

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SECOND LEGISLATURE

FIRST REGULAR SESSION
December 1, 2004 to March 30, 2005

FIRST SPECIAL SESSION
April 4, 2005 to June 18, 2005

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 29, 2005

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FIRST SPECIAL SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 17, 2005

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

Penmor Lithographers
Lewiston, Maine
2005

CHAPTER 74

H.P. 445 - L.D. 612

An Act To Authorize the Exchange of a Designated Hunting Season for Another Hunting Season for the Same Game Species

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

Sec. 1. 12 MRSA §11110, as enacted by PL 2003, c. 655, Pt. B, §117 and affected by §422, is amended to read:

§11110. Transfer of hunting areas or zones

A person who has been assigned a designated hunting area ~~or~~ zone or season by the department for purposes of hunting a game animal may exchange that designated zone ~~or~~ area or season with another person assigned a different hunting zone ~~or~~ area or season for the same game animal for purposes of hunting that same game animal. The commissioner may adopt rules to implement this section. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

CHAPTER 75

S.P. 207 - L.D. 652

An Act To Provide Free Antlerless Deer Permits to Persons 100 Years of Age or Older

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

Sec. 1. 12 MRSA §10853, sub-§1-A is enacted to read:

1-A. Residents 100 years of age or older. A complimentary antlerless deer permit under section 11152 may be issued to a resident of the State who is 100 years of age or older upon application to the commissioner.

A. A resident who applies for a complimentary antlerless deer permit under this subsection at any time during the calendar year of that resident's 100th birthday may be issued the permit regardless of the actual date during that calendar year in which that resident attains 100 years of age. The application must be accompanied by a birth certificate or other certified evidence of the applicant's date of birth and proof of residency.

B. A complimentary antlerless deer permit issued under this subsection remains valid for the remainder of the life of the permit holder, as long as the permit holder continues to satisfy the residency requirements set out in section 10001, subsection 53 and the permit is not revoked or suspended.

See title page for effective date.

CHAPTER 76

H.P. 391 - L.D. 515

An Act To Increase the Limit on the Right To Rejoin the Maine State Retirement System

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

Sec. 1. 5 MRSA §18252, sub-§5, as amended by PL 2003, c. 630, Pt. A, §4, is further amended to read:

5. Limit on right to rejoin. The right of a person to rejoin under subsection 3 is limited to ~~one~~ two occurrences.

See title page for effective date.

CHAPTER 77

S.P. 248 - L.D. 750

An Act To Clarify the Authority of Podiatrists To Use Assistants

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

Whereas, this Act clarifies that podiatrists are authorized to delegate podiatric medical services to assistants; and

Whereas, it is the common practice of podiatrists in the State to use podiatric assistants; and

Whereas, it is urgent that the clarification of the podiatrist's authority to use assistants in all aspects of podiatric medicine be effective immediately in order to allow podiatrists to continue practicing in a safe and legal manner; 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 preserva-