

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STAR
ROFS

L.D. 414

Date:

5/21/25

(Filing No. H-258)

HOUSING AND ECONOMIC DEVELOPMENT

Reproduced and distributed under the direction of the Clerk of the House.

STATE OF MAINE HOUSE OF REPRESENTATIVES 132ND LEGISLATURE FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to H.P. 268, L.D. 414, "An Act to Prohibit Deceptive Pricing"

Amend the bill by striking out the title and substituting the following:

'An Act to Prohibit Deceptive Pricing in the Rental of Short-term Lodging and in the Sale of Tickets'

Amend the bill by striking out everything after the enacting clause and inserting the following:

'Sec. 1. 10 MRSA c. 206-D is enacted to read:

CHAPTER 206-D

PRICE TRANSPARENCY FOR SHORT-TERM LODGING RENTALS AND TICKET SALES

§1250-P. Price transparency for short-term lodging rentals and ticket sales

1. Definitions. As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

A. "Mandatory fee" means a fee or charge required as part of an advertised price, including, but not limited to, a resort fee, service charge or convenience fee. "Mandatory fee" does not include:

(1) Taxes or fees imposed by a government or quasi-governmental entity or assessment fees imposed on the transaction by a government-created special district or program;

(2) Shipping fees or charges that reasonably reflect the amount of the charges a business incurs to send physical goods to consumers through the mail, including private mail services; or

COMMITTEE AMENDMENT

1 (3) Amounts charged for ancillary goods or services offered to a consumer as part
2 of the same transaction.

3 B. "Short-term lodging" means an accommodation for transient occupancy in a hotel,
4 motel, vacation rental or similar establishment, typically for under 30 days.

5 C. "Ticket" has the same meaning as in Title 8, section 1301, subsection 1, paragraph
6 C.

7 **2. Total price disclosure.** A person advertising or offering for rent or renting a short-
8 term lodging or a person advertising or offering for sale or selling a ticket;

9 A. Shall clearly and conspicuously disclose the total price of the short-term lodging or
10 ticket, including any mandatory fee, whenever the price is advertised or displayed;

11 B. Shall display the total price of the short-term lodging or ticket more prominently
12 than other pricing information in all advertisements, offers or displays; and

13 C. May not misrepresent any fee or charge associated with a short-term lodging or
14 ticket in any advertisement, offer or display.

The requirements of this subsection do not apply to a provider of short-term lodging or a person advertising or offering for sale or selling a ticket that complies with the provisions of 16 Code of Federal Regulations, Part 464.

18 **3. Enforcement.** The Attorney General shall enforce this section.

19 **4. Violation.** **A person that violates this section commits an unfair and deceptive act**
20 **and a violation of Title 5, chapter 10.'**

21 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
22 number to read consecutively.

23 SUMMARY

24 This amendment replaces the bill and changes the title. It prohibits a person that is
25 renting short-term lodging or selling an entertainment event ticket from advertising,
26 displaying or offering a price that does not include all mandatory fees or charges other than
27 taxes or fees imposed by a government, shipping charges and charges for ancillary goods
28 or services. The amendment provides that sellers of short-term lodging or tickets in
29 compliance with 16 Code of Federal Regulations, Part 464, the Federal Trade Commission
30 final rule relating to unfair or deceptive fees, are exempt from this prohibition.

31 FISCAL NOTE REQUIRED

32 (See attached)



Approved: 05/01/25 **LRL**

132nd MAINE LEGISLATURE

LD 414

LR 1086(02)

An Act to Prohibit Deceptive Pricing

Fiscal Note for Bill as Amended by Committee Amendment

Committee: Housing and Economic Development

Fiscal Note Required: Yes

A^u (H-252)

Fiscal Note

Minor cost increase - General Fund

Minor revenue increase - General Fund

Correctional and Judicial Impact Statements

This bill may increase the number of civil suits filed in the court system. The additional workload associated with the minimal number of new cases filed in the court system does not require additional funding at this time. The collection of additional filing fees will increase General Fund revenue by minor amounts.