

	FIRST	REGULAR SE	SSION	
c	NE HUNDRED	AND TWELFTH	LEGISLATURE	
Legislative D	ocument			No. 1156
H.P. 809		House of F	Representatives, March	h 28, 1985
of Portland, r		mmittee on Busi	ion of Representative iness and Commerce.	
			EDWIN H. PE	RT, Clerk
Presented by I	Representative M	irray of Bangor.		
	ST	ATE OF MAIN	E	
	IN THE NINETEEN HU	YEAR OF OU NDRED AND E		
AN ACI		Penalties trust Statu	for Violations tes.	of
Be it enac follows:	ted by the	People of t	he State of Mai	ine as
	<b>A §1104</b> , as amended to		PL 1983, c. 34	ŧ0, §2,
§1104. Ri	ght of act	ion, damage	s and civil per	nalties
subdivisio erty by a anything f tions 1101 for in a c damages su sary and	n thereof, ny other pe orbidden or and 1102 o ivil action stained and reasonable	injured in rson or cor declared t r section 1 and shall costs of s investigat	ate or any pol its business or poration by rea o be unlawful k 102-A, may sue recover 3-fol uit, including ive costs, reas ttorney fee.	r prop- ason of by sec- there- ld the neces-

The Attorney General may institute proceedings in 1 2 equity to prevent and restrain violations of sections 1101, 1102 and 1102-A. These proceedings may be by 3 way of petitions setting forth the case and praying 4 5 that the violation shall be enjoined or otherwise 6 prohibited. When the parties complained of shall have been duly notified of that petition, the court 7 shall proceed as soon as may be, to the hearing and 8 determination of the case. Pending the petition and 9 before final decree, the court may at any time make 10 such temporary restraining order or prohibition as 11 12 shall be deemed just under the circumstances.

13	Each violation of sections 1101, 1102 and 1102-A,
14	constitutes a civil violation for which a civil pen-
15	alty of not less than \$100,000 shall be adjudged. In
16	any action initiated by the Attorney General pursuant
17	to the preceding paragraph to prevent and restrain
18	violations of sections 1101, 1102 and 1102-A, the At-
19	torney General may seek payment of civil penalties by
20	each defendant for each violation alleged.

## STATEMENT OF FACT

22 This bill provides for civil penalties for viola-23 tions of the Maine Revised Statutes, Title 10, sec-24 tions 1101, 1102 and 1102-A.

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