

# 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**

shall submit a report that includes its findings and recommendations, including suggested legislation, for presentation to the Joint Standing Committee on Business, Research and Economic Development. Following receipt and review of the report, the Joint Standing Committee on Business, Research and Economic Development may report out a bill to the Second Regular Session of the 122nd Legislature.

See title page for effective date.

## CHAPTER 106

H.P. 736 - L.D. 1083

### **Resolve, To Direct the State Board of Funeral Service To Consider the Need To Amend Its Rules with Regard to Licensed Funeral Establishments**

**Sec. 1. Public disclosure. Resolved:** That, notwithstanding the Maine Revised Statutes, Title 32, section 1407, subsections 1 to 3, the Department of Professional and Financial Regulation, State Board of Funeral Service is directed to review issues relating to satellite funeral establishments and branches of full-service funeral establishments and whether the current rules adequately address public disclosure requirements regarding fees, public disclosure methods for pertinent consumer information and the manner in which goods and services are made available. The disclosures may include a description of full-service establishments and disclosures of affiliations with other entities used in the delivery of full services.

See title page for effective date.

## CHAPTER 107

S.P. 416 - L.D. 1202

### **Resolve, To Study the Accessibility of Birth Certificates and Other Vital Records**

**Sec. 1. Access to vital records study. Resolved:** That the Department of Health and Human Services, Office of Vital Records shall study the provisions of the freedom of access laws in the Maine Revised Statutes, Title 1, chapter 13 as those laws relate to access to vital records, such as birth, death and marriage certificates, especially in relation to Title 22, section 2706, which allows a state registrar or municipal clerk to restrict access to those vital records. The office shall determine what criteria are used by state registrars and municipal clerks in providing access to vital records. The office shall determine

whether a more uniform process is needed to balance the requirements of the freedom of access laws against the prevention of identity theft and the privacy rights of adoptees. If a better process is needed, the office shall determine what the better process is and report by January 4, 2006 to the Second Regular Session of the 122nd Legislature with the office's findings, recommendations and any necessary implementing legislation.

See title page for effective date.

## CHAPTER 108

H.P. 614 - L.D. 863

### **Resolve, To Develop a Comprehensive Plan for Service Reforms and System Improvements Regarding Children's Services Provided by the Department of Health and Human Services**

**Sec. 1. Comprehensive plan. Resolved:** That the Department of Health and Human Services shall develop a comprehensive plan for service reforms and system improvements regarding children's services provided by the department. The department shall develop the plan in collaboration with consumers, families, providers and advocates. The plan must address, at a minimum, children's services delivery structures, financing of these services, quality assurance and quality improvement strategies to be reflected as part of the management of the system and must include the following components.

**1. Systems values and standards.** There must be a system for children's services that is based on those values and standards already adopted by the State, including the values and standards reflecting the beliefs that:

- A. Prevention is an essential component in the health and well-being of children;
- B. The safety of children is paramount and must inform decisions made across all sectors of the service system;
- C. A flexible, individualized system of services and supports is essential so that all families and children are able to identify their strengths and needs;
- D. Families must be, to the extent possible, the drivers of their own plans of services and supports;