

# 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.**

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**Augusta, Maine**  
**2011**

fore it may be presented to the regional school unit board and the commissioner. Voting in towns must be conducted in accordance with Title 30-A, sections 2528 and 2529, even if the towns have not accepted the provisions of Title 30-A, section 2528, and voting in cities must be conducted in accordance with Title 21-A.

For the purposes of this subsection, the ~~3-year~~ 30-month period after which a petition to withdraw may be considered in a member municipality of a school administrative district that was reformulated as a regional school unit pursuant to Public Law 2007, chapter 240, Part XXXX, section 36, subsection 12 is ~~3-years~~ 30 months after the original operational date of the school administrative district; and the ~~3-year~~ 30-month period after which a petition to withdraw may be considered in a member municipality of a school administrative district that did not reformulate as a regional school unit but that became a member entity of an alternative organizational structure is ~~3 years~~ 30 months after the operational date of the alternative organizational structure.

**Sec. 2. Effective date.** This Act takes effect January 1, 2012.

Effective January 1, 2012.

**CHAPTER 329  
S.P. 212 - L.D. 723**

**An Act To End Homelessness  
for Veterans in Maine**

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

**Sec. 1. 37-B MRSA §513** is enacted to read:

**§513. Homelessness prevention coordination**

The director shall establish a partnership with a national, human services-based volunteer organization to coordinate efforts to remedy and prevent homelessness among veterans in this State. The volunteer organization must have as its core programs addressing homelessness and veterans' services and have been active as a human services-based volunteer organization for a minimum of 30 years. The director may accept donations from outside sources and federal funding to accomplish the priorities of the partnership. If federal or outside funding is available, the priorities of this partnership, listed in order of priority, include, but are not limited to:

**1. Identification.** Identifying homeless veterans in the State;

**2. Outreach events.** Conducting annual outreach events, targeted to reach the maximum number of vet-

erans in need, to disseminate information on resources and services available to assist homeless veterans; and

**3. Funding homes.** Identifying and securing temporary or permanent living space for veterans within the veterans' communities.

See title page for effective date.

**CHAPTER 330  
S.P. 480 - L.D. 1519**

**An Act To Allow the Board of  
Dental Examiners To Issue  
Dental School Faculty Licenses**

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

**Sec. 1. 32 MRSA §1086-A** is enacted to read:

**§1086-A. Dental school faculty license**

**1. Dental school faculty license.** The board may issue a dental school faculty license to an applicant who teaches:

A. Dentistry, dental hygiene or denturism in this State as part of a clinical and didactic program for professional education for dental students and dental residents accredited by the American Dental Association Commission on Dental Accreditation or a successor organization approved by the board;

B. Dental hygiene in this State as part of a clinical and didactic program for professional education for dental hygiene students and dental hygiene residents accredited by the American Dental Association Commission on Dental Accreditation or a successor organization approved by the board; or

C. Denturism in this State as part of a board-approved clinical and didactic program for professional education for denturism students.

A dental school faculty license allows the licensee to practice only within the dental school setting, dental hygiene school setting or denturism school setting, including any satellite locations approved by the board.

**2. Eligibility.** To qualify for licensure under this section, an applicant must:

A. Hold a current dental, dental hygiene or denturism license in another state or a Canadian province and demonstrate, to the satisfaction of the board, full compliance with the requirements of that other jurisdiction's dental laws; and

B. Submit credentials, satisfactory to the board, including a recommendation letter from an employing school of dentistry, dental hygiene or den-

tourism stating why the board should consider the applicant to be qualified under criteria established by rules adopted by the board.

**3. Fees.** The board may assess a fee of up to \$250 for a dental school faculty license and renewal.

**4. Renewals.** All licenses under this section expire after 2 years on such date as the board may designate and are renewable by the board.

**5. Rules.** The board may adopt rules to implement this section. Rules adopted pursuant to this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

**Sec. 2. Appropriations and allocations.** The following appropriations and allocations are made.

**PROFESSIONAL AND FINANCIAL REGULATION, DEPARTMENT OF**

**Dental Examiners - Board of 0384**

Initiative: Allocates one-time funds for the costs associated with rulemaking and with configuring the licensing system to issue dental school faculty licenses.

OTHER SPECIAL REVENUE FUNDS	2011-12	2012-13
All Other	\$5,000	\$0
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OTHER SPECIAL REVENUE FUNDS TOTAL	\$5,000	\$0

See title page for effective date.

**CHAPTER 331**

**H.P. 993 - L.D. 1352**

**An Act To Implement the Requirements of the Federal Nonadmitted and Reinsurance Reform Act of 2010**

**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 federal Nonadmitted and Reinsurance Reform Act of 2010, Title V, Subtitle B of the Dodd-Frank Wall Street Reform and Consumer Protection Act, Public Law 111-203, which takes effect July 21, 2011, was enacted after the adjournment of the Second Regular Session of the 124th Legislature and requires states to revise their eligibility standards for surplus lines insurance and directs states to adopt a

multistate premium tax allocation system before June 16, 2011; and

**Whereas,** the implementation dates imposed by federal law are less than 90 days after the anticipated adjournment of the Legislature; 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:**

**Sec. 1. 24-A MRSA §2001-A** is enacted to read:

**§2001-A. Scope**

This chapter applies exclusively to transactions when this State is the home state of the applicant or insured. Nothing in this chapter applies to the sale, solicitation, negotiation, placement or writing of contracts of insurance for any applicant or insured whose home state is in a jurisdiction other than in this State.

**Sec. 2. 24-A MRSA §2002-A, sub-§3,** as amended by PL 1997, c. 592, §48, is further amended to read:

**3.** Producers with surplus lines authority may procure the following kinds of insurance from eligible surplus lines insurers without adherence to the procedures set forth in section 2004 or any other requirement to determine whether the full amount or type of insurance sought can be obtained from admitted insurers:

- A. Wet marine and transportation insurance;
- B. Insurance on subjects located, resident or to be performed wholly outside of this State, or on vehicles or aircraft owned and principally garaged outside this State;
- C. Insurance on operations of railroads engaged in transportation in interstate commerce and their property used in such operations; ~~or~~
- D. Insurance on aircraft owned or operated by manufacturers of aircraft or of aircraft operated in commercial interstate flight, or cargo of such aircraft, or against liability other than workers' compensation and employer's liability arising out of the ownership, maintenance or use of such aircraft; or
- E. Insurance placed by a producer with surplus lines authority for an exempt commercial purchaser if:

(1) The producer has disclosed to the exempt commercial purchaser that such insurance