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**DEPARTMENT OF PUBLIC SAFETY**

2016-2017 Annual Regulatory Agenda

August, 2016

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AGENCY UMBRELLA UNIT: **16-163**

AGENCY NAME: Department of Public Safety, **Bureau of Emergency Medical Services (Maine EMS)**

**CONTACT PERSON**: Shaun St. Germain, Director, 152 State House Station, Augusta, Maine 04333-0152. Telephone: (207) 626-3860. E-mail: Shaun.A.StGermain@Maine.gov .

**EMERGENCY RULES ADOPTED SINCE THE LAST REGULATORY AGENDA**: None

**EXPECTED 2016-2017 RULE-MAKING ACTIVITY**:

**CHAPTER 1**: Mission and Goals of the Maine EMS System

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To ensure that the mission and goals of Maine EMS and the Maine EMS System are consistent with applicable statutes and system philosophy.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMS personnel (n=5117), licensed EMD Centers (n=34), licensed EMD personnel (n=564), Training Centers (n=7), and licensed Instructor Coordinators (n=188).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 2**: Definitions

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To ensure consistency with and provide clarification to all chapters of the Maine EMS rules.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMS personnel (n=5117), licensed EMD Centers (n=34), licensed EMD personnel (n=564), licensed Training Centers (n=7) and licensed Instructor Coordinators (n=188).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 3**: Ground Ambulance Service and Non-Transporting Service Licenses

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To amend the approval process for EMS service licenses; adopt rules regarding online licensing and administrative functions; adopt and/or amend requirements pertaining to Quality Assurance/Quality Improvement; adopt or amend rules pertaining to the operations of a licensed EMS service; adopt or amend rules pertaining to run reporting; amend or clarify rules regarding the process, terms and fees associated with the issuance of new and renewal EMS service licenses; adopt or amend rules regarding license levels and response; adopt or amend rules regarding prioritized response; and adopt or amend rules concerning Paramedic Inter-Facility Transfers (PIFT) and Inter-Facility Transfers (IFT).

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273) and licensed EMS personnel (n=5117).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 3-A**: Emergency Medical Dispatch (EMD) Center Licenses

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To amend the approval process for EMD Center Licensing; adopt or amend rules regarding online licensing and administrative functions; adopt and/or amend requirements pertaining to Quality Assurance/Quality Improvement; adopt or amend rules pertaining to the operations of a licensed EMD Center; amend or clarify rules regarding the process, terms and fees associated with the issuance of new and renewal EMD Center Licenses; and adopt or amend rules concerning prioritized dispatch.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All licensed EMD Centers (n=34) and licensed EMD personnel (n=564).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMD administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 4**: Air Ambulance Service Licenses

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To amend rules pertaining to air ambulance services; adopt and/or amend requirements pertaining to Quality Assurance/Quality Improvement for air ambulance licensees; adopt rules regarding online licensing and administrative functions; adopt or amend rules pertaining to the operations of a licensed EMS air ambulance service; and amend or clarify rules regarding the process, terms and fees associated with the issuance of new and renewal air ambulance service licenses.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273) and licensed EMS personnel (n=5117).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 5**: Personnel Licenses

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To amend requirements for obtaining and maintaining an individual EMS license; amend rules regarding licensing for individuals with previous criminal or professional-license action records; adopt rules regarding online licensing and administrative functions; amend or adopt rules concerning continuing education requirements for licensure; change requirements regarding medical control of EMS licensees; adopt and/or amend requirements pertaining to Quality Assurance/Quality Improvement for EMS licensees; amend, adopt or clarify rules regarding the process, terms and fees associated with the issuance of new and renewal individual EMS licenses; adopt or amend rules pertaining to the scope of practice of a licensed EMS provider; adopt or amend rules regarding the practice of EMS patient care in nontraditional settings; and adopt or amend rules regarding Paramedic Inter-Facility Transfers (PIFT).

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273) and licensed EMS personnel (n=5117).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 5-A**: Emergency Medical Dispatcher Licenses

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To amend requirements for obtaining and maintaining an individual Emergency Medical Dispatcher (EMD) license; amend rules regarding licensing for individuals with previous criminal or professional-license action records; adopt or amend rules regarding online licensing and administrative functions; change requirements regarding protocols and medical direction of EMD licensees; adopt and/or amend requirements pertaining to Quality Assurance/Quality Improvement for EMD licensees; amend, adopt or clarify rules regarding the process, terms and fees associated with the issuance of new and renewal individual EMD licenses; and adopt or amend rules pertaining to the scope of practice of a licensed EMD provider.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMD Centers (n=34) and licensed EMD personnel (n=564).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMD administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 6**: Advanced Life Support Drugs and Medications

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To amend rules regarding the acquisition, storage, use, disposal and accountability of medications used by EMS providers and licensed services.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273) and licensed EMS personnel (n=5117).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 7**: State Licensure Examinations

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To amend and clarify rules regarding EMS license examinations consistent with system needs and philosophy.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMS personnel (n=5117) and licensed Training Centers (n=7).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, Maine EMS approved Training Centers, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 8**: Training Courses and Continuing Education Programs Used for Licensure

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt or amend rules regarding the delivery of EMS education, and to reorganize CEH categories and hours.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMS personnel (n=5117), licensed Instructor Coordinators (n=188) and licensed Training Centers (n=7).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, Maine EMS approved Training Centers, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 8-A**: Training Centers

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt or amend rules regarding the approval, renewal and authorization procedures for Training Centers and to adopt or amend Rules regarding the requirements, standards, operation and procedures of Maine EMS authorized Training Centers.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMS personnel (n=5117), licensed Instructor Coordinators (n=188) and licensed Training Centers (n=7).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, Maine EMS approved Training Centers, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 9**: Instructor Coordinator Licenses

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt or amend rules regarding EMS Instructor Coordinator licensing.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMS personnel (n=5117), licensed Instructor Coordinators (n=188) and licensed Training centers (n=7).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 9-A**: Emergency Medical Dispatch Training, Instructors and Continuing Education Programs

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt or amend rules regarding Emergency Medical Dispatcher Training, Instructors and continuing education programs.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All licensed EMD Centers (n=34) and licensed EMD personnel (n=564).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, regional EMS Councils, EMD Centers, State regional and local EMD administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 10**: Reciprocity

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt or amend rules regarding requirements for reciprocal licensing of EMS providers or services.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273) and licensed EMS personnel (n=5117).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 11**: Standards and Procedures for Refusing to Issue or Renew a License and for Modifying, Suspending or Revoking a License

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt, amend and clarify rules regarding the standards and procedures for refusing to issue, or renew, a license, and for modifying, suspending, or revoking a license or certification, or authorization

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMD Centers (n=34), licensed EMS personnel (n=5117), licensed EMD personnel (n=564), Instructor Coordinators (n=188) and licensed Training Centers (n=7).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS and EMD administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS and EMD systems.

**CHAPTER 12**: Procedures for Licensing Actions and Board Actions

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt or amend rules in accordance with Legislative changes made to Maine statute and to ensure consistency with applicable Maine statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMD Centers (n=34), licensed EMS personnel (n=5117) licensed EMD personnel (n=564), licensed Training centers (n=7) and licensed Instructor Coordinators (n=186.

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS and EMD administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS and EMD systems.

**CHAPTER 13**: Waiver of Rules

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt or amend rules regarding waiver by the Board of EMS of any rule.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMD Centers (n=34), licensed EMS personnel (n=5117) licensed EMD personnel (n=564), licensed Training Centers (n=7) and licensed Instructor Coordinators (n=188).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Instructor Coordinators, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS and EMD administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS and EMD systems.

**CHAPTER 14**: Sexual Misconduct

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt or amend rules regarding sexual misconduct by EMS licensees and certificants.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMD Centers (n=34), licensed EMS personnel (n=5117), licensed EMD providers (n=564) and licensed Instructor Coordinators (n=188).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Instructor Coordinators, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS and EMD administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 15**: Maine EMS Regions and Regional Councils

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt or amend rules regarding: the number of EMS regions and regional councils; the definition, structure, designation, area and responsibilities of EMS regions and regional councils; service affiliation with regions and regional councils; and Medical Control and regional medical direction and regional medical directors.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273) and licensed EMS personnel (n=5117) and Regions (n=6).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 16**: Death Benefits for Emergency Medical Services Persons Who Die in the Line of Duty

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt or amend rules regarding death benefits for emergency medical services persons, pursuant to 25 MRS, ch. 195-A

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMS personnel (n=5117).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 17**: Equipment Lists for Maine EMS Services and Regional EMS Radio Frequencies

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt or amend rules regarding minimum equipment requirements for EMS services and regional EMS radio frequencies.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273) and licensed EMS personnel (n=5117).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 18**: Quality Assurance / Quality Improvement

STATUTORY AUTHORITY: 32 MRS ch. 2-B §84.1

PURPOSE: To adopt or amend rules regarding the Maine EMS Quality Assurance / Quality Improvement System.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMS personnel (n=5117), licensed EMD Centers (n=34), licensed EMD personnel, (n=564), licensed Training Centers, (n=7) licensed Instructor Coordinators (n=188) and all Regions (n=6).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

**CHAPTER 19**: Transport

STATUTORY AUTHORITY: 32 MRS chapter 2-B §84.1

PURPOSE: To promulgate rules regarding the transport of patients and/or other persons by a Maine- EMS-licensed service.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All current licensed EMS services (n=273), licensed EMS personnel (n=5117), licensed EMD Centers (n=34), licensed EMD personnel, (n=564), licensed Training Centers, (n=7) licensed Instructor Coordinators (n=188) and all Regions (n=6).

CONSENSUS-BASED RULE DEVELOPMENT: Rule development is accomplished through direct input from licensed providers, services, Training Centers, EMD Centers, regional EMS Councils, State regional and local EMS administrators, an ad hoc rules committee appointed by the Board of EMS and representatives of the EMS system.

AGENCY UMBRELLA UNIT: **16-219**

AGENCY NAME: **Bureau of Capitol Police**

**CONTACT PERSON:** Russell J. Gauvin, 68 State House Station, Augusta, Maine 04333-0068. Telephone: (207) 287-4357. E-mail: [Russell.J.Gauvin@Maine.gov](mailto:Russell.J.Gauvin@Maine.gov) .

**EMERGENCY RULES ADOPTED SINCE LAST REGULATORY AGENDA:** None.

**ANTICIPATED 2016-2017 RULEMAKING ACTIVITY:**

**CHAPTER 41:** Capitol Area Security Rules

STATUTORY AUTHORITY: 25 MRS §2904

PURPOSE: To ensure for the security regarding use and occupancy of all parks, grounds, buildings and appurtenances maintained by the State at the Capitol Area or other state-controlled locations in Augusta.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

AFFECTED PARTIES: All Persons using or wishing to use the State properties in Augusta, ME

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 42**: Rules Relating to Parking on State Property

STATUTORY AUTHORITY: 25 MRS §2906

PURPOSE: To ensure for the proper use of public ways and parking areas maintained by the State at the Capitol Area or other state controlled locations in Augusta.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

AFFECTED PARTIES: All Persons driving on public ways or parking in parking areas on the State properties in Augusta, ME

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

AGENCY UMBRELLA UNIT: **16-219**

AGENCY NAME: Maine Department of Public Safety, **Office of the Commissioner**

**CONTACT PERSON:** Christopher Parr, 45 Commerce Dr., Suite 1, 42 State House Station, Augusta, Maine 04333-0042. Telephone: (207) 624-7200. E-mail: [Christopher.Parr@Maine.gov](mailto:Christopher.Parr@Maine.gov) .

**EMERGENCY RULES ADOPTED SINCE LAST REGULATORY AGENDA:** None.

**ANTICIPATED 2016-2017 RULEMAKING ACTIVITY:**

**chapter 39**: Adjudicatory and Licensing Proceedings

statutory authority: 5 MRS §8051.

PURPOSES: To ensure for the effective administration of applicable provisions of 5 MRS Pt. 18, c. 375.

SCHEDULE FOR ADOPTION: prior to October 1, 2017.

AFFECTED PARTIES: Persons participating in and/or affected by adjudicatory proceedings, licensing proceedings, and advisory rulings of the agency.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**chapter 51**: Polygraph Examiner Licensing Rules

STATUTORY AUTHORITY: 32 MRS §7353(2).

PURPOSE: To ensure for the effective administration of 32 MRS c. 86.

SCHEDULE FOR ADOPTION: prior to October 1, 2017.

AFFECTED PARTIES: Persons holding or applying for a license to conduct polygraph examinations in the State of Maine.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 60**: Transportation of Hazardous Materials in Maine

STATUTORY AUTHORITY: 25 MRS §2103-A.

PURPOSE: To adopt by reference federal regulations governing the safe transportation of hazardous materials.

SCHEDULE FOR ADOPTION: prior to October 1, 2017.

AFFECTED PARTIES: All common, contract, and private motor carriers that transport hazardous materials.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER NUMBER AND NAME**: TBD

STATUTORY AUTHORITY: 15 MRS §393.

PURPOSE: To ensure for the effective administration of 15 MRS §393.

SCHEDULE FOR ADOPTION: prior to October 1, 2017.

AFFECTED PARTIES: Persons prohibited from owning or possessing a firearm pursuant to 15 MRS §393.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 70**: Regulation Establishing Critical Incident Stress Management Training Standards

STATUTORY AUTHORITY: 25 MRS §4201(2).

PURPOSE: To ensure for the effective administration of 25 MRS c. 501.

SCHEDULE FOR ADOPTION: prior to October 1, 2017.

AFFECTED PARTIES: Law enforcement agencies that have or want to create a critical incident stress management team.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**chapter 71**: Uniform Standardized Forensic Examination Kit for Gross Sexual Assault Evidence Collection

STATUTORY AUTHORITY: 25 MRS §2915.

PURPOSE: To ensure for the effective administration of 25 MRS §2915.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Examiners responsible for collecting evidence using uniform forensic examination kits pursuant to 25 MRS § 2915.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

AGENCY UMBRELLA-UNIT NUMBER: **16-219**

AGENCY NAME: Department of Public Safety, **Office of State Fire Marshal**

Joseph E. Thomas, State Fire Marshal, 52 State House Station, Augusta, Me 04333-0052. Telephone: (207) 626-3870. E-mail: [Joseph.E.Thomas@Maine.gov](mailto:Joseph.E.Thomas@Maine.gov) .

**RULE-MAKING LIAISON AND SMALL BUSINESS IMPACT CONTACT:**

Michelle Mason Webber, Senior Research & Planning Analyst, Office of State Fire Marshal, 52 State House Station, Augusta, ME 04333-0052. Telephone: (207) 626-3873. E-mail: [Michelle.Mason@Maine.gov](mailto:Michelle.Mason@Maine.gov) .

**EMERGENCY RULES ADOPTED SINCE THE LAST REGULATORY AGENDA:** None

**EXPECTED 2016-2017 RULE-MAKING ACTIVITY:**

**CHAPTER 1:** Fee Schedule for Plans Examination

STATUTORY AUTHORITY: 25 M.R.S.A. §§ 2450, 2452; 32 M.R.S.A. §1374

PURPOSE: This rule establishes fees to support construction plan reviews for permits of building construction and licensing in the following areas:

Fee Schedule for Plans Examination

Plans Review and Permit of Fire Sprinkler Systems

Schedule of Fees for Plans Review and Permit of Barrier Free Construction

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: All customers who are required to submit building construction plans to the Office of State Fire Marshal for review.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 2:** Rules Establishing Criteria for Approval of Smoke Detectors

STATUTORY AUTHORITY: 25 M.R.S.A. §2464

PURPOSE: Establishes rules for approving smoke detectors to meet statutory requirements in various occupancies. The approval process will recognize smoke detectors approved by a nationally recognized testing agency for the purpose of this rule.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: All customers who are required to meet the installation of smoke detectors for occupancy type and classification.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 3:** Fire Prevention Code

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: This National Fire Prevention Code provides a nationally recognized fire prevention code for state and municipal enforcement.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: All fire service agencies, within the State of Maine, that have enforcement requirements for life safety in structures from fire.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 4:** Water-Based Fire Protection Systems

STATUTORY AUTHORITY: 25 M.R.S.A. §2452; 32 M.R.S.A. §§ 1373, 1374, 1382

PURPOSE: Establishes the design, installation, operation, maintenance and all other aspects of sprinkler protection for occupancies with sprinkler system fire protection measures and references National Fire Protection Association and State of Maine standards.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: All occupancies requiring the protection measures of water based sprinkler system fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 5:** Portable Fire Extinguishers

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: Establishes the rules for the installation and maintenance of portable fire extinguishers.

ANTICIIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: All occupancies requiring protective measures utilizing portable fire extinguishers.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 6:** Fire Extinguishing Systems

STATUTORY AUTHORITY: 25 M.R.S.A. §2452; 32 M.R.S.A. §1382

PURPOSE: Establishes rules and regulations for the installation, operation, maintenance and all other aspects of fire protection systems for occupancies that require such fire protection measures.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all occupancies that require or utilize fire extinguishing systems for fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 7:** Dry Cleaning Plants

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: Establishes rules and regulations for the design, construction, operation, maintenance and fire protection for these occupancies.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities of this occupancy classification

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 8:** Spray Applications

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: Establishes rules and regulations for the design, construction, operation, maintenance and fire protection of these processes in occupancies.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all occupancies requiring or utilizing this type of activity and fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 9:** Dip Tanks

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: Establishes rules and regulations for the design, construction, maintenance and fire protection of these processes in occupancies.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all occupancies requiring or utilizing this type of activity and fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 10:** Stationary Combustion Engines and Gas Turbines

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: Establishes rules and regulations for the design, construction, operation, maintenance and fire protection of these types of engines and generators.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all occupancies that utilize or require the use of this type of equipment and subsequent fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 11:** Bulk Oxygen Systems

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: Establishes rules and regulations for the design, construction, operation and maintenance of these systems.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities and occupancies utilizing these types of systems and requiring appropriate fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 13:** Welding, Cutting and Allied Processes and Acetylene Cylinder Charging Plants

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: Establishes rules and regulations for the design, construction, operation and maintenance of these systems.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities and occupancies utilizing these types of activities and requiring appropriate fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 14:** National Fuel Gas Code

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: Establishes rules and regulations for the design, construction, operation and maintenance of these systems.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities and occupancies that utilize these types of systems and requiring appropriate fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 15:** Fire Protection Rules for Medical Facilities and Equipment

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: This chapter contains specific information, regulations and minimum requirements relating to: inhalation anesthetics, respiratory therapy, laboratories in health related institutions, hyperbolic facilities, nonflammable medical gas systems, and inhalation anesthetics in ambulatory care facilities.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities or occupancies that utilize the types of activities covered in this chapter.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 16:** Storage and Handling of Liquid Petroleum Gases

STATUTORY AUTHORITY: 25 M.R.S.A. §§ 2452, 2482

PURPOSE: Establishes rules and regulations for the design, construction, operation and maintenance of these systems.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities and occupancies that utilize these types of systems and requiring appropriate fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 17:** National Fire Alarm Code, N.F.P.A. 72

STATUTORY AUTHORITY: 25 M.R.S.A. §§ 2396, 2452

PURPOSE: Establishes rules and regulations for the design, operation and maintenance of fire alarm systems.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities or occupancies that require the installation and use of a fire alarm system for occupant and fire department notification in the event of fire.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 18:** Carbon Monoxide Alarms

STATUTORY AUTHORITY: 25 M.R.S.A. §2468

PURPOSE: Establishes rules and regulations for the installation of carbon monoxide detectors in single-family dwellings and multi-apartment buildings.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all occupancies that require the installation and operation of carbon monoxide detectors.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 19:** Vapor Removal from Cooking Equipment

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: Establishes rules and regulations for circumstances requiring this equipment installation.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities or occupancies that utilize this type of equipment and require the appropriate fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 20:** Fire Safety in Buildings and Structures

STATUTORY AUTHORITY: 25 M.R.S.A. §2452; 8 M.R.S.A. §236

PURPOSE: Establishes rules and regulations for the protection of life and property from fire.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities or occupancies that require protective measures to be taken to protect life and property from fire.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 21:** Tents, Grandstands, Air Supported Structures for Places of Assembly

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: Establishes rules and regulations for the design, construction and fire protection measures for these facilities.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities meeting this occupancy use and the appropriate life safety and fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 22:** Chimneys, Fireplaces, Vents and Solid Fuel Burning Appliances

STATUTORY AUTHORITY: 25 M.R.S.A. §§ 2452, 2465

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities or occupancies that utilize the features of chimneys, fireplaces or vents and the subsequent fire protection measures associated with these features.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 23:** Purged and Pressurized Enclosures for Electrical Equipment

STATUTORY AUTHORITY: 25 M.R.S.A. §2452

PURPOSE: Establishes rules and regulations for circumstances where this type of facility requires protective measures from fire.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities or occupancies that utilize or meet the requirements of the subject matter contained in this chapter for fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 24:** Fire Safety Technician Training and Certification Program

STATUTORY AUTHORITY: 22 M.R.S.A. §8304-A

PURPOSE: This rule establishes the criteria that must be met to achieve the certification of Fire Safety Technician. Components include: Life Safety Code training, basic inspection techniques, documentation procedures and an overview of the Department of Human Services rules.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Individuals involved in obtaining Fire Safety Technician Certification.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 25:** Rules for the Display of Fireworks

STATUTORY AUTHORITY: 8 M.R.S.A. §236

PURPOSE: Establishes the rules and regulations for the construction, handling, storage, transport and use of fireworks, pyrotechnic articles and model rocketry.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all persons who are involved in all aspects of the display of fireworks.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 26:** Standard for the Use of Pyrotechnics before a Proximate Audience

STATUTORY AUTHORITY: 8 M.R.S.A. §236

PURPOSE: Establishes rules and regulations for the use of pyrotechnic and flame based activities before a proximate audience.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all persons, organizations, companies or activities that utilize the activities associated with flame or pyrotechnics before a proximate audience.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 27:** Rules and Regulations Governing the Tents and Equipment of Circuses and Traveling Amusement Shows

STATUTORY AUTHORITY: 8 M.R.S.A. §502

PURPOSE: Establishes rules and regulations for the design, operation, maintenance and fire protection measures of such facilities or activities.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all traveling amusement shows and circuses

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 28:** Rules Governing Operations of Amusement Devices and Midways

STATUTORY AUTHORITY: 8 M.R.S.A. §502

PURPOSE: Establishes rules and regulations for the condition and operation of such facilities and activities for life safety purposes.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all operators of amusement devices and midways

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 29:** Rules and Regulations Relating to Structures Used by the Public as Spectators during Motor Vehicle Racing

STATUTORY AUTHORITY: 8 M.R.S.A. §562

PURPOSE: Establishes rules and regulations relating to structures used to accommodate and protect spectators during motor vehicle racing. This chapter further assures the safe and proper construction and maintenance of grandstands, bleachers, stadiums, arenas, safety barriers and the surface upon which they are placed.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all facilities or activities that utilize structures for use by spectators at motor vehicle racing.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 31:** Rules for the Manufacture, Transportation, Storage and Use of Explosive Materials

STATUTORY AUTHORITY: 25 M.R.S.A. §2472

PURPOSE: Establishes rules and regulations for the safeguarding of persons through the manufacture, transportation, storage, sale and use of explosive materials.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all persons, organizations, companies or entities who are involved in the manufacture, transportation, sale, storage or use of explosive material.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 34:** Rules and Regulations Relating to Flammable and Combustible Liquids

STATUTORY AUTHORITY: 25 M.R.S.A. §2482

PURPOSE: Establishes rules and regulations for the transporting, storage, handling or use of flammable or combustible liquids and the associated fire protection measures.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all persons, firms, corporations, co partnerships, voluntary associations and governmental agencies, except federal; that transport, store, handle or use these materials.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 35:** Sprinkler Certification, Licensing, Registration and Renewal

STATUTORY AUTHORITY: 32 M.R.S.A. §1382

PURPOSE: To establish the procedures, organization, and fees required for obtaining the certifications, licenses, and registrations needed for the installation of a sprinkler system.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Merchants and businesses working in the sprinkler installation business.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 36:** Consumer Fireworks Sales License

STATUTORY AUTHORITY: 8 M.R.S.A. §236; 25 M.R.S.A. §2452

PURPOSE: This rule describes the procedures and requirements for the issuance of a license to sell consumer fireworks in Maine.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: People interested in obtaining a license to sell consumer fireworks in Maine.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 50:** Death Benefits for Firefighters who Die in the Line of Duty

STATUTORY AUTHORITY: 25 M.R.S.A. §1612

PURPOSE: This rule describes the procedures governing the award of death benefits to the child, spouse or parent of a firefighter who dies in the line of duty.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Children, spouses and parents of firefighters who die in the line of duty.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

AGENCY UMBRELLA UNIT: **16-222**

AGENCY NAME: Maine Department of Public Safety, **Maine State Police**

**CONTACT PERSON:** Christopher Parr, 45 Commerce Dr., Suite 1, 42 State House Station, Augusta, Maine 04333-0042. Telephone: (207) 624-7200. E-mail: [Christopher.Parr@Maine.gov](mailto:Christopher.Parr@Maine.gov) .

**EMERGENCY RULES ADOPTED SINCE LAST REGULATORY AGENDA:** None.

**ANTICIPATED 2016-2017 RULEMAKING ACTIVITY:**

**CHAPTER 1**: Motor Vehicle Inspection Rule

STATUTORY AUTHORITY: 29-A MRS §1769

PURPOSE: To ensure the effective administration and enforcement of 29-A MRS c. 15, sub-c. 1*.*

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: All motor vehicle inspectors, motor vehicle inspection stations, and motor vehicle operators in Maine.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**Chapter 2**: Rules and Regulations Relating to Games of Chance

STATUTORY AUTHORITY: 17 MRS §1843

PURPOSE: To ensure the effective administration and enforcement of 17 MRS c. 62.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Persons conducting and participating in games of chance.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**chapter 3**: Rules and Regulations Relating to Beano

STATUTORY AUTHORITY: 17 MRS §317

PURPOSE: To ensure the effective administration and enforcement of 17 MRS c. 13-A.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Persons conducting and participating in games of beano or bingo.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 4**: Maine Motor Carrier Safety Regulations

STATUTORY AUTHORITY: 29-A MRS §555

PURPOSE: To adopt by reference, with possible State amendments, regulations governing the safe operation of motor carriers.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: All common, contract, and private motor carriers that transport passengers or property.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**chapter 7**: Rules Pertaining to Beano and Bingo by Federally Recognized Indian Tribes

STATUTORY AUTHORITY: 17 MRS §317

PURPOSE: To ensure the effective administration and enforcement of 17 MRS c. 13-A.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Persons conducting and participating in games of beano or bingo conducted by federally recognized Indian Tribes.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**chapter 12**: Rules for After-Market Window Tinting

STATUTORY AUTHORITY: 29-A MRS §1916

PURPOSE: To ensure the effective administration and enforcement of 29-A MRS §1916.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Persons installing after-market window tinting in motor vehicles.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 14**: Rules Relating to the Sex Offender Registration and Notification Act of 1999 (SORNA)

STATUTORY AUTHORITY: 34-A MRS §11204

PURPOSE: To ensure for the effective administration of 34-A MRS c. 15.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Persons required to register pursuant to the Maine SORNA of 1999.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 15** and Rules Relating to the Sex Offender Registration and Notification Act of 2013 (SORNA)

STATUTORY AUTHORITY: 34-A MRS §11274

PURPOSE: To ensure for the effective administration of 34-A MRS c. 17.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Persons required to register pursuant to the Maine SORNA of 2013.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**chapter 19**: Died While in the Line of Duty Death Benefits for Law Enforcement Officers

STATUTORY AUTHORITY: 25 MRS §1612

PURPOSE: To ensure for the effective administration of 25 MRS c. 195-A.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Surviving spouses, children, and parents of law enforcement officers who have died while in the line of duty.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

AGENCY UMBRELLA UNIT: **16-227**

AGENCY NAME: Department of Public Safety, **Maine Criminal Justice Academy** **(MCJA)**

**CONTACT PERSON**: John B. Rogers, Director, 15 Oak Grove Road, Vassalboro, Maine 04989. Telephone: (207) 877-8011. E-mail: [John.Rogers@Maine.gov](mailto:John.Rogers@Maine.gov).

**EMERGENCY RULES ADOPTED SINCE THE LAST REGULATORY AGENDA**: None.

**CHAPTER 1**: General Provisions

STATUTORY AUTHORITY: 25 M.R.S. §2803-A (18)

PURPOSE: To amend changes in Chapter 1 that reflects statutory changes and MCJA Board of Trustee Specification changes, as it relates to general provisions and terminology.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Maine Law Enforcement and Corrections agencies.

CONSENSUS-BASED RULE DEVELOPMENT: None anticipated.

**CHAPTER 3**: Entrance Standards

STATUTORY AUTHORITY: 25 M.R.S. §2803-A (18)

PURPOSE: To amend changes in Chapter 3 that reflects statutory changes and MCJA Board of Trustee Specification changes, as it relates to entry standards for the Basic Corrections Course, Law Enforcement Pre-service Course and the Basic Law Enforcement Training Program.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Maine Law Enforcement and Corrections agencies.

CONSENSUS-BASED RULE DEVELOPMENT: None anticipated.

**CHAPTER 5**: Training Standards

STATUTORY AUTHORITY: 25 M.R.S. §2803-A (18)

PURPOSE: To amend changes in Chapter 5 that reflects statutory changes and MCJA Board of Trustee Specification changes, as it relates to the Basic Corrections Course, Law Enforcement Pre-service Course and the Basic Law Enforcement Training Program and other training program standards.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Maine Law Enforcement and Corrections agencies.

CONSENSUS-BASED RULE DEVELOPMENT: None anticipated.

**CHAPTER 7**: Certificates and Awards

STATUTORY AUTHORITY: 25 M.R.S. §2803-A (18)

PURPOSE: To amend changes in Chapter 7 that reflects statutory changes and MCJA Board of Trustee Specification changes as it relates to granting certificates and awards

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Maine Law Enforcement and Corrections agencies.

CONSENSUS-BASED RULE DEVELOPMENT: None anticipated.

**CHAPTER 9**: Extensions and Waivers

STATUTORY AUTHORITY: 25 M.R.S. §2803-A (18)

PURPOSE: To amend changes in Chapter 9 that reflects statutory changes and MCJA Board of Trustee Specification changes as it relates to granting extension and waivers for the Basic Corrections Course, Law Enforcement Pre-service Course and the Basic Law Enforcement Training Program and other training program standards.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Maine Law Enforcement and Corrections agencies.

CONSENSUS-BASED RULE DEVELOPMENT: None anticipated.

**CHAPTER 11**: Costs

STATUTORY AUTHORITY: 25 M.R.S. §2803-A (18)

PURPOSE: To amend changes in Chapter 11 that reflects any statutory changes and MCJA Board of Trustee Specification or MCJA Board Policy changes, as it relates to costs for the Maine Criminal Justice Academy.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017.

AFFECTED PARTIES: Maine Law Enforcement and Corrections agencies.

CONSENSUS-BASED RULE DEVELOPMENT: None anticipated.

AGENCY UMBRELLA UNIT: **16-633**

AGENCY NAME: Department of Public Safety, **Gambling Control Board (GCB)**

**CONTACT PERSON:** Patrick Fleming, Executive Director, 87 State House Station, Augusta, Maine 04333-0152. Telephone: (207) 626-3900. E-mail: [Patrick.J.Fleming@Maine.gov](mailto:Patrick.J.Fleming@Maine.gov) .

**EMERGENCY RULES ADOPTED SINCE THE LAST REGULATORY AGENDA:** None

**EXPECTED 2016-2017 RULE-MAKING ACTIVITY**

**CHAPTER 1:** Introduction

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All entities involved with casino gambling.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 2:** Licenses and Applications

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All entities licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 3:** Control of Licensees

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All entities licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 4:** Licensee Records

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All entities licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 5:** Internal Controls

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 6:** Ticket Redemption and Forfeited Winnings

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 7:** Collection of Payments

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 8:** Slot Machines and Table Games: Location and Hours of Operation

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board and all patrons participating in gambling activities.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 9:** Uniform Location Agreement; Contract Disclosures

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos and distributors licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 10:** Slot Machine Maintenance

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 11:** Transportation of Slot Machines

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos and distributors licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 12:** Fingerprinting Procedure

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All entities licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 13:** Exclusion

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board and affected patrons at the casino.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 14:** Advertising

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 15:** Alcoholic Beverages and Tobacco Products

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All entities licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 16:** Weapons

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 17:** On Premise Office Space

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 18:** Responsible Gaming Programs

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 19:** Slot Machine Testing and Certification

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos and slot machine distributors licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 20:** Slot Machine Standards

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos and slot machine distributors licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 21:** Prohibition of Credit

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board and affected patrons at the casino.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 22:** Patron Disputes

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 24**: The Use of Front Money Deposits

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board and patrons of the casinos.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 25**: Approval of Table Games Rules of Play

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board and patrons of the casinos.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 26**: Posting of Rules

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All casinos licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER 27**: Rules of Practice and Procedure of Gaming Conduct

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in the statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

LISTING OF AFFECTED PARTIES: All entities licensed by the Gambling Control Board.

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

**CHAPTER [TBD]:** Rules Relating To Advanced Deposit Wagering. *(These are rules relating to a newly enacted statute. It is unknown at this time how many chapters will be needed)*

STATUTORY AUTHORITY: 8 M.R.S. §1003

PURPOSE: To ensure that the rules conform to the requirements as set in statute.

SCHEDULE FOR ADOPTION: Prior to October 1, 2017

CONSENSUS-BASED RULE DEVELOPMENT: Not anticipated.

AGENCY UMBRELLA-UNIT NUMBER: **16-642**

AGENCY NAME: Department of Public Safety, Office of State Fire Marshal, **Bureau of Building Codes and Standards**

Joseph E. Thomas, State Fire Marshal, 52 State House Station, Augusta, Me 04333-0052. Telephone: (207) 626-3870. E-mail: [Joseph.E.Thomas@Maine.gov](mailto:Joseph.E.Thomas@Maine.gov) .

**RULE-MAKING LIAISON AND SMALL BUSINESS IMPACT CONTACT:**

Michelle Mason Webber, Senior Research & Planning Analyst, Office of State Fire Marshal, 52 State House Station, Augusta, ME 04333-0052. Telephone: (207) 626-3873. E-mail: [Michelle.Mason@Maine.gov](mailto:Michelle.Mason@Maine.gov) .

**EMERGENCY RULES ADOPTED SINCE THE LAST REGULATORY AGENDA:** None

**EXPECTED 2016-2017 RULE-MAKING ACTIVITY:**

**CHAPTER 1:** Maine Uniform Building Code and Uniform Energy Code - Administrative Procedures

STATUTORY AUTHORITY: 10 M.R.S.A. §9722

PURPOSE: This rule is being updated to bring the rules into compliance with a Statutory change that occurred in the last legislative session. It provides towns under 4,000 the choice of adopting the Building and Energy Code, the Building Code, the Energy Code or no code

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: All municipalities within the State of Maine

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 2:** Maine Uniform Building Code and Uniform Energy Code - Third Party Inspectors (‘TPI’)

STATUTORY AUTHORITY: 10 M.R.S.A. §9722

PURPOSE: To provide clarification to Third Party Inspectors on obligations required of them.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: All Third Party Inspectors and any municipality using TPI’s for inspections

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 3:** Maine Uniform Building Code - Commercial Building Code of Maine

STATUTORY AUTHORITY: 10 M.R.S.A. §9722

PURPOSE: To incorporate changes to the code required by the Technical Code Board

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: All municipal Code Enforcement officers and anyone using the Commercial Building Code

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 4:** Maine Uniform Building Code - Existing Building Code

STATUTORY AUTHORITY: 10 M.R.S.A. §9722

PURPOSE: This rule is to clarify the rule and bring it into line with the most recent legislation.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Owners of buildings performing renovations and all Municipal Code Enforcement Officers and all certified TPI’s

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 5:** Maine Uniform Building and Energy Code and Maine Uniform Building Code - Residential Building Code for One and Two Family Dwellings in Maine

STATUTORY AUTHORITY: 10 M.R.S.A. §9722

PURPOSE: This rule is to clarify the rule and bring it in line with recent legislation and incorporate changes in the code required by the Technical Code Board

ANTICIIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Anyone building a new one or two family dwelling

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated

**CHAPTER 6:** Maine Uniform Energy Code - Energy Conservation Code of Maine

STATUTORY AUTHORITY: 10 M.R.S.A. §9722

PURPOSE: This is to clarify the rule and bring it in line with recent legislation.

ANTICIPATED SCHEDULE: Prior to October 31, 2017

AFFECTED PARTIES: Any and all occupancies that require or utilize fire extinguishing systems for fire protection measures.

CONSENSUS-BASED RULE DEVELOPMENT: Not contemplated