

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND THIRTEENTH LEGISLATURE

FIRST SPECIAL SESSION

October 9, 1987 to October 10, 1987

SECOND SPECIAL SESSION

October 21, 1987 to November 20, 1987

and the

SECOND REGULAR SESSION

January 6, 1988 to May 5, 1988

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

Twin City Printery
Lewiston, Maine
1988

PUBLIC LAWS

OF THE

STATE OF MAINE

AS PASSED AT THE
FIRST AND SECOND SPECIAL SESSIONS
and
SECOND REGULAR SESSION
of the
ONE HUNDRED AND THIRTEENTH LEGISLATURE
1987

Sec. 4. Allocation. The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Act.

	1988-89
<u>HUMAN SERVICES, DEPARTMENT OF</u>	
Medical Care — Payments to Providers	
All Other	\$331,261

Effective August 4, 1988.

CHAPTER 836

S.P. 945 — L.D. 2492

AN ACT to Expand the Medicaid Dental Program to Include Adults.

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

Sec. 1. 22 MRSA §3174-E is enacted to read:

§3174-E. Coverage for adult dental services

1. Coverage provided. The Department of Human Services shall provide dental services, reimbursed under the United States Social Security Act, Title XIX, or successors to it, to individuals 21 years of age and over, limited to:

A. Acute surgical care directly related to an accident where traumatic injury has occurred. This coverage will only be provided for the first 3 months after the accident;

B. Oral surgical and related medical procedures not involving the dentition and gingiva;

C. Extraction of teeth which are severely decayed and which pose a serious threat of infection during a major surgical procedure of the cardiovascular system, the skeletal system or during radiation therapy for a malignant tumor;

D. Treatment necessary to relieve pain, eliminate infection, prevent imminent tooth loss; and

E. The provision of total dentures when necessary to correct masticatory deficiencies likely to impair general health, including necessary adjustments, re-lines, repairs and replacements.

2. Report and study. The Bureau of Medical Services shall, prior to January 30, 1990:

A. Report to the joint standing committee of the Legislature having jurisdiction over human resources on the experience of this program, including:

- (1) The number of individuals assisted by the program;
- (2) The services provided to those individuals;
- (3) The cost of services provided;
- (4) Any significant limitations that have become apparent in the scope of service provided; and
- (5) Recommendations and rationale for any expansion of service that appears necessary; and

B. Study the feasibility of contracting with a prepaid dental plan, health maintenance organization, or other entity for the provision of Medicaid dental services to individuals 21 years of age and over and submit the results of that study, together with any recommendations, to the joint standing committee of the Legislature having jurisdiction over human resources.

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

	1988-89
<u>HUMAN SERVICES, DEPARTMENT OF</u>	
Payment to Providers of Medical Care	
All Other	\$215,000
Provides funds to cover certain dental services to Medicaid-eligible adults.	

Sec. 3. Allocation. The following funds are allocated from the Federal Expenditure Fund to carry out the purposes of this Act.

	1988-89
<u>HUMAN SERVICES, DEPARTMENT OF</u>	
Payment to Providers of Medical Care	
All Other	\$433,887
Provides funds to cover certain dental services to Medicaid-eligible adults.	

Sec. 4. Effective date. This Act shall take effect on January 1, 1989.

Effective January 1, 1989.

CHAPTER 837

S.P. 794 — L.D. 2091

AN ACT to Establish a Pilot Program for Transitional Services for Department of Mental Health and Mental Retardation Clients Between the Ages of 20 and 26.

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

Sec. 1. 34-B MRSA §5609 is enacted to read:

§5609. Habilitation and vocational rehabilitation services

1. Habilitation services. The Department of Mental Health and Mental Retardation, through the Bureau of Mental Retardation, and the Department of Human Services, through the Bureau of Rehabilitation, shall provide, to the extent of the resources available, for those habilitation and vocational rehabilitation services, defined in Title 22, section 3054, subsection 8, and any other service, including, but not limited to, supported employment including work in rehabilitation facilities and work centers, as defined in Title 5, chapter 155, subchapter II; job coaching; transportation, recreational and leisure services; and respite or day programs designed in consultation with an interdisciplinary team, as defined in section 5461, subsection 7, in order to make available to clients, as defined in section 5461, subsection 2, services that are otherwise not obtainable, in the following order of priority:

A. Those clients living at home or in unsubsidized foster care who are between the ages of 20 and 26 and are not receiving any day program; and

B. All other clients who are between the ages of 20 and 26 and are not receiving an appropriate day program.

For purposes of this section, an interdisciplinary team shall include the client and a member of the client's family or the client's guardian.

2. Payment for service. The Bureau of Mental Retardation shall establish a voucher system to allow the interdisciplinary team to incorporate only those services deemed critical and otherwise unavailable into a program, including work, habilitation and other services designated in subsection 1, when appropriate. The bureau shall establish a limit on the amount of transitional services available to clients eligible for services under this section.

3. Rules. The Bureau of Mental Retardation shall promulgate rules in accordance with the Maine Administrative Procedure Act, Title 5, chapter 375, to establish a transitional program under subsections 1 and 2.

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

1988-89

MENTAL HEALTH AND MENTAL
RETARDATION, DEPARTMENT OF

Bureau of Mental Retardation

All Other

\$225,000

Provides funds for a pilot program for transitional services for bureau clients between the ages of 20 and 26.

Sec. 3. **Report to the Legislature.** The Department of Mental Health and Mental Retardation shall report to the joint standing committee having jurisdiction over human resources no later than March 1, 1989. This department shall report to the Legislature concerning the implementation and operation of the pilot project established by this Act.

Effective August 4, 1988.

CHAPTER 838

H.P. 1775 — L.D. 2428

AN ACT to Increase the Frequency of Restaurant Inspections.

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

Sec. 1. 22 MRSA §2494, as amended by PL 1983, c. 553, §20, is further amended to read:

§2494. Fees

Each application for, or for renewal of, a license to operate an eating establishment, eating and lodging place, lodging place, recreational camp or camping area within the meaning of this chapter shall be accompanied by a fee, appropriate to the size of the establishment, place, camp or area of the licensee, determined by the department and not to exceed \$40 the fees listed below. All fees collected by the department shall be deposited in the General Fund. No such fee may be refunded. No license may be assignable or transferable. The fees may not exceed:

1. Forty dollars. Forty dollars for:

A. Public schools governed by a school board of an administrative unit;

B. Private secondary schools approved for tuition when school enrollments are at least 60% publicly funded students as determined by the previous school year's October to April average enrollment; and

C. Schools operated by an agency of State Government for the education of children in unorganized territories;

2. Ten dollars. Ten dollars for each inspection for any eating establishment which is located in a municipality which requires local inspections of eating establishments; and