

MAINE STATE LEGISLATURE

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114th MAINE LEGISLATURE

SECOND REGULAR SESSION - 1990

Legislative Document

No. 1892

S.P. 717

In Senate, December 12, 1989

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 26.

Received by the Secretary of the Senate on December 12, 1989. Referred to the Committee on Business Legislation and 1,600 ordered printed pursuant to Joint Rule 14.

A handwritten signature in cursive script that reads "Joy J. O'Brien".

JOY J. O'BRIEN
Secretary of the Senate

Presented by Senator CAHILL of Sagadahoc.

Cosponsored by Representative McPHERSON of Eliot, Representative MACOMBER of South Portland and Senator GOULD of Waldo.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY

An Act to Amend the Definition of Dealer Under the Used Car Information Laws.



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

2 10 MRSA §1471, sub-§2, as amended by PL 1989, c. 198, §1, is
4 further amended to read:

6 2. Dealer. "Dealer" means and includes a natural person,
8 firm, corporation, partnership and any other legal entity that is
engaged in the business of selling, offering for sale or
10 negotiating the sale of used motor vehicles, except ~~auctioneers~~
auction businesses licensed by the Secretary of State and
12 includes the officers, agents and employees thereof. "Dealer"
also includes, but is not limited to, persons licensed to engage
14 in the business of selling, offering for sale or negotiating the
sale of used motor vehicles in states other than this State,
16 ~~finance--companies,--banks,~~ car rental companies and insurance
companies that sell or transfer title to used motor vehicles
18 within the State at licensed auction locations in this State or
by any other means. "Dealer" does not include departments or
20 agencies of the State when selling, offering for sale or
negotiating the sale of used state-owned motor vehicles.

22
24 **STATEMENT OF FACT**

26 This bill removes banks and finance companies from the
general definition of dealer under the used car information laws.
28 After repossessing a vehicle, most lending institutions are
unable to comply with the dealer requirement of disclosure
30 concerning prior damage and defect to a motor vehicle.