

# 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**  
**SEPTEMBER 12, 2009**

**PUBLISHED BY THE REVISOR OF STATUTES**  
**IN ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,**  
**TITLE 3, SECTION 163-A, SUBSECTION 4.**

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**Augusta, Maine**  
**2009**

placed per hand or per deal, is \$1 for any one chance, hand or deal. Licensed card games that award part or all of the entry fees paid to participate as prize money and in which no money or thing of value is wagered except for the entry fee are limited to a \$5 daily entry fee and no more than 40 50 players at any one time at any one location.

**Sec. 2. Chief of State Police to report.** The Chief of the State Police shall gather information regarding the number of players attending card games conducted by licensed organizations including any input received by those licensees stating difficulty in conducting games under the current player limits and report to the Joint Standing Committee on Legal and Veterans Affairs no later than February 1, 2010.

See title page for effective date.

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**CHAPTER 225  
H.P. 914 - L.D. 1311**

**An Act To Enable Municipal Assistance for Purposes of Protecting or Restoring Public Waters**

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

**Sec. 1.** 23 MRSA §3106 is enacted to read:

**§3106. Municipal assistance for purposes of protecting or restoring a great pond**

**1. Repairs to a private road.** A municipality may repair a private road, way or bridge to prevent storm water runoff pollution from reaching a great pond as defined in Title 38, section 480-B, subsection 5 through the expenditure of public funds if:

A. The private road, way or bridge is within the watershed of the great pond;

B. The great pond:

(1) Is listed on the Department of Environmental Protection's list of bodies of water most at risk pursuant to Title 38, section 420-D, subsection 3;

(2) Has been listed as impaired in an integrated water quality monitoring and assessment report submitted by the Department of Environmental Protection to the United States Environmental Protection Agency pursuant to the federal Clean Water Act, 33 United States Code, Section 1315(b) at least once since 2002; or

(3) Is identified as having threats to water quality in a completed watershed survey that

uses a protocol accepted by the Department of Environmental Protection;

C. The Department of Environmental Protection or the municipality determines that the private road, way or bridge is contributing to the degradation of the water quality of the great pond based upon an evaluation of the road, way or bridge using a protocol accepted by the department;

D. The repair complies with best management practices required by the Department of Environmental Protection; and

E. The private road, way or bridge is maintained by a road association organized under this subchapter or Title 13-B.

**2. Rules.** The Department of Environmental Protection may adopt rules to carry out the purposes of this section. Rules adopted pursuant to this subsection are routine technical rules pursuant to Title 5, chapter 375, subchapter 2-A.

See title page for effective date.

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**CHAPTER 226  
H.P. 559 - L.D. 823**

**An Act To Increase Snowmobile Registration Fees**

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

**Sec. 1.** 12 MRSA §13104, sub-§4, as amended by PL 2007, c. 556, §3, is further amended to read:

**4. Fee.** Except as provided in subsection 5, the annual snowmobile registration fee is as follows:

A. For residents, ~~\$35~~ \$40. The registration for a snowmobile owned by a resident is valid for one year, commencing on July 1st of each year.

B. For nonresidents:

(1) Forty-three dollars for a 3-consecutive-day registration. A person may purchase more than one 3-day registration in any season;

(2) Fifty-eight dollars for a 10-consecutive-day registration. A person may purchase more than one 10-day registration in any season; and

(3) Eighty-eight dollars for a seasonal registration.

The registration for a snowmobile owned by a nonresident must specify the dates for which the registration is valid.

Five dollars from each registration fee collected pursuant to this subsection must be transferred to a special fund administered by the Off-Road Vehicle Division of the Bureau of Parks and Lands within the Department of Conservation. The funds must be used to assist any entity that has a snowmobile trail-grooming contract with the bureau in the purchase of trail-grooming equipment.

~~Two~~ Seven dollars from each resident snowmobile registration fee must be transferred to the Snowmobile Trail Fund of the Department of Conservation, Bureau of Parks and Lands.

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

**CONSERVATION, DEPARTMENT OF  
Off-road Recreational Vehicles Program 0224**

Initiative: Provides an allocation of funds from increased resident snowmobile registration fees.

OTHER SPECIAL REVENUE FUNDS	2009-10	2010-11
All Other	\$379,540	\$379,540
OTHER SPECIAL REVENUE FUNDS TOTAL	\$379,540	\$379,540

See title page for effective date.

**CHAPTER 227  
H.P. 493 - L.D. 710**

**An Act To Allow Qualified,  
Licensed Denturists To  
Practice to the Level of Their  
Educational Training**

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

**Sec. 1. 32 MRSA §1100-B, sub-§1-A** is enacted to read:

**1-A. Denture.** "Denture" means any removable full or partial upper or lower prosthetic dental appliance to be worn in the human mouth to replace any missing natural teeth.

**Sec. 2. 32 MRSA §1100-B, sub-§3, ¶A,** as amended by PL 1993, c. 600, Pt. A, §88, is further amended to read:

A. The taking of denture impressions and bite registration for the purpose of or with a view to the making, producing, reproducing, construction, finishing, supplying, altering or repairing of a

~~complete upper or complete lower prosthetic denture, or both~~ to be fitted to an edentulous or partially edentulous arch or arches;

**Sec. 3. 32 MRSA §1100-B, sub-§3, ¶B,** as amended by PL 1993, c. 600, Pt. A, §88, is further amended to read:

B. The fitting of a ~~complete upper or lower prosthetic denture, or both,~~ to an edentulous or partially edentulous arch or arches, including the making, producing, reproducing, constructing, finishing, supplying, altering and repairing of dentures, without performing alteration to natural or reconstructed tooth structure. Upon the receipt of a written statement of oral condition or oral health certificate as determined by the board by a licensed dentist, a denturist may complete clinical procedures related to the fabrication of a removable tooth-borne partial denture, including cast frameworks; and

**Sec. 4. 32 MRSA §1100-D, sub-§2-A, ¶B,** as enacted by PL 1995, c. 590, §6, is amended to read:

B. A person is eligible to take the examination if that person:

- (1) Is a high school graduate or has obtained high school equivalency; and
- (2) Has a diploma from a board-approved denturism postsecondary institution or, until September 30, 2009, has completed an equivalent denturist educational program approved by the board.

**Sec. 5. 32 MRSA §1100-E, sub-§2,** as amended by PL 1995, c. 590, §7, is further amended to read:

**2. License issued.** The board shall issue a license for the practice in this State to each person who has passed an examination under section 1100-D. This license authorizes the licensee to practice as a denturist in the State until the expiration date that appears on the license. Beginning October 1, 2009, the board shall require, in addition to passage of the examination, all applicants for licensure to have a diploma and be graduates of a board-approved denturism postsecondary institution. Denturists licensed in this State prior to October 1, 2009 that do not have a diploma from a board-approved denturism postsecondary institution shall successfully complete an upgraded curriculum approved by the board before a license may be issued or renewed.

**Sec. 6. Board of Dental Examiners to adopt rules; deadline for completion of upgraded curriculum.** The Board of Dental Examiners shall adopt rules, which are routine technical rules pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A, no later than January 1, 2010 regarding the upgraded curriculum described in Title