

# 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**

Supplemental Nutritional Assistance Program benefits. The Department of Health and Human Services shall report to the joint standing committee of the Legislature having jurisdiction over health and human services matters on its progress in developing new strategies to combat fraud and abuse in the Supplemental Nutritional Assistance Program by December 1, 2012.

See title page for effective date.

**CHAPTER 156**

**H.P. 1220 - L.D. 1611**

**Resolve, To Create a License Plate To Recognize the 2014 World Acadian Congress**

**Sec. 1. World Acadian Congress plate. Resolved:** That, notwithstanding the Maine Revised Statutes, Title 29-A, section 454, the Secretary of State shall issue, at no cost to the Secretary of State, a reflectorized, commemorative, simulated registration plate in recognition and celebration of the 2014 World Acadian Congress, a festival of Acadian and Cajun culture and history, to be held in Maine in partnership with New Brunswick and Quebec, Canada. The Secretary of State shall design the plate in consultation with Comité organisateur du Congrès mondial acadien 2014, and the plate must bear the date of its expiration, which is December 31, 2015. The World Acadian Congress commemorative plate may be displayed by covering, but not removing, the front registration plate on a motor vehicle, except a truck tractor as defined in Title 29-A, section 101, subsection 90, including a motor vehicle registered outside this State and operated within it, until December 31, 2015; and be it further

**Sec. 2. Administrative fee; distribution. Resolved:** That the Secretary of State shall develop a plan for the sale and distribution of World Acadian Congress commemorative plates. The fee for the World Acadian Congress commemorative plate is \$25, which must be deposited in a special fund and transferred quarterly by the Treasurer of State as follows:

1. Nine dollars per plate to the Secretary of State for the costs associated with production and issuance of the plates; and
2. Sixteen dollars per plate to the Maine Acadian Heritage Council; and be it further

**Sec. 3. Other uses prohibited. Resolved:** That a World Acadian Congress commemorative plate may not be sold or displayed except as provided in this resolve; and be it further

**Sec. 4. Appropriations and allocations. Resolved:** That the following appropriations and allocations are made.

**SECRETARY OF STATE, DEPARTMENT OF Administration - Motor Vehicles 0077**

Initiative: Provides funding for materials to manufacture special commemorative license plates celebrating the World Acadian Congress.

HIGHWAY FUND	2011-12	2012-13
All Other	\$0	\$6,963
<b>HIGHWAY FUND TOTAL</b>	<b>\$0</b>	<b>\$6,963</b>

See title page for effective date.

**CHAPTER 157**

**H.P. 1404 - L.D. 1902**

**Resolve, Regarding Legislative Review of Chapter 30: Maine Uniform Accounting and Auditing Practices for Community Agencies, 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 preservation of the public peace, health and safety; now, therefore, be it

**Sec. 1. Adoption. Resolved:** That final adoption of Chapter 30: Maine Uniform Accounting and Auditing Practices for Community Agencies, a provisionally adopted major substantive rule of the Department of Health and Human Services that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized only if the rule is

amended to reflect that restricted revenue is income from organizations and individuals that require the funds to be used for a specific purpose within a program and unrestricted revenue is revenue from funding sources to a community agency that is not restricted for a particular purpose within a program by the donor. The rule must reflect that revenue that has been designated to a specific program, but not for a specific purpose, is considered unrestricted revenue.

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

Effective April 18, 2012.

**CHAPTER 158**

**H.P. 1410 - L.D. 1906**

**Resolve, Regarding Legislative Review of Portions of Chapter 3: Maine Clean Election Act and Related Provisions, a Major Substantive Rule of the Commission on Governmental Ethics and Election Practices**

**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 preservation of the public peace, health and safety; now, therefore, be it

**Sec. 1. Adoption. Resolved:** That final adoption of portions of Chapter 3: Maine Clean Election Act and Related Provisions, a provisionally adopted major substantive rule of the Commission on Governmental Ethics and Election Practices that has

been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, is authorized.

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

Effective April 18, 2012.

**CHAPTER 159**

**H.P. 1394 - L.D. 1886**

**Resolve, Directing Review of Strategies To Improve Communication between Patients and Physicians**

**Sec. 1. Review and report. Resolved:** That the Department of Health and Human Services, Maine Center for Disease Control and Prevention, referred to in this section as "the center," in conjunction with the Maine Medical Association, shall convene a work group to review and report on strategies to improve the dialogue between patients and physicians regarding breast density and breast imaging options. The center shall invite the participation in the work group of representatives of the Maine Osteopathic Association, the Maine Radiological Society, the Density Education National Survivors' Efforts, the Maine Breast Nurse Network, Spectrum Medical Group, a small independent radiographic provider, other radiographic practice groups and hospital-employed radiologists, the Maine Breast Cancer Coalition, the Maine Cancer Consortium, Are You Dense, Inc., the Maine Cancer Foundation, the American Cancer Society and Susan G. Komen for the Cure. The work group shall review breast imaging standards, the federal Mammography Quality Standards Act and breast imaging results protocols and recommend strategies to improve the dialogue between patients and physicians regarding breast density and breast imaging options. The work group shall convene no later than September 1, 2012, and the center shall submit a report with recommendations of the work group by December 7, 2012 to the joint standing committee of the Legislature having jurisdiction over health and human services matters. The center shall perform the work required by this resolve within existing resources.

See title page for effective date.