

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE

FIRST SPECIAL SESSION
September 27, 2011

SECOND REGULAR SESSION
January 4, 2012 to May 31, 2012

THE EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
LAWS IS
SEPTEMBER 28, 2011

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 30, 2012

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

Augusta, Maine
2012

(2) The disclosure is approved by the commissioner; and

(3) Neither original records nor identifying data are removed from the facility or office that prepared the records.

The commissioner and the person doing the research shall preserve the anonymity of the person receiving services from the department and may not disseminate data that refer to that person by name or number or in any other way that might lead to the person's identification;

F. To persons who directly supervise or report on the health, behavior or progress of a juvenile, to the superintendent of a juvenile's school and the superintendent's designees and to agencies that are or might become responsible for the health or welfare of a juvenile if the information is relevant to and disseminated for the purpose of creating or maintaining an individualized plan for the juvenile's rehabilitation, including reintegration into the school; or

G. To any state agency engaged in statistical analysis for the purpose of improving the delivery of services to persons who are or might become mutual clients if:

(1) The plan for the statistical analysis is first submitted to and approved by the commissioner; and

(2) The disclosure is approved by the commissioner.

The commissioner and the state agency requesting the information shall preserve the anonymity of the persons receiving services from the department and may not disseminate data that refer to any person by name or number or that in any other way might lead to a person's identification.

Notwithstanding any other provision of law, the department may release the names, dates of birth and social security numbers of ~~juveniles persons~~ receiving services from the department and, if applicable, eligibility numbers and the dates on which those ~~juveniles persons~~ received services to ~~the Department of Health and Human Services~~ any state or federal agency for the sole purpose of determining eligibility and billing for services and payments under federally funded programs administered by the ~~Department of Health and Human Services~~ and provided by or through the ~~department~~ agency. The department may also release to the ~~Department of Health and Human Services~~ agency information required for and to be used solely for audit or research purposes, consistent with federal law, for those services provided by or through the department. ~~Department of Health and Human Services Agency~~ personnel ~~must shall~~ treat this information as confidential in accordance with federal and state law and

~~must shall~~ return the records when their purpose has been served.

Sec. 3. 34-A MRSA §1403, sub-§9, ¶A, as amended by PL 2011, c. 340, §2, is further amended to read:

A. The program may make services and goods available for use by correctional facilities or for purchase by other state, county or local governmental entities, private businesses in the State, community agencies, as defined in section 1206, subsection 1, or the public. The program may also donate services or goods to other state, county or local governmental entities for the purpose of promoting prison industries or to public or private nonprofit organizations.

See title page for effective date.

CHAPTER 516

S.P. 614 - L.D. 1777

An Act To Correct an Inconsistency in the Employment Security Law

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

Sec. 1. 26 MRSA §1193, sub-§10, ¶C is enacted to read:

C. If the individual did not contribute to the plan, the individual receives a benefit reduced by the full prorated weekly amount of the pension received. The benefit may not be reduced below zero.

See title page for effective date.

CHAPTER 517

S.P. 617 - L.D. 1780

An Act To Enhance Career Pathways for Adult Learners

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

Sec. 1. 20-A MRSA §8601-A, sub-§1, as amended by PL 2007, c. 131, §2, is repealed and the following enacted in its place:

1. Adult education. "Adult education" means an education program primarily operated for individuals beyond the compulsory school age that is administered by school administrative units and that includes intake, assessment, career advising, instruction and individual learning plans; is guided by data management, annual