

# MAINE STATE LEGISLATURE

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**LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

**FIRST REGULAR SESSION**

December 5, 1984 to June 20, 1985

Chapters 1-384

PUBLISHED BY THE REVISOR OF STATUTES IN ACCORDANCE WITH  
MAINE REVISED STATUTES ANNOTATED, TITLE 3, SECTION 163-A,  
SUBSECTION 4.

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J.S. McCarthy Co., Inc.  
Augusta, Maine  
1986

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**PUBLIC LAWS**  
OF THE  
**STATE OF MAINE**

AS PASSED AT THE  
FIRST REGULAR SESSION

of the  
ONE HUNDRED AND TWELFTH LEGISLATURE

1985

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The Public Utilities Commission shall retain jurisdiction over the sale or lease of volume control and low speech power telephone equipment and of bone conductor receivers, pursuant to section 15, until it makes an affirmative finding, based on full consideration of an evidentiary record, that there are adequate retail outlets in the State to ensure affordable and competitive pricing of this equipment and its availability in sufficient quantities to satisfy the current and projected demand for that equipment by customers with hearing or speech impairments. The commission shall have discretion not to regulate any person or corporation whose share of the total market in the State of volume control or low speech power telephone equipment or of bone conductor receivers is considered not to be substantial.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective May 2, 1985.

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## CHAPTER 140

H.P. 939 - L.D. 1345

### AN ACT to Amend the Fair Credit Reporting Act.

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

Sec. 1. 10 MRSA §1316, sub-§2, as amended by PL 1977, c. 677, §6, is further amended to read:

2. Methods. The disclosures required under section 1315 shall be made to the consumer by one or more of the following methods:

A. In person, if he appears in person and furnishes proper identification, and, in any such case, the consumer shall be permitted a personal visual inspection of his file and, upon his request, shall be furnished copies of any ~~investigative consumer reports~~ report at a charge ~~for photocopying~~ not to exceed the agency's actual costs for that photocopying or otherwise producing the report;

B. By telephone, if he has made a written request by ordinary mail with proper identification, for telephone disclosure and the toll charge, if any, for the telephone call is prepaid by or charged directly to the consumer; or

C. By promptly mailing a copy of the consumer's file to him, if he has made a written request by ordinary mail with proper identification, at a charge for photocopying and mailing not to exceed the agency's actual costs for such photocopying or otherwise producing the report and mailing, plus a disclosure fee not to exceed \$3 it.

In the event that the request for a copy of the consumer's file is made after an adverse consumer determination, the cost of such disclosure shall be paid by the consumer reporting agency. The agency shall not be held responsible for improper disclosure of a consumer's file resulting from improper delivery by the United States Postal Service when the agency properly mailed the file correctly addressed to the consumer who is the subject of the file.

In the event that the request for a copy of a consumer's file is made after an adverse credit determination, the cost of the disclosure shall be paid by the consumer reporting agency. The agency shall not be held responsible for improper disclosure of a consumer's file resulting from improper delivery by the United States Postal Service when the agency properly mailed the file, correctly addressed, to the consumer who is the subject of the file.

Sec. 2. 10 MRSA §1316, sub-§2-A is enacted to read:

2-A. Additional charges. A consumer reporting agency may, in addition to the charges specified in subsection 2, charge an additional disclosure fee, not to exceed \$2, to any consumer requesting disclosure or a copy of his credit report, who is not otherwise entitled to free disclosure of that report.

Effective September 19, 1985.

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## CHAPTER 141

S.P. 502 - L.D. 1347

AN ACT Concerning the Requirements for  
Licensing Private Investigators.