

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-NINTH LEGISLATURE**

**FIRST SPECIAL SESSION**

**August 26, 2019**

**SECOND REGULAR SESSION**

**January 8, 2020 to March 17, 2020**

**THE GENERAL EFFECTIVE DATE FOR  
FIRST SPECIAL SESSION**

**NON-EMERGENCY LAWS IS**

**NOVEMBER 25, 2019**

**THE GENERAL EFFECTIVE DATE FOR  
SECOND REGULAR SESSION**

**NON-EMERGENCY LAWS IS**

**JUNE 16, 2020**

**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  
2020**

mail or personal service. Written notice is sufficient if sent to the person's last known address.

If a person who is not an individual fails to appear or pay a fine in a civil violation under this Title or a criminal traffic offense, the clerk shall suspend the registration of the motor vehicle involved in the offense or that person's right to operate that vehicle in the State.

~~This subsection is repealed October 1, 2021.~~

**Sec. 8. 29-A MRSA §2605, sub-§1-A**, as enacted by PL 2017, c. 462, §9, is repealed.

**Sec. 9. 29-A MRSA §2605-A**, as enacted by PL 2017, c. 462, §10, is repealed.

See title page for effective date.

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**CHAPTER 604**

**H.P. 1402 - L.D. 1958**

**An Act To Expand Tax Increment Financing To Include Adult Care Facilities and Services and Certain Child Care Facilities**

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

**Sec. 1. 30-A MRSA §5222, sub-§1-B** is enacted to read:

**1-B. Adult care facilities.** "Adult care facilities" means facilities that are licensed by the Department of Health and Human Services and that offer programs for adults who need assistance or supervision and that are operated out of nonresidential commercial buildings. The programs offered at adult care facilities include the provision of:

A. Services that allow family members or caregivers to be active in the workforce;

B. Professional and compassionate services for adults in a community and program-based setting; and

C. Social and health services to adults who need supervised care in a safe place outside the home.

**Sec. 2. 30-A MRSA §5222, sub-§2-A** is enacted to read:

**2-A. Child care facilities.** "Child care facilities" means facilities that are licensed by the Department of Health and Human Services that provide care for at least 6 children who are less than 18 years of age by persons who are not family members, legal guardians or other custodians of the children and that are operated out of nonresidential commercial buildings. To meet this definition, a child care facility must have a director and a sufficient number of staff members whose sole function

is to provide necessary child care services. The services offered at child care facilities include the provision of services that allow the children's family members, legal guardians or other custodians the ability to be active in the workforce.

**Sec. 3. 30-A MRSA §5225, sub-§1, ¶C**, as amended by PL 2019, c. 148, §3 and c. 260, §1, is further amended to read:

C. Costs related to economic development, environmental improvements, fisheries and wildlife or marine resources projects, recreational trails, broadband service development, expansion or improvement, including connecting to broadband service outside the tax increment financing district, ~~or~~ employment training or the promotion of workforce development and retention within the municipality or plantation, including, but not limited to:

(1) Costs of funding economic development programs or events developed by the municipality or plantation or funding the marketing of the municipality or plantation as a business or arts location;

(2) Costs of funding environmental improvement projects developed by the municipality or plantation for commercial or arts district use or related to such activities;

(3) Funding to establish permanent economic development revolving loan funds, investment funds and grants;

(4) Costs of services and equipment to provide skills development and training, including scholarships to in-state educational institutions or to online learning entities when in-state options are not available, for jobs created or retained in the municipality or plantation. These costs must be designated as training funds in the development program;

(5) ~~Quality child care costs~~ Costs associated with quality child care facilities and adult care facilities, including finance costs and construction, staffing, training, certification and accreditation costs related to child care and adult care;

(6) Costs associated with new or existing recreational trails determined by the department to have significant potential to promote economic development, including, but not limited to, costs for multiple projects and project phases that may include planning, design, construction, maintenance, grooming and improvements with respect to new or existing recreational trails, which may include bridges that are part of the trail corridor, used all or in

part for all-terrain vehicles, snowmobiles, hiking, bicycling, cross-country skiing or other related multiple uses;

(7) Costs associated with a new or expanded transit service, limited to:

(a) Transit service capital costs, including but not limited to: transit vehicles such as buses, ferries, vans, rail conveyances and related equipment; bus shelters and other transit-related structures; and benches, signs and other transit-related infrastructure; and

(b) In the case of transit-oriented development districts, ongoing costs of adding to an existing transit system or creating a new transit service and limited strictly to transit operator salaries, transit vehicle fuel and transit vehicle parts replacements;

(8) Costs associated with the development of fisheries and wildlife or marine resources projects; and

(9) Costs related to the construction or operation of municipal or plantation public safety facilities, the need for which is related to general economic development within the municipality or plantation, not to exceed 15% of the captured assessed value of the development district; and

See title page for effective date.

**CHAPTER 605**

**S.P. 677 - L.D. 1975**

**An Act To Facilitate Dental Treatment for Children**

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

**Sec. 1. 5 MRSA §285, sub-§16** is enacted to read:

**16. Dental benefit waiting period.** The requirements of Title 24-A, sections 2766-A, 2847-W and 4260 that prohibit a waiting period for any dental or oral health service or treatment, except for orthodontic treatment, for an enrollee if the enrollee is under 19 years of age apply to any group health plan or dental plan purchased under subsection 5 or to any self-insured group health or dental plan provided under subsection 9.

**Sec. 2. 24 MRSA §2317-B, sub-§21**, as amended by PL 2019, c. 274, §3 and amended by c. 388, §2, is repealed and the following enacted in its place:

**21. Title 24-A, sections 2765-A and 2847-U.** The practice of dental therapy by a dental therapist, Title 24-A, sections 2765-A and 2847-U;

**Sec. 3. 24 MRSA §2317-B, sub-§22**, as enacted by PL 2019, c. 274, §4, is amended to read:

**22. Title 24-A, section 4320-M.** Coverage for abortion services, Title 24-A, section 4320-M; and

**Sec. 4. 24 MRSA §2317-B, sub-§23** is enacted to read:

**23. Title 24-A, sections 2766-A and 2847-W.** The prohibition on a dental benefit waiting period for persons under 19 years of age, Title 24-A, sections 2766-A and 2847-W.

**Sec. 5. 24-A MRSA §2766-A** is enacted to read:

**§2766-A. Dental benefit waiting period**

**1. Enrollee defined.** For the purposes of this section, unless the context otherwise indicates, "enrollee" means a person who is covered under an individual policy or contract provided by an insurer.

**2. No waiting period for enrollee under 19 years of age.** An insurer that issues individual dental insurance or health insurance that includes coverage for dental services may not impose a waiting period, as defined in section 2848, subsection 5, for any dental or oral health service or treatment, except for orthodontic treatment, for an enrollee if the enrollee is under 19 years of age.

**Sec. 6. 24-A MRSA §2847-W** is enacted to read:

**§2847-W. Dental benefit waiting period**

**1. Enrollee defined.** For the purposes of this section, unless the context otherwise indicates, "enrollee" means a person who is covered under a group policy or contract provided by an insurer.

**2. No waiting period for enrollee under 19 years of age.** An insurer that issues group dental insurance or health insurance that includes coverage for dental services may not impose a waiting period, as defined in section 2848, subsection 5, for any dental or oral health service or treatment, except for orthodontic treatment, for an enrollee if the enrollee is under 19 years of age.

**Sec. 7. 24-A MRSA §4260** is enacted to read:

**§4260. Dental benefit waiting period**

**1. Enrollee defined.** For the purposes of this section, unless the context otherwise indicates, "enrollee" means a person who is covered under an individual or group contract provided by a health maintenance organization.

**2. No waiting period for enrollee under 19 years of age.** A health maintenance organization that issues