

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

Augusta, Maine
2013

arising from the transferee's reliance on such information.

5. Supplement other requirements. The requirements of this section are in addition to any other requirements or standards in state law.

See title page for effective date.

CHAPTER 125

H.P. 605 - L.D. 854

**An Act To Clarify When a
Manufactured Home Becomes
Residential Real Property**

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

Sec. 1. 10 MRSA §9001, sub-§1, ¶E, as enacted by PL 2005, c. 678, §3 and affected by §13, is amended to read:

E. As a valued and important component of the housing industry in this State, manufactured housing is recognized as residential property, whether it is real property or personal property, notwithstanding the requirements of Title 29-A, and manufactured housing for which no certificate of title has been issued is considered real property when it has been permanently affixed to real property that is owned by the owner of the manufactured housing.

Sec. 2. 29-A MRSA §602, sub-§9-A is enacted to read:

9-A. Permanently affixed. "Permanently affixed" means, with respect to manufactured housing, placed on a foundation or slab or other form of permanent attachment to the site and connected to conventional and necessary utility systems.

Sec. 3. 29-A MRSA §652, sub-§9, ¶E, as enacted by PL 2005, c. 678, §7 and affected by §13, is amended to read:

E. Permanently affixed to real property that is owned by the owner of the manufactured housing within 30 days of the date of sale.

Sec. 4. 29-A MRSA §708, as enacted by PL 2005, c. 678, §12 and affected by §13, is amended to read:

§708. Manufactured housing

This subchapter applies to perfection of security interests in manufactured housing that is not permanently affixed to real property that is owned by the owner of the manufactured housing.

See title page for effective date.

CHAPTER 126

H.P. 680 - L.D. 966

**An Act To Clarify an
Exemption to the Municipal
Subdivision Laws**

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

Sec. 1. 30-A MRSA §4401, sub-§4, ¶D-6, as enacted by PL 2001, c. 359, §3, is amended to read:

D-6. A division accomplished by the transfer of any interest in land to the owners of land abutting that land ~~that does not create a separate lot~~ does not create a lot or lots for the purposes of this definition, unless the intent of the transferor is to avoid the objectives of this subchapter. If the real estate exempt under this paragraph is transferred within 5 years to another person without all of the merged land, then the previously exempt division creates a lot or lots for the purposes of this subsection.

See title page for effective date.

CHAPTER 127

H.P. 586 - L.D. 835

**An Act To Improve Organ
Donation Awareness**

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

Sec. 1. 29-A MRSA §1312 is enacted to read:

**§1312. Maine Organ and Tissue Donation Fund
voluntary checkoff**

1. Maine Organ and Tissue Donation Fund.

When applying for or renewing a license under this subchapter, a person may designate that a \$2 donation be paid into the Maine Organ and Tissue Donation Fund established in section 1402-B, subsection 4. A person who designates a \$2 donation under this subsection shall include with the person's license application or renewal fee sufficient funds to make the contribution. Each license application form under section 1301, subsection 1 and license renewal form under section 1406 must contain a designation in substantially the following form: "Maine Organ and Tissue Donation Fund donation: () \$2 or () Other \$..."

2. Contributions credited to Maine Organ and Tissue Donation Fund. The Secretary of State shall determine annually the total amount contributed pursuant to subsection 1. Prior to the beginning of the next year, the Secretary of State shall deduct the cost of administering the Maine Organ and Tissue Dona-