

# 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**

**CHAPTER 222  
H.P. 86 - L.D. 94**

**An Act To Protect Consumer  
Rights under the Maine Unfair  
Trade Practices Act**

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

**Sec. 1. 5 MRSA §208, sub-§1**, as enacted by  
PL 1969, c. 577, §1, is amended to read:

**1. Regulatory boards.** Transactions or actions  
otherwise permitted under laws as administered by any  
regulatory board or officer acting under statutory au-  
thority of the State or of the United States; ~~or. This~~  
exception applies only if the defendant shows that:

A. Its business activities are subject to regulation  
by a state or federal agency; and

B. The specific activity that would otherwise  
constitute a violation of this chapter is authorized,  
permitted or required by a state or federal agency  
or by applicable law, rule or regulation or other  
regulatory approval.

See title page for effective date.

**CHAPTER 223  
H.P. 151 - L.D. 169**

**An Act To Place Land in  
Township 21 in Trust**

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

**Sec. 1. 30 MRSA §6205, sub-§1, ¶C**, as  
amended by PL 2001, c. 251, §2 and affected by §4, is  
further amended to read:

C. Any land not exceeding 100 acres in the City  
of Calais acquired by the secretary for the benefit  
of the Passamaquoddy Tribe as long as the land is  
acquired by the secretary prior to January 1, 2001,  
is not held in common with any other person or  
entity and is certified by the secretary by January  
31, 2001, as held for the benefit of the Passama-  
quoddy Tribe, if:

(1) The acquisition of the land by the tribe is  
approved by the legislative body of that city; and

(2) A tribal-state compact under the federal  
Indian Gaming Regulatory Act is agreed to  
by the State and the Passamaquoddy Tribe or  
the State is ordered by a court to negotiate  
such a compact; ~~and~~

**Sec. 2. 30 MRSA §6205, sub-§1, ¶D**, as en-  
acted by PL 2001, c. 251, §3 and affected by §4, is  
amended to read:

D. All land acquired by the secretary for the  
benefit of the Passamaquoddy Tribe in T. 19,  
M.D. to the extent that the land is acquired by the  
secretary prior to January 31, 2020, is not held in  
common with any other person or entity and is  
certified by the secretary by January 31, 2020 as  
held for the benefit of the Passamaquoddy Tribe;  
~~and~~  
and

**Sec. 3. 30 MRSA §6205, sub-§1, ¶E** is en-  
acted to read:

E. Land acquired by the secretary for the benefit  
of the Passamaquoddy Tribe in Township 21 con-  
sisting of Gordon Island in Big Lake, conveyed by  
Domtar Maine Corporation to the Passamaquoddy  
Tribe by corporate quitclaim deed dated April 30,  
2002, recorded in the Washington County Regis-  
try of Deeds in Book 2624, Page 301, to the ex-  
tent that the land is acquired by the secretary prior  
to January 31, 2017, is not held in common with  
any other person or entity and is certified by the  
secretary by January 31, 2017 as held for the  
benefit of the Passamaquoddy Tribe.

**Sec. 4. Effective date; certification.** This  
Act does not take effect unless, within 60 days of the  
adjournment of the Legislature, the Secretary of State  
receives written certification by the Joint Tribal Coun-  
cil of the Passamaquoddy Tribe that the tribe has  
agreed to the provisions of this Act pursuant to 25  
United States Code, Section 1725(e), copies of which  
must be submitted by the Secretary of State to the Sec-  
retary of the Senate, the Clerk of the House of Repre-  
sentatives and the Revisor of Statutes, except that in  
no event may this Act become effective until 90 days  
after the adjournment of the Legislature.

See title page for effective date, unless otherwise  
indicated.

**CHAPTER 224  
H.P. 414 - L.D. 536**

**An Act To Promote Efficiency  
in the Use of the  
Communications Equipment  
Fund**

**Emergency preamble.** Whereas, acts and re-  
solves of the Legislature do not become effective until  
90 days after adjournment unless enacted as emergen-  
cies; and

**Whereas**, the Communications Equipment Fund  
provides specialized communications equipment to  
meet the communications needs of deaf, hard-of-