

MAJOR SUBSTANTIVE RULE-MAKING AUTHORITY GRANTED
124th Legislature, Second Regular Session
Revised – December 2009

Agency Having Rulemaking Authority	Statutory Citation	When Enacted	Subject of the Rule	Likely Committee of Jurisdiction	Comments
Administrative and Financial Services	5 MRSA §1770 (P.L. 1999, c. 735)	2000 119 th 2 nd Regular Session	Pilot projects for energy efficiency in state buildings	State and Local Government	Rules must be filed with the Legislature by the 1 st business day in February 2001
Administrative and Financial Services, State Purchasing Agent	5 MRSA §1825-0 (P.L. 2001, c. 439, §NNNN-1)	2001 120th 1st Regular Session	Acceptance of bids under the State Purchasing Code of Conduct	State and Local Government	Authorized 4/25/03 Resolve 2003, c. 6 Rule amendments authorized 4/6/06 Resolve 2005, c. 171
	7 MRSA § 60-A, sub-§ 4 (P.L. 2007, c. 301)	2007 123 rd 1 st Regular Session	Farm support arrangements	Agriculture, Conservation & Forestry	
	7 MRSA § 1054 (P.L. 2007, c. 602)	2008 123 rd Second Regular Session	Best management practices to maintain integrity of crops	Agriculture, Conservation & Forestry	
Agriculture, Food and Rural Resources	7 MRSA § 2902-B, sub-§ 4 (P.L. 2005, c. 172)	2005 122 nd First Regular Session	Testing of unpasteurized milk products	Agriculture, Conservation & Forestry	Authorized Resolve 2007, c. 8
	7 MRSA §1342, sub-§8 (P.L. 1999, c. 765, §3)	2000 119 th 2 nd Regular Session	Commercial large game shooting area licenses	Agriculture, Conservation & Forestry	Initial rules are routine technical; amendments are major substantive
	7 MRSA §1758 (P.L. 2001 c. 91)	2001 120th 1st Regular Session	Control of Salmonella in poultry program	Agriculture, Conservation & Forestry	Rules to be adopted in cooperation with Cooperative Extension Service
	7 MRSA §2171, sub-§1-A (P.L. 1999, c. 179, §2) (P.L. 1999, c. 790, §A-5, A-37)	1999 119th 1st Regular Session	Nursery stock license fees	Agriculture, Conservation & Forestry	Authorized 3/21/00 Resolve 1999, c. 93
	7 MRSA §2231 (P.L. 2009, c. 320)	2009 124th 1st Regular Session	Industrial hemp	Agriculture, Conservation & Forestry	

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Agriculture, Food and Rural Resources cont.	7 MRSA §2904-A, sub-§ 5 (P.L. 1999, c. 418, §3)	1999 119th 1st Regular Session	Farm cheese labeling	Agriculture, Conservation & Forestry	Authorized 3/15/00 Resolve 1999, c. 92 (Portions repealed by Resolve 2007, c. 9)
	7 MRSA §2910 (P.L. 1999, c. 362, §15)	1999 119th 1st Regular Session	Milk and milk product production and distribution standards	Agriculture, Conservation & Forestry	Authorized 4/6/00 Resolve 1999, c. 111 Amended 2007 Resolve 2007, c. 8
	7 MRSA § 3970-B	2004 121 st 2 nd Regular Session	Breeding and sale of small mammals	Agriculture, Conservation and Forestry and natural Resources	
	7 MRSA § 2101 -2105 and § 2352		Certification of seed potatoes	Agriculture, Conservation and Forestry	Authorized 2007 Resolve 2007, c. 42
	7 MRSA §3923-C, sub-§ 5	2009 124 th 1st Regular Session	Kennel inspection and quarantine by an animal control officer	Agriculture, Conservation and Forestry	
	7 MRSA §3936 sub-§ 1	2009 124 th 1st Regular Session	Kennel inspection and quarantine by state officials	Agriculture, Conservation and Forestry	
	7 MRSA §4206 (P.L. 1997, c. 642, §2)	1998 118th 2nd Regular Session	Standards and permitting process for new large concentrated animal feeding operations and existing operations that are being expanded	Agriculture, Conservation and Forestry and natural Resources	Authorized 6/17/99 Resolve 1999, c. 88
	22 MRSA §2517-C (P.L. 2009, c. 354)	2009 124 th 1st Regular Session	Farm fresh poultry facilities and sanitary processes	Agriculture, Conservation and Forestry	
	32 MRSA §1865, sub-§3 (P.L. 2001, c. 661, §3)	2002 120 th 2 nd Regular Session	Fees charged for beverage container label registrations and registration renewals	Business, Research and Economic Development	

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Agriculture, Food and Rural Resources cont.	32 MRSA §1871-A (P.L. 2001, c. 661)	2002 120 th 2 nd Regular Session	Requirements and procedures for issuance of bottle redemption center licenses and annual renewals, including a fee structure	Business, Research and Economic Development	Applies to rules adopted after 2003 Authorized 3/31/04 Resolve 2003, c. 126
	P.L. 2005, c. 198, sec. 3 (unallocated law)	2005 122 nd Second Regular Session	Identification and registration of premises where livestock or poultry is kept	Agriculture, Conservation and Forestry	Rules required if the USDA takes action prior to January 1, 2007 to require registration of premises where livestock or poultry is kept
	P.L. 2009, c. 63, sec. 1 (unallocated law)	2009 124 th First Regular Session	Best management practices for poultry production at facilities with more than 10,000 birds	Agriculture, Conservation and Forestry	
Agriculture, Food and Rural Resources, Board of Pesticides Control	7 MRSA § 610, sub-§ 6 P.L. 2005, c. 145 Applies to rules adopted after July 1, 2007 or amendments to existing rules adopted after July 1, 2007. Rules adopted or amended after March 1, 2008 that pertain to organophosphate pesticides and plant-incorporated protectants are major substantive.	2007 123 rd 1 st Regular Session	Drift from outside spraying, notification requirements for outside spraying, pesticides application in occupied building, notification registry for indoor applications, and buffers from shorelines for broadcast applications of pesticides	Agriculture, Conservation and Forestry	Rule not authorized Resolve 2009, c. 115
	7 MRSA § 601-625	2007 123 rd 1 st Regular Session	Buffer requirement for water quality protection	Agriculture, Conservation and Forestry	Authorized in 2008 Resolve 2007, c. 154
	7 MRSA § 601-625	2007 123 rd 1 st Regular Session	Control of Browntail Moths near Marine Waters	Agriculture, Conservation and Forestry	ACF Committee voted resolve ONTP in 2008
	7 MRSA § 601-625	2007 123 rd 1 st Regular Session	Indoor pesticide applications	Agriculture, Conservation and Forestry	Authorized in 2008 Resolve 2007, c. 153

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Agriculture, Food and Rural Resources, Board of Pesticides Control	22 MRSA § 1471-C	2007 123 rd 1 st Regular Session	Definitions and terms of pesticides	Agriculture, Conservation and Forestry	Authorized in 2009 Resolve 2009, c. 41
	22 MRSA § 1471 sub-§ A, B, D, E, M	2007 123 rd 1 st Regular Session	Special restrictions on pesticide use	Agriculture, Conservation and Forestry	Authorized in 2009 Resolve 2009, c. 118
Attorney General	22 MRSA § 1471-Y	2007 123 rd 1 st Regular Session	Outdoor application of pesticides by powered equipment	Agriculture, Conservation and Forestry	Authorized in 2009 Resolve 2009, c.114
	22 MRSA § 1560-D, sub-§ 9 (P.L. 2007, c. 467)	2007 123 rd 1 st Regular Session	Exemptions from flavored cigar and flavored cigarettes penalties	Health and Human Services	Authorized in 2008 Resolve 2007, c. 178 Amendment authorized by Resolve 2009, c. 3
Maine Center for Disease Control	P.L. 2007, c. 612, sec. 2	2008 123 rd Second Regular Session	Exemptions to the ban on flavored cigarettes and cigars (amendments to existing rule)	Health and Human Services	Emergency rules may be adopted
	22 MRSA § 1580-A, sub-§ 9 (P.L. 2005, c. 581)	2005 122 nd Second Regular Session	Smoking in the workplace	Health and Human Services	Authorized Resolve 2007, c. 4
Consumer Credit Protection	Resolve 2007, c. 462 , sec. 7 (unallocated law)	2007 123 rd 1 st Regular Session	Local health officers	Criminal Justice and Health and Human Services	Authorized in 2008 Resolve 2007, c. 165
	9-A MRSA § 8-206-F (P.L. 2007, c. 273, sec. A-23)	2007 123 rd 1 st Regular Session	Adjustment to fees paid with respect to creditors that are not supervised financial organizations making residential mortgage loans.	Insurance and Financial Services	
Corporations and Elections, Bureau of	1 MRSA § 354 (P.L. 2005, c. 315)	2005 122 nd 1 st Regular Session	Public comments on statewide referenda	Legal and Veterans Affairs	Authorized 4/5/06 Resolve 2005, c. 180

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Complementary Health Care Providers, Board of	32 MRSA §12506 (P.L. 1995, c. 671)	1996 117th 2nd Regular Session	Prescribing drugs, collaborative relationship and continuing education requirements for naturopathic doctors	Business, Research and Economic Development	Authorized 9/18/99 Resolve 1999, c. 51
ConnectME Authority	35-A MRSA § 9205, sub-§ 3	2005 122 nd Second Regular Session	Rules to carry out Authority's duties or powers	Utilities and Energy	Authorized, Resolve 2007, c. 27
	36 MRSA § 2017 (P.L. 2005, c. 665, sec. 4)	2005 122 nd Second Regular Session	Reimbursement claim for machinery and equipment used to develop an advanced communication technology infrastructure	Utilities and Energy	Authorized, Resolve 2007, c. 26
Conservation	12 MRSA §8867-A (P.L. 1997, c. 720, §2)	1998 118th 2nd Special Session	Timber harvesting regulation	Agriculture, Conservation and Forestry	Authorized 3/18/98 Resolve 1997, c. 92
	12 MRSA §8867-B (P.L. 1999, c. 695, §1)	2000 119th 2nd Special Session	Performance standards for timber harvesting in areas adjacent to rivers, streams, ponds, wetlands and tidal waters	Agriculture, Conservation and Forestry	Rules were not authorized for final adoption 3/26/02 Resolve 2001, c. 01 Initial rules redesignated routine technical; amendments to rules designated major substantive by P.L. 2003, c. 335
	12 MRSA §8869, sub-§14 (P.L. 2003, c. 422, sec. A-4)	2003 121 st , 1 st Regular Session	Liquidation harvesting	Agriculture, Conservation and Forestry	Authorized 4/29/04 Resolve 2003, c. 144
	12 MRSA §9001-B, sub-§4 (P.L. 1995, c. 586)	1996 117th 2nd Regular Session	Standards for exemption from an outdoor fire ban for use of fire and charcoal or gas grills at public and other campsites	Agriculture, Conservation and Forestry	Authorized 3/30/98 Resolve 1997, c. 101

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Conservation and Environmental Protection	Resolves 1999, c. 116, §1 (unallocated)	2000 119th 2nd Regular Session	Performance standards for cutting and removal of vegetation other than timber in areas adjacent to rivers, streams, brooks, ponds, wetlands and tidal waters	Natural Resources	Authorized 3/25/02 Resolve 2001, c. 97
Corrections	19 MRSA §770-C, sub-§1 19-A MRSA §4014, sub-§1 (P.L. 1997, c. 292)	1997 118th 1st Special Session	Standards and procedures for the certification of batterers' intervention programs	Criminal Justice and Public Safety	Authorized 3/18/98 Resolve 1997, c. 92 Amended rule authorized, 5/16/03 Resolve 2003, c. 26 Amended rule authorized 5/18/05 Resolve 2005, c. 40 Amended rule authorized 2008 Resolve 2007, c. 167
Corrections, State Board of	34-A MRSA § 1803, sub-§ 4 (P.L. 2007, c. 653, Part A and amended by P.L. 2009, c. 391, part C-2)	2008 123 rd 2 nd Regular Session	Certificate of need process for public and private correctional construction projects	Criminal Justice and Public Safety	
Criminal Justice Academy, Board of Trustees of the Maine	25 MRSA §2803-A, sub-§1 (P.L. 1997, c. 395, Part O)	1997 118th 1st Special Session	Permissible duties of part time law enforcement officers		Rules not authorized Resolve 1999, c. 103 Rules redesignated routine-technical by P.L 1999, c. 630
Defense and Veterans' Services	37-B MRSA §505, sub-§1-A, ¶A (P.L. 2001, c. 439-§QQ-2)	2001 120 th 1 st Regular Session	Financial assistance for veterans	Legal & Veterans' Affairs	

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Dirigo Health Board of Directors	24-A MRSA § 6913, sub-§ 10 (P.L. 2005, c. 400, sec A-13)	2005 122 nd First Regular Session	Definition of paid claims for the purposes of calculating savings offset payments due on or after January 1, 2007	Insurance and Financial Services	
Economic and Community Development	5 MRSA §13063-O (P.L. 2003, c. 451, Part MMM-1)	2003 121 st 1 st Regular Session	Microenterprise Initiative Fund Program review	Business, Research and Economic Development	Authorized 4/5/04 Resolve 2003, c. 132
Economic and Community Development cont.	5 MRSA §13103, sub-§9 (P.L. 1999, c. 731, §SSS-1)	2000 119 th 2 nd Regular Session	Biomedical research program	Business, Research and Economic Development	Authorized 3/21/01 Resolve 2001, c. 2 Under P.L. 2003, c. 464, sec. 9, rule-making authority for this program is now under the Maine Biomedical Research Board and rules adopted are routine technical
Education	20-A MRSA § 204 (P.L. 2005, c. 194)	2005 122 nd First Regular Session	Regulation of private school	Education and Cultural Affairs	
	20-A MRSA §254, sub-§5	2001 120 th 1 st Regular Session	Administration of Medicine in School	Education and Cultural Affairs	Authorized 4/28/05 Resolve 2005, c. 11
	20-A § 3301, sub-§ 8 (P.L. 2005 c. 30)	2005 122 nd First Regular Session	Closing of school in the unorganized territory	Education and Cultural Affairs	Authorized Resolve 2007, c. 7
	20-A § 4255 (P.L. 2005, c. 368)	2005 122 nd First Regular Session	Approval process for early childhood education program	Education and Cultural Affairs	
	20-A MRSA § 4801, sub-§ 2-A (P.L. 2003, c. 617)	2004 121 st Second Special Session	Regional school calendars	Education and Cultural Affairs	Authorized,4/5/05 Resolve 2005, c. 7
	20-A MRSA § 5401, sub-§ 3, par. A and 29-A MRSA §2311 (P.L. 2007 c. 572, Part A)	2007 123 rd Second Regular Session	Transportation of public preschool students	Education and Cultural Affairs	

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Education cont.	20-A MRSA § 5001-A(3)(A)(4)(e) P.L. 2003, c. 181	2003 121 st 1 st Regular Session	Home Instruction Rule requirement removed by Resolve 2007, c. 111	Education and Cultural Affairs	Authorized 4/10/06 Resolve 2005, c. 178
	20-A MRSA § 6209-A (P.L. 2005, c. 446, sec. 5)	2005 122 nd First Regular Session	Validation of school administrative unit's comprehensive education plan	Education and Cultural Affairs	
	20-A MRSA § 6211 (P.L. 2001, c. 454, §33)	2001 120 th 1 st Regular Session	Student assessment under learning results (accountability standards)	Education and Cultural Affairs	Authorized 4/2/02 Resolve 2001, c. 107 Amendments authorized by Resolve 2007, c. 71 Amendments authorized by Resolve 2009, c. 117
	20-A MRSA § 6662, sub-§ 2 (P.L. 2005, c. 435)	2005 122 nd First Regular Session	Standards for food and beverages sold or distributed on school grounds but outside of school meal programs	Education and Cultural Affairs	
	20-A MRSA § 6954 (P.L. 2009, c. 296)	2009 124th First Regular Session	Center of Excellence for at-risk students	Education and Cultural Affairs	
	20-A MRSA § 7005 (P.L. 2005, c. 662, Part A)	2005 122 nd Second Regular Session	Special Education	Education and Cultural Affairs	Authorized by Resolve 2007, c. 138
	20-A MRSA § 7404, sub-§1 (P.L. 1995, c. 676)	1996 117th 2nd Regular Session	Funding for Maine students attending the Governor Baxter School for the Deaf	Education and Cultural Affairs	

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Education cont.	20-A MRSA §7727, sub-§4A, ¶C (P.L. 1999, c. 296, §5)	1999 119th 1st Regular Session	Formula for distributing child development services funds to regional sites.	Education and Cultural Affairs	Authorized 5/18/01 Resolve 2001, c. 41 Amendments authorized 5/31/05 Resolve 2005, c. 79 Amendments authorized by Resolve 2007, c. 47 Rule amendment not authorized by Resolve 2009, c. 87
	20-A MRSA §7732-A, sub-§10 (P.L. 1995, c. 662)	1996 117th 2nd Regular Session	Establishment of child development services provider advisory boards	Education and Cultural Affairs	Authorized 4/1/98 Resolve 1997, c. 106 Rule amendment authorized by Resolve 2009, c. 2
	20-A MRSA §15603, sub-§8, par. B (P.L. 1997, c. 787, §6)	1998 118th 2nd Regular Session	Lease costs as a component of debt service in the school funding formula	Education and Cultural Affairs	Authorized 4/16/99 Resolve 1999, c. 14
	20-A MRSA §15603, sub-§8, par. E (P.L. 1997, c. 787, §8)	1998 118th 2nd Regular Session	Cost of portable classrooms as a component of debt service in the school funding formula	Education and Cultural Affairs	Authorized 4/16/99 Resolve 1999, c. 14
	20-A MRSA §15603, sub-§8, par. F (P.L. 1997, c. 787, §9)	1998 118th 2nd Regular Session	Limit on inclusion of lease costs as a component of debt service in the school funding formula	Education and Cultural Affairs	Authorized 4/16/99 Resolve 1999, c. 14
	20-A MRSA 15672, sub-§2A, par. B (P.L. 2005, c.2)	2005 122nd First Regular Session	Debt service cost for subsidy purposes for lease costs for the purchase of temporary classroom space	Education and Cultural Affairs	

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Education cont.	20-A MRSA 15672, sub-§ 2A, par. D (P.L. 2005 , c.2)	2005 122nd First Regular Session	Approving the purchase, construction or lease-purchase of portable, temporary classroom space and for determining the amount includable for subsidy purposes		
	20-A MRSA §15687 (P.L. 2003, c. 504, sec A-6)	2003 121 st 1 st Regular Session	Essential services and programs funding	Education and Cultural Affairs	Authorized by Resolve 2007, c. 134
	(P.L. 1997, c. 428) (unallocated law)	1997 118th 1st Special Session	Use of time-out procedures by school administrative districts	Education and Cultural Affairs	Authorized 5/2/01 Resolve 2001, c. 9
	P.L. 2005, c. 662, Part B-1 (unallocated law)	2005 122 nd Second Regular Session	Unified eligibility provisions for early childhood special education programs	Education and Cultural Affairs	Must be presented to the Legislature for review in the First Regular Session of the 123 rd Legislature
	P.L. 2007, c. 240, Part XXXX-48 (unallocated law)	2007 123 rd 1 st Regular Session	Criteria for the identification of efficient, high-performing school districts beginning with the 2008-09 school year	Education and Cultural Affairs	Rules must be submitted for review no later than December 1, 2007
	Resolve 2009, c. 113 (unallocated law)	2009 124 th 1 st Regular Session	Continuity of care in the child development system	Education and Cultural Affairs	Department may adopt emergency major substantive rules no later than June 30, 2009
Education and Bureau of General Services	20-A MRSA §4001, sub-§7 (P.L. 1997, c. 787 §3)	1998 118th 2nd Regular Session	Maintenance and capital improvement program for schools	Education and Cultural Affairs	
	20-A MRSA §15918 (P.L. 1997, c. 787, §11)	1998 118th 2nd Special Session	School maintenance and capital improvement plan assistance and reporting	Education and Cultural Affairs	

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Education and Human Services	20-A MRSA §7727, sub-§3 (P.L. 2001, c. 510)	2002 120 th 2 nd Regular Session	Establishment of a statewide network for Childfind and the eligibility for free public education to children with disabilities from birth to 5 years of age	Education and Cultural Affairs	Must be presented to the Legislature in First Regular Session of the 122 nd Legislature
Education and Department of Human Service, Bureau of Health	20-A MRSA §6358 sub-§1 (P.L. 2001, c. 326, §3)	2001 120 th 1 st Regular Session	School immunization requirements	Education and Cultural Affairs	Authorized 4/9/02 Resolve 2001, c. 117
Education and Municipal Bond Bank	30-A MRSA §5953-E (P.L. 1997, c. 787, §12)	1998 118th 2nd Special Session	Maine School Facilities Finance Program	Education and Cultural Affairs	Authorized 4/16/99 Resolve 1999, c. 14
Education and Municipal Bond Bank cont.	30-A MRSA §6006-F (P.L. 1997, c. 787, §13)	1998 118th 2nd Special Session	School Revolving Renovation Fund	Education and Cultural Affairs	Authorized 4/16/99 Resolve 1999, c. 14
Education/State Board of Education	(P.L. 1995, c. 649, §2) (Unallocated law)	1996 117th 2nd Regular Session	Curriculum content standards and student performance indicators	Education and Cultural Affairs	Authorized 6/9/97 Resolve 1997, c. 51
	(P.L. 1999, c. 731, §YY-6) (Unallocated)	2000 119th 2nd Regular Session	Plan to address school construction needs beyond project #22 on the priority list	Education and Cultural Affairs	

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Education/State Board of Education cont.	20-A MRSA §13011, sub-§9 (P.L. 1999, c.673)	2000 119th 2nd Regular Session	Issuance of teacher certification in targeted need areas	Education and Cultural Affairs	Authorized 5/30/01 Resolve 2001, c. 48 Amendments authorized 5/19/05 Resolve 2005, c. 41 Rule amendments authorized on 4/10/06 Resolve 2005, c. 182 Rule amendments authorized 2007 Resolve 2007, c. 43 Rule amendments authorized 2008 Resolve 2007, c. 187
	20-A MRSA §13012, sub-§6, §13019-B, sub-§3, §13019-C, sub-§3 (P.L. 2001, c.534)	2002 120 th 2nd Regular Session	Qualifications for a provisional teacher certificate and administrator certification	Education and Cultural Affairs	Authorized 6/3/03 Resolve 2003, c. 60 Amended rule authorized 3/29/04 Resolve 2003, c. 121 Rule amendments authorized by Resolve 2009, c. 12
	20-A MRSA § 15905, sub-§ 4 (P.L. 2005, c. 595 and c. 683, Part J)	2005 122 nd Second Regular Session	Approval of school construction projects	Education and Cultural Affairs	Provisionally adopted rule amendments by December 31, 2008
	P.L. 1999, c. 776, §21 (Unallocated)	2000 119th 2nd Regular Session	Preferred areas for school construction projects using state funds	Education and Cultural Affairs	Authorized 5/30/01 Resolve 2001, c. 47

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Education/State Board of Education cont.	P.L. 2007, c. 223, sec. 3	2008 123 rd 2 nd Regular Session	Model of consolidated and integrated secondary and postsecondary education	Education and Cultural Affairs	Emergency rules
Energy and Carbon Savings Trust	35-A MRSA § 10008, sub-§ 8 (P.L. 2007, c. 317)	2007 123 rd 1 st Regular Session	Rules for establishing, administering the Energy and Carbon Savings Trust and trust funds and its' programs	Utilities and Energy	Rules authorized Resolve 2009, c. 19
Environmental Protection	38 MRSA § 413, sub-§ 1B (P.L. 2003, c. 551, sec. 5)	2004 121 st , 2 nd Special Session	License for subsurface water discharge granted by rule in certain circumstances	Natural Resources	License is a major substantive rule if incorporated into an existing rule that is designated as major substantive
	38 MRSA § 413, sub-§ 1A (P.L. 2005, c. 219)	2005 122 nd First Regular Session	License for surface wastewater disposal system	Natural Resources	
	38 MRSA §420, sub-§1B, ¶E (P.L. 2001, c. 418, §3)	2001 120 th 1 st Regular Session	Water quality criteria for mercury	Natural Resources	
	38 MRSA §420-D, sub-§1, 9 (P.L. 1995, c. 704, Part B and C)	1996 117 th 2 nd Regular Session	Storm water management-standards	Natural Resources	Authorized 9/19/97 Resolve 1997, c. 67 Rule amendment authorized 5/26/05 Resolve 2005, c. 87
	38 MRSA §420-D, sub-§3, 4 and 9 (P.L. 1995, c. 704, Part B and C and amended by P.L. 2005, c. 602, sec. 4))	1996 117 th 2 nd Regular Session	Lists of watersheds and sensitive or threatened regions most at risk from new development (only rules that qualify as state mandates)	Natural Resources	Authorized 9/19/97 Resolve 1997, c. 47 Rule amendment authorized 5/26/05 Resolve 2005, c. 87
	38 MRSA § 480-BB (P.L. 2005, c. 116)	2005 122 nd First Regular Session	Criteria used to determine whether an area is a significant wildlife habitat		Authorized 4/5/06 Resolve 2005, c. 183

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Environmental Protection Cont.	38 MRSA §485-A, sub-§1-C (P.L. 1995, c. 704, Part A and C and amended by P.L. 2009, c. 293)	1996 117th 2nd Regular Session	Requirements for a long term construction project that allows approval of future development within a specified area and within specified parameters	Natural Resources	Authorized 5/16/97 Resolve 1997, c. 31
	38 MRSA § 490-CC, par. 1 (P.L. 2005, c.602)	2005 122nd Second Regular Session	Variance from performance standards for quarries		
	38 MRSA §490-D, sub-§14 (P.L. 1995, c. 700)	1996 117th 2nd Regular Session	Standards for reclamation following excavation for borrow, clay, topsoil or silt	Natural Resources	
	38 MRSA §490-E (P.L. 1995, c. 700)	1996 117th 2nd Regular Session	Standards for granting a variance from performance standards established for excavations for borrow, clay, topsoil or silt	Natural Resources	Authorized 5/16/97 Resolve 1997, c. 30
	38 MRSA § 580-B, sub-§ 6 (P.L. 2007, c. 317)	2007 123 rd 1 st Regular Session	Waiver of enforcement of carbon dioxide cap-and-trade program	Natural Resources	Authorized in 2008 Resolve 2007, c. 157
	38 MRSA 585-A, last ¶ (P.L. 1999, c. 107)	1999 119th 1st Regular Session	Motor vehicle fuel standards	Natural Resources	Authorized 3/30/00 Resolve 1999, c. 100
	38 MRSA §585-D (P.L. 1997, c. 364)	1997 118th 1st Special Session	Zero-emission vehicle program	Natural Resources	Authorized 5/20/05 Resolve 2005, c. 66 Repealed by P.L. 2005, c. 245, sec. 1
	38 MRSA § 610-B (P.L. 2007, c. 442)	2007 123 rd 1 st Regular Session	Outdoor wood boilers	Natural Resources	Authorized in 2008 Resolve 2007, c. 190
	38 MRSA §1310-N, sub-§13-B (P.L. 1997, c. 418)	1997 118th 1st Special Session	Requirements for the use of municipal solid waste-incinerator ash	Natural Resources	Redesignated routine technical rules by P.L. 2009, c. 412, sec. A-1

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	38 MRSA § 1661-C	2005 2 nd Regular Session	Exemptions from the ban on sale of mercury-added switches, relays and measuring devices	Natural Resources	Authorized by Resolve 2007, c. 64
	38 MRSA §1319-O, sub-§2, par. B (P.L. 1995, c. 573)	1996 117 th 2 nd Regular Session	Used oil collection centers	Natural Resources	
	38 MRSA §2309, sub-§8, (P.L. 1999, c. 348, §14)	1999 119 th 1 st Regular Session	Designation of a class of facilities as subject to toxic reduction requirements	Natural Resources	
	(P.L. 1995, c. 704, Part C) (unallocated law)	1996 117 th 2 nd Regular Session	Traffic movement under Site Location Law	Natural Resources	Authorized 5/7/97 Resolve 1997, c. 18
	Resolves 1997, c. 30 (unallocated)	1997 118 th 1 st Special Session	Procedural requirements for the conduct of public informational meetings	Natural Resources	The department must develop an interim policy that will be in effect until rules are finally adopted
	(Resolves 1997, c. 58) (unallocated)	1997 118 th 1 st Special Session	Maximum contaminant level for methyl tert-butyl ether, MTBE	Natural Resources	Authorized 4/3/98 Resolve 1997, c. 114
	P.L. 2001, C. 302, §3 (unallocated)	2001 120 th 1 st Regular Session	Siting new underground storage facilities for used motor oil	Natural Resources	Authorized 3/25/02 Resolve 2001, c. 99
	P.L. 2005, c. 452, Part C-6 (unallocated)	2005 122 nd First Regular Session	Withdrawal of groundwater	Natural Resources	Rules must be adopted by March 15, 2007 by DEP, LURC, DHHS and Maine Geological survey
	P.L. 2007, c. 353, sec. 14 (unallocated law)	2007 123 rd 1 st Regular Session	Requirements for an activity located within a community public water system primary protection area	Natural Resources	

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Environmental Protection Board cont.	38 MRSA § 470-H (P.L. 2005, c. 330)	2005 122 nd First Regular Session	Water use standards for maintaining in-stream flows and GPA lake or pond water levels that are protective of aquatic life	Natural Resources	Authorized by Resolve 2007, c. 63
	38 MRSA §470-E (P.L. 2001, c. 619)	2002 120 th 2 nd Regular Session	Water use requirements for maintaining in-stream flows and lake or pond water levels	Natural Resources	Must be provisionally adopted by January 1, 2005 and submitted for committee review to the 1 st Regular Session of the 122 nd Legislature
	38 MRSA §480-AA (P.L. 2003, c. 130)	2003 121 st 1 st Regular Session	Coastal sand dunes	Natural Resources	Authorized 4/14/04 Resolve 2003, c. 130 Rule amendments authorized 4/5/06 Resolve 2005, c. 175
	38 MRSA §1304, sub-§1-C (P.L. 2001, c. 393, §2)	2001 120 th 1 st Regular Session	Agronomic utilization of sludge		
	38 MRSA §1696, sub-§1 (P.L. 2007, c. 643)	2008 123 rd Second Regular Session	Prohibition on the sales, manufacture and distribution of children's products with toxic chemicals	Natural Resources	
	P.L. 2003, c. 607, sec. 2	2004 121 st , Second Special Session	Storm water management regulation	Natural Resources	Rules must be provisionally adopted and submitted to the Legislature no later than January 2, 2005
	P.L. 2007, c. 569, sec. 7	2008 123 rd Second Regular Session	Siting of facilities within significant sand and gravel aquifers	Natural Resources	
	P.L. 2007, c. 584, sec. 3 (unallocated)	2008 123 rd Second Regular Session	Carbon dioxide emissions from new coal-powered industrial and electrical generating facilities	Natural Resources	
	Finance Authority of Maine	10 MRSA § 1019, sub-§ 4 (P.L. 2005, c417)	2005 122 nd First Regular Session	Nursing education loan repayment program	Business and Economic Development

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Gambling Control Board	5 MRSA 1018 (P.L. 2004, c. 687, as amended by P.L. 2005, c.663, sec. 8)	2004 121 st , Second Special Session and 2005 122 nd Second Regular Session	Licensing and registration of slot machines for renewal fees over \$10,000	Legal and Veterans Affairs	
Governmental Ethics & Election Practices, Commission on	1 § 1013, sub-§ 2, par. E (P.L. 2007, c. 642)	2008 123 rd Second Regular Session	Due process for conducting investigations and hearings	Legal & Veterans Affairs	
	21-A MRSA §1017, sub-§6 (P.L. 1999, c. 157)	1999 119th 1st Regular Session	Campaign report filing forms.	Legal & Veterans Affairs	Authorized 6/6/05 Resolve 2005, c. 111 Rules redesignated as routine technical by P.L. 2005, c. 301, sec. 15

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	21-A MRSA §1126 (P.L. 2001, c. 465, §7)	2001 120 th 1 st Regular Session	Administration of the Maine Clean Election Act	Legal & Veterans Affairs	Authorized 4/3/02 Resolve 2001, c. 109 Amended rule authorized 4/14/04 Resolve 2003, c.136 Amendments to rule authorized by Resolve 2007, c. 72 Rule amendments authorized 2008 Resolve 2007, c. 202 Rule amendment authorized Resolve 2009, c. 90 (matching funds) Rule amendment not authorized Resolve 2009, c. 103 (seed money)
	Resolves 1999, c. 133 (Unallocated)	2000 119th 2nd Regular Session	Regulation of push polling	Legal & Veterans Affairs	
Governor, Office of Health Policy and Finance	2 MRSA §105 (P.L. 2003, c. 469)	2003 121 st 1 st Regular Session	State Health Plan/ capital investment fund	Health and Human Services	Authorized 6/16/05 Resolve 2005, c.115 Rule amendment authorized Resolve 2009, c. 83
Governor's Office	35-A MRSA § 9203, 9205 (3)	2005 122 nd 1 st Regular Session	ConnectME Authority	Utilities and Energy	Authorized 2007 Resolve 2007, c. 27

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Agency Having Rulemaking Authority	Statutory Citation	When Enacted	Subject of the Rule	Likely Committee of Jurisdiction	Comments
Health Data Organization Board of Directors	22 MRSA §1711 C, sub §1, ¶E (P.L. 1997, c.793)	1998 118th 2nd Spec. Session	Confidentiality of health care information		Authorized 4/26/99 Resolve 1999, c. 15 Rule re-designated routine technical by P.L. 1999 c. 512, §A-5
	22 MRSA §8704, sub §4 (P.L. 1995, c. 653)	1996 117th 2nd Regular Session	Rules to enforce and administer the Health Data Organization		Rule re-designated routine technical by P.L. 1997 c. 525
	22 MRSA § 8705-A (P.L. 2003, c. 659)	2004 121 st Second Special Session	Enforcement provisions of the Board, including patient privacy, payment of assessments and the filing of data	Health & Human Services	Authorized 5/25/05 Resolve 2005, c. 69 Amendments to rule authorized by Resolve 2007, c. 17
	22 MRSA §8707, sub-§1 (P.L. 2001, c. 457 §14)	2001 120 th 1 st Regular Session	Confidentiality of health care provider information	Health & Human Services	Authorized 5/30/03 Resolve 2003, c. 54 Rule amendment authorized 6/3/05 Resolve 2005, c. 95 Rule amendment authorized 4/3/06 Resolve 2005, c.166 Rule amendment authorized 2008 Resolve 2007, c. 192 Rule amendment authorized Resolve 2009, c. 84

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Health Data Organization Board of Directors cont.	22 MRSA §8708-A (P.L. 2003, c. 469, Part C-28)	2003 121 st 1 st Regular Session	Collection of quality data	Health and Human Services	Rule authorized 5/25/05 Resolve 2005, c. 69 Rule amendments authorized on 4/3/06 Resolve 2005, c. 165 Rule amendments authorized by Resolve 2007, c. 77 Rule amendment authorized 2008 Resolve 2007, c. 166
	Resolve 2009, c. 82	2009 124 th 1 st Regular Session	Public reporting by hospitals on issues regarding methicillin-resistant Staphylococcus Aureus and Clostridium difficile	Health and Human Services	Rules must be adopted by January 1, 2010
Human Rights Commission	5 MRSA § 4566, sub-§ 7 (P.L. 2007, c. 385, sec. 5)	2007 123 rd 1 st Regular Session	Amend the definition of “physical or mental disability” in the Maine Human Rights Act	Judiciary	
Human Services	22 MRSA §254-B, sub-§12 (P.L. 1999, c. 431 §1)	1999 119th 1st Regular Session	Discount prescription drug program for Maine residents	Health & Human Services	
	22 MRSA §304-F, sub-§4 (P.L. 1995, c. 696)	1996 117th 2nd Regular Session	Expedited review procedure for nursing facility applications to relicense beds that were voluntarily reduced	Health and Human Services	Authorized 4/2/98 Resolve 1997, c. 110
	22 MESA §306-A, sub-§8 (P.L. 1995, c. 696)	1996 117th 2nd Regular Session	Filing fees for application of certificate of need to reopen beds in nursing facilities	Health and Human Services	Authorized 4/2/98 Resolve 1997, c. 110

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Human Services cont.	22 MRSA §333, sub-§4 (P.L. 2001, c. 664)	2002 120 th 2 nd Regular Session	Procedures for converting nursing facility beds after voluntary nursing facility reductions	Health and Human Services	
	22 MRSA § 451 (P.L. 2007, C. 432)	2007 123 rd 1 st Regular Session	Qualifications for local health officers	Health and Human Services	Rules must be adopted by the department no later than June 1, 2009
	22 MRSA § 820, sub-§ 1, par C (P.L. 2005, c. 383, sec. 16)	2005 122 nd Second Regular Session	Shortage of health care workers	Health and Human Services	
	22 MRSA § 820, sub-§ 1, par D (P.L. 2005, c. 383, sec 16)	2005 122 nd Second Regular Session	Dispensing of drugs in an emergency situation		
	22 MRSA §2496 (P.L. 1999, c. 727)	2000 119th 2nd Regular Session	Regulation of tent and recreational vehicle parks, agricultural fair camping facilities, temporary campgrounds and wilderness recreational parks	Health and Human Services	Major substantive designation is repealed March 1, 2004
	22 MRSA §2620-C (P.L. 1997, c. 205, §10)	1998 118th 2nd Regular Session	Permitting process for public water systems	Health and Human Services	Authorized 5/12/99 Resolve 1999, c. 43
	22 MRSA §2660-A, sub-§3 (P.L. 2003, c. 121)	2003 121 1 st Regular Session	Transportation of water for commercial purposes, including fees imposed to cover cost of providing permits	Health and Human Services	
	22 MRSA §2693, sub-§1 (P.L. 1999, c. 786, §A-3)	2000 119th 2nd Regular Session	Emergency drug pricing procedures under Prescription Drug Price Reduction Act	Health and Human Services	
	22 MRSA §3174-I, sub-§1 (P.L. 1995, c. 687)	1996 117th 2nd Regular Session	Basing eligibility for Medicaid reimbursement for nursing facility care on a person's entire medical condition	Health and Human Services	Authorized 6/9/97 Resolve 1997, c. 54

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Human Services Cont.	22 MRSA §3174-W (P.L. 1999, c. 329)	1999 119 th 1 st Regular Session	Access to home health care under Medicaid	Health and Human Services	Authorized 6/4/03 Resolve 2003, c. 67 Rule amendment authorized Resolve 2009, c. 85
	22 MRSA §3174-Z (P.L. 1999, c. 329)	1999 119 th , 1 st Regular Session	Reimbursement for private non-medical board and care institutions	Health and Human Services	Authorized 6/3/03 Resolve 2003, c. 61 Amended rule authorized 4/14/04 Resolve 2003, c. 135 Amendments authorized 5/25/05 Resolve 2005, c. 68 Amendments authorized 2007 Resolve 2007, c. 16 Amendments authorized 2009 Resole 2009, c. 40
	22 MRSA § 3187 (P.L. 2003, c. 684)	2004 121 st Second Special Session	Reimbursement for intermediate care facilities for the mentally retarded	Health and Human Services	Authorized 4/12/06 Resolve 2005, c. 196 Amendments authorized Resolve 2007, c. 44 Amendments authorized in 2008 Resolve 2007, c. 207
	22 MRSA §3192, sub §7 (P.L. 2001, c. 439, §BBB-1)	2001 120th 1st Regular Session	Option for financial solvency for community health plans	Insurance and Financial Services	Rules redesignated routine technical by P.L. 2003, c. 428, Part I, sec. 1
	22 MRSA §3192, sub §8 (P.L. 2001, c. 439, §BBB-1)	2001 120th 1st Regular Session	Medicaid waivers for community health plans	Insurance and Financial Services	Rules redesignated routine technical by P.L. 2003, c. 428, Part I, sec. 2

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Human Service cont.	22 MRSA §3192, sub §14 (P.L. 2001, c. 439, §BBB-1)	2001 120 th 1 st Regular Session	Minimum standards for financial solvency, benefit design, enrollee protections, disclosure requirements, and procedures for dissolution of a community health plan corporation	Insurance and Financial Services	Rules redesignated routine technical by P.L. 2003, c. 428, Part I, sec. 3
	22 MRSA § 3493 (P.L. 2003, c. 653)	2004 121 st Second Special Session	Adult Protective Services	Health and Human Services	
	22 MRSA §4021, sub-§4 (P.L. 2001, c. 696, sec. 23)	2002 120 th 2 nd Regular Session	Procedures for the audio recording of planned questioning of and planned interviews with children	Judiciary	Authorized 6/3/03 Resolve 2003, c. 66
	22 MRSA §7312 (P.L. 2009, c. 279)	2009 124 th 1 st Regular Session	Coordinated in-home and community services for he elderly and adults with disabilities	Health and Human Services	
	22 MRSA §7853 (P.L. 2001, c. 596)	2002 120 th 2 nd Regular Session	Assisted housing programs (except rules to establish categories of licensed assisted housing programs)	Health and Human Services	Authorized 6/4/03 Resolve 2003, c. 66 Amendments authorized 3/27/06 Resolves 2005, chapters 154-157
	22 MRSA §7855 (P.L. 2001, c. 596)	2002 120 th 2 nd Regular Session	Fees for assisted living program fire safety inspections	Health and Human Services	

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Human Services cont.	22 MRSA §7902-A (P.L. 1995, c. 670, Part A) Repealed: P.L. 2001, c. 596 § A-2; see now 22 MRSA § 7853	1996 117th 2nd Regular Session	Assisted living services programs	Health and Human Services	Authorized 4/3/98 Resolve 1997, c. 115 Amended rule authorized 5/20/99 Resolve 1999, c. 44 Amended rule authorized 4/11/00 Resolve 1999, c. 118 Amended rule authorized 3/13/02 Resolve 2001, c. 90
	22 MRSA §7904-B (P.L. 1995, c. 670, Part A)	1996 117th 2nd Regular Session	State Fire Marshall fees and fire safety inspection of licensed congregate housing facilities	Health and Human Services	Authorized 4/3/98 Resolve 1997, c. 115
	22 MRSA §7915, sub §1 (P.L. 1995, c. 670, Part A)	1996 117th 2nd Regular Session	Operation of congregate- housing services program		Authorized 4/3/98 Resolve 1997, c. 115 Rule re-designated routine technical by P.L. 1999 c. 384, §2
	22 MRSA §8206, §2 (P.L. 1999, c. 265)	1999 119th 1st Regular Session	Licensure of pre-adoptive homes as foster care homes	Health & Human Services	Authorized 4/4/01 Resolve 2001, c. 5

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Human Services cont.	22 MRSA §8302-A, sub-§2, ¶G-J (P.L. 1997, c. 494)	1997 118th 1st Special Session	For home day care providers: child to staff ratios; health and safety requirements; waiver of rules; suspension or revocation of certification; and criminal records and personal history requirements	Health and Human Services	Authorized 4/3/98 Resolve 1997, c. 112 Amended rules authorized 4/10/05 Resolve 2005, c. 195 Amended rules authorized Resolve 2009, c. 8
	22 MRSA §8303-A (P.L. 1997, c. 494)	1997 118th 1st Special Session	Fees for initial licensure or certification and license or certification renewals for day care centers, nursery schools and home day care providers	Health and Human Services	Authorized 4/3/98 Resolve 1997, c. 112 Amended rules authorized 4/10/05 Resolve 2005, c. 195
	26 MRSA §1412-G (P.L. 2001, c. 559, Part BB)	2002 120 th 2 nd Regular Session	Cost sharing within the Medicaid physical disability waiver and Medicaid programs	Health and Human Services	
	26 MRSA § 1412-(P.L. 2004, c. 673)	2004, 121 st Second Special Session	Consumer cost sharing for personal care assistance services	Health and Human Services	
	34-B MRSA §5432, sub-§ 3 (P.L. 2007, c. 237)	2007 123 rd 1 st Regular Session	Rate setting for mental retardation services	Health and Human Services	
	34-B MRSA §5438, sub-§ 9 (P.L. 2007, c. 240)	2007 123 rd 1 st Regular Session	Sliding scale for consumer cost services for personal care assistance services	Health and Human Services	Authorized in 2008 Resolve 2007, c. 163
	P.L. 1999, c. 731, §BBBB-12 (Unallocated)	2000 119th 2nd Regular Session	License requirements and surveys of long-term care providers (amendment to existing rules)	Health and Human Services	
	Resolves 2001, c. 54 (Unallocated)	2001 120 th 1 st Regular Session	Assessment of medical eligibility under Medicaid	Health and Human Services	

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Human Services cont.	P&SL 2003, c. 24, sec 1. (unallocated language)	2003 121 st 1 st Regular Session	Smoking by foster parents in family foster homes and in foster parents' private vehicles	Health and Human Services	Authorized 4/13/04 Resolve 2003, c. 134
	Resolve 2005, c. 52 (unallocated)	2005 122 nd , 1 st Regular Session	Licensing of intermediate care facilities for mental retardation	Health and Human Services	Authorized 2007 Resolve 2007, c. 33
	Resolve 2005, c 61 (unallocated)	2005 122 nd , 1 st Regular Session	Reimbursement of intermediate care facilities for mental retardation to create facility-specific incentives for the efficient management of variable costs	Health and Human Services	Authorized 4/12/06 Resolve 2005, c. 196
	Resolve 2007, c. 53 (unallocated)	2007 123 rd , 1 st Regular Session	Safety of children at day care facilities with swimming pools	Health and Human Services	
Human Services in Consultation with Corrections, Education and DMHMRSAS	34-B MRSA §15003 sub-§3 (P.L. 1997 c. 790 Sec. A-1)	1998 118th 2nd Special Session	Managed care for provision of mental health services to children under Medicaid	Health and Human Services	To be adopted after consultation with Corrections, Education & DMHMRSAS. Only initial adoption subject to legislative review
Human Services, Bureau of Health	22 MRSA §1341, sub §1 (P.L. 1997, c. 340) Rules redesignated routine technical by P.L. 2007, c. 346	1997 118th 1st Special Session	Requirements for hypodermic apparatus exchange programs	Judiciary	Authorized 4/3/98 Resolve 1997, c. 111
	32-B MRSA §1094-C sub-§2 (P.L.2001 c. 385)	2001 120 th 2nd Regular Session	Poster/brochure on use of mercury or mercury amalgam in dental procedures	Natural Resources	Authorized 4/25/02 Resolve 2001, c. 125
	55 MRSA 1580-A, sub-§ 9, par. F (P.L. 2005, c. 683)	2005 122 nd 2 nd Regular Session	Smoking in work places	Health and Human Services	Authorized 2007 Resolve 2007, c. 4

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Human Services, Bureau of Medical Services	22 MRSA § 42, sub-§ 8 (P.L. 2003, c. 612)	2004 121 st 2 nd Special Session	Rules with retroactive appreciation to maximize federal revenues under the Medicaid program or to conform to the State Medicaid Manual	Health and Human Services	Retroactive rules are major substantive if the underlying rule-making authority designated the rule major substantive
Human Services, Bureau of Medical Services, in consultation with Department of Labor, Bureau of Rehabilitative Services	P.L. 1999, c 4, §N-2 (unallocated)	1999 119th 1st Regular Session	Cost sharing requirements of home care programs.	Health and Human Services	Authorized 6/11/99 Resolve 1999, c. 72
Human Services and Department of Labor	P.L. 2005, c. 199, sec. 6 (unallocated law)	2005 122 nd Second Regular Session	Consumer-directed personal assistance services	Health and Human Services	
Inland Fisheries and Wildlife	12 MRSA §7072, sub-4 (P.L. 1995, c. 667)	1996 117th 2nd Regular Session	Selecting agents to sell licenses and permits	Inland Fisheries and Wildlife	
	12 MRSA §7074, sub-§1-A (P.L. 1995, c. 667)	1996 117th 2nd Regular Session	Reporting requirements for agents selling licenses and procedures for payment of funds collected	Inland Fisheries and Wildlife	Authorized 4/18/97 Resolve 1997, c. 15
	12 MRSA §7077-B sub-§2 (P.L. 1997, c. 432)	1997 118th 1st Special Session	Conditions under which a person is required to complete an outdoor ethics course	Inland Fisheries and Wildlife	Rules must be submitted by January 1, 1998
	Resolve 2005, c. 50 (unallocated)	2005 122 nd First Regular Session	Implementation of a program to prevent the upstream migration of exotic species past the Fish River Falls and into the Fish River watershed in Aroostook County.	Inland Fisheries and Wildlife	Authorized 4/6/06 Resolve 2005, c. 172

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Inland Fisheries and Wildlife cont.	38 MRSA § 480-BB (P.L. 2005, c. 116)	2005 122 nd First Regular Session	Definition of “significant vernal pool habitat”, “high and moderate value waterfowl” and “wading bird habitat and shorebird nesting, feeding and staging areas”	Inland Fisheries and Wildlife	Authorized 4/12/06 Resolve 2005, c. 208
	12 MRSA § 10104	2008 123 rd First Regular Session	Open water fishing regulations	Inland Fisheries and Wildlife	Resolve died between house (2008)
	12 MRSA § 12461, sub-1 and 3	2005 122 nd First Regular Session	Adoption of initial list of native brook trout waters and removal of waters from that list	Inland Fisheries and Wildlife	
	P.L. 1999, c. 467, §3	1999 119 th 1 st Regular Session	Use of dogs by hunters to track wounded deer	Inland Fisheries and Wildlife	Authorized 3/27/00 Resolve 1999, c. 95
Labor	26 MRSA §53 (P.L. 1999, c. 181, §1)	1999 119th 1st Regular Session	Civil money forfeiture for labor law violations	Labor	Authorized 3/30/00 Resolve 1999, c. 108 Amended rule authorized 3/25/02 Resolve 2001, c. 103
	26 MRSA 625-B, sub-§8) (P.L. 2001, c. 625, sec. 1)	2002 120 th 2 nd Regular Session	Severance pay	Labor	Authorized Resolve 2005, c. 12
	26 MRSA §664, sub-§3, par. H (P.L. 2001, c. 628, §3)	2002 120 th 2 nd Regular Session	Determination of payment methods that satisfy the “reasonably equivalent” standard for overtime pay for drivers or driver’s helpers	Labor	Authorized 6/03 Resolve 2003, c. 74
	26 MRSA § 872 , sub-§ 4 (P.L. 2005, c. 461)	2005 122 nd , First Regular Session	Proof of equipment ownership for employers using foreign laborers	Labor	Authorized 4/28/06 Resolve 2005, c. 205
Land Use Regulation Commission	12 MRSA § 8072, sub-§ 685-A (3) and (5)	2005 122 nd , First Regular Session	Land use districts and standards	Agriculture, Conservation and Forestry	Authorized 2007 Resolve 2007, c. 19

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Land Use Regulation Commission cont.	Resolve 1999, chapter 116	2000 119 th 2 nd Regular Session	Standards for clearing of vegetation for development	Natural Resources	Authorized 3/27/02 Resolve 2001, c. 98
Maine Commission on Indigent Legal Services	4 MRSA §1804 (P.L. 2006, c. 419)	2009 124 th 1 st Regular Session	Indigent legal services	Judiciary	
Maine Consumer Choice Health Plan Board of Directors	24 MRSA, §4346, sub-§5	2002 120 th 2 nd Regular Session	Establishment of a risk adjustment mechanism or risk pools	Insurance and Financial Services	
Maine Emergency Management Agency	37-B MRSA § 745, sub-§ 6	2007 123 rd 1 st Regular Session	Process for the expenditure of funds from the Disaster Relief Fund	Criminal Justice	
Maine Milk Commission	7 MRSA § 3153-B, sub-§ 3 (P.L. 2007, c. 240 and 262)	2007 123 rd 1 st Regular Session	Target prices	Agriculture, Conservation and Forestry	
Maine Water Well Commission	32 MRSA § 4700-I, sub-§ 2A P.L. 2009, c. 153, sec. 18 and 26 (unallocated language)	2009 124 th 1 st Regular Session	Licensing structure for geothermal heat exchange well drillers and well pump installers	Natural Resources	Provisionally adopted rules must be submitted by January 1, 2010
Marine Resources	12 MRSA §6171, sub-§5 (P.L. 1997, c. 138)12	1997 118th 1st Special Session	Limiting the taking of marine organisms for the purpose of protecting marine organisms	Marine Resources	Authorized 3/16/04 Resolve 2003, c. 114 Rule amendments authorized in 2008 Resolve 2007, c 169
	12 MRSA §6072, sub-§7-A (P.L. 2003, c. 247, sec. 4)	2003 121 st 1 st Regular Session	Permissible impacts and visual impact criteria for aquaculture leasing	Marine Resources	Authorized 5/25/05 Resolve 2005, c. 58
	12 MRSA §6078-A, sub-§6 P.L. 2003, c 247, sec. 19)	2003 121 st 1 st Regular Session	Recommended framework for lease rents, application fees and production fees for aquaculture lease sites	Marine Resources	

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Marine Resources cont.	12 MRSA §6072, sub-§5-A (P.L. 1997, c. 123)	1997 118th 1st Special Session	Assessment for proposed aquaculture lease sites, except for resource management plans of Taunton Bay	Marine Resources	Authorized 3/18/98 Resolve 1997, c. 93 amended rule authorized 5/15/03 Resolve 2003, c. 20
	MRSA §6171, sub-§5 (P.L. 2007, c. 574)	2008 123 rd Second Regular Session	Taking of marine organisms	Marine Resources	
	12 MRSA § 6821, sub-§ 2 (P.L. 2005, c. 27)	2005 122 nd First Regular Session	Sea cucumber drag license limited entry system		
Maine Revenue Services	36 MRSA §§ 112, 2017 (7)	2005 122 nd First Regular Session	ConnectME Tax Reimbursements	Utilities and Energy	Authorized 2007 Resolve 2007, c. 26
Maine Rural Development Authority	5 MRSA §13120-N (P.L. 2001, c. 703)	2001 120 th 2 nd Regular Session	Community Industrial Building Program funding, rates of interests paid	Business, Research and Economic Development	Authorized 5/223/03 Resolve 2003, c. 47
Maine State Housing Authority	30-A MRSA §5250-E, sub-§2 (P.L. 2003, c. 426, §1)	2003 121 st 1 st Regular Session	Affordable Housing Development District, recovery of public revenue	Business, Research and Economic Development	Authorized 3/18/04 Resolve 2003, c. 115
Mental Health, Mental Retardation and Substance Abuse Services	22 MRSA §3714-W (P.L. 1999, c. 329)	1997 118th 1st Special Session	Local service networks for delivery of mental health services	Human Services	
	22 MRSA §7252 (P.L. 2003, c. 483, sec. 1)	2003 121 st 1 st Regular Session	Controlled Substances Prescription Monitoring program	Health and Human Services	Authorized Resolve 2005, c. 36
	34 B MRSA §3608 (P.L. 1997, c. 423)	1999 119th 1st Regular Session	Access to home health care under Medicaid	Health and Human Services	Rules redesignated routine technical by P.L. 2007, c. 286, sec. 7

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Mental Health, Mental Retardation and Substance Abuse Services cont.	32 MRSA § 13795 (P.L. 2005, c. 430, sec 7)	2005 122 nd First Regular Session	Purchases of targeted methamphetamine precursors	Health and Human Services	
	Resolves 1999, c. 22 (unallocated)	1999 119th 1st Regular Session	Professional qualifications for staff in alcohol and drug treatment programs	Health and Human Services	Authorized 5/24/01 Resolve 2001, c. 44
MHMRSAS, Corrections, Education and DHS	34-B MRSA §15002 sub-§4(C) (P.L. 1997, c. 790)	1998 118th 2nd Session Special	Informal grievance and appeal process for children and families receiving mental health services	Health & Human Services	Authorized 4/11/00 Resolve 1999, c. 117
Nursing, State Board of	32 MRSA §2102, sub-§2 (P.L. 1995, c. 670, Part C)	1996 117th 2nd Regular Session	Coordination and oversight of patient care services provided by unlicensed health care assistive personnel	Health and Human Services	Authorized 6/9/97 Resolve 1997, c. 53
Occupation Safety and Health, Board of	26 MRSA §565-B (P.L. 2001, c. 397)	2001 120 th 1 st Regular Session	Safe and healthful conditions for students	Labor	Authorized 6/2/03 Resolve 2003, c. 56
Plumbers' Examining Board	32 MRSA §3403-B, sub-§1 (P.L. 2001, c. 215)	2001 120 th 1 st Regular Session	Adoption of national plumbing code by reference	Business, Research and Economic Development	Resolve Died Between Houses 4/4/02
Professional & Financial Regulation	9-B MRSA §418, sub-§1 (P.L. 1995, c. 628)	1996 117th 2nd Regular Session	Financial institutions acting as agents	Insurance and Financial Services	
	24-A MRSA §1957 (P.L. 1995, c. 673, Part A)	1996 117th 2nd Regular Session	Private purchasing alliances for health care under the Health Care Reform Act	Insurance and Financial Services	Authorized 4/18/97 Resolve 1997, c. 14 amended rule authorized 5/15/03 Resolve 2003, c. 21
Professional & Financial Regulation, Bureau of Insurance	24-A MRSA §2164-D (P.L. 1997, c. 364)	1998 118th 2nd Regular Session	Enforcement of unfair insurance claims practices	Insurance and Financial Services	

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Professional & Financial Regulation, Bureau of Insurance cont.	24-A MRSA §2220 (P.L. 1997, c. 667)	1998 118th 2nd Regular Session	The use of genetic information collected in connection with insurance transaction	Insurance and Financial Services	
	24-A MRSA §2694-A (P.L. 2009, c. 350)	2009 124th 1st Regular Session	Physician performance measurement, reporting and tiering programs	Insurance and Financial Services	
	24-A MRSA §4309 (P.L. 1995, c. 673, Part C)	1996 117th 2nd Regular Session	Establish standards for health plans under the Health Plan Improvement Act	Insurance and Financial Services	Authorized 4/14/97 Resolve 1997, c. 13 Amendments authorized 5/24/05 Resolve 2005, c. 51 Amendments authorized in 2008, Resolve 2007, c. 160
	24-A MRSA §216, sub-§2 (P.L. 1997, c. 314)	1997 118th 1st Special Session	Method of calculating consumer complaint ratios		Rules re-designated routine technical by P.L. 2001, c. 165, sec. A-1.
	24-A MRSA §2693, §2694 and §2697 (P.L. 2001, c. 410, Part C)	2001 120 th 1 st Regular Session	Individual and group health insurance policies	Insurance and Financial Services	Authorized 4/5/04 Resolve 2003, c. 131
	24-A MRSA §4202-A, sub-§1 (P.L. 2001, c. 218)	2001 120 th 1 st Regular Session	Basic health care services to be provided by HMO	Insurance and Financial Services	Authorized 4/2/02 Resolve 2001, c. 118
	24-A MRSA §4303, sub-§1 (P.L. 2003, c. 469, Part E-20)	2003 121 st 1 st Regular Session	Quality criteria for managed care plans	Insurance and Financial Services	Authorized 3/29/04 Resolve 2003, c. 120
Professional & Financial Regulation, Board of Licensure of Foresters	32 MRSA §5514 sub-§2 (P.L. 2001, c. 261 §4)	2001 120th 1st Regular Session	Licensing qualifications for intern foresters	Business, Research and Economic Development	Authorized 3/26/02 Resolve 2001, c. 100 Rules redesignated routine technical by P.L. 2003, c. 364

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Agency Having Rulemaking Authority	Statutory Citation	When Enacted	Subject of the Rule	Likely Committee of Jurisdiction	Comments
Professional & Financial Regulation, Board of Licensure of Foresters cont.	32 MRSA §5515, sub-§10 (P.L. 2001, c. 261-§4)	2001 120 th 1 st Regular Session	Registration of supervisor-foresters	Business, Research and Economic Development	Authorized 3/26/02 Resolve 2001, c. 102 Rules redesignated routine technical by P.L. 2003, c. 36
Public Safety	25-A § 2465, sub-§ 1-B (P.L. 2005, c. 571)	2005 122 nd 2 nd Regular Session	Maintenance and inspection of chimneys, fireplaces, vents and solid fuel burning appliances upon sale or transfer of property	Criminal Justice and Public Safety	
	P.L. 2007, c. 632	2008 123 rd Second Regular Session	Fire sprinklers (applies to rules adopted after September 1, 2007)	Criminal Justice and Public Safety	Rules authorized in 2009 Resolve 2009, c. 31
Public Safety, State Police	29-A MRSA §1769, sub-§2 (P.L. 1999, c. 183, §4)	1999 119th 1st Regular Session	Motor vehicle inspection-requirements	Transportation	Redesignated as routine technical rules by Legislature in P.L. 2003, c. 340, section 2
	29-A MRSA §458-A, sub-§2 (P.L. 2001, c. 225)	2001 120 th 1 st Regular Session	Standards for registration of “modified show vehicles”	Transportation	Rules must be filed with the Legislature no later than December 15, 2001
	29-A MRSA §555, sub- §2 (P.L. 2007, c. 505)	2008 123 rd 2 nd Regular Session	Safety of motor carriers over highways	Transportation	
Public Safety, Maine Drug Enforcement Agency	32 MRSA §13786-A, sub §1 (P.L. 2001, c. 419-§23)	2001 120 th 1 st Regular Session	Prescription Security	Criminal Justice and Public Safety	Authorized 3/21/02 Resolve 2001, c. 86
Public Utilities Commission	25 MRSA §2934 (P.L. 2003, c. 478, sec 2)	2003 121 st 1 st Regular Session	Requirements for locating emergency calls made from multiline telephone systems	Utilities and Energy	Authorized 3/31/04 Resolve 2003, c. 127 Amendment authorized 6/3/05 Resolve 2005, c. 89
	23 MRSA §3360-A, sub-§5-F (P.L. 2003, c. 373, sec. 3)	2003 121 st 1 st Regular Session	Drinking water well construction	Utilities and Energy	Authorized 4/9/2004 Resolve 2003, c. 127

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Public Utilities Commission cont.	23 MRSA § 3360-A, sub-§ 5-G (P.L. 200, c. 334)	2005 122 nd First Regular Session	Alternative notice requirements for excavation associated with drinking water well construction	Utilities and Energy	
	23 MRSA § 3360-A, sub-§ 5-H (P.L. 200, c. 334)	2005 122 nd First Regular Session	Reducing damage to newly installed underground facilities in active excavation areas	Utilities and Energy	Authorized 4/10/06 Resolve 2005, c. 184
	23-MRSA § 3360-A, sub-§ 6C (P.L. 2005, c. 334, sec. 2)	2005 122 nd First Regular Session	Penalty standards for excavations conducted without required notices	Utilities and Energy	Authorized 4/10/06 Resolve 2005, c. 184
	35-A MRSA § 121 (P.L. 2003, c. 645)	2004 121 st Second Special Session	Model building energy code	Utilities and Energy	Authorized 6/3/05 Resolve 2005. c. 88
	35-A MRSA §122, sub-§ 9 (P.L. 2007, c. 656)	2008 123 rd Second Regular Session	Designation of an energy infrastructure corridor	Utilities and Energy	
	35-A MRSA § 302-A (P.L. 2005, c. 204)	2005 122 nd First Regular Session	Political activities, promotional advertising and institutional advertising by public utilities	Utilities and Energy	
	35-A MRSA §314 sub-§5 (P.L. 2001, c. 201 §1)	2001 120 th 1 st Regular Session	Standards for extension of private utility lines	Utilities and Energy	Authorized 3/21/02 Resolve 2001, c. 83
	35-A MRSA §715 (P.L. 1997, c. 237)	1997 118th 1st Special Session	Allocation of costs for facilities, services or intangibles between regulated and unregulated utilities	Utilities and Energy	Authorized 4/3/98 Resolve 1997, c. 113
	35-A MRSA §2102, sub-§3 (P.L. 1997, c. 118)	1997 118th 1st Special Session	Exemption for certain telephone utilities from obtaining approval for providing service	Utilities and Energy	Rules must be submitted by January 1, 1998
35-A MRSA § 3210-C (P.L. 2005, c. 677, Part C)	2005 122 nd 2 nd Regular Session	Capacity resources adequacy	Utilities and Energy	Authorized 2007 Resolve 2007, c. 35	

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Public Utilities Commission Cont.	35-A MRSA § 3210-D (P.L. 2005, c. 677, Part C)	2005 122 nd 2 nd Regular Session	Electric resource adequacy plan	Utilities and Energy	Authorized 2007 Resolve 2007, c. 35
	35-A MRSA §3202, sub-§4 (P.L. 1997, c. 316) (P.L. 1999, c. 398 §D-4) (P.L. 1999, c. 601)	1997 118th 1st Special Session	Terms for electric utility billing and metering competition, standards governing the relationship among transmission and distribution utilities, and consumer protection standards	Utilities and Energy	
	35-A MRSA §3203, sub-§3 (P.L. 1997, c. 316)	1997 118th 1st Special Session	Information disclosure and filing requirements for competitive electric utility providers	Utilities and Energy	Authorized 5/18/99 Resolve 1999, c. 34 Amended rule authorized 5/23/03 Resolve 2003, c. 46 Amended rule authorized 5/20/05 Resolve 2005, c. 57 Amended rule authorized Resolve 2009, c. 20
	35-A MRSA §3204, sub-§3 (P.L. 1997, c. 316)	1997 118th 1st Special Session	Procedures for granting extensions for divestiture of generation assets	Utilities and Energy	Authorized 4/29/99 Resolve 1999, c. 38 Rules redesignated routine-technical by P.L. 1999, c. 577, §1
	35-A MRSA §3204, sub-§4 (P.L. 1997, c. 316)	1997 118th 1st Special Session	Requiring investor-owned electric utilities to sell rights to capacity and energy from generation assets and generation-related business	Utilities and Energy	Authorized 4/29/99 Resolve 1999, c. 38

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Public Utilities Commission Cont.	35-A MRSA §3205, sub-§4 (P.L. 1997, c. 316)	1997 118th 1st Special Session	Marketing regulated products and services by large electric distribution utilities; procedures for divestiture of affiliated competitive providers; and standards of conduct for distribution utilities and affiliated competitive providers	Utilities and Energy	Authorized 5/11/99 Resolve 1999, c. 36
	35-A MRSA §3206, sub-§2 (P.L. 1997, c. 316)	1997 118th 1st Special Session	Separation between small distribution utilities and affiliated competitive electricity providers	Utilities and Energy	Authorized 5/11/99 Resolve 1999, c. 36
	35-A MRSA §3210, sub-§3 (P.L. 1997, c. 316)	1997 118th 1st Special Session	Renewable resource portfolio requirement	Utilities and Energy	Authorized 5/17/99 Resolve 1999, c. 47 Amended rule authorized 5/15/03 Resolve 2003, c. 22
	35-A MRSA §3211 (P.L. 1997, c. 316)	1997 118th 1st Special Session	Energy conservation programs established by distribution utilities	Utilities and Energy	Not authorized 5/12/99 Resolve 1999, c. 42
	35-A MRSA §3212, sub-§1 (P.L. 1997, c. 316)	1997 118th 1st Special Session	Terms and conditions for standard-offer service	Utilities and Energy	Authorized 3/30/98 Resolve 1997, c. 100 Amended rule authorized 5/11/99 Resolve 1999, c. 37 Amendments to rule submitted in 2005 were not authorized Resolve 2005, c. 65

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Public Utilities Commission Cont.	35-A MRSA §3212, sub-§2 (P.L. 1997, c. 316)	1997 118th 1st Special Session	Methodology for structuring the bidding process for standard-offer service	Utilities and Energy	Authorized 3/30/98 Resolve 1997, c. 100 Amended rule authorized 5/11/99 Resolve 1999, c. 37
	35-A MRSA §3212, sub-§4-A (P.L. 2003, c. 665)	2004 121 st Second Special Session	Standards and procedures for incorporating renewable resources into standard-offer service	Utilities and Energy	Rules must be submitted to the Legislature for review by March 1, 2005
	35-A MRSA §3213, sub-§2 (P.L. 1997, c. 316)	1997 118th 1st Special Session	Consumer education program	Utilities and Energy	Authorized 3/30/98 Resolve 1997, c. 99
	35-A MRSA §4709, sub-§2 (P.L. 1999, c. 143 §3)	1999 119th 1st Regular Session	Natural gas unbundling	Utilities and Energy	
	P.L. 2007, c. 183, sec. 3	2008 123 rd 2 nd Regular Session	Shared ownership of renewable energy facilities	Utilities and Energy	Rules must be submitted to the Legislature by January 15, 2009

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Public Utilities Commission, emergency Services Communication Bureau	25 MRSA §2935, sub-§ 2 and 3 (P.L. 2007, c. 226)	2007 123 rd 1 st Regular Session	Availability of emergency telephone services	Utilities and Energy	Authorized 2008 Resolve 2007, c. 157
Secretary of State	21-A MRSA §194 (P.L. 2001, c. 637)	2002 120 th 2 nd Regular Session	Centralized voter registration system	Legal and Veterans Affairs	
State Planning Office	30-A MRSA §4301, sub-§14A (P.L. 2001, c. 90 §1)	2001 120 th 1 st Regular Session	Service Center Communities	Business, Research and Economic Development	Authorized 4/02/02 Resolve 2001, c. 106 Rule amendments authorized 2008 Resolve 2007, c. 205
State Tax Assessor	36 MRSA §193 (P.L. 1997, c. 504)	1997 118th 1st Special Session	Payment of taxes by electronic means [In the event it is mandated]		Rules redesignated routine technical by P.L. 1997, c. 698 §18
Supplemental Benefits Oversight Committee	39-A MRSA §355-B, sub-§ 12 (P.L. 2001, c. 448 §5)	2001 120 th 1 st Regular Session	Administration of the Supplemental Benefits Funds	Labor	
Transportation	23 MRSA §73, sub-§4 (P.L. 2003, c. 22)	2003 121 st 1 st Regular Session	Integration of transportation and land-use planning	Transportation	Authorized in 2008 Resolve 2007, c. 159
	23 MRSA §704, sub-§9 (P.L. 1999, c. 676, §1)	2000 119 th 2 nd Regular Session	Design location and construction of driveways, entrances and approaches on state highways and state aid highways	Transportation	Authorized 6/5/01 Resolve 2001, c. 46 Amended rule authorized 4/15/04 Resolve 2003, c. 138
	23 MRSA §704A, sub-§9 (P.L. 1999, c. 468 §2)	1999 119 th 1 st Regular Session	Traffic movement permits under the site location of development law	Transportation	Authorized 3/21/00 Resolve 1999, c. 94