

MAINE STATE LEGISLATURE

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S.
D. OF R.

STATE OF MAINE
SENATE
107TH LEGISLATURE
FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S.P. 658, L.D. 2083, Bill,
"AN ACT to Amend the Real Estate Disclosure Law."

Amend said Bill by striking out everything after the
enacting clause and inserting in place thereof the following:

'Sec. 1. 36 MRSA §4641-C, sub-§1, ¶B, as enacted by PL
1975, c. 572, §1, is repealed and the following enacted in
place thereof:

B. Mortgage deeds, discharges of mortgage deeds
and partial releases of mortgage deeds;

Sec. 2. 36 MRSA §4641-D, first sentence, as enacted by PL
1975, c. 572, §1, is amended to read:

Each deed, except conveyances by or to the United States of
America, the State of Maine or any of their instrumentalities,
agencies or subdivisions, mortgage or mortgage discharge,
or partial release of mortgage deed, or deeds which, without
additional consideration, confirm, correct, modify or supplement
a previously recorded deed,when offered for recording, shall be
accompanied by a statement or declaration prepared in duplicate
and signed, subject to the penalties of perjury, by the parties
to the transaction or their authorized representatives, declaring
the consideration for ~~and-the-value-of~~ the property thereby
transferred.'

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COMMITTEE AMENDMENT to S.P. 658, L.D. 2083

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Statement of Fact

The purpose of this amendment is to eliminate the requirement that a declaration be filed in connection with the recording of partial releases of mortgage deeds and deeds which without additional consideration merely serve to correct or modify a previously recorded deed and to also eliminate the requirement that the declaration form that must accompany all nonexcepted instruments which are recorded contain a statement of the value of the property involved.

Reported by the Committee on Judiciary.

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