

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
104th LEGISLATURE

HOUSE AMENDMENT "A" to H.P. 246, L.D. 301, Bill, "An Act to Clarify Certain Motor Vehicle Laws."

Amend said Bill by adding at the end the following:

'Sec. 5. R. S., T. 29, §§2189 - 2192, additional. Title 29  
of the Revised Statutes is amended by adding 4 new sections, to be numbered 2189 to 2192, to read as follows:

§2189. True mileage driven

It is unlawful for any person to advertise for sale, to sell, to use, or to install on any part of a motor vehicle or on an odometer in a motor vehicle any device which causes the odometer to register any mileage other than the true mileage driven. For the purposes of this section the true mileage driven is that mileage driven by the car as registered by the odometer within the manufacturer's designed tolerance.

§2190. Operation with nonfunctional odometer prohibited

It is unlawful for any person with the intent to defraud to operate a motor vehicle on any street or highway knowing that the odometer of such vehicle is disconnected or nonfunctional.

§2191. Unlawful to reduce miles indicated

It is unlawful for any person to disconnect, turn back or reset the odometer of any motor vehicle with the intent to reduce

(Over)

*(Filing No. H-89)*

the number of miles indicated on the odometer gauge. This section shall not apply to any of the following:

1. New; driven to another. The disconnecting of the odometer of any "new motor vehicle" being driven from the premises of a licensed manufacturer, distributor or dealer to the premises of another licensed manufacturer, distributor or dealer, incident to the sale of such motor vehicle. Whenever an odometer of any motor vehicle is disconnected pursuant to this subsection, the dealer selling or delivering such motor vehicle to the purchaser or his authorized representative shall notify such person, in writing, of the approximate number of miles the motor vehicle was driven with the odometer disconnected, the point from which the motor vehicle was driven with the odometer disconnected, and the point of delivery of such motor vehicle with the odometer disconnected.

2. —towing. The disconnecting of the odometer on new motor vehicles while such vehicles are being operated in a driveaway-towaway operation.

3. —testing. The disconnecting of the odometer on new vehicles being tested by the manufacturer prior to delivery to a dealer.

4. —replacement. Replacement of a damaged or broken speedometer with a new speedometer when the odometer on the new speedometer registers "0" miles.

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§2192. Penalty

Any person violating any of the provisions of sections 2189 to 2191 shall be punished by a fine of not more than \$50 or by imprisonment for not more than 30 days, or by both.'

Filed by Mr. Carey of Waterville.

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