

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND TWELFTH LEGISLATURE

SECOND REGULAR SESSION
January 8, 1986 to April 16, 1986

SECOND SPECIAL SESSION
May 28, 1986 to May 30, 1986

AND AT THE

THIRD SPECIAL SESSION
October 17, 1986

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

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

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION
of the
ONE HUNDRED AND TWELFTH LEGISLATURE
1985

has in the same, to secure payment for utility services thereto, with costs. This lien may be filed, preserved and enforced in the same manner as these liens provided for in Title 10, sections 3251 through 3269.

This lien shall be dissolved unless, within 90 days after the date on which the unpaid bill was served, the utility files in the registry of deeds for the county in which the property is located a lien certificate, setting forth the amount of the lien, a description of the rental property subject to the lien, the name of the landlord, a statement that a lien is claimed on the rental property to secure the payment of utility services, that a demand has been made for that payment and that payment has not been made. At the time of recording of the lien certificate in the registry of deeds, the utility shall send a copy of the certificate to the landlord by certified mail, return receipt requested.

This lien shall be dissolved unless, within 120 days after the unpaid bill was served, civil action to enforce the lien is brought in the District Court for the division where the rental property is located.

The proceedings in the District Court for enforcement of this lien shall be governed by Title 10, sections 3256 to 3260, and 3263 and 3264.

Any person who is a bona fide purchaser for value of rental property shall take title to that property free of the lien established under this subsection unless, before the purchaser's deed is recorded, the utility has filed the certificate set out in this subsection. The interest of any mortgagee of rental property shall not be affected by the lien established unless, before the mortgage is recorded, the utility has filed the certificate set out in this subsection.

Effective July 16, 1986.

CHAPTER 564

H.P. 1226 - L.D. 1733

AN ACT Relating to the Surplus Lines
Insurance Law.

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

Sec. 1. 24-A MRSA §1605, sub-§3 is enacted to read:

3. No licensed resident or nonresident agent may place or seek to place insurance coverage, other than in an authorized insurer, except as provided in chapter 19. An agent may place or seek to place insurance coverage, other than with an insurer for which he holds an appointment or in accordance with chapter 19, to the extent permitted by section 1615.

Sec. 2. 24-A MRSA §1607, sub-§1, as enacted by PL 1969, c. 132, §1, is amended to read:

1. A person licensed as a resident or nonresident broker may negotiate with any authorized insurer insurance contracts within the scope of his license and covering relating to risks resident, located or to be performed in this State, with any authorized insurer, subject, as to a nonresident broker, to section 1618 (must place business through resident agent). A broker may seek the placement of coverage with other than an authorized insurer only through a licensed surplus lines broker as provided for in chapter 19.

Sec. 3. 24-A MRSA §2013, sub-§1, as amended by PL 1977, c. 694, §411, is further amended to read:

1. The superintendent may file a complaint with the Administrative Court seeking suspension or revocation of any surplus lines broker's license:

A. If the broker fails to file the annual statement or to remit the tax as required by section 2017; ~~or~~

B. If the broker fails to maintain an office in this State, or to keep the records, or to allow the superintendent to examine his records as required by this law, or if he removes his records from the State; ~~or~~

C. If the broker places a surplus lines coverage in an insurer other than as authorized under section 2007; ~~or~~

D. For any other applicable cause for which a general lines agent's license may be suspended or revoked; or

E. If the broker assists any person or persons not licensed as surplus lines brokers by serving as a reporting broker for purposes of section 2005, 2015, 2016 or 2017 with respect to insurance coverage not procured by the broker.

Sec. 4. 24-A MRSA §2015, sub-§1, as amended by PL 1973, c. 585, §12, is further amended to read:

1. Each broker shall keep in his office in this State a full and true record of each surplus lines coverage procured by him, including a copy of each daily report, if any, a copy of each certificate of insurance issued by him, books of account in which financial entries are recorded respecting these transactions and such of the following items as may be applicable:

- A. Amount of the insurance;
- B. Gross premium charged;
- C. Return premium paid, if any;
- D. Rate of premium charged upon the several items of property;
- E. Effective date of the contract, and the terms thereof;
- F. Name and address of each insurer on the direct risk and the proportion of the entire risk assumed by such insurer if less than the entire risk;
- G. Name and address of the insured;
- H. Brief general description of the property or risk insured and where located or to be performed; and
- I. Other information as may be required by the superintendent.

Effective July 16, 1986.

CHAPTER 565

S.P. 673 - L.D. 1741

AN ACT to Clarify the Status of Vocational
Education in Washington County.