

# 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**

the targeted research project. Following receipt and review of the report, the Joint Standing Committee on Education and Cultural Affairs may report out legislation to the Second Regular Session of the 124th Legislature.

See title page for effective date.

**CHAPTER 96**  
**S.P. 496 - L.D. 1361**

**Resolve, Directing the  
Department of Labor and the  
Department of Health and  
Human Services To Establish a  
Work Group To Clarify the  
Working Status of Respite  
Care and Shared Living  
Residential Service Providers  
for Individuals with  
Developmental Disabilities**

**Sec. 1. Work group established. Resolved:** That the Commissioner of Labor and the Commissioner of Health and Human Services, within existing resources, shall establish a work group, referred to in this resolve as "the work group," to review the status of certain direct support providers with respect to certain laws, such as those governing unemployment compensation, workers' compensation and minimum wage. The commissioners shall invite the participation of representatives from each department and representatives from affected organizations including the Workers' Compensation Board, the Maine State Employees Association and the Maine Association of Community Service Providers and its members; and be it further

**Sec. 2. Examine working status of providers. Resolved:** That the work group shall examine the services and tasks performed by respite care and shared living residential service providers for adults and children with developmental disabilities to determine if there are ways to clearly identify the working status of those providers. The work group shall also examine whether statutory or regulatory actions are needed to provide clarification of the providers' status; and be it further

**Sec. 3. Reporting date established. Resolved:** That the Commissioner of Labor and the Commissioner of Health and Human Services shall report the work group's findings and any recommendations to the Joint Standing Committee on Labor by December 15, 2009, along with any statutory changes required to clarify the status of respite care and shared living residential service providers; and be it further

**Sec. 4. Authority to introduce legislation. Resolved:** That the Joint Standing Committee on Labor may submit legislation to the Second Regular Session of the 124th Legislature to implement the recommendations of the work group.

See title page for effective date.

**CHAPTER 97**  
**H.P. 884 - L.D. 1265**

**Resolve, Regarding Low-profit  
Limited Liability Companies**

**Sec. 1. Bureau of Corporations, Elections and Commissions. Resolved:** That the Department of the Secretary of State, Bureau of Corporations, Elections and Commissions shall examine the concept of low-profit limited liability companies, review the legislation enacted and pending in other states concerning such entities and consult with attorneys who practice law concerning the types of entity to form as a business or nonprofit organization. The bureau shall report to the Joint Standing Committee on Judiciary no later than January 15, 2010 with recommendations concerning low-profit limited liability companies. The report may include recommended legislation. The Joint Standing Committee on Judiciary may report out legislation to the 124th Legislature in 2010 based on the report.

See title page for effective date.

**CHAPTER 98**  
**S.P. 412 - L.D. 1101**

**Resolve, To Understand and  
Assist in Efforts To Promote  
Science, Technology,  
Engineering and Math  
Education**

**Sec. 1. Collect information. Resolved:** That the Department of Education and the University of Maine System shall collect science, technology, engineering and math information and data by November 1, 2009 on science, technology, engineering and math initiatives in consultation with the State Board of Education, public and private partnerships, including pilot projects and nonprofit and other organizations and businesses that work on promoting science, technology, engineering and math initiatives through mentoring and other programs and any science, technology, engineering and math initiatives collaborative efforts; and be it further

**Sec. 2. Report. Resolved:** That with the data and information collected on science, technology, en-