

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE

FIRST REGULAR SESSION
December 5, 2012 to July 10, 2013

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
OCTOBER 9, 2013

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

Augusta, Maine
2013

1. Entitlement. Each client who receives services under sections 5467 to ~~5474~~ 5471 is entitled to have access to an advocate.

Sec. 10. 34-B MRSA §5467, sub-§2, ¶D, as amended by PL 2011, c. 542, Pt. A, §110, is further amended to read:

D. Ensure the client's access to an advocate throughout the process of adult developmental services under sections 5467 to ~~5474~~ 5471;

Sec. 11. 34-B MRSA §5471, sub-§2, ¶D, as amended by PL 2003, c. 389, §15, is further amended to read:

D. The individual support coordinator of the planning team that developed the personal plan or service plan for the client; and

Sec. 12. 34-B MRSA §5471, sub-§2, ¶E, as amended by PL 1995, c. 560, Pt. K, §58, is repealed.

Sec. 13. 34-B MRSA §5471, sub-§2, ¶F, as amended by PL 2003, c. 389, §15, is repealed.

Sec. 14. 34-B MRSA §5471, sub-§3, ¶A, as amended by PL 2003, c. 389, §15, is further amended to read:

A. It must specify the respective responsibilities, where applicable, of the client, the family or guardian of the client, the regional office, ~~the facility~~ and each public and private agency that intends to provide services to the client.

Sec. 15. 34-B MRSA §5471, sub-§4, ¶A, as amended by PL 2003, c. 389, §15, is further amended to read:

A. No part of a service plan or personal plan may be implemented until each person required to sign the service agreement under subsection 2 has signed it, ~~except that if a client is to be admitted to a facility, the service agreement need not be completed until 5 days after the date of admission.~~

Sec. 16. 34-B MRSA §5472, as enacted by PL 1983, c. 459, §7, is repealed.

Sec. 17. 34-B MRSA §5473, as amended by PL 2003, c. 389, §§16 and 17, is repealed.

Sec. 18. 34-B MRSA §5474, amended by PL 2011, c. 542, Pt. A, §115, is repealed.

Sec. 19. 34-B MRSA §5475, as amended by PL 2011, c. 542, Pt. A, §116, is repealed.

Sec. 20. 34-B MRSA §5476, as amended by PL 2011, c. 542, Pt. A, §117, is repealed.

Sec. 21. 34-B MRSA §5477, as amended by PL 2011, c. 542, Pt. A, §§118 and 119, is repealed.

Sec. 22. 34-B MRSA §5478, as amended by PL 2011, c. 542, Pt. A, §120, is repealed.

Sec. 23. 34-B MRSA §5479, as amended by PL 2003, c. 389, §21, is repealed.

Sec. 24. 34-B MRSA §5480, as amended by PL 2003, c. 389, §22, is repealed.

See title page for effective date.

CHAPTER 22

H.P. 132 - L.D. 157

An Act To Modify Administration of the Fund Insurance Review Board

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

Sec. 1. 38 MRSA §568-B, sub-§2, ¶C, as amended by PL 2011, c. 243, §3, is further amended to read:

C. To contract with the ~~Finance Authority of Maine~~ department for such assistance in fulfilling the review board's duties as the review board may require;

Sec. 2. 38 MRSA §568-B, sub-§2, ¶E, as repealed and replaced by PL 2011, c. 691, Pt. A, §41 and affected by §42, is amended to read:

E. To, at such times and in such amounts as it determines necessary, and in consultation with the ~~Finance Authority of Maine~~ department, direct the transfer of funds from the Underground Oil Storage Replacement Fund to the Ground Water Oil Clean-up Fund; and

See title page for effective date.

CHAPTER 23

S.P. 158 - L.D. 416

An Act To Allow Complainants in Disciplinary Actions To Attend Informal Conferences Held by the State Board of Nursing in Executive Session

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

Sec. 1. 32 MRSA §2105-A, sub-§1-A, as amended by PL 2001, c. 260, Pt. D, §2, is further amended to read:

1-A. Disciplinary proceedings and sanctions.
The board shall investigate a complaint, on its own motion or upon receipt of a written complaint filed