

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND THIRTY-FIRST LEGISLATURE

SECOND REGULAR SESSION
January 3, 2024 to May 10, 2024

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 9, 2024

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

Augusta, Maine
2024

B. Employment measures taken by each certified applicant, including:

(1) The number of any additional full-time employees in the State added by each certified applicant since that applicant was issued a certificate of approval pursuant to subsection 2, paragraph B;

(2) The average and median wages paid to full-time employees of each certified applicant; and

(3) The percentage and number of full-time employees of each certified applicant for whom health benefits and retirement benefits are available; and

C. The overall economic impact to the State and to the regions in which certified applicants are located.

See title page for effective date.

**CHAPTER 668
H.P. 1463 - L.D. 2276**

An Act to Increase Funding for the Snowmobile Trail Fund and the ATV Recreational Management Fund

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

Sec. 1. 36 MRSA §2903-D, sub-§2, as amended by PL 2019, c. 452, §14, is further amended to read:

2. Snowmobiles. Of total gasoline tax revenues, ~~0.9045%~~ 1.0068% is distributed among the following agencies in the following manner:

A. The Commissioner of Inland Fisheries and Wildlife receives ~~44.93%~~ 13.41% of that amount, to be used by the commissioner for the purposes set forth in Title 12, section 1893, subsection 3, section 10206, subsection 2, section 13104, subsections 2 to ~~42~~ 10 and section 13105, subsection 1; and

B. The Snowmobile Trail Fund of the Department of Agriculture, Conservation and Forestry, Bureau of Parks and Lands, described in Title 12, section 1893, subsection 3, receives ~~85.07%~~ 86.59% of that amount.

Sec. 2. 36 MRSA §2903-D, sub-§3, as amended by PL 2019, c. 501, §29, is further amended to read:

3. All-terrain vehicles. Of total gasoline tax revenues, ~~0.1525%~~ 0.4593% is distributed among the following agencies in the following manner:

A. The ATV Enforcement Grant and Aid Program established in Title 12, section 10322 receives ~~50%~~ 16.60% of that amount; and

B. The ATV Recreational Management Fund, established in Title 12, section 1893, subsection 2 receives ~~50%~~ 83.40% of that amount.

Sec. 3. Appropriations and allocations. The following appropriations and allocations are made.

AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF

Off-Road Recreational Vehicles Program Z224

Initiative: Provides allocations for grants to municipalities and all-terrain vehicle clubs.

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
All Other	\$0	\$786,605
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	\$786,605

AGRICULTURE, CONSERVATION AND FORESTRY, DEPARTMENT OF

DEPARTMENT TOTALS	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS	\$0	\$786,605
DEPARTMENT TOTAL - ALL FUNDS	\$0	\$786,605

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

ATV Enforcement Fund Z276

Initiative: Change in revenue from increasing the percentage of gasoline tax allocated to snowmobile and all-terrain vehicle purposes.

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
All Other	\$0	(\$13)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$13)

INLAND FISHERIES AND WILDLIFE, DEPARTMENT OF

DEPARTMENT TOTALS	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS	\$0	(\$13)
DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$13)

MUNICIPAL BOND BANK, MAINE

TransCap Trust Fund Z064

Initiative: Reduction in allocations from reducing the amount of gasoline taxes transferred from the Highway Fund to the TransCap Trust Fund.

OTHER SPECIAL REVENUE FUNDS	2023-24	2024-25
All Other	\$0	(\$80,620)
OTHER SPECIAL REVENUE FUNDS TOTAL	\$0	(\$80,620)
MUNICIPAL BOND BANK, MAINE		
DEPARTMENT TOTALS	2023-24	2024-25
OTHER SPECIAL REVENUE FUNDS	\$0	(\$80,620)
DEPARTMENT TOTAL - ALL FUNDS	\$0	(\$80,620)
SECTION TOTALS		
OTHER SPECIAL REVENUE FUNDS	\$0	\$705,972
SECTION TOTAL - ALL FUNDS	\$0	\$705,972

See title page for effective date.

**CHAPTER 669
H.P. 59 - L.D. 91**

**An Act to Adopt the National
2022 Amendments to the
Uniform Commercial Code**

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

PART A

Sec. A-1. 11 MRSA §1-1201, sub-§(10), as enacted by PL 2009, c. 325, Pt. A, §2 and affected by §4, is amended to read:

(10). "Conspicuous," with reference to a term, means so written, displayed or presented that, based on the totality of the circumstances, a reasonable person against which it is to operate ought to have noticed it. Whether a term is "conspicuous" or not is a decision for the court. ~~Conspicuous terms include the following:~~

(a). ~~A heading in capitals equal to or greater in size than the surrounding text, or in contrasting type, font or color to the surrounding text of the same or lesser size; and~~

(b). ~~Language in the body of a record or display in larger type than the surrounding text, or in contrasting type, font or color to the surrounding text of the same size, or set off from surrounding text of~~

~~the same size by symbols or other marks that call attention to the language.~~

Sec. A-2. 11 MRSA §1-1201, sub-§(15), as enacted by PL 2009, c. 325, Pt. A, §2 and affected by §4, is amended to read:

(15). "Delivery," with respect to an electronic document of title, means voluntary transfer of control and, with respect to an instrument, a tangible document of title or an authoritative tangible copy of a record evidencing chattel paper, means voluntary transfer of possession.

Sec. A-3. 11 MRSA §1-1201, sub-§(16-A) is enacted to read:

(16-A). "Electronic" means relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic or similar capabilities.

Sec. A-4. 11 MRSA §1-1201, sub-§(21), ¶(c), as enacted by PL 2009, c. 325, Pt. A, §2 and affected by §4, is amended to read:

(c). The person in control, other than pursuant to section 7-1106, of a negotiable electronic document of title.

Sec. A-5. 11 MRSA §1-1201, sub-§(24), as enacted by PL 2009, c. 325, Pt. A, §2 and affected by §4, is amended to read:

(24). "Money" means a medium of exchange that is currently authorized or adopted by a domestic or foreign government and is not in an electronic form. The term includes a monetary unit of account established by an intergovernmental organization or by agreement between 2 or more countries.

Sec. A-6. 11 MRSA §1-1201, sub-§(27), as enacted by PL 2009, c. 325, Pt. A, §2 and affected by §4, is amended to read:

(27). "Person" means an individual, corporation, business trust, estate, trust, partnership, limited liability company, association, joint venture, government, governmental subdivision, agency or instrumentality, ~~public corporation~~ or any other legal or commercial entity. "Person" includes a protected series, however denominated, of an entity if the protected series is established under law other than the Uniform Commercial Code that limits, or limits if conditions specified under the law are satisfied, the ability of a creditor of the entity or of any other protected series of the entity to satisfy a claim from assets of the protected series.

Sec. A-7. 11 MRSA §1-1201, sub-§(36), as enacted by PL 2009, c. 325, Pt. A, §2 and affected by §4, is amended to read:

(36). "Send," in connection with a ~~writing~~, record or ~~notice~~ notification, means: