

MAINE STATE LEGISLATURE

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127th MAINE LEGISLATURE

FIRST REGULAR SESSION-2015

Legislative Document

No. 485

H.P. 324

House of Representatives, February 24, 2015

An Act To Allow Licensed Foresters To Use Mechanics Liens

Reference to the Committee on Labor, Commerce, Research and Economic Development suggested and ordered printed.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative McCLELLAN of Raymond.

Cosponsored by Representatives: AUSTIN of Gray, NUTTING of Oakland, WADSWORTH of Hiram.

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

2 **Sec. 1. 10 MRSA §3251**, as amended by PL 1997, c. 264, §1, is further amended
3 to read:

4 **§3251. Lien established**

5 Whoever performs labor or furnishes labor or materials, including repair parts of
6 machines used, or performs services as a surveyor, an architect, a forester licensed under
7 Title 32, chapter 76 or an engineer, or as a real estate licensee, or as an owner-renter,
8 owner-lessor, or owner-supplier of equipment used in erecting, altering, moving or
9 repairing a house, building or appurtenances, including any public building erected or
10 owned by any city, town, county, school district or other municipal corporation, or in
11 constructing, altering or repairing a wharf or pier, or any building thereon, including the
12 surveying, clearing, grading, draining, excavating or landscaping of the ground adjacent
13 to and upon which any such objects are constructed, or in selling any interest in land,
14 improvements or structures, by virtue of a contract with or by consent of the owner, has a
15 lien thereon and on the land on which it stands and on any interest such owner has in the
16 same, to secure payment thereof, with costs. If the owner of the building has no legal
17 interest in the land on which the building is erected or to which it is moved, the lien
18 attaches to the building, and if the owner of the wharf or pier has no legal interest in the
19 land on which the wharf or pier is erected, the lien attaches to the wharf or pier, and in
20 either case may be enforced as provided. If the owner of such land, building, wharf or
21 pier, so contracting, is a minor or married woman, such lien exists and such minority or
22 coverture does not bar a recovery in any proceeding brought to enforce it.

23 **SUMMARY**

24 This bill adds licensed foresters to the list of persons who can place a lien on the
25 property of another for nonpayment of services.