

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
103rd LEGISLATURE

HOUSE AMENDMENT "A" to H.P. 1164, L.D. 1665, Bill, "An Act  
Revising the Motor Vehicle Dealer Registration Law."

Amend said Bill by inserting after section 1 a new section  
1-A, to read as follows:

'Sec. 1-A. R.S., T. 29, §291, amended. The first sentence  
of section 291 of Title 29 of the Revised Statutes is amended to  
read as follows:

The Maine Motor Vehicle Dealer Registration Board, as heretofore  
established and in this subchapter called the "board", shall con-  
sist of 5 members, 2 one of whom shall be a new motor vehicle  
dealers dealer, 2 one of whom shall be a used motor vehicle dealers  
dealer, one of whom shall be an equipment dealer, one of whom  
shall be a transporter plate holder and one of whom shall be a  
person other than a motor vehicle dealer.'

Further amend said Bill in section 2 by striking out in the  
7th line (6th line in L.D. 1665) the underlined punctuation and  
word "loaner" and by striking out in the 11th line (9th line in  
L.D. 1665) the underlined punctuation and word "loaner" and by  
striking out in the last 2 lines (same in L.D. 1665) the under-  
lined punctuation and words "transporter or loaner" and inserting  
in place thereof the underlined words 'or transporter'

Further amend said Bill in section 5 by striking out all of  
the first 3 lines (Same in L.D. 1665) and inserting in place there-  
of the following:

'Sec. 5. R.S., T. 29, §332-A, additional. Title 29 of the  
Revised Statutes is amended by adding a new section 332-A, to read  
as follows:'

Further amend said Bill in section 5 by striking out all of  
that part designated "§332-B."

Further amend said Bill in that part of section 6 designated  
"§334." by striking out everything after paragraph A of subsection  
2 and inserting in place thereof the following:

'B. Not actively engaged in buying or selling. On proof  
that a new motor vehicle dealer, used motor vehicle dealer,

(Over)

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motorcycle dealer, boat trailer dealer or equipment dealer is no longer actively engaged in the business of buying and selling motor vehicles.

C. Records. On proof that a new motor vehicle dealer, used motor vehicle dealer, motorcycle dealer, boat trailer dealer, equipment dealer or holder of transporter registration fails to keep and submit any records required by law.

D. Violations. On proof that the new motor vehicle dealer, used motor vehicle dealer, motorcycle dealer, boat trailer dealer, equipment dealer or transporter plate holder has been convicted of a violation of any of the provisions of sections 295 to 340 or of section 832 or Title 17, section 3203.

E. Use of plates. On proof that a new motor vehicle dealer, used motor vehicle dealer, motorcycle dealer, boat trailer dealer, equipment dealer or transporter plate holder has used or permitted the use of his plate on a motor vehicle or trailer not owned or controlled by the dealer or holder of transporter plates. The use of any such plate on any vehicle as stated herein shall be prima facie evidence that such was permitted by the dealer or holder of transporter plates.

F. Temporary plates. On proof that a new motor vehicle dealer, used motor vehicle dealer, motorcycle dealer, boat trailer dealer, equipment dealer or transporter plate holder has issued or permitted the issuance of a temporary plate for use on motor vehicles not sold by the dealer or holder of transporter plates. The use of any such plate on any vehicle shall be prima facie evidence that such use was permitted by the dealer or holder of transporter plates.

G. Limitation of use. On proof that the holder of a transporter registration certificate has violated any limitations of use imposed on such certificates under section 332 or by the board.

H. Selling stolen motor vehicle. On proof that new motor vehicle dealer, used motor vehicle dealer, motorcycle dealer, boat trailer dealer, equipment dealer or transporter plate holder has been knowingly selling stolen motor vehicles or trailers, in which event his registration may be revoked for a period not to exceed 5 years.

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I. Personal use. On proof that transporter plates were used by the person to whom they were issued by the board on any car owned by him, or owned by anyone else, in lieu of registration, for personal use or pleasure.'

Further amend said Bill in that part of section 6 designated "§335." by striking out in the 3rd, 6th and 7th, and 15th and 16th lines (3rd, 6th and 14th lines in L.D. 1665) the underlined punctuation and words ", loaner plate" or ", loaner plates"

Further amend said Bill by striking out all of section 7 and inserting in place thereof the following:

'Sec. 7. R.S., T. 29, §336, sub-§6, repealed. Subsection 6 of section 336 of Title 29 of the Revised Statutes, as enacted by chapter 109 of the public laws of 1965, is repealed.'

Further amend said Bill in section 8 by striking out all of paragraph B and inserting in place thereof the following:

'B. For the personal use of such dealer or the immediate members of his family, provided they are members of his household, or'

Further amend said Bill in section 8 by striking out all of the last blocked paragraph of that part designated subsection "9." and all of subsection "10." and inserting in place thereof the following blocked paragraph:

'Transporter plates may not be used on towing units. Transporter plates may not be used for demonstration and they may not be used in lieu of registration for personal use, personal business or personal pleasure at any time. Each use of a transporter plate shall be considered a one-time movement to or from a service point.'

Further amend said Bill in section 9 by striking out in the 4th line (3rd line in L.D. 1665) the underlined punctuation and word ", loaner" and by striking out in the 8th and 14th lines (7th and 11th lines in L.D. 1665) the underlined words "or loaner"

Further amend said Bill in section 11 by striking out all of the 4th and 5th lines (3rd line in L.D. 1665) and all of the first underlined paragraph and inserting in place thereof the following:

'§832. Insurance before registration for dealers and transporters

The Secretary of State shall not issue new motor vehicle dealer, used motor vehicle dealer, equipment dealer, transporter,

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motorcycle dealer, trailer dealer or boat trailer dealer registration plates, until the applicant therefor shall have procured and filed with the Secretary of State a certificate showing that the applicant is covered by an automobile bodily injury and property damage liability insurance policy providing coverage as set forth in this Title with respect to the plates issued, approved by the Insurance Commissioner, insuring against any legal liability in accordance with the terms of said policy for personal injury or death of any one person in the sum of \$50,000 and for any number of persons in the sum of \$100,000 and against property damage in the sum of \$10,000, which injury, death or damage may result from or have been caused by the operation of any vehicle bearing such registration plates. In lieu of such insurance, the applicant may file with said Secretary of State a bond or bonds issued by a surety company authorized to do business in the State in the amount of at least \$50,000 on account of injury to or death of any one person; and subject to such limits as respects injury to or death of any one person of at least \$100,000 on account of any one accident resulting in injury to or death of more than one person, and of at least \$10,000 for damage to property of others.'

Filed by Mr. Lebel of Van Buren.

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