

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 2008 to June 13, 2009

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
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IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2009

CHAPTER 64
S.P. 246 - L.D. 672

**An Act To Add Maine
Maritime Academy
Representation to the State
Employee Health Commission**

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

Sec. 1. 5 MRSA §285-A, sub-§2, as amended by PL 2001, c. 636, §1 and PL 2003, c. 20, Pt. OO, §2 and affected by §4 and amended by PL 2007, c. 58, §3, is further amended to read:

2. Membership. The State Employee Health Commission consists of ~~22~~ 24 labor and management members as follows:

A. One labor member from each bargaining unit recognized under Title 26, chapter 9-B, appointed by the employee organization certified to represent the unit;

B. One labor member from the largest bargaining unit recognized under Title 26, chapter 14, appointed by the employee organization authorized to represent the unit;

C. One labor member appointed by the retiree chapters of the Maine State Employees Association;

C-1. One labor member from Maine Turnpike Authority employees appointed by the employee organization authorized to represent the employees;

C-2. One labor member from Maine Public Employees Retirement System employees, appointed by the employee organization authorized to represent the employees;

C-3. One labor member from Maine Maritime Academy employees, appointed by the employee organization authorized to represent the employees;

D. Four management members appointed by the Commissioner of Administrative and Financial Services;

E. One management member appointed by the Court Administrators;

F. The Executive Director of Health Insurance, ex officio;

G. One member representing retirees appointed by the Maine Association of Retirees;

H. One labor member from the Maine Community College System faculty or administrative unit, appointed by the employee organization authorized to represent the units;

I. One management member from the Maine Community College System appointed by the President of the Maine Community College System;

J. One management member appointed by the Executive Director of the Maine Turnpike Authority; ~~and~~

K. One management member appointed by the Executive Director of the Maine Public Employees Retirement System; and

L. One management member appointed by the President of the Maine Maritime Academy.

All appointed or elected members serve at the pleasure of their appointing or electing authorities.

See title page for effective date.

CHAPTER 65
S.P. 26 - L.D. 67

**An Act To Protect Maine's
State Parks and State Historic
Sites**

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

Whereas, this legislation needs to take effect before the 2009 summer recreational season begins; 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. 22 MRSA §1580-E is enacted to read:

§1580-E. Smoking in state parks and state historic sites

1. Definitions. As used in this section, unless the context otherwise indicates, the following terms have the following meanings:

A. "Enclosed area" has the same meaning as in section 1541, subsection 2;

B. "Public place" has the same meaning as in section 1541, subsection 4;

C. "Smoking" has the same meaning as in section 1541, subsection 6;