

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1990 to July 10, 1991

Chapters 1 - 590

THE GENERAL EFFECTIVE DATE FOR
NON-EMERGENCY LAWS IS
OCTOBER 9, 1991

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

J.S. McCarthy Company
Augusta, Maine
1991

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
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1991

the motor vehicle that is currently registered and assigned regular registration plates. The named official may attach to any such motor vehicle one of the current registration plates issued under section 110 and one of the current special registration plates issued under this section. Any specially designed number plates issued to any of the named officials shall be is valid only during the term of office for which the registrant is elected. In case the office is for any cause vacated during said that term, such the special number plates and registration certificate shall must be immediately surrendered to the Secretary of State.

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

Effective April 23, 1991.

CHAPTER 41

H.P. 399 - L.D. 573

An Act to Expand the Availability of Automatic Liens to Certain Businesses

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

Sec. 1. 10 MRSA §3951, as amended by PL 1987, c. 63, §1, is repealed and the following enacted in its place:

§3951. Automatic lien

1. Lien established. A person, partnership or corporation engaged in one or more of the following activities has a lien on the item that the activity involves for a reasonable compensation for any labor or materials expended on that item:

A. Making, altering, repairing or cleaning any watch, clock, jewelry, electric motor, major and traffic appliance, small motor not to exceed 20 horsepower, radio, electronic equipment, musical instrument, furniture, photograph, artwork, sports equipment and photography equipment; and

B. Cleaning, repairing or pressing clothes.

2. Lien priority. A lien under this section takes precedence over all other claims and incumbrances.

3. Exemption from attachment. The item that is subject to a lien under this section is exempt from attachment or execution until the lien and the cost of enforcing it are satisfied.

Sec. 2. 10 MRSA §3952, as amended by PL 1987, c. 63, §2, is further amended to read:

§3952. Sale after 6 months

~~The lien holder lienholder shall retain such watch, clock, jewelry, clothes, electric motor, major and traffic appliance, small motor not to exceed 20 horsepower, radio and other electronic equipment and musical instrument any item subject to a lien under section 3951 for a period of 6 months, at the expiration of which time, if such the lien is not satisfied, he the lienholder may sell such watch, clock, jewelry, clothes, electric motor, major and traffic appliance, small motor not to exceed 20 horsepower, radio and other electronic equipment and musical instrument the item at public or private sale, after giving 30 days' notice in writing to the owner, specifying the amount due, describing the property item to be sold and informing him the owner that the payment of such the amount within 30 days shall entitle him entitles the owner to redeem such property the item. Such The notice may be given by mailing the same mail addressed to the owner's place of residence if known, or if the owner's place of residence is unknown, a copy of such the notice may be posted by the holder of such the lien in 2 public places in the town, village or city where the property item is held.~~

See title page for effective date.

CHAPTER 42

H.P. 1106 - L.D. 1614

An Act to Implement the Initial Recommendations of the Task Force to Evaluate and Revise the Maine Health Program

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the Task Force to Evaluate and Revise the Maine Health Program was charged with reporting to the Joint Standing Committee on Appropriations and Financial Affairs a finding as to whether there are currently sufficient controls, restrictions and requirements to ensure that the Maine Health Program will not expend state funds in excess of its \$6,550,000 supplemental appropriation for the remainder of fiscal year 1990-91; and

Whereas, the task force finds that this legislation is needed immediately to satisfy that charge; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 22 MRSA §3189, sub-§2, ¶G is enacted to read: