

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-SECOND LEGISLATURE**

**SECOND SPECIAL SESSION**  
**July 29, 2005**

**SECOND REGULAR SESSION**  
**January 4, 2006 to May 24, 2006**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**OCTOBER 28, 2005**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**AUGUST 23, 2006**

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

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**Penmor Lithographers**  
**Lewiston, Maine**  
**2006**

**CHAPTER 655****H.P. 1225 - L.D. 1718****An Act To Amend the Law Relating  
to the Crime of Visual Sexual  
Aggression against a Child****Be it enacted by the People of the State of  
Maine as follows:**

**Sec. 1. 17-A MRSA §256**, as repealed and replaced by PL 2003, c. 711, Pt. B, §4, is amended to read:

**§256. Visual sexual aggression against child**

1. A person is guilty of visual sexual aggression against a child if:

A. For the purpose of arousing or gratifying sexual desire or for the purpose of causing affront or alarm, the actor, having in fact attained 18 years of age, exposes the actor's genitals to another person or causes the other person to expose that person's genitals to the actor and the other person, not the actor's spouse, has not in fact attained 14 years of age. Violation of this paragraph is a Class D crime; ~~or~~

B. For the purpose of arousing or gratifying sexual desire, the actor, having in fact attained 18 years of age, exposes the actor's genitals to another person or causes the other person to expose that person's genitals to the actor and the other person, not the actor's spouse, has not in fact attained 12 years of age. Violation of this paragraph is a Class C crime;

C. For the purpose of arousing or gratifying sexual desire, the actor, having in fact attained 18 years of age, intentionally engages in visual surveillance, aided or unaided by mechanical or electronic equipment, of the uncovered breasts, buttocks, genitals, anus or pubic area of another person in a private place, not the actor's spouse and not having in fact attained 14 years of age, under circumstances in which a reasonable person would expect to be safe from such visual surveillance. Violation of this paragraph is a Class D crime; or

D. For the purpose of arousing or gratifying sexual desire, the actor, having in fact attained 18 years of age, intentionally engages in visual surveillance, aided or unaided by mechanical or electronic equipment, of the uncovered breasts, buttocks, genitals, anus or pubic area of another person in a private place, not the actor's spouse and not having in fact attained 12 years of age, under circumstances in which a reasonable per-

son would expect to be safe from such visual surveillance. Violation of this paragraph is a Class C crime.

As used in this subsection, the term "private place" has the same meaning as in section 511.

See title page for effective date.

**CHAPTER 656****H.P. 1320 - L.D. 1880****An Act To Promote Youth  
Involvement in County and Local  
Government****Be it enacted by the People of the State of  
Maine as follows:**

**Sec. 1. 5 MRSA c. 20** is enacted to read:

**CHAPTER 20****COUNTY AND LOCAL GOVERNMENT  
INTERNSHIP PROGRAM****§471. Creation**

There is established the County and Local Government Internship Program, administered by the Margaret Chase Smith Center for Public Policy within the University of Maine System referred to in this chapter as "the program," for attracting and placing qualified undergraduate and graduate college students temporarily within county and local governments.

**§472. Purposes**

The purposes of this program are:

**1. Selection.** To attract and select college students with ambition and talent for temporary internships within county and local governments;

**2. Placement.** To place each program intern in a position of some responsibility where the intern can contribute ideas, enthusiasm and ingenuity while completing a project under the direction of a responsible county or local administrator;

**3. Liaison.** To encourage liaisons between county and local governments and the various institutions of higher learning located within the State; and

**4. Recommendations.** To formulate recommendations for improving the program and for attracting college graduates with outstanding potential into permanent positions of employment within county and local governments.

**§473. Eligibility**

To be eligible to participate in the program, a student must:

**1. College.** Have completed at least 2 years of college or have graduated from college within the past year; and

**2. Residence.** Be a state resident or attend a college in the State.

**§474. Duties of the Margaret Chase Smith Center for Public Policy**

The program is administered by the Margaret Chase Smith Center for Public Policy within the University of Maine System and is referred to in this chapter as "the center." The center's duties include the following.

**1. General supervision.** The center shall exercise general supervision over the operation of the program and shall develop and put into effect administrative guidelines for interns and county and local government personnel, formulate policies and establish and administer operational procedures.

**2. Promotion; recruitment.** The center shall disseminate widely information and application forms and otherwise publicize the program to attract the attention and interest of as many college students as possible and shall receive the completed application blanks of those students interested, as well as answering inquiries for further details and information.

**3. Participation of county and local governments.** The center shall acquaint officials and administrators with the program and its advantages, encouraging the greatest possible participation by county and local government offices.

**4. Selection.** Applications of interested students received by the center must be processed in accordance with procedures to be established by the center.

**5. Placement.** The center shall place students with participating county and local government offices.

**6. Orientation.** The center shall arrange an orientation for interns and supervising county and local personnel prior to commencement of intern work within a county or local government office and may conduct special programs during the internship to ensure that interns obtain a broad understanding of county and local governments.

**7. Coordination.** The center shall coordinate the activities of the interns with the various participating

county and local government offices to the maximum advantage of the program.

**8. Annual report.** The center shall produce an annual report, which is a public document, by the end of each calendar year on the operation of the program. Copies of the report must be filed with the Legislature.

**§475. Conditions of employment**

**1. Temporary unclassified service.** Interns are considered temporary, unclassified employees of the county and local governments. The employing county or local government office may discharge an intern for cause with one week's advance notice to the intern and the center. The center may reassign an intern or release the intern from the program with one week's advance notice to the intern and the office when it is considered in the best interest of the program.

**2. Salary.** The center shall determine from time to time an appropriate minimum salary for interns, which must be paid by the participating county and local government offices. The center may negotiate the placement of an intern within county or local government and, to further the purposes of the intern program, may make funds from this chapter available to the intern.

**3. Internship training.** Participating county or local government offices shall release intern personnel to participate in paid orientation or training activities planned by the center as part of the internship program.

**§476. Acceptance of gifts, bequests, grants, aid**

The center may accept gifts, bequests and endowments for purposes consistent with the objectives of this chapter and may accept federal, private foundation and other grants and matching funds when determined to be in the best interests of the program.

See title page for effective date.

**CHAPTER 657**

**S.P. 751 - L.D. 1954**

**An Act To Invest in the Future of  
Maine Citizens**

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

**Sec. 1. 20-A MRSA c. 318 is enacted to read:**