

# MAINE STATE LEGISLATURE

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# 115th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1991

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Legislative Document

No. 1475

H.P. 1007

House of Representatives, April 10, 1991

Reference to the Committee on Business Legislation suggested and ordered printed.

A handwritten signature in cursive script, reading "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative WATERMAN of Buxton.

Cosponsored by Representative KERR of Old Orchard Beach, Senator CLARK of Cumberland and Senator ESTY of Cumberland.

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### STATE OF MAINE

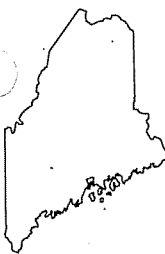
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IN THE YEAR OF OUR LORD  
NINETEEN HUNDRED AND NINETY-ONE

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**An Act to Amend the Mechanic Lien Laws.**

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

10 MRSA §3802, as amended by PL 1983, c. 117, is further amended to read:

**§3802. Filing in office of Secretary of State; inaccuracy does not invalidate lien**

The liens mentioned in section 3801 shall ~~be~~ are dissolved unless the claimant within 30 90 days after the labor is performed, or storage furnished, files in the office of the Secretary of State a true statement of the amount due ~~him~~ the claimant for the labor and materials or for storage, with all just credits given, together with a description of the vehicle manufactured or repaired sufficiently accurate to identify it and the name of the owner, if known, which shall ~~must~~ be subscribed and sworn to by the person claiming the lien or by someone in ~~his~~ that person's behalf, and recorded by the Secretary of State, who is entitled to the same fees therefor as for filing, indexing and furnishing filing data for an original financing statement under Title 11, section 9-403, subsection (5). No inaccuracy in the statement relating to the property, if the same can be reasonably recognized, or in stating the amount due for labor or materials, or for storage, invalidates the proceedings unless it appears that the person making it willfully claims more than ~~his~~ that person's due.

#### STATEMENT OF FACT

This bill extends the deadline for filing a statement of amount due for manufacturing or repair work done on vehicles, aircraft and parachutes, to perfect mechanics' liens on that work from 30 to 90 days. The time extension allows mechanics to determine if certain customers have abandoned responsibility for payment, before undertaking the time and expense of filing the necessary papers to perfect their liens with the Secretary of State.