

# 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**

---

**CHAPTER 183**

H.P. 685 - L.D. 926

**An Act to Allow Disclosure of Residential  
Electrical Costs****Be it enacted by the People of the State of Maine  
as follows:****Sec. 1. 14 MRSA c. 710-C** is enacted to read:**CHAPTER 710-C****DISCLOSURE OF RESIDENTIAL UTILITY COSTS****§6045. Disclosure of electric utility costs**

Upon request, an electric utility, as defined in Title 35-A, section 102, shall provide free of charge to current or prospective customers, tenants or property owners residential electric energy consumption and cost information for a dwelling unit for the prior 12-month period or figures reflecting the highest and lowest electric energy consumption and cost for the previous 12 months. If a unit has been occupied for a period of less than 12 months, the electric utility shall estimate the unit's annual kilowatt-hour consumption and cost. Provision of this information is neither a breach of customer confidentiality nor a guarantee or contract by the utility as to future consumption levels for that unit. For purposes of this section, "dwelling unit" includes mobile homes, apartments, buildings or other structures used for human habitation.

See title page for effective date.

**CHAPTER 184**

S.P. 377 - L.D. 1133

**An Act to Implement the Recommendations of  
the Criminal Law Advisory Commission  
Regarding Revisions to the Maine Criminal Code****Be it enacted by the People of the State of Maine  
as follows:****Sec. 1. 17-A MRSA §1354, sub-§2**, as enacted by PL 1975, c. 740, §124, is amended to read:

**2.** The commission shall ~~propose~~ **submit** to the Legislature, at the start of each session, such changes in the criminal laws and in related provisions as the commission may ~~deem~~ **determine** appropriate. The commission may also make recommendations to the Judicial Council, the Advisory Committee on Criminal Rules and

to any other organization or committee whose affairs pertain to the criminal justice system.

See title page for effective date.

**CHAPTER 185**

H.P. 626 - L.D. 846

**An Act Simplifying Dealer Sale of Firearms****Be it enacted by the People of the State of Maine  
as follows:****Sec. 1. 15 MRSA §455**, as amended by PL 1979, c. 663, §92, is further amended to read:**§455. Record of sales of firearms**

~~No~~ **A** dealer ~~shall~~ **may not** sell, let or loan any firearm to any person without ~~first recording in a book kept for the purpose the name or make, calibre and number, if any, of said firearm, and the name and address of the purchaser or recipient of said firearm making a copy of the form a dealer must keep as prescribed by 18 United States Code, Section 923. Said record shall~~ **The copy must be made and marked as "STATE COPY" before said the firearm is delivered, and shall be is** open to the inspection of any sheriff, deputy sheriff, police officer, constable, game warden or prosecuting attorney. Any dealer who fails to keep ~~that record the copy~~ or refuses to show it to any officer listed in this section commits a civil violation for which a forfeiture not to exceed \$50 may be adjudged. Whoever gives a false or fictitious name to the dealer commits a civil violation for which a forfeiture not to exceed \$50 may be adjudged. This section ~~shall~~ **does not** apply to wholesalers who sell only to other dealers or to manufacturers who sell only at wholesale.

See title page for effective date.

**CHAPTER 186**

H.P. 690 - L.D. 931

**An Act to Require Sellers of Mobile Homes to  
Make Specific Disclosures Regarding  
Formaldehyde When the Purchase  
Agreement is Executed****Be it enacted by the People of the State of Maine  
as follows:****Sec. 1. 10 MRSA §9006-B** is enacted to read:**§9006-B. Formaldehyde emissions; disclosure**

In addition to requiring that the "Health Notice on Formaldehyde Emissions" set out in 24 Code of Federal Regulations 53280.309 be prominently displayed in each manufactured housing unit sold in the State and provided as part of the Manufactured Home Consumer Manual provided to each purchaser of a new manufactured home, the board shall require that a copy of that notice be provided to a purchaser of a new mobile home at the time of execution of the purchase and sales agreement, and that each purchaser sign a certification, provided at the bottom of that notice, that the purchaser has read and understood the contents of the notice before signing the purchase and sales agreement.

See title page for effective date.

## CHAPTER 187

H.P. 469 - L.D. 606

### An Act Concerning Mooring Permits

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

**Sec. 1. 38 MRSA §480-B, sub-§5-A** is enacted to read:

**5-A. Mooring.** "Mooring" means equipment, such as anchors, chains and lines, for holding fast a vessel, aircraft, floating dock or buoy.

**Sec. 2. 38 MRSA §480-Q, sub-§11**, as amended by PL 1991, c. 240, §2, is further amended to read:

**11. Soil evaluation.** Borings taken to evaluate soil conditions in or adjacent to a great pond, river, stream or brook, coastal wetland, freshwater wetland or sand dune are exempt from the provisions of this article provided that no area of wetland vegetation is destroyed or permanently removed; ~~and~~

**Sec. 3. 38 MRSA §480-Q, sub-§12, ¶E**, as enacted by PL 1991, c. 240, §3, is amended to read:

E. A notice of intent to maintain, repair or reconstruct the access way and the description of the work to be completed are submitted to the commissioner and to the municipal reviewing authority at least 20 days before the work is performed; and

**Sec. 4. 38 MRSA §480-Q, sub-§13** is enacted to read:

**13. Moorings.** The placement of a mooring in any area regulated by this article.

See title page for effective date.

## CHAPTER 188

H.P. 656 - L.D. 894

### An Act to Establish Maximum Interest Rates for Automobile Financing

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

**Sec. 1. 9-A MRSA §2-201, sub-§9**, as amended by PL 1987, c. 129, §31, is repealed.

**Sec. 2. 9-A MRSA §2-201, sub-§9-A** is enacted to read:

9-A. Notwithstanding any other provision of law, the finance charge on a consumer credit sale of a motor vehicle, as defined in this section, that is sold on or after January 1, 1994 may not exceed 18% per year on the unpaid balance of the amount financed. For the purposes of this section, "motor vehicle" means any self-propelled vehicle not operated exclusively on tracks, except agricultural machinery and any other devices that do not constitute consumer goods, as defined in Title 11, section 9-109, subsection 1.

See title page for effective date.

## CHAPTER 189

S.P. 267 - L.D. 804

### An Act to Clarify Reporting Requirements for Medical Malpractice Carriers to the Bureau of Insurance

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

**Sec. 1. 24 MRSA §2978, sub-§1, ¶¶A and C**, as enacted by PL 1989, c. 931, §4, are amended to read:

A. A report of each claim made alleging malpractice during the 5-year period ending December 31, 1991, involving any physician practicing in a medical specialty area described in section 2972. Each report must include the name of the insured, policy number, classification of risk, medical specialty, date of claim and the results of the claim, including defense costs and indemnity payments as a result of settlement or verdict, as well as any awards paid in excess of policy limits. For any claim still open, the report must include the amount of any funds allocated as reserve or paid out. For any claims made during the 5-year period ending December 31, 1991 and still open as of December 31, 1996, the insurance company shall make the report no later than June 1, 1997. Any claims open as of December 31, 1991, but that close prior to Decem-