

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**  
**ONE HUNDRED AND SEVENTEENTH LEGISLATURE**

**SECOND SPECIAL SESSION**  
**September 5, 1996 to September 7, 1996**

**ONE HUNDRED AND EIGHTEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 4, 1996 to March 27, 1997**

**FIRST SPECIAL SESSION**  
**March 27, 1997 to June 20, 1997**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 26, 1997**

**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 19, 1997**

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

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1997**

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**RESOLVES OF THE STATE OF MAINE  
AS PASSED AT  
THE FIRST SPECIAL SESSION OF THE  
ONE HUNDRED AND EIGHTEENTH LEGISLATURE  
1997**

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**CHAPTER 12**

**S.P. 265 - L.D. 873**

**Resolve, to Appoint a Study Group to  
Determine How to Consolidate and  
Preserve the Health Sciences Library  
in Maine**

**Sec. 1. Study group established. Resolved:** That the State Librarian shall appoint a study group to determine how best to consolidate and preserve the health sciences library resources of State Government. The study group shall consist of representatives of the Department of Human Services; the Department of Mental Health, Mental Retardation and Substance Abuse Services; the Maine Library Association; the Health Science Libraries Information Consortium; the Jose Castellanos Medical Library at the Augusta Mental Health Institute and other persons the State Librarian considers appropriate; and be it further

**Sec. 2. Duties. Resolved:** That the study group shall determine what health sciences resources exist in State Government. The study group shall develop a plan to preserve those resources so that they will be available to state and local government agencies. The study group shall submit a report of its findings, including any accompanying legislation, to the Second Regular Session of the 118th Legislature by December 1, 1997; and be it further

**Sec. 3. Compensation. Resolved:** That the members of the study group shall serve without compensation.

See title page for effective date.

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**CHAPTER 13**

**H.P. 874 - L.D. 1191**

**Resolve, Regarding Legislative  
Review of Chapter 850, Health Plan  
Accountability, a Major Substantive  
Rule of the Department of  
Professional and Financial  
Regulation, Bureau of Insurance**

**Emergency preamble. Whereas,** Acts and resolves of the Legislature do not become effective

until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** the Maine Administrative Procedure Act, Title 5, chapter 375, subchapter II-A, requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

**Whereas,** the above named major substantive rule has been submitted to the Legislature for review; and

**Whereas,** immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; 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

**Sec. 1. Adoption. Resolved:** That final adoption of Chapter 850, Health Plan Accountability, a provisionally adopted major substantive rule of the Department of Professional and Financial Regulation, Bureau of Insurance, and submitted to the Legislature for review pursuant to the Maine Administrative Procedure Act, is authorized.

**Emergency clause.** In view of the emergency cited in the preamble, this resolve takes effect when approved.

Effective April 14, 1997.

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**CHAPTER 14**

**H.P. 873 - L.D. 1190**

**Resolve, Regarding Legislative  
Review of Chapter 840: Private  
Purchasing Alliances, a Major  
Substantive Rule of the Department  
of Professional and Financial  
Regulation, Bureau of Insurance**

**Emergency preamble. Whereas,** Acts and resolves of the Legislature do not become effective

until 90 days after adjournment unless enacted as emergencies; and

**Whereas**, the Maine Administrative Procedure Act, Title 5, chapter 375, subchapter II-A, requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

**Whereas**, the above named major substantive rule has been submitted to the Legislature for review; and

**Whereas**, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; 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

**Sec. 1. Adoption. Resolved:** That final adoption of Chapter 840, Private Purchasing Alliances, a provisionally adopted major substantive rule of the Department of Professional and Financial Regulation, Bureau of Insurance, and submitted to the Legislature for review pursuant to the Maine Administrative Procedure Act, is authorized; and be it further

**Sec. 2. Allocation. Resolved:** That the following funds are allocated from Other Special Revenue to carry out the purposes of this resolve.

1997-98

**PROFESSIONAL AND  
FINANCIAL REGULATION,  
DEPARTMENT OF**

**Bureau of Insurance**

All Other	\$100,000
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Allocates funds to cover the costs of examining private purchasing alliances.

**Emergency clause.** In view of the emergency cited in the preamble, this resolve takes effect when approved.

Effective April 18, 1997.

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**CHAPTER 15**

**H.P. 829 - L.D. 1134**

**Resolve, Regarding Legislative  
Review of Chapter 21 (21.03),  
Amendments to License Agent  
Reporting Requirements, a Major  
Substantive Rule of the Department  
of Inland Fisheries and Wildlife**

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

**Whereas**, the Maine Administrative Procedure Act, Title 5, chapter 375, subchapter II-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

**Whereas**, the above named major substantive rule has been submitted to the Legislature for review; and

**Whereas**, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; 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

**Sec. 1. Adoption. Resolved:** That final adoption of Chapter 21 (21.03), Amendments to License Agent Reporting Requirements, a provisionally adopted major substantive rule of the Department of Inland Fisheries and Wildlife, and submitted to the Legislature for review pursuant to the Maine Administrative Procedure Act, is authorized.

**Emergency clause.** In view of the emergency cited in the preamble, this resolve takes effect when approved.

Effective April 18, 1997.

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**CHAPTER 16**

**H.P. 162 - L.D. 204**

**Resolve, to Authorize the  
Electricians' Examining Board to  
Study the Need for Continuing  
Education Among Helper  
Electricians**