

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

FIRST SPECIAL SESSION
October 23, 2017 to November 6, 2017

SECOND REGULAR SESSION
January 3, 2018 to May 2, 2018

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
FEBRUARY 5, 2018

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 1, 2018

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

Augusta, Maine
2018

~~remaining minority common and undivided interests in forested acres without flowage easements in T.10 R.4 SE/4 north of Scopan Lake by and through Prentiss and Carlisle Management Company, which is together approximately 16 equivalent acres; the following tracts in T.10 R.4 WELS:~~

- (1) SE/4 north of Scopan Lake, part of Maine Revenue Services Tax Map AR018, Plan 01, Lot 1.2, comprising approximately 23 acres of upland and 221 acres of flowed land in Scopan Lake;
- (2) SE/4 setoff, part of Maine Revenue Services Tax Map AR018, Plan 01, Lot 1.2, comprising approximately 605 acres of upland and 240 acres of flowed land in Scopan Lake, depicted as Parcel A on the March 28, 2017 Survey Plan by Plisga & Day Land Surveyors;
- (3) NE/4 west of Scopan Lake, Maine Revenue Services Tax Map AR018, Plan 01, Lot 2.1, comprising approximately 995 acres, including portions flowed by Scopan Lake; and
- (4) NE/4 east of Scopan Lake, Maine Revenue Services Tax Map AR018, Plan 01, Lot 2, comprising approximately 5,462 acres, including portions flowed by Scopan Lake.

The partitioners' undivided interest in the T.10 R.4 WELS tracts described in this paragraph is approximately equivalent to 1,296 acres; and

~~B. All of Prentiss and Carlisle Company, Inc.'s minority common and undivided interests in forested acres without flowage easements in T.10 R.4 NE/4 by and through Prentiss and Carlisle Management Company, which is approximately 309 equivalent acres;~~

~~C. All of the minority common and undivided interests in T.11 R.4 E/2 by and through Prentiss and Carlisle Management Company, which is together approximately 254 equivalent acres; and~~

~~D. All or a portion of Prentiss and Carlisle Company, Inc.'s interests in T.13 R.5, T.13 R.13 and T.12 R.13, or other parcels or other consideration from Prentiss and Carlisle Company, Inc. as may be needed in combination with the foregoing to be of equivalent value, as determined by the director, to the conveyance of the State to Prentiss and Carlisle Company, Inc. in T.10 R.4 SE/4 as described in subsection 1; and be it further~~

E. Two parcels in T.13 R.5 WELS, Maine Revenue Services Tax Maps AR027, Plan 01, Lot 1.1 and AR027, Plan 01, Lot 1.2, owned solely by Prentiss and Carlisle Company, Inc. and McCrillis

Timberland, LLC and totaling approximately 192 acres; and be it further

See title page for effective date.

CHAPTER 363

S.P. 701 - L.D. 1856

An Act Regarding Permits for Burial of Cremated Remains

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

Whereas, this legislation, regarding the burial of cremated remains, must take effect before the expiration of the 90-day period so that it may apply to burials this spring; 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 §2843, sub-§3-A, as enacted by PL 2017, c. 101, §1, is amended to read:

3-A. Permit for burial of cremated remains in public burying ground. If cremated remains are buried in a public burying ground in this State, the person in charge of the public burying ground ~~shall~~ may endorse and provide the date the cremated remains were buried on each permit with which that person is presented and return it to the State Registrar of Vital Statistics or to the clerk of the municipality in which the public burying ground is located ~~within 7 days after the date of burial.~~ If there is no person in charge of the public burying ground, an official of the municipality in which the public burying ground is located ~~shall~~ may endorse and provide the date the cremated remains were buried on each such permit and present it to the State Registrar of Vital Statistics or the clerk of the municipality. The funeral director or authorized person ~~shall~~ may present a copy of each permit, ~~after endorsement if the permit has been endorsed,~~ to the State Registrar of Vital Statistics or the clerk of the municipality where death occurred and to the clerk who issued the permit. For the purposes of this subsection, "public burying ground" has the same meaning as in Title 13, section 1101-A, subsection 4.

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

Effective April 4, 2018.

CHAPTER 364

S.P. 183 - L.D. 565

An Act Regarding the Prescribing and Dispensing of Naloxone Hydrochloride by Pharmacists

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

Sec. 1. 22 MRSA §2353, sub-§1, ¶D, as enacted by PL 2015, c. 508, §1, is amended to read:

D. "Pharmacist" means a pharmacist authorized to prescribe and dispense naloxone hydrochloride pursuant to Title 32, section 13815.

Sec. 2. 22 MRSA §2353, sub-§2, ¶A-1, as enacted by PL 2015, c. 508, §2, is amended to read:

A-1. A pharmacist may prescribe and dispense naloxone hydrochloride in accordance with protocols established under Title 32, section 13815 to an individual at risk of experiencing an opioid-related drug overdose.

Sec. 3. 22 MRSA §2353, sub-§2, ¶A-2, as enacted by PL 2017, c. 249, §1, is repealed.

Sec. 4. 22 MRSA §2353, sub-§2, ¶C-1, as enacted by PL 2015, c. 508, §2, is amended to read:

C-1. A pharmacist may prescribe and dispense naloxone hydrochloride in accordance with protocols established under Title 32, section 13815 to a member of an individual's immediate family or a friend of the individual or to another person in a position to assist the individual if the individual is at risk of experiencing an opioid-related drug overdose.

Sec. 5. 22 MRSA §2353, sub-§2, ¶C-2, as enacted by PL 2017, c. 249, §1, is repealed.

Sec. 6. 32 MRSA §13815, sub-§1, as enacted by PL 2017, c. 249, §2, is repealed.

Sec. 7. 32 MRSA §13815, sub-§2, as enacted by PL 2017, c. 249, §2, is amended to read:

2. Rules for prescribing and dispensing naloxone hydrochloride. The board by rule shall establish standards for authorizing pharmacists to prescribe and dispense naloxone hydrochloride in accordance with Title 22, section 2353, subsection 2, paragraphs ~~A-2 and C-2~~ A-1 and C-1. The rules must establish adequate training requirements and protocols

for prescribing and dispensing naloxone hydrochloride when there is no prescription drug order, standing order or collaborative practice agreement authorizing naloxone hydrochloride to be dispensed to the intended recipient. Rules adopted under this subsection are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A. A pharmacist authorized by the board pursuant to this subsection to prescribe and dispense naloxone hydrochloride may prescribe and dispense naloxone hydrochloride in accordance with Title 22, section 2353, subsection 2, paragraphs ~~A-2 and C-2~~ A-1 and C-1.

~~This subsection is repealed July 1, 2019.~~

Sec. 8. Maine Revised Statutes headnote amended; revision clause. In the Maine Revised Statutes, Title 32, chapter 117, subchapter 11-A, in the subchapter headnote, the words "dispensing of naloxone hydrochloride" are amended to read "prescribing and dispensing of naloxone hydrochloride" and the Revisor of Statutes shall implement this revision when updating, publishing or republishing the statutes.

See title page for effective date.

CHAPTER 365

S.P. 689 - L.D. 1837

An Act To Allow Cash Prizes for Certain Raffles Conducted by Charitable Organizations

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

Whereas, recent changes to the laws governing raffles have hampered the ability of charitable nonprofits and civic organizations to conduct the types of raffles that generate a significant percentage of revenues raised by those organizations in a calendar year; and

Whereas, the law must be amended before the expiration of the 90-day period because charitable nonprofits and civic organizations use raffles to raise funds for their charitable purposes and it is a hardship for those groups to be limited in their fund raising; 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: