

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 2010 to June 29, 2011

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 28, 2011

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

Augusta, Maine
2011

quirements for comparison with implementation methods in this State; and be it further

Sec. 2. Report. Resolved: That the Department of Health and Human Services shall submit a report to the Joint Standing Committee on Health and Human Services by January 1, 2012 that includes:

1. An itemization of federal "any willing provider" laws;
2. Provisions of the laws of this State and rules of the department that implement federal requirements;
3. An analysis of methods used in other states to implement federal requirements; and
4. Recommendations for changes in the laws of this State and rules of the department to give the State more authority to regulate for positive health outcomes, quality of care, meeting geographic need for services and controlling care costs.

See title page for effective date.

CHAPTER 62

H.P. 1124 - L.D. 1532

**Resolve, Directing the
Commissioner of Marine
Resources To Contract for an
Independent Analysis of the
Limited Entry Lobster
License System**

Sec. 1. Independent analysis. Resolved: That the Commissioner of Marine Resources shall contract for an independent analysis of the limited entry lobster license system under the Maine Revised Statutes, Title 12, section 6421. The analysis must include, but is not limited to, an evaluation of the limited entry system and determine whether the benefits, including the benefits of conservation, outweigh the costs, including the impact of restrictions on entry to the lobster fishing industry. The contract must be funded using existing resources of the Department of Marine Resources. The commissioner shall report on the analysis to the joint standing committee of the Legislature having jurisdiction over marine resources matters by January 15, 2013.

See title page for effective date.

CHAPTER 63

H.P. 517 - L.D. 688

**Resolve, To Facilitate
Participation in Individualized
Education Program Team
Meetings and Special
Education Dispute Resolution
Procedures**

Sec. 1. Alternative means of participation in special education meetings; rules. Resolved: That the Department of Education shall amend its rules in Chapter 101: Maine Unified Special Education Regulation Birth to Age Twenty in Section VI in the part concerning alternative means of meeting participation to require that schools permit the use of alternative means of meeting participation, such as individual or conference telephone calls and videoconferencing, to ensure that the parents of a child with a disability are able to have appropriate persons participate in individualized education program team meetings and special education dispute resolution procedures. The amendment to the rules must specify that a school administrative unit is not required to spend any funds to purchase additional equipment in order to comply with this provision; and be it further

Sec. 2. Provisional adoption of rules. Resolved: That the Department of Education shall provisionally adopt the amendments required under section 1 no later than December 1, 2011. Rules adopted pursuant to this section are major substantive rules as defined in the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

CHAPTER 64

S.P. 406 - L.D. 1309

**Resolve, To Encourage
Reciprocity between Maine
and New Hampshire in the
Reporting of Rabies
Vaccinations by Veterinarians**

Sec. 1. Reciprocity. Resolved: That the Commissioner of Agriculture, Food and Rural Resources shall invite the Commissioner of Agriculture, Markets and Food of New Hampshire to jointly develop a reciprocity agreement regarding the vaccination of dogs against rabies. The reciprocity agreement must detail a process by which a copy of a rabies vaccination certificate issued by a veterinarian in one state