

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
SENATE  
107TH LEGISLATURE

SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 735, L.D. 920, Bill, "AN ACT to Regulate the Distribution and Sale of Motor Fuels."

Amend said amendment by inserting after paragraph F of subsection 1 of that part designated "§1454." the following:

'G. No agreement shall provide for the use of any promotion, premium, coupon, give-away or rebate in the operation of the business, except that a dealer may participate in a promotion, premium, coupon, give-away or rebate sponsored by the franchisor, if the dealer so desires.'

Further  
/amend said amendment by striking out all of subsection 3 of that part designated "§1454." and inserting in place thereof the following:

'3. Notice of termination. The franchisor shall give the franchisee advance written notice of termination, cancellation or intent not to renew. Notwithstanding any statute to the contrary, advance notice required by this subsection shall precede the effective date of such termination, cancellation or non-renewal by at least:

A. 45 days where the asserted cause is substantial noncompliance with the obligations of the franchise agreement;

B. 120 days where the asserted cause is among those specified in subsection 2, paragraph A; or

C. 7 days where the asserted cause is among those


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SENATE AMENDMENT "A" to COMMITTEE AMENDMENT "A" to H.P. 735,  
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specified in subsection 2, paragraphs C, D and E.'

Statement of Fact

This amendment clarifies what constitutes good cause for termination and conforms the notice requirements to existing statutes and to better trade practice.

(Johnston)  
NAME:   
COUNTY: Aroostook

Reproduced and distributed pursuant to Senate Rule 11-A.  
June 17, 1975. (Filing No. S-332).