

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.

Augusta, Maine
2019

**CHAPTER 50
H.P. 820 - L.D. 1131**

Resolve, Directing the Maine State Housing Authority To Study and Report on the Need for Modifications To Make Homes Accessible for Senior Citizens and Persons with Disabilities

Sec. 1. Maine State Housing Authority to study and report on need for accessible housing. Resolved: That the Maine State Housing Authority shall work together with local housing authorities and interested groups to conduct a study of the need, with reference to geographical areas of the State, for home modifications to provide accessibility for low-income older or disabled residents of the State in order to permit those persons to remain in their homes and avoid institutionalization. The study must evaluate the effectiveness of the income tax credit for certain home modifications. The study must identify additional programs and funding and taxpayer assistance necessary to meet the home modification needs of older and disabled individuals. The housing authority shall report its findings to the Joint Standing Committee on Labor and Housing and the Joint Standing Committee on Taxation by January 5, 2020. The joint standing committees may each report out a bill based on the report to the Second Regular Session of the 129th Legislature.

See title page for effective date.

**CHAPTER 51
H.P. 978 - L.D. 1356**

Resolve, Regarding Legislative Review of Portions of Chapter 101: MaineCare Benefits Manual, Chapters II and III, Section 40: Home Health Services, a Late-filed Major Substantive Rule of the Department of Health and Human Services

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

Whereas, the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A requires legislative authorization before major substantive agency rules may be finally adopted by the agency; and

Whereas, a major substantive rule has been submitted to the Legislature outside the legislative rule acceptance period; and

Whereas, immediate enactment of this resolve is necessary to record the Legislature's position on final adoption of the rule; 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. Adoption. Resolved: That final adoption of portions of Chapter 101: MaineCare Benefits Manual, Chapters II and III, Section 40: Home Health Services, a provisionally adopted major substantive rule of the Department of Health and Human Services that has been submitted to the Legislature for review pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A outside the legislative rule acceptance period, is authorized.

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

Effective June 6, 2019.

**CHAPTER 52
H.P. 1121 - L.D. 1538**

Resolve, Directing the Public Higher Education Systems Coordinating Committee To Study Compensation Equity among Public Higher Education Institutions

Sec. 1. Public Higher Education Systems Coordinating Committee to study compensation equity. Resolved: That the Public Higher Education Systems Coordinating Committee established in the Maine Revised Statutes, Title 20-A, section 9 shall study the use of adjunct professors across the State and examine the equity of pay rates and pay scales across the University of Maine System, the Maine Community College System and each campus of these systems. The study must include an examination of market forces on pay rates and pay scales, how each system's pay rates and pay scales compare nationally and what changes would be necessary to implement a so-called living wage. The Public Higher Education Systems Coordinating Committee shall report to the Joint Standing Committee on Education and Cultural Affairs, no later than January 2, 2020, on the results of the study, including, but not limited to, the issues raised, best practices for compensation equity,