

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE
ONE HUNDRED AND SIXTEENTH LEGISLATURE

SECOND REGULAR SESSION

January 5, 1994 to April 14, 1994

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
JULY 14, 1994

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

§13805. Enforcement

1. Civil penalty. Notwithstanding section 13731, subsection 3, a person that violates this subchapter is subject to a civil penalty of not less than \$1,000 or more than \$50,000, payable to the State, to be recovered in a civil action.

2. Treble damages. Any purchaser or wholesaler injured by violation of this subchapter may bring an action against the violator to recover treble damages.

See title page for effective date.

CHAPTER 717

H.P. 919 - L.D. 1243

An Act Concerning Sexual Abuse Laws

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

Sec. 1. 17-A MRSA §255, sub-§3 is enacted to read:

3. If the State pleads and proves that an unlawful sexual contact crime included penetration, the sentencing class for that crime is one class higher than it would otherwise be under subsection 2.

See title page for effective date.

CHAPTER 718

H.P. 1123 - L.D. 1522

An Act to Establish Limited Liability Companies

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

PART A

Sec. A-1. 31 MRSA c. 13 is enacted to read:

CHAPTER 13**LIMITED LIABILITY COMPANIES****SUBCHAPTER I****GENERAL PROVISIONS****§601. Short title**

This Act may be known and cited as the "Maine Limited Liability Company Act."

§602. Definitions

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. Articles of organization. "Articles of organization" means the articles filed under section 622 and the same articles as amended or restated.

2. Corporation. "Corporation" means a corporation formed under the laws of a state or foreign country.

3. Court. "Court" includes every court having jurisdiction in a case.

4. Event of withdrawal. "Event of withdrawal" means an event that causes a person to cease to be a member as provided in section 692.

5. Foreign corporation. "Foreign corporation" means a corporation that is organized under the laws of a state other than the laws of this State or under the laws of a foreign country.

6. Foreign limited liability company. "Foreign limited liability company" means an organization that is:

A. An unincorporated association;

B. Organized under laws of a state other than the laws of this State or under the laws of a foreign country;

C. Organized under a law by which an association may be formed that affords every member limited liability with respect to the liabilities of the entity; and

D. Is not required to be registered or organized under any law of this State other than this chapter.

7. Foreign limited partnership. "Foreign limited partnership" means a limited partnership formed under the laws of a state other than this State or under the laws of a foreign country.

8. Limited liability company or domestic limited liability company. "Limited liability company" or "domestic limited liability company" means an organization formed under this chapter.

9. Limited liability company interest or interest in the limited liability company. "Limited