

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 7, 2016 to August 2, 2017**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**NOVEMBER 1, 2017**

**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**  
**2017**

Initiative: Provides one-time funds for MaineCare patients to receive services through the Opioid Health Home Program.

| GENERAL FUND  | 2016-17            | 2017-18    | 2018-19    |
|---|--------------------|------------|------------|
| All Other   | \$1,000,000        | \$0        | \$0        |
| <b>GENERAL FUND TOTAL</b>                               | <b>\$1,000,000</b> | <b>\$0</b> | <b>\$0</b> |
| FEDERAL EXPENDITURES FUND                               | 2016-17            | 2017-18    | 2018-19    |
| All Other   | \$1,807,400        | \$0        | \$0        |
| <b>FEDERAL EXPENDITURES FUND TOTAL</b>                  | <b>\$1,807,400</b> | <b>\$0</b> | <b>\$0</b> |
| HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS) |                    |            |            |
| DEPARTMENT TOTALS                                       | 2016-17            | 2017-18    | 2018-19    |
| GENERAL FUND  | \$1,000,000        | \$0        | \$0        |
| FEDERAL EXPENDITURES FUND                               | \$1,807,400        | \$0        | \$0        |
| <b>DEPARTMENT TOTAL - ALL FUNDS</b>                     | <b>\$2,807,400</b> | <b>\$0</b> | <b>\$0</b> |
| SECTION TOTALS  | 2016-17            | 2017-18    | 2018-19    |
| GENERAL FUND  | \$3,000,000        | \$0        | \$0        |
| FEDERAL EXPENDITURES FUND                               | \$1,807,400        | \$0        | \$0        |
| <b>SECTION TOTAL - ALL FUNDS</b>                        | <b>\$4,807,400</b> | <b>\$0</b> | <b>\$0</b> |

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

Effective March 15, 2017.

**CHAPTER 3  
H.P. 5 - L.D. 3**

**An Act To Grant Plantations  
the Power To Control  
Consumer Fireworks**

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

**Whereas,** under current law plantations do not have the power to control consumer fireworks; and

**Whereas,** control of consumer fireworks by plantations is critical to protecting the environment and to fire safety; and

**Whereas,** control of consumer fireworks by plantations is necessary before the summer season begins; 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. 30-A MRSA §7051, sub-§11,** as enacted by PL 2007, c. 35, §3, is amended to read:

**11. Ordinances.** Chapter 141, but only with respect to animal control ordinances ~~and~~, subject to Title 7, section 3950, and the sale and use of consumer fireworks within the plantation, subject to Title 8, section 223-A.

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

Effective March 24, 2017.

**CHAPTER 4  
S.P. 16 - L.D. 37**

**An Act To Provide a Career  
and Technical Education  
Training Option for Plumbers**

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

**Sec. 1. 32 MRSA §3501, sub-§2, ¶B,** as amended by PL 2005, c. 520, §1, is further amended to read:

B. A minimum of 2,000 hours of work in the field of plumbing installations as a journeyman-in-training under the supervision of a licensed master plumber, as long as the work experience is obtained within 4 years of the date upon which the applicant was issued a journeyman-in-training license. A journeyman-in-training license must be issued upon sworn application to any person who has satisfactorily completed one academic year of instruction in plumbing at a board-approved technical college or community college or in a career and technical education program approved pursuant to Title 20-A, section 8306-B as a secondary student or in a registered Department of Labor joint apprenticeship program and who has obtained a passing grade, as determined by the board on the journeyman's examination.

**Sec. 2. 32 MRSA §3501, sub-§2-B**, as amended by PL 2003, c. 688, Pt. A, §38, is further amended to read:

**2-B. Journeyman-in-training.** The board may issue a journeyman-in-training license to a person who provides satisfactory evidence of completion of a plumbing course consisting of one year or 2 semesters at a board-approved technical college or community college, in a registered Department of Labor apprenticeship program or in a career and technical education program approved pursuant to Title 20-A, section 8306-B as a secondary student and who submits the required fee set under section 3501-B and evidence of having obtained a passing grade, as determined by the board, on the journeyman's examination. A journeyman-in-training license is valid for a single nonrenewable period of 4 years and may be issued only once to any individual.

See title page for effective date.

**CHAPTER 5**

**S.P. 32 - L.D. 83**

**An Act Regarding Changing the Designation of a Parent on the Birth Certificate of an Adult**

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

**Sec. 1. 22 MRSA §2705, sub-§6**, as enacted by PL 2003, c. 585, §1, is amended to read:

**6. Amendment of birth certificate of adult.** Amendment of a birth certificate ~~of birth~~ of a person 18 years of age or older born in this State for the purpose of identifying a biological parent who was not known or listed at the time of birth is governed by section ~~2767~~ 2767-A.

**Sec. 2. 22 MRSA §2767**, as enacted by PL 2003, c. 585, §2, is repealed.

**Sec. 3. 22 MRSA §2767-A** is enacted to read:

**§2767-A. Amendment of birth certificate of adult**

**1. Amendment of birth certificate.** The State Registrar of Vital Statistics shall amend the birth certificate of a person 18 years of age or older born in this State for the purpose of identifying a genetic parent who was not known or listed at the time of birth when the state registrar has received the following:

A. A signed, notarized request from the subject of the birth certificate that the birth certificate be amended;

B. Either the written, notarized consent of the genetic parent to be named on the amended birth certificate or a certified copy of the death certificate of the genetic parent to be named on the amended birth certificate; and

C. Evidence of genetic parentage based on testing of deoxyribonucleic acid, DNA, that includes:

(1) A notarized report of the results of the DNA testing; and

(2) Notarized documentation of the chain of custody of the blood and tissue samples examined in the testing.

The testing must be of a type generally acknowledged as reliable by accreditation bodies designated by the federal Secretary of Health and Human Services, and it must be performed by a laboratory approved by an accreditation body designated by the federal Secretary of Health and Human Services.

**2. Effect.** If the request submitted pursuant to subsection 1 does not contain the written, notarized consent of the genetic parent to be named on the amended birth certificate, amendment of the birth certificate pursuant to this section does not affect the rights of inheritance and descent. A birth certificate amended without the written, notarized consent of the genetic parent to be named on the amended birth certificate must contain the following words in a conspicuous place: "This birth certificate has been amended to identify a genetic parent not known or listed at the time of birth. This amendment does not affect the rights of inheritance or descent of the subject of the birth certificate."

See title page for effective date.