

# MAINE STATE LEGISLATURE

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ONE HUNDRED AND SEVENTH LEGISLATURE

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Legislative Document

No. 1430

H. P. 1135

House of Representatives, March 24, 1975

Referred to Committee on Judiciary. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mr. Higgins of Scarborough.

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STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-FIVE

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AN ACT Pertaining to the Choice of Counsel Retained  
to Perform a Title Search.

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

9 MRSA § 231 is enacted to read:

§ 231. Choice of counsel retained to perform a title search

Any person, association, partnership or corporation seeking or obtaining a mortgage from any financial institution in this State which requires as a condition for granting that mortgage, a title search of the property to be mortgaged shall, if he, she or it so requests, and if he, she or it pays, directly or indirectly, more than 50% of the cost of performing that title search, determine the attorney or firm of attorneys retained to perform that title search.

STATEMENT OF FACT

This bill provides that any person, association, partnership or corporation who pays more than 50% of the cost of a title search which is a condition of obtaining that mortgage shall be able to choose the attorney or firm of attorneys retained to perform that title search.