

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 3, 2008 to June 13, 2009**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 12, 2009**

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

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**Augusta, Maine**  
**2009**

**CHAPTER 156**  
**S.P. 339 - L.D. 889**

**An Act To Limit Liability for  
Certain Noncommercial  
Aviation Activities**

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

**Sec. 1.** 14 MRSA §159-A, sub-§1, ¶B, as amended by PL 2001, c. 113, §2, is further amended to read:

B. "Recreational or harvesting activities" means recreational activities conducted out-of-doors, including, but not limited to, hunting, fishing, trapping, camping, environmental education and research, hiking, recreational caving, sight-seeing, operating snow-traveling and all-terrain vehicles, skiing, hang-gliding, noncommercial aviation activities, dog sledding, equine activities, boating, sailing, canoeing, rafting, biking, picnicking, swimming or activities involving the harvesting or gathering of forest, field or marine products. It includes entry of, volunteer maintenance and improvement of, use of and passage over premises in order to pursue these activities. "Recreational or harvesting activities" does not include commercial agricultural or timber harvesting.

See title page for effective date.

**CHAPTER 157**  
**H.P. 759 - L.D. 1104**

**An Act To Require the  
Convening of the Professional  
Standards Board**

**Emergency preamble.** Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas**, this legislation requires the Professional Standards Board to meet before the 90-day period has expired; and

**Whereas**, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1.** PL 2005, c. 457, Pt. GG, §2 is amended to read:

**Sec. GG-2. Staggered terms.** Notwithstanding the Maine Revised Statutes, Title 20-A, section 13101, subsection 3, of the 22 initial appointments made in accordance with Title 20-A, section 13101, subsection 2, 7 of the appointees must be appointed for one-year terms, 7 of the appointees must be appointed for 2-year terms and 8 appointees must be appointed for 3-year terms. All appointments must be made by July 1, 2009.

**Sec. 2.** PL 2005, c. 457, Pt. GG, §3 is enacted to read:

**Sec. GG-3. Convening date.** The Professional Standards Board established in the Maine Revised Statutes, Title 20-A, section 13101, subsection 1 shall convene no later than September 1, 2009.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective May 18, 2009.

**CHAPTER 158**  
**S.P. 229 - L.D. 614**

**An Act To Improve Child  
Support Collection Procedures  
by Changing the Process of  
Modifying a Support Order**

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

**Sec. 1.** 19-A MRSA §2201, sub-§1, ¶E, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

E. If the department certifies the obligor to a board for noncompliance with an order of support, the board must revoke the obligor's license and refuse to issue or reissue a license until the obligor provides the board with a written confirmation of compliance from the department that states the obligor is in compliance with the obligor's order of support. A revocation by an agency or a refusal by an agency to reissue, renew or otherwise extend the license or certificate of authority is deemed a final determination within the meaning of Title 5, section 10002; and

**Sec. 2.** 19-A MRSA §2201, sub-§1, ¶F, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is repealed.

**Sec. 3.** 19-A MRSA §2201, sub-§11, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

**11. Motion to modify order of support; stay.** This section does not prohibit a support obligor from