

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND FOURTEENTH LEGISLATURE
FIRST SPECIAL SESSION

August 21, 1989 to August 22, 1989

and

SECOND REGULAR SESSION

January 3, 1990 to April 14, 1990

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
July 14, 1990

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

J.S. McCarthy Company
Augusta, Maine
1990

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION

of the
ONE HUNDRED AND FOURTEENTH LEGISLATURE

January 3, 1990 to April 14, 1990

CHAPTER 635**S.P. 809 - L.D. 2072****An Act Providing Conformity with the United States Internal Revenue Code Under the Maine Income Tax Law for 1989**

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

Whereas, the 90-day period would delay the processing of the 1989 income tax returns; and

Whereas, legislative action is immediately necessary in order to ensure continued and efficient administration of the Maine Income Tax Law 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 1989, c. 242, §§1 and 2, 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 December 31, ~~1988~~ 1989.

Sec. 2. Application. This Act applies to tax years beginning on or after January 1, 1989.

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

Effective February 23, 1990.

CHAPTER 636**S.P. 904 - L.D. 2298****An Act to Extend the Reporting Date of the Commission on Codification of Rules**

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

Whereas, Public Law 1989, chapter 574, section 10, subsection 5, became effective on September 30, 1989 and set a March 15, 1990 reporting deadline for the Commission on Codification of Rules to report its findings and recommendations for a code of rules to the Joint Standing Committee on State and Local Government; and

Whereas, the commission requires additional time in order to develop appropriate recommendations; 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:

PL 1989, c. 574, §10, sub-§5 is amended to read:

5. The commission shall report its findings and its recommendation for a code of rules to the Joint Standing Committee on State and Local Government no later than ~~March~~ September 15, 1990.

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

Effective February 23, 1990.

CHAPTER 637**H.P. 1327 - L.D. 1829****An Act to Prohibit the Use of Herbicides in the Allagash Wilderness Waterway**

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

Whereas, the herbicide spraying season will begin before legislation by the Second Regular Session of the 114th Legislature becomes effective; and

Whereas, a moratorium on the use of herbicides during this growing season will give the State an opportunity to reassess herbicide use within the Allagash Wilderness Waterway; 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. 12 MRSA §662, sub-§4-A is enacted to read:

4-A. Herbicide. "Herbicide" means a substance or mixture of substances used to destroy, dessicate, defoliate or prevent the growth of unwanted vegetation.