

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWENTY-FIFTH LEGISLATURE

FIRST REGULAR SESSION
December 1, 2010 to June 29, 2011

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

Augusta, Maine
2011

not transmitted to the registry of deeds within 60 days, the owner and any such servicer are jointly and severally liable to an aggrieved party for damages equal to exemplary damages of \$200 per week after expiration of the 60 days, up to an aggregate maximum of \$5,000 for all aggrieved parties or the actual loss sustained by the aggrieved party, whichever is greater. If multiple aggrieved parties seek exemplary damages, the court shall equitably allocate the maximum amount. If the release is not sent by first class mail to the mortgagor's address as listed in the mortgage agreement or to an address specified in writing by the mortgagor for this purpose within 30 days after receiving the recorded release, the mortgagee is liable to an aggrieved party for damages equal to exemplary damages of \$500. The mortgagee is also liable for court costs and reasonable attorney's fees in any successful action to enforce the liability imposed under this paragraph. The mortgagee may charge the mortgagor for any recording fees incurred in recording the release of mortgage and any postage fees incurred in sending the release to the mortgagor.

See title page for effective date.

CHAPTER 147

H.P. 919 - L.D. 1228

**An Act To Streamline the
Liquor Licensing Reporting
Procedure**

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

Sec. 1. 28-A MRSA §1364, as amended by PL 1997, c. 373, §119, is further amended to read:

§1364. Invoices and reports

1. Furnish invoices. All certificate of approval holders shall promptly file with the bureau a copy of every invoice sent to wholesale licensees and the original copy of the Maine purchase order. The invoice must include the licensee's name and the purchase number.

2. File monthly reports. All certificate of approval holders shall furnish a monthly report on or before the ~~40th~~ 15th day of each calendar month in the form prescribed by the bureau.

3. Certification that excise tax paid. ~~No~~ A certificate of approval holder may not ship or cause to be transported into the State any malt liquor or wine until the bureau has certified that:

- A. The excise tax has been paid; or
- B. The Maine wholesale licensee, to whom shipment is to be made, has filed a bond to guarantee

payment of the excise tax as provided in section 1405.

4. Reports of low-alcohol spirits products. Each certificate of approval holder that manufactures low-alcohol spirits products shall submit to the bureau, on or before the ~~40th~~ 15th day of each calendar month, a form specifying the number of gallons of low-alcohol spirits product sold to wholesale licensees in the State with a copy of each invoice relating to each such sale.

Sec. 2. 28-A MRSA §1405, sub-§3, ¶A, as enacted by PL 1987, c. 45, Pt. A, §4, is amended to read:

A. The wholesale licensee shall pay the excise tax and premium by the ~~40th~~ 15th day of the calendar month following the month in which shipment occurs.

Sec. 3. 28-A MRSA §1652, sub-§2-A, as enacted by PL 1987, c. 623, §17, is amended to read:

2-A. Payment due. On the ~~40th~~ 15th day of each month, every brewery and winery shall pay the excise taxes and premium due on malt liquor and wine ~~which~~ that that brewery or winery removed from areas required to be bonded by the Federal Government.

See title page for effective date.

CHAPTER 148

H.P. 983 - L.D. 1342

**An Act To Amend the
Washington County
Development Authority**

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

Sec. 1. 5 MRSA §13083-C, sub-§1, ¶F-4 is enacted to read:

F-4. Enter into a memorandum of understanding with a municipality to perform the function of a local development corporation under section 13120-B, subsection 9;

Sec. 2. 5 MRSA §13120-B, sub-§9, as enacted by PL 2001, c. 703, §6, is amended to read:

9. Local development corporation. "Local development corporation" means any nonprofit organization created by a municipality that is incorporated under Title 13, chapter 81 or that is incorporated under Title 13-B or otherwise chartered by the State, which is designed to foster, encourage and assist the settlement or resettlement of industrial, manufacturing, fishing, agricultural, recreational and other business enterprises within the State. A majority vote of the municipal officers is sufficient to form a local development