

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**  
**ONE HUNDRED AND TWENTY-FIRST LEGISLATURE**

**FIRST SPECIAL SESSION**  
**August 21, 2003 to August 22, 2003**

**The General Effective Date For**  
**First Special Session**  
**Non-Emergency Laws Is**  
**November 22, 2003**

**SECOND REGULAR SESSION**  
**January 7, 2004 to January 30, 2004**

**The General Effective Date For**  
**Second Regular Session**  
**Non-Emergency Laws Is**  
**April 30, 2004**

**SECOND SPECIAL SESSION**  
**February 3, 2004 to April 30, 2004**

**The General Effective Date For**  
**Second Special Session**  
**Non-Emergency Laws Is**  
**July 30, 2004**

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

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2004**

Sec. 1. 29-A MRSA §524-A is enacted to read:

**§524-A. Wabanaki registration plates**

No later than November 1, 2005, the Secretary of State shall issue Wabanaki registration plates to members of federally recognized tribes in the State pursuant to this section.

1. **Wabanaki registration plates.** The Secretary of State, upon receiving an application and evidence of payment of the registration fee required by section 501, the excise tax required by Title 36, section 1482 and a statement signed by a tribal official from a federally recognized tribe within the Wabanaki Confederacy proving the applicant's membership in the tribe, shall issue a registration certificate and a set of Wabanaki registration plates to be used in lieu of regular registration plates. These plates must bear identification numbers and letters and the word "Wabanaki."

2. **Reimbursement for production and issuance costs for plates.** The Wabanaki Confederacy shall pay all costs associated with the initial production and issuance of the plates and shall provide payment to the Secretary of State for the costs to replenish the Wabanaki plate inventory.

3. **Design.** The Secretary of State, in consultation with the Wabanaki Confederacy, shall determine a design for the Wabanaki registration plates. The joint standing committee of the Legislature having jurisdiction over transportation matters shall review the final design prior to manufacture of the plates. Upon request, the Secretary of State shall issue Wabanaki plates that are also vanity plates. Wabanaki plates are issued in accordance with the provisions of this section and section 453.

4. **Renewal fee.** The renewal fee for the Wabanaki plate is the regular motor vehicle registration fee required by section 501.

5. **Duplicate plates.** The Secretary of State shall issue Wabanaki plates in a 3-number and 3-letter combination sequence. Vanity plates may not duplicate vanity plates issued in another class of plate.

6. **Weight limit.** A Wabanaki plate may be issued for a motor vehicle that does not exceed 9,000 pounds. A motor vehicle that exceeds 6,000 pounds is subject to the fees in section 504.

See title page for effective date.

**CHAPTER 684**

S.P. 613 - L.D. 1681

**An Act To Make Principles of Reimbursement for Intermediate Care Facilities for the Mentally Retarded Major Substantive Rules**

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

**Sec. 1. 22 MRSA §3187**, as amended by PL 1995, c. 462, Pt. A, §43, is further amended to read:

**§3187. Principles of reimbursement; rules**

The department shall meet annually with providers of ~~community-based~~ community-based intermediate care facilities for the mentally retarded to review current principles of reimbursement under the federal Social Security Act, Title XIX, 42 United States Code, ~~chapter~~ Chapter 7, and discuss necessary and appropriate changes.

Principles of reimbursement established for intermediate care facilities for the mentally retarded ~~shall assure~~ must ensure maximum flexibility enabling facilities to shift variable cost funds within accounts established pursuant to the principles. These principles ~~shall~~ may not set any artificial limits on specific variable cost accounts as long as facility totals are met.

Rules regarding principles of reimbursement for intermediate care facilities for the mentally retarded adopted pursuant to section 3173 are major substantive rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

**CHAPTER 685**

S.P. 620 - L.D. 1688

**An Act To Clarify the Law Regarding Interpreting Services for People Who Are Deaf or Hard-of-hearing**

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

**Sec. 1. 5 MRSA §48**, as amended by PL 1999, c. 399, §1 and affected by §20, is repealed.

**Sec. 2. 5 MRSA §48-A** is enacted to read: