

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINTH LEGISLATURE

AT THE

SECOND REGULAR SESSION

January 2, 1980 to April 3, 1980

AND AT THE

THIRD SPECIAL SESSION

May 22, 1980

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

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PUBLIC LAWS
OF THE
STATE OF MAINE
AS PASSED AT THE
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CHAPTER 905

CERTIFICATION OF ELIGIBILITY FOR ELDERLY LOW COST DRUG PROGRAM

§ 6161. Purpose

The purpose of this chapter is to determine and certify the eligibility status of individuals for the elderly low cost drug program.

§ 6162. Eligibility criteria; appeal

All individuals who meet the age and income criteria of the Elderly Householders Tax and Rent Refund Act are eligible for the Elderly Low Cost Drug Program described in Title 22, section 254 if they are legal residents of Maine at the time the application is filed, except that individuals receiving state supplemental income benefits or relinquishing residency are ineligible for that program.

The eligibility decision, made by the State Tax Assessor or his designee, shall be final, subject to appeal in accordance with the Maine Administrative Procedure Act.

§ 6163. Administration

The State Tax Assessor shall make available suitable applications with instructions for applicants. The State Tax Assessor shall accept applications for eligibility throughout the year and no application may be denied on the basis that it was not submitted before a deadline set by the State Tax Assessor.

§ 6164. Certification

The State Tax Assessor shall annually issue an identification certificate to eligible applicants. The certificate shall be valid for the 15-month period beginning October 1st of the current calendar year through December 31st of the following year.

Effective July 3, 1980

CHAPTER 727

H. P. 1756 — L. D. 1882

AN ACT to Provide for the Education of Preschool Handicapped Children.

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

Sec. 1. 20 MRSA c. 406 is enacted to read:

CHAPTER 406

PRESCHOOL HANDICAPPED CHILDREN

§ 3201. Purpose

The purpose of this chapter is to maintain coordinated delivery systems for preschool handicapped children based on the models developed through pilot projects.

§ 3202. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. **Preschool handicapped children.** "Preschool handicapped children" means any child who has attained 3 years of age on or before October 15th of any school year and who has not yet attained the age of 5 on or before October 15th of any school year, and who requires special services in the areas of vision, hearing, speech and language, cerebral or perceptual functions, physical mobility functions, behavior, mental development or maturation, or any combination thereof, as defined by the commissioner, so that his educational potential may be realized.

2. **Services.** "Services" means those activities undertaken to screen, evaluate and provide special education and related services to preschool handicapped children.

§ 3203. Authorization for expenditure of funds

The commissioner may, from funds authorized to the department, make grants to agencies, institutions and school administrative units to enable them to establish local coordinated delivery systems to serve preschool handicapped children. Grants will be made on a competitive basis, according to guidelines established by the department. The guidelines will assure participation at the local level by programs and agencies currently serving preschool handicapped children, and shall require that existing resources for providing services to preschool handicapped children be exhausted prior to using grant funds to provide services.

§ 3204. Interdepartmental coordination

An Interdepartmental Coordinating Committee for Preschool Handicapped Children, representing the Department of Educational and Cultural Services, the Department of Human Services, the Department of Mental Health and Corrections and the public sector, shall be appointed by the 3 commissioners to

work with the department to establish grant guidelines, including continuation applications, to monitor grants and to evaluate the performance of programs developed through the grants.

§ 3205. Early childhood consultant

The position of early childhood consultant to the Division of Special Education shall be established to direct the department's participation in the coordinated delivery system for preschool handicapped children in the State.

Sec. 2. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1980-81
EDUCATIONAL AND CULTURAL SERVICES, DEPARTMENT OF	
Positions	(1)
Personal Services	\$ 19,000
All Other	326,000

If federal funds should become available for this purpose under federal catalog number 13-449 or any other applicable federal program, such federal funds shall be used in place of this appropriation or any part thereof. Any balance left in this account shall not be transferred but shall lapse to the General Fund.

Total	\$345,000
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Sec. 3. Appropriation. The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1979-80	1980-81
EDUCATIONAL AND CULTURAL SERVICES, DEPARTMENT OF		
Kennebec Valley Vocational-Technical Institute		
Positions	(5)	(5)
Personal Services	\$(31,280)	\$31,280

Effective July 3, 1980