

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND ELEVENTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 1982 to June 24, 1983
Chapters 1-452

PUBLISHED BY THE DIRECTOR OF LEGISLATIVE RESEARCH
IN ACCORDANCE WITH MAINE REVISED STATUTES
ANNOTATED, TITLE 3, SECTION 164, SUBSECTION 6.

J.S. McCarthy Co., Inc.
Augusta, Maine
1983

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST REGULAR SESSION

and

FIRST SPECIAL SESSION

of the

ONE HUNDRED AND ELEVENTH LEGISLATURE

1983

CHAPTER 149

H.P. 748 - L.D. 960

AN ACT to Amend the Act Restricting Rate Increase Proposals by Public Utilities.

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

35 MRSA §64, 3rd ¶, as enacted by PL 1981, c. 681, is amended to read:

For the purposes of this section, a "general increase in rates" is defined as any change in the rates, tolls and charges of the public utility, the effect of which is to increase the annual operating revenues of a public utility by more than 1%, provided that this term shall not include a rate change made for the sole purpose of implementing a fuel cost adjustment rate, pursuant to either section 131 or section 132.

Effective September 23, 1983.

CHAPTER 150

H.P. 969 - L.D. 1225

AN ACT Relating to Attorneys Searching and Certifying Title to Real Estate.

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

Sec. 1. 9-A MRSA §3-311 is enacted to read:

§3-311. Attorneys

Every supervised lender which accepts an application for a residential mortgage transaction for one to 4 residential units and which requires that an attorney search the title of the subject real estate shall first permit the prospective mortgagor to select a qualified attorney of his own choice to search the title of the subject real estate and certify that title to the lender or land title insurance company, provided that the lender may require the prospective mortgagor to provide it with adequate liability insurance or land title insurance or such

other written policy requirements as the lender may deem necessary to protect its interests.

Nothing in this section shall be construed to require certification of title to a lender if that lender does not so require, or to a land title insurance company if that company does not so require.

Sec. 2. 9-B MRSA §439, as enacted by PL 1979, c. 531, is amended to read:

§439. Attorneys

Every financial institution which accepts an application for a residential mortgage loan for one to 4 residential units and which requires that an attorney search the title of the subject real estate shall first permit the prospective mortgagor to select a qualified attorney of his own choice to search the title of the subject real estate and certify that title to the institution or land title insurance company, provided that the financial institution may require the prospective mortgagor to provide it with adequate liability insurance or land title insurance or such other written policy requirements as the bank may deem necessary to protect its interests.

Nothing in this section shall be construed to require certification of title to a financial institution if that institution does not so require, or to a land title insurance company if that company does not so require.

Effective September 23, 1983.

CHAPTER 151

H.P. 1022 - L.D. 1323

AN ACT to Permit Persons Under 18 Years of Age Who Pass the Test for General Educational Development to Receive a High School Equivalency Certificate at that Time.

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

20-A MRSA §257, sub-§1, as enacted by PL 1981, c. 693, §§5 and 8, is repealed and the following enacted in its place: