

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
107TH LEGISLATURE

HOUSE AMENDMENT " C " to H. P. 502, L.D. 618,
Bill "AN ACT Relating to Dealers in Used
Personal Property."

Amend said Bill by striking out everything
after the enacting clause and inserting in
place thereof:

'15 MRSA §456, as last repealed and replaced
by PL 1973, c. 357, is repealed and the following
enacted in place thereof:

§456. Record of sales of used merchandise

No dealer in used personal property shall buy
from, or receive in trade with any person any
used personal property of a value in excess
of \$ 75 without first recording in a book
kept for the purpose a description of said
personal property and the name and address of
the conveyor of such property. The registration
certificate of any motor vehicle used in the
transportation of such used personal property
must be presented at the time of the transaction,
and the dealer shall record the registration
number of that motor vehicle. The book or the
signed receipt shall be the record of the trans-
action and shall be open to the inspection of
any law enforcement officer or prosecuting
attorney. Any dealer who fails to require
reasonable proof of identification from the
conveyor or refuses to show the same to any law
enforcement officer or prosecuting attorney shall
be punished by a fine of not more than \$500.
Whoever gives a false or fictitious name to
said dealer shall be punished by a fine of not
more than \$500 or by imprisonment for not more
than 11 months.

"Dealer" as used in this section does not include any organization incorporated under Title 13, section 901 and does not include any religious organization incorporated under Title 13, chapter 93.'

Statement of Fact

The purpose of this amendment is to eliminate the necessity of keeping voluminous records on myriads of small antique purchases. It also changes the burden of proof in regard to the registration from the retail seller to the retail buyer and requires the person transporting in a motor vehicle used personal property to present the registration of that motor vehicle to the dealer, clarifies as to documentation required for inspection of records and exempts from the operation of the bill any of the charitable, educational, social and benevolent organizations incorporated under Title 13, section 901 and any religious society incorporated under Title 13, chapter 93.

Filed by Mr. Stubbs of Hallowell.

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