

# MAINE STATE LEGISLATURE

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STATE OF MAINE  
HOUSE OF REPRESENTATIVES (Filing No. H-208)  
110TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 423, L.D. 470, Bill,  
"AN ACT to Require a Record of Sales to be Kept by Dealers in  
Used Merchandise."

Amend the Bill by striking out everything after the en-  
acting clause and inserting in its place the following:

'15 MRSA §456, as amended by PL 1979, c. 663, §93, is re-  
pealed and the following enacted in its place:

§456. Records of sales of used merchandise

1. Records required. Every dealer in used personal prop-  
erty shall record the following information before completing  
the purchase of any used personal property:

- A. The date of the purchase;
- B. The seller's name and address; and
- C. A brief description of the property, including any  
identification numbers.

Before recording the information required by this subsection,  
a dealer shall require reasonable written proof of the seller's  
identification in the form of a motor vehicle operator's license,  
military identification card, adult liquor identification card  
or similar item.

2. Form of records. The records required by subsection 1 shall be kept for the purpose of complying with this section, maintained in order by date of purchase and contained either in a bond volume or ledger or in a binder in which pages can be affixed.

3. Availability for inspection. Upon request by any law enforcement officer or prosecuting attorney, a dealer shall promptly make available for inspection at his principal place of business the records required by subsection 1.

4. Violations. Any dealer who violates any of the requirements of this section or any seller who falsely identifies himself to a dealer is guilty of a Class E crime.

Statement of Fact

The purposes of this amendment are to: require dealers to record certain basic information before buying used merchandise; require them to demand of sellers some form of written identification by which the dealer can, with reasonable certainty, identify the person presenting the identification as the same person described therein; require them to record the information in an orderly manner in either a bound book or a binder; require them to make the information available at their place of business immediately upon demand of a law enforcement officer and or district attorney; to make a violation of this section a Class E crime.

Reported by the Committee on Business Legislation.  
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