

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTY-SECOND LEGISLATURE

SECOND REGULAR SESSION
JANUARY 7, 2026 to APRIL 29, 2026

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NONEMERGENCY LAWS IS
JULY 29, 2026

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

Augusta, Maine
2026

Sec. 3. Department of Health and Human Services to modify fee schedule; reimbursement rates for certain dental services. Resolved: That the Department of Health and Human Services shall provide for the following in its fee schedule for MaineCare reimbursement for dental services:

1. The temporary reimbursement rates for tooth extractions billed using current dental terminology code D7140 must, at a minimum, be maintained until June 30, 2028 or until rates established pursuant to a dental rate determination conducted according to the Maine Revised Statutes, Title 22, section 3173-J are effective, whichever is sooner; and

2. The temporary reimbursement rate for dental caries arresting medicament application billed using current dental terminology code D1354 must, at a minimum, be maintained until June 30, 2028 or until rates established pursuant to a dental rate determination conducted according to the Maine Revised Statutes, Title 22, section 3173-J are effective, whichever is sooner.

Sec. 4. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

HEALTH AND HUMAN SERVICES, DEPARTMENT OF

Medical Care - Payments to Providers 0147

Initiative: Provides funding for the Department of Health and Human Services to prohibit requirements for prior authorization for deep sedation or general anesthesia for dental services provided to MaineCare members and establish a reimbursement rate for these services at 67% of the commercial median benchmark.

GENERAL FUND	2025-26	2026-27
All Other	\$0	\$17,580
GENERAL FUND TOTAL	\$0	\$17,580
FEDERAL EXPENDITURES FUND	2025-26	2026-27
All Other	\$0	\$31,647
FEDERAL EXPENDITURES FUND TOTAL	\$0	\$31,647
FEDERAL BLOCK GRANT FUND	2025-26	2026-27
All Other	\$0	\$5,787
FEDERAL BLOCK GRANT FUND TOTAL	\$0	\$5,787

Sec. 5. Retroactivity. Resolved: That this resolve applies retroactively to July 1, 2026.

See title page for effective date.

CHAPTER 165

S.P. 181 - L.D. 395

Resolve, Establishing the Working Group to Develop Recommendations for Extending Federal Beneficial Laws to the Wabanaki Nations

Sec. 1. Working group established. Resolved: That the Working Group to Develop Recommendations for Extending Federal Beneficial Laws to the Wabanaki Nations, referred to in this resolve as "the working group," is established.

Sec. 2. Working group membership. Resolved: That, notwithstanding Joint Rule 353, the working group consists of the following members.

1. Two members of the Senate, appointed by the President of the Senate, including one member of the party holding the largest number of seats in the Legislature and one member of the party holding the 2nd largest number of seats in the Legislature.

2. Two members of the House of Representatives, appointed by the Speaker of the House of Representatives, including one member of the party holding the largest number of seats in the Legislature and one member of the party holding the 2nd largest number of seats in the Legislature.

The President of the Senate and the Speaker of the House of Representatives shall invite to participate as voting members of the working group the Chief of the Houlton Band of Maliseet Indians or the chief's designee; the Chief of the Mi'kmaq Nation or the chief's designee; the Chief of the Passamaquoddy Tribe at Sipayik or the chief's designee; the Chief of the Passamaquoddy Tribe at Motahkomikuk or the chief's designee; and the Chief of the Penobscot Nation or the chief's designee.

The President of the Senate and the Speaker of the House of Representatives also shall invite to participate as nonvoting ex officio members of the working group the Governor or the Governor's designee; the Attorney General or the Attorney General's designee; and the Managing Director of the Maine Indian Tribal-State Commission.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the working group.

Sec. 4. Appointments; convening of working group. Resolved: That all appointments must be made no later than 15 days following the effective date of this resolve. The appointing authorities shall notify the Executive Director of the Legislative Council

once all appointments have been made. When the appointment and invitation of all members has been completed, the chairs of the working group shall call and convene the first meeting of the working group. If 15 days or more after the effective date of this resolve a majority of but not all appointments have been made, the chairs may request authority and the Legislative Council may grant authority for the working group to meet and conduct its business.

Sec. 5. Duties. Resolved: That the working group shall review the federal Maine Indian Claims Settlement Act, Public Law 96-420, Sections 6(h) and 16(b), which provide that the laws and regulations of the United States that are generally applicable to, enacted for the benefit of or that relate to a special status or right of Indians, Indian tribes or lands owned by or held in trust for Indians or Indian tribes, referred to in this resolve as "federal beneficial laws," do not apply within the State if these laws or regulations affect or preempt the laws of the State. The working group shall develop and recommend legislative mechanisms for extending the benefits of federal beneficial laws to the Houlton Band of Maliseet Indians, the Mi'kmaq Nation, the Passamaquoddy Tribe and the Penobscot Nation notwithstanding these provisions of the federal Maine Indian Claims Settlement Act. The recommendations may identify particular federal beneficial laws that should not apply within the State or propose a review process to be employed when the application of a particular federal beneficial law within the State would have a specific and substantial disruptive and harmful effect on the State and its citizens. Each of the working group's recommendations must be made by consensus. For the purposes of this resolve, "consensus" means the consent of the members of the working group who are representatives of the tribe or tribes affected by a particular recommendation and a majority of the legislative members of the working group.

Sec. 6. Quorum. Resolved: That a quorum of the working group consists of at least 3 members who are representatives of the tribes and at least 3 members who are members of the Legislature.

Sec. 7. Staffing assistance. Resolved: That the Legislative Council shall provide necessary staffing services to the working group, except that Legislative Council staff support is not authorized when the Legislature is in regular or special session.

Sec. 8. Report. Resolved: That, notwithstanding Joint Rule 353, no later than December 2, 2026, the working group shall submit a report to the joint standing committee of the Legislature having jurisdiction over judiciary matters that includes its findings and consensus recommendations, including any suggested legislation. The joint standing committee may report out legislation based on the consensus-based recommenda-

tions of the working group to the 133rd Legislature in 2027.

See title page for effective date.

CHAPTER 166

H.P. 414 - L.D. 646

Resolve, Establishing the Commission to Study Unmanaged Storm Water Pollution

Sec. 1. Commission established. Resolved: That the Commission to Study Unmanaged Storm Water Pollution, referred to in this resolve as "the commission," is established.

Sec. 2. Commission membership. Resolved: That, notwithstanding Joint Rule 353, the commission consists of 13 members appointed as follows:

1. Two members of the Senate appointed by the President of the Senate, including one member from each of the 2 parties holding the largest number of seats in the Legislature;
2. Three members of the House of Representatives appointed by the Speaker of the House, including at least one member from each of the 2 parties holding the largest number of seats in the Legislature;
3. One representative of an environmental group, appointed by the President of the Senate;
4. One representative who is an engineer with expertise in the design and implementation of storm water planning for development purposes, appointed by the President of the Senate;
5. One representative of municipal government, appointed by the Speaker of the House;
6. One representative of the development industry, appointed by the Speaker of the House;
7. The Commissioner of Environmental Protection or the commissioner's designee;
8. The Commissioner of Inland Fisheries and Wildlife or the commissioner's designee;
9. The Commissioner of Marine Resources or the commissioner's designee; and
10. The Commissioner of Transportation or the commissioner's designee.

Sec. 3. Chairs. Resolved: That the first-named Senate member is the Senate chair and the first-named House of Representatives member is the House chair of the commission.