

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)

STATE OF MAINE  
ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON  
BUSINESS LEGISLATION  
BILL SUMMARY



JUNE 1987

PREPARED BY:

John B. Knox, Legislative Analyst

OFFICE OF POLICY AND LEGAL ANALYSIS  
STATE HOUSE, STATION 13 AUGUSTA, MAINE 04333  
(207) 289-1670

HELEN T. GINDER, DIRECTOR  
HAVEN WHITESIDE, DEP. DIRECTOR  
GILBERT W. BREWER  
DAVID C. ELLIOTT  
GRO FLATEBO  
MARTHA E. FREEMAN, SR. ATTY.  
JERI B. GAUTSCHI  
CHRISTOS GIANOPOULOS  
WILLIAM T. GLIDDEN, JR.



STATE OF MAINE  
**OFFICE OF POLICY AND LEGAL ANALYSIS**

ROOM 101/107  
STATE HOUSE STATION 13  
AUGUSTA, MAINE 04333  
TEL.: (207) 289-1670

JULIE S. JONES  
JOHN B. KNOX  
EDWARD POTTER  
MARGARET J. REINSCH  
LARS H. RYDELL  
JOHN R. SELSER  
CAROLYN J. CHICK, PARALEGAL  
ROBERT W. DUNN, RES. ASST.  
HARTLEY PALLESCHI, JR., RES. ASST.  
KATHRYN VAN NOTE, RES. ASST.

ONE HUNDRED AND THIRTEENTH LEGISLATURE  
FIRST REGULAR SESSION

JOINT STANDING COMMITTEE  
BILL SUMMARIES  
JUNE 1987

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number under each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor if it is a floor amendment or the designation "COMMITTEE" if it is a committee amendment.

Final action for each bill is listed to the right of the title. If final House action and Senate action differ, both are listed.

Please let us know if you would prefer a different format or additional information and if the summaries are helpful.

Key to Committee Reports and Floor Action:

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

LD AN ACT TO LIMIT THE ADMINISTRATIVE CHARGE ON  
1636 SALES OF NEW MOTOR VEHICLES TO THE ACTUAL  
ADMINISTRATIVE COST

PL 1987  
c. 229

Sponsor: BUSTIN  
Committee Report: New Draft of LD 782

SUMMARY: This bill seeks to have automobile dealers charge actual cost for the administration of the transaction of selling a new motor vehicle.

This new draft clarifies that consumers must be accurately notified of all charges and the nature of those charges by statement on the window sticker to provide consumers with that notice early on in the process of shopping for automobiles.

LD AN ACT TO AMEND LAWS RELATING TO CERTAIN  
1713 LICENSING BOARDS

CARRY-OVER

Sponsor: CURRAN, Telow, Racine  
Committee Report: CARRY-OVER

SUMMARY: This was a 10 page omnibus type Governor's bill which was referred to the Committee on June 1. The Committee felt that this bill required a public hearing which time did not allow. The bill was, therefore, held over.

LD AN ACT TO EXPEDITE THE PROCESS OF RESOLVING  
1716 DISPUTES INVOLVING THE ACCURACY OF INFORMATION  
IN CONSUMER REPORTS

PL 1987  
c. 306

Sponsor: TWITCHELL  
Committee Report: New Draft of LD 1428

SUMMARY: The section with which this bill deals comes from the Fair Credit Reporting Act. Section 1312 defines 2 classes of reports; consumer reports which cover all types of information collected to determine credit standing and investigative consumer reports which cover reports dealing specifically with character, reputation, and characteristics or mode of living obtained from interviews with neighbors and friends. The latter does not include specific credit information. Section of 1315 of Title 10 requires that agencies which collect information on a person's creditworthiness disclose any and all of this information to the consumer on request. Section 1316 states that this may be in person during normal business hours, by phone with prior written authorization, or "promptly" by mail.

This bill requires that investigative consumer report information be reported within 10 days of the request.

This new draft addresses the problem of slowness in investigating and, when appropriate, correcting inaccurate information in a credit bureau file. Section 1 of the new draft expedites the process of challenging information by requiring the disclosure to the consumer, by telephone, of the contents of his consumer report and allowing him to challenge certain items at that time. The disclosure may save from a week to 10 days now lost by having this process occur through the mail.

Section 2 imposes a duty on credit bureaus to complete an investigation of disputed information within 10 business days and to immediately notify the consumer of the results of that investigation.

LD AN ACT TO AMEND THE MAINE LEMON LAWS  
1735

PL 1987  
c. 359

Sponsor: BRANNIGAN, Cote, Gurney  
Committee Report: New Draft of LD 954

SUMMARY: Maine currently has a law relating to the warranty on a new motor vehicle which states that:

1. Dealers must make repairs that conform with the warranty.
2. If the warranty problems are not repaired after 4 attempts or if the car is out of service for 30 days because of these problems and these problems affect the use, safety or value of the car, the purchaser shall be given a new car or a refund.

This bill makes the following additions or changes to the current law:

1. It adds leased vehicles and includes businesses that buy or lease vehicles for the purpose of their business.
2. It states that, if a combination of defects, not just one defect, result in the car being unsafe or affects its value, then the provision of the current law also applies.
3. It gives the purchaser the option as to whether he wishes a new car or a refund or to do nothing.