

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

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

AS PASSED BY THE

ONE HUNDRED AND FIFTEENTH LEGISLATURE

**THIRD SPECIAL SESSION**

October 1, 1992 to October 6, 1992

**FOURTH SPECIAL SESSION**

October 16, 1992

ONE HUNDRED AND SIXTEENTH LEGISLATURE

**FIRST REGULAR SESSION**

December 2, 1992 to July 14, 1993

THE GENERAL EFFECTIVE DATE FOR

FIRST REGULAR SESSION

NON-EMERGENCY LAWS IS

OCTOBER 13, 1993

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  
1993

---

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

**AS PASSED AT THE**  
**FIRST REGULAR SESSION**

**of the**  
**ONE HUNDRED AND SIXTEENTH LEGISLATURE**

**1993**

---

B. The manufacturer must disclose this fact when selling the vehicle to a dealer and completing the statement required by subsection 3.

**Sec. 4. 10 MRSA §1477, sub-§3**, as amended by PL 1989, c. 198, §4, is further amended to read:

**3. Private remedies.** In addition to any other remedy, if a dealer violates this chapter, that dealer is liable to the purchaser in an amount determined by the court of not less than \$100 nor more than \$1,000 as liquidated damages, and for costs and reasonable attorney's fees. No action may be brought under this subsection more than 2 years after the date of the occurrence of the violation. No dealer may be held liable under this subsection if that dealer shows by a preponderance of the evidence that the violation was unintentional and a bona fide error, notwithstanding the maintenance of procedures reasonably adopted to avoid any such error.

In addition to any other remedy, if a ~~dealer or the~~ seller of a used motor vehicle who sells the vehicle to ~~another~~ a dealer fails to disclose facts concerning that vehicle which are required to be disclosed by the provisions of section 1475, which facts were known by the ~~dealer or~~ seller at the time the disclosure was made, the ~~dealer or~~ seller is liable to the purchasing dealer in an amount determined by the court of not less than \$100 nor more than \$1,000 as liquidated damages, and for costs and reasonable attorney's fees. No action may be brought under this subsection more than 30 months after the date of the occurrence of the violation.

See title page for effective date.

---

## CHAPTER 113

H.P. 519 - L.D. 703

### An Act to Amend the Civil Violation and Civil Forfeiture Laws for Natural Gas and Natural Gas Pipeline Utilities

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

**Sec. 1. 35-A MRSA §4516, sub-§§1 and 2**, as enacted by PL 1987, c. 141, Pt. A, §6, are amended to read:

**1. Violation of this Title.** A natural gas pipeline utility that violates any provision of this Title relating to safety of pipeline facilities or transportation of gas or any rule issued under this Title commits a civil violation for which a ~~forfeiture penalty~~ not to exceed ~~\$1,000~~ \$25,000 for each violation may be adjudged. Each day of violation constitutes a separate offense.

**2. Maximum civil penalty.** The maximum civil ~~forfeiture penalty~~ may not exceed ~~\$200,000~~ \$500,000 for any related series of violations.

**Sec. 2. 35-A MRSA §4705, sub-§§1 and 2**, as enacted by PL 1987, c. 141, Pt. A, §6, are amended to read:

**1. Violation of this Title.** A gas utility that violates any provision of this Title relating to safety of pipeline facilities or transportation of gas or any rule issued under this Title commits a civil violation for which a ~~forfeiture penalty~~ not to exceed ~~\$1,000~~ \$25,000 for each violation may be adjudged. Each day of violation constitutes a separate offense.

**2. Maximum civil penalty.** The maximum civil ~~forfeiture penalty~~ may not exceed ~~\$200,000~~ \$500,000 for any related series of violations.

See title page for effective date.

---

## CHAPTER 114

H.P. 534 - L.D. 718

### An Act to Amend the Recording Requirements for Proceedings Involving Real Estate

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

**Sec. 1. 14 MRSA §2401, sub-§2**, as amended by PL 1991, c. 726, §1, is further amended to read:

**2. Identification on docket.** On and after January 1, 1992, judicial proceedings in any Maine court, including appeals from judicial proceedings, that affect title to real estate must be identified on the docket. Judicial proceedings subject to this section include but are not limited to proceedings involving:

- A. Partition actions;
- B. Boundary and access disputes;
- C. Insolvency;
- D. Mortgage foreclosure;
- E. Declaratory judgment actions;
- F. Attachment ~~and mechanic, mechanics liens and~~ other statutory liens;
- G. Dissolution; and
- H. Actions to quiet title.