

# MAINE STATE LEGISLATURE

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

**AS PASSED BY THE**

**ONE HUNDRED AND NINETEENTH LEGISLATURE**

**FIRST REGULAR SESSION**  
**December 2, 1998 to June 19, 1999**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 18, 1999**

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

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**J.S. McCarthy Company**  
**Augusta, Maine**  
**1999**

**Sec. 6. 9-A MRSA §3-402, sub-§3** is enacted to read:

3. Notwithstanding subsections 1 and 2, a creditor that complies with Title 14, sections 6071 and 6073 is entitled to the remedies provided in those sections when an instrument that the creditor has taken in connection with a consumer loan, consumer lease or consumer credit sale is dishonored.

**Sec. 7. 9-A MRSA §9-309**, as enacted by PL 1987, c. 396, §12, is amended to read:

**§9-309. Real estate appraisals; copies**

Any A creditor which that imposes a fee on any a person for the cost of an appraisal of any real estate shall furnish to the person, at no cost, a one copy of the appraisal upon request, if the request is made within 90 days after the creditor has provided notice of action taken on the application for credit or the date of the closing, whichever is later, or 90 days after the application is withdrawn.

**Sec. 8. 9-B MRSA §447**, as enacted by PL 1987, c. 265, §2, is amended to read:

**§447. Real estate appraisals; copies**

Any A financial institution which that imposes a fee on any a person for the cost of an appraisal of any real estate shall furnish to the person, at no cost, a one copy of the appraisal upon request, if the request is made within 90 days after the financial institution has provided notice of action taken on the application for credit or the date of the closing, whichever is later, or 90 days after the application is withdrawn.

**Sec. 9. 10 MRSA §1320, sub-§§2-A and 2-B**, as enacted by PL 1991, c. 453, §4 and affected by §10, are repealed.

See title page for effective date.

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**CHAPTER 151**

**S.P. 592 - L.D. 1716**

**An Act to Amend the Petroleum Market Share Act**

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

**Sec. 1. 10 MRSA §1673, sub-§3**, as amended by PL 1995, c. 627, §1, is further amended to read:

**3. Repeal.** This section is repealed September 1, ~~2000~~ 2005.

**Sec. 2. 10 MRSA §1681**, as amended by PL 1995, c. 627, §2, is further amended to read:

**§1681. Fees**

Annually by September 1st, a person who operates or causes to be operated an oil terminal facility within the State, as defined in Title 38, section 542, subsection 7, and a person who is required to register with the Commissioner of Environmental Protection pursuant to Title 38, section 545-B, shall pay to the Attorney General a fee for each 10,000 gallons of home heating oil and motor fuel oil transported into the State during the previous 12-month period ending June 1st. Home heating oil or motor fuel oil that is subsequently exported from the State is excluded from computation, except that home heating oil sold to a retailer or retail outlet located outside the State that sells home heating oil at retail within the State is not excluded. The fee that must be paid by September 1, 1996 and for each subsequent year is 40¢ for each 10,000 gallons or portion thereof. The fees must be deposited in a dedicated, nonlapsing account, known as the Petroleum Marketing Fund. The Attorney General shall administer the fund. This section is repealed September 1, ~~2000~~ 2005.

See title page for effective date.

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**CHAPTER 152**

**H.P. 691 - L.D. 958**

**An Act Making Unified Appropriations and Allocations for the Expenditures of State Government and Highway Funds and Changing Certain Provisions of the Law Necessary to the Proper Operations of State Government for the Fiscal Years Ending June 30, 2000 and June 30, 2001**

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

**Whereas**, the 90-day period may not terminate until after the beginning of the next fiscal year; and

**Whereas**, certain obligations and expenses incident to the operation of state departments and institutions will become due and payable immediately; 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 preserva-