

MAINE STATE LEGISLATURE

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1 FIRST REGULAR SESSION
2

3 ONE HUNDRED AND TWELFTH LEGISLATURE
4

5 Legislative Document

No. 1046;
6

7 H.P. 737

House of Representatives, March 13, 1985

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

10 EDWIN H. PERT, Clerk

Presented by Representative Theriault of Fort Kent.

11 Cosponsored by Representative Brannigan of Portland, Representative
McHenry of Madawaska and Senator Violette of Aroostook.

12 STATE OF MAINE
13

14 IN THE YEAR OF OUR LORD
15 NINETEEN HUNDRED AND EIGHTY-FIVE
16

17 AN ACT to Expand the Inspection of Used Car
18 Dealers Conducted by the Division of
19 Motor Vehicles.
20

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

23 Sec. 1. 29 MRSA §343, sub-§1, as repealed and
24 replaced by PL 1977, c. 694, §493, is amended to
25 read:

26 1. Facilities and personnel. To qualify as a
27 dealer under this subchapter the applicant shall have
28 at least the following facilities and personnel set
29 forth in paragraphs A to E and make the following
30 disclosures set forth in paragraph F:

31 A. Proper facilities for the display of the ve-
32 hicles being handled;

33 B. Repair department for the repair of 2 vehi-
34 cles simultaneously;

1 C. Sufficient tools and equipment for proper
2 servicing of the vehicles handled;

3 D. A suitable office from which business is con-
4 ducted and records of the business are kept; and

5 E. At least one mechanic, who may be the owner,
6 who has a thorough knowledge of the vehicles be-
7 ing handled; and

8 F. On all used motor vehicles being offered for
9 sale, the written vehicle history statement re-
10 quired to be conspicuously affixed to the vehicle
11 pursuant to Title 10, section 1475.

12 Sec. 2. 29 MRSA §343, sub-§3, as enacted by PL
13 1979, c. 673, §5, is amended to read:

14 3. Penalty. Failure to comply with ~~this section~~
15 paragraphs A to E is a Class E crime.

16 STATEMENT OF FACT

17 The purpose of this bill is to include into the
18 requirement for licensing as a used car dealer the
19 dealer's current duty to display on each vehicle a
20 history of the vehicle and any known defects. This
21 disclosure is already required by the Maine Revised
22 Statutes, Title 10, section 1475, but is too often
23 ignored by some used car dealers. By making this
24 disclosure requirement part of the licensing stan-
25 dards, dealers will risk losing their licenses if
26 proper disclosure is not made.

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