

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 6, 2006 to June 21, 2007**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 20, 2007**

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

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2007**

venting central line infections and ventilator associated pneumonia.

2. Section 3 (B) (HAI-4) of the rule is amended to reflect the correct number of evidence-based interventions by changing the word "five" to "four" and add the word "insertion-related" in between the words "four" and "evidence-based" to use the correct terminology.

3. Section 8 (A) (2) of the rule is amended to reflect the correct name of the current version of the Institute for Healthcare Improvement's how-to guide for preventing central line infections and ventilator associated pneumonia.

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

Effective June 12, 2007.

**CHAPTER 78**

**H.P. 1300 - L.D. 1868**

**Resolve, To Review Statutes, Rules and Policies Regarding Mental Retardation, Pervasive Developmental Disorders and Other Cognitive and Developmental Disorders**

**Emergency preamble.** Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the Legislature has determined that the Department of Health and Human Services needs to reevaluate the criteria for eligibility for services and levels of care of services and its statutory authority, rules and policies; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore, be it

**Sec. 1. Review and report. Resolved:** That the Department of Health and Human Services shall convene a working group of stakeholders and other interested parties to undertake a review of current statutes, rules and policies regarding services, definitions, limitations, eligibility and levels of care for adults with mental retardation, pervasive developmental disorders and other cognitive and developmental disorders. The purpose of the review is for the department to evaluate the need for changes in statute, rule or policy to ensure fairness and equity in the provision of services and to

evaluate the need for additional resources to meet unidentified need. By January 1, 2008, the department shall report to the Joint Standing Committee on Health and Human Services on its progress in the review and any recommended changes in law. The Joint Standing Committee on Health and Human Services is authorized to submit legislation related to the recommendations of the working group to the Second Regular Session of the 123rd Legislature.

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

Effective June 14, 2007.

**CHAPTER 79**

**H.P. 852 - L.D. 1159**

**Resolve, To Encourage Increased Use of Biofuel in Maine**

**Sec. 1. Development of a plan for a pilot program to establish refueling stations for biofuel. Resolved:** That the Executive Department, State Planning Office, Office of Energy Independence and Security shall develop a plan for a pilot program to establish refueling stations for biofuel that is at least 85% ethanol. The office shall collaborate with the United States Department of Energy and the ethanol industry to secure resources and funding to facilitate the pilot program. The goal of the program is to convert up to 20 pump and tank systems to dispense biofuel that is at least 85% ethanol in areas of the State that have the highest population density and percentage of vehicles capable of receiving the fuel; and be it further

**Sec. 2. Report. Resolved:** That, no later than January 31, 2008, the Executive Department, State Planning Office, Office of Energy Independence and Security shall report its plan under section 1 along with any recommended legislation related to the plan to the Joint Standing Committee on Transportation. The Joint Standing Committee on Transportation may submit a bill related to the plan to the Second Regular Session of the 123rd Legislature.

See title page for effective date.

**CHAPTER 80**

**S.P. 407 - L.D. 1219**

**Resolve, To Study Flood Control and Water Storage**