

# MAINE STATE LEGISLATURE

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# 123rd MAINE LEGISLATURE

## FIRST REGULAR SESSION-2007

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**Legislative Document**

**No. 489**

H.P. 373

House of Representatives, February 1, 2007

**Resolve, To Increase the Authority of the Consumer Protection  
Division of the Office of the Attorney General**

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Reference to the Committee on Judiciary suggested and ordered printed.

*Millicent M. MacFarland*  
MILLICENT M. MacFARLAND  
Clerk

Presented by Representative TUTTLE of Sanford.  
Cosponsored by Senator NUTTING of Androscoggin and  
Representatives: BERUBE of Lisbon, BRYANT of Windham, CASAVANT of Biddeford,  
DUNN of Bangor, JACOBSEN of Waterboro, LORING of the Penobscot Nation, SIMPSON  
of Auburn.

**Sec. 1. Enforcing mediated decisions. Resolved:** That the Attorney General shall adopt rules to assist any person who files a complaint with that office concerning any loss of money or property, real or personal, as a result of the use or employment by another person of a method, act or practice declared unlawful by the Maine Revised Statutes, Title 5, section 207 or by any rule issued under Title 5, section 207. The rules must require that, if either of the parties does not abide by any solution reached in a mediation program administered by the Attorney General, the Attorney General shall bring an action either in the Superior Court or the District Court for the aggrieved party. Rules adopted pursuant to this section are routine technical rules as defined in Title 5, chapter 375, subchapter 2-A.

## 11 SUMMARY

12 This resolve requires the Attorney General to adopt rules to assist consumers in  
13 achieving resolution in disputes with businesses when the consumer and the business  
14 have reached a solution in mediation and one party changes its position afterwards.