

MAINE STATE LEGISLATURE

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(New Draft of H.P. 56, L.D. 59)
(New Title)
FIRST REGULAR SESSION

ONE HUNDRED AND THIRTEENTH LEGISLATURE

Legislative Document

NO. 1031

H.P. 768 House of Representatives, March 31, 1987
Reported by Representative ALLEN from the Committee on
Business Legislation and printed under Joint Rule 2.

EDWIN H. PERT, Clerk

Original bill sponsored by Representative PARADIS of Old
Town. Cosponsored by Representatives LEBOWITZ of Bangor,
GARLAND of Bangor and Senator BRAUN of Knox.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND EIGHTY-SEVEN

**AN ACT to Provide for the Creation of Liens
and Sales on Small Motors.**

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

Sec. 1. 10 MRSA §3951 is amended to read:

§3951. Lien created

Every individual, partnership or corporation,
having an established place of business in this
State, engaged in making, altering, repairing or
cleaning any watch, clock, jewelry, electric motor,
major and traffic appliance, small motor not to ex-
ceed 20 horsepower, radio and other electronic equip-

1 ment, musical instruments, and in cleaning, repairing
2 or pressing of clothes, or expending any labor or ma-
3 terials thereon, shall have a lien upon said the
4 watch, clock, jewelry, clothes, electric motor, major
5 and traffic appliance, small motor not to exceed 20
6 horsepower, radio and other electronic equipment and
7 musical instrument for a reasonable compensation for
8 said the labor and materials, which shall take prece-
9 dence of all other claims and incumbrances. Such
10 watch, clock, jewelry, clothes, electric motor, major
11 and traffic appliance, small motor not to exceed 20
12 horsepower, radio and other electronic equipment and
13 musical instrument shall be exempt from attachment or
14 execution until such lien and the cost of enforcing
15 it are satisfied.

16 Sec. 2. 10 MRSA §3952 is amended to read:

17 §3952. Sale after 6 months

18 The lien holder shall retain such watch, clock,
19 jewelry, clothes, electric motor, major and traffic
20 appliance, small motor not to exceed 20 horsepower,
21 radio and other electronic equipment and musical in-
22 strument for a period of 6 months, at the expiration
23 of which time, if such lien is not satisfied, he may
24 sell such watch, clock, jewelry, clothes, electric
25 motor, major and traffic appliance, small motor not
26 to exceed 20 horsepower, radio and other electronic
27 equipment and musical instrument at public or private
28 sale, after giving 30 days' notice in writing to the
29 owner, specifying the amount due, describing the
30 property to be sold and informing him that the pay-
31 ment of such amount within 30 days shall entitle him
32 to redeem such property. Such notice may be given by
33 mailing the same addressed to the owner's place of
34 residence if known, or if the owner's place of resi-
35 dence is unknown, a copy of such notice may be posted
36 by the holder of such lien in 2 public places in the
37 town, village or city where the property is held.

1 STATEMENT OF FACT

2 The original bill added small gasoline motors to
3 the list of items on which a repairer may have a lien
4 and which he may sell after 6 months. This new draft
5 broadens the item definition to include all small mo-
6 tors and specifies what is meant by the term small.

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