

MAINE STATE LEGISLATURE

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126th MAINE LEGISLATURE

FIRST REGULAR SESSION-2013

Legislative Document

No. 1000

S.P. 345

In Senate, March 12, 2013

An Act To Protect Maine Consumers

Reference to the Committee on Judiciary suggested and ordered printed.

A handwritten signature in black ink, appearing to read 'D M Grant'.

DAREK M. GRANT
Secretary of the Senate

Presented by Senator VALENTINO of York.

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

2 **Sec. 1. 5 MRSA §207, sub-§3** is enacted to read:

3 **3. Governing law of contract.** A contract that provides for goods or services to be
4 provided primarily in the State and to which a resident individual or business is a party
5 may not require the resident individual or business to:

6 A. Submit to the jurisdiction of another state or to any foreign jurisdiction;

7 B. Litigate in a foreign jurisdiction any dispute arising from the contract or from the
8 services or goods that are subject to the contract;

9 C. Agree that a law other than the law of this State applies to any dispute under the
10 contract; or

11 D. Waive the right to a jury trial.

12 Any provision in a contract in violation of this subsection is void.

13 **SUMMARY**

14 This bill provides that it is an unfair trade practice for a contract for goods or services
15 provided primarily to a resident individual or business to require disputes regarding the
16 contract to be governed by the law of a jurisdiction other than this State or to require a
17 resident individual or business to submit to the jurisdiction of another location for the
18 resolution of disputes regarding the contract.