

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE
AS PASSED BY THE

ONE HUNDRED AND TENTH LEGISLATURE

FIRST REGULAR SESSION
December 3, 1980 to June 19, 1981

AND AT THE

FIRST SPECIAL SESSION
August 3, 1981

**PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED, TITLE
3, SECTION 164, SUBSECTION 6.**

K.J. Printing Co.
Augusta, Maine
1981

PUBLIC LAWS
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groups), 2805-A (association groups), 2806 (trustee groups), 2807-A (credit union groups) or 2808 (other groups) may include coverage for members of the family or dependents of individuals otherwise insured in such groups.

Effective September 18, 1981

CHAPTER 148

H. P. 334 — L. D. 373

AN ACT to Exempt Deeds of Distribution from the Real Estate Transfer Tax.

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

Sec. 1. 36 MRSA § 4641-C, sub-§ 8, as enacted by PL 1977, c. 318, § 1, is amended to read:

8. **Deeds by subsidiary corporation.** Deeds made by a subsidiary corporation to its parent corporation for no consideration other than the cancellation or surrender of the subsidiary's stock; ~~and~~

Sec. 2. 36 MRSA § 4641-C, sub-§ 10, as enacted by PL 1977, c. 394, is amended to read:

10. **Deeds by parent corporation.** Deeds made by a parent corporation to its subsidiary corporation for no consideration other than shares of stock of the subsidiary corporation; ~~and~~

Sec. 3. 36 MRSA § 4641-C, sub-§ 11 is enacted to read:

11. **Deeds of distribution.** Deeds of distribution made pursuant to Title 18-A.

Effective September 18, 1981

CHAPTER 149

H. P. 354 — L. D. 402

AN ACT Relating to Unemployment Compensation Benefits for Persons Receiving a Pension or Retirement Pay.

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

Whereas, the Employment Security Law must provide for deduction of pension payments in the circumstances prescribed by the Federal Unemployment Tax Act; and

Whereas, amendments made by the United States Unemployment Tax Act, Public Law 96-364, modify the pension deduction provisions prescribed therein; and

Whereas, some unemployed individuals would be eligible for compensation under terms of the modified provision, but would otherwise be denied benefits; and

Whereas, this modified federal provision could be effective at once; 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. 26 MRSA § 1193, sub-§ 5, ¶C, as amended by PL 1971, c. 305, is repealed.

Sec. 2. 26 MRSA § 1193, sub-§ 5, last ¶, as amended by PL 1965, c. 381, § 18, is further amended to read:

If such remuneration under ~~paragraphs A and C~~ **paragraph A** is less than the benefits which would otherwise be due under this chapter, he shall be entitled to receive for such week, if otherwise eligible, benefits reduced by the amount of such remuneration, provided that any fraction of a dollar included in the weekly remuneration received shall be disregarded ~~; except that, with respect to pension payments, no claimant will be disqualified from receiving benefits, nor will benefits be reduced, because of such payments if his benefits are based entirely on wages earned from employment other than that from which he retired;~~

Sec. 3. 26 MRSA § 1193, sub-§ 8, as enacted by PL 1979, c. 515, § 16-A, is repealed.

Sec. 4. 26 MRSA § 1193, sub-§ 9 is enacted to read:

9. Receiving pension. For any week with respect to which he is receiving a governmental or other pension, retirement or retired pay, annuity or any other similar periodic payment under a plan maintained or contributed to by a base period or chargeable employer; except that he shall receive benefits reduced, but not below zero, as follows:

A. By the prorated weekly amount of the pension after deduction of that portion of the pension that is directly attributable to the percentage of the contributions made to the plan by that individual;

B. By the entire prorated weekly amount of the pension if paragraph A or C does not apply; or

C. By no part of the pension if the entire contributions to the plan were provided by the individual or by the individual and an employer, or any other person or organization, who is not a base period or chargeable employer.

No reduction may be made under this subsection by reason of the receipt of a pension if the services performed by the individual during the base period, or remuneration received for these services, for the employer did not affect the individual's eligibility for, or increase the amount of that pension, retirement or retired pay, annuity or similar payment. The conditions specified by this paragraph shall not apply to pensions paid under the United States Social Security Act or the Railroad Retirement Act of 1974, or the corresponding provisions of prior law. Payments made under those Acts shall be treated solely in the manner specified by paragraphs A, B and C.

Emergency clause. In view of the emergency cited in the preamble, this Act shall become effective when approved.

Effective April 13, 1981

CHAPTER 150

S. P. 190 — L. D. 514

AN ACT to Amend the Group Life Insurance Law.

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

Sec. 1. 24-A MRSA § 2602, as enacted by PL 1969, c. 132, § 1, is repealed.

Sec. 2. 24-A MRSA § 2602-A is enacted to read:

§ 2602-A. Eligible groups

Except as provided in section 2612-A, no policy of group life insurance may be delivered in this State unless it conforms to one of the descriptions in sections 2603 to 2610-A.