

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWENTY-FIRST LEGISLATURE

FIRST SPECIAL SESSION
August 21, 2003 to August 22, 2003

The General Effective Date For
First Special Session
Non-Emergency Laws Is
November 22, 2003

SECOND REGULAR SESSION
January 7, 2004 to January 30, 2004

The General Effective Date For
Second Regular Session
Non-Emergency Laws Is
April 30, 2004

SECOND SPECIAL SESSION
February 3, 2004 to April 30, 2004

The General Effective Date For
Second Special Session
Non-Emergency Laws Is
July 30, 2004

PUBLISHED BY THE REVISOR OF STATUTES
IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Penmor Lithographers
Lewiston, Maine
2004

tive rule of the Department of Human Services that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized provided the following changes are made in Section 97.

1. The principles of reimbursement in Section 97 must be changed to eliminate reduced reimbursement for private nonmedical institutions that use a calculation of bed-hold days for medical and remedial private nonmedical institution residents. In place of bed-hold days and in order to produce the same amount of savings for the MaineCare program, the principles of reimbursement for room and board in Section 115 must provide for a general rate reduction of 25 cents per resident per day in the facility-specific routine component of the room-and-board portion of payment.

2. The principles of reimbursement must be changed in the wording used to refer to reimbursement related to foreign exchange fellows of professional exchange programs for social workers in private nonmedical institution settings: the word "stipend" in the rule and appendices must be changed to "contract fee."

In order to accomplish the rule changes required by this resolve, the Department of Human Services shall adopt emergency rules to implement this resolve; and be it further

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

HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers 0147

Initiative: Allocates funds to restore a Federal Expenditures Fund deallocation as a result of replacing a Public Law 2003, chapter 20, Part B, MaineCare private nonmedical institution (PNMI) payment reduction with a state-only room-and-board payment reduction.

Federal Expenditures Fund	2003-04	2004-05
All Other	\$97,319	\$388,408
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Federal Expenditures Fund Total	\$97,319	\$388,408

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

Effective April 22, 2004.



CHAPTER 136

H.P. 1392 - L.D. 1868

Resolve, Regarding Legislative Review of Portions of Chapter 1: Procedures and Portions of Chapter 3: Maine Clean Election Act and Related Provisions, Major Substantive Rules of the Commission on Governmental Ethics and Election Practices

Sec. 1. Adoption. Resolved: That final adoption of portions of Chapter 1: Procedures and portions of Chapter 3: Maine Clean Election Act and Related Provisions, provisionally adopted major substantive rules of the Commission on Governmental Ethics and Election Practices that have been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if the following changes are made.

1. In Chapter 1, section 5, with regard to the advance purchases of goods and services, the language must be changed to require that consulting services or the design, printing or distribution of campaign literature or advertising contracted or paid for prior to the primary election must be received prior to the primary election. This provision must also require that if a preponderance of the items purchased during the primary election cycle are used during the general election cycle, then the candidate or any other person required to file a report to the Commission on Governmental Ethics and Election Practices shall report these purchases as expenditures made during the general election cycle.

2. In Chapter 3, section 6, subsection 4, with regard to distribution of funds to certified Maine Clean Election Act candidates, subparagraphs (1) and (2) under paragraph A must be changed to state that if the preponderance of consulting services or the design, printing or distribution of campaign literature and advertising purchased prior to the primary election by an opponent of a certified Maine Clean Election Act candidate are used for the general election, then the certified Maine Clean Election Act candidate is entitled to a corresponding amount of matching funds.

3. The effective date of rules adopted in accordance with this resolve may not be until January 1, 2005.

See title page for effective date.

