

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND NINETEENTH LEGISLATURE

SECOND REGULAR SESSION
January 5, 2000 to May 12, 2000

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 11, 2000

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
2000

Sec. 44. 36 MRSA §4641-C, sub-§7, as amended by PL 1993, c. 398, §4, is further amended to read:

7. Deeds pursuant to mergers or consolidations. Deeds made pursuant to mergers or consolidations of corporations business entities, as defined in Title 13-A, section 912, from which no gain or loss is recognized under the Internal Revenue Code;

Sec. 45. 36 MRSA §4641-C, sub-§17, as repealed and replaced by PL 1995, c. 462, Pt. A, §70, is amended to read:

17. Deeds to charitable conservation organizations. Deeds for gifts of land or interests in land granted to bona fide nonprofit institutions, organizations or charitable trusts under state law or charter, a similar law or charter of any other state or the Federal Government that meet the conservation purposes requirements of Title 33, section 476, subsection 2, paragraph B without actual consideration for the deeds; and

Sec. 46. 36 MRSA §4641-C, sub-§18, as enacted by PL 1995, c. 462, Pt. A, §71, is amended to read:

18. Limited liability company deeds. Deeds to a limited liability company from a corporation, a general or limited partnership or another limited liability company, when the grantor or grantee owns an interest in the limited liability company in the same proportion as the grantor's or grantee's interest in or ownership of the real estate being conveyed; and

Sec. 47. 36 MRSA §4641-C, sub-§19 is enacted to read:

19. Change in identity or form of ownership. Any transfer of real property, whether accomplished by deed, conversion, merger, consolidation or otherwise, if it consists of a mere change in identity or form of ownership of an entity. This exemption is limited to those transfers where no change in beneficial ownership is made and may include transfers involving corporations, partnerships, limited liability companies, trusts, estates, associations and other entities.

See title page for effective date.

CHAPTER 639

H.P. 1747 - L.D. 2453

An Act Regarding the Statute of Limitations for Sexual Misconduct with a Minor

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

Sec. 1. 14 MRSA §752-C, as amended by PL 1993, c. 176, §1, is repealed and the following enacted in its place:

§752-C. Sexual acts toward minors

1. No limitation. Actions based upon sexual acts toward minors may be commenced at any time.

2. Sexual acts toward minors defined. As used in this section, "sexual acts toward minors" means the following acts that are committed against or engaged in with a person under the age of majority:

A. Sexual act, as defined in Title 17-A, section 251, subsection 1, paragraph C; or

B. Sexual contact, as defined in Title 17-A, section 251, subsection 1, paragraph D.

Sec. 2. Application. This Act applies to the following actions based upon a sexual act or sexual contact with a person under the age of majority:

1. All actions based on a sexual act or sexual contact occurring on or after the effective date of this Act; and

2. All actions for which the claim has not yet been barred by the previous statute of limitations in force on the effective date of this Act.

See title page for effective date.

CHAPTER 640

S.P. 1039 - L.D. 2621

An Act to Extend the Removal Deadline for Certain Repaired Concrete Underground Oil Storage Tanks

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

Sec. 1. 38 MRSA §563-A, sub-§8, as amended by PL 1997, c. 167, §1, is further amended to read:

8. Repaired concrete underground oil storage tanks. The requirements of subsection 1 do not apply to underground oil storage tanks that are constructed primarily of concrete and that:

A. Exceed 100,000 gallons in capacity;

B. Have been repaired after December 31, 1988;