

# MAINE STATE LEGISLATURE

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# 124th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2009

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Legislative Document

No. 1254

H.P. 873

House of Representatives, March 30, 2009

### **An Act To Repeal Inactive Boards and Commissions**

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Reported by Representative BEAUDETTE of Biddeford for the Secretary of State pursuant to the Maine Revised Statutes, Title 5, section 12006, subsection 2.

Reference to the Committee on State and Local Government suggested and ordered printed under Joint Rule 218.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

1           **Sec. 71. 24-A MRSA §6981, sub-§2**, as enacted by PL 2007, c. 447, §11, is  
2 amended to read:

3           **2. Cooperative agreements.** Dirigo Health may enter into voluntary cooperative  
4 agreements with a public purchaser for purchasing purposes and administrative functions.  
5 If a cooperative agreement is entered into pursuant to this subsection, the self-  
6 administered plan and any public purchaser shall maintain separate and distinct risk pools  
7 and reserves and may not commingle risk pools or reserve funds under any  
8 circumstances. For the purposes of this subsection, "public purchaser" means an entity  
9 that purchases health coverage in whole or in part with public funds, including, but not  
10 limited to, the state employee health insurance program, the University of Maine System,  
11 the Maine Community College System, the Maine Education Association benefits trust,  
12 the Maine School Management Association benefits trust and municipal and county  
13 governments. For the purposes of this subsection, "public purchaser" does not mean the  
14 Department of Health and Human Services, Office of MaineCare Services ~~except for~~  
15 ~~cooperative agreements for the purchasing of pharmaceuticals pursuant to Title 5, section~~  
16 ~~2031.~~

17           **Sec. 72. 27 MRSA §86-A, first ¶**, as amended by PL 1993, c. 361, Pt. A, §3, is  
18 further amended to read:

19           The Maine State Museum holds title, as trustee for the State, to all historical  
20 materials, other than documents or other library or archival items under the administrative  
21 jurisdiction of the Maine State Library or the Maine State Archives, that are or may  
22 become the property of the State and are or may be housed in the public buildings of the  
23 State. These historical materials include the banners and flags presently housed in the  
24 State House Hall of Flags and may include, but are not restricted to, paintings, sculptures  
25 and other works of art dealing with historic subjects or executed by historically  
26 significant artists; flags, banners, insignia, medals, firearms, edged weapons, uniforms  
27 and other accoutrements relating to Maine military personnel or units; furnishings,  
28 utensils, implements, tools, machinery and other devices having particular historical  
29 significance to the State. The State Capitol Building is in the jurisdiction of the ~~State~~  
30 ~~House and Capitol Park Planning Commission.~~

31           **Sec. 73. 32 MRSA c. 126**, as amended, is repealed.

32           **Sec. 74. 34-B MRSA §5439, sub-§8, ¶A**, as reallocated by PL 2007, c. 695, Pt.  
33 A, §41, is amended to read:

34           A. The commissioner shall:

35           (1) Ensure the input of consumers, personal assistants and any organization that  
36 represents personal assistants regarding providing a livable wage for personal  
37 care assistance services. The commissioner may seek input through one or more  
38 public hearings or by other means determined reasonable by the commissioner;  
39 and,

40           ~~(2) Seek advice and input from the Long term Care Oversight Committee~~  
41 ~~established in Title 22, section 5107 J to determine whether the rates of~~

1 reimbursement are sufficient for consumers to recruit, hire and retain personal  
2 care assistants.

3 **Sec. 75. 37-B MRSA §1131**, as amended by PL 2003, c. 404, §§11 to 14 and c.  
4 689, Pt. B, §7, is repealed.

5 **Sec. 76. 38 MRSA §470-F**, as enacted by PL 2001, c. 619, §1, is amended to  
6 read:

7 **§470-F. Local water use policies encouraged**

8 The department shall encourage and cooperate with state, regional or municipal  
9 agencies, boards or organizations in the development and adoption of regional or local  
10 water use policies that protect the environment from excessive drawdown of water  
11 sources during low-flow periods. The department shall encourage those entities, in  
12 developing those policies, to review previously adopted low-flow policies, ~~including any~~  
13 ~~such policies adopted by the Aroostook Water and Soil Management Board established in~~  
14 ~~Title 7, section 332.~~

15 **Sec. 77. 38 MRSA §551-A**, as amended by PL 2007, c. 292, §§30 to 32, is  
16 repealed.

17 **SUMMARY**

18 This bill repeals boards that did not file annual reports in either 2007 or 2008, or that  
19 filed a report that indicated inactivity for 2007 and 2008. The boards and commissions  
20 being repealed are:

- 21 1. Citizens' Code of Conduct Working Group;
- 22 2. Long-term Care Oversight Committee;
- 23 3. Maine HIV Advisory Committee;
- 24 4. Publicly Supported Private Secondary School Advisory Council;
- 25 5. Tobacco Prevention and Control Advisory Council;
- 26 6. Technology Center Coordinating Board;
- 27 7. Maine Criminal Justice Commission;
- 28 8. Oil Spill Advisory Committee;
- 29 9. River Flow Advisory Commission;
- 30 10. Advisory Board of the Maine Learning Technology Fund;
- 31 11. Aroostook Water and Soil Management Board;
- 32 12. Board of Barbering and Cosmetology;

- 1 13. Education Commission of the States;
- 2 14. Junior Maine Guides and Trip Leaders Curriculum Advisory Board;
- 3 15. Maine Agricultural Bargaining Board;
- 4 16. Maine Biomedical Research Board;
- 5 17. Maine Engineers Recruitment and Retention Advisory Committee;
- 6 18. Maine-Canadian Legislative Advisory Commission;
- 7 19. Marine Recreational Fishing Advisory Council;
- 8 20. New England and Eastern Canada Legislative Commission;
- 9 21. Pharmaceutical Cost Management Council;
- 10 22. State Compensation Commission; and
- 11 23. State House and Capitol Park Commission.
- 12 This bill corrects cross-references.