

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-FOURTH LEGISLATURE**

**SECOND REGULAR SESSION**  
**January 6, 2010 to April 12, 2010**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**JULY 12, 2010**

**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**  
**2010**

**CHAPTER 480  
H.P. 1150 - L.D. 1622**

**An Act To Make Technical  
Changes to the Laws  
Governing the Practice of Law**

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

**Sec. 1. 4 MRSA §807, sub-§3, ¶O,** as amended by PL 2007, c. 611, §2, is further amended to read:

O. A person who is not an attorney, but who is representing a party in any hearing, action or proceeding before the Maine Public Employees Retirement System; ~~or~~

**Sec. 2. 4 MRSA §807, sub-§3, ¶P,** as enacted by PL 2007, c. 611, §3, is amended to read:

P. A person who is not an attorney but who, as the executive director of the State Harness Racing Commission, is representing the Department of Agriculture, Food and Rural Resources at adjudicatory hearings before the commission in accordance with Title 8, section 263-C; ~~or~~

**Sec. 3. 4 MRSA §807, sub-§3, ¶Q** is enacted to read:

Q. A person who is an attorney admitted to practice in another United States jurisdiction to the extent permitted by rules of professional conduct adopted by the Supreme Judicial Court.

See title page for effective date.

**CHAPTER 481  
H.P. 1107 - L.D. 1570**

**An Act To Amend the Laws  
Governing the We Support  
Our Troops Registration Plates**

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

**Sec. 1. 5 MRSA §12004-I, sub-§84-A,** as enacted by PL 2007, c. 229, §1, is amended to read:

**84-A.**

|                 |            |            |                      |
|-----------------|------------|------------|----------------------|
| Transportation: | We Support | Not        | <del>29-A MRSA</del> |
| Motor Vehicles  | Our Troops | Authorized | <del>§456-D</del>    |
|                 | Advisory   | Board      | <del>37-B MRSA</del> |
|                 |            |            | <del>§158</del>      |

**Sec. 2. 29-A MRSA §456-D, sub-§2, ¶A,** as repealed and replaced by PL 2007, c. 703, §7, is amended to read:

~~A. Ten dollars to the Maine National Guard Foundation Fund Special Revenue Funds account in the Department of Defense, Veterans and Emergency Management, referred to in this section as "the fund," for use in accordance with subsection 7 Military Family Relief Fund as established in Title 37-B, section 158;~~

**Sec. 3. 29-A MRSA §456-D, sub-§3, ¶A,** as repealed and replaced by PL 2007, c. 703, §7, is amended to read:

~~A. Ten dollars to the fund for use in accordance with subsection 7 Maine Military Family Relief Fund as established in Title 37-B, section 158;~~

**Sec. 4. 29-A MRSA §456-D, sub-§7,** as repealed and replaced by PL 2007, c. 703, §7, is amended to read:

**7. Administration of fees.** On a quarterly basis, the Secretary of State shall transfer the revenue from the issuance and renewal of the We Support Our Troops plates to the Treasurer of State for deposit and crediting pursuant to subsections 2 and 3.

The Treasurer of State shall reimburse the sponsor \$20,000 of the original payment from the Highway Fund after the issuance of the first 2,000 registration plates under this section.

~~Revenue in the fund must be used to provide financial assistance to members of the Maine National Guard, residents of the State who are members of the Reserves of the Armed Forces of the United States and the families of those members of the Maine National Guard or Reserves of the Armed Forces of the United States for emergencies and other special needs as determined by the We Support Our Troops Advisory Board established in Title 5, section 12004 I, subsection 84 A.~~

**Sec. 5. 29-A MRSA §456-D, sub-§8,** as repealed and replaced by PL 2007, c. 703, §7, is repealed.

**Sec. 6. 37-B MRSA §158,** as enacted by PL 2003, c. 703, §2, is amended to read:

**§158. Maine Military Family Relief Fund**

The Maine Military Family Relief Fund, referred to in this section as "the fund," is established as a nonlapsing fund in the department administered according to rules adopted by the Adjutant General. ~~The~~ Except as provided in subsection 1, the Adjutant General is authorized to ~~make~~ award loans and grants from the ~~Maine Military Family Relief Fund~~ fund for emergencies and other special needs to members or families of ~~persons who are~~ members of the Maine National Guard or residents of the State who are members or families of members of the Reserves of the Armed Forces of the United States ~~who have been called to military duty~~ and to distribute funds to a statewide

nonprofit organization established for the purpose of providing assistance to members or families of members of the Maine National Guard or residents of the State who are members or families of members of the Reserves of the Armed Forces of the United States. The Military Bureau shall adopt rules establishing eligibility criteria for the loans and grants. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

**1. We Support Our Troops Advisory Board.**

The We Support Our Troops Advisory Board, as established by Title 5, section 12004-I, subsection 84-A and referred to in this subsection as "the board," shall determine the use of the revenue in the fund that is attributable to the issuance and renewal of the We Support Our Troops registration plates established in Title 29-A, section 456-D. The board consists of 9 members:

A. Eight members appointed by the Governor, in consultation with the Adjutant General:

- (1) Two persons, each representing the interests of the Maine National Guard;
- (2) Two persons, each representing the interests of Maine residents in the Reserves of the Armed Forces of the United States; and
- (3) Four persons representing the interests of the public; and

B. The Adjutant General.

The Adjutant General serves during the Adjutant General's term of office. The terms of members appointed under paragraph A are for 3 years. Members may be reappointed for subsequent terms. A vacancy must be filled in the same manner as an original appointment for the remainder of the unexpired term.

The board shall submit a report to the joint standing committee of the Legislature having jurisdiction over transportation matters by June 30th of each year. The report must provide a detailed account of funds for each fiscal year and include the number of loans and grants awarded, the names of those who received loans and grants, a description of the process for awarding loans and grants and the total amount of loan and grant money awarded.

**Sec. 7. Transition.** Notwithstanding the appointment provisions of the Maine Revised Statutes, Title 37-B, section 158, subsection 1, the members of the We Support Our Troops Advisory Board on June 30, 2010 under former Title 29-A, section 456-D, subsection 8 continue to serve on the board for the balance of their terms of office.

See title page for effective date.

**CHAPTER 482  
H.P. 1137 - L.D. 1609**

**An Act To Expand the Use of Ignition Interlock Devices**

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

**Sec. 1. 29-A MRSA §2508, sub-§1, ¶C,** as enacted by PL 2007, c. 531, §6 and affected by §10, is amended to read:

C. The license of a person with 4 or more OUI offenses may be reinstated after the expiration of the period of suspension if the person has installed for a period of 4 years an ignition interlock device approved by the Secretary of State in the motor vehicle the person operates. This paragraph applies only to 4th or subsequent offenses committed after August 31, 2008.

**Sec. 2. PL 2007, c. 531, §8** is repealed.

See title page for effective date.

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**CHAPTER 483  
S.P. 505 - L.D. 1389**

**An Act To Create Regional Quality of Place Investment Strategies for High-value Jobs, Products and Services in Maine**

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

**Sec. 1. 5 MRSA Pt. 16-A** is enacted to read:

**PART 16-A**

**MAINE QUALITY OF PLACE**

**CHAPTER 363**

**MAINE QUALITY OF PLACE JOBS CREATION AND INVESTMENT STRATEGY**

**§7019. Definitions**

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

**1. Council.** "Council" means the Maine Quality of Place Council set out under section 7020.

**2. Economic development district.** "Economic development district" means an economic development district as defined in 42 United States Code, Section 3122(3) that has a comprehensive economic development strategy under 42 United States Code, Section 3162.