

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE**

**SECOND SPECIAL SESSION**  
**June 19, 2018 to September 13, 2018**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**DECEMBER 13, 2018**

**ONE HUNDRED AND TWENTY-NINTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 5, 2018 to June 20, 2019**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 19, 2019**

**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**  
**2019**

months that compares each month's usage between the first 12 months and the 2nd 12 months of usage.

B. "Medium commercial customer" means a non-residential customer that meets the availability criteria to take service under a core customer class of the transmission and distribution utility that includes a demand charge and in which a customer's maximum demand does not exceed 500 kilowatts or the utility's kilowatt break-point between classes that is closest to but does not exceed 500 kilowatts, whichever is lower.

C. "Residential customer" means a customer defined as residential under the terms and conditions of the transmission and distribution utility.

D. "Small commercial customer" means a nonresidential customer that meets the availability criteria to take service under a core customer class of the transmission and distribution utility that does not include a demand charge.

2. Billing statements. Except as provided in subsection 3, an investor-owned transmission and distribution utility shall provide comparative usage data on customer billing statements of residential customers, small commercial customers and medium commercial customers.

3. Waiver. The commission, by rule or order, may waive the requirements of this section for an investor-owned transmission and distribution utility for the portion of the service territory of that utility that is located in an area of this State in which the retail market is administered by the independent system administrator for northern Maine if the commission finds that implementation of the requirements of this section is unduly burdensome or cost-prohibitive in that portion of the utility's service territory.

See title page for effective date.

**CHAPTER 82**

**H.P. 9 - L.D. 8**

**An Act To Allow and Recognize a Legal Name Change upon Marriage**

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

**Sec. 1. 19-A MRSA §651, sub-§2,** as repealed and replaced by PL 2013, c. 424, Pt. B, §5, is amended to read:

**2. Application.** The parties wishing to record notice of their intentions of marriage shall submit an application for recording notice of their intentions of marriage. The application may be issued to any 2 per-

sons otherwise qualified under this chapter regardless of the sex of each person and must include the names of both parties. If a party intends to change that party's name upon marriage, the application must include the proposed new name of that party. The application must include a signed certification that the information recorded on the application is correct and that the applicant is free to marry according to the laws of this State. The applicant's signature must be acknowledged before an official authorized to take oaths. An application recording notice of intention to marry is not open for public inspection for 50 years from the date of the application except that:

A. The names of the parties for whom intentions to marry are filed and the intended date of marriage are public records and open for public inspection; and

B. A person with a researcher identification card under Title 22, section 2706, subsection 8 is permitted to inspect records and may be issued a noncertified copy of an application.

**Sec. 2. 19-A MRSA §654, sub-§3,** as amended by PL 2011, c. 111, §1, is further amended to read:

**3. Statement including officiant and witnesses.**

The marriage license returned must contain a statement giving the names of the parties united in marriage, place and date of the marriage, the new name of either party if either party intends to change that party's name, the signature of the person by whom the marriage was solemnized and the names of the 2 witnesses. The person who solemnized the marriage shall add the title of the office by virtue of which the marriage was solemnized, the residence of the person who solemnized the marriage and:

A. The date ordained or authorized by a religious faith to perform marriages;

B. The date the notary public's commission expires;

C. The date the lawyer was admitted to the Maine Bar; or

D. The date the person's temporary registration certificate was issued under section 655, subsection 1-A.

**Sec. 3. 19-A MRSA §656, sub-§3** is enacted to read:

**3. Name change.** If the marriage license indicates that a party intends to change that party's name under section 654, subsection 3, the new name indicated on the license becomes effective upon completion of the marriage license pursuant to subsection 2.

**Sec. 4. Appropriations and allocations.** The following appropriations and allocations are made.

**HEALTH AND HUMAN SERVICES,  
DEPARTMENT OF**

**Data, Research and Vital Statistics Z037**

Initiative: Provides a one-time allocation for updates to the marriage license and marriage certificate forms in the online vital records ordering system.

OTHER SPECIAL REVENUE FUNDS	2019-20	2020-21
All Other	\$51,643	\$0
OTHER SPECIAL REVENUE FUNDS TOTAL	\$51,643	\$0

See title page for effective date.

**CHAPTER 83**

**H.P. 191 - L.D. 228**

**An Act To Clarify the  
Licensing of Certified Clinical  
Supervisors**

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

**Sec. 1. 32 MRSA §6212, sub-§12**, as amended by PL 2007, c. 402, Pt. U, §7, is further amended to read:

**12. Clinical supervision.** For purposes of direct clinical supervision of licensed practitioners in the field of alcohol and drug counseling, the board may certify upon receipt of an application and fee under section 6215 licensed psychologists, physicians, registered clinical nurse specialists, clinical professional counselors, clinical social workers and any other licensed or certified mental health professionals who are qualified to provide alcohol and drug counseling services by virtue of the requirements for that profession and who meet the requirements established by board rules license certified clinical supervisors.

**Sec. 2. 32 MRSA §6214-E** is enacted to read:

**§6214-E. Certified clinical supervisors;  
qualifications for licensure**

**1. Eligibility.** To be eligible to practice as a certified clinical supervisor, an applicant must:

A. Meet the requirements of subsection 2 or 3; and

B. Have paid an application and license fee under section 6215.

**2. Certain licensed mental health professionals.** An applicant who is a licensed psychologist, licensed physician, registered clinical nurse specialist,

licensed clinical professional counselor, licensed clinical social worker, licensed or certified mental health professional, licensed marriage and family therapist or licensed pastoral counselor who is qualified to provide alcohol and drug counseling services by virtue of the requirements for that profession is eligible for licensure under this section if the applicant:

A. Possesses documented proof of 24 hours of training in clinical supervision including at least 6 hours of training in each of the following areas: skills assessment and evaluation; counselor development; management and administration; and professional responsibility; and

B. Meets one of the following requirements:

(1) Possesses documented proof of 1,000 hours of practice in alcohol and drug counseling under the applicant's qualifying license; or

(2) Has work experience treating individuals with co-occurring mental health and substance use disorders and at least 3 years of experience supervising clinicians within a program licensed to provide treatment to individuals with co-occurring mental health and substance use disorders.

**3. Licensed alcohol and drug counselors.** An applicant who is a licensed alcohol and drug counselor is eligible for licensure under this section if the applicant possesses documented proof of 24 hours of training in clinical supervision including at least 6 hours of training in each of the following areas: skills assessment and evaluation; counselor development; management and administration; and professional responsibility.

See title page for effective date.

**CHAPTER 84**

**S.P. 139 - L.D. 475**

**An Act Concerning Caller  
Access to E-9-1-1 Call  
Recordings**

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

**Sec. 1. 25 MRSA §2929, sub-§4, ¶B-1** is enacted to read:

B-1. Directly to the clerk's office of a court presiding over a protection from abuse or protection from harassment action if a party in the action made one or more E-9-1-1 calls relevant to the action and that party, or that party's attorney, contacts the custodian of the audio recordings of the call or calls and requests that the recordings be