

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

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TITLE 3, SECTION 163-A, SUBSECTION 4.

Augusta, Maine
2013

whom benefits under section 212 or 213 are received, if the employee did contribute directly to the payment of premiums regarding the disability insurance policy;

~~(4) The after tax amount of the pension or retirement payments received or being received pursuant to a plan or program established or maintained by the same employer from whom benefits under section 212 or 213 are received, if the employee did not contribute directly to the pension or retirement plan or program;~~

(5) The proportional amount, based on the ratio of ~~the that~~ employer's contributions to the total contributions to the plan or program, of the after-tax amount of the pension or retirement payments received or being received by the employee pursuant to a plan or program established or maintained by the same employer from whom benefits under section 212 or 213 are received, ~~if the employee did not contribute~~ regardless of whether the employee contributed directly to the pension or retirement plan or program; and

(6) For those employers who do not provide a pension plan, the proportional amount, based on the ratio of the employer's contributions to the total contributions made to a qualified profit sharing plan under the United States Internal Revenue Code, Section 401(a) or any successor to the United States Internal Revenue Code, Section 401(a) covering a profit sharing plan that provides for the payment of benefits only upon retirement, disability, death, or other separation of employment to the extent that benefits are vested under the plan.

See title page for effective date.

CHAPTER 153

H.P. 324 - L.D. 474

An Act To Provide for Edible Landscaping in a Portion of Capitol Park

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

Sec. 1. 3 MRSA §902, sub-§1-B is enacted to read:

1-B. Edible landscaping. The commission shall arrange for and oversee the development and implementation of a plan to incorporate food-producing plants, shrubs or trees into the landscaping of a portion of Capitol Park. Use of edible landscaping must be

consistent with the overall plan for the park under section 902-A, subsection 2 and is subject to available funding for the park.

See title page for effective date.

CHAPTER 154

S.P. 229 - L.D. 639

An Act To Require Payment Quotes in Service Contracts for the Harvesting and Hauling of Wood

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

Sec. 1. 10 MRSA §2363-A, sub-§2, as enacted by PL 1983, c. 804, §6, is amended to read:

2. Weight scale. ~~Where~~ When agreed upon by the parties, weight measurement may be used in all wood transactions, ~~provided that~~ under the following conditions:

A. The weight measurement ~~shall~~ may not be converted to volume;

B. ~~Where~~ When payment is made for services harvesting wood, all weight measurements ~~shall~~ must be expressed on a green wood basis. Except as otherwise provided by the state sealer, when the wood is not, or will not be, weighed within 15 days of felling, the person performing the services may, prior to hauling, require that the wood instead be measured by butt measure, or other authorized method of measurement; ~~and~~

C. ~~All sales~~ Sales of wood chips may be based on oven-dried weight, except ~~where~~ when payment is made for harvesting wood;

D. When a service contract for harvesting wood requires payment on a per tonnage basis, the contracting party must notify the contractor of the price per ton to be paid under the contract prior to the contractor's providing the harvesting service; and

E. For service contracts for hauling wood, the contracting party must notify the contractor of the price per ton to be paid under the contract prior to the contractor's providing the hauling service.

Notification required under this subsection must be made in writing. Written notification may be communicated by United States mail, private courier or electronic means, including, but not limited to, e-mail and fax transmission.

See title page for effective date.
