

MAINE STATE LEGISLATURE

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FIRST SPECIAL SESSION

ONE HUNDRED AND SEVENTH LEGISLATURE

Legislative Document

No. 2040

H. P. 1869

House of Representatives, January 21, 1976

Referred to the Committee on Transportation. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Mrs. Miskavage of Augusta.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-SIX

AN ACT Amending the Motor Vehicle Title Law.

Be it enacted by the People of the State of Maine, as follows:

Sec. 1. 29 MRSA § 2352, sub-§ 1, as last amended by PL 1975, c. 166, § 2, is repealed and the following enacted in place thereof:

1. Fees. The Secretary of State shall be paid the following fees:

A. \$5.00

(1) For a certificate of search of the records of the Motor Vehicle Division for each name or identification number searched against; and

(2) For a certificate of title issued pursuant to section 895-A;

B. \$4.00

(1) For filing an application for a first certificate of title including security interest;

(2) For filing notice of a security interest after the first certificate of title has been issued; and

(3) For a certificate of title after a transfer;

C. \$3.00

(1) For a corrected certificate of title; and

(2) For a duplicate certificate of title;

D. \$1.00

(1) For each subsequent security interest noted upon a certificate of title;

(2) For filing an assignment of a security interest; and

(3) For an ordinary certificate of title issued upon surrender of a distinctive certificate.

Sec. 2. 29 MRSA § 2352, sub-§ 2, as enacted by PL 1973, c. 586, § 1, is repealed and the following enacted in place thereof:

2. Penalty. If an application, certificate of title or other document required to be mailed or delivered to the Secretary of State under any provision of this chapter is not delivered to the Secretary of State within 20 days from the time it is required to be mailed or delivered, the Secretary of State shall collect, as a penalty, an amount equal to the fee required for the transaction.

Sec. 3. 29 MRSA § 2362, sub-§ 6, as enacted by PL 1973, c. 586, § 1, is amended to read:

6. Any trailer with an unladen weight of ~~1500~~ 3000 pounds or less;

Sec. 4. 29 MRSA § 2362, sub-§ 7, as enacted by PL 1975, c. 623, § 44-F-1, is repealed and the following enacted in place thereof:

7. Any motorcycle or motor driven cycle (see section 1, subsections 4 and 5) with an engine displacement of 300 cubic centimeters or less.

Sec. 5. 29 MRSA § 2364, sub-§ 2, as last amended by PL 1975, c. 166, § 3, is repealed and the following enacted in place thereof:

2. —purchased from dealer. If the application refers to a vehicle purchased from a dealer, it shall contain the name and address of any lienholder or assignee holding a security interest created or reserved at the time of sale and the date of his security agreement and be signed by the owner and the dealer, or, in the case of a security interest created or reserved at the time of sale, the lienholder or assignee shall promptly mail or deliver the application to the Secretary of State.

Sec. 6. 29 MRSA § 2402, sub-§ 2, as enacted by PL 1973, c. 586, § 1, is repealed and the following enacted in place thereof:

2. —how. A security interest is perfected by the delivery to the Secretary of State of the manufacturer's statement of origin or existing certificate of title, if any, an application for a certificate of title containing the name and address of the lienholder and the date of his security agreement and the required fee. It is perfected as of the time of its creation, if delivery is completed within 20 days thereafter, otherwise as of the time of the delivery.

STATEMENT OF FACT

The purpose of this bill is to clarify the fee schedule, increase the weight on exempted trailers, eliminate horse trailers designed for no more than 4 horses, provide that any title application prepared by a dealer and containing a security interest created or reserved at time of sale be delivered or mailed to Secretary of State by said lienholder and the time limit in which to perfect a security interest be increased to 20 days