

# 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.**

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**Augusta, Maine**  
**2012**

; and be it further  
**Sec. 4. Resolve 2011, c. 102, §8, amended. Resolved:** That Resolve 2011, c. 102, §8 is amended to read:

**Sec. 8. Meetings; outside funding. Resolved:** That the task force is authorized to hold 4 meetings. The task force shall seek funding contributions to fully fund the costs of the study. All funding is subject to approval by the Legislative Council in accordance with its policies. If sufficient contributions to fund the study have not been received within 30 days after the effective date of this resolve, no meetings are authorized and no expenses of any kind may be incurred or reimbursed; and be it further

; and be it further  
**Sec. 5. Retroactivity. Resolved:** That this resolve applies retroactively to July 6, 2011.

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

Effective March 7, 2012.

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**CHAPTER 120**  
**S.P. 522 - L.D. 1596**

**Resolve, To Review Laws and Policies Related to Discontinued and Abandoned Roads**

**Sec. 1. Department of Conservation stakeholder group on discontinued and abandoned roads. Resolved:** That the Department of Conservation shall convene a stakeholder group of no more than 10 members to review laws and policies related to discontinued and abandoned roads. The stakeholder group shall examine issues relating to continued road access through public easements, damage to a road caused by use by abutting property owners, damage to a road caused by members of the public, maintenance of a private road that has a public easement, methods to address problems of road damage and ways to maintain access for intermittent users who need access to a road. The stakeholder group must include representatives from the Department of Transportation, up to 2 residents who own property on a discontinued or abandoned road with a public easement and members from statewide organizations representing municipalities, small woodlot owners, producers of forest products, snowmobilers and other interested parties. The Department of Conservation shall fund the work of the stakeholder group from within existing resources. The Department of Conservation shall report the stakeholder group's findings and any recommendations to the joint standing committee

of the Legislature having jurisdiction over state and local government matters no later than January 15, 2013. The joint standing committee of the Legislature having jurisdiction over state and local government matters is authorized to report out legislation to the First Regular Session of the 126th Legislature.

See title page for effective date.

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**CHAPTER 121**  
**S.P. 628 - L.D. 1818**

**Resolve, To Extend the Reporting Deadline of the Working Group on an All-payor Claims Database System**

**Sec. 1. Resolve 2011, c. 109, §6, amended. Resolved:** That Resolve 2011, c. 109, §6 is amended to read:

**Sec. 6. Report. Resolved:** That, by ~~January 31~~ December 1, 2012, the department shall report the recommendations based on the findings and conclusions, determined by vote, of the working group, along with any recommended implementing legislation, to the ~~Joint Standing Committee on Health and Human Services~~ joint standing committee of the Legislature having jurisdiction over health and human services matters.

; and be it further  
**Sec. 2. Retroactivity. Resolved:** That this resolve applies retroactively to January 31, 2012.

See title page for effective date.

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**CHAPTER 122**  
**H.P. 1272 - L.D. 1723**

**Resolve, Regarding Legislative Review of Chapter 122: Grant Application and Award Procedure: Fund for the Efficient Delivery of Educational Services, a Major Substantive Rule of the Department of Education**

**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 au-