 2025, c. 724, §3 and affected by §13, is corrected to read:

1. Membership. The Advisory Committee to the Child Advocate, as established in section 12004-G, subsection ~~5-B~~ 5-C, consists of the following members:

- A. A member of the Senate appointed by the President of the Senate;
- B. A member of the House of Representatives appointed by the Speaker of the House;
- C. Two members with lived experience with children's services administered by a state agency, including child protection, juvenile justice and developmental or educational services, as a child or family member, one of whom is appointed by the President of the Senate and one of whom is appointed by the Speaker of the House;
- D. One member with expertise in special education appointed by the President of the Senate;
- E. One member with expertise in mental health and substance use disorder treatment appointed by the Speaker of the House;
- F. One member with expertise in juvenile justice systems and restorative justice appointed by the President of the Senate;
- G. One member with policy expertise in children's behavioral health services or child welfare appointed by the Speaker of the House;
- H. One member representing the Maine Chapter of the American Academy of Pediatrics or a successor organization appointed by the Governor;

I. One member with expertise in standards that apply in juvenile correctional facilities appointed by the Governor; and

J. A member of the public appointed by the Governor.

The advisory committee members shall elect a chair at the beginning of each calendar year. The chair may be reelected by the advisory committee.

EXPLANATION

This section corrects a cross-reference.

Sec. A-22. 7 MRSA §1753, first ¶ is corrected to read:

The commissioner shall, so far as possible, prevent the introduction and spread of contagious, infectious and parasitic diseases, and exposure ~~thereto~~ to such diseases, among domestic animals in the State, especially those diseases transmitted to ~~man~~ humans, either directly or indirectly, and those of greatest economic importance.

EXPLANATION

This section corrects gender-specific language and makes a grammatical change.

Sec. A-23. 7 MRSA §3906-B, sub-§12-A, as enacted by PL 2021, c. 99, §2, is corrected to read:

12-A. Right to call and designate assistance. The commissioner may employ a person considered necessary to assist in a response to a natural or ~~man-made~~ human-made disaster affecting animals. A person called and employed for assistance shall proceed to help resolve the natural or ~~man-made~~ human-made disaster as directed by the commissioner or the commissioner's designee.

A. A person considered necessary to assist in a response must receive compensation for services at the prevailing rate in the State, except that animal control officers, veterinarians, animal shelter staff or other groups used outside the State may receive pay at their usual rates. Equipment may be provided by individuals or groups during a response. Equipment used in a response must, upon application, be compensated for at an amount fixed by the state in which the response occurred. A person responding under this subsection may be provided with subsistence pay during the response.

B. The commissioner or the commissioner's designee shall promptly prepare a report of the commissioner's or the designee's investigation of the response detailing the cause of the natural or ~~man-made~~ human-made disaster and recommendations for future prevention and response. The commissioner or the commissioner's designee shall prepare and include in the report a detailed statement of expenses incurred immediately after the natural or ~~man-made~~ human-made disaster on forms provided by the department.

All requests for reimbursement must be presented to the commissioner or the commissioner's designee within 60 days after demobilization or become void. The commissioner or the commissioner's designee may extend the time as long as a preliminary report has been made.

The commissioner or the commissioner's designee shall examine all invoices presented to the State for reimbursement or direct payment. After items not qualifying for reimbursement have been deducted, the commissioner or the commissioner's designee shall approve the remaining items for payment.

EXPLANATION

This section corrects gender-specific language.

Sec. A-24. 8 MRSA §416-A, sub-§2, ¶A, as enacted by PL 1995, c. 652, §2 and affected by PL 2015, c. 494, Pt. C, §4, is corrected to read:

A. Notwithstanding any provision of ~~the Uniform Commercial Code—Secured Transactions~~, Title 11, article 9, 9-A to the contrary, perfection of a security interest in a prize must be completed by filing, in addition to any other filings that may be required, a financing statement with the commission.

EXPLANATION

This section corrects a cross-reference.

Sec. A-25. 8 MRSA §416-A, sub-§2, ¶C, as enacted by PL 1995, c. 652, §2 and affected by PL 2015, c. 494, Pt. C, §4, is corrected by correcting subparagraph (3) to read:

(3) Alter or impair the provisions of ~~the Uniform Commercial Code—Secured Transactions~~, Title 11, article 9, 9-A except to the extent inconsistent with the provisions of this section.

EXPLANATION

This section corrects a cross-reference.

Sec. A-26. 8 MRSA §1351, sub-§3, ¶B, as enacted by PL 2025, c. 645, §2, is corrected to read:

B. Encourages a person to purchase services, products, coins, tokens or other representations of value that are not exchangeable for a prize, an award, cash or cash equivalents or a chance to win a prize, an award, cash or cash equivalents in order for that person to obtain the coins, tokens or other representations of value that are exchangeable for prizes, awards, cash or cash equivalents or a chance to win a prize, an award, cash or cash equivalents.

EXPLANATION

This section corrects clerical errors.

Sec. A-27. 8 MRSA §1351, sub-§4, ¶B, as enacted by PL 2025, c. 645, §2, is corrected to read:

B. May be exchanged for a prize, an award, cash or cash equivalents or a chance to win a prize, an award, cash or cash equivalents.

EXPLANATION

This section corrects clerical errors.

Sec. A-28. 9 MRSA §5014, as enacted by PL 1977, c. 488, §1, is corrected to read:
§5014. Violation as unfair trade practice

~~Any A~~ violation of this chapter ~~shall constitute~~ constitutes a violation of Title 5, chapter 10, ~~the Unfair Trade Practices Act~~.

~~Any An~~ intentional violation of this chapter ~~shall be~~ is a Class D crime.

EXPLANATION

This section corrects a cross-reference and makes grammatical changes.

Sec. A-29. 9-A MRSA §1-107, as corrected by RR 2025, c. 1, Pt. C, §1, is corrected to read:

§1-107. Waiver; agreement to ~~forego~~ forgo rights; settlement of claims

1. Except as otherwise provided in this Act, a consumer may not waive or agree to ~~forego~~ forgo rights or benefits under this Act. Any such waiver or agreement is unenforceable; and ~~no~~ a creditor may not take any such waiver or agreement to ~~forego~~ forgo rights or benefits under this Act.

2. A claim by a consumer against a creditor for an excess charge, other violation of this Act, or civil penalty, or a claim against a consumer for default or breach of a duty imposed by this Act, if disputed in good faith, may be settled by agreement.

3. A claim, whether or not disputed, against a consumer may be settled for less value than the amount claimed.

4. A settlement in which the consumer waives or agrees to ~~forego~~ forgo rights or benefits under this Act is invalid if the court, as a matter of law, finds the settlement to have been unconscionable at the time it was made. The competence of the consumer, any deception or coercion practiced upon the consumer, the nature and extent of the legal advice received by the consumer and the value of the consideration are relevant to the issue of

unconscionability. A claim of unconscionability must be raised in a judicial action within the earlier of:

- A. Six years after the date of settlement; and
- B. The limitation period applicable to the original claim that was the subject of the settlement.

EXPLANATION

This section makes grammatical changes.

Sec. A-30. 9-A MRSA §1-202, sub-§2, as enacted by PL 1973, c. 762, §1, is corrected to read:

2. Except as otherwise provided in ~~the Article on Insurance (Article 4)~~, the sale of insurance by an insurer if the insured is not obliged to pay ~~instalments~~ installments of the premium and the insurance may terminate or be cancelled after nonpayment of an ~~instalment~~ installment of the premiums;

EXPLANATION

This section makes technical corrections.

Sec. A-31. 9-A MRSA §1-301, sub-§20, as amended by PL 1977, c. 159, §1, is corrected to read:

20. "Goods" includes goods not in existence at the time the transaction is entered into and merchandise certificates, but excludes money, chattel paper, documents of title and instruments. For purposes of sections 5-110 and 5-111, goods that are collateral ~~shall~~ include any right of set-off setoff that the creditor may have.

EXPLANATION

This section makes grammatical changes.

Sec. A-32. 9-A MRSA §1-301, sub-§23, ¶A, as enacted by PL 1973, c. 762, §1, is corrected to read:

A. Except as provided in paragraph B, a "loan" includes:

- (i) ~~the creation of debt by the lender's payment of or agreement to pay money to the debtor or to a third party for the account of the debtor;~~
- (ii) ~~the creation of debt either pursuant to a lender credit card or by a cash advance to a debtor pursuant to a credit card other than a lender credit card;~~
- (iii) ~~the creation of debt by a credit to an account with the lender upon which the debtor is entitled to draw immediately; and~~

~~(iv) the forbearance of debt arising from a loan.~~

(1) The creation of debt by the lender's payment of or agreement to pay money to the debtor or to a 3rd party for the account of the debtor;

(2) The creation of debt either pursuant to a lender credit card or by a cash advance to a debtor pursuant to a credit card other than a lender credit card;

(3) The creation of debt by a credit to an account with the lender upon which the debtor is entitled to draw immediately; and

(4) The forbearance of debt arising from a loan.

EXPLANATION

This section makes technical changes.

Sec. A-33. 9-A MRSA §1-301, sub-§37, as enacted by PL 1973, c. 762, §1, is corrected to read:

37. "Services" includes ~~(a)~~ work, labor, and other personal services, ~~(b)~~ privileges with respect to transportation, rental of vehicles other than a consumer lease, hotel and restaurant accommodations, education, entertainment, recreation, physical culture, hospital accommodations, funerals, cemetery accommodations and the like, and ~~(c)~~ insurance.

EXPLANATION

This section makes technical corrections and grammatical changes.

Sec. A-34. 9-A MRSA §2-201, sub-§2, ¶A, as amended by PL 1997, c. 727, Pt. B, §3, is corrected to read:

A. The total of:

~~(i) 30% per year on that part of the unpaid balances of the amount financed that is \$1,000 or less;~~

~~(ii) 21% per year on that part of the unpaid balances of the amount financed that is more than \$1,000 but does not exceed \$2,800; and~~

~~(iii) 15% per year on that part of the unpaid balances of the amount financed that is more than \$2,800; or~~

(1) Thirty percent per year on that part of the unpaid balances of the amount financed that is \$1,000 or less;

(2) Twenty-one percent per year on that part of the unpaid balances of the amount financed that is more than \$1,000 but does not exceed \$2,800; and

(3) Fifteen percent per year on that part of the unpaid balances of the amount financed that is more than \$2,800; or

EXPLANATION

This section makes technical corrections.

Sec. A-35. 9-A MRSA §2-401, sub-§2, ¶A, as amended by PL 1997, c. 727, Pt. B, §10, is corrected to read:

A. The total of:

- ~~(i) 30% per year on that part of the unpaid balances of the amount financed that is \$2,000 or less;~~
- ~~(ii) 24% per year on that part of the unpaid balances of the amount financed that is more than \$2,000 but does not exceed \$4,000; and~~
- ~~(iii) 18% per year on that part of the unpaid balances of the amount financed that is more than \$4,000.~~
- (1) Thirty percent per year on that part of the unpaid balances of the amount financed that is \$2,000 or less;
- (2) Twenty-four percent per year on that part of the unpaid balances of the amount financed that is more than \$2,000 but does not exceed \$4,000; and
- (3) Eighteen percent per year on that part of the unpaid balances of the amount financed that is more than \$4,000.

EXPLANATION

This section makes technical corrections.

Sec. A-36. 9-A MRSA §2-502, sub-§2, as enacted by PL 1973, c. 762, §1, is corrected to read:

2. A delinquency charge under paragraph A of subsection 1 may be collected only once on an ~~instalment~~ installment however long it remains in default. ~~No~~ A delinquency charge may not be collected with respect to a deferred ~~instalment~~ installment unless the ~~instalment~~ installment is not paid in full within 15 days after its deferred due date. A delinquency charge may be collected at the time it accrues or at any time thereafter.

EXPLANATION

This section makes technical corrections and a grammatical change.

Sec. A-37. 9-A MRSA §2-502, sub-§4, as corrected by RR 2025, c. 1, Pt. C, §11, is corrected to read:

4. If 2 ~~instalments~~ installments or parts thereof of a precomputed consumer loan are in default for 15 days or more, the lender may elect to convert the loan from a precomputed

loan to one in which the finance charge is based on unpaid balances. In this event the lender shall make a rebate pursuant to the provisions on rebate upon prepayment, section 2-510, as of the maturity date of the first delinquent ~~instalment~~ installment, and thereafter may make a finance charge as authorized by the provisions on loan finance charge for consumer loans, section 2-401. The amount of the rebate may not be reduced by the amount of any permitted minimum charge, section 2-510. If the creditor proceeds under this subsection, any delinquency or deferral charges made with respect to ~~instalments~~ installments due at or after the maturity date of the first delinquent ~~instalment~~ installment must be rebated, and further delinquency or deferral charges may not be made.

EXPLANATION

This section makes technical corrections.

Sec. A-38. 9-A MRSA §2-503, as repealed and replaced by PL 1975, c. 464, is corrected to read:

§2-503. Deferral charges

As used in this section and in section 2-510, unless the context otherwise indicates, the following terms applying with respect to a precomputed consumer credit transaction ~~shall~~ have the following meanings:

1. Computational period. "Computational period" means the interval between scheduled due dates of ~~instalments~~ installments under the transaction if the intervals are substantially equal, or if the intervals are not substantially equal, one month if the smallest interval between the scheduled due dates of ~~instalments~~ installments under the transaction is one month or more, and otherwise one week.

2. Deferral. "Deferral" means a postponement of the scheduled due date of an ~~instalment~~ installment as originally scheduled or as previously deferred.

3. Deferral period. "Deferral period" means a period in which no ~~instalment~~ installment is scheduled to be paid by reason of a deferral.

4. Interval. The "interval" between specified dates means the interval between them including one or the other but not both of them; if the interval between the date of a transaction and the due date of the first scheduled ~~instalment~~ installment does not exceed one month by more than 15 days when the computational period is one month, or does not exceed 11 days when the computational period is one week, the interval may be considered by the creditor as one computational period.

5. Periodic balance. "Periodic balance" means the amount scheduled to be outstanding on the last day of a computational period before deducting the ~~instalment~~ installment, if any, scheduled to be paid on that day.

6. Standard deferral. "Standard deferral" means a deferral with respect to a transaction made as of the due date of an ~~instalment~~ installment as scheduled before the deferral by which the due dates of that ~~instalment~~ installment and all subsequent ~~instalments~~ installments as scheduled before the deferral are deferred for a period equal to

the deferral period. A standard deferral may be for one or more full computational periods or a portion of one computational period or a combination of any of these.

7. Sum of the balances method. "Sum of the balances method," also known as the "Rule of 78," means a method employed with respect to a transaction to determine the portion of the finance charge attributable to a period of time before the scheduled due date of the final ~~instalment~~ installment of the transaction. The amount so attributable is determined by multiplying the finance charge by a fraction, the numerator of which is the sum of the periodic balances included within the period and the denominator of which is the sum of all periodic balances under the transaction. According to the sum of the balances method, the portion of the finance charge attributable to a specified computational period is the difference between the portions of the finance charge attributable to the period of time including and excluding, respectively, the computational period, both determined according to the sum of the balances method.

8. Transaction. "Transaction" means a precomputed consumer credit transaction, unless the context otherwise requires.

9. Agreement to a deferral. Before or after default in payment of a scheduled ~~instalment~~ installment of a transaction, the parties to the transaction may agree in writing to a deferral of all or part of one or more unpaid ~~instalments~~ installments and the creditor may make at the time of deferral and receive at that time or at any time thereafter a deferral charge not exceeding that provided in this section.

10. Standard deferral. A standard deferral may be made with respect to a transaction as of the due date, as originally scheduled or as deferred pursuant to a standard deferral, of an ~~instalment~~ installment with respect to which no delinquency charge, section 2-502, has been made or, if made, is deducted from the deferral charge computed according to this subsection. The deferral charge for a standard deferral may equal but not exceed the portion of the finance charge attributable to the computational period immediately preceding the due date of the earliest maturing ~~instalment~~ installment deferred as determined according to the sum of the balances method multiplied by the whole or fractional number of computational periods in the deferral period, counting each day as 1/30th of a month without regard to differences in lengths of months when the computational period is one month or as 1/7th of a week when the computational period is one week. A deferral charge computed according to this subsection is earned pro rata during the deferral period and is fully earned on the last day of the deferral period.

11. Deferral charge other than a standard deferral charge. With respect to a transaction as to which a creditor elects not to make and does not make a standard deferral or a deferral charge for a standard deferral, a deferral charge computed according to this subsection may be made as of the due date, as scheduled originally or as deferred pursuant to either subsection 10 or this subsection, of an ~~instalment~~ installment with respect to which no delinquency charge, section 2-502, has been made or, if made, is deducted from the deferral charge computed according to this subsection. A deferral charge pursuant to this subsection may equal but not exceed the rate of finance charge required to be disclosed to the consumer pursuant to law applied to each amount deferred for the period for which it is deferred computed without regard to differences in lengths of months, but proportionately for a part of a month, counting each day as 1/30th of a month or as ~~1/7~~ 1/7th of a week. A deferral charge computed according to this subsection is earned pro rata with respect to each amount deferred during the period for which it is deferred.

12. Additional charges. In addition to the deferral charge permitted by this section, a creditor may make and receive appropriate additional charges, section 2-501, and any amount of these charges which is not paid may be added to the deferral charge computed according to subsection 10 or to the amount deferred for the purpose of computing the deferral charge computed according to subsection 11.

13. Unilateral grant of deferral by creditor. The parties may agree in writing at the time of a transaction that, if an ~~instalment~~ installment is not paid within 10 days after its due date, the creditor may unilaterally grant a deferral and make charges as provided in this section. A deferral charge may not be made for a period after the date that the creditor elects to accelerate the maturity of the transaction.

EXPLANATION

This section makes grammatical changes and technical corrections.

Sec. A-39. 9-A MRSA §2-510, sub-§6, as repealed and replaced by PL 1975, c. 433, §1, is corrected to read:

6. For transactions in which payments are not scheduled to be made in substantially equal ~~instalments~~ installments at equal periodic intervals, the administrator shall adopt rules consistent with this section providing for the calculation of the unearned portion of the finance charge.

EXPLANATION

This section makes a technical correction.

Sec. A-40. 9-A MRSA §3-201, sub-§2, ¶B, as amended by PL 1985, c. 819, Pt. A, §13, is corrected to read:

B. It states the dollar amounts of the finance charge or ~~instalment~~ installment payments, and does not also state the rate of any finance charge and the number and amount of the installment payments.

EXPLANATION

This section makes a grammatical change and a technical correction.

Sec. A-41. 9-A MRSA §3-201, sub-§5, as enacted by PL 1973, c. 762, §1, is corrected to read:

5. Advertising ~~which~~ that complies with the ~~Federal~~ federal Consumer Credit Protection Act, 15 U.S.C.A. § United States Code, Section 1601 et seq., does not violate subsection 2.

EXPLANATION

This section makes grammatical changes and corrects a cross-reference.

Sec. A-42. 9-A MRSA §3-507, as enacted by PL 1973, c. 762, §1, is corrected to read:

§3-507. Violation as unfair trade practice

~~Any A~~ violation of this Part ~~shall constitute~~ constitutes a violation of Title 5, chapter 10, ~~Unfair Trade Practices Act~~.

EXPLANATION

This section corrects a cross-reference and makes grammatical changes.

Sec. A-43. 9-A MRSA §5-111, sub-§1, as corrected by RR 2025, c. 1, Pt. C, §38, is corrected to read:

1. With respect to a consumer credit transaction, except as provided in subsection 2, after a default consisting only of the consumer's failure to make a required payment, a creditor, because of that default, may neither accelerate maturity of the unpaid balance of the obligation, nor take possession of or otherwise enforce a security interest in goods that are collateral until 14 days after a notice of the consumer's right to cure, as provided in section 5-110, is given, nor with respect to an insurance premium loan, give notice of cancellation as provided in subsection 4 until 10 days after a notice of the consumer's right to cure, as provided in section 5-110, is given. For purposes of this section, goods that are collateral include any right of ~~set-off~~ setoff that the creditor may have. Until expiration of the minimum applicable period after the notice is given, the consumer may cure all defaults consisting of a failure to make the required payment by tendering the amount of all unpaid sums due at the time of the tender, without acceleration, plus any unpaid delinquency or deferral charges. Cure restores the consumer to the consumer's rights under the agreement as though the defaults had not occurred.

EXPLANATION

This section makes a grammatical change.

Sec. A-44. 9-A MRSA §5-111, sub-§3, as corrected by RR 2025, c. 1, Pt. C, §39, is corrected to read:

3. This section and the provisions on waiver, agreements to ~~forego~~ forgo rights and settlement of claims, as provided in section 1-107, do not prohibit a consumer from voluntarily surrendering possession of goods that are collateral and the creditor from thereafter accelerating maturity of the obligation and enforcing the obligation and the creditor's security interest in the goods at any time after default.

EXPLANATION

This section makes a grammatical change.

Sec. A-45. 9-A MRSA §5-202, as enacted by PL 1973, c. 762, §1, is corrected by correcting the section headnote to read:

§5-202. Refunds and penalties as ~~set-off~~ setoff to obligation

EXPLANATION

This section makes a grammatical change.

Sec. A-46. 9-A MRSA §9-406, as enacted by PL 1987, c. 396, §12, is corrected by correcting the section headnote to read:

§9-406. Refunds and penalties as ~~set-off~~ setoff to obligation

EXPLANATION

This section makes a grammatical change.

Sec. A-47. 9-A MRSA §11-103, as enacted by PL 1991, c. 787, is corrected to read:

§11-103. Supplementary general principles of law applicable

Unless displaced by the particular provisions of this Article, the "Uniform Commercial Code" and the principles of law and equity, including the law relative to capacity to contract, principal and agent, estoppel, fraud, misrepresentation, duress, coercion, mistake, bankruptcy or other validating or invalidating cause, supplement the provisions of this Article.

EXPLANATION

This section makes a technical correction.

Sec. A-48. 9-A MRSA §11-106, sub-§1, ¶B, as amended by PL 2011, c. 427, Pt. D, §15, is corrected to read:

B. A "consumer credit sale" as defined in section 1-301, subsection 11; except that the following sections of the Maine Consumer Credit Code apply: section 1-107, waiver, agreement to ~~forego~~ forgo rights, settlement of claims; section 1-111, record retention; section 1-201, territorial application; section 1-202, exclusions; section 1-203, jurisdiction and service of process; section 2-507, attorney's fees and collection costs; section 3-202, notice to consumer; section 3-203, notice of assignment; section 3-305, no assignment of earnings; section 3-306, authorization to confess judgment

prohibited; section 3-307, certain negotiable instruments prohibited; section 3-309, referral sales; section 3-403, assignee subject to defenses; section 5-104, no garnishment before judgment; section 5-105, limitation on garnishment; section 5-106, no discharge from employment for garnishment; section 5-112, creditor's right to take possession after default; section 5-113, venue; section 5-114, stay of enforcement of judgment; section 5-115, misrepresentation; section 5-116, illegal, fraudulent or unconscionable conduct in attempted collection of debts; section 5-117, prohibited practices; section 5-201, effect of violations on rights of parties; section 5-202, refunds and penalties as setoff to obligation; section 5-301, violations; Article VI in its entirety, except that the term "original unpaid balances arising from consumer credit transactions" described in section 6-203, subsection 2 means "gross rental receipts from rental-purchase agreements" for purposes of administration of this Article; Article 8-A requirements related to model forms; and ~~Federal~~ federal Truth in Lending Act, 15 United States Code, Section 1666a requirements related to credit reports;

EXPLANATION

This section makes a grammatical change and corrects a clerical error.

Sec. A-49. 9-A MRSA §11-112, sub-§6, as enacted by PL 1991, c. 787, is corrected to read:

6. This section and the provisions on waiver, agreements to ~~forego~~ forgo rights and settlement of claims do not prohibit a consumer from voluntarily surrendering possession of goods that are rented and a merchant from enforcing the security interest in the goods at any time after default. In any enforcement proceeding, a merchant shall affirmatively plead and prove either that the notice to cure is not required or that the merchant has given the required notice. The failure to plead does not invalidate any action taken by the merchant that is otherwise lawful and if the merchant had rightfully repossessed any collateral the repossession does not constitute conversion.

EXPLANATION

This section makes a grammatical change.

Sec. A-50. 10 MRSA §1041, sub-§15, as amended by PL 1985, c. 344, §60, is corrected to read:

15. Application of Title 32, chapter ~~13~~ 135. Provide financial assistance by means of revenue obligation securities which are not subject to the provisions of Title 32, chapter ~~13~~ 135, relating to dealers in securities;

EXPLANATION

This section corrects a cross-reference.

Sec. A-51. 10 MRSA §1406, as enacted by PL 1973, c. 435, is corrected to read:
§1406. Violation as unfair trade practice

~~Any A~~ violation of this chapter ~~shall constitute~~ constitutes a violation of Title 5, chapter 10, ~~Unfair Trade Practices Act~~.

EXPLANATION

This section corrects a cross-reference and makes grammatical changes.

Sec. A-52. 10 MRSA §1477, sub-§1, as enacted by PL 1975, c. 770, §57, is corrected to read:

1. Violations of this chapter to be violations of the Maine Unfair Trade Practices Act. ~~Any A~~ violation of this chapter ~~shall constitute~~ constitutes a violation of Title 5, chapter 10, ~~Unfair Trade Practices Act~~.

EXPLANATION

This section corrects a cross-reference and makes grammatical changes.

Sec. A-53. 10 MRSA §1487, sub-§7, as amended by PL 1989, c. 248, §2, is corrected to read:

7. Warranty. A warranty statement ~~which~~ that reads:

"In addition to any additional warranties agreed to by the parties, the contractor warrants that the work will be free from faulty materials; constructed according to the standards of the building code applicable for this location; constructed in a skillful manner and fit for habitation or appropriate use. The warranty rights and remedies set forth in the ~~Maine~~ Uniform Commercial Code apply to this contract";

EXPLANATION

This section corrects a cross-reference and makes a grammatical change.

Sec. A-54. 10 MRSA §1490, sub-§1, as enacted by PL 1987, c. 574, is corrected to read:

1. Violation. ~~Any A~~ violation of this chapter ~~shall constitute~~ constitutes prima facie evidence of a violation of ~~the Unfair Trade Practices Act~~, Title 5, chapter 10.

EXPLANATION

This section corrects a cross-reference and makes grammatical changes.

Sec. A-55. 10 MRSA c. 239, as enacted by PL 2025, c. 513, §1, is reallocated to 10 MRSA c. 247.

Sec. A-56. 10 MRSA §1500-AA, as enacted by PL 2025, c. 513, §1, is reallocated to 10 MRSA §1500-NN.

Sec. A-57. 10 MRSA §1500-BB, as enacted by PL 2025, c. 513, §1, is reallocated to 10 MRSA §1500-OO.

Sec. A-58. 10 MRSA §1500-CC, as enacted by PL 2025, c. 513, §1, is reallocated to 10 MRSA §1500-PP.

Sec. A-59. 10 MRSA §1500-DD, as enacted by PL 2025, c. 513, §1, is reallocated to 10 MRSA §1500-QQ.

Sec. A-60. 10 MRSA §1500-EE, as enacted by PL 2025, c. 513, §1, is reallocated to 10 MRSA §1500-RR.

EXPLANATION

These sections correct a numbering problem created by Public Law 2025, chapters 404, 513 and 687 and Revisor's Report 2025, chapter 1, which resulted in 2 substantively different provisions with the same chapter number and substantively different provisions with the same section numbers.

Sec. A-61. 10 MRSA §1500-EE, sub-§1, ¶B, as enacted by PL 2025, c. 687, §1, is corrected by correcting subparagraph (6) to read:

(6) A physician or physician associate licensed under Title 32, chapter ~~36 or 48~~, 153 who specializes in the diagnosis and treatment of mental disorders.

Sec. A-62. Effective date. That section of this Part that corrects the Maine Revised Statutes, Title 10, section 1500-EE, subsection 1, paragraph B, subparagraph (6) takes effect January 1, 2027.

EXPLANATION

These sections correct cross-references and make a grammatical change.

Sec. A-63. 10 MRSA §9002, sub-§7, as amended by PL 2025, c. 650, Pt. RRR, §8, is corrected to read:

7. Manufactured housing. "Manufactured housing" means a structural unit or units designed to be used as a dwelling or dwellings and constructed in a manufacturing facility and then transported by the use of its own chassis or placement on an independent chassis to a building site. The term includes any type of building that is constructed at a manufacturing facility and then transported to a building site where it is utilized for housing and that may be purchased, sold, offered for sale or brokered by a licensee in the interim. For purposes of this ~~Act~~ chapter, 3 types of manufactured housing are included. They are:

A. HUD-code homes, which are those units constructed after June 15, 1976 that the manufacturer certifies are constructed in compliance with the HUD standard, meaning structures, transportable in one or more sections that, in the traveling mode, are 8 body feet or more in width and 40 body feet or more in length or, when erected on site, are 320 or more square feet, and are built on a permanent chassis and designed to be used as dwellings, with or without permanent foundations, when connected to the required utilities, including the plumbing, heating, air-conditioning and electrical systems contained therein; except that ~~such the term shall include~~ includes any structure that meets all the requirements of this paragraph except the size requirements and with respect to which the manufacturer voluntarily files a certification required by the Secretary of the United States Department of Housing and Urban Development and complies with the standards established under the National Manufactured Housing Construction and Safety Standards Act of 1974, 42 United States Code 5401, et seq;

B. State-certified modular homes, which are those units that the manufacturer certifies are constructed in compliance with this chapter and rules, meaning structures, transportable in one or more sections, that are not constructed on a permanent chassis and are designed to be used as dwellings on foundations when connected to required utilities, including the plumbing, heating, air-conditioning or electrical systems contained therein. "Manufactured housing" does not include modular homes constructed at an educational facility by students pursuant to rules adopted by the office;

C. Pre-HUD-code homes, which are those units constructed prior to June 15, 1976, meaning structures, transportable in one or more sections, that are 8 body feet or more in width and are 32 body feet or more in length and are built on a permanent chassis and designed to be used as dwellings, with or without permanent foundations, when connected to the required utilities, including the plumbing, heating, air-conditioning or electrical systems contained therein.

EXPLANATION

This section corrects a cross-reference and makes a grammatical change.

Sec. A-64. 10 MRSA §9063, as amended by PL 2025, c. 650, Pt. RRR, §36, is corrected to read:

§9063. Rules

The director is authorized to adopt, amend and revoke rules as necessary to implement all procedures required of a state administrative agency pursuant to 24 Code of Federal Regulations, ~~Paragraph~~ Part 3282 and 42 United States Code, Sections 5401 to 5426, including the implementation of a consumer complaint handling process and the holding of hearings. In the event of a conflict between this chapter and the National Manufactured Housing Construction and Safety Standards Act of 1974 involving the state administrative agency program, the National Manufactured Housing Construction and Safety Standards Act of 1974 prevails. Rules adopted pursuant to this section are routine technical rules pursuant to Title 5, chapter 375, subchapter 2-A.

EXPLANATION

This section corrects a cross-reference.

Sec. A-65. 10 MRSA §9416, sub-§4, as repealed and replaced by PL 2009, c. 652, Pt. A, §7 and affected by §8, is corrected to read:

4. Holders. Except as otherwise agreed, a person having control of a transferable record is the holder, as defined in Title 11, section 1-1201, subsection (21), of the transferable record and has the same rights and defenses as a holder of an equivalent record or writing under the Uniform Commercial Code, including, if the applicable statutory requirements under Title 11, section 3-1302, subsection (1); Title 11, section 7-1501; or Title 11, section ~~9-308~~ 9-1330 are satisfied, the rights and defenses of a holder in due course, a holder to which a negotiable document of title has been duly negotiated or a purchaser, respectively. Delivery, possession and indorsement are not required to obtain or exercise any of the rights under this subsection.

EXPLANATION

This section corrects a cross-reference.

Sec. A-66. 11 MRSA §1-1201, sub-§(1), as enacted by PL 2009, c. 325, Pt. A, §2 and affected by §4, is corrected to read:

(1). "Action," in the sense of a judicial proceeding, includes recoupment, counterclaim, ~~set-off~~ setoff, suit in equity and any other proceeding in which rights are determined.

EXPLANATION

This section makes a grammatical change.

Sec. A-67. 11 MRSA §2-105, sub-§(1) is corrected to read:

(1). Goods. "Goods" means all things (including specially manufactured goods) ~~which that~~ are movable at the time of identification to the contract for sale other than the money in which the price is to be paid, investment securities (Article ~~8~~ 8-A) and things in action. "Goods" also includes the unborn young of animals and growing crops and other identified things attached to realty as described in the section on goods to be severed from realty (section 2-107).

EXPLANATION

This section corrects a cross-reference and makes a grammatical change.

Sec. A-68. 11 MRSA §2-316, sub-§(5), ¶(a), as amended by PL 1997, c. 497, §1, is corrected to read:

(a). A violation of this section or section 2-314, or 2-315 ~~or 2-316~~ arising from the retail sale of consumer goods and services constitutes a violation of Title 5, chapter 10; ~~Unfair Trade Practices Act.~~

EXPLANATION

This section corrects cross-references and makes technical corrections.

Sec. A-69. 11 MRSA §2-316, sub-§(5), ¶(b), as enacted by PL 1997, c. 497, §1, is corrected to read:

(b). A violation of this section ~~2-316~~ arising from an attempt by a prior seller or manufacturer of consumer goods and services to exclude or modify the warranty or reimbursement remedy of a retail seller of consumer goods and services who provides reimbursement or return to a consumer as required to honor an implied warranty of merchantability due to a defect for which that prior seller or manufacturer is liable under section 2-314 or 2-315 does not constitute a violation of Title 5, chapter 10; ~~Unfair Trade Practices Act.~~

EXPLANATION

This section corrects cross-references and makes technical corrections.

Sec. A-70. 11 MRSA §2-401, sub-§(1) is corrected to read:

(1). Title to goods cannot pass under a contract for sale prior to their identification to the contract (section 2-501), and unless otherwise explicitly agreed the buyer acquires by their identification a special property as limited by this Title. Any retention or reservation by the seller of the title (property) in goods shipped or delivered to the buyer is limited in effect to a reservation of a security interest. Subject to these provisions and to the provisions of the Article on secured transactions (Article 9 9-A), title to goods passes from the seller to the buyer in any manner and on any conditions explicitly agreed on by the parties.

EXPLANATION

This section corrects a cross-reference.

Sec. A-71. 11 MRSA §2-402, sub-§(3), ¶(a) is corrected to read:

(a). Under the provisions of the Article on secured transactions (Article 9 9-A); or

EXPLANATION

This section corrects a cross-reference.

Sec. A-72. 11 MRSA §2-1309, sub-§(9), as enacted by PL 1991, c. 805, §4, is corrected to read:

(9). Even though the lease agreement does not create a security interest, the interest of a lessor of fixtures, including the lessor's residual interest, is perfected by filing a financing statement as a fixture filing for leased goods that are or are to become fixtures in accordance with the relevant provisions of Article 9 9-A.

EXPLANATION

This section corrects a cross-reference.

Sec. A-73. 11 MRSA §3-1102, sub-§(1), as enacted by PL 1993, c. 293, Pt. A, §2, is corrected to read:

(1). This Article applies to negotiable instruments. It does not apply to money, to payment orders governed by Article 4-A, or to securities governed by Article 8 8-A.

EXPLANATION

This section corrects a cross-reference and makes a technical correction.

Sec. A-74. 11 MRSA §3-1102, sub-§(2), as enacted by PL 1993, c. 293, Pt. A, §2, is corrected to read:

(2). If there is conflict between this Article and Article 4 or 9 9-A, Article 4 or 9 9-A governs.

EXPLANATION

This section corrects cross-references.

Sec. A-75. 11 MRSA §3-1602, sub-§(1), as enacted by PL 1993, c. 293, Pt. A, §2, is corrected by correcting the first blocked paragraph to read:

To the extent of the payment, the obligation of the party obliged to pay the instrument is discharged even though payment is made with knowledge of a claim to the instrument under section ~~3-306~~ 3-1306 by another person.

EXPLANATION

This section corrects a cross-reference.

Sec. A-76. 11 MRSA §3-1605, sub-§(7), ¶(c), as enacted by PL 1993, c. 293, Pt. A, §2, is corrected to read:

(c). Failure to perform a duty to preserve the value of collateral owed, under Article 9 9-A or other law, to a debtor or surety or other person secondarily liable; or

EXPLANATION

This section corrects a cross-reference.

Sec. A-77. 11 MRSA §4-102, sub-§(1), as amended by PL 1993, c. 293, Pt. B, §7, is corrected to read:

(1). To the extent that items within this Article are also within Articles 3-A and ~~8~~ 8-A, they are subject to those Articles. If there is conflict, this Article governs Article 3-A, but Article ~~8~~ 8-A governs this Article.

EXPLANATION

This section corrects cross-references.

Sec. A-78. 11 MRSA §4-503, first ¶, as amended by PL 1993, c. 293, Pt. B, §47, is corrected to read:

Unless otherwise instructed and except as provided in Article 5 5-A, a bank presenting a documentary draft:

EXPLANATION

This section corrects a cross-reference.

Sec. A-79. 11 MRSA §5-1114, sub-§(6), as enacted by PL 1997, c. 429, Pt. A, §2 and affected by §4, is corrected to read:

(6). Neither the rights recognized by this section between an assignee and an issuer, transferee beneficiary or nominated person nor the issuer's or nominated person's payment of proceeds to an assignee or a 3rd person affect the rights between the assignee and any person other than the issuer, transferee beneficiary or nominated person. The mode of creating and perfecting a security interest in or granting an assignment of a beneficiary's rights to proceeds is governed by Article 9 9-A or other law. Against persons other than the issuer, transferee beneficiary or nominated person, the rights and obligations arising upon the creation of a security interest or other assignment of a beneficiary's right to proceeds and its perfection are governed by Article 9 9-A or other law.

EXPLANATION

This section corrects cross-references.

Sec. A-80. 11 MRSA §5-1116, sub-§(4), as enacted by PL 1997, c. 429, Pt. A, §2 and affected by §4, is corrected to read:

(4). If there is conflict between this Article and Article 3-A, 4, 4-A or 9 9-A, this Article governs.

EXPLANATION

This section corrects a cross-reference.

Sec. A-81. 11 MRSA §7-1509, as enacted by PL 2009, c. 324, Pt. A, §2 and affected by §4, is corrected to read:

§7-1509. Adequate compliance with commercial contract

Whether a document of title is adequate to fulfill the obligations of a contract for sale, a contract for lease or the conditions of a letter of credit is determined by Article 2, 2-A or 5 5-A.

EXPLANATION

This section corrects a cross-reference.

Sec. A-82. 11 MRSA §8-1105, sub-§(5), as enacted by PL 1997, c. 429, Pt. B, §2, is corrected to read:

(5). Filing of a financing statement under Article 9 9-A is not notice of an adverse claim to a financial asset.

EXPLANATION

This section corrects a cross-reference.

Sec. A-83. 11 MRSA §9-1306, sub-§(2), as enacted by PL 1999, c. 699, Pt. A, §2 and affected by §4, is corrected to read:

(2). For purposes of this Part, an issuer's jurisdiction or nominated person's jurisdiction is the jurisdiction whose law governs the liability of the issuer or nominated person with respect to the letter-of-credit right as provided in section ~~5-116~~ 5-1116.

EXPLANATION

This section corrects a cross-reference.

Sec. A-84. 11 MRSA §9-1705, sub-§(4), as enacted by PL 1999, c. 699, Pt. A, §2 and affected by §4, is corrected to read:

(4). The filing of a continuation statement after this Article takes effect does not continue the effectiveness of the financing statement filed before this Article takes effect. However, upon the timely filing of a continuation statement after this Article takes effect and in accordance with the law of the jurisdiction governing perfection as provided in ~~part~~ Part 3, the effectiveness of a financing statement filed in the same office in that jurisdiction before this Article takes effect continues for the period provided by the law of that jurisdiction.

EXPLANATION

This section makes a technical correction.

Sec. A-85. 11 MRSA §9-1705, sub-§(6), as enacted by PL 1999, c. 699, Pt. A, §2 and affected by §4, is corrected to read:

(6). A financing statement that includes a financing statement filed before ~~this Article takes effect~~ July 1, 2001 and a continuation statement filed after ~~this Article takes effect~~ June 30, 2001 is effective only to the extent that it satisfies the requirements of ~~part~~ Part 5 for an initial financing statement.

EXPLANATION

This section makes a technical correction and replaces a general description of an effective date with the actual dates.

Sec. A-86. 11 MRSA §10-105, sub-§(4), as amended by PL 1977, c. 696, §155, is corrected to read:

(4). If the record of a mortgage of real estate would have been effective as a fixture filing of goods described ~~therein in the record~~ if the new code had been in effect on the date of recording the mortgage, the mortgage ~~shall be~~ is deemed effective as a fixture filing as to those goods under section ~~9-402~~ 9-1502, subsection ~~(6)~~ (3) of the new code ~~on the effective date of public law, 1977, chapter 526 as of January 1, 1978.~~

EXPLANATION

This section corrects a cross-reference, makes grammatical changes and a technical correction and replaces a general description of an effective date with the actual effective date.

Sec. A-87. 11 MRSA §10-106, sub-§(2), as enacted by PL 1977, c. 586, is corrected to read:

(2). If a security interest is perfected when ~~public law~~, Public Law 1977, chapter 526 takes effect under a law other than the Uniform Commercial Code ~~which that~~ requires no further filing, refiling or recording to continue its perfection, perfection continues until and ~~shall lapse~~ lapses 3 years after ~~public law~~, Public Law 1977, chapter 526 takes effect, unless a financing statement is filed as provided in subsection (4) or unless the security interest is perfected otherwise than by filing, or unless under section ~~9-302~~ 9-1311, subsection (3) the other law continues to govern filing.

EXPLANATION

This section corrects a cross-reference and makes grammatical changes and technical corrections.

Sec. A-88. 11 MRSA §10-106, sub-§(4), as amended by PL 1977, c. 696, §156, is corrected to read:

(4). A financing statement may be filed within 6 months before the perfection of a security interest would otherwise lapse. Any such financing statement may be signed by either the debtor or the secured party. It ~~shall~~ must identify the security agreement, statement or notice, however denominated in any statute or other law repealed or modified by ~~public law~~, Public Law 1977, chapter 526 or this Article, state the office where and the date when the last filing, refiling or recording, if any, was made with respect thereto, and the filing number, if any, or book and page, if any, of recording and further state that the security agreement, statement or notice, however denominated, in another filing office under the Uniform Commercial Code or under any statute or law repealed or modified by ~~public law~~, Public Law 1977, chapter 526 or this Article is still effective. Sections ~~9-103~~ 9-1301 and ~~9-401~~ 9-1501 determine the proper place to file such a financing statement. Except as specified in this subsection, the provisions of section ~~9-403~~ 9-1515, subsection (3) ~~(4)~~ for continuation statements apply to such a financing statement.

EXPLANATION

This section corrects cross-references and makes grammatical changes and technical corrections.

Sec. A-89. 11 MRSA §15-201, as enacted by PL 2023, c. 669, Pt. C, §1 and affected by Pt. E, §1, is corrected to read:

§15-201. Savings clause

Except as provided in ~~part~~ Part 3, a transaction validly entered into before July 1, 2025 and the rights, duties and interests flowing from the transaction remain valid thereafter and may be terminated, completed, consummated or enforced as required or permitted by law other than the Uniform Commercial Code or, if applicable, the Uniform Commercial Code in effect prior to July 1, 2025.

EXPLANATION

This section makes a technical correction.

Sec. A-90. 12 MRSA §6-A, sub-§4, as enacted by PL 2011, c. 608, §18, is corrected to read:

4. Renewal. For farmland registered within the time frame provided under Title 7, section 53-B, subsection 1, continues to meet the eligibility requirements of Title 7, section 53-A that were in effect at the time the land was registered.

EXPLANATION

This section corrects a cross-reference.

Sec. A-91. 12 MRSA §1849, sub-§2, ¶A, as enacted by PL 2025, c. 650, Pt. V, §1, is corrected to read:

A. The Public Reserved Lands Conservation Easement Trust Fund, referred to in this paragraph as "the easement trust," is established as an account within the ~~land management and planning~~ Land Management and Planning program within the department. The easement trust is a nonlapsing, dedicated fund to be used only to monitor and defend conservation easements held by the bureau. The director may accept funds from any source and may accept gifts in trust to be credited to the easement trust to be invested by the Treasurer of State according to the laws governing the investment of trust funds. Interest earned on investments in the easement trust must be credited to the easement trust. The director may use interest and earnings from the easement trust for purposes of the easement trust as described in this paragraph. Principal from the easement trust may be used only with the approval of the Treasurer of State for extenuating circumstances, including legal defense.

EXPLANATION

This section corrects a clerical error.

Sec. A-92. 12 MRSA §1849, sub-§2, ¶B, as enacted by PL 2025, c. 650, Pt. V, §1, is corrected to read:

B. The Public Reserved Lands Management Trust Fund, referred to in this paragraph as "the land management trust," is established as an account within the ~~land management and planning~~ Land Management and Planning program within the department. The land management trust is a nonlapsing, dedicated fund to be used only for the management of public reserved lands in which the State holds fee title or as a tenant in common. The director may accept funds from any source and may accept gifts in trust to be credited to the land management trust to be invested by the Treasurer of State according to the laws governing the investment of trust funds. Interest earned on investments in the land management trust must be credited to the land management

trust. The director may use interest and earnings from the land management trust for purposes of the land management trust as described in this paragraph. When the Public Reserved Lands Management Fund balance is above \$5,000,000, the bureau, to the extent permitted under the laws governing the investment of trust funds, may temporarily invest those funds above \$5,000,000 in the land management trust with the Treasurer of State. Principal from the land management trust may be used only at the request of the director and approval of the commissioner, after consultation with the Treasurer of State.

EXPLANATION

This section corrects a clerical error.

Sec. A-93. 12 MRSA §8002, sub-§2, ¶A, as enacted by PL 1979, c. 545, §3 and amended by PL 2011, c. 657, Pt. W, §7 and PL 2013, c. 405, Pt. A, §23, is corrected to read:

A. The bureau may, in conformity with ~~the Administrative Procedure Act~~, Title 5, chapter 375, adopt, amend, repeal and enforce reasonable rules and regulations, including emergency rules, necessary for the proper administration, enforcement and interpretation of those laws ~~which~~ that the bureau administers.

EXPLANATION

This section corrects a cross-reference and makes a grammatical change.

Sec. A-94. 13 MRSA §1759, as enacted by PL 1993, c. 300, §1, is corrected to read:
§1759. Loans

Any lender is authorized to make loans secured by shares in a cooperative affordable housing corporation, including limited equity cooperatives. For purposes of Title 9-A, section 1-202, subsection ~~(8)~~ 8, a loan secured by shares of a cooperative affordable housing corporation must be considered a loan secured by a mortgage on real estate.

EXPLANATION

This section makes a technical correction.

Sec. A-95. 14 MRSA §164-B, sub-§1, ¶A, as enacted by PL 2017, c. 338, §1, is corrected to read:

A. "Emergency medical services person" has the same meaning as ~~"emergency medical services' person"~~ in Title 32, section 83, subsection 12.

EXPLANATION

This section corrects a cross-reference.

Sec. A-96. 14 MRSA §853, as amended by PL 2013, c. 329, §1, is corrected to read:

§853. Persons under disability may bring action when disability removed

If a person entitled to bring any of the actions under sections 752 to 754, including section 752-C, and under sections 851 and 852 and Title 24, section 2902 and, until July 1, 2017, Title 24, section 2902-B is a minor, mentally ill, imprisoned or without the limits of the United States when the cause of action accrues, the action may be brought within the times limited herein after the disability is removed.

EXPLANATION

This section corrects a cross-reference.

Sec. A-97. 14 MRSA §8112, sub-§1, as repealed and replaced by PL 1987, c. 740, §10, is corrected to read:

1. When a governmental entity is not liable. A governmental entity, with the consent of the employee, shall assume the defense of and, in its discretion, may indemnify any employee against a claim ~~which~~ that arises out of an act or omission ~~occurring~~ occurring within the course and scope of employment and for which the governmental entity is not liable. Except as otherwise provided herein, in lieu of assuming the defense of an employee, a governmental entity may pay the reasonable ~~attorneys'~~ attorney's fees and court costs of the employee. If the defense of its employee creates a conflict of interest between the governmental entity and the employee, the governmental entity shall pay the reasonable ~~attorneys'~~ attorney's fees and court costs of the employee.

A governmental entity is not liable for the ~~attorneys'~~ attorney's fees and defense costs of its employee under this subsection in the event that the employee is determined to be criminally liable for the acts or omissions in question. In addition, after the litigation against the employee is concluded, a governmental entity may recoup any ~~attorneys'~~ attorney's fees and costs paid to outside counsel on behalf of the employee if the governmental entity proves that the employee acted in bad faith.

This subsection does not apply if the employee settles the claim without the consent of the governmental entity.

This subsection does not apply if notice is not required to have been filed as provided in section 8107 or if the employee does not notify the governmental entity within 30 days after receiving actual written notice of the claim or within 15 days after the service of a summons and complaint, if the governmental entity is prejudiced by the lack of such notice.

EXPLANATION

This section corrects a clerical error and makes grammatical changes.

Sec. A-98. 17 MRSA §2305, 2nd ¶, as enacted by PL 1971, c. 312, is corrected to read:

A violation of this section ~~shall constitute~~ constitutes a violation of Title 5, chapter 10, ~~Unfair Trade Practices Act~~.

EXPLANATION

This section corrects a cross-reference and makes a grammatical change.

Sec. A-99. 18-B MRSA §1011, sub-§1, as amended by PL 2005, c. 543, Pt. D, §12 and affected by §18, is corrected to read:

1. Not personally liable on contract. Except as otherwise provided in subsection 3 or unless personal liability is imposed in the contract, a trustee who holds an interest as a general partner in a general or limited partnership is not personally liable on a contract entered into by the partnership after the trust's acquisition of the interest if the fiduciary capacity was disclosed in the contract or in a statement previously filed pursuant to the Uniform Partnership Act or the Uniform Limited Partnership Act of 2007.

EXPLANATION

This section corrects a cross-reference.

Sec. A-100. 18-C MRSA §1-701, sub-§1, ¶E, as enacted by PL 2021, c. 14, §1, is corrected to read:

E. A change of a minor's name may not be ordered pursuant to a protection from abuse order under Title 19-A, section ~~4007~~ 4110.

EXPLANATION

This section corrects a cross-reference.

Sec. A-101. 20-A MRSA §14, as enacted by PL 2025, c. 762, §1, is reallocated to 20-A MRSA §15.

EXPLANATION

This section corrects a numbering problem created by Public Law 2025, chapters 762 and 770, which enacted 2 substantively different provisions with the same section number.

Sec. A-102. 20-A MRSA §4706, sub-§4, ¶E, as enacted by PL 2025, c. 762, §4, is corrected to read:

E. Other curricula recommended by the Wabanaki studies specialist pursuant to section ~~14~~ 15.

EXPLANATION

This section corrects a cross-reference.

Sec. A-103. 20-A MRSA §6305, sub-§1, ¶A, as amended by PL 2025, c. 627, §2, is corrected to read:

A. "Collaborative practice agreement" means a written and signed agreement between a physician licensed in this State or a school health advisor under section 6402-A and a school nurse under section 6403-A that provides for the prescription of epinephrine automated devices by the physician or school health advisor and administration of epinephrine automated devices by a school nurse or designated school personnel to students, school personnel or ~~visitor~~ visitors during school or a school-sponsored activity under emergency circumstances involving anaphylaxis.

EXPLANATION

This section corrects a clerical error.

Sec. A-104. 20-A MRSA §11422, as amended by PL 2015, c. 170, §20 and affected by §30, is corrected to read:

§11422. Loan transactions

In furtherance of the purposes of this chapter, the authority may purchase, sell, service, pledge, invest in, hold, trade, accept as collateral or otherwise deal in, acquire or transfer, all on such terms and conditions as the authority may specify, any loan, loan pass-through certificate, pledge, including any pledge of loan revenue, loan participation certificate or other loan-backed or loan-related security. Any such transaction may be conducted by public or private offering, with or without public bidding. In connection with such purchase or sale of a loan or of a beneficial interest or participation in a loan, the authority may enter into one or more agreements providing for the custody, control and administration of the loan. Any such agreement may provide that the authority, a financial institution or other person shall act as trustor, trustee or custodian under the agreement. Any such agreement may provide that, with respect to loans governed by the agreement, title to a loan, or to a beneficial interest or participation in a loan, ~~must be~~ is deemed to have been transferred on terms and to the extent specified in that agreement and that the effect of a sale of a beneficial interest or participation in a loan is the same as a sale of a loan. In furtherance of the purposes of this chapter, the authority may also issue or cause to be issued certificates or other instruments evidencing the holder's fractional interest in a pool of loans, which interest may be undivided or limited to one or more specific loans. Whether or not the certificates or instruments are of such form or character as to be negotiable instruments under Title 11, Article ~~8~~ 8-A, the certificates or instruments must be and are made

negotiable instruments within the meaning of and for all purposes of Title 11, Article 8 8-A, subject only to such registration requirements as the authority may establish.

EXPLANATION

This section corrects cross-references and makes a grammatical change.

Sec. A-105. 20-A MRSA §11447, as enacted by PL 1991, c. 603, §6, is corrected to read:

§11447. Loan transactions

The authority may purchase, sell, service, pledge, invest in, hold, trade, accept as collateral or otherwise deal in, acquire or transfer, all on such terms and conditions as the authority may specify, any loan, loan pass-through certificate, pledge, including any pledge of loan revenue, loan participation certificate or other loan-backed or loan-related security. Any such transaction may be conducted by public or private offering, with or without public bidding. In connection with the purchase or sale of a loan or of a beneficial interest or participation in a loan, the authority may enter into one or more agreements providing for the custody, control and administration of the loan. Any such agreement may provide that the authority, a financial institution or other person act as trustor, trustee or custodian under the agreement. Any such agreement may provide that, with respect to loans governed by the agreement, title to a loan, or to a beneficial interest or participation in a loan, is deemed to have been transferred on terms and to the extent specified in that agreement and that the effect of a sale of a beneficial interest or participation in a loan is the same as a sale of a loan. The authority may issue or cause to be issued certificates or other instruments evidencing the holder's fractional interest in a pool of loans, which interest may be undivided or limited to one or more specific loans. Whether or not the certificates or instruments are of such form or character as to be negotiable instruments under Title 11, Article 8 8-A, the certificates or instruments are made negotiable instruments within the meaning of and for all purposes of Title 11, Article 8 8-A, subject only to such registration requirements as the authority may establish.

EXPLANATION

This section corrects cross-references.

Sec. A-106. 20-A MRSA §12981, sub-§5, as enacted by PL 2021, c. 733, §2, is corrected to read:

5. Intimate partner violence. "Intimate partner violence" means any of the acts that constitute abuse under Title 19-A, section ~~4002~~ 4102, subsection 1, paragraphs A to H that are committed by an individual who is or has been in a social relationship with another individual of an intimate nature regardless of whether the individuals were or are sexual partners.

EXPLANATION

This section corrects a cross-reference.

Sec. A-107. 20-A MRSA §15689-A, sub-§29, as enacted by PL 2025, c. 650, Pt. MM, §4, is corrected to read:

29. Debt service. The commissioner shall pay principal and interest costs for approved major capital projects in the allocation year, excluding payments made with funds from state and local government accounts established under the federal Internal Revenue Code of 1986 and regulations for disposition of excess, unneeded proceeds of bonds issued for a school project and excluding any principal and interest costs attributable to a school closed for lack of need pursuant to chapter 202.

EXPLANATION

This section corrects a reference to the federal Internal Revenue Code of 1986.

Sec. A-108. 21-A MRSA §1017-A, sub-§3, as amended by PL 2011, c. 389, §17, is corrected to read:

3. Other expenditures. Operational expenses and other expenditures that are not made to influence a campaign, as defined in section 1052, subsection 1, must be reported separately. The party committee shall report:

- A. The name and address of each payee;
- B. The purpose for the expenditure; and
- C. The date and amount of each expenditure.

EXPLANATION

This section corrects a clerical error.

Sec. A-109. 22 MRSA §1597-A, sub-§6, ¶A, as amended by PL 2025, c. 655, Pt. A, §§24 and 25, is corrected by correcting subparagraph (6) to read:

- (6) That, if the minor does not have private counsel, ~~that~~ the court may appoint counsel.

EXPLANATION

This section makes a grammatical change.

Sec. A-110. 22 MRSA c. 279, as enacted by PL 2025, c. 507, §2, is reallocated to 22 MRSA c. 281.

Sec. A-111. 22 MRSA §1700-F, as enacted by PL 2025, c. 507, §2, is reallocated to 22 MRSA §1700-J.

Sec. A-112. 22 MRSA §1700-G, as enacted by PL 2025, c. 507, §2, is reallocated to 22 MRSA §1700-K.

Sec. A-113. 22 MRSA §1700-H, as enacted by PL 2025, c. 507, §2, is reallocated to 22 MRSA §1700-L.

Sec. A-114. 22 MRSA §1700-I, as enacted by PL 2025, c. 507, §2, is reallocated to 22 MRSA §1700-M.

EXPLANATION

These sections correct a numbering problem created by Public Law 2025, chapters 472 and 507, which enacted 2 substantively different provisions with the same chapter number.

Sec. A-115. 22 MRSA §1730-B, as enacted by PL 2025, c. 732, §1, is reallocated to 22 MRSA §1730-C.

EXPLANATION

This section corrects a numbering problem created by Public Law 2025, chapters 732 and 770, which enacted 2 substantively different provisions with the same section number.

Sec. A-116. 22 MRSA §2060, sub-§2, as amended by PL 2007, c. 354, §18, is corrected to read:

2. General obligations. Except as may otherwise be expressly provided by the authority, every issue of its bonds, notes or other obligations is a general obligation of the authority payable from revenues or money of the authority available for the payment of the obligation and not otherwise pledged, subject only to agreements with the holders of particular bonds, notes or other obligations pledging particular revenues or money and subject to any agreements with a participating health care facility, participating institution for higher education or participating institution providing an educational program. Notwithstanding that such bonds, notes or other obligations may be payable from a special fund, they are and must be deemed to be for all purposes negotiable instruments within the meaning of and for all the purposes of ~~the Uniform Commercial Code~~ Title 11, Article 8 8-A, subject only to the provisions of such bonds, notes or other obligations for registration.

EXPLANATION

This section corrects a cross-reference.

Sec. A-117. 22 MRSA §2147, sub-§15, ¶B, as corrected by RR 2023, c. 2, Pt. A, §30, is corrected to read:

B. The Emergency Medical ~~Services'~~ Services Board adopts rules requiring authorized community paramedicine services to:

- (1) Comply with the Maine Background Check Center Act requirements as described in chapter 1691;
- (2) Conduct initial and ongoing training of all staff regarding their obligations as mandatory reporters;
- (3) Meet licensing standards consistent with those required by section 2145, subsections 3 and 4; and
- (4) Coordinate with home health agencies; and

EXPLANATION

This section makes a technical correction.

Sec. A-118. 22 MRSA §4011-C, sub-§3, as amended by PL 2025, c. 667, §13, is corrected to read:

3. Definition. For purposes of this section, "health care provider" means a person licensed under Title 32, chapter 31, ~~36, 48, 56, 81 or 83~~ or 153 or any person who assists in the delivery or birth of a child for compensation, including, but not limited to, a midwife.

Sec. A-119. Effective date. That section of this Part that corrects the Maine Revised Statutes, Title 22, section 4011-C, subsection 3 takes effect January 1, 2027.

EXPLANATION

These sections correct cross-references.

Sec. A-120. 22 MRSA §8307, first ¶, as enacted by PL 1987, c. 741, §4, is corrected to read:

The Office of Child Care Coordination annually shall evaluate the status of ~~state financed or operated~~ state-financed or state-operated child care facilities and programs ~~which that~~ are operated primarily as a service for children of state employees; and shall set forth plans for the development of additional facilities. For the purpose of this section, "state employee" includes employees subject to the ~~civil service law~~ Civil Service Law, employees ~~defined~~ described in Title 5, chapter 71; and legislative employees.

EXPLANATION

This section makes a technical correction and grammatical changes and corrects a reference to a term.

Sec. A-121. 22 MRSA §9054, sub-§16, as enacted by PL 2015, c. 299, §25, is corrected to read:

16. Denial or revocation of waiver. The department shall establish by rule informal and formal review procedures for denial or revocation of a waiver. Denial or revocation of waiver procedures must comply with the Maine Administrative ~~Procedures~~ Procedure Act and final determinations may be appealed pursuant to the Maine Administrative ~~Procedures Act~~ in Title 5, ~~Part 18, Chapter~~ chapter 375, subchapter 4. Rules concerning the denial or revocation of waiver procedures must include, but are not limited to, the following:

- A. The process of filing a waiver request;
- B. The time frame for filing a waiver request;
- C. The time frame for issuing a waiver request decision;
- D. The rules for employment during the waiver request process; and
- E. A written determination stating the objectively reasonable factors under subsection 15 explaining the department's determination to grant, deny or revoke a waiver.

Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

EXPLANATION

This section makes technical corrections, corrects a cross-reference and makes a grammatical change.

Sec. A-122. 23 MRSA §1968, sub-§3, as amended by PL 1999, c. 132, §1, is corrected by correcting the first blocked paragraph to read:

Whether or not the bonds are of such form and character as to be negotiable instruments under Title 11, Article 8 8-A, the bonds are hereby made negotiable instruments within the meaning of and for all the purposes of Title 11, Article 8 8-A, subject only to the provisions of the bonds for registration.

EXPLANATION

This section corrects cross-references.

Sec. A-123. 25 MRSA §1542-A, sub-§1, ¶CC, as enacted by PL 2025, c. 538, §7, is reallocated to 25 MRSA §1542-A, sub-§1, ¶JJ.

EXPLANATION

This section corrects a lettering problem created by Public Law 2025, chapters 366 and 538, which enacted 2 substantively different provisions with the same paragraph letter.

Sec. A-124. 25 MRSA §1542-A, sub-§3, ¶BB, as enacted by PL 2025, c. 538, §8, is reallocated to 25 MRSA §1542-A, sub-§3, ¶II.

EXPLANATION

This section corrects a lettering problem created by Public Law 2025, chapters 366 and 538, which enacted 2 substantively different provisions with the same paragraph letter.

Sec. A-125. 25 MRSA §1612, sub-§8, as amended by PL 2025, c. 749, §7, is corrected to read:

8. Rulemaking. The State Fire Marshal, the chief, the Emergency Medical ~~Services'~~ Services Board, the Department of Corrections and the Department of Transportation shall adopt rules to carry out the purposes of this section. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

EXPLANATION

This section makes a technical correction.

Sec. A-126. 25 MRSA §2039, sub-§6, ¶C, as enacted by PL 2025, c. 537, §6, is corrected by correcting subparagraph (2) to read:

(2) Has an appointment with a federal firearms licensee to have the frame or receiver imprinted with a serial number pursuant to ~~section 2039~~, subsection 1, paragraph C.

EXPLANATION

This section makes a technical correction.

Sec. A-127. 25 MRSA §2927-A, sub-§6, ¶A, as enacted by PL 2025, c. 167, §24, is corrected by correcting subparagraph (3) to read:

(3) Defray the costs, including necessary staffing costs, of the Emergency Medical ~~Services'~~ Services Board in implementing the requirements of Title 32, section 85-A through the transfer of funds to the Emergency Medical Services Other Special Revenue Funds, ~~Emergency Medical Services~~ account within the Department of Public Safety.

EXPLANATION

This section makes technical corrections.

Sec. A-128. 25 MRSA §6001, sub-§1, ¶I, as enacted by PL 2021, c. 394, §1, is corrected by correcting subparagraph (1), division (b) to read:

(b) Is a Class D or Class E crime under the laws of this State that is a violation of Title 17-A, chapter 9, 11, 12, 13 or 35; Title 15, section 1092, if the violation is based on a condition under Title 15, section 1026, subsection 3, paragraph A, subparagraph (5) or (8); or Title 19-A, section ~~4011~~ 4113; or

EXPLANATION

This section corrects a cross-reference.

Sec. A-129. 26 MRSA §1195, sub-§5-A, as enacted by PL 2021, c. 456, §29, is corrected to read:

5-A. Total extended benefit amount in high unemployment period. With respect to weeks of unemployment beginning on or after January 1, 2022, effective with respect to weeks beginning in a high unemployment period, subsection 5 must be applied by substituting:

- A. "Eighty percent" for "~~50%~~" "fifty percent" in subsection 5, paragraph A;
- B. "Twenty" for "~~13~~" "thirteen" in subsection 5, paragraph B; and
- C. "Forty-six" for "~~39~~" "thirty-nine" in subsection 5, paragraph C.

For purposes of this subsection, "high unemployment period" means any period during which an extended benefit period would be in effect if subsection 1-A, paragraph A were applied by substituting "8%" for "6.5%."

EXPLANATION

This section corrects cross-references and other references.

Sec. A-130. 29-A MRSA §1766, sub-§3, as amended by PL 2025, c. 638, §2 and affected by §4, is corrected to read:

3. Fee. Except as provided in ~~subsection~~ subsections 3-A and 3-B, stickers are furnished by the Chief of the State Police at \$2.50 each.

Sec. A-131. Effective date. That section of this Part that corrects the Maine Revised Statutes, Title 29-A, section 1766, subsection 3 takes effect January 1, 2027.

EXPLANATION

These sections make a grammatical change.

Sec. A-132. 30-A MRSA §2652, sub-§4, as enacted by PL 1987, c. 737, Pt. A, §2 and Pt. C, §106 and amended by PL 1989, c. 6; c. 9, §2; and c. 104, Pt. C, §§8 and 10, is corrected to read:

4. Marginal release. Entering in the margin of a record the release of an attachment, no charge;

A. The person making the marginal release must sign it.

EXPLANATION

This section makes a technical correction.

Sec. A-133. 30-A MRSA §4301, sub-§5-A, ¶B, as enacted by PL 1999, c. 776, §7, is corrected to read:

B. An area identified as a downtown in a comprehensive plan adopted pursuant to ~~chapter 187~~, subchapter H 2.

EXPLANATION

This section makes a technical correction.

Sec. A-134. 30-A MRSA §4451-C, sub-§1, as enacted by PL 2025, c. 684, §7, is corrected to read:

1. Certificate holder response. The certificate holder has the right to respond to the complaint within 30 days of receiving notice of the complaint in all cases except those involving an emergency refusal to renew or an emergency suspension or revocation of a certificate, as described in Title 5, ~~chapter 375~~, section 10004.

EXPLANATION

This section makes a technical correction.

Sec. A-135. 30-A MRSA §4722, sub-§1, ¶U, as amended by PL 2005, c. 380, Pt. B, §3, is corrected to read:

U. Consult with the Statewide Homeless Council, established pursuant to ~~Title 30-A~~, section 5046, with respect to the implementation of housing programs to make the best use of resources and make the greatest impact on the affordable housing crisis;

EXPLANATION

This section makes a technical correction.

Sec. A-136. 30-A MRSA §6003, sub-§4, as enacted by PL 1987, c. 737, Pt. A, §2 and Pt. C, §106 and amended by PL 1989, c. 6; c. 9, §2; and c. 104, Pt. C, §§8 and 10, is corrected to read:

4. Bonds and notes ~~made~~ are negotiable instruments. Whether or not the bonds or notes of the bank are of such form and character as to be negotiable instruments under ~~the Uniform Commercial Code, article 8~~ Title 11, Article 8-A, the bonds and notes ~~shall be and are made~~ negotiable instruments within the meaning of and for all the purposes of the Uniform Commercial Code, subject only to the provisions of the bonds and notes for registration.

EXPLANATION

This section corrects a cross-reference and makes a grammatical change.

Sec. A-137. 31 MRSA §1091, sub-§6, as enacted by PL 2005, c. 543, Pt. A, §2, is corrected to read:

6. Limited partnership. "Limited partnership" means a limited partnership created under the Uniform Limited Partnership Act of 2007, predecessor law or comparable law of another jurisdiction.

EXPLANATION

This section corrects a cross-reference.

Sec. A-138. 32 MRSA §83, sub-§8-A, as repealed and replaced by PL 1989, c. 857, §64, is corrected to read:

8-A. Board. "Board" means the Emergency Medical ~~Services'~~ Services Board established pursuant to section 88.

EXPLANATION

This section makes a technical correction.

Sec. A-139. 32 MRSA §83, sub-§12, as enacted by PL 1981, c. 661, §2, is corrected to read:

12. Emergency medical ~~services'~~ services person. "Emergency medical ~~services'~~ services person" means ~~any~~ a person who routinely provides emergency medical treatment to the sick or injured.

EXPLANATION

This section corrects clerical errors and makes a grammatical change.

Sec. A-140. 32 MRSA §83, sub-§14-B, as enacted by PL 1993, c. 130, §3, is corrected to read:

14-B. Flight nurse. "Flight nurse" means ~~any~~ a registered professional nurse, currently licensed in the State, who has completed a prehospital care curriculum authorized by the Emergency Medical ~~Services'~~ Services Board.

EXPLANATION

This section makes a technical correction and a grammatical change.

Sec. A-141. 32 MRSA §88, as amended by PL 2025, c. 596, §§1 to 4, is corrected by correcting the section headnote to read:

§88. Emergency Medical ~~Services'~~ Services Board

EXPLANATION

This section corrects a clerical error.

Sec. A-142. 32 MRSA §88, first ¶, as amended by PL 1991, c. 588, §16, is corrected to read:

The Emergency Medical ~~Services'~~ Services Board, as established by Title 5, section 12004-A, subsection 15, is responsible for the emergency medical services program.

EXPLANATION

This section corrects a clerical error.

Sec. A-143. 32 MRSA §4670, as enacted by PL 1973, c. 249, is corrected to read:

§4670. Violation as unfair trade practice

~~Any~~ A violation of this subchapter ~~shall constitute~~ constitutes a violation of Title 5, chapter 10, ~~Unfair Trade Practices Act~~.

EXPLANATION

This section corrects a cross-reference and makes grammatical changes.

Sec. A-144. 32 MRSA §4700, sub-§1, as enacted by PL 1979, c. 571, is corrected to read:

1. Violation. ~~Any~~ A violation of this chapter ~~shall constitute~~ constitutes a violation of ~~Unfair Trade Practices~~, Title 5, chapter 10.

EXPLANATION

This section corrects a cross-reference and makes grammatical changes.

Sec. A-145. 32 MRSA §11014, sub-§2-A, as enacted by PL 2019, c. 407, §5, is corrected to read:

2-A. Economic abuse. If the consumer provides documentation to the debt collector as set forth in Title 14, section 6001, subsection 6, paragraph H that the debt or any portion of the debt is the result of economic abuse as defined in Title 19-A, section ~~4002~~ 4102, subsection ~~3-B~~ 5, the debt collector shall cease collection of the debt or any disputed portion of the debt owed by the consumer subjected to economic abuse.

EXPLANATION

This section corrects a cross-reference.

Sec. A-146. 32 MRSA §13725, sub-§3, ¶G, as enacted by PL 2021, c. 303, §1, is corrected to read:

G. The pharmacy shall provide each eligible individual an information sheet provided by the board with contact information for the Health Insurance Consumer Assistance Program established in Title 24-A, chapter 56-A, subchapter 2-A, including the program's publicly accessible website, toll-free telephone number and e-mail address, so that the individual may access additional information and assistance related to ongoing insulin coverage options, including assistance in: applying for MaineCare; applying for a qualified health plan offered through the federally facilitated marketplace, subject to open and special enrollment periods; accessing information on providers who participate in prescription drug discount programs, including providers who are authorized to participate in the federal program under ~~section~~ Section 340b of the federal Public Health Service Act, United States Code, Title 42, ~~section~~ Section 256b; and accessing insulin manufacturers' patient assistance programs and other assistance programs through nonprofit organizations.

EXPLANATION

This section makes technical corrections.

Sec. A-147. 32 MRSA §13831, sub-§2, as amended by PL 2025, c. 683, §3, is corrected to read:

2. Administration of other vaccines. A pharmacist licensed in this State who meets the qualifications and requirements of section 13832 and rules adopted by the board, in

addition to influenza vaccines under subsection 1, may prescribe, dispense or administer vaccines licensed by the United States Food and Drug Administration that are recommended by the United States Centers for Disease Control and Prevention Advisory Committee on Immunization Practices or consistent with recommendations of the American Academy of Pediatrics, the American Academy of Family Physicians or the American College of Obstetricians and Gynecologists, or a successor organization, for administration to a person 18 years of age or older. A pharmacist may administer vaccines licensed by the United States Food and Drug Administration that are recommended by the United States Centers for Disease Control and Prevention Advisory Committee on Immunization Practices or consistent with the recommendations of the American Academy of Pediatrics, the American Academy of Family Physicians or the American College of Obstetricians and Gynecologists, or a successor organization, for administration to a person 3 years of age or older and under 18 years of age according to a valid prescription from a prescriber licensed under chapter 31, ~~36 or 48~~ or 153. A pharmacist may administer vaccines licensed by the United States Food and Drug Administration that are outside the guidelines recommended by the United States Centers for Disease Control and Prevention Advisory Committee on Immunization Practices, or successor organization, for administration to a person 18 years of age or older according to a valid prescription if the prescription specifically states that the vaccine is medically necessary.

Sec. A-148. Effective date. That section of this Part that corrects the Maine Revised Statutes, Title 32, section 13831, subsection 2 takes effect January 1, 2027.

EXPLANATION

These sections correct cross-references.

Sec. A-149. 34-A MRSA §3001-B, as enacted by PL 2025, c. 765, §2 and affected by §3, is corrected to read:

§3001-B. Legislator access to correctional facilities and detention facilities

A Legislator may access correctional facilities and detention facilities in accordance with rules adopted by the commissioner. In accordance with section 1402, subsection 3, the commissioner shall adopt rules governing a Legislator's access to correctional facilities and detention facilities. Rules adopted pursuant to this ~~subsection~~ section are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

EXPLANATION

This section corrects a cross-reference.

Sec. A-150. 34-A MRSA §11203, sub-§1-A, as amended by PL 2013, c. 133, §32, is corrected to read:

1-A. Conditional release. "Conditional release" means supervised release of a registrant or an offender from institutional confinement for placement on probation, parole,

supervised release for sex offenders, supervised community confinement, home release monitoring or release under Title 15, section 104-A or Title 17-A, chapter ~~54-G~~ 67, subchapter 2.

EXPLANATION

This section corrects a cross-reference.

Sec. A-151. 34-B MRSA §5005-A, sub-§4, as amended by PL 2013, c. 310, §3, is corrected to read:

4. Access to files and records. The agency has access, limited only by the ~~civil service law~~ Civil Service Law, to the files, records and personnel of any provider of services, including the files and records of any person with an intellectual disability or autism held by any provider of service, administered, licensed or funded by the department and to all reports and related documents submitted pursuant to section 5604-A.

EXPLANATION

This section makes a technical correction.

Sec. A-152. 35-A MRSA §3209-F, as enacted by PL 2025, c. 532, §1, is reallocated to 35-A MRSA §3209-J.

EXPLANATION

This section corrects a numbering problem created by Public Law 2025, chapters 430 and 532, which enacted 2 substantively different provisions with the same section number.

Sec. A-153. 36 MRSA §1483, sub-§12-A, as enacted by PL 2025, c. 578, §2, is corrected to read:

12-A. Automobiles leased by certain veterans. Automobiles leased by veterans who are disabled by injury or disease incurred or aggravated during active military service in the line of duty and are receiving any form of pension or compensation from the United States Government for total, service-connected disability. A maximum of 3 automobiles leased by a veteran are exempt from the excise tax. In order for an automobile to qualify for an exemption from the excise tax under this subsection, the name of the qualifying veteran must appear on the automobile's lease agreement. If there are multiple lessees of an automobile, at least one of the lessees whose name appears on the automobile's lease agreement must meet the requirements of this subsection in order for the automobile to qualify for the exemption.

EXPLANATION

This section makes a technical correction.

Sec. A-154. 36 MRSA §1815, sub-§2, as amended by PL 2025, c. 705, Pt. D, §2, is corrected to read:

2. Monthly transfer. By the 20th day of each month, the assessor shall notify the State Controller and the Treasurer of State of the amount of revenue attributable to the tax collected under this chapter in the previous month on sales occurring on the Passamaquoddy Indian territory, the Penobscot Indian territory, the Houlton Band Trust Land and the Mi'kmaq Nation Trust Land, respectively, reduced by the transfer to the Local Government Fund required by Title 30-A, section 5681. When notified by the assessor, the State Controller shall transfer those amounts to the Passamaquoddy fund, the Penobscot fund, the Maliseet fund and the Mi'kmaq fund, respectively.

For purposes of this subsection, a sale occurs on the Passamaquoddy Indian territory, the Penobscot Indian territory, the Houlton Band Trust Land or the Mi'kmaq Nation Trust Land if:

A. The business location of the seller from which the purchase is made is on Passamaquoddy Indian territory, Penobscot Indian territory, Houlton Band Trust Land or Mi'kmaq Nation Trust Land, respectively, or on the Passamaquoddy Tribe's, the Penobscot Nation's, the Houlton Band of Maliseet ~~Indian's~~ Indians' or the Mi'kmaq Nation's respective tribally owned fee land identified in rules adopted pursuant to section 1760, subsection 114, paragraph C; and

B. The tangible personal property or taxable service is received by the purchaser also on Passamaquoddy Indian territory, Penobscot Indian territory, Houlton Band Trust Land or Mi'kmaq Nation Trust Land, respectively, or on the Passamaquoddy Tribe's, the Penobscot Nation's, the Houlton Band of Maliseet ~~Indian's~~ Indians' or the Mi'kmaq Nation's respective tribally owned fee land identified in rules adopted pursuant to section 1760, subsection 114, paragraph C. For purposes of this paragraph, "received" has the same meaning as in section 1819.

EXPLANATION

This section corrects clerical errors.

Sec. A-155. 36 MRSA §5122, sub-§1, ¶QQ, as enacted by PL 2025, c. 650, Pt. N, §1 and affected by §8, is reallocated to 36 MRSA §5122, sub-§1, ¶VV.

Sec. A-156. 36 MRSA §5122, sub-§1, ¶QQ, as enacted by PL 2025, c. 662, Pt. A, §3, is reallocated to 36 MRSA §5122, sub-§1, ¶WW.

EXPLANATION

These sections correct a lettering problem created by Public Law 2025, chapters 650 and 662, which enacted 3 substantively different provisions with the same paragraph letter.

Sec. A-157. 36 MRSA §5122, sub-§2, ¶RR, as amended by PL 2025, c. 662, Pt. A, §8, is corrected to read:

RR. For taxable years beginning on or after January 1, 2020, an amount equal to the net increase in the depreciation deduction allowable under the Code, Sections 167 and 168 that would have been applicable to that property had the depreciation deduction under the Code, Section 168(k) not been claimed with respect to such property placed in service during the taxable year beginning on or after January 1, 2020 for which an addition was required under subsection 1, paragraph KK and, for taxable years beginning on or after January 1, 2025, under subsection 1, paragraph ~~QQ~~ WW for the taxable year.

Upon the taxable disposition of property to which this paragraph applies, the amount of any gain or loss includable in federal adjusted gross income must be adjusted for Maine income tax purposes by an amount equal to the difference between the addition modification for such property under subsection 1, paragraphs KK and ~~QQ~~ WW and the subtraction modifications allowed pursuant to this paragraph.

The total amount of subtraction claimed under this paragraph for all tax years may not exceed the addition modification under subsection 1, paragraph KK for taxable years beginning on or after January 1, 2020 and, for taxable years beginning on or after January 1, 2025, under subsection 1, paragraph ~~QQ~~ WW for the same property.

EXPLANATION

This section corrects cross-references.

Sec. A-158. 36 MRSA §5122, sub-§2, ¶BBB, as enacted by PL 2025, c. 705, Pt. B, §2 and affected by §3, is reallocated to 36 MRSA §5122, sub-§2, ¶EEE.

EXPLANATION

This section corrects a lettering problem created by Public Law 2025, chapters 650 and 705, which enacted 2 substantively different provisions with the same paragraph letter.

Sec. A-159. 36 MRSA §5219-CCC, as enacted by PL 2025, c. 713, §1, is reallocated to 36 MRSA §5219-DDD.

EXPLANATION

This section corrects a numbering problem created by Public Law 2025, chapters 650 and 713, which enacted 2 substantively different provisions with the same section number.

Sec. A-160. 37-B MRSA §703, sub-§2, as amended by PL 2001, c. 694, Pt. B, §5 and affected by PL 2005, c. 383, §24, is corrected to read:

2. Disaster. "Disaster" means the occurrence or imminent threat of widespread or severe damage, injury or loss of life or property resulting from any natural or ~~man-made~~ human-made cause, including, but not limited to, fire, flood, earthquake, wind, storm, wave action, oil spill or other water contamination requiring emergency action to avert danger or damage, epidemic, extreme public health emergency pursuant to Title 22, section 802, subsection 2-A, air contamination, blight, drought, critical material shortage, infestation, explosion, riot or hostile military or paramilitary action.

EXPLANATION

This section corrects gender-specific language.

Sec. A-161. 37-B MRSA §703, sub-§2-D, as enacted by PL 2013, c. 146, §5, is corrected to read:

2-D. Homeland security. "Homeland security" means a concerted national effort to prevent and disrupt terrorist attacks, protect against ~~man-made~~ human-made and natural hazards and respond to and recover from incidents that do occur.

EXPLANATION

This section corrects gender-specific language.

Sec. A-162. 37-B MRSA §921, 2nd ¶, as enacted by PL 1997, c. 780, §2, is corrected to read:

The purpose of this compact is to provide for mutual assistance between the states entering into this compact in managing any emergency or disaster that is duly declared by the governor of the affected state or states, whether arising from natural disaster, technological hazard, ~~man-made~~ human-made disaster, civil emergency aspects of resources shortages, community disorders, insurgency or enemy attack.

EXPLANATION

This section corrects gender-specific language.

Sec. A-163. 37-B MRSA §923, sub-§1, ¶A, as enacted by PL 1997, c. 780, §2, is corrected to read:

A. Review individual state hazards analyses and, to the extent reasonably possible, determine all those potential emergencies the party states might jointly suffer, whether due to natural disaster, technological hazard, ~~man-made~~ human-made disaster, emergency aspects of resource shortages, civil disorders, insurgency or enemy attack;

EXPLANATION

This section corrects gender-specific language.

Sec. A-164. 37-B MRSA §935, 2nd ¶, as enacted by PL 1999, c. 696, §1, is corrected to read:

The purpose of this compact is to provide for mutual assistance between the party jurisdictions entering into this compact in managing any emergency or disaster when the governor or premier of the affected jurisdiction or jurisdictions asks for assistance, whether arising from natural disaster, technological hazard, ~~man-made~~ human-made disaster or civil emergency aspects of resource shortages.

EXPLANATION

This section corrects gender-specific language.

Sec. A-165. 37-B MRSA §937, sub-§1, ¶A, as enacted by PL 1999, c. 696, §1, is corrected to read:

A. Review individual party jurisdiction hazards analysis and, to the extent reasonably possible, determine all those potential emergencies the party jurisdictions might jointly suffer, whether due to natural disaster, technological hazard, ~~man-made~~ human-made disaster or emergency aspects of resource shortages;

EXPLANATION

This section corrects gender-specific language.

Sec. A-166. 38 MRSA §490-Z, sub-§1, as amended by PL 2025, c. 706, §42, is corrected to read:

1. Significant wildlife habitat and other protected areas. Affected land may not be located in, on or over a significant wildlife habitat or other type of protected natural resource, as defined in section 480-B, or in an area listed pursuant to, Title 12, section 12822. The department may allow excavation to occur under this section as long as a permit is obtained pursuant to article 5-A. Permit requirements for certain excavations in, on or over high and moderate value inland waterfowl and wading bird habitat are also governed by section 480-GG.

EXPLANATION

This section corrects a clerical error.

Sec. A-167. 38 MRSA §1617, sub-§4, ¶A, as enacted by PL 2025, c. 608, §3, is corrected by correcting subparagraph (1), division (a) to read:

(a) Any written certification describing a participating producer's responsibility under the program for a covered battery supplied by the producer to a person for sale in or with a ~~covered battery containing~~ covered battery-containing product of that person; and

EXPLANATION

This section corrects a clerical error.

Sec. A-168. 38 MRSA §1905, sub-§1, as amended by PL 2013, c. 405, Pt. C, §24, is corrected to read:

1. Maps; coastal barriers identified. Maine's coastal barriers are identified on maps, available for public review, at the Department of Agriculture, Conservation and Forestry, Division of Geology, Natural Areas and Coastal Resources, Maine Geological Survey office in Augusta. They are referred to as the Maine Coastal Barrier Resources Systems and are numbered consistent with the United States Coastal ~~Barriers Resource~~ Barrier Resources Act.

EXPLANATION

This section corrects a cross-reference.

Sec. A-169. 38 MRSA §3106, sub-§3, as enacted by PL 2015, c. 166, §14, is corrected to read:

3. Limitation ~~on~~ on number of returnables accepted. A dealer may limit the total number of beverage containers that the dealer will accept from any one consumer or other person in any one business day to 240 ~~containers~~, or any other number greater than 240, containers.

EXPLANATION

This section corrects a clerical error and makes grammatical changes.

Sec. A-170. 39-A MRSA §201, sub-§3-A, ¶B, as amended by PL 2025, c. 167, §49 and c. 433, §1, is corrected to read:

B. The employee is a law enforcement officer, corrections officer, 9-1-1 dispatcher, firefighter or emergency medical services person and is diagnosed by an allopathic physician or an osteopathic physician licensed under Title 32, chapter 48 ~~or chapter 36, respectively~~, 153 with a specialization in psychiatry or a psychologist licensed under Title 32, chapter 56 as having post-traumatic stress disorder that resulted from work stress, that the work stress was extraordinary and unusual compared with that experienced by the average employee and the work stress and not some other source of stress was the predominant cause of the post-traumatic stress disorder, in which case

the post-traumatic stress disorder is presumed to have arisen out of and in the course of the worker's employment. This presumption may be rebutted by clear and convincing evidence to the contrary. For purposes of this paragraph, "law enforcement officer," "corrections officer," "firefighter" and "emergency medical services person" have the same meaning as in section 328-A, subsection 1. For the purposes of this paragraph, "9-1-1 dispatcher" means a person who receives calls made to the 9-1-1 system and dispatches emergency services. "9-1-1 dispatcher" includes an emergency medical dispatcher as defined in Title 32, section 85-A, subsection 1, paragraph D.

Each time the Legislature amends this paragraph to provide for a rebuttable presumption for a new category of employees, the board shall submit a report to the joint standing committee of the Legislature having jurisdiction over labor matters no later than the January 1st after the 5th year of the addition of the category of employees and no later than the January 1st after the 10th year of the addition of the category of employees. The reports must include an analysis of the number of claims brought under this paragraph, the portion of those claims that resulted in a settlement or award of benefits and the effect of the provisions of this paragraph on costs to the State and its subdivisions. The Department of Administrative and Financial Services, Bureau of Human Resources and the Department of Public Safety shall assist the board in developing the reports, and the board shall seek the input of an association whose membership consists exclusively of counties, municipalities and other political or administrative subdivisions in the development of the report.

Sec. A-171. Effective date. That section of this Part that corrects the Maine Revised Statutes, Title 39-A, section 201, subsection 3-A, paragraph B takes effect January 1, 2027.

EXPLANATION

These sections correct cross-references.

Sec. A-172. PL 2025, c. 612, §1, amending clause is corrected to read:

Sec. 1. 5 MRSA §12004-H, sub-§14-A, as enacted by PL 2021, c. 491, §1 and affected by §7, is amended to read:

EXPLANATION

This section corrects an amending clause.

Sec. A-173. PL 2025, c. 612, §3, amending clause is corrected to read:

Sec. 3. 12 MRSA §6455-A, sub-§14, as enacted by PL 2021, c. 491, §2 and affected by §7, is amended to read:

EXPLANATION

This section corrects an amending clause.

Sec. A-174. P&SL 1985, c. 100, §9, sub-§4 is corrected by correcting the first paragraph to read:

4. Meetings of trustees. Within one week after each annual election, the trustees shall meet for the purpose of electing a ~~chairman~~ chair, treasurer and clerk from among them to serve for the ensuing year and until ~~there~~ their successors are elected and qualified. The trustees, from ~~time to time~~ time to time, may choose and employ and fix the compensation of; any other necessary officers and agents, who ~~shall~~ serve at their pleasure. The treasurer shall furnish bond in the sum and with sureties as approved by the trustees. The cost ~~shall~~ must be paid by the district. The trustees ~~shall~~ must be sworn to the faithful performance of their duties. ~~They~~ The trustees may adopt and establish such bylaws as are necessary for their own convenience and the proper management of the affairs of the district.

EXPLANATION

This section corrects clerical errors, makes grammatical changes and corrects gender-specific language.

Sec. A-175. Resolve 2025, c. 123, §1 is corrected to read:

Sec. 1. Attorney General to update rules. Resolved: That the Attorney General shall update the rules regarding the disposition of forfeited firearms to clarify that the proceeds from the auctioning of forfeited firearms by the State must be placed in the Safe Homes Program Fund pursuant to the Maine Revised Statutes, Title 25, section 7001, subsection 4, except that the Department of Administrative and Financial Services may retain 12% of the proceeds and the Department of Public Safety, Maine State Police, ~~sheriff's~~ sheriff's departments and municipal police departments may retain the proceeds resulting from the auction of firearms forfeited to their respective departments.

EXPLANATION

This section corrects a clerical error.

PART B

Sec. B-1. 13-B MRSA §104, sub-§2, as enacted by PL 1977, c. 525, §13, is corrected to read:

2. Name typed or printed. ~~Any~~ A person signing a document shall, either opposite or beneath ~~his~~ the person's signature, clearly and legibly print or type ~~his~~ the person's name and the capacity in which ~~he~~ the person signs.

Sec. B-2. 13-B MRSA §105, sub-§2, ¶A, as enacted by PL 1977, c. 525, §13, is corrected to read:

A. ~~He~~ The person has read and understood the meaning and purport of the statements contained in the document;

Sec. B-3. 13-B MRSA §105, sub-§2, ¶B, as enacted by PL 1977, c. 525, §13, is corrected to read:

B. ~~Such~~ The statements contained in the document are true, either by personal knowledge or according to ~~his~~ the person's information and belief; and

Sec. B-4. 13-B MRSA §105, sub-§2, ¶C, as enacted by PL 1977, c. 525, §13, is corrected to read:

C. If ~~he~~ the person signed in a representative capacity or as a corporate officer, ~~that he~~ the person had the authority ~~so~~ to sign in that representative capacity or as a corporate officer. If any of the above representations is false, the person who signed the document ~~shall be~~ is liable as specified in section 1303.

Sec. B-5. 13-B MRSA §106, sub-§1, ¶B, as enacted by PL 1977, c. 525, §13, is corrected to read:

B. If the document records, reflects or depends upon ~~any~~ an action taken by a vote or the consent of the members, the document ~~shall~~ must include or be accompanied by a certificate of the clerk, the secretary or an assistant secretary of the corporation stating that ~~he has in his custody~~ minutes properly reflecting ~~such~~ the action by the members are in the custody of the clerk, secretary or assistant secretary;

Sec. B-6. 13-B MRSA §106, sub-§3, as enacted by PL 1977, c. 525, §13, is corrected to read:

3. Microfilmed. If ~~he~~ the Secretary of State so determines by rule, the Secretary of State may copy, on microfilm, any document filed by ~~him~~ the Secretary of State under this Act or under any predecessor of this Act and retain ~~such~~ the microfilm copy in lieu of retaining the original as required by subsection 1, paragraph D; and ~~he~~ after copying the document the Secretary of State may ~~thereafter~~ destroy the original document or return it to the person who delivered the ~~same document~~ to him the Secretary of State for filing.

Sec. B-7. 13-B MRSA §307, sub-§1, as enacted by PL 1977, c. 525, §13, is corrected to read:

1. Nonresident directors. ~~Each~~ A director of a domestic corporation who is a nonresident of this State at the time of ~~his~~ the director's election or who becomes a nonresident during ~~his~~ the director's term of office ~~shall is~~, by ~~his~~ the director's acceptance of election or by continuing in office as director, ~~be~~ deemed to have appointed the Secretary of State as an agent to receive service of process upon ~~him~~ the director in any action or proceeding relating to actions of ~~such~~ the corporation and arising while ~~he~~ the director held office as director of ~~such~~ the corporation.

Sec. B-8. 13-B MRSA §307, sub-§3, as enacted by PL 1977, c. 525, §13, is corrected to read:

3. Other service of process. Service under this section may also be made by delivery of a copy of the process of the nonresident director at ~~his~~ the director's address outside the State. Proof of such delivery ~~shall~~ must be made by affidavit of the person making delivery

and the affidavit ~~shall~~ must be filed with the clerk of courts in which the action or proceeding is pending.

Sec. B-9. 13-B MRSA §307, sub-§4, as enacted by PL 1977, c. 525, §13, is corrected to read:

4. Termination of application. The resignation of ~~any a~~ nonresident director ~~shall~~, effective as of the date of filing in accordance with section 106 a notice of ~~his the~~ resignation signed by such former director, ~~terminate~~ terminates the application to ~~him that~~ director of the provisions of this section, except for any cause of action already accrued.

Sec. B-10. 13-B MRSA §603, sub-§1, as enacted by PL 1977, c. 525, §13, is corrected to read:

1. Written notice of meetings. Unless otherwise provided in the articles of incorporation or the bylaws, written notice stating the place, day and hour of the meeting and, in case of a special meeting, the purpose or purposes for which the meeting is called, ~~shall must~~ be delivered not less than 10 nor more than 50 days before the date of the meeting, either personally or by mail, by or at the direction of the president or the secretary, or the officers or persons calling the meeting, to each member entitled to vote at ~~such the~~ meeting. If mailed, ~~such the~~ notice ~~shall be is~~ deemed to be delivered when deposited in the United States mail addressed to the member at ~~his the member's~~ address as it appears on the records of the corporation, with postage ~~thereon~~ on the notice prepaid.

Sec. B-11. 13-B MRSA §702, sub-§3, as enacted by PL 1977, c. 525, §13, is corrected to read:

3. Directors divided into classes. Directors may be divided into classes and the terms of office of the several classes need not be uniform. ~~Each A~~ director ~~shall hold~~ holds office for the term to which ~~he the director~~ is elected or appointed and until ~~his a~~ successor ~~shall have been is~~ elected or appointed and qualified.

Sec. B-12. 13-B MRSA §703, sub-§2, as enacted by PL 1977, c. 525, §13, is corrected to read:

2. Director to fill unexpired term of predecessor. A director elected to fill a vacancy ~~shall be is~~ elected for the unexpired term of ~~his the director's~~ predecessor in office.

Sec. B-13. 13-B MRSA §706, sub-§2, as enacted by PL 1977, c. 525, §13, is corrected to read:

2. Special meetings. Special meetings of the directors may be called by the ~~chairman~~ chair of the board; ~~by the president; or, if he the president is absent or is unable to act, by any vice-president; by any 2 directors; or by any other person or persons authorized by the bylaws.~~

Sec. B-14. 13-B MRSA §708, sub-§2, as enacted by PL 1977, c. 525, §13, is corrected to read:

2. Meeting ratified by a director or committee member. If ~~a an~~ otherwise valid meeting ~~otherwise valid~~ of the board of directors or of ~~any a~~ committee is held without call or notice ~~where when~~ such call or notice is required, any action taken at ~~such the~~ meeting ~~shall be is~~ deemed ratified by a director or committee member who did not attend, unless, after learning of the action taken and of the impropriety of the meeting, ~~he the director or~~

committee member who did not attend makes prompt objection thereto to the action taken and impropriety of the meeting.

Sec. B-15. 13-B MRSA §713-A, sub-§1, ¶B, as enacted by PL 2001, c. 550, Pt. C, §15 and affected by §29, is corrected to read:

B. A spouse, ~~brother, sister~~ sibling, parent or child of the individual described in paragraph A.

Sec. B-16. 13-B MRSA §714, sub-§1, as enacted by PL 1977, c. 525, §13, is corrected to read:

1. Power to indemnify. A corporation ~~shall have power to~~ may indemnify, or if so provided in the bylaws shall in all cases indemnify, ~~any a~~ any a person who was or is a party or is threatened to be made a party to ~~any a~~ any a threatened, pending or completed action, suit or proceeding, whether civil, criminal, administrative or investigative, by reason of the fact that ~~he~~ the person is or was a director, officer, employee or agent of the corporation, or is or was serving at the request of the corporation as a director, officer, employee or agent of another corporation, partnership, joint venture, trust or other enterprise, against expenses, including ~~attorneys' attorney's~~ attorney's fees, judgments, fines and amounts paid in settlement actually and reasonably incurred by ~~him~~ the person in connection with ~~such the~~ the action, suit or proceeding; ~~provided except that no indemnification shall~~ may not be provided for ~~any a~~ any a person with respect to ~~any a~~ any a matter as to which ~~he shall have~~ the person has been finally adjudicated in ~~any an~~ any an action, suit or proceeding not to have acted in good faith in the reasonable belief that ~~his~~ the person's action was in the best interests of the corporation or, with respect to ~~any a~~ any a criminal action or proceeding, had reasonable cause to believe that ~~his~~ the person's conduct was unlawful. The termination of ~~any an~~ any an action, suit or proceeding by judgment, order or conviction adverse to ~~such the~~ the person, or by settlement or plea of nolo contendere or its equivalent, ~~shall does~~ does not of itself create a presumption that ~~such the~~ the person did not act in good faith in the reasonable belief that ~~his~~ the person's action was in the best interests of the corporation, and, with respect to ~~any a~~ any a criminal action or proceeding, had reasonable cause to believe that ~~his~~ the person's conduct was unlawful.

Sec. B-17. 13-B MRSA §714, sub-§2, as enacted by PL 1977, c. 525, §13, is corrected to read:

2. Indemnity against expenses. ~~Any~~ Notwithstanding any provision of ~~subsections subsection~~ subsection 1 or 3 to the contrary ~~notwithstanding~~, to the extent that a director, officer, employee or agent of a corporation has been successful on the merits or otherwise in defense of ~~any an~~ any an action, suit or proceeding referred to in subsection 1, or in defense of ~~any a~~ any a claim, issue or matter therein, ~~he shall~~ the director, officer, employee or agent must be indemnified against expenses, including ~~attorneys' attorney's~~ attorney's fees, actually and reasonably incurred by ~~him~~ the director, officer, employee or agent in connection ~~therewith~~ with the defense of the action, suit or proceeding or claim, issue or matter. The right to indemnification granted by this subsection may be enforced by a separate action against the corporation; if an order for indemnification is not entered by a court in the action, suit or proceeding ~~wherein he~~ in which the director, officer, employee or agent was successful on the merits or otherwise.

Sec. B-18. 13-B MRSA §714, sub-§3, as amended by PL 1981, c. 470, Pt. A, §31, is corrected to read:

3. Indemnity made by corporation. ~~Any indemnification~~ Indemnification under subsection 1, unless ordered by a court or required by the bylaws, ~~shall~~ must be made by the corporation only as authorized in the specific case upon a determination that indemnification of the director, officer, employee or agent is proper in the circumstances because ~~he~~ the director, officer, employee or agent has met the applicable standard of conduct set forth in subsection 1. ~~Such~~ The determination ~~shall~~ must be made by the board of directors by a majority vote of a quorum consisting of directors who were not parties to ~~such~~ the action, suit or proceeding; or, if such a quorum is not obtainable, or even if obtainable, ~~if~~ and a quorum of disinterested directors so directs, by independent legal counsel in a written opinion. ~~Such a~~ The determination, once made by the board of directors, may not be revoked by the board of directors, and upon the making of ~~such~~ the determination by the board of directors, the director, officer, employee or agent may enforce the indemnification against the corporation by a separate action notwithstanding any attempted or actual subsequent action by the board of directors.

Sec. B-19. 13-B MRSA §714, sub-§4, as enacted by PL 1977, c. 525, §13, is corrected to read:

4. Expenses incurred in civil or criminal action. Expenses incurred in defending a civil or criminal action, suit or proceeding may be paid by the corporation in advance of the final disposition of ~~such~~ the action, suit or proceeding as authorized by the board of directors in the manner provided in subsection 3 upon receipt of an undertaking by or on behalf of the director, officer, employee or agent to repay such amount, unless it ~~shall~~ is ultimately ~~be~~ determined that ~~he~~ the director, officer, employee or agent is entitled to be indemnified by the corporation as authorized in this section.

Sec. B-20. 13-B MRSA §714, sub-§5, as amended by PL 1979, c. 541, Pt. A, §134, is corrected to read:

5. Provisions of indemnification. The indemnification provided by this section ~~shall~~ may not be ~~deemed~~ considered exclusive of any other rights to which those indemnified may be entitled under any bylaw, agreement, vote of disinterested directors or otherwise, both as to action in ~~his~~ a person's official capacity and as to action in another capacity while holding ~~such~~ office, and ~~shall continue~~ continues as to a person who has ceased to be a director, officer, employee or agent and ~~shall inure~~ inures to the benefit of the heirs, executors and administrators of such a person. A right to indemnification required by the bylaws may be enforced by a separate action against the corporation; if an order for indemnification has not been entered by a court in ~~any~~ an action, suit or proceeding in respect to which indemnification is sought.

Sec. B-21. 13-B MRSA §714, sub-§6, as enacted by PL 1977, c. 525, §13, is corrected to read:

6. Power to purchase and maintain insurance. A corporation ~~shall have power to~~ may purchase and maintain insurance on behalf of ~~any~~ a person who is or was a director, officer, employee or agent of the corporation, or is or was serving at the request of the corporation as a director, officer, employee or agent of another corporation, partnership, joint venture, trust or other enterprise, against ~~any~~ liability asserted against ~~him~~ the person and incurred by ~~him~~ the person in ~~any such~~ that capacity, or arising out of ~~his~~ the person's status as ~~such~~ a director, officer, employee or agent, whether or not the corporation would have the power to indemnify ~~him~~ the person against such liability under this section.

Sec. B-22. 13-B MRSA §803, sub-§2, as enacted by PL 1977, c. 525, §13, is corrected to read:

2. Determination by Secretary of State. When the articles of amendment are delivered for filing by the Secretary of State, ~~he~~ the Secretary of State shall, before filing them, make the same determination as provided in section 404 in the case of original articles, to the extent applicable to a given amendment or amendments.

Sec. B-23. 13-B MRSA §805, sub-§6, as enacted by PL 1977, c. 525, §13, is corrected to read:

6. Determination by Secretary of State; restated articles. When the restated articles with the restatement are delivered for filing by the Secretary of State, ~~he~~ the Secretary of State shall, before filing them, make the same determinations as provided in section 404 in the case of original articles.

Sec. B-24. 13-B MRSA §904, sub-§1, ¶D, as enacted by PL 1977, c. 525, §13, is corrected to read:

D. When the articles of merger or consolidation are delivered for filing by the Secretary of State, ~~he~~ the Secretary of State shall, before filing them, make the same determinations, to the extent applicable, as provided in section 404 in the case of original articles.

Sec. B-25. 13-B MRSA §1106, sub-§5, as enacted by PL 1977, c. 525, §13, is corrected to read:

5. Receiver to have power to sue and defend. A receiver of a corporation appointed under the provisions of this section ~~shall have authority to may~~ may sue and defend in all courts in ~~his~~ the receiver's own name as receiver of ~~such~~ the corporation. The court appointing ~~such~~ the receiver ~~shall have~~ has exclusive jurisdiction of the corporation and its property, wherever situated.

Sec. B-26. 13-B MRSA §1110, sub-§1, as enacted by PL 1977, c. 525, §13, is corrected to read:

1. Distributive portions not received. Upon the voluntary or involuntary dissolution of a corporation, the portion of the assets distributable to ~~any~~ a person who is unknown or cannot be found, or who is under disability and for whom there is no person legally competent to receive ~~such~~ the distributive portion, or who fails or refuses to accept ~~his~~ the ~~distribution~~ distributive portion, ~~shall~~ must be reduced to cash and deposited with the Treasurer of State, along with a statement setting forth the name, last known address, amount due to and other pertinent information concerning each such distributee.

Sec. B-27. 13-B MRSA §1110, sub-§3, as enacted by PL 1977, c. 525, §13, is corrected to read:

3. Proof required. The Treasurer of State shall pay over ~~such~~ the sums deposited with ~~him~~ the Treasurer of State to the person entitled ~~thereto~~ to those sums, or to ~~his~~ the person's legal representative, upon proof satisfactory to the Treasurer of State of ~~his~~ the person's right ~~thereto~~ to those sums.

Sec. B-28. 13-B MRSA §1208, sub-§1, ¶G, as enacted by PL 1977, c. 525, §13, is corrected to read:

G. A post office address to which the Secretary of State shall mail a copy of ~~any~~ process served upon ~~him~~ the Secretary of State against the corporation.

Sec. B-29. 13-B MRSA §1302-A, first ¶, as enacted by PL 1977, c. 592, §17, is corrected to read:

The Secretary of State ~~shall have~~ has the power and authority reasonably necessary ~~to enable him~~ to administer this Act efficiently and to perform the duties ~~therein in this Act~~ imposed upon ~~him~~ the Secretary of State. These powers ~~shall~~ include, without limitation:

Sec. B-30. 13-B MRSA §1302-A, sub-§2, as amended by PL 1987, c. 402, Pt. C, §5, is corrected to read:

2. Prescribe forms. The power to prescribe forms for all documents required or permitted to be filed with ~~him~~ the Secretary of State and to refuse to file documents not utilizing those forms to the extent possible;

Sec. B-31. 13-B MRSA §1304, as enacted by PL 1977, c. 525, §13, is corrected to read:

§1304. Certified copies of documents filed with Secretary of State to be received in evidence

All copies of documents ~~which that~~ have been filed in the office of the Secretary of State, as required or permitted by any provision of this Act, ~~shall~~ must, when certified by ~~him~~ the Secretary of State, be taken and received in all courts, public offices and official bodies as prima facie evidence of the facts ~~therein~~ stated in the documents. A certificate by the Secretary of State under the seal of ~~his~~ the Secretary of State's office as to the nonexistence of a document in the files of ~~his~~ the Secretary of State's office ~~shall~~ must be taken and received in all courts, public offices and official bodies as prima facie evidence of the nonexistence of ~~such~~ the document.

Sec. B-32. 13-B MRSA §1306, sub-§1, as enacted by PL 1977, c. 525, §13, is corrected to read:

1. Secretary of State authorized to issue certificate. The Secretary of State is authorized to issue ~~his~~ a certificate in such short form as is adopted by ~~him~~ the Secretary of State:

A. Of a change in the name of a domestic or foreign corporation, which change of name is reflected in articles of amendment ~~which that~~ have been duly filed in ~~his~~ the Secretary of State's office. ~~Such~~ The certificate ~~shall~~ must state the new name of the corporation, its former name and such other information as the Secretary of State ~~deems~~ determines desirable; and

B. Of the consolidation or merger of 2 or more corporations, domestic or foreign or both, which merger or consolidation is reflected in articles of merger or consolidation ~~which that~~ have been duly filed in ~~his~~ the Secretary of State's office. ~~Such~~ The certificate ~~shall~~ must state the name of the new or surviving corporation, the names of the corporations participating in the merger or consolidation and such other information as the Secretary of State ~~deems~~ determines desirable.

Sec. B-33. 13-B MRSA §1307, as enacted by PL 1977, c. 525, §13, is corrected to read:

§1307. Practicing profession or occupation

Except as otherwise expressly provided by law, a nonprofit corporation ~~shall is not be~~ required to obtain a license or to be registered to practice a profession or occupation. ~~Any~~ An employee of such a corporation who practices or ~~holds himself out to practice~~ represents to the public that the employee practices a profession or occupation shall be licensed or registered as required by law.

Sec. B-34. 13-B MRSA §1401, first ¶, as enacted by PL 1977, c. 525, §13, is corrected to read:

In addition to ~~any~~ fees required by section 1402, the Secretary of State shall charge the following fees for filing documents required or permitted to be filed in ~~his~~ the Secretary of State's office by this Act, and for services specified ~~herein~~ in this section:

EXPLANATION

This Part corrects gender-specific references within statutory units in the Maine Revised Statutes, Title 13-B pursuant to Public Law 2019, chapter 475, section 52, and, as authorized by Title 1, section 93, this Part also incorporates certain administrative changes and corrections to those statutory units.

PART C

Sec. C-1. 13-C MRSA §871, sub-§3, ¶C, as amended by PL 2015, c. 259, §14, is corrected to read:

C. A child, stepchild, grandchild, parent, stepparent, grandparent, sibling, stepsibling, half sibling, ~~aunt, uncle, niece or nephew~~ sibling of a parent or child of a sibling, or spouse of any of those persons, of the individual or of the individual's spouse;

EXPLANATION

This Part corrects gender-specific references within the Maine Revised Statutes, Title 13-C pursuant to Public Law 2019, chapter 475, section 52.

PART D

Sec. D-1. 16 MRSA §53 is corrected to read:

§53. Parties, ~~husbands, wives~~ spouses and others as interested witnesses

~~No~~ A person is not excused or excluded from testifying in any civil action by reason of ~~his~~ that person's interest ~~in the event thereof~~ as party or otherwise, except as otherwise provided, but ~~such~~ that interest may be shown to affect ~~his~~ the person's credibility, and the ~~husband or wife~~ spouse of either party may be a witness.

Sec. D-2. 16 MRSA §102 is corrected to read:

§102. Failure of witness to appear; contempt; liability

When a person, summoned and obliged to attend before any judicial tribunal, fails to do so without reasonable excuse, ~~he~~ the person is liable to the party aggrieved for all damages sustained ~~thereby by that party~~. The judge or justice of ~~such the~~ tribunal may issue a capias to apprehend and bring ~~such the~~ the delinquent person before ~~him~~ the judge or justice, and ~~he shall~~ the delinquent person must be punished by a fine of not more than \$100 and costs of attachment, and committed until the ~~same~~ fine and costs are paid.

Sec. D-3. 16 MRSA §151 is corrected to read:

§151. Oaths

A person to whom an oath is administered shall hold up ~~his~~ that person's hand unless ~~he~~ the person believes that an oath administered in that form is not binding, and then it may be administered in a form believed by ~~him~~ that person to be binding. ~~One~~ A person believing any other than the Christian religion may be sworn according to the ceremonies of ~~his~~ that person's religion.

Sec. D-4. 16 MRSA §154 is corrected to read:

§154. Impeaching of own witness

When a party either nominal or real or the ~~husband or wife~~ spouse of a party is used as a witness by an adverse party, testimony may be introduced by ~~such the~~ the adverse party to contradict or discredit ~~him~~ the witness.

Sec. D-5. 16 MRSA §155 is corrected to read:

§155. Refusal to answer

When a witness in court refuses to answer such questions as the court allows to be put, ~~he shall~~ the witness must be punished by a fine of not more than \$100 or by imprisonment for not more than 3 months.

Sec. D-6. 16 MRSA §201, as repealed and replaced by PL 1975, c. 740, §2-A, is corrected to read:

§201. Self-incrimination; waiver

~~No~~ A defendant ~~shall~~ may not be compelled to testify in any action when the pleadings in that action imply or charge an offense against the criminal law ~~or~~ a traffic infraction or a violation of Title 22, section 2383, on ~~his~~ the defendant's part. If ~~he~~ the defendant offers ~~himself as to be~~ himself as a witness, ~~he~~ the defendant waives ~~his~~ the privilege of not incriminating or testifying against ~~himself~~ oneself, but ~~his~~ the defendant's testimony ~~shall~~ may not be used in evidence against ~~him~~ the defendant in any criminal prosecution, ~~or~~ or other traffic infraction proceeding or ~~in any~~ in other civil violation proceeding arising under Title 22, section 2383, involving the same subject matter.

Sec. D-7. 16 MRSA §252, as amended by PL 1975, c. 369, §3; c. 383, §22; and c. 408, §35, is corrected to read:

§252. Fees of police officer or constable

~~No~~ A police officer or constable paid a salary or paid upon a per diem basis by a municipality ~~shall~~ may not receive any fee as a complainant or witness, or for making an arrest or for attendance at court, while on duty and being compensated ~~therefor~~ for being a police officer or constable, but ~~shall~~ must be reimbursed by ~~such the~~ the municipality for ~~his~~

the police officer's or constable's actual costs of arrest and actual expenses of travel and attendance. Whenever any fines or penalties are imposed by any court in any proceeding in which such a police officer or constable is a complainant or a witness, ~~said~~ the court may tax costs for ~~such~~ the complainant or witness in the usual manner to be paid by the Treasurer of State to the municipality employing ~~such~~ the police officer or constable; such costs ~~shall~~ may not exceed ~~his~~ the police officer's or constable's actual expenses, paid by the municipality for ~~his~~ the police officer's or constable's travel to and attendance at the court. Notwithstanding any other provisions of law, all law enforcement officers appearing at the order of a prosecuting official before the Superior Court or grand jury, whether or not called upon to give testimony, at times other than their regular working hours ~~shall~~ must be compensated on an hourly basis equal to their present rate of employment to be paid by the respective county treasurer.

~~In the event that any~~ When a police officer or constable is compensated by the municipality for attendance at court on an hourly basis equal to ~~his~~ the police officer's or constable's present rate of employment, ~~then he shall~~ the police officer or constable may not be compensated by the county as provided in this section, but the county shall compensate the municipality for that amount paid to the police officer or constable for ~~his~~ the police officer's or constable's attendance at court.

Sec. D-8. 16 MRSA §253 is corrected to read:

§253. Witness not obligated unless fees paid or tendered

~~No~~ A person is not obliged to attend any court as a witness in a civil action or at any place to have ~~his~~ the person's deposition taken unless ~~his~~ the person's legal fees for travel to and from the place and for one day's attendance are first paid or tendered. ~~His~~ The person's fees for each subsequent day's attendance must be paid at the close of the preceding day if ~~he~~ the person requests it.

Sec. D-9. 16 MRSA §356 is corrected to read:

§356. Accounts admissible though hearsay or self-serving

An entry in an account kept in a book or by a card system or by any other system of keeping accounts ~~shall~~ is not be inadmissible in any civil proceeding as evidence of the facts ~~therein~~ stated in the entry because it is transcribed or because it is hearsay or self-serving; if the court finds that the entry was made in good faith in the regular course of business and before the beginning of the civil proceeding. The court in its discretion, before admitting ~~such~~ the entry in evidence, may, to such extent as it ~~deems~~ considers practicable or desirable but to no greater extent than the law required before June 30, 1933, require the party offering the ~~same~~ evidence to produce and offer in evidence the original entry, writing, document or account from which the entry offered or the facts ~~therein~~ stated in the entry were transcribed or taken; and to call as ~~his~~ the party's witness any person who made the entry offered or the original or any other entry, writing, document or account from which the entry offered or the facts ~~therein~~ stated in the entry were transcribed or taken or who has personal knowledge of the facts stated in the entry offered.

Sec. D-10. 16 MRSA §455 is corrected to read:

§455. Authorization of photostats

Whenever ~~any~~ an officer or employee of the State or of any county, city or town is required or authorized by law, or otherwise, to record or copy any document, plat, paper or instrument in writing, ~~he~~ the officer or employee may do ~~such that~~ recording or copying by any photostatic, photographic or other mechanical process ~~which that~~ produces a clear, accurate and permanent copy or reproduction of the original document, plat, paper or instrument in writing.

Sec. D-11. 16 MRSA §457 is corrected to read:

§457. Copies of consular and customhouse records and documents

Copies of papers and documents belonging to, or filed or remaining in the office of any consul, vice-consul or commercial agent of the United States and of official entries in the books or records of ~~such that~~ office, when certified under the hand and official seal of the proper consul, vice-consul or commercial agent, are evidence. Copies of registers or enrollments of vessels, or of any other customhouse records or documents deposited in the office of the collector of customs, attested by ~~him~~ the collector of customs or ~~his~~ the collector of customs' deputy, under seal of office, may be used in evidence and ~~shall~~ have the same effect as the production of the records in court, verified by the recording officer in person.

Sec. D-12. 16 MRSA §459 is corrected to read:

§459. Adjutant General's certificate as evidence

The certificate of the Adjutant General relating to the enlistment of any person from this State in the United States' service and of all facts pertaining to the situation of ~~such that~~ person, to the time of and including ~~his~~ the person's discharge, as found upon the records of ~~his~~ the Adjutant General's office, are prima facie evidence of the facts so certified in any civil action or proceeding.

Sec. D-13. 16 MRSA §553 is corrected to read:

§553. Deposition by compulsion

When a magistrate, duly authorized, has summoned a person before ~~him~~ the magistrate to give ~~his~~ that person's deposition or affidavit in any case authorized by this subchapter pending in this State or any other state, the summons has been served and returned by a proper officer or other person, and proof ~~thereof~~ of service and return is entered on the summons, and legal fees have been tendered ~~him~~ a reasonable time before the day appointed for taking the deposition and ~~he~~ the person refuses to attend, the magistrate may adjourn the time of taking ~~his~~ the person's deposition and issue a capias, directed to a proper officer, to apprehend and bring ~~such the~~ person before ~~him~~ the magistrate. If at the time of the adjournment ~~he~~ the person is not apprehended, the magistrate may adjourn from time to time until ~~he~~ the person is brought before ~~him~~ the magistrate. If ~~he~~ the person then refuses to depose and answer such questions as are propounded to ~~him~~ the person by either of the parties or persons interested, under ~~his~~ the magistrate's direction, the magistrate may commit ~~him~~ the person to the county jail for contempt, as a court may commit a witness for refusing to testify. The capias may be served by the sheriff, a deputy sheriff or any constable of the county in which ~~such the~~ person resides. If ~~he~~ the person escapes into another county, either of ~~said the~~ officers may arrest ~~him~~ the person there and bring ~~him~~ the person before ~~said the~~ magistrate.

Sec. D-14. 16 MRSA §557 is corrected to read:

§557. Testimony of party out of State

When a party to a civil action resides without the State or is absent ~~therefrom~~ from the State during the pendency of the action and the opposite party desires ~~his~~ the testimony of the nonresident or absent party, a commission under the rules of court may issue to take ~~his~~ that party's deposition. ~~Such~~ The nonresident or absent party, upon ~~such~~ notice to ~~him~~ that party or ~~his~~ that party's attorney of record in the action of the time and place appointed for taking ~~his~~ the deposition, as the court orders, shall appear and give ~~his~~ the deposition. If ~~he~~ the nonresident or absent party refuses or unreasonably delays to do so, the action may be dismissed or defaulted by order of court unless ~~his~~ the attorney of the nonresident or absent party admits the affidavit of the party desiring ~~his~~ the testimony of the nonresident or absent party as to what the nonresident or absent party would say, if present, to be used as testimony in the case.

EXPLANATION

This Part corrects gender-specific references within statutory units in the Maine Revised Statutes, Title 16 pursuant to Public Law 2019, chapter 475, section 52, and, as authorized by Title 1, section 93, this Part also incorporates certain administrative changes and corrections to those statutory units.

PART E

Sec. E-1. 17 MRSA §1011, sub-§11, as enacted by PL 1987, c. 383, §4 and amended by PL 2011, c. 657, Pt. W, §6, is corrected to read:

11. Commissioner. "Commissioner" means the Commissioner of Agriculture, Conservation and Forestry or ~~his~~ the commissioner's duly authorized agent.

Sec. E-2. 17 MRSA §1011, sub-§18, as enacted by PL 1987, c. 383, §4, is corrected to read:

18. Law enforcement officer. "Law enforcement officer" means ~~any~~ a person who, by virtue of ~~his~~ the person's public employment, is vested by law with a duty to maintain public order, enforce any law of this State establishing a civil violation, prosecute offenders or make arrests for crimes, whether that duty extends to all crimes or is limited to specific crimes.

Sec. E-3. 17 MRSA §1021, sub-§6, ¶D, as enacted by PL 1987, c. 383, §4, is corrected to read:

D. The defendant may appeal as in a civil action, but before appeal is allowed, the defendant shall give sufficient security to satisfy the applicant or person taking custody of the animal that ~~he~~ the defendant will pay all expenses for its care and support pending appeal.

Sec. E-4. 17 MRSA §1025, sub-§1, as enacted by PL 1987, c. 383, §4, is corrected to read:

1. Handling of animals. ~~No~~ A humane agent, animal control officer, animal shelter, pound, animal care center, humane society or veterinarian ~~and, or anyone acting under their the authority and of such a person,~~ having possession of any animal by reason of ~~his that person's~~ office may not:

- A. Provide or supply dealers, commercial kennels or laboratories with the animal; or
- B. Give, release, sell, trade, loan, transfer or otherwise provide any live animal to any individual, firm, association, corporation, educational institution, laboratory, medical facility or anyone else for purposes of experimentation or vivisection.

Sec. E-5. 17 MRSA §1034, first ¶, as amended by PL 1987, c. 736, §28, is corrected to read:

A law enforcement officer or humane agent, having probable cause to believe that a violation of section 1031, 1032 or 1033 has taken place or is taking place, shall enter the premises where the animal is kept with the consent of the owner or shall make application for a search warrant. If the judge or justice of the peace is satisfied that probable cause exists, ~~he~~ the judge or justice of the peace shall issue a search warrant directing a law enforcement officer or humane agent in the county to proceed immediately to the location of the alleged violation and directing the law enforcement officer or humane agent to search the place designated in the warrant, retaining in ~~his~~ the law enforcement officer's or humane agent's custody, subject to the order of the court, such property or things as specified in the warrant, including any animal.

Sec. E-6. 17 MRSA §1315, as enacted by PL 1971, c. 58, §1, is corrected to read:

§1315. Proclamation

Each year, the Governor shall take suitable public notice of October 15th as White Cane Safety Day.

~~He~~ The Governor shall issue a proclamation in which the Governor:

- 1. Significance.** ~~He comments~~ Comments upon the significance of the white cane;
- 2. Observance.** ~~He calls~~ Calls upon the citizens of the State to observe the provisions of the White Cane Law and to take precautions necessary to the safety of the disabled;
- 3. Cooperation.** ~~He reminds~~ Reminds the citizens of the State of the policies with respect to the disabled declared in sections 1311 to 1314 and urges the citizens to cooperate in giving effect to them; and
- 4. Assistance.** ~~He emphasizes~~ Emphasizes the need of the citizens to be aware of the presence of disabled persons in the community, ~~and~~ to keep safe and functional for the disabled the streets, highways, sidewalks, walkways, public buildings, public facilities, other public places, places of public accommodation, amusement and resort; and other places to which the public is invited; and to offer assistance to disabled persons upon appropriate occasions.

Sec. E-7. 17 MRSA §1664 is corrected to read:

§1664. Negotiation of bill for mortgaged goods

~~Any~~ A person who ships goods to which ~~he has not~~ the person does not have title, or upon which there is a lien or mortgage, and who takes for such goods a negotiable bill

~~which he~~ that the person afterwards negotiates for value with intent to deceive and without disclosing ~~his the person's~~ want of title or the existence of the lien or mortgage, ~~shall be~~ is guilty of a crime, and upon conviction ~~shall~~ must be punished for each offense by a fine of not more than \$1,000 or by imprisonment for not more than 11 months, or by both.

Sec. E-8. 17 MRSA §1706 is corrected to read:

§1706. Negotiation of receipt for mortgaged goods

~~Any A~~ A person who deposits goods to which ~~he has not the person does not have~~ title, or upon which there is a lien or mortgage, and who takes for such goods a negotiable receipt ~~which he~~ that the person afterwards negotiates for value with intent to deceive and without disclosing ~~his the person's~~ want of title or the existence of the lien or mortgage ~~shall be~~ is guilty of a crime, and upon conviction ~~shall~~ must be punished for each offense by a fine of not more than \$1,000 or by imprisonment for not more than 11 months, or by both.

Sec. E-9. 17 MRSA §1752 is corrected to read:

§1752. False invoices, bills of lading or estimates of property shipped

If an owner of a vessel or of property laden or pretended to be laden on board ~~thereof the vessel~~, or other person concerned in its lading or fitting out, makes out or exhibits, or causes to be made out or exhibited, ~~any a~~ a false or fraudulent invoice, bill of lading, or bill of parcels or other false estimates of such property, with intent to injure or defraud any insurer of ~~such the~~ the vessel or property, ~~he shall the owner or other person must~~ he shall the owner or other person must be punished by a fine of not more than \$5,000 or by imprisonment for not more than 10 years.

Sec. E-10. 17 MRSA §1753 is corrected to read:

§1753. False affidavits or protests

If ~~any a~~ a master, other officer or mariner of ~~any a~~ a vessel makes, causes to be made or swears to ~~any a~~ a false affidavit or protest; or if ~~any an~~ an owner or other person concerned in ~~such the~~ the vessel, or in the property on board ~~thereof the vessel~~, procures ~~such a~~ a false affidavit or protest to be made, or exhibits ~~the same a~~ a false affidavit or protest with intent to injure, deceive or defraud ~~any an~~ an insurer of ~~such the~~ the vessel or property, ~~he shall the master, other officer or mariner, owner or other person must~~ he shall the master, other officer or mariner, owner or other person must be punished by a fine of not more than \$5,000 or by imprisonment for not more than 10 years.

Sec. E-11. 17 MRSA §2003-A, sub-§1, ¶A, as enacted by PL 1981, c. 418, §2, is corrected to read:

A. "Authorized person" means a person having a relationship to the premises, ~~which that~~ that is unique and not shared by the general public. With respect to property owned by another, ~~it~~ "authorized person" includes a tenant, custodian or night ~~watchman~~ security guard. With respect to ~~publicly owned~~ publicly owned property, ~~it~~ "authorized person" includes police officers and other public employees charged with the responsibility of maintaining or protecting public property.

Sec. E-12. 17 MRSA §2004, as amended by PL 1987, c. 736, §§29 to 35, is corrected to read:

§2004. Forms

The forms set forth in this section, with such changes as adapt them for use in municipalities, are sufficient in law for all cases arising under the provisions to which they

purport to be adapted; and the costs to be taxed and allowed for a libel ~~shall~~ must be 50¢; for entering the same, 30¢; for trying the same, \$1; for a monition, 50¢; for posting notices and return, \$1; for order to restore or deliver, 25¢; and for executing the order, 50¢.

Form of Complaint for Single Sale

STATE OF MAINE

"....., ss. -- To

Judge of District Court
Clerk
Justice of the Peace

A. B., of, in ~~said the~~ the county of, on the day of, in the year of our Lord ~~one thousand nine hundred two thousand~~, ~~in on~~ on behalf of ~~said the~~ the State, on oath complains, that, of, in ~~said the~~ the county of, on the day of, ~~19~~ 20..., at said, in ~~said the~~ the county of, did then and there sell a quantity of intoxicating liquors, to wit: one of intoxicating liquor to one, " (or if the individual is unknown, "to some person to ~~said the~~ the complainant unknown,") "against the peace of ~~said the~~ the State, and contrary to the form of the statute in such case made and provided.

A. B.

On the day of, ~~19~~ 20..., said makes oath, that the above complaint, bysubscribed, is true.

District Court Judge
Before me,.....Clerk
Justice of the Peace."

Form of Warrant upon Complaint for Single Sale

STATE OF MAINE

"....., ss. -- To the sheriff of ~~our said the~~ the county of, or either of ~~his the sheriff's~~ the sheriff's deputies, or either of the constables of the town of, or of ~~either any~~ any of the towns in ~~said the~~ the county. Greeting.

[L. S.] Whereas, A. B., of, on the day of, in the year of our Lord ~~one thousand nine hundred two thousand~~, ~~in on~~ on behalf of ~~said the~~ the State, on oath complained to me, the subscriber, one of the Judges of the District Court Clerks, that Justices of the Peace of, in ~~said the~~ the county of, on the day of, ~~19~~ 20..., at said, in ~~said the~~ the county of, did sell a quantity of intoxicating liquors, to wit: one of intoxicating liquor to one, against the peace of ~~said the~~ the State and contrary to the form of the statute in such case made and provided.

Therefore, in the name of the State of Maine, you are commanded forthwith to apprehend ~~said~~, if ~~he~~ that person may be found in your precinct, and bring ~~him~~ that person before ~~said~~ the court, the subscriber, to answer to ~~said~~ the State upon the complaint aforesaid.

Witness, my hand and seal at ~~aforesaid~~, this day of, in the year of our Lord ~~nineteen hundred~~ two thousand

Judge
.....Clerk
Justice of the Peace."

Form of Complaint in Case of Seizure

STATE OF MAINE

"....., ssTo A.B., ~~esquire~~ Esquire,
District Court Judge
Clerk
Justice of the Peace

District, Division

A. B., of, in ~~said~~ the county of, competent to be a witness in civil actions, on the day of, in the year ~~nineteen hundred~~ two thousand, ~~in on~~ behalf of ~~said~~ the State, on oath complains, that ~~he~~ A. B. believes, that on the day of, 19 20.... at said, intoxicating liquors were, and still are kept and deposited by of, in ~~said~~ the county of, in", (here describe with precision the place to be searched;) "and that ~~said~~ the liquors then and there were, and now are intended by ~~said~~ for sale in violation of law, against the peace of the State and contrary to the form of the statute in such case made and provided.

I therefore pray; that due process be issued to search the premises ~~hereinbefore mentioned; described in this complaint~~ where ~~said~~ the liquors are believed to be deposited, and if there found, that ~~said~~ the liquors and vessels be seized and safely kept until final action and decision ~~be had thereon; is made on this complaint~~ and that ~~said~~ be forthwith apprehended and held to answer to ~~said~~ this complaint; and to do and receive such sentence as may be awarded against ~~him~~ that person.

....., ss. -- On the day of, 19 20...., ~~said~~ A. B. made oath that the above complaint by ~~him~~ A. B. signed is true.

Before me,
.....
District Court Judge
Clerk
Justice of the Peace."

Form of Warrant in Case of Seizure

STATE OF MAINE

District

Division of

"....., ss. To the sheriff of our several counties or any of their deputies, or any of the constables or police officers of any municipality in ~~said the~~ State or any State Police officer.

[L. S.] Whereas A. B., of, in ~~said the~~ county of, competent to be a witness in civil actions, on the day of, in the year ~~nineteen hundred two thousand~~, ~~in on~~ behalf of ~~said the~~ State, on oath complained to the subscriber, an officer of the District Court, that ~~he~~ A. B. believes, that on the day of, ~~19 20~~...., at said, intoxicating liquors were and still are deposited and kept by, of, in ~~said the~~ county of, in", (here follows a precise description of the place to be searched,) "and that ~~said~~ then and there intended and now intends that the ~~same shall~~ liquors be sold, in violation of law as fully appears by the attached complaint ~~hereunto annexed~~, and prayed that due process be issued to search the premises ~~hereinbefore mentioned described in this warrant~~, where ~~said the~~ liquors are believed to be deposited, and, if there found, that ~~said the~~ liquors and vessels be seized and safely kept until final action and decision ~~be had thereon~~, is made on the attached complaint and that ~~said~~ be apprehended and held to answer to ~~said the~~ complaint, and to do and receive such sentence as may be awarded against ~~him~~ that person: --

You are therefore required in the name of the State, to enter the before named, and ~~therein~~ to search for ~~said the~~ liquors, and, if there found, to seize and safely keep the ~~same~~ liquors, with the vessels in which they are contained, until final action and decision is had on the ~~same~~ complaint; and to apprehend ~~said~~ forthwith, if ~~he~~ that person may be found in your precinct, and bring ~~him~~ that person before ~~said the~~ court, and to do and receive such sentence as may be awarded against ~~him~~ that person.

Witness,, at ~~aforsaid~~, this day of, in the year of our Lord ~~nineteen hundred two thousand~~

District Court Judge

.....Clerk

Justice of the Peace

Form of Libel

STATE OF MAINE

District.....

Division of

"County of, ss. -- To A.B.,

District Court Judge

Clerk

Justice of the Peace

The libel of C.D., of, shows that ~~he~~ the libelant had, by lawful seizure, seized certain intoxicating liquors and the vessels in which the ~~same~~ liquors were contained, described as follows: " (here follows a description of the liquors-) "because the ~~same~~ liquors were kept and deposited at " (describing the place) "in the ~~said~~ county of, and were intended for sale, in violation of law. ~~Wherefore he~~ Therefore the libelant prays for a decree of forfeiture of ~~said~~ the liquors and vessels, according to the provisions of law in such case made and provided.

Dated at, in ~~said~~ the county of, this day of, in the year of our Lord ~~nineteen hundred~~ two thousand

(Signed.)"

Form of Monition and Notice

STATE OF MAINE

District
Division of

"County of, ss.

[L. S.] To all persons interested in " (here insert the description of the liquors, as in the libel).

"The libel of C. D., ~~hereunto annexed~~ here attached, this day filed in ~~said~~ District Court, shows that ~~he~~ the libelant has seized ~~said~~ the liquors and vessels because " (insert as in the libel), "and prays for a decree of forfeiture of the ~~same~~ liquors and vessels according to the provisions of law in such case made and provided.

You are, therefore, hereby notified ~~thereof~~, that you may appear before this court on the day of, ~~19 20~~, and then and there show cause why ~~said~~ the liquors and the vessels in which they are contained should not be declared forfeited.

Given under my hand and seal at, on the day of, in the year of our Lord ~~nineteen hundred~~ two thousand

District Court Judge
.....Clerk
Justice of the Peace."

Form of Complaint in Case of Seizure of Automobile

STATE OF MAINE

District.....
Division of.....

Judge

"...., ss. -- To the Clerk

Justice of the Peace
of the District Court:

A. B., of, in the ~~said~~ county of, competent to be a witness in civil actions, on the day of, A. D., ~~19 20..~~, ~~in on~~ behalf of ~~said the~~ State, on oath complains; that ~~he the complainant~~ believes that on the day of in ~~said the~~ year ~~20..~~, at ~~said~~, in ~~said the~~ county of, a certain automobile, ~~hereinafter~~ described in this complaint, was knowingly used for the illegal transportation of intoxicating liquors and intoxicating liquors were kept and deposited by persons unknown of in ~~said that~~ automobile, situated on street, in ~~said~~, in ~~said the~~ county of, near number on ~~said that~~ street in ~~said~~, and occupied by ~~said those~~ persons unknown, ~~said the~~ persons unknown not being then and there authorized by law to transport liquors within ~~said the~~ State, and that the ~~said~~ liquors were then and there knowingly being transported within ~~said the~~ State, in violation of law, against the peace of ~~said the~~ State, and contrary to the form of the statute in such case made and provided; and that the ~~said~~ liquors were then and there intended by ~~said the~~ persons unknown for sale in violation of law, against the peace of ~~said the~~ State and contrary to the form of the statute in such case made and provided.

~~And the said~~ The complainant on oath further complains that ~~he the complainant, the said~~ at ~~said~~ on the day of, A. D., ~~19 20..~~...., being then and there an officer, to wit, a deputy sheriff, within and for ~~said the~~ county, duly qualified and authorized by law to seize automobiles used for the illegal transportation of intoxicating liquors and intoxicating liquors kept and deposited for unlawful sale and the vessels containing them, by virtue of a warrant ~~therefor~~ issued in conformity with the provisions of the law, did find upon the ~~above described~~ premises; described in this complaint one, bearing engine number, and the ~~19 20..~~ license ~~number~~ plates numbered, ~~which said and the~~ automobile then and there contained, ~~which said the~~ automobile was not then and there a common carrier; and ~~which said the~~ automobile was not then and there engaged in the business of a common carrier; and ~~which said the~~ automobile was then and there in the possession, care and control of ~~the said~~ and ~~which said the~~ automobile was then and there knowingly used by ~~the said~~ for the illegal transportation of intoxicating liquors from place to place in ~~said~~ with intent that the ~~said~~ intoxicating liquors should be sold in violation of law; and ~~which the~~ intoxicating liquors ~~as aforesaid~~, and the vessels containing the ~~same~~ liquors, were then and there kept, deposited and intended for unlawful sale ~~as aforesaid~~, and ~~said the~~ automobile was then and there being used for the illegal transportation of ~~said the~~ liquors ~~as aforesaid~~, within ~~said the~~ State by the ~~said~~ persons unknown, and did then and there by virtue of this authority as a deputy sheriff ~~as aforesaid~~, seize the ~~above described~~ automobile, the intoxicating liquors and the vessels containing the ~~same~~ liquors, to be kept in some safe place for a reasonable time, and ~~has~~ has since kept and does still keep ~~said the~~ automobile, liquors and vessels to procure a warrant to seize ~~the same~~ them.

He The complainant therefore prays; that due process be issued to seize ~~said the~~ automobile, liquors and vessels; and ~~them~~ to safely keep them until final action and decision be had ~~thereon~~, on this complaint and that ~~said the~~ persons unknown be forthwith

apprehended and held to answer to ~~said~~ the complaint; and to do and receive such sentence as may be awarded against them.

On the day of ..., the ~~said~~ complainant makes oath that the above complaint ~~by him~~ signed by the complainant is true.

District Court Judge
Before me,, ~~Said~~ Clerk
Justice of the Peace."

Form of Warrant in Case of Seizure of Automobile

STATE OF MAINE

"....., ss. -- To the sheriff of ~~our~~ the county of, or either of ~~his~~ the sheriff's deputies, or either of the constables or police officers of any city or town within ~~said~~ the county:

[L. S.]

In the name of ~~said~~ the State you are commanded to seize the automobile, liquors and vessels containing the ~~same~~ liquors, named in the ~~foregoing~~ attached complaint of ~~the said~~ and now in ~~his~~ the complainant's custody as set forth in ~~said~~ the complaint, which is expressly referred to as a part of this warrant, and safely keep the ~~same~~ automobile, liquors and vessels, until final action and decision ~~be had thereon~~ is made on the attached complaint, and to apprehend the ~~said~~ persons unknown forthwith, if they may be found in your precinct, and them bring before ~~said~~ the court, ~~holden~~ held at the District Court in ~~said~~, to answer to ~~said~~ the complaint; and to do and receive such sentence as may be awarded against them.

Witness,, ~~esquire~~ Esquire, ~~our said~~ Judge at, ~~aforesaid~~, this day of ..., A. D., ~~19~~ 20....

..... Judge"

Form of Libel for Automobile

STATE OF MAINE

District
Division of

"....., ss. -- To the Judge of the District Court:

The libel of shows that ~~he~~ the libellant has by virtue of a warrant duly issued by the Judge of the District Court; seized on the day of ..., A. D., ~~19~~ 20....; a certain automobile, intoxicating liquors and the vessels in which the ~~same~~ liquors were contained, described as follows:

One bearing engine number and the 19 20.... license number plates numbered, ~~which said and the~~ automobile then and there contained, ~~which said the~~ automobile was not then and there a common carrier; and ~~which said the~~ automobile was then and there engaged in the business of a common carrier; and ~~which said the~~ automobile was then and there in the possession, care and control of the said, and ~~which said the~~ automobile was then and there knowingly used by the said for the illegal transportation of intoxicating liquors from place to place in said, and because the ~~same~~ liquors were then and there kept and deposited on the day of, A. D., 19 20...., on street, in said, in ~~said the~~ county of, near number on ~~said that~~ street, in said, and because ~~said the~~ automobile was being knowingly used for the illegal transportation of ~~said the~~ liquors, within the State in violation of law. ~~Wherefore he~~ Therefore the libelant prays for a decree of forfeiture of ~~said the~~ automobile, liquors and vessels, according to the provisions of law in such case made and provided.

Dated at, in ~~said the~~ county of, the day of, A. D. 19 20....

(Signed.), Deputy Sheriff."

Form of Monition and Notice in Case of Automobile

STATE OF MAINE

"....., ss.

[L. S.] To all persons interested in the automobile, liquors and vessels described in the ~~foregoing~~ attached libel:

The libel of ~~hereunto annexed~~ here attached, this day filed with the District Court, shows that ~~he the libelant~~ has seized ~~said the~~ automobile, liquors and vessels because the ~~same~~ automobile, liquors and vessels were used, kept and deposited as set forth in ~~said the~~ libel, and ~~said the~~ automobile was then and there knowingly used for the illegal transportation of intoxicating liquors, and prays for a decree of forfeiture of the ~~same~~ automobile, liquors and vessels, according to the provisions of law in such case made and provided.

You are, therefore, hereby notified ~~thereof~~, that you may appear before ~~said the~~ court in ~~said~~, on the day of, A. D., 19 20...., at o'clock, A.M. and then and there show cause why ~~said the~~ automobile, liquors and vessels in which they are contained should not be declared forfeited.

Witness,, Esquire, ~~our said~~ Judge at ~~aforsaid~~, this day of, A. D., 19 20....

..... Judge"

Sec. E-13. 17 MRSA §2499 is corrected to read:

§2499. Injuring or cutting loose booms, rafts, vessels or boats; civil action for damages

~~Whoever~~ A person who willfully or maliciously, without consent of the owner, cuts away, lets loose, injures or destroys any boom, raft or logs or other lumber, or any vessel, gondola, scow or other boat fastened to any place, of which ~~he~~ the person is not the owner or legal possessor, ~~shall~~ must be punished by a fine of not more than \$500 and by imprisonment for less than one year; and ~~shall be~~ is liable to the person injured in a civil action for double the damages ~~by him~~ sustained by the injured person.

Sec. E-14. 17 MRSA §2506 is corrected to read:

§2506. Advertising on fences and rocks

~~Whoever~~ A person who advertises ~~his~~ the person's wares or occupation by painting notices of the ~~same~~ wares or occupation on, or affixing them to fences or other private property, or to rocks or other natural objects, without the consent of the owner in writing, ~~shall be~~ is guilty of a misdemeanor and ~~shall~~ must be punished for each offense by a fine of not less than \$5 ~~nor~~ and not more than \$20.

Sec. E-15. 17 MRSA §2701 is corrected to read:

§2701. Action for damages caused by nuisance

~~Any~~ A person injured in ~~his~~ the person's comfort, or property or the enjoyment of ~~his~~ the person's estate by a common and public nuisance or a private nuisance may maintain against the offender a civil action for ~~his~~ the person's damages, unless otherwise specially provided.

Sec. E-16. 17 MRSA §2702 is corrected to read:

§2702. Abatement of nuisance

When on indictment, complaint or action ~~any~~ a person is adjudged guilty of a nuisance, the court, in addition to the fine imposed, if any, or to the judgment for damages and costs for which a separate execution ~~shall issue~~ is issued, may order the nuisance abated or removed at the expense of the defendant. After inquiring into and estimating, as nearly as may be, the sum necessary to defray the expense ~~thereof~~ of abating or removing the nuisance, the court may issue a warrant ~~therefor~~ for the abatement and removal of the nuisance substantially in the form following.

"STATE OF MAINE

....., ss. To the sheriff of ~~our~~ the county of, or either of ~~his~~ the sheriff's deputies, Greetings.

Whereas, by the consideration of ~~our~~ the honorable Court, at a term begun and held at, within and for ~~said~~ the county of, upon indictment," (or "complaint," or "action in favor of A. B.," as the case may be;) "C. D., of, &c., was adjudged guilty of erecting," ~~{(or "causing," or "continuing,")}~~ "a certain nuisance, being a building in, in ~~said~~ the county," (or "fence," or other thing, describing particularly the nuisance and the place;) "~~which nuisance~~ was ordered by ~~said~~ the court

to be abated and removed: We therefore command you forthwith to cause ~~said~~ the nuisance to be abated and removed; also that you levy of the materials by you so removed, and of the goods, chattels and lands of ~~said~~ C. D., a sum sufficient to defray the expense of removing and abating the ~~same~~ nuisance, not to exceed dollars," (the sum estimated by the court;) "together with your lawful fees, and thirty-three cents more for this writ. And, for want of such goods and estate to satisfy ~~said~~ the sums, we command you to take the body of ~~said~~ C. D., and ~~him~~ commit C. D. ~~unto our~~ to the jail in in ~~said~~ county, and there detain until ~~he~~ C. D. pays ~~such~~ the sums or is legally discharged. And make return of this warrant, with your doings thereon, within ~~thirty~~ 30 days. Witness, A. B., Esq., at, this day of, in the year of our Lord ~~19~~ 20....

J. S., Clerk."

Sec. E-17. 17 MRSA §2703 is corrected to read:

§2703. Stay on security to discontinue

Instead of issuing the warrant required by section 2702, the court may order it to be stayed on motion of the defendant, and on ~~his~~ the defendant's entering into recognizance in ~~such~~ a sum and with ~~such~~ a surety as the court directs, in case of an indictment, to the State, or in case of a complaint or action, to the plaintiff, conditioned that the defendant will either discontinue ~~said~~ the nuisance, or that, within a time limited by the court and not exceeding 6 months, ~~he~~ the defendant will cause it to be abated and removed, as may be directed by the court. On the defendant's failing to perform ~~such~~ the condition, the recognizance ~~shall~~ must be ~~deemed~~ considered forfeited, and the court, on being satisfied of ~~such~~ the default, may forthwith issue the warrant and entertain an action to enforce the recognizance.

Sec. E-18. 17 MRSA §2704 is corrected to read:

§2704. Expenses of abatement defrayed; poor debtor's oath

The expense of abating a nuisance by virtue of a warrant ~~shall~~ must be collected by the officer as damages and costs are collected on execution; except that the materials of buildings, fences or other things removed as a nuisance may be first levied upon and sold by the officer, and the proceeds, if any remain after paying the expense of removal, ~~shall~~ must be paid by ~~him~~ the officer, on demand, to the defendant or the owner of ~~such~~ the property. If ~~said~~ the proceeds are not sufficient to satisfy the expenses, the officer shall collect the residue as ~~aforesaid~~ described in section 2702. A person committed to jail on ~~such~~ a warrant may ~~avail himself~~ make use of the poor debtor's oath, as if ~~he~~ the person had been committed on execution. If ~~said~~ the expense cannot be collected of the defendant, it ~~shall~~ must be paid as costs in criminal prosecutions.

Sec. E-19. 17 MRSA §2796 is corrected to read:

§2796. Manufacture of powder

If ~~any~~ a person manufactures gunpowder, or mixes or grinds the composition ~~therefor~~ for gunpowder, in any building within 80 rods of any valuable building not owned by ~~such~~ the person or ~~his~~ the person's lessor, ~~which and that~~ was erected when such business was commenced, the former building ~~shall be deemed~~ is a public nuisance; and ~~such~~ the person may be prosecuted accordingly.

Sec. E-20. 17 MRSA §2800 is corrected to read:

§2800. Removal of bushes, trees and stumps from flowed area

~~Whoever hereafter~~ A person who after July 13, 1929 erects a dam on any of the public waters of this State shall, within 3 years after a head of water is held and flowage created thereby, remove from the flowed area all trees, bushes and stumps that ~~he~~ the person can legally remove ~~therefrom~~ from the flowed area, to such an extent that the tops of all trees, bushes and stumps left ~~thereon~~ shall be on the flowed area are at least 5 feet below the surface of the mean low-water level maintained during the period beginning June 1st and ending December 1st next following of each year and shall, within ~~said that~~ 3-year period, remove such growth as ~~he~~ the person can legally remove from the edge of the flowed area to such an extent that no dry-ki and debris ~~shall~~ can form to be carried away by the water. For the purpose of protecting the right of the public in the navigation of the waters over ~~said the~~ flowed area, the owner of ~~such the~~ dam ~~shall~~ has, after the creation of flowage thereby, ~~have~~ the right to cut and remove from the flowed area all trees, bushes and stumps remaining ~~thereon~~ on the flowed area, and the damage to the owner ~~thereof~~ of the flowed area caused by ~~such the~~ removal ~~shall~~ must be ascertained in the same manner as is provided for the ascertainment of the damages caused by the flowage.

~~Any A~~ dam erected ~~hereafter which~~ after July 13, 1929 ~~that~~ is maintained in violation of this section ~~shall constitute~~ is a public nuisance, and ~~be~~ is subject to section 2706.

This section ~~shall~~ does not apply to dams ~~which that~~ are created solely for log driving purposes where the water is stored for not exceeding 3 months of each year, ~~nor shall the same.~~ This section may not be interpreted in any instance to require the removal of stumps below the swell of the roots.

Sec. E-21. 17 MRSA §2804 is corrected to read:

§2804. —~~complaints~~ Complaints about assigned places or buildings

When a place or building ~~so~~ assigned pursuant to section 2803 becomes a nuisance, offensive to the neighborhood or injurious to the public health, ~~any a~~ person may complain ~~thereof~~ to the Superior Court and if, after notice to the party complained of, the truth of the complaint is admitted by default or made to appear to a jury on trial, the court may revoke ~~such the~~ assignment and prohibit the further use of ~~such the~~ place or building for such purposes, under a penalty of not more than \$100 for each month's continuance after ~~such the~~ prohibition, to the use of ~~said the~~ town, and may order it to be abated and issue a warrant ~~therefor, for that purpose~~ or stay it as provided, but if the jury ~~acquit~~ acquits the defendant, ~~he shall the defendant must~~ recover costs of the complainant.

Sec. E-22. 17 MRSA §2911, sub-§2, as amended by PL 1983, c. 300, §4, is corrected to read:

2. General rule. A person is guilty of disseminating obscene matter to a minor if ~~he~~ the person knowingly distributes, or exhibits, or offers to distribute or exhibit, to a minor, any obscene matter declared obscene, in an action to which ~~he~~ the person was a party, pursuant to subsection 3.

A. This section ~~shall~~ does not apply to any noncommercial distribution or exhibition for purely educational purposes by any library, art gallery, museum, public school, private school or institution of learning, nor to any commercial distribution or exhibition by any art gallery or museum.

B. It ~~shall be~~ is a valid defense to any proceeding under this section that:

- (1) The defendant was a parent or guardian of the minor;
- (2) The distribution or exhibition is exempt under paragraph A; or
- (3) For motion pictures, the minor was accompanied by ~~his~~ the minor's spouse, parent or legal guardian.

Sec. E-23. 17 MRSA §2913, sub-§2, as enacted by PL 1983, c. 300, §7, is corrected to read:

2. Exhibiting obscene motion pictures. A person is guilty of exhibiting obscene motion pictures to a minor at an outdoor motion picture theater if ~~he~~ the person knowingly exhibits an obscene motion picture declared obscene in an action to which ~~he~~ the person was a party pursuant to subsection 3; at an outdoor motion picture theater in such a manner that the exhibition is visible by minors from or in any public street, highway, sidewalk, thoroughfare, private residence or place of public accommodation.

Sec. E-24. 17 MRSA §3104, as amended by PL 1975, c. 771, §164, is corrected to read:

§3104. Conflicts of interest; purchases by ~~the~~ State

~~No~~ A trustee, superintendent, treasurer or other person holding a place of trust in any state office or public institution of the State ~~shall~~ may not be pecuniarily interested directly or indirectly in any contracts made ~~in~~ on behalf of the State or of the institution in which ~~he~~ that trustee, superintendent, treasurer or other person holds ~~such~~ that place of trust, and any contract made in violation ~~hereof~~ of this section is void. This section ~~shall~~ does not apply to purchases of the State by the Governor under authority of Title 1, section 814.

Sec. E-25. 17 MRSA §3209 is corrected to read:

§3209. Saturday as holy day

~~No~~ A person conscientiously believing that the 7th day of the week ought to be observed as the Sabbath, and actually refraining from secular business and labor on that day, is not liable ~~to said~~ for penalties under this subchapter for doing such business or labor on the first day of the week, if ~~he~~ the person does not disturb other persons.

Sec. E-26. 17 MRSA §3601 is corrected to read:

§3601. Violence or intimidation to promote controversy between utility and workers

~~Whoever~~ A person who, alone or in pursuance or furtherance of any agreement or combination with others to do or procure to be done any act in contemplation or furtherance of a dispute or controversy between a gas, telegraph, telephone, electric light, electric power or railroad corporation and its employees or ~~workmen~~ workers, wrongfully and without legal authority, uses violence towards or intimidates any person in any way or by any means, with intent ~~thereby~~ to compel ~~such~~ the person against ~~his~~ the person's will to do or abstain from doing any act ~~which he~~ that the person has a legal right to do or abstain from doing; or, on the premises of ~~such~~ the corporation, by bribery or in any manner or by any means induces or endeavors or attempts to induce ~~such~~ the person to leave the employment and service of ~~such~~ the corporation, with intent ~~thereby~~ to further the objects of ~~such~~ the combination or agreement; or in any way interferes with ~~such~~ the person while in the performance of ~~his~~ the person's duty; or threatens or persistently follows ~~such~~ the

person in a disorderly manner or injures or threatens to injure ~~his~~ the person's property with either of ~~said~~ those intents, ~~shall~~ must be punished by a fine of not more than \$300 or by imprisonment for not more than 3 months.

Sec. E-27. 17 MRSA §3602 is corrected to read:

§3602. Railroads; interference with trains or property

~~Any~~ An employee of a railroad corporation who, in pursuance of an agreement or combination by 2 or more persons to do or procure to be done any act in contemplation or furtherance of a dispute between ~~such~~ the corporation and its employees, unlawfully, or in violation of ~~his~~ the employee's duty or contract, stops or unnecessarily delays or abandons or in any way injures a locomotive or any car or train of cars on the railroad track of ~~such~~ the corporation, or in any way hinders or obstructs the use of any locomotive, car or train of cars on the railroad of ~~such~~ the corporation ~~shall~~ must be punished by a fine of not more than \$500 or by imprisonment for not more than 11 months.

Sec. E-28. 17 MRSA §3605 is corrected to read:

§3605. ~~—refusal~~ Refusal of employees to perform duty

~~Any~~ A person in the employment of a railroad corporation who, in furtherance of the interests of either party to a dispute between another railroad corporation and its employees, refuses to aid in moving the cars of ~~such~~ the other corporation or trains in whole or in part made up of the cars of ~~such~~ the other corporation over the tracks of the corporation employing ~~him~~ the person; or refuses to aid in loading or discharging ~~such~~ those cars, in violation of ~~his~~ the employee's duty as ~~such~~ an employee, ~~shall~~ must be punished by a fine of not more than \$500 or by imprisonment for not more than 11 months.

Sec. E-29. 17 MRSA §3860, 2nd ¶, as enacted by PL 1973, c. 530, §2, is corrected to read:

The Attorney General shall, upon complaint of a person being denied ~~said~~ access or egress, if in ~~his~~ the Attorney General's judgment the public interest so requires, prosecute criminally or civilly ~~any~~ a person who denies ~~such~~ the right of access or egress.

EXPLANATION

This Part corrects gender-specific references within statutory units in the Maine Revised Statutes, Title 17 pursuant to Public Law 2019, chapter 475, section 52, and, as authorized by Title 1, section 93, this Part also incorporates certain administrative changes and corrections to those statutory units.

PART F

Sec. F-1. 17-A MRSA §154, sub-§2, ¶A, as enacted by PL 1975, c. 499, §1, is corrected to read:

A. In a prosecution for attempt under section 152, it is an affirmative defense that, under circumstances manifesting a voluntary and complete renunciation of ~~his~~ the defendant's criminal intent, the defendant avoided the commission of the crime attempted by abandoning ~~his~~ the defendant's criminal effort and, if mere abandonment

was insufficient to accomplish such avoidance, by taking further and affirmative steps ~~which that~~ prevented the commission ~~thereof~~ of the crime.

Sec. F-2. 17-A MRSA §154, sub-§2, ¶B, as enacted by PL 1975, c. 499, §1, is corrected to read:

B. In a prosecution for solicitation under section 153, or for conspiracy under section 151, it is an affirmative defense that, under circumstances manifesting a voluntary and complete renunciation of ~~his~~ the defendant's criminal intent, the defendant prevented the commission of the crime solicited or of the crime contemplated by the conspiracy, as the case may be.

Sec. F-3. 17-A MRSA §204, sub-§1, as repealed and replaced by PL 1977, c. 510, §41, is corrected to read:

1. A person is guilty of aiding or soliciting suicide if ~~he~~ that person intentionally aids or solicits another to commit suicide, and the other commits or attempts suicide.

Sec. F-4. 17-A MRSA §208-A, sub-§1, as enacted by PL 1977, c. 671, §22, is corrected to read:

1. A person is guilty of assault while hunting if, while in the pursuit of wild game or game birds, ~~he~~ that person, with criminal negligence, causes bodily injury to another with the use of a dangerous weapon.

Sec. F-5. 17-A MRSA §208-C, sub-§1, ¶A, as enacted by PL 2005, c. 408, §1, is corrected to read:

A. Any person relating to an abortion for which the consent of the pregnant person, or a person authorized by law to act on ~~her~~ the pregnant person's behalf, has been obtained or for which such consent is implied by law; or

Sec. F-6. 17-A MRSA §209, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of criminal threatening if ~~he~~ that person intentionally or knowingly places another person in fear of imminent bodily injury.

Sec. F-7. 17-A MRSA §211, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of reckless conduct if ~~he~~ that person recklessly creates a substantial risk of serious bodily injury to another person.

Sec. F-8. 17-A MRSA §451, sub-§1, as amended by PL 1975, c. 740, §61, is corrected to read:

1. A person is guilty of perjury if ~~he~~ that person makes:

A. In any official proceeding, a false material statement under oath or affirmation, or swears or affirms the truth of a material statement previously made, and ~~he~~ that person does not believe the statement to be true; or

B. Inconsistent material statements, in the same official proceeding, under oath or affirmation, both within the period of limitations, one of which statements is false and not believed by ~~him~~ that person to be true.

Sec. F-9. 17-A MRSA §453, sub-§1, as amended by PL 1981, c. 317, §§16 to 19, is corrected to read:

1. A person is guilty of unsworn falsification if:

A. ~~He~~ That person makes a written false statement ~~which he~~ that that person does not believe to be true; on or pursuant to; a form conspicuously bearing notification authorized by statute or regulation to the effect that false statements made therein are punishable;

B. With the intent to deceive a public servant in the performance of ~~his~~ that public servant's official duties, ~~he~~ that person:

(1) ~~makes~~ Makes any written false statement ~~which he~~ that that person does not believe to be true, ~~provided, however, except~~ that this subsection does not apply in the case of a written false statement made to a law enforcement officer by a person then in official custody and suspected of having committed a crime, except as provided in paragraph C; ~~or~~

(2) ~~knowingly~~ Knowingly creates, or attempts to create, a false impression in a written application for any pecuniary or other benefit by omitting information necessary to prevent statements ~~therein~~ in that application from being misleading; or

(3) ~~submits~~ Submits or invites reliance on any sample, specimen, map, boundary mark or other object ~~which he~~ that that person knows to be false; or

C. With the intent to conceal ~~his~~ that person's identity from a law enforcement officer while under arrest for a crime, after having been warned that it is a crime to give false information concerning identity, ~~he~~ that person gives false information concerning ~~his~~ that person's name or date of birth, including, but not limited to, a signature.

Sec. F-10. 17-A MRSA §455, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of falsifying physical evidence if, believing that an official proceeding as defined in section 451, subsection 5, paragraph A; or an official criminal investigation; is pending or will be instituted, ~~he~~ that person:

A. Alters, destroys, conceals or removes any thing relevant to ~~such that~~ proceeding or investigation with intent to impair its verity, authenticity or availability in ~~such that~~ proceeding or investigation; or

B. Presents or uses any thing ~~which he~~ that that person knows to be false with intent to deceive a public servant who is or may be engaged in ~~such that~~ proceeding or investigation.

Sec. F-11. 17-A MRSA §456, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of tampering with public records or information if ~~he~~ that person:

A. Knowingly makes a false entry in; or false alteration of any record, document or thing belonging to; or received or kept by the government; or required by law to be kept by others for the information of the government; ~~or~~

B. Presents or uses any record, document or thing knowing it to be false; and with intent that it be taken as a genuine part of information or records referred to in ~~subsection 1~~, paragraph A; or

C. Intentionally destroys, conceals, removes or otherwise impairs the verity or availability of any such record, document or thing, knowing that ~~he~~ that person lacks authority to do so.

Sec. F-12. 17-A MRSA §457, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of impersonating a public servant if ~~he~~ that person falsely pretends to be a public servant and engages in any conduct in that capacity with the intent to deceive anyone.

Sec. F-13. 17-A MRSA §503, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of riot if, together with 5 or more other persons, ~~he~~ that person engages in disorderly conduct;

A. With intent imminently to commit or facilitate the commission of a crime involving physical injury or property damage against persons who are not participants; or

B. When ~~he~~ that person or any other participant to ~~his~~ that person's knowledge uses or intends to use a firearm or other dangerous weapon in the course of the disorderly conduct.

Sec. F-14. 17-A MRSA §504, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. ~~He~~ That person assembles with 5 or more other persons with intent to engage in conduct constituting a riot; or, being present at an assembly that either has or develops a purpose to engage in conduct constituting a riot, ~~he~~ that person remains there with intent to advance that purpose; and

Sec. F-15. 17-A MRSA §504, sub-§2, as enacted by PL 1975, c. 499, §1, is corrected to read:

2. ~~He~~ That person knowingly fails to comply with an order to disperse given by a law enforcement officer to the assembly.

Sec. F-16. 17-A MRSA §505, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of obstructing public ways if ~~he~~ that person unreasonably obstructs the free passage of foot or vehicular traffic on any public way; and refuses to cease or remove the obstruction upon a lawful order to do so given ~~him~~ to that person by a law enforcement officer.

Sec. F-17. 17-A MRSA §507, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of desecration and defacement if ~~he~~ that person intentionally desecrates any public monument or structure, any place of worship or burial; or any private structure not owned by ~~him~~ that person.

Sec. F-18. 17-A MRSA §508, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of abuse of corpse if ~~he~~ that person intentionally and unlawfully disinters, digs up, removes, conceals, mutilates or destroys a human corpse; or any part or the ashes ~~thereof of a human corpse~~.

Sec. F-19. 17-A MRSA §508, sub-§2, as enacted by PL 1975, c. 499, §1, is corrected to read:

2. It is a defense to prosecution under this section that the actor was a physician, scientist or student who had in ~~his~~ that actor's possession, or used human bodies or parts ~~thereof of human bodies~~ lawfully obtained, for anatomical, physiological or other scientific investigation or instruction.

Sec. F-20. 17-A MRSA §513, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of maintaining an unprotected well if, being the owner or occupier of land on which there is a well, ~~he~~ that person knowingly fails to enclose the well with a substantial fence or other substantial enclosing barrier or to protect it by a substantial covering ~~which that~~ is securely fastened.

Sec. F-21. 17-A MRSA §514, sub-§1, ¶A, as enacted by PL 1975, c. 499, §1, is corrected to read:

A. ~~He~~ That person abandons or discards in any public place, or in a private place that is accessible to minors, any chest, closet, piece of furniture, refrigerator, icebox or other article having a compartment capacity of 1 1/2 cubic feet or more and having a door or lid ~~which that~~ when closed cannot be opened easily from the inside; or

Sec. F-22. 17-A MRSA §514, sub-§1, ¶B, as enacted by PL 1975, c. 499, §1, is corrected to read:

B. Being the owner, lessee, manager or other person in control of a public place or of a place that is accessible to minors on which there has been abandoned or discarded a container described in ~~subsection 1~~, paragraph A, ~~he~~ that person knowingly or recklessly fails to remove ~~such the~~ container from that place; or to remove the door, lid or other cover of the container.

Sec. F-23. 17-A MRSA §515, sub-§1, ¶A, as enacted by PL 1975, c. 499, §1, is corrected to read:

A. ~~He~~ That person knowingly engages in, encourages or does any act to further a premeditated fight without weapons between 2 or more persons; or a fight commonly called a ring fight or prize fight; or

Sec. F-24. 17-A MRSA §515, sub-§1, ¶B, as amended by PL 1975, c. 740, §70, is corrected to read:

B. ~~He~~ That person knowingly sends or publishes a challenge or acceptance of a challenge for such, or carries or delivers such a challenge or acceptance, or trains or assists any person in training or preparing for such fight, or acts as umpire or judge for such fight.

Sec. F-25. 17-A MRSA §516, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of champerty if, with the intent to collect by a civil action a claim, account, note or other demand due; or to become due to another person, ~~he~~ that person gives or promises anything of value to ~~such~~ the other person.

Sec. F-26. 17-A MRSA §551, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of bigamy if, having a spouse, ~~he~~ that person intentionally marries or purports to marry, knowing that ~~he~~ that person is legally ineligible to do so.

Sec. F-27. 17-A MRSA §552, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of nonsupport of dependents if ~~he~~ that person knowingly fails to provide support ~~which he~~ that that person is able by means of property or capacity for labor to provide and ~~which he~~ that that person knows ~~he~~ that person is legally obliged to provide to a spouse, child or other person declared by law to be ~~his~~ that person's dependent.

Sec. F-28. 17-A MRSA §602, sub-§1, ¶A, as amended by PL 1981, c. 349, §1, is corrected to read:

A. ~~He~~ That person promises, offers; or gives any pecuniary benefit to another with the intention of influencing the other's action, decision, opinion, recommendation, vote, nomination or other exercise of discretion as a public servant, party official or voter;

Sec. F-29. 17-A MRSA §602, sub-§1, ¶B, as amended by PL 1983, c. 583, §8, is corrected to read:

B. Being a public servant, party official, candidate for electoral office or voter, ~~he~~ that person solicits, accepts or agrees to accept any pecuniary benefit from another knowing or believing the other's purpose to be as described in paragraph A; or fails to report to a law enforcement officer that ~~he~~ that person has been offered or promised a pecuniary benefit in violation of paragraph A; or

Sec. F-30. 17-A MRSA §602, sub-§2, ¶A, as enacted by PL 1975, c. 499, §1, is corrected to read:

A. A person is a "candidate for electoral office" upon ~~his~~ that person's public announcement of ~~his~~ that person's candidacy.

Sec. F-31. 17-A MRSA §603, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of improper influence if ~~he~~ that person:

A. Threatens any harm to a public servant, party official or voter with the purpose of influencing ~~his~~ that public servant's, party official's or voter's action, decision, opinion, recommendation, nomination, vote or other exercise of discretion;

B. Privately addresses to any public servant who has or will have an official discretion in a judicial or administrative proceeding any representation, argument or other communication with the intention of influencing that discretion on the basis of considerations other than those authorized by law; or

C. Being a public servant or party official, fails to report to a law enforcement officer conduct designed to influence ~~him~~ that public servant or party official in violation of ~~paragraphs~~ paragraph A or B.

Sec. F-32. 17-A MRSA §604, sub-§1, ¶A, as enacted by PL 1975, c. 499, §1, is corrected to read:

A. Being a public servant, ~~he~~ that person solicits, accepts or agrees to accept any pecuniary benefit in return for having given a decision, opinion, recommendation, nomination, or vote, or for having otherwise exercised ~~his~~ that person's discretion, or for having violated ~~his~~ that person's duty; or

Sec. F-33. 17-A MRSA §604, sub-§1, ¶B, as enacted by PL 1975, c. 499, §1, is corrected to read:

B. ~~He~~ That person promises, offers or gives any pecuniary benefit, acceptance of which would be a violation of paragraph A.

Sec. F-34. 17-A MRSA §605, sub-§1, ¶B, as enacted by PL 1975, c. 499, §1, is corrected to read:

B. ~~He~~ That person knowingly gives, offers, or promises any pecuniary benefit prohibited by paragraph A.

Sec. F-35. 17-A MRSA §606, sub-§1, ¶A, as enacted by PL 1975, c. 499, §1, is corrected to read:

A. Being a public servant, ~~he~~ that person solicits, accepts or agrees to accept any pecuniary benefit in return for advice or other assistance in preparing or promoting a bill, contract, claim or other transaction or proposal as to which ~~he~~ that person knows that ~~he~~ that person has or is likely to have an official discretion to exercise; or

Sec. F-36. 17-A MRSA §606, sub-§1, ¶B, as enacted by PL 1975, c. 499, §1, is corrected to read:

B. ~~He~~ That person gives, offers or promises any pecuniary benefit, knowing that it is prohibited by paragraph A.

Sec. F-37. 17-A MRSA §607, sub-§1, ¶A, as enacted by PL 1975, c. 499, §1, is corrected to read:

A. ~~He~~ That person solicits, accepts or agrees to accept, for ~~himself~~ that person, another person, or a political party, money or any other pecuniary benefit as compensation for ~~his~~ that person's endorsement, nomination, appointment, approval or disapproval of any person for a position as a public servant or for the advancement of any public servant; or

Sec. F-38. 17-A MRSA §607, sub-§1, ¶B, as enacted by PL 1975, c. 499, §1, is corrected to read:

B. ~~He~~ That person knowingly gives, offers or promises any pecuniary benefit prohibited by paragraph A.

Sec. F-39. 17-A MRSA §608, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of official oppression if, being a public servant and acting with the intention to benefit ~~himself~~ that person or another or to harm another, ~~he~~ that person knowingly commits an unauthorized act ~~which~~ that purports to be an act of ~~his~~ that person's office; or knowingly refrains from performing a duty imposed on ~~him~~ that person by law or clearly inherent in the nature of ~~his~~ that person's office.

Sec. F-40. 17-A MRSA §609, sub-§1, as corrected by RR 2013, c. 2, §31, is corrected to read:

1. A person is guilty of misuse of information if, being a public servant and knowing that official action is contemplated, or acting in reliance on information ~~which he~~ that that person has acquired by virtue of ~~his~~ that person's office or from another public servant, ~~he~~ that person:

- A. Acquires or divests ~~himself~~ that person of a pecuniary interest in any property, transaction or enterprise that may be affected by ~~such~~ the official action or information;
- B. Speculates or wagers on the basis of ~~such~~ the official action or information; or
- C. Knowingly aids another to do any of the things described in paragraphs A and B.

Sec. F-41. 17-A MRSA §701, sub-§1, as amended by PL 1975, c. 740, §75, is corrected to read:

1. A person "falsely alters" a written instrument when, without the authority of anyone entitled to grant it, ~~he~~ that person changes a written instrument, whether it be in complete or incomplete form, by means of erasure, obliteration, deletion, insertion of new matter, or transposition of matter; or in any other manner, so that ~~such~~ the instrument in its thus altered form appears or purports to be in all respects an authentic creation of, or fully authorized by, its ostensible holder, author, maker or drawer;

Sec. F-42. 17-A MRSA §701, sub-§2, as enacted by PL 1975, c. 499, §1, is corrected to read:

2. A person "falsely completes" a written instrument when, by adding, inserting or changing matter, ~~he~~ that person transforms an incomplete written instrument into a complete one, without the authority of anyone entitled to grant it, so that ~~such~~ the complete instrument appears or purports to be in all respects an authentic creation of, or fully authorized by, its ostensible author, maker or drawer;

Sec. F-43. 17-A MRSA §701, sub-§3, as enacted by PL 1975, c. 499, §1, is corrected to read:

3. A person "falsely makes" a written instrument when ~~he~~ that person makes or draws a complete written instrument in its entirety, or an incomplete written instrument, ~~which~~ that purports to be an authentic creation of its ostensible author, maker or drawer, but ~~which~~ that is not such, either because the ostensible maker or drawer is fictitious or because, if real, ~~he~~ the ostensible maker or drawer did not authorize the making or drawing ~~thereof~~ of the written instrument;

Sec. F-44. 17-A MRSA §702, sub-§1, as amended by PL 1989, c. 187, §1, is corrected to read:

1. A person is guilty of aggravated forgery if, with intent to defraud or deceive another person or government, ~~he~~ that person falsely makes, completes, endorses or alters a written instrument, or knowingly utters or possesses such an instrument, and the instrument is:

- A. Part of an issue of money, stamps, securities or other valuable instruments issued by a government or governmental instrumentality;
- B. Part of an issue of stocks, bonds or other instruments representing interests in or claims against an organization or its property;
- C. A will, codicil or other instrument providing for the disposition of property after death; or
- D. A public record or an instrument filed or required or authorized by law to be filed in or with a public office or public employee; ~~or~~.

Sec. F-45. 17-A MRSA §704, sub-§1, ¶A, as enacted by PL 1975, c. 499, §1, is corrected to read:

- A. ~~He~~ That person makes or possesses with knowledge of its character; any plate, die or other device, apparatus, equipment or article specifically designed or adapted for use in committing aggravated forgery or forgery; or

Sec. F-46. 17-A MRSA §704, sub-§1, ¶B, as enacted by PL 1975, c. 499, §1, is corrected to read:

- B. ~~He~~ That person makes or possesses any device, apparatus, equipment; or article capable of or adaptable to use in committing an aggravated forgery or forgery, with the intent to use it ~~himself~~ personally, or to aid or permit another to use it for purposes of committing aggravated forgery or forgery.

Sec. F-47. 17-A MRSA §706, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of suppressing a recordable instrument if, with intent to defraud anyone, ~~he~~ that person falsifies, destroys, removes or conceals any will, deed, mortgage, security instrument or other writing for which the law provides public recording, whether or not it is in fact recorded.

Sec. F-48. 17-A MRSA §707, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of falsifying private records if, with intent to defraud any person, ~~he~~ that person:

- A. Makes a false entry in the records of an organization; ~~or~~;
- B. Alters, erases, obliterates, deletes, removes or destroys a true entry in the records of an organization; ~~or~~
- C. Omits to make a true entry in the records of an organization in violation of a duty to do so ~~which he~~ that that person knows to be imposed on ~~him~~ that person by statute; or
- D. Prevents the making of a true entry or causes the omission ~~thereof~~ of a true entry in the records of an organization.

Sec. F-49. 17-A MRSA §752-A, sub-§1, ¶A, as enacted by PL 1977, c. 656, §2, is corrected to read:

A. ~~He~~ That person intentionally, knowingly or recklessly causes bodily injury to a law enforcement officer while the officer is in the performance of ~~his~~ the officer's official duties; or

Sec. F-50. 17-A MRSA §802, sub-§1, as amended by PL 1983, c. 450, §4, is corrected to read:

1. A person is guilty of arson if ~~he~~ that person starts, causes, or maintains a fire or explosion;

A. On the property of another with the intent to damage or destroy property thereon; or

B. On ~~his~~ that person's own property or the property of another;

(1) ~~with~~ With the intent to enable any person to collect insurance proceeds for the loss caused by the fire or explosion; or

(2) ~~which~~ That recklessly endangers any person or the property of another.

Sec. F-51. 17-A MRSA §802, sub-§2, as amended by PL 1975, c. 740, §86, is corrected to read:

2. In a prosecution under subsection 1, paragraph B, the requirements of specificity in the charge and proof at the trial otherwise required by law do not include a requirement to allege or prove the ownership of the property. In a prosecution under subsection 1, paragraph A, it is a defense that the actor reasonably believed ~~he~~ that the actor had the permission of the property owner to engage in the conduct alleged. In a prosecution under subsection 1, paragraph A, "property of another" has the same meaning as in section 352, subsection 4.

Sec. F-52. 17-A MRSA §804, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of failure to control or report a dangerous fire if:

A. ~~He~~ That person starts, causes or maintains a fire or explosion, and, knowing that its spread would endanger human life or the property of another, ~~he~~ that person fails to take reasonable measures to put out or control the fire or to give a prompt fire alarm;

B. Knowing that a fire is endangering a substantial amount of property of another, as to which ~~he~~ that person has an official, contractual, or other legal duty, ~~he~~ that person fails to take reasonable measures to put out or control the fire or to give prompt fire alarm; or

C. Knowing that a fire is endangering human life, ~~he~~ that person fails to take reasonable measures to save life by notifying the persons endangered or by taking reasonable measures to put out or control the fire or by giving a prompt fire alarm.

Sec. F-53. 17-A MRSA §901, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of deceptive business practices if, in the course of engaging in a business, occupation or profession, ~~he~~ that person intentionally:

A. Uses or possesses with the intent to use, a false weight or measure, or any other device ~~which~~ that is adjusted or calibrated to falsely determine or measure any quality or quantity;

B. Sells, offers or exposes for sale, or delivers less than the represented quantity of any commodity or service;

C. Takes more than the represented quantity of any commodity or service when as buyer ~~he~~ that person furnished the weight or measure;

D. Sells, offers or exposes for sale any commodity ~~which~~ that is adulterated or ~~mislabelled~~ mislabeled;

F. Sells, offers or exposes for sale a motor vehicle on which the manufacturer's serial number has in fact been altered, removed or obscured;

G. Makes or causes to be made a false statement of material fact in any advertisement addressed to the public or to a substantial number of persons, in connection with the promotion of ~~his~~ that person's business, occupation or profession or to increase the consumption of specified property or service;

H. Offers property or service, in any manner, including advertising or other means of communication, as part of a scheme or plan with the intent not to sell or provide the advertised property or services;

(1) ~~at~~ At all;

(2) ~~at~~ At the price or of the quality offered; or

(3) ~~in~~ In a quantity sufficient to meet the reasonably expected public demand unless the advertisement or communication states the approximate quantity available; or

I. Conducts, sponsors, organizes or promotes a publicly exhibited sports contest with the knowledge that ~~he~~ that person or another person has tampered with any person, animal or thing that is part of the contest, with the intent to prevent the contest from being conducted in accordance with the rules and usages purporting to govern it, or with the knowledge that any sports official or sports participant has accepted or agreed to accept any benefit from another person upon an agreement or understanding that ~~he~~ that sports official or sports participant will thereby be influenced not to give ~~his~~ that sports official's or sports participant's best efforts or that ~~he~~ that sports official or sports participant will perform ~~his~~ that sports official's or sports participant's duties improperly.

Sec. F-54. 17-A MRSA §902, sub-§1, ¶B, as amended by PL 1979, c. 512, §29, is corrected to read:

B. Knowing that proceedings have been or are about to be instituted for the appointment of an administrator, ~~he~~ that person:

(1) ~~destroys~~ Destroys, removes, conceals, encumbers, transfers or otherwise deals with any property with a purpose to defeat or obstruct the claim of any creditor; or

(2) ~~presents~~ Presents in writing to any creditor or to an administrator, any false statement relating to the debtor's estate, knowing that a material part of ~~such~~ the statement is false.

Sec. F-55. 17-A MRSA §904, sub-§1, ¶A, as enacted by PL 1975, c. 499, §1, is corrected to read:

A. ~~He~~ That person promises, offers or gives any pecuniary benefits to:

- (1) ~~an~~ A employee or agent with the intention to influence ~~his~~ that employee's or agent's conduct adversely to the interest of the employer or principal of the agent or employee;
- (2) ~~a~~ A hiring agent or an official or employee in charge of employment upon agreement or understanding that a particular person, including the actor, ~~shall~~ will be hired, retained in employment or discharged or suspended from employment;
- (3) ~~a~~ A fiduciary with the intent to influence ~~him~~ that fiduciary to act contrary to ~~his~~ that fiduciary's fiduciary duty;
- (4) ~~a~~ A sports participant with the intent to influence ~~him~~ that sports participant not to give ~~his~~ that sports participant's best efforts in a sports contest;
- (5) ~~a~~ A sports official with the intent to influence ~~him~~ that sports official to perform ~~his~~ that sports official's duties improperly; or
- (6) ~~a~~ A person in a position of trust and confidence in ~~his~~ that person's relationship to a 3rd person, with the intention that the trust or confidence will be used to influence the 3rd person to become a customer of the actor, or as compensation for the past use of such influence; or

Sec. F-56. 17-A MRSA §904, sub-§1, ¶B, as enacted by PL 1975, c. 499, §1, is corrected to read:

B. ~~He~~ That person knowingly solicits, accepts or agrees to accept any benefit, the giving of which would be criminal under ~~subsection 1~~, paragraph A.

Sec. F-57. 17-A MRSA §906, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of use of slugs if:

- A. With intent to defraud, ~~he~~ that person inserts or deposits a slug in a coin box, turnstile, vending machine or other mechanical or electronic device or receptacle; or
- B. ~~He~~ That person makes, possesses or disposes of a slug with intent to enable a person to insert or deposit it in a coin box, turnstile, vending machine or other mechanical or electronic device or receptacle.

Sec. F-58. 17-A MRSA §952, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. **"Advance gambling activity."** A person "advances gambling activity" if, acting other than as a player or a member of the player's family residing with a player in cases in which the gambling takes place in their residence, ~~he~~ that person engages in conduct that materially aids any form of gambling activity. Conduct of this nature includes, but is not limited to, bookmaking, conduct directed toward the creation or establishment of the particular game, contest, scheme, device or activity involved, toward the acquisition or maintenance of premises, paraphernalia, equipment or apparatus therefor, toward the solicitation or inducement of persons to participate therein, toward the actual conduct of

the playing phases thereof, toward the arrangement of any of its financial or recording phases; or toward any other phase of its operation. A person also advances gambling activity if, having substantial proprietary control or other authoritative control over premises being used with ~~his~~ that person's knowledge for purposes of gambling activity, ~~he~~ that person permits that activity to occur or continue; or makes no effort to prevent its occurrence or continuation.

Sec. F-59. 17-A MRSA §952, sub-§4, as enacted by PL 1975, c. 499, §1, is corrected to read:

4. "Gambling." A person engages in gambling if ~~he~~ that person stakes or risks something of value upon the outcome of a contest of chance or a future contingent event not under ~~his~~ that person's control or influence, upon an agreement or understanding that ~~he~~ that person or someone else will receive something of value in the event of a certain outcome. "Gambling" does not include bona fide business transactions valid under the law of contracts, including but not limited to contracts for the purchase or sale at a future date of securities or commodities, and agreements to compensate for loss caused by the happening of chance, including but not limited to contracts of indemnity or guaranty and life, health or accident insurance.

Sec. F-60. 17-A MRSA §952, sub-§8, as enacted by PL 1975, c. 499, §1, is corrected to read:

8. "Player" means a person who engages in social gambling solely as a contestant or bettor on equal terms with the other participants ~~therein~~ in social gambling without receiving or becoming entitled to receive something of value or any profit ~~therefrom~~ from social gambling other than ~~his~~ that person's personal gambling winnings. "Social gambling" is gambling; or a contest of chance; in which the only participants are players and from which no person or organization receives or becomes entitled to receive something of value or any profit whatsoever, directly or indirectly, other than as a player, from any source, fee, remuneration connected with ~~said~~ the gambling, or such activity as arrangements or facilitation of the game, or permitting the use of premises, or selling or supplying for profit refreshments, food, drink service or entertainment to participants, players or spectators. A person who engages in "bookmaking" as defined in subsection 2 is not a "player."

Sec. F-61. 17-A MRSA §952, sub-§9, as enacted by PL 1975, c. 499, §1, is corrected to read:

9. "Profit from gambling activity." A person "profits from gambling activity" if, other than as a player, ~~he~~ that person accepts or receives money or other property pursuant to an agreement or understanding with any person whereby ~~he~~ that person participates or is to participate in the proceeds of gambling activity.

Sec. F-62. 17-A MRSA §953, sub-§1, as amended by PL 1995, c. 224, §§9 and 10, is corrected to read:

1. A person is guilty of aggravated unlawful gambling if ~~he~~ that person intentionally or knowingly advances or profits from unlawful gambling activity by:

A. Engaging in bookmaking to the extent that the person receives or accepts in any 24-hour period more than 5 bets totaling more than \$500; ~~or~~

B. Receiving in connection with a lottery or mutuel scheme or enterprise; money or written records from a person other than a player whose chances or plays are represented by such money or records; or

C. Receiving in connection with a lottery, mutuel or other gambling scheme or enterprise more than \$1,000 in any 24-hour period played in the scheme or enterprise.

Sec. F-63. 17-A MRSA §955, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of possession of gambling records if, other than as a player, ~~he~~ that person knowingly possesses any writing, paper, instrument or article, ~~which that~~ being used or is intended by him that person to be used in the operation of unlawful gambling activity; as ~~defined in~~ prohibited by this chapter.

Sec. F-64. 17-A MRSA §956, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of possession of gambling devices if ~~he~~ that person manufactures, sells, transports, places, possesses or conducts or negotiates any transaction affecting or designed to affect ownership, custody or use of any gambling device, knowing it is to be used in the advancement of unlawful gambling activity; as ~~defined in~~ prohibited by this chapter.

Sec. F-65. 17-A MRSA §958, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. When it appears to the Attorney General that any person has formed or published a lottery, or taken any measures for that purpose, or is engaged in selling or otherwise distributing tickets, certificates, shares or interests ~~therein in a lottery~~, whether ~~such that~~ that lottery originated in this State or not, ~~he~~ the Attorney General shall immediately make complaint in the name of the State to the Superior Court for an injunction to restrain ~~such that~~ that person from further proceedings ~~therein in that lottery~~. If satisfied that there is sufficient ground ~~therefor for an injunction~~, ~~such~~ the court shall forthwith issue ~~such the~~ the injunction and ~~thereupon upon issuance~~ it shall order notice to be served on the adverse party to appear and answer to ~~said the~~ the complaint. ~~Such The~~ The court, after a full hearing, may dissolve, modify or make perpetual ~~such the~~ the injunction, make all orders and decrees necessary to restrain and suppress such unlawful proceedings and, if the adverse party neglects to appear, or the final decree of the court is against ~~him the adverse party~~, judgment ~~shall must~~ must be rendered against ~~him the adverse party~~ for all costs, fees and expenses incurred in the case and for such compensation to the Attorney General for ~~his the Attorney General's~~ the Attorney General's expenses; as the court ~~deems~~ determines reasonable.

Sec. F-66. 17-A MRSA §1001, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of criminal use of explosives if ~~he~~ that person intentionally or knowingly:

A. Without right, throws or places explosives into, against or upon any real or personal property;

B. Makes, imports, transports, sends, stores, sells or offers to sell any explosives without a proper permit under the regulations, or in violation of the regulations;

C. Sells or supplies explosives to, or buys, procures or receives explosives for, a person prohibited by the regulations from receiving explosives; or

D. Possesses explosives with the intent to do any of the acts prohibited in this section.

Sec. F-67. 17-A MRSA §1002, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of criminal use of disabling chemicals if ~~he~~ that person intentionally sprays or otherwise uses upon any other person chemical mace or any similar substance composed of a mixture of gas and chemicals ~~which~~ that has or is designed to have a disabling effect upon human beings.

Sec. F-68. 17-A MRSA §1003, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of criminal use of noxious substance if ~~he~~ that person intentionally deposits on the premises or in the vehicle or vessel of another, without ~~his~~ that other person's consent, ~~any~~ a stink bomb or other device or substance ~~which~~ that releases or is designed to release noxious offensive odors.

Sec. F-69. 17-A MRSA §1051, sub-§1, as enacted by PL 1975, c. 499, §1, is corrected to read:

1. A person is guilty of possession of a machine gun if, without authority to do so, ~~he~~ that person knowingly possesses a machine gun.

Sec. F-70. 17-A MRSA §1052, first ¶, as enacted by PL 1975, c. 499, §1, is corrected to read:

~~Any~~ A law enforcement officer of the State of Maine, ~~any~~ a law enforcement officer of another state or a territory of the United States, ~~and~~ members of the Armed Forces, Maine National Guard and Maine State Guard may possess a machine gun if the possession or carrying of such a weapon is in the discharge of ~~his~~ that officer's or member's official duties and has been authorized by ~~his~~ that officer's or member's appointing authority.

Sec. F-71. 17-A MRSA §1053, 2nd ¶, as enacted by PL 1975, c. 499, §1, is corrected to read:

When a machine gun is seized as provided, the officer seizing the ~~same~~ machine gun shall immediately file with the judge before whom such warrant is returnable, a libel against the machine gun, setting forth the seizure and describing the machine gun and the place of seizure in a sufficient manner to reasonably identify it, that it was possessed in violation of law and pray for a decree of forfeiture ~~thereof of the machine gun~~. ~~Such~~ The judge shall fix a time for the hearing of ~~such~~ the libel and shall issue ~~his~~ the judge's monition and notice of same to all persons interested, citing them to appear at the time and place appointed to show cause why ~~such~~ the machine gun should not be declared forfeited, by causing true and attested copies of ~~said~~ the libel and monition to be posted in 2 public and conspicuous places in the town and place where ~~such~~ the machine gun was seized, at least 10 days at least before ~~said~~ the libel is returnable. In addition, a true and attested copy of the libel and monition ~~shall~~ must be served upon the person from whom ~~said~~ the machine gun was seized and upon the owner ~~thereof of the machine gun~~, if their whereabouts can be readily ascertained, at least 10 days at least before ~~said~~ the libel is returnable. In lieu of forfeiture proceedings, title to ~~such~~ the seized machine gun may be transferred in writing to the State

of Maine by the owner thereof. If title to and ownership in the machine gun is transferred to the State, a receipt for the machine gun ~~shall~~ must be given to the former owner by the law enforcement officer who seized the machine gun.

Sec. F-72. 17-A MRSA §1054, as enacted by PL 1975, c. 499, §1, is corrected to read:

§1054. Forfeiture of machine gun

If no claimant for a machine gun seized under the authority of section 1053 appears, the judge shall, on proof of notice, declare the ~~same machine gun~~ to be forfeited to the State. If any person appears and claims ~~such the~~ machine gun, as having a right to the possession ~~thereof of the machine gun~~ at the time when the ~~same machine gun~~ was seized, ~~he that person~~ shall file with the judge a claim in writing stating specifically the right so claimed, the foundation thereof, the item so claimed, any exemption claimed, the time and place of the seizure and the name of the law enforcement officer who seized the machine gun, and in it declare that it was not possessed in violation of this chapter, and state ~~his that~~ that person's business and place of residence and sign and make oath to the same before ~~said~~ the judge. If any person so makes claim, ~~he shall~~ that person must be admitted as a party to the process, and the libel, and may hear any pertinent evidence offered by the libellant or claimant. If the judge is, upon hearing, satisfied that ~~said the~~ machine gun was not possessed in violation of this chapter, and that claimant is entitled to the custody ~~thereof of the machine gun~~, ~~he the judge~~ shall give an order in writing, directed to the law enforcement officer having seized the ~~same machine gun~~, commanding ~~him the law enforcement officer~~ to deliver to the claimant the machine gun to which ~~he the claimant~~ is so found to be entitled, within 48 hours after demand. If the judge finds the claimant not entitled to possess the machine gun, ~~he the judge~~ shall render judgment against ~~him the claimant~~ for the libellant for costs, to be taxed as in civil cases before ~~such the~~ judge, and issue execution ~~thereon on the judgment~~, and shall declare ~~such the~~ machine gun forfeited to the State. The claimants may appear and shall recognize with sureties as on appeals in civil actions from a judge. The judge may order that the machine gun remain in the custody of the seizing law enforcement officer, pending the disposition of the appeal. All machine guns declared forfeited to the State, or title to which have been transferred to the State in lieu of forfeiture proceedings ~~shall~~ must be turned over to the Chief of the ~~Maine~~ State Police. If ~~said the~~ machine gun is found to be of a historic, artistic, scientific or educational value, the State Police may retain the machine gun for an indefinite period of time. Any other machine gun declared forfeited and in possession of the State Police ~~shall~~ must be destroyed by a means most convenient to the Chief of the State Police.

EXPLANATION

This Part corrects gender-specific references within statutory units in the Maine Revised Statutes, Title 17-A pursuant to Public Law 2019, chapter 475, section 52, and, as authorized by Title 1, section 93, this Part also incorporates certain administrative changes and corrections to those statutory units.