

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
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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 260
H.P. 886 - L.D. 1258

**An Act To Clarify the Laws
Governing Landowner
Liability**

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

Sec. 1. 14 MRSA §159-A, sub-§3, ¶C, as amended by PL 1993, c. 622, §1, is further amended to read:

C. Assume responsibility or incur liability for any injury to person or property caused by any act of persons to whom the permission is granted even if that injury occurs on property of another person.

See title page for effective date.

CHAPTER 261
S.P. 119 - L.D. 375

**An Act To Amend the Family
Medical Leave Laws**

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

Sec. 1. 26 MRSA §843, sub-§4, as amended by PL 2001, c. 684, §§1 to 3, is further amended to read:

4. Family medical leave. "Family medical leave" means leave requested by an employee for:

- A. Serious health condition of the employee;
- B. The birth of the employee's child or the employee's domestic partner's child;
- C. The placement of a child 16 years of age or less with the employee or with the employee's domestic partner in connection with the adoption of the child by the employee or the employee's domestic partner;
- D. A child, domestic partner's child, parent, domestic partner or spouse with a serious health condition; or
- E. The donation of an organ of that employee for a human organ transplant.

Sec. 2. 26 MRSA §843, sub-§7 is enacted to read:

7. Domestic partner. "Domestic partner" means the partner of an employee who:

- A. Is a mentally competent adult as is the employee;

B. Has been legally domiciled with the employee for at least 12 months;

C. Is not legally married to or legally separated from another individual;

D. Is the sole partner of the employee and expects to remain so;

E. Is not a sibling of the employee; and

F. Is jointly responsible with the employee for each other's common welfare as evidenced by joint living arrangements, joint financial arrangements or joint ownership of real or personal property.

See title page for effective date.

CHAPTER 262
S.P. 262 - L.D. 852

**An Act To Adjust the Levels of
the State's Dairy Stabilization
Program**

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

Whereas, the Maine dairy industry is essential to the State's rural economy and communities, generates business activity and preserves open space; and

Whereas, the stabilization of the dairy industry during temporary price drops constitutes a public purpose and an appropriate expenditure of state revenues; and

Whereas, the tiered dairy stabilization program has been successful in curbing the loss of dairy farms in the State; and

Whereas, the target prices in the tiered program need to be revised to reflect updated cost-of-production studies; 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. 7 MRSA §3153-B, sub-§3, as amended by PL 2005, c. 382, Pt. F, §34, is further amended to read:

3. Determination of target prices. The Maine Milk Commission shall establish 3 tiers of production,