

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
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PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
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Sec. 13. 22 MRSA § 4051, as enacted by PL 1979, c. 733, § 18, is amended by adding at the end a new sentence to read:

A petition for termination of parental rights may also be brought in a Probate Court as part of an adoption proceeding as provided in Title 19, chapter 9, when a child protective proceeding has not been initiated.

Sec. 14. 22 MRSA § 4052, sub-§ 3, ¶ D, as enacted by PL 1979, c. 733, § 18, is amended to read:

D. The names and address of the guardian ad litem of the child in the related child protection proceeding **or adoption proceeding;**

Sec. 15. 22 MRSA § 4055, sub-§ 1, ¶ A, as enacted by PL 1979, c. 733, § 18, is repealed and the following enacted in its place:

A. One of the following conditions has been met:

(1) Custody has been removed from the parent under:

(a) Section 4035 or 4038;

(b) Title 19, section 752; or

(c) Section 3792 prior to the effective date of this chapter; or

(2) The petition has been filed as part of an adoption proceeding in Title 19, chapter 9; and

Sec. 16. 22 MRSA § 4055, sub-§ 1, ¶ B, sub-¶ (2), div. (a), as enacted by PL 1979, c. 733, § 18, is amended to read:

(a) The parent is unwilling or unable to protect the child from jeopardy or has willfully abandoned the child or has refused to take responsibility for the child;

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

Effective May 29, 1981

CHAPTER 370

S. P. 418 — L. D. 1241

AN ACT to Increase the Bonding Limit on Maine State Housing Authority Bonds Secured by the Housing Reserve Fund.

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

30 MRSA § 4762, first sentence, as last amended by PL 1979, c. 521, § 2, is further amended to read:

The state authority shall not at any time have, in the aggregate principal amount thereof outstanding, mortgage purchase bonds in excess of ~~\$275,000,000~~ \$355,000,000 secured by the Housing Reserve Fund or a Capital Reserve Fund to which the 3rd paragraph from the end of section 4761 applies.

Effective September 18, 1981

CHAPTER 371

H. P. 2 — L. D. 2

AN ACT to Adopt Federal Withholding Requirements for Payments to Certain Nonresident Alien Individuals, Foreign Corporations and Partnerships.

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

Sec. 1. 36 MRSA § 5250, sub-§ 1, as last amended by PL 1977, c. 477, § 19, is further amended by adding at the end a new sentence to read:

This section does not apply to wages from which a tax is required to be deducted and withheld under the United States Internal Revenue Code, Sections 1441 and 1442.

Sec. 2. 36 MRSA § 5251, as amended by PL 1979, c. 541, Pt. A, § 244, is further amended to read:

§ 5251. Information statement for employee

Every employer required to deduct and withhold tax under this Part ~~from the wages of an employee~~, or who would have been required so to deduct and withhold tax if ~~the an~~ employee had claimed no more than one withholding exemption, shall furnish to each such ~~employee person~~ in respect to the ~~wages items of income subject to withholding~~ paid by such employer to such ~~employee person~~ during the calendar year on or before February 15th of the succeeding year, or, ~~if his employment in the case of an employee who~~ is terminated before the close of such calendar year, within 30 days from the date on which the last payment of wages is made, a written statement as prescribed by the assessor showing the amount of wages paid by the employer to the employee, or in the case of withholding pursuant to section 5255-B the total items of income which were subject to withholding, the amount deducted and withheld as tax, and such other information as the assessor shall prescribe.