

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE

SECOND REGULAR SESSION
January 6, 2010 to April 12, 2010

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 12, 2010

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

Augusta, Maine
2010

**RESOLVES OF THE STATE OF MAINE
AS PASSED AT
THE SECOND REGULAR SESSION OF THE
ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE
2009**

**CHAPTER 143
S.P. 621 - L.D. 1656**

**Resolve, To Transfer the
Ownership of the Bath Armory
to the City of Bath**

Sec. 1. Bath Armory transfer by quitclaim deed. Resolved: That, notwithstanding the requirement in the Maine Revised Statutes, Title 37-B, section 264 that property must be sold for no less than its appraised value, the Adjutant General shall transfer the land and buildings constituting the Bath Armory to the City of Bath for a sum of no less than \$175,000 by means of a quitclaim deed, as long as the City of Bath agrees to indemnify and hold harmless the State from all claims, including any environmental clean-up costs that may arise in connection with the land or the buildings constituting the armory; and be it further

Sec. 2. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

**DEFENSE, VETERANS AND EMERGENCY
MANAGEMENT, DEPARTMENT OF
Military Training and Operations 0108**

Initiative: Provides a one-time allocation of funds for money received from the sale of the Bath Armory.

OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
All Other	\$0	\$175,000
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OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$175,000

See title page for effective date.

**CHAPTER 144
H.P. 1133 - L.D. 1606**

**Resolve, To Name a Bridge in
North Berwick the North
Berwick Veterans Memorial
Bridge**

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until

90 days after adjournment unless enacted as emergencies; and

Whereas, this resolve has a time-sensitive goal of naming a bridge in the Town of North Berwick the North Berwick Veterans Memorial Bridge in time for veterans ceremonies planned in North Berwick in May 2010; 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. Bridge named. Resolved: That the Department of Transportation shall designate the bridge over the Great Works River on State Route 9 in the Town of North Berwick as the North Berwick Veterans Memorial Bridge and erect appropriate signs that identify that bridge as the North Berwick Veterans Memorial Bridge.

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

Effective February 10, 2010.

**CHAPTER 145
S.P. 580 - L.D. 1502**

**Resolve, To Name Route 16/27
in the Town of Stratton the
Caleb Dalton Stevens
Memorial Highway**

Sec. 1. Name the portion of State Route 16/27 in the Town of Stratton the Caleb Dalton Stevens Memorial Highway. Resolved: That the Department of Transportation shall name the portion of State Route 16/27 in the Town of Stratton the Caleb Dalton Stevens Memorial Highway, in memory of an early pioneer who, with his family, journeyed from Kingfield to the intersection of Stratton Brook and the Dead River in 1818 and settled in the area; and be it further

Sec. 2. Signs erected. Resolved: That the Department of Transportation shall erect appropriate signs along the portion of State Route 16/27 in the

Town of Stratton to identify that portion the Caleb Dalton Stevens Memorial Highway.

See title page for effective date.

CHAPTER 146

H.P. 438 - L.D. 624

Resolve, To Study Expenditures for Oral Health Care in the MaineCare Program

Sec. 1. Study. Resolved: That the Department of Health and Human Services shall convene a working group to perform a study of oral health care in the MaineCare program. The study must be chaired by the director of the division of health care management in the Office of MaineCare Services and must include representatives of the MaineCare Dental Advisory Committee, the Maine Dental Access Coalition, the Maine Center for Disease Control and Prevention and MaineCare members. The working group shall review MaineCare dental coverage, reimbursement and utilization and shall identify ways to reduce or redirect expenditures with the goal of providing more cost-effective, high-quality care for MaineCare members. The working group shall review alternative payment methodologies, the use of emergency rooms and urgent care settings for the treatment of dental disease, the use of preventive and specialty services, such as orthodontics and endodontics, and inpatient hospitalization. The working group shall report to the joint standing committee of the Legislature having jurisdiction over health and human services matters during the First Regular Session of the 125th Legislature. After reviewing the report, the joint standing committee of the Legislature having jurisdiction over health and human services matters may report out a bill related to the subject of the report to the First Regular Session of the 125th Legislature.

See title page for effective date.

CHAPTER 147

H.P. 1074 - L.D. 1524

Resolve, Directing the Department of Labor To Research and Analyze the Methods Other States Utilize To Assess Benefit Charges When a Worker Becomes Unemployed and Receives Benefits

Sec. 1. Examine methods used to assess benefit charges. Resolved: That the Commissioner of Labor or the commissioner's designee shall examine the methods employed by other states to assess benefit charges when a worker who has multiple employers becomes unemployed and receives unemployment benefits. The Commissioner of Labor or the commissioner's designee shall also analyze the findings to determine how to best protect employers in the State from inequitable assessments and how to best use technology to implement the findings; and be it further

Sec. 2. Reporting date established. Resolved: That the Commissioner of Labor or the commissioner's designee shall report the findings under section 1 and recommendations to the joint standing committee of the Legislature having jurisdiction over labor matters by January 15, 2011, including suggested legislation necessary to implement the findings; and be it further

Sec. 3. Authority to introduce legislation. Resolved: That the joint standing committee of the Legislature having jurisdiction over labor matters may submit a bill to the First Regular Session of the 125th Legislature to implement findings relating to the report under section 2.

See title page for effective date.

CHAPTER 148

H.P. 1077 - L.D. 1527

Resolve, Regarding Legislative Review of Portions of Chapter 692: Siting of Oil Storage Facilities, a Major Substantive Rule of the Department of Environmental Protection

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 Revised Statutes, Title 5, chapter 375, subchapter 2-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