

# MAINE STATE LEGISLATURE

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D. OF R.

1

L.D. 1518

2

(Filing No. S- 123 )

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STATE OF MAINE

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SENATE

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111TH LEGISLATURE

6

FIRST REGULAR SESSION

7

COMMITTEE AMENDMENT " A " to S.P. 502,

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L.D. 1518, Bill, "AN ACT to Clarify the Authority of  
the Superintendent of the Bureau of Consumer Credit  
Protection."

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Amend the Bill by striking out all of the first 2  
lines after the enacting clause (page 1, lines 24 and  
25) and inserting in their place the following:

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'9-A MRSA §6-108, sub-§1, as amended by PL 1983,  
c. 212, §10, is further amended to read:'

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Further amend the Bill in subsection 1 in the 8th  
and 9th lines (page 1, lines 33 and 34 in L.D.) by  
inserting after the word "provided" the underlined  
words 'prior to issuance of an order to cease and  
desist'

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Further amend the Bill in subsection 1 by strik-  
ing out all of the last paragraph and inserting in  
its place the following:

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'A respondent aggrieved by an order of the adminis-  
trator may obtain judicial review of the order in the  
Superior Court. The proceeding for review is ini-  
tiated and conducted in accordance with Title 5,  
chapter 375, subchapter VII.'

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STATEMENT OF FACT

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This amendment does 2 things. First, it corrects  
the amending language and other parts of the bill to  
reflect the changes made in this provision by a bill  
passed earlier this session and enacted as Public Law  
1983, chapter 212, section 10. Second, it provides

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D. OF R.

(Filing No. S-128)

COMMITTEE AMENDMENT " A " to S.P. 502, L.D. 1518

1 that an order to make reimbursement may only be  
2 issued after notice and hearing. The provision of the  
3 current law allowing cease and desist orders to be  
4 issued without a hearing in exceptional cases would  
5 not be extended to reimbursement orders.

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Reported by the Committee on Business Legislation  
Reproduced and distributed pursuant to Senate Rule 11-A.  
May 18, 1983 (Filing No. S-128)