

# 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**

**Sec. 4. Property to be leased only to a nonprofit organization for use as a museum. Resolved:** That the commissioner may negotiate and execute leases upon terms the commissioner considers appropriate; however, the state property may be leased only to a nonprofit organization for use as a museum; and be it further

**Sec. 5. Exemptions. Resolved:** That any lease pursuant to this resolve is exempt from the provisions of the Maine Revised Statutes, Title 5, section 1783 and is exempt from any statutory or regulatory requirement that the property first be offered to another state or local agency or offered for lease through competitive bidding; and be it further

**Sec. 6. Repeal. Resolved:** That this resolve is repealed 2 years after its effective date.

See title page for effective date.

**CHAPTER 153**

**S.P. 669 - L.D. 1891**

**Resolve, To Amend the Pilot Project for Independent Practice Dental Hygienists To Process Radiographs in Underserved Areas of the State**

**Sec. 1. Resolve 2011, c. 67, §1, first ¶, amended. Resolved:** That Resolve 2011, c. 67, §1, first ¶ is amended to read:

**Sec. 1. Pilot project for underserved areas of the State. Resolved:** That the Department of Professional and Financial Regulation, Board of Dental Examiners shall establish a ~~2-year~~ pilot project to allow a licensed independent practice dental hygienist to expose and process radiographs under protocols developed by the Board of Dental Examiners within areas of the State that have been designated by the United States Department of Health and Human Services as dental health professional shortage areas.

; and be it further

**Sec. 2. Resolve 2011, c. 67, §1, amended. Resolved:** That Resolve 2011, c. 67, §1 is amended by adding after the 2nd paragraph the following:

The rules for the pilot project must allow an independent practice dental hygienist to expose and process all dental radiographs, including but not limited to:

1. Vertical and horizontal bitewing films;
2. Periapical films;
3. Panoramic images; and
4. Full-mouth series.

; and be it further

**Sec. 3. Resolve 2011, c. 67, §1, last ¶, amended. Resolved:** That Resolve 2011, c. 67, §1, last ¶ is amended to read:

The pilot project terminates March 15, ~~2014~~ 2015; and be it further

See title page for effective date.

**CHAPTER 154**

**S.P. 532 - L.D. 1622**

**Resolve, Regarding the Laws Governing Electric Industry Restructuring**

**Sec. 1. Report. Resolved:** That the Public Utilities Commission shall submit a report summarizing its findings and decision related to Docket No. 2011-170 pertaining to the request by the Bangor Hydroelectric Company for exemption and for reorganization approvals to the joint standing committee of the Legislature having jurisdiction over energy, utilities and technology matters by December 15, 2012.

See title page for effective date.

**CHAPTER 155**

**H.P. 1336 - L.D. 1812**

**Resolve, Directing the Department of Health and Human Services To Submit an Application for a Waiver from the United States Department of Agriculture**

**Sec. 1. Department of Health and Human Services to seek federal waiver. Resolved:** That the Department of Health and Human Services shall submit an application for a waiver from the requirements of federal law and regulations to the United States Department of Agriculture. The waiver must seek approval for the Department of Health and Human Services to amend its rules to require a person to show photographic identification in order to use an electronic benefits transfer card when it is requested in an establishment that accepts Supplemental Nutritional Assistance Program benefits. The Department of Health and Human Services shall submit the application for a waiver by October 1, 2012; and be it further

**Sec. 2. Department of Health and Human Services to continue to develop strategies to combat fraud and abuse. Resolved:** That the Department of Health and Human Services shall continue to develop strategies to combat fraud and abuse in the use of electronic benefits transfer cards to access