

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE

FIRST SPECIAL SESSION
August 29, 2013

SECOND REGULAR SESSION
January 8, 2014 to May 2, 2014

THE EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
EMERGENCY LAW IS
SEPTEMBER 6, 2013

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 1, 2014

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

Augusta, Maine
2014

HIGHWAY FUND	2013-14	2014-15
Personal Services	\$0	\$107,949
HIGHWAY FUND TOTAL	\$0	\$107,949

Executive Branch Departments and Independent Agencies - Statewide 0017

Initiative: Provides funding to offset savings from eliminating merit increases for fiscal year 2014-15.

HIGHWAY FUND	2013-14	2014-15
Personal Services	\$0	\$698,601
HIGHWAY FUND TOTAL	\$0	\$698,601

ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF

DEPARTMENT TOTALS	2013-14	2014-15
HIGHWAY FUND	\$0	\$806,550
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$806,550

PART H

Sec. H-1. Lapsed balances; Salary Plan program, Highway Fund account. Notwithstanding any other provision of law, the State Controller shall lapse \$806,550 from the Department of Administrative and Financial Services, Salary Plan program, Highway Fund account to the unallocated surplus of the Highway Fund no later than August 1, 2014.

PART I

Sec. I-1. 29-A MRSA §523, sub-§7, as amended by PL 2011, c. 22, §2, is further amended to read:

7. Moratorium on decals for use with special veterans registration plates. During the period beginning October 1, 2009 and ending October 1, 2014, the Secretary of State may not issue any ~~special commemorative decals~~ decals not authorized by subsection 5, paragraphs A to AA or, subsection 6, paragraphs A to E or subsection 8 for use with special veterans registration plates.

Sec. I-2. 29-A MRSA §523, sub-§8 is enacted to read:

8. Wabanaki decal. The Secretary of State may issue a set of 2 Wabanaki decals to a person who has or receives a special veterans registration plate if the

Secretary of State receives an application and a statement signed by a tribal official from a federally recognized tribe within the Wabanaki Confederacy proving the applicant's membership in the tribe. One set of 2 Wabanaki decals must be displayed on the front and back plates. The fee for a set of Wabanaki decals may not exceed \$5.

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

Effective April 30, 2014.

CHAPTER 587

S.P. 743 - L.D. 1840

An Act To Implement the Recommendations of the Substance Abuse Services Commission with Regard to the Controlled Substances Prescription Monitoring Program

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 Controlled Substances Prescription Monitoring Program is an important tool for prescribers of controlled substances to use to prevent and detect prescription drug misuse and diversion and improve patient care through better coordination of care; and

Whereas, timely enrollment in the Controlled Substances Prescription Monitoring Program and ongoing education of prescribers to use the program are fundamental to its success; 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 enacted by the People of the State of Maine as follows:

Sec. 1. 22 MRSA §7249, sub-§5, as enacted by PL 2011, c. 477, Pt. K, §1, is repealed.

Sec. 2. Online applications and renewals for prescribers of controlled substances; electronic coding; access for prescribers and their delegates. The Department of Health and Human Services, Controlled Substances Prescription Monitoring Program, referred to in this section as "the pro-

gram," shall update the enrollment mechanism for prescribers of controlled substances who are registering with the program or are renewing registration. The update must enable prescribers to be enrolled in the program automatically when applying for or renewing a professional license and must establish the electronic code necessary to update the program's computer system accordingly. The update must allow a federal Drug Enforcement Administration number to be entered during the online application or renewal process and must notify an applicant that in providing the federal number the applicant is automatically registered with the program. The program shall update its computer system to allow subaccount holders and delegated account holders access to the database using the online application process. The program shall update its computer system to enable licensing data to be extracted on a scheduled basis from the agency licensing management system and securely transferred to the program in order to enroll in the program unregistered licensees who have federal Drug Enforcement Administration numbers and e-mail addresses.

Sec. 3. Outside funding. If the Department of Health and Human Services finds that sufficient funding to fund the update under section 2 is not available to the department for that purpose, the department may seek and may accept outside funding necessary to complete the update under section 2.

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

Effective April 30, 2014.

CHAPTER 588

H.P. 1323 - L.D. 1841

An Act To Correct Errors and Inconsistencies in the Laws of Maine

Emergency preamble. Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, acts of this and previous Legislatures have resulted in certain technical errors and inconsistencies in the laws of Maine; and

Whereas, these errors and inconsistencies create uncertainties and confusion in interpreting legislative intent; and

Whereas, it is vitally necessary that these uncertainties and this confusion be resolved in order to prevent any injustice or hardship to the citizens of Maine; 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 enacted by the People of the State of Maine as follows:

PART A

Sec. A-1. 3 MRSA §956, sub-§2, ¶N, as amended by PL 2013, c. 110, §3 and c. 307, §6, is repealed and the following enacted in its place:

N. A list of reports, applications and other similar paperwork required to be filed with the agency by the public. The list must include:

- (1) The statutory authority for each filing requirement;
- (2) The date each filing requirement was adopted or last amended by the agency;
- (3) The frequency that filing is required;
- (4) The number of filings received annually for the last 2 years and the number anticipated to be received annually for the next 2 years; and
- (5) A description of the actions taken or contemplated by the agency to reduce filing requirements and paperwork duplication;

Sec. A-2. 5 MRSA §933, sub-§1, ¶O, as amended by PL 2013, c. 368, Pt. X, §1 and repealed by c. 405, Pt. A, §3, is repealed.

Sec. A-3. 5 MRSA §933, sub-§1, ¶P, as amended by PL 2013, c. 368, Pt. X, §2 and c. 405, Pt. A, §4, is repealed and the following enacted in its place:

P. Director, Division of Animal and Plant Health;

Sec. A-4. 5 MRSA §935, sub-§1, ¶D, as repealed by PL 2013, c. 405, Pt. A, §6 and amended by Pt. C, §2, is repealed.

Sec. A-5. 5 MRSA §12004-I, sub-§29-D, as enacted by PL 2007, c. 193, §5, is amended to read:

29-D.

Finance	Citizens'	Not author-	5 MRSA
	Code of	ized	§1825-T
	Conduct		
	Working		
	Group		

Sec. A-6. 5 MRSA §12004-I, sub-§74-F, as enacted by PL 2009, c. 353, §1, is repealed.