

# 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**

**THE GENERAL EFFECTIVE DATE FOR**  
**FIRST REGULAR SESSION**  
**NON-EMERGENCY LAWS IS**  
**SEPTEMBER 28, 2011**

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

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**Augusta, Maine**  
**2011**

Statutes, Title 36, section 2020, subsection 1, made on or after October 1, 2012.

Effective October 1, 2012.

**CHAPTER 426  
H.P. 171 - L.D. 194**

**An Act To Make Permanent  
the Direction of Fines Derived  
from Tribal Law Enforcement  
Activities to the  
Passamaquoddy Tribe and  
the Penobscot Nation**

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

**Sec. 1. 4 MRSA §1059, sub-§3**, as enacted by PL 2009, c. 417, §1, is repealed.

See title page for effective date.

**CHAPTER 427  
S.P. 415 - L.D. 1338**

**An Act To Amend the Maine  
Consumer Credit Code To  
Conform with Federal Law**

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

**PART A**

**Sec. A-1. 9-A MRSA §1-301, sub-§11**, as amended by PL 1997, c. 122, §1, is further amended to read:

**11. "Consumer credit sale":**

A. A "consumer credit sale" is a sale of goods, services or an interest in land in which:

(i) (1) Credit is granted either pursuant to a credit card other than a lender credit card or by a seller who regularly engages as a seller in credit transactions of the same kind;

(ii) (2) The buyer is a person other than an organization;

(iii) (3) The goods, services or interest in land are purchased primarily for a personal, family or household purpose;

(iv) (4) Either the debt is payable in installments or a finance charge is made;

(v) (5) With respect to a sale of goods or services, not including manufactured housing or a motor vehicle, the amount financed does

not exceed ~~\$25,000~~ \$50,000, consistent with Title X of the federal Dodd-Frank Wall Street Reform and Consumer Protection Act, Public Law 111-203; and

(vi) (6) With respect to a sale of a motor vehicle as defined in Title 29-A, section 101, subsection 42, the amount financed does not exceed ~~\$35,000~~ \$50,000, consistent with Title X of the federal Dodd-Frank Wall Street Reform and Consumer Protection Act, Public Law 111-203.

The amounts set out in subparagraphs (5) and (6) are automatically adjusted to correspond with any inflation adjustment made to the exempt transaction amount referenced in the Federal Truth in Lending Act, Section 104, subsection (3) and any rules adopted pursuant to that Act.

**Sec. A-2. 9-A MRSA §1-301, sub-§13**, as repealed and replaced by PL 1987, c. 129, §20, is amended to read:

**13. A "consumer lease" is a lease of goods:**

A. ~~Which~~ That a lessor regularly engaged in the business of leasing makes to a person, other than an organization, who takes under the lease primarily for a personal, family or household purpose;

B. In which the amount payable under the lease does not exceed ~~\$25,000~~ \$50,000, consistent with Title X of the federal Dodd-Frank Wall Street Reform and Consumer Protection Act, Public Law 111-203. The exempt transaction amount in this paragraph is automatically adjusted to correspond with any inflation adjustment made to the exempt transaction amount referenced in the Federal Truth in Lending Act, Section 181, subsection (1) and any rules adopted pursuant to that Act;

C. ~~Which~~ That is for a term exceeding 4 months; and

D. ~~Which~~ That is not made pursuant to a lender credit card.

A person is regularly engaged in the business of leasing if ~~he~~ the person enters into consumer leases more than 25 times in the preceding calendar year. If a person did not meet this numerical test in the preceding calendar year, the numerical standard ~~shall~~ must be applied to the current calendar year.

**Sec. A-3. 9-A MRSA §1-301, sub-§14, ¶A**, as amended by PL 1997, c. 727, Pt. B, §2, is further amended to read:

A. Except as provided in paragraph B, a "consumer loan" is a loan made by a person regularly engaged in the business of making loans in which: