**§3-1604. Discharge by cancellation or renunciation**

**(CONTAINS TEXT WITH VARYING EFFECTIVE DATES)**

**(1).**  A person entitled to enforce an instrument, with or without consideration, may discharge the obligation of a party to pay the instrument:

(a). By an intentional voluntary act, such as surrender of the instrument to the party, destruction, mutilation or cancellation of the instrument, cancellation or striking out of the party's signature or the addition of words to the instrument indicating discharge; or [PL 1993, c. 293, Pt. A, §2 (NEW).]

(b). **(TEXT EFFECTIVE UNTIL 7/01/25)** By agreeing not to sue or otherwise renouncing rights against the party by a signed writing. [PL 1993, c. 293, Pt. A, §2 (NEW).]

(b). **(TEXT EFFECTIVE 7/01/25)** By agreeing not to sue or otherwise renouncing rights against the party by a signed record. [PL 2023, c. 669, Pt. A, §37 (AMD); PL 2023, c. 669, Pt. E, §1 (AFF).]

**(TEXT EFFECTIVE 7/01/25)** The obligation of a party to pay a check is not discharged solely by destruction of the check in connection with a process in which information is extracted from the check and an image of the check is made and, subsequently, the information and image are transmitted for payment.

[PL 1993, c. 293, Pt. A, §2 (NEW); PL 2023, c. 669, Pt. A, §§37, 38 (AMD); PL 2023, c. 669, Pt. E, §1 (AFF).]

**(2).**  Cancellation or striking out of an indorsement pursuant to subsection (1) does not affect the status and rights of a party derived from the indorsement.

[PL 1993, c. 293, Pt. A, §2 (NEW).]

SECTION HISTORY

PL 1993, c. 293, §A2 (NEW). PL 2023, c. 669, Pt. A, §§37, 38 (AMD). PL 2023, c. 669, Pt. E, §1 (AFF).

The State of Maine claims a copyright in its codified statutes. If you intend to republish this material, we require that you include the following disclaimer in your publication:

*All copyrights and other rights to statutory text are reserved by the State of Maine. The text included in this publication reflects changes made through the Second Regular Session of the 131st Legislature and is current through October 15, 2024
 . The text is subject to change without notice. It is a version that has not been officially certified by the Secretary of State. Refer to the Maine Revised Statutes Annotated and supplements for certified text.*

The Office of the Revisor of Statutes also requests that you send us one copy of any statutory publication you may produce. Our goal is not to restrict publishing activity, but to keep track of who is publishing what, to identify any needless duplication and to preserve the State's copyright rights.

PLEASE NOTE: The Revisor's Office cannot perform research for or provide legal advice or interpretation of Maine law to the public. If you need legal assistance, please contact a qualified attorney.