

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years

1959 - 1960

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that the so-called Sinclair Act is constitutional in its present form. Therefore, it is my opinion that this district is a legal entity capable of exercising all of the rights, powers and duties granted under the statute provided therefor.

Very truly yours,

GEORGE A. WATHEN
Assistant Attorney General

July 12, 1960

To: Motor Vehicle Dealer Registration Board

Re: Transit Plates

In reply to your oral request for an opinion concerning the authority of the Board to issue transit plates to the Company, I have found the following facts: The Company requested transit plates for the purpose of moving their motor vehicles to garages in Greenville and Ashland for repairs. These vehicles are used for non-highway purposes and are not registered under Sections 13-20, Chapter 22 of the Revised Statutes of 1954. The Company also uses these plates for transporting these vehicles over public highways when being traded with local dealers for new vehicles. Filling stations for company vehicles are maintained and the Company made application as a filling station or garage.

It would appear that the transit plates were not issued on a temporary basis for the purpose of moving new motor vehicles from the point of manufacture or delivery outside the State to points within the State.

I do not believe that the Board has authority to issue transit plates for the purposes requested by the Company. Subsection I, D, Section 16, Chapter 22, provides for movement of certain vehicles for limited purposes on a so-called "transporter permit." It is possible that facts may warrant the issuance of a transit plate to a service vehicle under Section 29, I, Chapter 22, but we are not presently concerned with that matter.

GEORGE A. WATHEN
Assistant Attorney General

July 19, 1960

To: George Davis, Chairman of Maine Automobile Dealers Registration Board

Re: Transit Registration Plates

I have your request for an opinion from this office regarding the issuance and use of transit registration plates. Your questions are divided into categories consistent with the types of business involved, and I shall attempt to answer in the same manner. It might be well to digress and establish certain basic principles which will be common to all the matters