

# 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**

**HEALTH AND HUMAN SERVICES,  
DEPARTMENT OF (FORMERLY DHS)**

**Universal Childhood Immunization Program N105**

Initiative: Provides a baseline allocation of funds for the costs of purchasing vaccines for children and for the authorized operating expenses of the newly established Maine Vaccine Board.

CHILDHOOD IMMUNIZATION TRUST FUND	2009-10	2010-11
Unallocated	\$0	\$500
CHILDHOOD IMMUNIZATION TRUST FUND TOTAL	\$0	\$500

See title page for effective date.

**CHAPTER 596**

**S.P. 578 - L.D. 1500**

**An Act To Conform the Maine  
Tax Laws for 2009 to the  
United States Internal Revenue  
Code**

**Emergency preamble.** Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** state tax law needs to be updated to conform to federal law before the 90-day period expires to avoid delay in the processing of 2009 income tax returns; and

**Whereas,** legislative action is immediately necessary to ensure continued and efficient administration of the state income tax and certain other state taxes; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. 36 MRSA §111, sub-§1-A,** as amended by PL 2009, c. 213, Pt. BBBB, §1 and affected by §17, is further amended to read:

**1-A. Code.** "Code" means the United States Internal Revenue Code of 1986 and amendments to that Code as of ~~February 17, 2009~~ March 2, 2010.

**Sec. 2. Application.** This Act applies to tax years beginning on or after January 1, 2009 and to any prior tax years as specifically provided by the United States Internal Revenue Code of 1986.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective April 2, 2010.

**CHAPTER 597**

**H.P. 1073 - L.D. 1523**

**An Act To Make Corrections  
to the Life Settlement Laws**

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

**Sec. 1. 24-A MRSA §6802-A, sub-§12-A,** as amended by PL 2009, c. 376, §5, is further amended to read:

**12-A. Stranger-originated life insurance.** "Stranger-originated life insurance" means an act or practice to initiate a life insurance policy for the benefit of a person who, at the time of the origination of the policy, has no insurable interest in the insured. "Stranger-originated life insurance" includes, but is not limited to, cases in which life insurance is purchased with resources or guarantees from or through a person who, at the time of the inception of the policy, could not lawfully initiate the policy and when, at the time of policy inception, there is an arrangement or agreement to directly or indirectly transfer the ownership of the policy or the policy benefits to another person. "Stranger-originated life insurance" also includes the creation of a trust to give the appearance of insurable interest and the use of such a trust in order to initiate policies for investors in circumvention or violation of insurable interest laws and the prohibition against wagering on life. ~~"Stranger-originated life insurance" does not include those practices set forth in subsection 9-A, paragraphs A to J or other lawful settlement transactions.~~

See title page for effective date.

**CHAPTER 598**

**S.P. 599 - L.D. 1562**

**An Act To Amend the Motor  
Vehicle Laws**

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

**Sec. 1. 12 MRSA §12861, first ¶,** as enacted by PL 2007, c. 532, §1, is amended to read: