

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**  
**ONE HUNDRED AND TWENTIETH LEGISLATURE**  
**FIRST REGULAR SESSION**  
**December 6, 2000 to June 22, 2001**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 21, 2001**

**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**  
**2001**

have enacted laws or rules more protective of consumer privacy;

2. Decisions by the Federal Trade Commission on the enforcement of state privacy laws that differ from the federal law and regulations against federally chartered financial institutions or credit unions authorized to do business in this State; and

3. The extent to which complaints have been made by consumers related to the sharing of personal information and any enforcement actions taken by agencies within the Department of Professional and Financial Regulation.

See title page for effective date.

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**CHAPTER 263**

**H.P. 1158 - L.D. 1558**

**An Act to Amend the Licensing and Survey Requirements for Residential Care Facilities and Congregate Housing Services Programs**

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

**Sec. 1. 22 MRSA §7802, sub-§1, ¶E**, as amended by PL 1995, c. 670, Pt. B, §6 and affected by Pt. D, §5, is repealed and the following enacted in its place:

E. A 2-year full license may be issued by the department for a residential care facility or a congregate housing service program as long as it is in substantial compliance with licensing rules and has no history of health or safety violations.

**Sec. 2. 22 MRSA §7802, sub-§2, ¶D**, as amended by PL 1983, c. 602, §2, is further amended to read:

~~D. Regardless of the term of the license or approval, the~~ The department shall monitor inspect for continued compliance with applicable laws and rules on at least an annual basis prior to the expiration of the license or approval.

**Sec. 3. 22 MRSA §7802, sub-§2, ¶E** is enacted to read:

E. Residential care facilities and congregate housing services programs for which a license has been issued must be periodically inspected for continued compliance with applicable laws and rules under the rules to be established by the department. Rules adopted pursuant to this sec-

tion are routine technical rules as defined in Title 5, chapter 375, subchapter II-A.

See title page for effective date.

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**CHAPTER 264**

**H.P. 1265 - L.D. 1716**

**An Act to Improve Child Support Services**

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

**Sec. 1. 19-A MRSA §2001, sub-§4**, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is repealed and the following enacted in its place:

**4. Extraordinary medical expenses.** "Extraordinary medical expenses" means recurring, uninsured medical expenses in excess of \$250 per child or group of children per year that can reasonably be predicted by the court or hearing officer at the time of establishment or modification of a support order. Responsibility for nonrecurring or subsequently occurring uninsured medical expenses in excess of \$250 in the aggregate per child or group of children supported per year must be divided between the parties in proportion to their adjusted gross incomes. These expenses include, but are not limited to, insurance copayments and deductibles, reasonable and necessary costs for orthodontia, dental treatment, eye care, eyeglasses, prescriptions, asthma treatment, physical therapy, chronic health problems and professional counseling or psychiatric therapy for diagnosed mental disorders.

**Sec. 2. 19-A MRSA §2001, sub-§5, ¶F**, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is repealed.

**Sec. 3. 19-A MRSA §2006, sub-§3**, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

**3. Total support obligation.** The total support obligation is determined by adding the child care costs, health insurance premiums and extraordinary medical expenses to the basic support entitlement as follows.

A. When each child is under the age of 12 years, the sums actually being expended for child care costs must be added to the basic support entitlement to determine the total support obligation.

B. If a child is incurring extraordinary medical expenses, the future incidence of which is determinable because of the permanent, chronic or