

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE

SECOND REGULAR SESSION
January 6, 2010 to April 12, 2010

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 12, 2010

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

Augusta, Maine
2010

**CHAPTER 497
H.P. 1146 - L.D. 1618**

**An Act To Amend the Loan
Originator Registration Laws**

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

Sec. 1. 9-A MRSA §13-120, as enacted by PL 2009, c. 362, Pt. B, §1, is amended to read:

§13-120. Effective date

This Article takes effect ~~July 31, 2010~~ January 1, 2011.

See title page for effective date.

**CHAPTER 498
H.P. 1114 - L.D. 1576**

**An Act To Improve the Ability
of the Commissioner of
Corrections To Respond in
Special Situations**

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

Sec. 1. 34-A MRSA §3013 is enacted to read:

§3013. Special response teams

The commissioner may establish ongoing special response teams consisting of personnel from more than one facility or division of the department to assist, as determined by the commissioner, in responding to special situations anywhere in the department.

See title page for effective date.

**CHAPTER 499
S.P. 597 - L.D. 1560**

**An Act To Eliminate the 3-trap
Limit in the Waters of the State**

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

Sec. 1. 12 MRSA §6439, as amended by PL 2001, c. 272, §3, is repealed.

Sec. 2. 12 MRSA §6447, sub-§5, as amended by PL 1999, c. 187, §3, is further amended to read:

5. Council authority. Upon approval in a referendum under subsection 6, a lobster management policy council may propose to the commissioner rules for a zone to place the following limitations on lobster and crab fishing license holders that fish in that zone, ~~pro-~~

~~vided~~ as long as the proposed limitations are equal to or stricter than the limitations under section 6431-A, ~~6439~~, 6439-A or 6440:

- A. The number of lobster traps fished and the time periods allowed for complying with that number;
- B. The number of lobster traps allowed on a trawl; and
- C. The time of day when lobster fishing may occur.

Sec. 3. Effective date. This Act takes effect January 1, 2011.

Effective January 1, 2011.

**CHAPTER 500
H.P. 1147 - L.D. 1619**

**An Act To Facilitate
Uniformity Regarding
Exemption from Registration
of Certain Securities Offerings**

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

Sec. 1. 32 MRSA §16202, sub-§26, as enacted by PL 2005, c. 65, Pt. A, §2, is amended to read:

26. Nonpublic offerings under 4(2). A security offered in a nonpublic offering under Section 4(2) of the federal Securities Act of 1933, 15 United States Code, Section 77d(2) if, no later than 15 days after the first sale in this State, a notice on "Form D," ~~including the Appendix~~, as promulgated by the Securities and Exchange Commission, is filed with the administrator together with a consent to service of process complying with section 16611, signed by the issuer, and the payment of a nonrefundable filing fee of \$300 for each type or class of security sold. If the Form D includes a consent to service of process, a separate document need not be filed for this purpose, and if the consent to service of process on the Form D is executed in a manner accepted by the Securities and Exchange Commission, it is deemed to comply with the requirement in this section and section 16611, subsection 1 that the consent be signed. An additional nonrefundable late filing fee of \$500 must be paid for a filing made between 16 and 30 days after the first sale in this State.

Sec. 2. 32 MRSA §16302, sub-§3, ¶A, as enacted by PL 2005, c. 65, Pt. A, §2, is amended to read:

- A. A notice on "Form D," ~~including the Appendix~~, as promulgated by the Securities and Exchange Commission;