



# 127th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2015

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Legislative Document

No. 1259

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H.P. 859

House of Representatives, April 7, 2015

### An Act To Increase Consumer Protections

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Reference to the Committee on Judiciary suggested and ordered printed.

*Robert B. Hunt*  
ROBERT B. HUNT  
Clerk

Presented by Representative MOONEN of Portland.

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

2 **Sec. 1. 11 MRSA §9-1516, sub-§(2), ¶¶(f) and (g),** as enacted by PL 1999, c.  
3 699, Pt. A, §2 and affected by §4, are amended to read:

4 (f). In the case of an assignment reflected in an initial financing statement under  
5 section 9-1514, subsection (1) or an amendment filed under section 9-1514,  
6 subsection (2), the record does not provide a name and mailing address for the  
7 assignee; ~~or~~

8 (g). In the case of a continuation statement, the record is not filed within the 6-  
9 month period prescribed by section 9-1515, subsection (4);~~;~~

10 **Sec. 2. 11 MRSA §9-1516, sub-§(2), ¶¶(h) and (i)** are enacted to read:

11 (h). The record is fraudulent or appears to be fraudulent; or

12 (i). The record pertains to matter outside of the scope of this Title.

13 **Sec. 3. 11 MRSA §9-1520, sub-§(5)** is enacted to read:

14 (5). A refusal to file a record by a filing office under this section is a final agency  
15 action for purposes of Title 5, chapter 375, subchapter 7.

16 **SUMMARY**

17 This bill amends the Uniform Commercial Code. Under the bill, a filing office may  
18 refuse to file a record on the basis that the record is fraudulent or appears to be fraudulent  
19 and that the record pertains to a matter outside of the scope of the Uniform Commercial  
20 Code. This bill also clarifies that a filing office's refusal to file a record is a final agency  
21 action subject to judicial review under the Maine Administrative Procedure Act.