

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.

Augusta, Maine
2019

Whereas, in order to avoid an influx of applications for limited-purpose aquaculture licenses by individuals who are under 12 years of age, this legislation needs to become effective before 90 days after the adjournment of the First Regular Session of the 129th Legislature; 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. 12 MRSA §6072-C, sub-§3, as amended by PL 2017, c. 159, §6, is further amended to read:

3. Eligibility. A limited-purpose aquaculture license may be issued only to an individual who is 12 years of age or older or to a municipal shellfish management committee established pursuant to section 6671 that has met any requirements established under subsection 3-A.

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

Effective June 7, 2019.

CHAPTER 233

H.P. 1243 - L.D. 1744

**An Act To Update References
to the United States Internal
Revenue Code of 1986
Contained in the Maine
Revised Statutes**

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

Whereas, state tax law needs to be updated to conform to federal law before the 90-day period expires to avoid delay in the processing of income tax returns for 2018; and

Whereas, legislative action is immediately necessary to ensure continued and efficient administration of the state income tax and certain other state taxes; 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 preserva-

tion of the public peace, health and safety; now, therefore,

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

Sec. 1. 36 MRSA §111, sub-§1-A, as amended by PL 2017, c. 474, Pt. A, §1, is further amended to read:

1-A. Code. "Code" means the United States Internal Revenue Code of 1986 and amendments to that Code as of ~~March 23~~ December 31, 2018.

Sec. 2. Application. This Act applies to tax years beginning on or after January 1, 2018 and to any prior tax years as specifically provided by the United States Internal Revenue Code of 1986 and amendments to that Code as of December 31, 2018.

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

Effective June 7, 2019.

CHAPTER 234

H.P. 82 - L.D. 96

**An Act To Require Disclosure
at the Sale or Transfer whether
Methamphetamine Is Present
or Has Been Removed from
Real Estate**

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

Sec. 1. 33 MRSA §173, sub-§4, ¶C, as enacted by PL 1999, c. 476, §1, is amended to read:

C. Radon; ~~and~~

Sec. 2. 33 MRSA §173, sub-§4, ¶D, as amended by PL 2017, c. 181, §1, is further amended to read:

D. Underground oil storage tanks as required under Title 38, section 563, subsection 6; and

Sec. 3. 33 MRSA §173, sub-§4, ¶E is enacted to read:

E. Methamphetamine;

See title page for effective date.
