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**OFFICE OF THE MAINE ATTORNEY GENERAL**

*and*

**VICTIMS’ COMPENSATION BOARD**

**2018-2019 Regulatory Agenda**

**26-239: Office of the Attorney General**

AGENCY UMBRELLA-UNIT NUMBER: **26-239**

AGENCY NAME: **Office of the Attorney General**

**CONTACT INFORMATION FOR THE AGENCY** **RULEMAKING LIAISON:**

Phyllis Gardiner, Assistant Attorney General, Office of the Attorney General, 6 State House Station, Augusta, ME 04333-0006. Telephone: (207) 626-8820. Email: [Phyllis.Gardiner@Maine.gov](mailto:Phyllis.Gardiner@Maine.gov) .

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

**EXPECTED 2018-2019 RULEMAKING ACTIVITY:**

**A. NEW CHAPTER & Amendment to Ch. 107**: Data Security Breach Rules

STATUTORY BASIS: 10 MRS §1350-A; 5 MRS §207(2)

PURPOSE: This rule will implement the data security breach statute, and provide guidance to businesses and state agencies on their responsibility to keep consumers’ personally identifying information secure and their responsibilities when that security has been breached.

SCHEDULE FOR ADOPTION: Promulgation is anticipated to begin during the winter of 2019-2020.

AFFECTED PARTIES: Businesses, consumers and state agencies.

CONSENSUS-BASED RULE DEVELOPMENT: We will consult with interested parties.

CONTACT PERSON: Linda Conti, Chief, Consumer Protection Division, 6 State House Station, Augusta, ME 04333-0006. Telephone: (207) 626-8591. Email: [Linda.Conti@Maine.gov](mailto:Linda.Conti@Maine.gov) .

**B.** **Amendment to Ch. 104**: Motor Vehicle Advertising

STATUTORY BASIS: 5 M.R.S. §207(2)

PURPOSE: This amendment will clarify and amend the existing rule which describes automobile advertising practices that are unfair and deceptive in violation of the *Maine Unfair Trade Practices Act*, 5 M.R.S. §207.

SCHEDULE FOR ADOPTION: Promulgation is anticipated to begin during the winter of 2019-2020.

AFFECTED PARTIES: Automobile dealers and consumers.

CONSENSUS-BASED RULE DEVELOPMENT: We will consult with interested parties.

CONTACT PERSON: Linda Conti, Chief, Consumer Protection Division, 6 State House Station, Augusta, ME 04333-0006. Telephone: (207) 626-8591. Email: [Linda.Conti@Maine.gov](mailto:Linda.Conti@Maine.gov) .

**C. Amendment to Ch. 100**: Trade Practices in the Sale of Residential Heating Oil

STATUTORY BASIS: 5 M.R.S. §207(2)

PURPOSE: This amendment will update the rules applicable to winter delivery of home heating oil and expand them to include propane.

SCHEDULE FOR ADOPTION: Promulgation is anticipated to begin during the winter of 2019-2020.

AFFECTED PARTIES. Consumers and propane companies.

CONSENSUS-BASED RULE DEVELOPMENT: We will consult with interested parties.

CONTACT PERSON: Linda Conti, Chief, Consumer Protection Division, 6 State House Station, Augusta, ME 04333-0006. Telephone: (207) 626-8591. Email: [Linda.Conti@Maine.gov](mailto:Linda.Conti@Maine.gov) .

**26-550: Victims’ Compensation Board**

AGENCY UMBRELLA-UNIT NUMBER: **26-550**

AGENCY NAME: Office of the Attorney General, **Victims' Compensation Board**

**CONTACT INFORMATION FOR THE AGENCY** **RULEMAKING LIAISON:**

Phyllis Gardiner, Assistant Attorney General, Office of the Attorney General, 6 State House Station, Augusta, ME 04333-0006. Telephone: (207) 626-8820. Email: [Phyllis.Gardiner@Maine.gov](mailto:Phyllis.Gardiner@Maine.gov) .

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

**EXPECTED 2018-2019 RULEMAKING ACTIVITY:**

**A. CHAPTER 6**: Rules Regarding Limitations on Compensation

STATUTORY BASIS: The rules are authorized by 5 M.R.S. §3360-A(7)

PURPOSE: The rules of this chapter describe the extent and limits of benefits available under the Victims' Compensation Fund statute, as amended. The Victims’ Compensation Board may revise and update this chapter as needed due to minor changes in the Victims’ Compensation Fund program operations.

SCHEDULE FOR ADOPTION: These rules may be amended during 2018-2019.

AFFECTED PARTIES: Crime victims in Maine who apply for benefits from the Victims' Compensation Fund.

CONSENSUS-BASED RULE DEVELOPMENT: Although we will continue to consult with interested parties, no formal consensus rulemaking is anticipated.

CONTACT PERSON:Kelly McGillis, Director, Victims’ Compensation Program, 6 State House Station, Augusta, ME 04333-0006, Tel: (207) 626-8589, E-mail: [Kelly.McGillis@Maine.gov](mailto:Kelly.McGillis@Maine.gov) .

**B. CHAPTER 8**: Rules for Sexual Assault Forensic Examinations

STATUTORY BASIS: 5 M.R.S. §§ 3360-A(7), 3360-M(5)

PURPOSE: The rules of this chapter prescribe procedures for payment by the Victims’ Compensation Board of the costs of forensic examinations for alleged victims of gross sexual assault. A change in these rules may be made to reflect a statutory increase in the reimbursement amount. Other provisions of the Rules may be updated to reflect changes in medical treatment practices.

SCHEDULE FOR ADOPTION: These rules may be amended during 2018-2019.

AFFECTED PARTIES: Sexual assault victims who receive forensic examinations and Maine hospitals where those examinations are performed.

CONSENSUS-BASED RULE DEVELOPMENT: Although we will continue to consult with interested parties, no formal consensus rulemaking is anticipated.

CONTACT PERSON: Kelly McGillis, Director, Victims’ Compensation Program, 6 State House Station, Augusta, ME 04333-0006. Telephone: (207) 626-8589. Email: [Kelly.McGillis@Maine.gov](mailto:Kelly.McGillis@Maine.gov) .