

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from electronic originals
(may include minor formatting differences from printed original)

LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTIETH LEGISLATURE

FIRST SPECIAL SESSION
November 13, 2002 to November 14, 2002

ONE HUNDRED AND TWENTY-FIRST LEGISLATURE

FIRST REGULAR SESSION
December 4, 2002 to June 14, 2003

THE GENERAL EFFECTIVE DATE FOR
FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
FEBRUARY 13, 2003

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 13, 2003

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

Penmor Lithographers
Lewiston, Maine
2003

commercial race track due to the inability to meet the requirements of section 275-A, subsection 9-A because of a horse shortage, as verified by the state steward, is counted as a race date ~~for the purpose of meeting the requirements of section 275-A, subsection 4.~~

Sec. 15. 8 MRSA §279-D is enacted to read:

§279-D. Insurance

Beginning January 1, 2004, applicants for an owner's license must provide proof of liability insurance on horses owned by the applicant in an amount not less than \$300,000. Copies of that liability insurance coverage must accompany the application for an owner's license.

Sec. 16. 8 MRSA §283, as amended by PL 1999, c. 482, §5, is further amended to read:

§283. Reciprocal disciplinary action

The department shall act to obtain current listings from other states racing jurisdictions of persons in harness racing occupations regulated by the state racing jurisdiction who have been refused a license or who have had their license revoked or suspended. The commission shall refuse to license or shall suspend the license of these persons until notification that they are again eligible for licensing in the state racing jurisdiction or states racing jurisdictions in question.

Sec. 17. 8 MRSA §285, sub-§2, ¶C, as enacted by PL 1997, c. 528, §46 and affected by §47, is amended to read:

C. Notwithstanding paragraphs A and B:

- (1) All meetings and records of the board are subject to the provisions of Title 1, chapter 13, subchapter 1;
- (2) For the purposes of the Maine Tort Claims Act, the board is a governmental entity and its employees are employees as those terms are defined in Title 14, section 8102. The board and its employees are considered a state agency for purposes of Title 5, section 191;
- (3) Funds received by the board pursuant to this chapter must be allocated to the board by the Legislature in accordance with Title 5, section 1673; and
- (4) Except for representation of specific interests required by subsection 3, members of the board are governed by the conflict of interest provisions set forth in Title 5, section 18.

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

Effective June 3, 2003.

CHAPTER 402

H.P. 1172 - L.D. 1598

An Act To Ensure Access to Intelligence and Investigative Information

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

Sec. 1. 16 MRSA §614, sub-§3, ¶¶B and C, as enacted by PL 2001, c. 532, §2, are amended to read:

- B. A state agency responsible for investigating abuse, neglect or exploitation of children under Title 22, chapter 1071 or incapacitated or dependent adults under Title 22, chapter 958-A for use in the investigation of suspected abuse, neglect or exploitation; ~~or~~
- C. An accused person or that person's agent or attorney if authorized by:
 - (1) The district attorney for the district in which that accused person is to be tried;
 - (2) A rule or ruling of a court of this State or of the United States; or
 - (3) The Attorney General; or

Sec. 2. 16 MRSA §614, sub-§3, ¶D is enacted to read:

D. A victim or victim's agent or attorney, subject to reasonable limitations to protect the interest described in subsection 1.

See title page for effective date.

CHAPTER 403

H.P. 1087 - L.D. 1482

An Act To Revise Certain Provisions of Maine's Fish and Wildlife Laws

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