

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-SECOND LEGISLATURE

SECOND SPECIAL SESSION
July 29, 2005

SECOND REGULAR SESSION
January 4, 2006 to May 24, 2006

THE GENERAL EFFECTIVE DATE FOR
SECOND SPECIAL SESSION
NON-EMERGENCY LAWS IS
OCTOBER 28, 2005

THE GENERAL EFFECTIVE DATE FOR
SECOND REGULAR SESSION
NON-EMERGENCY LAWS IS
AUGUST 23, 2006

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

Penmor Lithographers
Lewiston, Maine
2006

estimates of the actual costs necessary for the office and the department to administer their programs, to provide financial assistance to regional associations and to provide other financial assistance necessary to accomplish the purposes of this chapter. Beginning in the fiscal year ending on June 30, 1991 and thereafter, the fund must annually transfer to the General Fund an amount necessary to reimburse the costs of the Bureau of ~~Taxation Revenue Services~~ incurred in the administration of ~~Title 36, section 5219-D~~ and Title 36, chapter 719. Allowable expenditures include "Personal Services," "All Other" and "Capital Expenditures" associated with all office activities other than those included in the operations account.

Sec. 22. Application. That section of this Act that amends the Maine Revised Statutes, Title 36, section 4064 applies to the estates of decedents who die on or after January 1, 2005. That section of this Act that amends Title 36, section 5200, subsection 1 applies retroactively to tax years beginning on or after January 1, 2005. Those sections of this Act that amend Title 36, section 5203-C, subsection 1, paragraph D and subsection 4, paragraph A apply retroactively to tax years beginning on or after January 1, 2004. Those sections of this Act that amend Title 36, section 5220, subsections 3 and 4 apply retroactively to tax years beginning on or after January 1, 2003. That section of this Act that amends Title 36, section 6201, subsection 9 applies to claims for benefits under the Maine Residents Property Tax Program filed for application periods that begin on or after August 1, 2005. That section of this Act that repeals and replaces Title 36, section 6656 applies to property tax years beginning on or after April 1, 2004.

See title page for effective date.

CHAPTER 619

H.P. 1477 - L.D. 2089

An Act To Amend the Laws Governing Home Construction Contracts To Increase Consumer Awareness

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

Sec. 1. 10 MRSA §1487, sub-§11, as amended by PL 1989, c. 193, §1, is further amended to read:

11. Residential insulation. If the construction includes installation of insulation in an existing residence, any disclosures required by chapter 219, Insulation Contractors; ~~and~~

Sec. 2. 10 MRSA §1487, sub-§12, as enacted by PL 1989, c. 193, §2, is further amended to read:

12. Energy standards. A statement by the contractor that chapter 214 establishes minimum energy efficiency building standards for new residential construction, and whether the new building or an addition to an existing building will meet or exceed those standards;

Sec. 3. 10 MRSA §1487, sub-§13 is enacted to read:

13. Consumer protection information. As an addendum to the contract, a copy of the Attorney General's consumer protection information on home construction and repair, which includes information on contractors successfully sued by the State, as provided on the Attorney General's publicly accessible website; and

Sec. 4. 10 MRSA §1487, sub-§14 is enacted to read:

14. Attorney General's publicly accessible website. A clear and conspicuous notice that states that consumers are strongly advised to visit the Attorney General's publicly accessible website to gather current information on how to enforce their rights when constructing or repairing their homes, as well as the Attorney General's publicly accessible website address and telephone number.

Sec. 5. Review. The Attorney General and the Criminal Law Advisory Commission, pursuant to the Maine Revised Statutes, Title 17-A, section 1351, shall review the provisions of the Maine Criminal Code that are available to prosecute home building and improvement contractors that engage in deceptive and fraudulent business practices and determine whether any changes in the criminal code are appropriate. The Attorney General and the Criminal Law Advisory Commission shall submit any proposed changes to the criminal code to the joint standing committee of the Legislature having jurisdiction over business, research and economic development matters as well as the joint standing committee of the Legislature having jurisdiction over criminal justice and public safety matters by February 1, 2007.

Sec. 6. Effective date. Those sections of this Act that amend the Maine Revised Statutes, Title 10, section 1487, subsections 11 and 12 and enact subsections 13 and 14 take effect September 1, 2006.

See title page for effective date, unless otherwise indicated.
