

# MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND NINTH LEGISLATURE

Legislative Document

No. 1336

S. P. 442

In Senate, March 22, 1979

Referred to the Committee on Business Legislation. Sent down for concurrence and ordered printed.

Presented by Senator Clark of Cumberland.

MAY M. ROSS, Secretary of the Senate

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED  
SEVENTY-NINE

**AN ACT Relating to Records of Sales of Used Merchandise.**

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

15 MRSA § 456, as repealed and replaced by PL 1973, c. 357, is amended to read:

**§ 456. Record of sales of used merchandise**

~~No dealer in~~ Any person who buys or accepts for resale used personal property shall ~~buy any, prior to buying or accepting on consignment or in any other way transacting any business in~~ used personal property, ~~from any person without first recording record~~ in a book kept for the purpose a description and cost of said the personal property and the name and address of the seller of such property. The ~~dealer person~~ shall also record the registration number of the motor vehicle used by the seller in the delivery of such used merchandise and shall require reasonable proof of the seller. Said record shall be made before said sale is completed and shall be open to the inspection of any law enforcement officer or prosecuting attorney. Any ~~dealer person~~ who fails to keep such record or fails to require reasonable proof of identification of the seller 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~~ that person shall be punished by a fine of not more than \$500 or by imprisonment for not more than 11 months.

STATEMENT OF FACT

The purpose of this bill is to make it necessary for anyone accepting used personal property on consignment for resale to also record the item for future audit purposes.