

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND NINETEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 2, 1998 to June 19, 1999**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 18, 1999**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1999**

(5) Two members of the House of Representatives appointed by the Speaker;

(6) One member appointed by the President who represents a major statewide organization of consumers dedicated to the cause of affordable health care;

(7) One member appointed by the President who represents a major statewide organization dedicated to ensuring equal justice;

(8) One member appointed by the President who represents the Department of Human Services, Bureau of Medical Services; and

(9) One Senator appointed by the President.

The chief executive officer may submit recommendations for appointees under this paragraph to the President of the Senate and the Speaker of the House;

B. Two nonvoting members, one of whom represents the authority, appointed by the Speaker, and one of whom represents an office of primary health care appointed by the President.

3. Vacancies. In the case of a vacancy or resignation, an appointment must be made as for a new member to fill the vacancy until the expiration of the term.

4. Terms. The term of office for all appointees is 2 years.

**§12305. Rules**

The authority shall establish rules necessary to implement this chapter. The Commissioner of Human Services shall develop rules for determining underserved population areas. These rules must include a process for ensuring guaranteed access to dental care through technical assistance and site visits to participating providers. The rules authorized by this section must be adopted in accordance with Title 5, chapter 375, subchapter II. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter II-A.

**Sec. 3. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

**1999-00**

**FINANCE AUTHORITY OF MAINE**

**Maine Dental Education Loan Program**

All Other \$20,000

Provides funds for loans to Maine residents enrolled in a school of dental education or to repay loan agreements for practicing doctors of dental medicine who practice in underserved population areas.

See title page for effective date.

**CHAPTER 497**

**S.P. 430 - L.D. 1267**

**An Act to Amend the Laws Governing the Aroostook Water and Soil Management Board and to Provide Funding for a Low-flow Study**

**Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 7 MRSA §332, sub-§§5 and 7,** as enacted by PL 1987, c. 435, §3, are amended to read:

**5. Responsibilities.** The board shall coordinate all state and local efforts concerning irrigation activity in Aroostook County and with respect to implementation of the United States Army Corps of Engineers Conservation Research/Demonstration Program, referred to in this section as the "program." Coordination includes, but is not limited to:

A. Determining research priorities and informational needs relative to improved water and soil management practices;

B. Entering into agreements with ~~the United States Army Corps of Engineers, the University of Maine System, the United States Department of Agriculture Soil Conservation Service, the United States Department of Agriculture Agricultural Research Service, local soil and water conservation districts, state agencies~~ federal, state and local governmental units and agencies, private organizations and individuals to carry out research, demonstration and informational activities related to the program or to irrigation activities in Aroostook County;

C. Assuring that ~~new~~ information developed by the ~~program board~~ is effectively disseminated; and

D. Evaluating progress of the program and making recommendations regarding its future direction.

**7. Report.** The board shall report at least annually to the joint standing committee of the Legislature having jurisdiction over agriculture. The report shall must include an accounting of its meetings and actions, including agreements entered into, status of demonstration projects, research findings, informational activities and an evaluation of the program, with recommendations regarding irrigation activities in Aroostook County and changes or improvements in the program.

**Sec. 2. Appropriation.** The following funds are appropriated from the General Fund to carry out the purposes of this Act.

	1999-00	2000-01
<b>AGRICULTURE, FOOD AND RURAL RESOURCES, DEPARTMENT OF</b>		
<b>Office of Agricultural, Natural and Rural Resources</b>		
All Other	\$25,000	\$25,000
Appropriates funds on a one-time biennial basis to pay the United States Geological Survey to conduct a low-flow study in Aroostook County.		

See title page for effective date.

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**CHAPTER 498**

**S.P. 749 - L.D. 2108**

**An Act to Clarify the Equine Activity Law**

**Be it enacted by the People of the State of Maine as follows:**

**Sec. 1. 7 MRSA §3907, sub-§12-A,** as enacted by PL 1991, c. 779, §13, is repealed.

**Sec. 2. 7 MRSA §4101,** as enacted by PL 1991, c. 779, §41 and affected by §60, is amended to read:

**§4101. Definitions**

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

**1. Boarding stable.** "Boarding stable" means a place, building or tract of land in or on which privately owned equines are kept for their owners in return for a fee.

**2. Commercial riding facility.** "Commercial riding facility" means a place, building or tract of land in or on which equines are kept for the purpose of offering to the public recreational riding or instruction in riding or driving.

**3. Engage in an equine activity.** "Engage in an equine activity" means to ride, train, drive or be a passenger on an equine, whether mounted or unmounted. "Engage in an equine activity" does not mean to observe an equine activity or participate in an equine activity in a capacity other than riding, training, driving or riding as a passenger on an equine.

**4. Equine.** "Equine" means a horse, pony, mule, donkey or hinny. "Equine" does not mean a standardbred horse owned or kept for harness racing in accordance with Title 8, chapter 11.

**5. Equine activity.** "Equine activity" means one or more of includes but is not limited to the following:

A. ~~Equine shows, fairs, competitions, performances or parades that involve any breeds of equines and any of the equine disciplines, including, but not limited to, dressage, hunter and jumper horse shows, grand prix jumping, 3 day events, combined training, rodeos, driving, pulling, cutting, polo, steeplechasing, endurance trail riding, western games and hunting~~ Riding or driving an equine or riding as a passenger on or in a vehicle powered by an equine;

B. Equine training or teaching or testing activities;

C. Boarding equines or keeping an equine, including, but not limited to, normal daily care of an equine;

D. Riding, inspecting or evaluating an equine belonging to another person, whether or not the owner has received some monetary consideration or other thing of value for the use of the equine or is permitting a prospective purchaser of the equine to ride, inspect or evaluate the equine; ~~and~~

E. Rides, trips, hunts or other equine activities of any type, however informal or impromptu, that are sponsored by an equine activity sponsor;

F. Providing or assisting in the provision of hoof care, including, but not limited to, horseshoeing;