

KNOW YOUR RIGHTS

The relationships between tenants and landlords in Portland are governed, in part, by the City of Portland Code of Ordinances and State of Maine statutes, and cover a wide variety of topics. There are various resources for additional information, including the State of Maine's publication "Consumer Rights When You Rent an Apartment," Pine Tree Legal's "The Rights of Tenants in Maine," and others. It is recommended that concerned individuals obtain professional legal advice, as necessary.

REQUIRED FORMS

Landlords must provide the following informational material and forms to tenants:

- Energy Efficiency Disclosure
- Lead Paint Pamphlet - "Protect Your Family From Lead in Your Home"
- Lead Paint Disclosure
- Smoking Policy Disclosure (To be drafted by the landlord)
- Radon in Rental Housing Pamphlet
- Radon Disclosure

To obtain these forms, visit:
www.PortlandMaine.Gov/TenantRights



CITY OF PORTLAND

RENTAL HOUSING RIGHTS

Portland City Hall
389 Congress Street, Room 312
Portland, Maine 04101

www.PortlandMaine.Gov/TenantRights

 207-756-8246

TENANTS AT WILL

According to state law, when a tenant rents a housing unit without a written lease OR a tenant continues to live in a housing unit after the term of the lease has expired, that tenant is a "tenant at will." For tenants at will, landlords must typically provide at least 30 days written notice to tenants before they must move out.

The notice cannot, however, require a tenant to move out until after the last date for which rent has been paid. For example, if a tenant has paid rent to the landlord through the end of September, then a landlord's notice cannot end before September 30. Landlords do not have to provide a reason for asking the tenant to leave.

TENANTS HAVE THE RIGHT TO CONTEST THE LANDLORD'S REASON IN COURT. IT IS RECOMMENDED THAT TENANTS SEEK LEGAL ADVICE IN THE CASE OF A DISPUTE WITH THEIR LANDLORD PRIOR TO MAKING ANY DECISION TO PURSUE LEGAL PROCEEDINGS.

IN PORTLAND

75-DAY NOTICE FOR RENT INCREASES

In the City of Portland, landlords are required to give tenants a 75-day written notice of any rent increase.

BUILDING SOLD?

If the building the tenant lives in has been sold, the new landlord must give either a 30-day written notice or 7-day written notice of eviction, unless the old landlord already gave the tenant written notice.

SECURITY DEPOSIT

If you are a tenant at will, then your landlord must return your security deposit within 21 or 30 days after you've moved out and returned the keys, or send you a letter explaining why your deposit is not being returned.

LANDLORDS CAN...

According to state law, a landlord may evict a tenant at will with a minimum 7-day written notice if the tenant:

- (1) has caused serious damage to the apartment and has not repaired the damage;
- (2) has been a nuisance to other tenants or neighbors;
- (3) has made the unit unlivable or unfit to live in;
- (4) has changed the door locks and refused to give the landlord a key; and
- (5) is 7 days or more behind in rent.

Tenants at will must also provide landlords with at least 30 days written notice if the tenant chooses to move. A landlord and tenant may agree, in writing, upon a shorter notice period.

For more information on your rights and responsibilities, visit:
maine.gov/ag/consumer/consumer_law_guide.shtml