

# MAINE STATE LEGISLATURE

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**LAWS**  
**OF THE**  
**STATE OF MAINE**

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-SIXTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 5, 2012 to July 10, 2013**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**OCTOBER 9, 2013**

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

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**Augusta, Maine**  
**2013**

**CHAPTER 94**  
**H.P. 445 - L.D. 653**

**An Act To Remove an  
Unnecessary Provision in the  
Maine Insurance Code**

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

**Sec. 1. 24-A MRSA §5002-B, sub-§2-A**, as amended by PL 2005, c. 401, Pt. C, §7, is repealed.

See title page for effective date.

**CHAPTER 95**  
**H.P. 205 - L.D. 296**

**An Act To Equalize the Fire  
Investigation and Prevention  
Tax Paid by Insurers**

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

**Sec. 1. 25 MRSA §2399, 2nd ¶**, as amended by PL 1997, c. 728, §22, is further amended to read:

Every fire insurance company or association that does business or collects premiums or assessments in the State shall pay to the State Tax Assessor, in addition to the taxes now imposed by law to be paid by those companies or associations, 1.4% of the gross direct premiums for fire risks written in the State, less the amount of all direct return premiums thereon and all dividends paid to policyholders on direct fire premiums. The Department of Professional and Financial Regulation, Bureau of Insurance shall determine every 5 years the basis percentage of fire risk allocated to each line of insurance, and every fire insurance company or association shall pay the 1.4% tax based on that basis allocation. That tax must be paid as provided for insurance premium taxes as specified in Title 36, section 2521-A, except that the tax prescribed by this section must be paid on an estimated basis at the end of each month starting July 31, 1998, with each installment equal to at least 1/12 of the estimated total tax to be paid for the current calendar year. The State Tax Assessor shall pay over all receipts from that tax to the Treasurer of State daily. Of these funds 75.7% must be used to defray the expenses incurred by the Commissioner of Public Safety in administering all fire preventive and investigative laws and rules and in educating the public in fire safety and is appropriated for those purposes and to carry out the administration and duties of the Office of the State Fire Marshal. Of these funds 24.3% must be used to defray the expenses

of the fire training and education program as established in Title 20-A, chapter 319.

See title page for effective date.

**CHAPTER 96**  
**H.P. 614 - L.D. 887**

**An Act To Repeal a Specialized  
Form of the Generic Crime of  
Theft by Unauthorized Taking  
or Transfer**

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

**Sec. 1. 8 MRSA §1055**, as enacted by PL 2011, c. 585, §13, is repealed.

**Sec. 2. 17-A MRSA §353-A**, as enacted by PL 2011, c. 585, §14, is repealed.

See title page for effective date.

**CHAPTER 97**  
**H.P. 61 - L.D. 78**

**An Act To Expand  
Transitional Assistance for  
Families**

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

**Sec. 1. 22 MRSA §3762, sub-§8, ¶B**, as amended by PL 2009, c. 291, §6, is further amended to read:

B. The department shall provide limited transitional transportation benefits to meet employment-related costs to ASPIRE-TANF program participants who lose eligibility for TANF assistance due to employment. The department may also make transitional transportation benefits available to families in which one or both adults are working and who, although they remain financially eligible for TANF benefits, request that their benefits be terminated. Benefits may be provided for up to 12 months following loss of TANF eligibility. The department may adopt rules that impose a weekly limit on available transitional transportation benefits and that require a contribution from each participant toward the cost of transportation.

**Sec. 2. Rules on transitional transportation assistance.** The Department of Health and Human Services shall amend the rules on transitional transportation assistance for families who lose eligibility for benefits under the Temporary Assistance for