

# MAINE STATE LEGISLATURE

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LAWS  
OF THE  
STATE OF MAINE  
AS PASSED BY THE  
One Hundred and Sixth Legislature  
1ST SPECIAL SESSION  
JANUARY 2, 1974 TO MARCH 29, 1974  
AND BY THE  
One Hundred and Seventh Legislature  
REGULAR SESSION  
JANUARY 1, 1975 TO JULY 2, 1975

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN  
ACCORDANCE WITH THE REVISED STATUTES OF 1964, TITLE 3,  
SECTION 164, SUBSECTION 6.

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THE KNOWLTON AND MCLEARY COMPANY  
FARMINGTON, MAINE  
1975

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

AS PASSED BY THE  
One Hundred and Seventh Legislature

1975

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under this chapter, and notwithstanding any other provision of this chapter, whenever the contract provides for payment or reimbursement for mental health services, payment or reimbursement for the provision of these services shall not be denied because the services are provided by a contracting licensed psychologist who is trained and received a doctorate in psychology specializing in the evaluation and treatment of human behavior, acting within the scope of his or her license. Subject to approval by the Superintendent of Insurance pursuant to sections 2305 and 2316, a nonprofit hospital or medical service organization incorporated under this chapter shall offer contracts to psychologists licensed pursuant to Title 32, section 3831, subsection 2, authorizing the provision of mental health services by psychologists within the scope of this licensure, if the nonprofit hospital or medical service organization provides mental health services in contracts with subscribers. This subsection shall apply to all contracts between a subscriber and a nonprofit hospital or medical service organization entered into or renewed after January 1, 1976.

3. Nothing in subsection 2 shall be construed to require a nonprofit hospital or medical service organization to provide contract coverage for mental health services.

Effective October 1, 1975

## CHAPTER 582

### AN ACT to Extend the Provisions of the Energy Emergency Proclamation.

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

Whereas, the authority conferred under the Revised Statutes, Title 37-A, section 57, subsection 2, Energy Emergency Proclamation, expired at midnight February 28, 1975; and

Whereas, in the absence of this authority the State's ability to respond to an actual or impending acute shortage of useable energy resources is severely restricted; and

Whereas, this legislation is necessary in order to restore and extend the authority relating to energy emergencies; 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 enacted by the People of the State of Maine, as follows:*

**Sec. 1.** 37-A MRSA § 57, sub-§ 2, ¶ C, sub-¶ (2), first sentence, as enacted by PL 373, c. 757, § 2, is amended to read:

The enforcement powers granted in the 3rd and 4th paragraphs subsections 7 and 8 of section 59 and the enforcement powers granted in section 69, unless the Governor specifically invokes these powers by an order issued pursuant to an energy emergency proclamation and approved by a majority of the membership of the Legislative Council.

Sec. 2. 37-A MRSA § 57, sub-§ 2, ¶ G, as enacted by PL 1973, c. 757, § 2, is repealed.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective June 25, 1975

## CHAPTER 583

**AN ACT to Create the Maine Correctional Advisory Commission.**

*Be it enacted by the People of the State of Maine, as follows:*

34 MRSA § 525-A is enacted to read:

§ 525-A. Maine Correctional Advisory Commission

There is established the Maine Correctional Advisory Commission, composed of 12 members, consisting of one Member from the House of Representatives appointed by the Speaker of the House and one Member from the Senate appointed by the President of the Senate, and 10 representative citizens, appointed by the Governor, including at least one full-time non-administrative employee from the correctional system and at least one former inmate of the correctional system. The Governor shall designate the chairman. Of the first gubernatorial appointments, 4 shall be for a term of 3 years, 3 shall be for a term of 2 years and 3 shall be for a term of one year. Thereafter, appointments shall be made for a term of 3 years. Each member of the commission may receive his actual and necessary expenses incurred in the performance of duties pertaining to his office. In addition, the commission shall be authorized to receive public and private grants to aid in defraying the costs of its operation.

The duties of the Maine Correctional Advisory Commission shall be to act in an advisory capacity to the commissioner and to the Director of the Bureau of Corrections in assessing present programs, planning future programs and in developing on-going policies to meet the correctional needs of the State of Maine. To this end, the commission shall regularly advise the executive, legislative and judicial branches of government concerning correctional policy and shall issue a report containing the results of its studies to the Legislature, the Governor and the commissioner on December 31st of each year. The commission shall meet as often as necessary, at the discretion of its chairman, and shall adopt its own rules of procedure necessary to carry out its duties.

Effective October 1, 1975

## CHAPTER 584

**AN ACT to Require the Commissioner of Agriculture to Report Yearly to the Legislature on Methods of Stimulating and Encouraging the Growth and Modernization of Agricultural Enterprises.**

*Be it enacted by the People of the State of Maine, as follows:*

7 MRSA § 2, sub-§ 5 is enacted to read: