

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

Chapters 1 - 590

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
OCTOBER 9, 1991

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
1991

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

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ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

The Secretary of State shall provide, on each license to operate motor vehicles or motorcycles issued to a person ~~18~~ 16 years of age or older at time of issuance, a statement indicating a willingness to make an anatomical gift under Title 22, chapter 710.

Sec. 3. 29 MRSA §540, 6th ¶, as enacted by PL 1981, c. 639, §2, is amended to read:

At the time of issuance of a first license or renewal to any person ~~18~~ 16 years of age or older, the Secretary of State shall make available a decal indicating "organ donor," which may be affixed to the license by the licensee to indicate a willingness to make an anatomical gift under Title 22, chapter 710.

See title page for effective date.

CHAPTER 33

H.P. 8 - L.D. 11

An Act to Conform the Maine Income Tax Law for 1990 with the United States Internal Revenue Code

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 1990 income tax returns; and

Whereas, legislative action is immediately necessary 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. 635, §1 and affected by §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, ~~1989~~ 1990.

Sec. 2. Application. This Act applies to tax years beginning on or after January 1, 1990.

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

Effective April 9, 1991.

CHAPTER 34

S.P. 188 - L.D. 497

An Act to Enhance the Supervisory Powers in the Maine Banking Code

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

Whereas, present volatile economic conditions in Maine and across the nation adversely impact the financial industry and may warrant responsive action by the Superintendent of Banking; and

Whereas, the federal regulatory agencies have the flexibility in statute to address problematic situations and the Superintendent of Banking should have similar powers to act in the best interest of the State; 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. 9-B MRSA §312-A is enacted to read:

§312-A. Authority for expedited charter

Notwithstanding any other provision of law, the superintendent may grant a charter to organize a stock financial institution effective immediately if the superintendent determines that such action is necessary for the protection of depositors, shareholders or the public. This action may be taken only in conjunction with transactions processed under section 354-A or 355-A.

Sec. 2. 9-B MRSA §342, sub-§1, as amended by PL 1983, c. 600, §2, is further amended to read:

1. Federal savings bank or savings and loan to state thrift institution. Any federal association or federal savings bank may convert to a savings bank or savings and loan association organized under the laws of this State in the following manner.

A. At an annual meeting or a special meeting called for that purpose, 51% or more of the members or share-