

# MAINE STATE LEGISLATURE

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**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.**

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**Augusta, Maine**  
**2018**

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

Effective May 1, 2018.

**CHAPTER 56**

**H.P. 1307 - L.D. 1874**

**Resolve, To Ensure the Continued Provision of Services to Maine Children and Families**

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

**Whereas,** to ensure the necessary and proper protection of children and families in the State this legislation must take effect immediately; 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. Community Partnerships for Protecting Children contracts. Resolved:** That, notwithstanding any other provision of law, the following contractual agreements entered into by the Department of Health and Human Services must be continued by the department in accordance with this resolve through at least January 31, 2019:

1. Contracts awarded pursuant to RFP number 201509167, Community Partnerships for Protecting Children:

- A. The Opportunity Alliance, agreement number CFS-17-8201;
- B. Broadreach Family and Community Services, agreement number CFS-17-8203;
- C. Community Concepts, agreement number CFS-17-8204; and
- D. Penquis, agreement number CFS-17-8205; and

2. The contract awarded pursuant to RFP number 201608176, Community Concepts, agreement number CFS-17-8206.

If a contract identified in this section is in effect on the effective date of this resolve, the department may not terminate the contract before and must continue the contract through at least January 31, 2019, unless the contracting party voluntarily agrees to a

termination of the contract before that date or unless there is a material breach of contract by the contracting party sufficient to justify a termination under the terms of the contract. If a contract identified in this section has been terminated by the department prior to the effective date of this resolve, the department shall immediately offer and, unless the contracting party does not consent, immediately reenter a contract with that party on the same terms as the terminated contract and may not terminate the contract before and must continue the contract through at least January 31, 2019, unless the contracting party voluntarily agrees to a termination of the contract before that date or unless there is a material breach of contract by the contracting party sufficient to justify a termination under the terms of the contract; and be it further

**Sec. 2. Department review. Resolved:** That the Department of Health and Human Services shall develop a plan for providing the services currently provided by the Community Partnerships for Protecting Children programs, including the Parents as Partners program, and the role of child abuse and neglect prevention councils. The department shall report the plan to the joint standing committee of the Legislature having jurisdiction over health and human services matters by January 1, 2019. The joint standing committee may report out a bill on the subject matter of this resolve to the First Regular Session of the 129th Legislature.

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

Effective May 2, 2018.

**CHAPTER 57**

**H.P. 1346 - L.D. 1907**

**Resolve, To Continue a Review of the State Employee and Teacher Retirement Plan**

**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 resolve continues a working group to evaluate and design retirement plan options for all state employees and teachers; and

**Whereas,** the working group has already been convened pursuant to Resolve 2017, chapter 14; and

**Whereas,** an interruption in the activities of the working group would be to the detriment of the goals and timelines established for the working group; 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. Resolve 2017, c. 14, §2, amended.**

**Resolved:** That Resolve 2017, c. 14, §2 is amended to read:

**Sec. 2. Preliminary report. Resolved:** That no later than January 1, 2018, the Maine Public Employees Retirement System shall submit to the Legislature ~~the a preliminary~~ report of the working group established in section 1 on the retirement plan option or options that the working group recommends for consideration by the Legislature, including any necessary implementing legislation that, notwithstanding Joint Rule 353, is authorized for introduction to the Second Regular Session of the 128th Legislature; and be it further

; and be it further

**Sec. 2. Resolve 2017, c. 14, §3, enacted.**

**Resolved:** That Resolve 2017, c. 14, §3 is enacted to read:

**Sec. 3. Final report. Resolved:** That no later than December 1, 2019, the Maine Public Employees Retirement System shall submit to the joint standing committee of the Legislature having jurisdiction over retirement matters the final report of the working group established in section 1 on the retirement plan option or options that the working group recommends, including proposed legislation. The joint standing committee is authorized to introduce legislation in the 129th Legislature on matters related to the report.

; and be it further

**Sec. 3. Retroactivity. Resolved:** That this resolve applies retroactively to January 1, 2018.

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

Effective May 2, 2018.

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