

MAINE STATE LEGISLATURE

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118th MAINE LEGISLATURE

FIRST REGULAR SESSION-1997

Legislative Document


No. 115

H.P. 91

House of Representatives, January 14, 1997

**An Act to Amend the Treatment of Security Deposits to Provide a
Remedy for Failure to Comply.**

Reference to the Committee on Legal and Veterans Affairs suggested and ordered printed.


JOSEPH W. MAYO, Clerk

Presented by Representative JONES of Bar Harbor.

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

4 **Sec. 1. 14 MRSA §6038**, as amended by PL 1981, c. 428, §12, is
further amended by adding at the end a new paragraph to read:

6 If a landlord does not disclose the name of the institution
8 and the account number where the security deposit is being held,
10 upon request by the tenant, the landlord shall pay to the tenant
12 \$500 in damages for commingling of funds. The landlord shall
provide to the tenant documentation from the proper institution
proving that the security deposit was being held in escrow prior
to the tenant's request for such information.

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SUMMARY

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18 Current law requires that security deposits may not be
commingled with the assets of the landlord and requires
disclosure by the landlord regarding the location of the security
20 deposit. This bill provides a remedy of \$500 in damages for
violation of the existing law.