

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE**

**SECOND SPECIAL SESSION**  
**June 19, 2018 to September 13, 2018**

**THE GENERAL EFFECTIVE DATE FOR**  
**SECOND SPECIAL SESSION**  
**NON-EMERGENCY LAWS IS**  
**DECEMBER 13, 2018**

**ONE HUNDRED AND TWENTY-NINTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 5, 2018 to June 20, 2019**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 19, 2019**

**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**  
**2019**

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PUBLIC LAWS OF THE STATE OF MAINE  
AS PASSED AT  
THE FIRST REGULAR SESSION OF THE  
ONE HUNDRED AND TWENTY-NINTH LEGISLATURE  
2019

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CHAPTER 1  
S.P. 54 - L.D. 242

**An Act To Amend the Laws  
Governing Multiple-party  
Accounts with Financial  
Institutions**

**Emergency preamble.** Whereas, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas,** financial institutions in this State are committed to preventing elder financial abuse; and

**Whereas,** the change in procedure for opening a multiple-party account and converting a single-party account to a multiple-party account with a financial institution established by Public Law 2017, chapter 390 may result in issues with opening and converting such accounts before the effective date of the new probate code on July 1, 2019; and

**Whereas,** delaying this change will allow financial institutions to offer agency designations allowed by the new probate code and help combat elder financial abuse; and

**Whereas,** in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**Sec. 1. 9-B MRSA §427, sub-§13,** as amended by PL 2017, c. 390, §1 and c. 402, Pt. C, §23 and affected by Pt. F, §1, is repealed and the following enacted in its place:

**13. Notice on opening certain accounts.** A signature card or other document establishing a multiple-party account, as defined in Title 18-A, section 6-101, must contain a clear and conspicuous printed notice to the depositor that on the depositor's death the balance in the account will belong to the surviving party.

This subsection is repealed July 1, 2019.

**Sec. 2. 9-B MRSA §427, sub-§13-A** is enacted to read:

**13-A. Notice on opening certain accounts.** A signature card or other document establishing a multiple-party account, as defined in Title 18-C, section 6-201, must contain a clear and conspicuous printed notice to the depositor that on the depositor's death the balance in the account will belong to the surviving party. At the time a multiple-party account is established or at the time a single-party account is converted to a multiple-party account with a financial institution, the document establishing the account or adding another party must include for each party to the account the question, "Do you intend for the sum remaining upon your death to belong to the surviving party or parties? Yes or No." The question required by this subsection must be answered in writing on the form by each party to the account prior to opening the account. The answer provided on the form required by this subsection does not have any effect on any legal presumption or inference available in any civil or criminal matter.

**Sec. 3. 18-A MRSA §6-105, last ¶,** as enacted by PL 2017, c. 390, §2 and repealed by c. 402, Pt. A, §1 and affected by Pt. F, §1, is repealed.

**Sec. 4. Application.** That section of this Act that enacts the Maine Revised Statutes, Title 9-B, section 427, subsection 13-A applies to all multiple-party accounts established with a financial institution on or after July 1, 2019 and to all single-party accounts changed to multiple-party accounts with a financial institution on or after July 1, 2019.

**Sec. 5. Effective date.** That section of this Act that enacts the Maine Revised Statutes, Title 9-B, section 427, subsection 13-A takes effect July 1, 2019.

**Emergency clause.** In view of the emergency cited in the preamble, this legislation takes effect when approved.

Effective March 7, 2019, unless otherwise indicated.

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CHAPTER 2  
H.P. 32 - L.D. 31

**An Act Regarding Rules  
Adopted by the ConnectME  
Authority**

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

**Sec. 1. 35-A MRSA §9205, sub-§3**, as enacted by PL 2005, c. 665, §3, is amended to read:

**3. Bylaws; rules.** To adopt bylaws and any rule necessary or useful for carrying out any of the authority's powers or duties pursuant to this chapter. Rules adopted pursuant to this subsection are ~~major substantive~~ **routine technical** rules as defined in Title 5, chapter 375, subchapter 2-A;

See title page for effective date.

**CHAPTER 3**

**S.P. 63 - L.D. 251**

**An Act To Amend the Maine Condominium Act by Extending the Lien Period for Nonpayment of Assessments**

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

**Sec. 1. 33 MRSA §1603-116, sub-§(e)**, as amended by PL 2011, c. 368, §6, is further amended to read:

(e) A lien for unpaid assessments is extinguished unless proceedings to enforce the lien are instituted within ~~5~~ **6** years after the full amount of the assessments becomes due.

See title page for effective date.

**CHAPTER 4**

**H.P. 742 - L.D. 1000**

**An Act To Make Supplemental Appropriations and Allocations for the Expenditures of State Government and To Change Certain Provisions of Law Necessary to the Proper Operations of State Government for the Fiscal Year Ending June 30, 2019**

**Emergency preamble.** **Whereas**, acts and resolves of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

**Whereas**, the 90-day period may not terminate until after the beginning of the next fiscal year; and

**Whereas**, certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; and

**Whereas**, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

**PART A**

**Sec. A-1. Appropriations and allocations.**

The following appropriations and allocations are made.

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF**

**Executive Branch Departments and Independent Agencies - Statewide 0017**

Initiative: Adjusts funding as a result of the review of vacant positions as authorized in Public Law 2017, chapter 284, Part EE.

| GENERAL FUND       | 2018-19     | 2019-20 | 2020-21 |
|--------------------|-------------|---------|---------|
| Personal Services  | \$2,899,082 | \$0     | \$0     |
| GENERAL FUND TOTAL | \$2,899,082 | \$0     | \$0     |

**ADMINISTRATIVE AND FINANCIAL SERVICES, DEPARTMENT OF DEPARTMENT TOTALS**

|                              | 2018-19     | 2019-20 | 2020-21 |
|------------------------------|-------------|---------|---------|
| GENERAL FUND                 | \$2,899,082 | \$0     | \$0     |
| DEPARTMENT TOTAL - ALL FUNDS | \$2,899,082 | \$0     | \$0     |

**AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF**

**Land Management and Planning Z239**

Initiative: Provides funding for capital construction materials, capital improvements to bridges and roads, and other improvements to recreational trails and sites used by the public.

| OTHER SPECIAL REVENUE FUNDS | 2018-19   | 2019-20 | 2020-21 |
|-----------------------------|-----------|---------|---------|
| Capital Expenditures        | \$200,000 | \$0     | \$0     |