

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 3, 2008 to June 13, 2009**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 12, 2009**

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

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**Augusta, Maine**  
**2009**

**CHAPTER 13  
H.P. 7 - L.D. 12**

**Resolve, Directing the  
Department of Professional  
and Financial Regulation To  
Amend Its Rules Governing  
Pastoral Counselors**

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

**Whereas,** this legislation needs to take effect before the expiration of the 90-day period in order for decisions regarding licensing of pastoral counselors to be made in a timely fashion; 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. Department of Professional and Financial Regulation, Office of Licensing and Registration, Board of Counseling Professionals Licensure to amend rules. Resolved:** That the Department of Professional and Financial Regulation, Office of Licensing and Registration, Board of Counseling Professionals Licensure shall amend its rules governing licensed pastoral counselors to provide that the requirement for 400 contact hours in clinical pastoral education in a program accredited by the Association for Clinical Pastoral Education be changed to a requirement for 400 contact hours in clinical pastoral education in a program accredited by the Association for Clinical Pastoral Education or an equivalent organization or a nonaccredited program determined equivalent by the board. Rulemaking undertaken pursuant to this resolve is routine technical rulemaking as described in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A; and be it further

**Sec. 2. Application. Resolved:** That the rules as amended pursuant to this resolve apply to an application for a license as a pastoral counselor filed from April 1, 2009 to June 1, 2009. Application materials that have been previously submitted to the Department of Professional and Financial Regulation, Office of Licensing and Registration, Board of Counseling Professionals Licensure are not required to be resubmitted for new applications during this time period.

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

Effective April 21, 2009.

**CHAPTER 14  
H.P. 386 - L.D. 541**

**Resolve, Regarding the  
Retention of Dealer Plates in  
Light of Recent Economic  
Conditions**

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

**Whereas,** it is important to provide immediate relief to small business owners and automobile dealers in light of recent economic conditions through a moratorium on dealer plate reductions and dealer license denials for failure to sell the required number of motor vehicles as provided in statute; 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. Moratorium on dealer plate reduction and dealer license denial. Resolved:** That, notwithstanding the Maine Revised Statutes, Title 29-A, section 903, the number of dealer plates lawfully possessed by a motor vehicle dealer may not be reduced and a motor vehicle dealer may not be denied renewal of that dealer's license from February 1, 2009 to August 31, 2010 solely because of a failure to meet minimum sales requirements under section 903, subsection 3; and be it further

**Sec. 2. Retroactivity. Resolved:** That this resolve applies retroactively to February 1, 2009.

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

Effective April 21, 2009.