

# 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**

the appointment of the person holding a kennel license issued under section 3923-C, the Governor shall consider nominations made by state-based dog clubs.

See title page for effective date.

**CHAPTER 334**

**H.P. 909 - L.D. 1306**

**An Act To Require Interscholastic Athletic Organizations To Comply with the Public Proceedings Provisions of the Freedom of Access Laws for Certain Meetings**

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

**Sec. 1.** **1 MRSA §402, sub-§2, ¶E**, as amended by PL 1995, c. 608, §2, is further amended to read:

E. The board of directors of a nonprofit, non-stock private corporation that provides statewide noncommercial public broadcasting services and any of its committees and subcommittees; ~~and~~

**Sec. 2.** **1 MRSA §402, sub-§2, ¶F**, as enacted by PL 1995, c. 608, §3, is amended to read:

F. Any advisory organization, including any authority, board, commission, committee, council, task force or similar organization of an advisory nature, established, authorized or organized by law or resolve or by Executive Order issued by the Governor and not otherwise covered by this subsection, unless the law, resolve or Executive Order establishing, authorizing or organizing the advisory organization specifically exempts the organization from the application of this subchapter; ~~and~~

**Sec. 3.** **1 MRSA §402, sub-§2, ¶G** is enacted to read:

G. The committee meetings, subcommittee meetings and full membership meetings of any association that:

(1) Promotes, organizes or regulates statewide interscholastic activities in public schools or in both public and private schools; and

(2) Receives its funding from the public and private school members, either through membership dues or fees collected from those schools based on the number of participants of those schools in interscholastic activities.

This paragraph applies to only those meetings pertaining to interscholastic sports and does not apply to any meeting or any portion of any meeting the subject of which is limited to personnel issues, allegations of interscholastic athletic rule violations by member schools, administrators, coaches or student athletes or the eligibility of an individual student athlete or coach.

**Sec. 4.** **1 MRSA §402, sub-§4** is enacted to read:

**4. Public records of interscholastic athletic organizations.** Any records or minutes of meetings under subsection 2, paragraph G are public records.

See title page for effective date.

**CHAPTER 335**

**S.P. 520 - L.D. 1436**

**An Act To Create Economic Development in the State by Modernizing the State's Captive Insurance Laws**

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

**Sec. 1.** **24-A MRSA §6701, sub-§2**, as enacted by PL 1997, c. 435, §1, is amended to read:

**2. Association.** "Association" means any legal association of individuals, corporations, limited liability companies, partnerships or associations that have been in continuous existence for at least one year, ~~except labor organizations~~, the member organizations of which ~~collectively~~:

A. Own, control or hold with power to vote all of the outstanding voting securities of an association captive insurance company incorporated as a stock insurer; ~~or~~

B. Have complete voting control over an association captive insurance company incorporated as a mutual or reciprocal insurer; ~~or~~

C. Constitute all of the subscribers of an association captive insurance company formed as a reciprocal insurer.

**Sec. 2.** **24-A MRSA §6701, sub-§4**, as enacted by PL 1997, c. 435, §1, is amended to read:

**4. Captive insurance company.** "Captive insurance company" means any pure captive insurance company, sponsored captive insurance company, association captive insurance company or industrial insured captive insurance company formed or licensed under this chapter.