

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

SECOND SPECIAL SESSION

December 12, 1991 to January 7, 1992

SECOND REGULAR SESSION

January 8, 1992 to March 31, 1992

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JUNE 30, 1992

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
1992

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
SECOND REGULAR SESSION

of the
ONE HUNDRED AND FIFTEENTH LEGISLATURE

1991

grant a one-year deferment for each successful request for deferment. A recipient may receive no more than 5 one-year deferments. The decision of the chief executive officer is final.

Sec. 3. 20-A MRSA §12508, sub-§3 is enacted to read:

3. Deferment. A recipient of a loan may seek a deferment of the annual payments for a period or periods as established by the chief executive officer who shall make a determination on a case-by-case basis. The chief executive officer may grant a deferment in the event that a recipient of a loan evidences intent to teach and inability to secure employment necessary to obtain forgiveness of the loan at the time the deferment is sought. The chief executive officer shall require certification of such intent annually and shall grant a one-year deferment for each successful request for deferment. A recipient may receive no more than 5 one-year deferments. The decision of the chief executive officer is final.

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

Effective March 13, 1992.

CHAPTER 665

H.P. 1509 - L.D. 2121

An Act Regarding the Parking Violations that Occur on State Controlled Property within the Capitol Area

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

Sec. 1. 25 MRSA §2906, 2nd ¶, as enacted by PL 1977, c. 138, §3, is amended to read:

The Commissioner of Public Safety may by rule establish a method by which persons charged with the violation of parking regulations may waive all court action by payment of specified fees within specified periods of time. ~~Said~~ These regulations may provide that a vehicle unlawfully parked ~~shall be~~ is prima facie evidence of the unlawful parking of ~~such the~~ such the vehicle by the person in whose name ~~such the~~ such the vehicle is registered. The specified fee for any violation must be at least \$10.

Sec. 2. 25 MRSA §2906, 3rd ¶, as enacted by PL 1991, c. 591, Pt. W, §1, is repealed.

Sec. 3. 25 MRSA §2910, as repealed and replaced by PL 1987, c. 416, §5, is amended to read:

§2910. Fine

Any person found guilty of violating any rule made pursuant to sections 2904 to 2907 shall, upon conviction, pay a fine of not less than ~~\$10~~ \$50 for each offense.

See title page for effective date.

CHAPTER 666

H.P. 1423 - L.D. 2035

An Act to Encourage Lawful Rental Practices

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

14 MRSA §6014, sub-§2, as enacted by PL 198 c. 428, §8, is amended to read:

2. Remedies. Upon a finding that an illegal eviction has occurred, the court shall ~~take~~ find one or both of the following actions.

A. The tenant ~~shall~~ is entitled to recover actual damages or ~~\$100~~ \$250, whichever is greater.

B. The tenant ~~shall~~ is entitled to recover the aggregate amount of costs and expenses determined by the court to have been reasonably incurred on ~~his the tenant's~~ the tenant's behalf in connection with the prosecution or defense of such action, together with a reasonable amount for attorneys' fees.

See title page for effective date.

CHAPTER 667

H.P. 1534 - L.D. 2167

An Act Concerning the Operation of the Maine Automobile Insurance Plan

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

Sec. 1. 24-A MRSA §2325, sub-§2, as amended by PL 1989, c. 797, §29 and affected by §§37 and 38, is further amended to read:

2. Every insurer undertaking to transact in this State the business of automobile and motor vehicle bodily injury, property damage liability, physical damage; and medical payments insurance and every advisory organization ~~which that~~ that files rates for ~~such that~~ such insurance shall cooperate in the preparation and submission of a plan for the equitable apportionment among insurers of applicants for insurance who are in good faith entitled to, but who are unable to procure through ordinary meth-