

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-THIRD LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 6, 2006 to June 21, 2007**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 20, 2007**

**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**  
**2007**

closed in response to a notice of levy issued by the Department of Labor pursuant to Title 26, section 1233; or

**Sec. 3. 9-B MRSA §162, sub-§5** is enacted to read:

**5. Disclosure to the Department of Health and Human Services upon suspicion of financial exploitation.** The financial records are disclosed to the Department of Health and Human Services pursuant to Title 22, section 3479 because a financial institution authorized to do business in this State or its affiliate or a credit union authorized to do business in this State or its affiliate has reasonable cause to suspect that an incapacitated or dependent adult has been or is at substantial risk of abuse, neglect or exploitation.

**Sec. 4. 9-B MRSA §164, sub-§3** is enacted to read:

**3. Immunity.** A financial institution authorized to do business in the State or its affiliate or a credit union authorized to do business in the State or its affiliate that in good faith discloses financial records to the Department of Health and Human Services pursuant to section 162, subsection 5 is immune from civil or criminal liability that might otherwise arise from the disclosure. In a proceeding regarding immunity from liability, there is a rebuttable presumption of good faith.

See title page for effective date.

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**CHAPTER 109**  
**H.P. 74 - L.D. 76**

**An Act To Temporarily  
Reduce the Fee To Operate  
High-stakes Beano**

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

**Sec. 1. 17 MRSA §314-A, sub-§4**, as repealed and replaced by PL 1991, c. 426, §4, is amended to read:

**4. Term of license; fees.** A license issued under this section is valid for a period of one year. The annual license fee for a high-stakes beano license is \$50,000, payable except that the annual license fee due in 2008 and 2009 is \$25,000. License fees may be paid in advance in quarterly installments. All license fees must be paid to the Treasurer of State to be credited to the General Fund.

**Sec. 2. Report.** By February 1, 2009, the Chief of the State Police shall submit a report to the joint standing committee of the Legislature having jurisdiction over matters pertaining to beano and games of chance on the enforcement and administra-

tive functions conducted with regard to the conduct of high-stakes beano during calendar year 2008.

See title page for effective date.

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**CHAPTER 110**  
**H.P. 119 - L.D. 127**

**An Act To Amend the Laws  
Pertaining to Beano**

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

**Sec. 1. 17 MRSA §324-A, sub-§2, ¶C**, as enacted by PL 2003, c. 452, Pt. I, §10 and affected by Pt. X, §2, is amended to read:

C. Lucky seven or similar sealed tickets may be sold when that game of chance is licensed by the Chief of the State Police and when a valid license certificate is properly displayed. Notwithstanding the other provisions of this section and section 312, lucky seven games may be conducted during the period beginning 2 hours before and ending 2 hours after a "beano" game.

Notwithstanding any other rule, lucky seven or other similar sealed tickets may be sold that have a sale value of \$1 or less, and a person who sells or distributes "beano" cards or materials used to play "beano" prior to the conduct of "beano" as a volunteer, as provided in this section, is permitted to play in the "beano" game.

See title page for effective date.

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**CHAPTER 111**  
**H.P. 132 - L.D. 150**

**An Act To Amend and  
Improve the Education Laws  
Concerning Portable Space  
and Rule-making Authority**

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

**Sec. 1. 20-A MRSA §5001-A, sub-§3, ¶A**, as amended by PL 2003, c. 181, §1, is further amended to read:

A. Equivalent instruction alternatives are as follows.

(1) A person is excused from attending a public day school if the person obtains equivalent instruction in:

(a) A private school approved for attendance purposes pursuant to section 2901;