

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE

FIRST REGULAR SESSION
December 7, 2016 to August 2, 2017

THE GENERAL EFFECTIVE DATE FOR
FIRST REGULAR SESSION
NON-EMERGENCY LAWS IS
NOVEMBER 1, 2017

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

Augusta, Maine
2017

8. Legal presence requirement. The Secretary of State may not issue a nondriver identification card to an applicant unless the applicant presents to the Secretary of State valid documentary evidence of legal presence in the United States, ~~except that the Secretary of State may exempt a person from the requirements of this subsection if that person has continuously held a nondriver identification card or valid driver's license under this chapter since December 31, 1989 or was born before December 1, 1964.~~

Sec. 7. 29-A MRSA §1410, sub-§11 is enacted to read:

11. REAL ID compliant nondriver identification card; fee. The fee for a nondriver identification card under section 1260 is \$30.

Sec. 8. Secretary of State to issue conforming licenses and identification cards. The Secretary of State shall issue driver's licenses and nondriver identification cards that conform to the federal REAL ID Act of 2005, enacted as part of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Tsunami Relief, 2005, Public Law 109-13.

Sec. 9. Appropriations and allocations. The following appropriations and allocations are made.

SECRETARY OF STATE, DEPARTMENT OF Administration - Motor Vehicles 0077

Initiative: Provides allocations to implement the federal REAL ID Act of 2005.

HIGHWAY FUND	2017-18	2018-19
All Other	\$343,853	\$823,919
Capital Expenditures	\$0	\$27,060
HIGHWAY FUND TOTAL	\$343,853	\$850,979

Sec. 10. Effective date. Those sections of this Act that enact the Maine Revised Statutes, Title 29-A, section 1260 and section 1410, subsection 11 and amend Title 29-A, sections 1301, 1401, 1405, 1406-A and 1410 take effect July 1, 2019.

See title page for effective date, unless otherwise indicated.

**CHAPTER 28
S.P. 85 - L.D. 239**

An Act To Require National Banks To Cooperate in the Administration of the General Assistance Program

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

Sec. 1. 22 MRSA §4314, sub-§2, as amended by PL 1997, c. 455, §§8 and 32 and PL 2003, c. 689, Pt. B, §§6 and 7, is further amended to read:

2. Financial institutions. ~~A treasurer~~ An officer of any bank, federally or state-chartered credit union, trust company, benefit association, insurance company, safe deposit company or any corporation or association receiving deposits of money, ~~except national banks~~, shall, ~~on~~ upon receipt of a written release signed by a depositor and a written request in writing signed by the overseer of any municipality or its agents, or by the Commissioner of Health and Human Services or the commissioner's agents or by the Commissioner of Defense, Veterans and Emergency Management or the commissioner's agents, ~~inform~~ disclose to that overseer or the Department of Health and Human Services or the Bureau of Maine Veterans' Services ~~of~~ the amount deposited in the corporation or association to the credit of the ~~person~~ named in the request depositor granting the release, who is a charge upon the municipality or the State, or who has applied for support to the municipality or the State. When the named depositor who is a charge upon the municipality is deceased and the municipality or its agents are acting in accordance with section 4313, subsection 2, the officer shall disclose the amount deposited in the corporation or association upon receipt of a written request from the municipality or its agents and a notarized affidavit signed by the overseer of the municipality or its agents stating that the named depositor is deceased.

See title page for effective date.

**CHAPTER 29
S.P. 101 - L.D. 313**

An Act To Amend the Laws Governing Prior Employees of the Workers' Compensation Board

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

Sec. 1. 39-A MRSA §153-A, sub-§3, ¶C, as amended by PL 2007, c. 312, §2, is further amended to read:

C. An advocate or advocate attorney may not represent before the board any insurer, self-insurer or 3rd-party administrator for a period of 2 years one year after terminating employment with the board. This paragraph does not apply to a person who has worked as an advocate or advocate attorney for a period of at least 4 years.

See title page for effective date.

CHAPTER 30 H.P. 270 - L.D. 364

An Act To Make Technical Changes to the Laws Governing Child Support

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

Sec. 1. 19-A MRSA §1653, sub-§13, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is repealed.

Sec. 2. 19-A MRSA §2001, sub-§1, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

1. Basic support entitlement. "Basic support entitlement" means the sum derived from the child support table appropriate ~~to the age of~~ for each child and the parties' gross income.

Sec. 3. 19-A MRSA §2001, sub-§11, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is repealed.

Sec. 4. 19-A MRSA §2006, sub-§1, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

1. Determination of basic support entitlement. After the court or hearing officer determines the annual gross income of both parties, the 2 incomes must be added together to provide a combined annual gross income and applied to the child support table to determine the basic support entitlement for each child.

~~When there is a child within each age category, the~~ The court or hearing officer shall refer to the table and locate the figure in the left-hand column that is closest to the parents' combined annual gross income. ~~In each age category the~~ The court or hearing officer shall determine the dollar figure for the total number of children for whom support is being determined; and multiply the dollar figure ~~in each age category~~ by the number of children ~~in that category and add the 2~~

~~products.~~ The resulting dollar amount represents the basic support entitlement.

Sec. 5. 19-A MRSA §2006, sub-§6, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is repealed.

Sec. 6. 19-A MRSA §2006, sub-§7, ¶C, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is amended to read:

C. The amount of the basic weekly support entitlement attributable to each child ~~under 12 years of age~~, as indicated per child per week on the child support table;

Sec. 7. 19-A MRSA §2006, sub-§7, ¶D, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is repealed.

Sec. 8. 19-A MRSA §2006, sub-§8, ¶D, as enacted by PL 1995, c. 694, Pt. B, §2 and affected by Pt. E, §2, is repealed.

Sec. 9. 19-A MRSA §2006, sub-§8, ¶E, as amended by PL 2005, c. 352, §4, is further amended to read:

E. ~~If each child for whom~~ a parental support obligation is being established for more than one child and a child has attained ~~12~~ 15 years of age, a specific sum to be paid depending on the number of minor children remaining with the primary care provider. Because the support guidelines are based on the actual costs of raising a given number of children in a household, the order must provide a specific dollar amount for every combination of minor children. Except as provided in paragraph G, the court or hearing officer may not apportion support between the parents by determining the parental support obligation amount and dividing by the total number of children;

Sec. 10. 19-A MRSA §2006, sub-§11 is enacted to read:

11. Child between 18 and 19 years of age attending secondary school. The child support table and the support guidelines include a child between 18 and 19 years of age who is attending a secondary school for whom an obligation of support is established or deemed to remain in force pursuant to section 1653, subsection 8, paragraph B; section 1653, subsection 12, paragraph A; or section 2306, subsection 4, paragraph D.

See title page for effective date.