

# 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.

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

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**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

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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.

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20-A MRSA §257, sub-§1, as enacted by PL 1981, c. 693, §§5 and 8, is repealed and the following enacted in its place:

1. Issue. The commissioner shall issue high school equivalency certificates to residents of the State who:

A. Are at least 18 years of age;

B. Are 17 years of age and have:

(1) A documented, immediate need; and

(2) Written approval from the local superintendent or his designee;

C. Have not been in attendance for one year or more at a public school or a private school approved by a state department or accredited by a regional association of colleges and secondary schools;

D. Have completed a formal training program approved by the commissioner; and

E. Demonstrate through procedures prescribed by the commissioner that they have attained a general educational development comparable to that of secondary school graduates.

The commissioner shall issue the certificates required by this subsection upon completion of the requirements of this subsection or as soon thereafter as possible.

Effective September 23, 1983.

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## CHAPTER 152

H.P. 1027 - L.D. 1328

AN ACT to Provide for Consideration of  
the Age of the Victim in Sentencing Criminal  
Offenders.

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

17-A MRSA §1151, sub-§8, as enacted by PL 1975, c. 499, §1, is amended to read:

8. To permit sentences which do not diminish the gravity of offenses, with reference to such factors, among others, as the age and vulnerability of the victim.

Effective September 23, 1983.