

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 2010 to June 29, 2011

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 28, 2011

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

Augusta, Maine
2011

6. Definitions. ~~For purposes of~~ As used in this section, the term "animal" does not include cats unless the context otherwise indicates, the following terms have the following meanings.

A. "Animal" does not include cats.

B. "Authorized employee of the department" means a humane agent or any other employee of the department designated by the commissioner to assist with compliance and enforcement of this section.

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

Effective April 1, 2011.

**CHAPTER 19
H.P. 38 - L.D. 45**

An Act To Allow Marriage and Family Therapists To Provide Related Services in Public Schools

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

Sec. 1. 20-A MRSA §7007 is enacted to read:

§7007. Related services

Related services must be provided by qualified individuals employed or contracted by the school administrative unit in accordance with rules adopted by the department pursuant to section 7005.

Sec. 2. 20-A MRSA §7251-A, as enacted by PL 1987, c. 395, Pt. A, §74, is amended to read:

§7251-A. Local special education services; related services

A school administrative unit may offer or contract for special education services. A school administrative unit may also offer or contract for related services in accordance with rules adopted by the department pursuant to section 7005.

Sec. 3. Rules amended; marriage and family therapists. The Commissioner of Education shall amend its rules in Chapter 101: Maine Unified Special Education Regulation Birth to Age Twenty to clarify that a person licensed as a marriage and family therapist under the Maine Revised Statutes, Title 32, chapter 119 is qualified to:

1. Serve as a qualified evaluator for children 3 to 20 years of age as described in Section IV, subsection 2, paragraph G of the rule;

2. Provide related services to children with disabilities as described in Section XI of the rule; and

3. Serve as a qualified licensed contractor pursuant to a contract for the provision of related services to children with disabilities as described in Section XVIII, subsection 1, paragraph C, subparagraph (3), division (a) of the rule.

See title page for effective date.

**CHAPTER 20
S.P. 168 - L.D. 576**

An Act To Make Supplemental Allocations from the Highway Fund and Other Funds for the Expenditures of State Government and To Change Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2011

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 90-day period may not terminate until after the beginning of the next fiscal year; and

Whereas, certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; 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 enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. Appropriations and allocations. The following appropriations and allocations are made.

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

Bureau of General Services - Capital Construction and Improvement Reserve Fund 0883

Initiative: Provides funding necessary to meet the required debt service payment due in fiscal year 2010-11.