

MAINE STATE LEGISLATURE

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115th MAINE LEGISLATURE

FIRST REGULAR SESSION-1991

Legislative Document

No. 338

H.P. 247

House of Representatives, February 5, 1991

Reference to the Committee on Business Legislation suggested and ordered printed.

A handwritten signature in cursive script that reads "Ed Pert".

EDWIN H. PERT, Clerk

Presented by Representative MICHAUD of East Millinocket.

STATE OF MAINE

IN THE YEAR OF OUR LORD
NINETEEN HUNDRED AND NINETY-ONE

An Act to Amend the Laws Pertaining to Car Dealerships.



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

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4 **Sec. 1. 10 MRSA §1191, sub-§1**, as enacted by PL 1989, c. 51,
is amended to read:

6 **1. Dealer.** "Dealer" means an individual, partnership,
8 corporation, business trust or any other legal entity that is
engaged in the business of selling or leasing, offering for sale
10 or lease or negotiating the sale or lease of new or used motor
vehicles, except auctioneers licensed by the Secretary of State.

12 **Sec. 2. 10 MRSA §1192**, as enacted by PL 1989, c. 51, is
repealed and the following enacted in its place:

14 §1192. Disclosure requirements

16 A dealer may not sell or offer to sell any motor vehicle
18 unless the dealer affixes to the windshield or side window of the
motor vehicle the following written disclosures.

20 **1. New vehicles.** The required disclosures for a new
22 vehicle are:

24 A. The manufacturer's suggested retail price;

26 B. The retail delivered price suggested by the manufacturer
28 for each accessory or item of optional equipment, physically
30 attached to the motor vehicle at the time of its delivery to
the dealer, which is not included in the price of the motor
vehicle as stated pursuant to paragraph A;

32 C. The amount, if any, charged to the dealer for
34 transportation of the motor vehicle to the location at which
it is delivered to the dealer; and

36 D. The total of the amounts specified pursuant to
38 paragraphs A, B and C.

40 **2. Used vehicles.** For a used vehicle, the dealer shall
42 disclose the average retail price and the average trade-in price
for the vehicle as listed in the latest edition of a used car
guide of a national automobile dealers association.

44 **Sec. 3. 10 MRSA §1194** is enacted to read:

46 §1194. Deposit

48 A dealer who requires a deposit at the time that an
50 agreement is made for the purchase of a motor vehicle shall give
to the buyer at the time the deposit is received a written
52 receipt that states the agreed-upon purchase price, expected date
of delivery and conditions under which the deposit will or will

not be returned.

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STATEMENT OF FACT

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8 Currently, federal and state law requires that the suggested
10 retail price be shown on a sticker affixed to the window of a new
12 car. This bill requires that the average retail and trade-in
14 prices from a used car guide be placed on the windows of used
16 cars.

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14 The bill also requires that a car dealer who requires a
16 deposit as part of a purchase agreement give the prospective
purchaser a written receipt that states the conditions under
which the deposit will or will not be refunded.