

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

branch, the Criminal Law Advisory Commission under Title 17-A, section 1351, the Maine Coalition to End Domestic Violence, the Maine Coalition Against Sexual Assault, first responders and other emergency care providers; and be it further

Sec. 2. Report. Resolved: That the commission shall submit a report by February 15, 2012 to the Joint Standing Committee on Criminal Justice and Public Safety. The report must include the commission's findings and recommendations regarding methods to deal with strangulation in the State, including, as it determines necessary, proposed legislation; proposed education and training for law enforcement, prosecutors and the judiciary; and proposed programs and outreach for public awareness and advocacy. Upon receipt of the commission's report and recommendations, the committee may report out legislation to the Second Regular Session of the 125th Legislature.

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

Effective June 13, 2011.

CHAPTER 77

H.P. 1105 - L.D. 1504

Resolve, To Ensure a Strong Start for Maine's Infants and Toddlers by Extending the Reach of High-quality Home Visitation

Sec. 1. State plan to coordinate current home visitation programs. Resolved: That the Department of Health and Human Services, referred to in this resolve as "the department," shall develop a comprehensive plan for fiscal years 2011-12, 2012-13 and 2013-14 relating to home visitation programs and services for vulnerable families in at-risk communities. The plan must reflect an emphasis on proven strategies to improve early childhood health and cognition, in order to increase future productivity and reduce future demand on tax-supported services, and on serving infants who are at risk due to physical, emotional, developmental or environmental factors. The plan must ensure that these programs and services, to the greatest extent possible, are funded by federal, private, local and other special revenue resources, particularly seeking to leverage both cash and in-kind private match wherever possible; and be it further

Sec. 2. Supporting direct services. Resolved: That the plan developed under section 1 must support direct services and continued investment in quality assurance, evaluation and professional devel-

opment infrastructure, including training and ongoing supervision; and be it further

Sec. 3. Reporting. Resolved: That, by February 1, 2012, the department shall submit a report, including suggested legislation, to the Joint Standing Committee on Health and Human Services regarding the plan under section 1 and the status of all state-funded home visitation programs, including a brief description of each program, an evaluation to date of each program and the next steps the department recommends to ensure the improved health outcomes, reduced costs to taxpayers and enhanced future productivity through these programs, as well as how the programs further the State's goal of coordinated home visitation for all vulnerable families in at-risk communities. The Joint Standing Committee on Health and Human Services may report out a bill to the Second Regular Session of the 125th Legislature concerning the programs.

See title page for effective date.

CHAPTER 78

H.P. 550 - L.D. 743

Resolve, Regarding Legislative Review of Portions of Chapter 101, MaineCare Benefits Manual Chapter III, Section 21: Allowances for Home and Community Benefits for Members with Intellectual Disabilities or Autistic Disorder, a Major Substantive Rule of the Department of Health and Human Services

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 the Constitution of Maine and require the following legislation as immediately necessary for the preserva-