

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 2010 to June 29, 2011

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
SEPTEMBER 28, 2011

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

Augusta, Maine
2011

Sec. 6. 10 MRSA §1495-F, sub-§3-A is enacted to read:

3-A. Accounting standards and escrow requirement. To facilitate the administrator's compliance examination responsibilities, a payroll processor shall maintain a trust account for client funds in accordance with generally accepted accounting principles, international accounting standards or other recognized accounting standards. A payroll processor may not commingle funds held on behalf of its clients with the payroll processor's operating funds.

See title page for effective date.

CHAPTER 309

H.P. 361 - L.D. 468

An Act To Amend the Laws Governing Bear Hunting

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

Sec. 1. 12 MRSA §10902, sub-§6, ¶E, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

E. Buying or selling bear, hunting or trapping bear after having killed ~~one~~ 2 or exceeding the bag limit on bear, in violation of section 11217 ~~or~~ 11351 or 12260;

Sec. 2. 12 MRSA §11351, sub-§1, as affected by PL 2003, c. 614, §9 and amended by c. 655, Pt. B, §162 and affected by §422, is further amended to read:

1. Hunting or trapping bear; 2-bear limit. A person may not hunt or trap bear after that person has killed or registered one during ~~any~~ an open season under section 11251 and one during the open season on trapping bear under section 12260.

Sec. 3. 12 MRSA §11351, sub-§2, as affected by PL 2003, c. 614, §9 and amended by c. 655, Pt. B, §163 and affected by §422, is further amended to read:

2. Exceeding bag limit on bears. A person may not possess more than ~~one bear~~ 2 bears in any calendar year, except a person may keep more than one legally obtained bear in that person's home or as otherwise provided in law.

Sec. 4. 12 MRSA §12051, sub-§1, ¶C, as amended by PL 2009, c. 550, §7, is further amended to read:

C. A resident may train up to 6 dogs at any one time on bear from July 1st to the ~~first day of~~ 4th day preceding the open season on hunting bear, except in those portions of Washington County and Hancock County that are situated south of Route 9.

Sec. 5. 12 MRSA §12260, sub-§4, as enacted by PL 2003, c. 414, Pt. A, §2 and affected by c. 614, §9, is amended to read:

4. Trapping bear after having killed one. A person may not trap a bear after that person has killed or registered one ~~during any open season~~ trapped pursuant to this section. A person who violates this subsection commits a Class D crime for which the court shall impose a sentencing alternative involving a term of imprisonment not ~~to~~ to exceed 180 days and a fine of not less than \$1,000, none of which may be suspended.

Sec. 6. 12 MRSA §12260, sub-§5, as affected by PL 2003, c. 614, §9 and amended by c. 655, Pt. B, §222 and affected by §422, is further amended to read:

5. Exceeding bag limit on bears. Except as otherwise provided in this Part, a person may not possess more than ~~one bear~~ 2 bears in any calendar year. A person who violates this subsection commits a Class D crime for which the court shall impose a sentencing alternative involving a term of imprisonment not to exceed 180 days and a fine of not less than \$1,000, none of which may be suspended.

See title page for effective date.

CHAPTER 310

H.P. 1116 - L.D. 1513

An Act To Clarify the Maine State Lottery Agent Licensing Process

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

Sec. 1. 8 MRSA §371, sub-§5, as enacted by PL 1987, c. 505, §2, is amended to read:

5. Person. "Person" means an individual, association, corporation, limited liability company, limited partnership, limited liability partnership, partnership, club, trust, estate, society, company, receiver, trustee, assignee, referee or other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, and any combination of individuals. "Person" means all departments, commissions, agencies and instrumentalities of the State, including counties and municipalities and agencies and instrumentalities thereof.

Sec. 2. 8 MRSA §372, sub-§2, ¶¶A, B and D, as enacted by PL 1987, c. 505, §2, are amended to read:

A. Supervise the operation of lotteries in accordance with this chapter and chapter 16 and with the rules ~~promulgated~~ adopted under this chapter and chapter 16;