

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.

Penmor Lithographers
Lewiston, Maine
2007

**CHAPTER 205
H.P. 677 - L.D. 892**

**An Act To Authorize Nonprofit
Organizations To Conduct
Tournament Games**

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

Sec. 1. 17 MRSA §333-A is enacted to read:

§333-A. Tournament games

The Chief of the State Police may issue a license to conduct tournament games as provided in this section to an organization eligible to conduct beano games under chapter 13-A and games of chance under this chapter. For purposes of this section, "tournament game" means a game of chance played using a deck of cards with rules similar to poker or other card games. The Chief of the State Police may not issue a tournament game license to an organization more than once per month.

1. Local governing authority approval. An organization that intends to apply for a tournament game license must first receive approval by the local governing authority where the games are to be conducted. Proof of approval from the local governing authority must be provided to the Chief of the State Police upon application for a tournament game license.

2. License application. An organization must submit a license application to the Chief of the State Police on a form provided by the Chief of the State Police. The license application must specify one or more charitable organizations that the proceeds of the tournament are intended to benefit. For the purposes of this section, "charitable organization" means any person or entity, including any person or entity in a foreign state, that is or purports to be organized or operated for any charitable purpose or that solicits, accepts or obtains contributions from the public for any charitable, educational, humane or patriotic purpose.

3. License. The license fee for a tournament game license is \$5 per tournament player.

4. Tournament. The organization licensed to conduct a tournament game under this section shall display the rules of the game and the license issued to conduct the tournament. The maximum number of players allowed is 100. Winners are determined by a process of elimination. The use of currency is prohibited as part of tournament play. The maximum entry fee to play in the tournament is \$100, except the organization may add \$5 to the entry fee to defray the cost of the license application. Only one entry fee is permitted per person. A tournament must be completed within 48 hours. Other games of chance are

prohibited, except for lucky seven or similar sealed tickets.

5. Proceeds. Seventy-five percent of the entry fees under subsection 4 must be paid as prizes to the winners of the tournament. Of the money remaining after the payment of prizes, 75% must be distributed to the charitable organization or organizations listed on the license application pursuant to this section.

6. Cost of administration; surplus. The Chief of the State Police may retain, from license fees collected in accordance with subsection 3, only an amount necessary to defray the costs of administering this section. All fees collected in excess of the amount necessary to defray the costs of administration must be allocated as follows:

A. Forty percent to the Fractionation Development Center; and

B. Sixty percent to the General Fund.

Sec. 2. Appropriations and allocations. The following appropriations and allocations are made.

**PUBLIC SAFETY, DEPARTMENT OF
Licensing and Enforcement - Public Safety 0712**

Initiative: Allocates funds for one additional Public Safety Inspector I position, one additional State Police Detective position, one additional Office Assistant position and operating costs necessary to enforce the regulation of tournament games.

OTHER SPECIAL REVENUE FUNDS	2007-08	2008-09
POSITIONS - LEGISLATIVE COUNT	3,000	3,000
Personal Services	\$141,491	\$199,116
All Other	\$9,522	\$11,943
OTHER SPECIAL REVENUE FUNDS TOTAL	\$151,013	\$211,059

See title page for effective date.

**CHAPTER 206
S.P. 328 - L.D. 1011**

**An Act To Enhance Child
Support Collections in Maine**

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

Whereas, it has long been the policy in the State that parents should take financial responsibility for their children; and

Whereas, a single parent has a difficult time raising a child when the other parent does not provide for the child, causing unnecessary hardship for the single parent and the child; and

Whereas, this hardship is currently being experienced by many single parents who cannot effectively collect child support from the other parent; and

Whereas, while the State invests significant resources into collecting child support, there still are needy and suffering children this winter due to the lack of enforcement of child support in the State; 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 preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 19-A MRSA §2101, sub-§1, as amended by PL 1997, c. 537, §26 and affected by §62, is further amended to read:

1. Board. "Board" means a bureau, board or commission listed in Title 10, section 8001 or 8001-A, other licensor that is affiliated with or is a part of the Department of Professional and Financial Regulation, the Board of Overseers of the Bar or any other state agency or municipality that issues a license authorizing a person to engage in a business, occupation, profession or industry and any state agency, bureau, board, commission or municipality that issues a license or permit to hunt, fish, operate a boat, operate a snowmobile, operate an ATV or engage in any other sporting or recreational activity.

Sec. 2. 19-A MRSA §2101, sub-§7, as amended by PL 1997, c. 537, §26 and affected by §62, is further amended to read:

7. License. "License" means a license, certification, registration, permit, approval or other similar document evidencing admission to or granting authority to engage in a profession, occupation, business or industry, and a license or permit to hunt, fish, operate a boat, operate a snowmobile, operate an ATV or engage in any other sporting or recreational activity, but does not mean a registration, permit, approval or similar document evidencing the granting of authority to engage in the business of banking pursuant to Title 9-B.

Sec. 3. 19-A MRSA §2201, sub-§12-A is enacted to read:

12-A. Commissioner of Inland Fisheries and Wildlife report. The Commissioner of Inland Fisheries and Wildlife shall provide annually to the department on magnetic tape or other machine-readable form, according to standards established by the department, watercraft, snowmobile and ATV registration information concerning obligors who are residents of this State. The information to be provided must include all of the following information about the registrant:

A. Name;

B. Address of record;

C. Make, model and identification number for each watercraft registered under Title 12, section 13052; each snowmobile registered under Title 12, section 13104; and each ATV registered under Title 12, section 13155;

D. Type of registration;

E. Effective date of registration or registration renewal; and

F. Expiration of registration.

Sec. 4. 19-A MRSA §2201, sub-§13, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

13. Effect of noncompliance. The department, upon receipt of the licensee information referred to in subsection 12 and registration information referred to in subsection 12-A, shall identify and notify each board and the Department of Professional and Financial Regulation, Division of Administrative Services, of the names of ~~its~~ their licensees and registrants who are support obligors subject to this section. The notice must include the social security number and address of the support obligor, the name, address and telephone number of the department's designee for implementing this section and a certification by the department that it has verified that the licensee or registrant is a support obligor subject to this section. When the department notifies a board under this subsection, the department shall provide adequate notice of its action to the obligor. The notice must inform the obligor of the right to request a hearing on the issue of whether the obligor is in compliance with an order of support. The board may not issue or renew a license or registration to a person whose name is on the most recent list from the department until the board receives a copy of the written confirmation of compliance specified in subsection 8.

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

Effective June 4, 2007.