

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.

Augusta, Maine
2009

OTHER SPECIAL
REVENUE FUNDS TOTAL

\$68,835

\$92,142

See title page for effective date.

CHAPTER 233

S.P. 268 - L.D. 693

An Act To Clarify the Status and Benefits of Employees of the Child Development Services System

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

Sec. 1. 5 MRSA §285, sub-§1, ¶F-7 is en-
acted to read:

F-7. Any employee of a regional site of the Child
Development Services System under Title 20-A,
section 7209, if the group health plan is agreed to
in collective bargaining and funds are available.

See title page for effective date.

CHAPTER 234

H.P. 835 - L.D. 1210

An Act Regarding Volunteer Lobbyists

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

Sec. 1. 3 MRSA §312-A, sub-§10, as re-
pealed and replaced by PL 1993, c. 691, §5, is
amended to read:

10. Lobbyist. "Lobbyist" means any person who
is specifically employed by another person for the
purpose of and who engages in lobbying in excess of 8
hours in any calendar month, or any individual who, as
a regular employee of another person, expends an
amount of time in excess of 8 hours in any calendar
month in lobbying. "Lobbyist" does not include a lob-
byist associate. "Lobbyist" does not include an indi-
vidual who receives no compensation for lobbying
other than reimbursement for lobbying-related travel
within the State and reimbursement for other out-of-
pocket expenditures made by the individual for print-
ing, postage and food and lodging connected with lob-
bying activities paid for by the individual. For the
purposes of this subsection, "reimbursement for other
out-of-pocket expenditures" does not include reim-
bursement for the individual's time spent lobbying that

would have been otherwise compensated by an em-
ployer or in the course of the individual's employment.

See title page for effective date.

CHAPTER 235

H.P. 763 - L.D. 1108

An Act To Amend the Statute of Limitations under the Maine Human Rights Act

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

Sec. 1. 5 MRSA §4611, as amended by PL
1995, c. 393, §28, is further amended to read:

§4611. Complaint

Any person who believes that the person has been
subject to unlawful discrimination, or any employee of
the commission, may file a complaint under oath with
the commission stating the facts concerning the al-
leged discrimination, provided except that such com-
plaints a complaint must be filed with the commission
not more than ~~6 months~~ 300 days after the alleged act
of unlawful discrimination. In addition, any person
may file a complaint pursuant to section 4632.

Sec. 2. 5 MRSA §4612, sub-§1, ¶B, as
amended by PL 2007, c. 243, §6, is further amended to
read:

B. The commission or its delegated commis-
sioner or investigator shall conduct such prelimi-
nary investigation as it determines necessary to
determine whether there are reasonable grounds to
believe that unlawful discrimination has occurred.
In conducting an investigation, the commission,
or its designated representative, must have access
at all reasonable times to premises, records,
documents, individuals and other evidence or pos-
sible sources of evidence and may examine, re-
cord and copy those materials and take and record
the testimony or statements of such persons as are
reasonably necessary for the furtherance of the in-
vestigation. The commission may issue subpoenas
to compel access to or production of those materi-
als or the appearance of those persons, subject to
section 4566, subsections 4-A and 4-B, and may
serve interrogatories on a respondent to the same
extent as interrogatories served in aid of a civil ac-
tion in the Superior Court. The commission may
administer oaths. The complaint and evidence col-
lected during the investigation of the complaint,
other than data identifying persons not parties to
the complaint, is a matter of public record at the
conclusion of the investigation of the complaint
prior to a determination by the commission. An
investigation is concluded upon issuance of a let-