

NOTICE OF STATE AGENCY RULEMAKING

PUBLIC INPUT FOR RULES A list of state agency rule proposals is published here each Wednesday. You can get a copy of a proposed rule by contacting the person listed in the notice. You can comment on a proposed rule by submitting a written comment to the agency or by attending the public hearing, if one is scheduled. If no hearing is scheduled, you can request one. The agency must hold a hearing if it receives 5 or more requests. If you have a disability and need assistance to participate in a hearing you should tell the agency at least 7 days before the hearing. **ONLINE INFORMATION** Weekly notices, full text of adopted rules, and a list of agency rulemaking contacts are available at this website:

<https://www.maine.gov/sos/cec/rules/index.html>

PROPOSALS

AGENCY: 10-144 Department of Health and Human Services, Office for Family Independence

CHAPTER NUMBER AND TITLE: Ch. 331, Public Assistance Manual Temporary Assistance for Needy Families (TANF) Manual (Chapter II TANF Rule #124 - COFA Update)

TYPE OF RULE: Routine Technical

PROPOSAL TRACKING NUMBER: 2025-P024

BRIEF SUMMARY: Consistent with the Consolidated Appropriations Act of 2024, Public Law 118-42, the proposed rule would update Chapter II, Eligibility Requirements (Non-Financial). The proposed rule changes are intended to provide clarity on eligibility for citizens of countries governed by the Compacts of Free Association (COFA).

PUBLIC HEARING (*if any*): No public hearing is scheduled.

COMMENT DEADLINE: Monday, April 14, 2025, at 5:00 p.m. Eastern Time.

CONTACT PERSON FOR THIS FILING:

Alexandria Lauritzen, TANF Program Manager

Department of Health and Human Services

Office for Family Independence

109 Capitol Street

Augusta, ME 04330-6841

Phone: (207) 215-7496/Fax: (207) 287-3455

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Alexandria.Lauritzen@maine.gov

CONTACT PERSON FOR SMALL BUSINESS IMPACT STATEMENT (*if different*): N/A.

FINANCIAL IMPACT ON MUNICIPALITIES OR COUNTIES (*if any*): None anticipated.

STATUTORY AUTHORITY FOR THIS RULE: 22 M.R.S. §§ 42(1); 3769-A.

SUBSTANTIVE STATE OR FEDERAL LAW BEING IMPLEMENTED (*if different*): P.L. 118-42.

AGENCY WEBSITE: <https://www.maine.gov/dhhs/ofi>

EMAIL FOR OVERALL AGENCY RULEMAKING LIAISON: Emily.A.Cathcart@maine.gov

AGENCY: 10-144 Department of Health and Human Services, Office for Family Independence

CHAPTER NUMBER AND TITLE: Ch. 332, MaineCare Eligibility Manual (Part 9: LIMITED BENEFITS GROUP and Chart 3.8: Premiums for Special Benefits Waiver [Maine Section 1115 Health Care Reform Demonstration for Individuals with HIV/AIDS]; MaineCare Rule #312P - Part 9 and Chart 3.8 Premium Updates)

TYPE OF RULE: Routine Technical

PROPOSAL TRACKING NUMBER: 2025-P025

BRIEF SUMMARY: The Department proposes to update Part 9: LIMITED BENEFITS GROUPS and Chart 3.8: Premiums for Special Benefits Waiver [Maine Section 1115 Health Care Reform Demonstration for Individuals with HIV/AIDS]. The proposed rule changes are intended to provide clarity and increase accessibility for readers.

The proposed rule changes to Part 9, Section 1(2) Premiums include:

- “Premiums are set by the Office of MaineCare Services and increase 5% annually on January 1st.”
- “Starting January 1, 2025, premium amounts due are posted online at <https://www.maine.gov/dhhs/ofi/programs-services/health-care-assistance>.” would replace “See Chart 3.8 for premium amounts due.”
- 2(A) “\$37.73” would replace “\$35.93” and “\$415.03” would replace “\$395.23.”

For consistency and clarification, the Department proposes additional changes to Part 9 to include:

- “250%” would replace “250 percent”
- “Medicare” would replace “other benefits”
- “1st” would replace “first” for the first day of a calendar month.

The Department proposes to remove Chart 3.8 – Premiums for Special Benefits Waiver [Maine Section 1115 Health Care Reform Demonstration for Individuals with HIV/AIDS] from the charts and appendices. In addition, the proposed rule changes would add “Effective January 1, 2025, amounts due are posted online at <https://www.maine.gov/dhhs/ofi/programs-services/health-care-assistance>.” Further, “For additional information, see 10-144 Chapter 332; Part 9, Limited Benefit Group, Section 1(2) Premiums for Special Benefit Waiver” would be added.

Retroactive rulemaking is permissible under 22 M.R.S. § 42(8) as the proposed update does not negatively affect reimbursement or other payments, benefits or services for Special Benefits Waiver recipients under the rules previously in effect.

PUBLIC HEARING (*if any*): No public hearing is scheduled.

COMMENT DEADLINE: Monday, April 14, 2025, at 5:00 p.m. Eastern Time.

CONTACT PERSON FOR THIS FILING:

Adam Hooper, MaineCare Program Manager

Office for Family Independence

Department of Health & Human Services

109 Capitol Street

Augusta, ME 04333

Phone: (207)441-4916/ Fax: (207)287-3455

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Adam.Hooper@maine.gov

CONTACT PERSON FOR SMALL BUSINESS IMPACT STATEMENT (*if different*): N/A

FINANCIAL IMPACT ON MUNICIPALITIES OR COUNTIES (*if any*): None anticipated.

STATUTORY AUTHORITY FOR THIS RULE: 22 M.R.S. §§ 42(1), (8) and 3173

SUBSTANTIVE STATE OR FEDERAL LAW BEING IMPLEMENTED (*if different*): N/A.

AGENCY WEBSITE: <https://www.maine.gov/dhhs/ofi>

EMAIL FOR OVERALL AGENCY RULEMAKING LIAISON:

Emily.A.Cathcart@maine.gov

AGENCY: 65-407 Public Utilities Commission

CHAPTER NUMBER AND TITLE: Ch. 6, Requirements for Public Safety Answering Point and Dispatch Center Annual Reports Regarding Costs to Provision Enhanced 9-1-1 Services

TYPE OF RULE: Routine Technical

PROPOSAL TRACKING NUMBER: 2025-P026

BRIEF SUMMARY: The Commission initiates a rulemaking proceeding to adopt a new rule to implement recently enacted legislation, P.L. 2023, ch. 609. Annually, by rule, a public safety answering point and dispatch center shall each provide the bureau with a report of the costs incurred by the public safety answering point or dispatch center for the provision of enhanced 9-1-1 services.

PUBLIC HEARING (*if any*): **March 31, 2025 at 2:00pm** at the Public Utilities Commission, 26 Katherine Drive, Hallowell, Maine 04347. Persons unable to attend this conference in person may elect to participate virtually by emailing pamela.kowalchuk@maine.gov at the Commission and requesting a Microsoft Teams invitation. Those unable to attend via video may participate by phone using the dial-in information that appears on the Microsoft Teams invitation (obtained as described above).

COMMENT DEADLINE: **Friday, April 11, 2025.** Comments on the proposed rule may be filed electronically using the Commission's Case Management System (CMS) or may be sent in writing to the Administrative Director.

However, the Commission requests that initial comments be filed by close of business on Thursday, March 27, 2025, to allow for follow up inquires during the hearing. Supplemental comments may be filed after the hearing by April 11, 2025. Written comments should refer

to the docket number of this proceeding, Docket No. 2024-00327, and be filed using the Commission's case management system (CMS) which is accessible from the Commission's website.

CONTACT PERSON FOR THIS FILING: Paulina Collins, 18 State House Station, Augusta, ME 04333; (207) 287- 1321; paulina.collins@maine.gov

CONTACT PERSON FOR SMALL BUSINESS IMPACT STATEMENT (if different):

FINANCIAL IMPACT ON MUNICIPALITIES OR COUNTIES (if any): None

STATUTORY AUTHORITY FOR THIS RULE: 35-A M.R.S. §§ 104, 111 and 25 M.R.S. §§ 2921 and 2923-C.

SUBSTANTIVE STATE OR FEDERAL LAW BEING IMPLEMENTED (if different):

AGENCY WEBSITE: www.maine.gov/mpuc

EMAIL FOR OVERALL AGENCY RULEMAKING LIAISON:

pamela.kowalchuk@maine.gov

AGENCY: 10-146 Department of Health and Human Services, Maine Center for Disease Control and Prevention

CHAPTER NUMBER AND TITLE: Ch. 1, Transportation, Storage and Final Disposition of Dead Bodies

TYPE OF RULE: Routine Technical

PROPOSAL TRACKING NUMBER: 2025-P027

BRIEF SUMMARY: The Department is proposing these changes to amend Chapter 1 and hold public comment, so that adoption of this non-emergency rule may coincide with the expiration of the emergency rule, which became effective January 31, 2025. Consistent with the emergency rule currently in effect, this rulemaking includes the additional \$5.00 fee for burial-transit permits issued for the transportation, temporary storage, disinterment, or final disposition of a dead human body, pursuant to Public Law 2023, chapter 677, section 4, and replaces the outdated reference to a repealed statute (30 MRS § 2352) with the correctly referenced statute, 30-A MRS § 2652. Additionally, the proposed rule changes include technical changes to the format to conform to agency standards. The Department is coordinating this rulemaking with 10-146 CMR Chapter 7, to ensure that the legislatively mandated burial-transit permit fee is reflected in rules containing charges for the permit.

PUBLIC HEARING (if any): No public hearing is scheduled. A public hearing may be requested by emailing the contact person identified below for this filing. (5 MRS § 8053(3)(B).)

COMMENT DEADLINE: Friday, April 11, 2025

CONTACT PERSON FOR THIS FILING: Bridget Danis; 11 SHS, 286 Water St., Augusta, ME 04333; Tele: 207-287-9394; Fax: 207-287-5807; TTY: 711; Bridget.Danis@maine.gov

CONTACT PERSON FOR SMALL BUSINESS IMPACT STATEMENT (if different): same

FINANCIAL IMPACT ON MUNICIPALITIES OR COUNTIES (if any): none anticipated

STATUTORY AUTHORITY FOR THIS RULE: 13 MRS § 1374; 22 MRS §42, 2843, 2881; and 30-A § 2652

SUBSTANTIVE STATE OR FEDERAL LAW BEING IMPLEMENTED (if different): PL 2023, c. 677

AGENCY WEBSITE: <https://www.maine.gov/dhhs/about/rulemaking>

EMAIL FOR OVERALL AGENCY RULEMAKING LIAISON: emily.a.cathcart@maine.gov

AGENCY: 10-146 Department of Health and Human Services, Maine Center for Disease Control and Prevention

CHAPTER NUMBER AND TITLE: Ch. 7, Vital Records Fees

TYPE OF RULE: Routine Technical

PROPOSAL TRACKING NUMBER: 2025-P028

BRIEF SUMMARY: Maine's Department of Health and Human Services Maine Center for Disease Control and Prevention is proposing this rule to coincide with the expiration of the rule adopted on an emergency basis (effective January 31, 2025), ensuring the additional \$5.00 for burial-transit permits issued in Maine remains in rule as required by Public Law 2023, Chapter 677, § 4. This routine technical rule proposes changes that reflect the collection of an additional \$5.00 above the current fee charged for the permit required for the transportation, temporary storage, disinterment, or final disposition of a dead human body, which is in accordance with 13 MRS § 1374. This fee collection must be deposited into the Cemetery Preservation Fund and used to support the Maine State Preservation Commission. Additionally, the proposed rule changes include technical amendments to conform to agency format standards. This rulemaking is concurrent with related Chapter 1 rulemaking that also proposes this vital records fee change.

PUBLIC HEARING (*if any*): No public hearing is scheduled. A public hearing may be requested by emailing the contact person identified below for this filing. (5 MRS § 8053(3)(B)).

COMMENT DEADLINE: Friday, April 11, 2025

CONTACT PERSON FOR THIS FILING: Bridget Danis; 11 SHS, 286 Water St., Augusta, ME 04333; Tele: 207-287-9394; Fax: 207-287-5807; TTY: 711; Bridget.Danis@maine.gov

CONTACT PERSON FOR SMALL BUSINESS IMPACT STATEMENT (*if different*): same

FINANCIAL IMPACT ON MUNICIPALITIES OR COUNTIES (*if any*): none anticipated

STATUTORY AUTHORITY FOR THIS RULE: 13 MRS § 1374; 22 MRS §§ 42, 2843, and 2881; and 30-A § 2652; P.L. 2023 c. 677, § 4

SUBSTANTIVE STATE OR FEDERAL LAW BEING IMPLEMENTED (*if different*): NA

AGENCY WEBSITE: <https://www.maine.gov/dhhs/about/rulemaking>

EMAIL FOR OVERALL AGENCY RULEMAKING LIAISON: emily.cathcart@maine.gov

ADOPTIONS

AGENCY: 02-030 Department of Professional and Financial Regulation, Bureau of Consumer Credit Protection

CHAPTER NUMBER AND TITLE: Ch. 709, Establishment of License and Renewal Fees and Application Requirements for Money Transmitters and Virtual Currency Business Activity and Requirement for Licensing Through the Nationwide Multistate Licensing System (NMLS)

ADOPTION TRACKING NUMBER: 2025-040

CONCISE SUMMARY:

This rule is necessitated by the legislative adoption of the Money Transmission Modernization Act. It is expected to guide applicants for initial and renewal licenses on the NMLS.

EFFECTIVE DATE: Saturday, March 8, 2025

AGENCY CONTACT PERSON: Linda Conti
AGENCY NAME: Bureau of Consumer Credit Protection
ADDRESS: 35 State House Station, Augusta, ME 04333
TELEPHONE: (207) 624-8527

AGENCY: 16-633 Department of Public Safety, Gambling Control Board
CHAPTER NUMBERS AND TITLES:

- Ch. 4, Licensee Records**
- Ch. 5, Internal Controls and Appendix A**
- Ch. 6, Ticket Redemption**
- Ch. 10, Slot Machine Maintenance**
- Ch. 11, Transportation of Slot Machines and Table Games**
- Ch. 19, Slot Machine Testing and Certification**

ADOPTION TRACKING NUMBERS: 2025-049 (Ch. 4), 2025-050 (Ch. 5), 2025-051 (Ch. 6), 2025-052 (Ch. 10), 2025-053 (Ch. 11), 2025-054 (Ch. 19)

CONCISE SUMMARY:

These rules are to comply with changes in state law under 8 M.R.S.A. Chapter 31. It replaces the use of a central monitoring system with the use of facility-based monitoring systems to monitor slot machines at the licensed casinos in Maine. It also changes the approval process for certification of slot machines and table games offered for play in licensed casinos in Maine.

EFFECTIVE DATE: Saturday, March 8, 2025

AGENCY CONTACT PERSON: Milton Champion
AGENCY NAME: Gambling Control Board
ADDRESS: 45 Commerce Blvd., Augusta Maine 04333
TELEPHONE: 207-626-3901