

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWELFTH LEGISLATURE

SECOND REGULAR SESSION
January 8, 1986 to April 16, 1986

SECOND SPECIAL SESSION
May 28, 1986 to May 30, 1986

AND AT THE

THIRD SPECIAL SESSION
October 17, 1986

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

J.S. McCarthy Co., Inc.
Augusta, Maine

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND TWELFTH LEGISLATURE
1985

§2844. Coordination of benefits

Provisions contained in group health insurance contracts relating to coordination of benefits payable under the contract and under other plans of insurance or of health care coverage under which a certificate holder or his dependents may be covered shall conform to rules promulgated by the superintendent. These rules may establish uniformity in the permissive use of coordination of benefits provisions in order to avoid claim delays and misunderstandings that otherwise result from the use of inconsistent or incompatible provisions among the several insurers and nonprofit hospital, medical service and health care plans.

Effective July 16, 1986.

CHAPTER 527

H.P. 1234 - L.D. 1743

AN ACT to Amend the Maine Community Services Act.

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

Sec. 1. 5 MRSA §3512, first ¶, as enacted by PL 1983, c. 176, Pt. A, §3, is amended to read:

It is the purpose and intent of this Act to delineate a system of community services and community action agencies to enhance and stimulate economic opportunity and self-sufficiency for all citizens. It is the purpose of this system to assure an effective focusing of private, local, state and federal resources upon these goals, enabling disadvantaged citizens and their families to attain the skills, knowledge, motivation and opportunities needed to become self-sufficient.

Sec. 2. 5 MRSA §3513, sub-§5, as enacted by PL 1983, c. 176, Pt. A, §3, is amended to read:

5. Poverty level. "Poverty level" means the official poverty level issued by the United States Secretary of Health and Human Services pursuant to the United States Omnibus Budget Reconciliation Act of

1981, Section 673(2), United States Code, Title 42, Section 9902 Director of the United States Office of Management and Budget.

Sec. 3. 5 MRSA §3514, as amended by PL 1985, c. 229, §1, is further amended to read:

§3514. Division of Community Services

There is established, to carry out the purposes of this chapter, the Division of Community Services in the Executive Department, which shall carry out the responsibilities of State Government relating to planning and financing community services and community action agencies and shall administer state and federal community services' programs and other block grants that may be available, including, but not limited to, energy assistance, weatherization energy conservation, food assistance and Head Start.

Sec. 4. 5 MRSA §3515, sub-§2, ¶E, as enacted by PL 1983, c. 176, Pt. A, §3, is amended to read:

E. Advise the Governor and other officials of State Government on matters relating to fuel assistance programs and weatherization energy conservation services for low income people, and other authorized programs and services of the division;

Sec. 5. 5 MRSA §3517, sub-§2, as enacted by PL 1983, c. 176, Pt. A, §3, is amended to read:

2. Membership. The Community Services Advisory Board shall consist of the following 12 members: One member of the House of Representatives to be appointed by the Speaker of the House of Representatives, to serve a term of 4 years; one member of the Senate to be appointed by the President of the Senate, to serve a term of 4 years; the Director of Community Services, to serve ex officio; and 9 members, to be appointed by the Governor, who shall serve 4-year terms, except those first appointed, who shall serve terms as follows: An executive director of a community action agency to serve for 3 years; an elected municipal official from one of the municipalities which act as local program operators who is informed about the perspectives and concerns of community action agencies to serve for 3 years; 2 representatives from boards of directors of community action agencies, one to serve for 4 years, the other to serve for 2 years; 2 recipients of assistance or service from a subgrantee of the Division of Community Services, one to serve for 4 years and one to serve

for 2 years; and 3 members from the general public, one to serve for 2 years, one to serve for 3 years, and one to serve for 4 years. Each member shall hold office until a successor has been duly appointed and has qualified. Vacancies shall be filled by appointment for the unexpired term.

Attention shall be given towards ensuring that statewide geographic representation is reflected in the board's membership. A chairman shall be elected by a majority vote of the board.

Sec. 6. 5 MRSA §3518, sub-§1, as amended by PL 1985, c. 229, §2, is further amended to read:

1. Federal, state and other funds. Through plans and contracts developed with advice from the board, the division shall obtain, distribute and administer federal, state and other community services' funds, including block grants, energy assistance, ~~weatherization~~ energy conservation, food assistance, Head Start and other funds as may become available. Any balances of funds appropriated to the Division of Community Services remaining at the end of a fiscal year shall not lapse, but shall be carried forward from year to year to be expended for the same purpose.

Sec. 7. 5 MRSA §3524 is enacted to read:

§3524. Penalty

Whoever knowingly uses, transfers, acquires or possesses fuel, provided through fuel assistance, in any manner not authorized by this chapter or the rules issued under this chapter is guilty of a Class E crime.

Sec. 8. 22 MRSA c. 1458, as amended, is repealed.

Effective July 16, 1986.

CHAPTER 528

S.P. 675 - L.D. 1748

AN ACT to Allow Administrative Agencies to
Continue to Adopt Emergency Rules
Where Necessary.