

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-SECOND LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 1, 2004 to March 30, 2005**

**FIRST SPECIAL SESSION**  
**April 4, 2005 to June 18, 2005**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JUNE 29, 2005**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 17, 2005**

**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**  
**2005**

**Whereas**, this legislation delays the expiration of those resolves by 5 years; 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. Resolve 1999, c. 56, §8, amended. Resolved:** That Resolve 1999, c. 56, §8, as amended by Resolve 2001, c. 76, §1, is amended to read:

**Sec. 8. Sunset provision. Resolved:** That this resolve is repealed 3 years from its effective date, except that, with respect to the portion of the Kennebec Arsenal referenced in section 3, subsection 2 of this resolve, this resolve is repealed on June 9, 2005 2010.

; and be it further

**Sec. 2. Resolve 1999, c. 114, §7, amended. Resolved:** That Resolve 1999, c. 114, §7 is amended to read:

**Sec. 7. Repealed. Resolved:** That this resolve is repealed ~~5 years from its effective date~~ August 11, 2010.

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

Effective June 7, 2005.

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## CHAPTER 99

H.P. 452 - L.D. 619

### Resolve, Directing the Department of Health and Human Services, Bureau of Health To Review Youth Camp Counselor Hiring Practices

**Sec. 1. Department of Health and Human Services, Bureau of Health to evaluate youth camp counselor hiring practices and rules. Resolved:** That the Department of Health and Human Services, Bureau of Health, in cooperation with the Maine Coalition Against Sexual Assault, the Maine State Police, the Maine Youth Camping Association and the YMCA Alliance of Maine, shall evaluate the effectiveness of the bureau's rules concerning youth camp counselor hiring practices set forth in Chapter 208 of the bureau's rules to protect children attending youth camps from sexual abuse. The bureau and interested parties shall review the effectiveness of camp counselor hiring practices,

including: written employment applications requesting information concerning criminal convictions, previous work history and references; reference checks; applicant interviews; and orientation and supervision of camp counselors; and be it further

**Sec. 2. Report. Resolved:** That, by January 15, 2006, based on its review under section 1, the Department of Health and Human Services, Bureau of Health shall report its findings and any proposed recommendations regarding camp counselor hiring practices to protect children attending youth camps from sexual abuse to the Joint Standing Committee on Criminal Justice and Public Safety. Upon receiving the bureau's recommendations, the Joint Standing Committee on Criminal Justice and Public Safety may report out implementing legislation if necessary.

See title page for effective date.

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## CHAPTER 100

H.P. 98 - L.D. 122

### Resolve, Regarding Uninsured Motorist Coverage in Automobile Insurance Policies

**Sec. 1. Uninsured motorist coverage study; report. Resolved:** That the Department of Professional and Financial Regulation, Bureau of Insurance, shall, in consultation with interested persons, study legal and policy issues regarding uninsured vehicle coverage under motor vehicle insurance policies. The study must include, but is not limited to, current law regarding uninsured vehicle coverage in motor vehicle insurance policies, the Law Court decision in Butterfield v. Norfolk and Dedham Mutual Fire Insurance Company, 2004 ME 124, Maine Supreme Judicial Court, September 30, 2004, and related activity in the legal system and the motor vehicle insurance market since that decision. By December 5, 2005, the Superintendent of Insurance shall submit a report, including recommendations and any suggested legislation, to the Joint Standing Committee on Insurance and Financial Services. Following receipt and review of the report, the Joint Standing Committee on Insurance and Financial Services may report out a bill regarding uninsured motorist coverage to the Second Regular Session of the 122nd Legislature.

See title page for effective date.