

# MAINE STATE LEGISLATURE

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L.D. 1189  
(Filing No. H- 318)

STATE OF MAINE  
HOUSE OF REPRESENTATIVES  
11TH LEGISLATURE  
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 910,  
L.D. 1189, Bill, "AN ACT to Amend the Motor Vehicle  
Salvage Laws of the State."

Amend the bill in section 1 in the first line  
(page 1, line 22 in L.D.) by striking out the follow-  
ing: "5-D" and inserting in its place the following:  
'5-C'

Further amend the bill in section 1, subsection  
5-C, in the 4th line (page 2, line 4 in L.D.) by  
inserting after the underlined word "vehicle" the  
following: ', including, but not limited to, engine,  
engine compartment, transmission, passenger compart-  
ment, truck cab, left door assemble, frame and dash  
assembles

Further amend the bill in section 1 by striking  
out all of subsection "5-D"

Further amend the bill in section 6 by striking  
out all of that part designated "§2448." and insert-  
ing in its place the following:

'§2448. License required

No person may engage in business as a salvage  
vehicle dealer, recycler or as a repairer without  
having been issued a license under this subchapter.  
The terms of each license shall be for the period  
beginning from the date of issuance of that license  
and ending on the 31st day of December next follow-  
ing.

A person is engaged in the business of salvage  
vehicles, recycler or as a repairer when that person  
is in the business of buying more than 5 salvage

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1 vehicles within a 12-month period for the purpose of  
2 reselling component parts or rebuilding salvage vehi-  
3 cles for the purpose of resale, or permits the dis-  
4 play of salvage vehicles or parts thereof upon prem-  
5 ises owned or controlled by him. Failure to obtain  
6 such a license is a Class E crime.

7 §2449. Exemptions

8 Financial institutions, as defined in Title 9-B,  
9 section 131, subsections 17 and 17-A, all insurance  
10 companies licensed to do business in this State and  
11 persons performing repairs to vehicles registered in  
12 their names, as provided for in chapter 5, are exempt  
13 from this subchapter.

14 1. Dealerships. Any business, duly licensed by  
15 the Secretary of State under chapter 5, subchapter  
16 III-A, who also is engaged in the business as a sal-  
17 vage vehicle dealer, recycler or as a repairer, as  
18 part of his dealership shall be exempt from the  
19 licensing provision of section 2448.

20 2. Retail businesses selling primarily new or  
21 rebuilt auto parts. Retail businesses that sell  
22 primarily new auto parts or rebuilt auto parts that  
23 do not buy salvage vehicles to dismantle for their  
24 inventories shall be exempt from the licensing provi-  
25 sion of section 2448.

26 Further amend the bill in section 6 in that part  
27 designated "§2449." in subsection 1 in paragraph B in  
28 the last line (page 5, line 18 in L.D.) by striking  
29 out the underlined word and punctuation "handled;"  
30 and inserting in its place the underlined words and  
31 punctuation 'handled; and'

32 Further amend the bill in section 6 in that part  
33 designated "§2449." in subsection 1 in paragraph C in  
34 the last line (page 5, line 20 in L.D.) by striking  
35 out the underlined punctuation and word "; and" and  
36 inserting in their place the underlined punctuation

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1 ' . '

2 Further amend the bill in section 6 in that part  
3 designated "§2449." in subsection 1 by striking out  
4 all of paragraph D.

5 Further amend the bill in section 6 in that part  
6 designated "§2452." in subsection 2 by adding at the  
7 end the following new paragraph:

8 'The records and the established place of business  
9 shall at all times be available for inspection by the  
10 Secretary of State, his duly authorized agents or the  
11 Chief of the State Police or his designee.'

12 Further amend the bill in section 6 in that part  
13 designated "§2458." by inserting before the last  
14 paragraph the following:

15 'The records and the established place of busi-  
16 ness shall at all times be available for inspection  
17 by the Secretary of State, his duly authorized agent  
18 or the Chief of the State Police or his designee.'

19 Further amend the bill by renumbering the sec-  
20 tions to read consecutively.

21 STATEMENT OF FACT

22 This amendment modifies and clarifies the title  
23 and anti-theft provisions of the motor vehicle laws  
24 to provide for the licensing and regulation of per-  
25 sons engaged in business as recyclers and scrap pro-  
26 cessors. Assumption of these functions by the Secre-  
27 tary of State will help ensure establishment and

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1 assistance of a clear chain of ownership of motor  
2 vehicles and eliminate opportunities for illegal ac-  
3 tivities.

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Reported by the Majority of the Committee on Transportation  
Reproduced and distributed under the direction of the Clerk of  
the House

6/1/83

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