MAINE STATE LEGISLATURE

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117th MAINE LEGISLATURE

FIRST REGULAR SESSION-1995

Legislative Document

No. 751

S.P. 279

In Senate, March 7, 1995

An Act to Allow Charitable Organizations to Accept and Dispose of Motor Vehicles.

Reference to the Committee on Transportation suggested and ordered printed.

MAY M. ROSS Secretary of the Senate

Presented by Senator PENDEXTER of Cumberland. Cosponsored by Senator: PARADIS of Aroostook.

	Sec. 1. 29-A MRSA §851, sub-§1-A is enacted to read:
	1-A. Charitable organization. "Charitable organization
	s an organization established as a nonprofit corporation
unde	r Title 13-B, chapters 2 and 3.
Pt.	Sec. 2. 29-A MRSA $\S 851$, sub- $\S 2$, as enacted by PL 1993, c. 683 A, $\S 2$ and affected by Pt. B, $\S 5$, is amended to read:
	2. Dealer. "Dealer" means a person engaged in the busines
	buying, selling, exchanging or offering to negotiate
	tiating or advertising the sale of a vehicle or industria
equi	pment and who has:
	A. An established place of business for those purposes
	this State; and
	B. A current dealer license issued by the Secretary of
	State.
"Dea	ler" does not include the State when selling state-owner
vehi	cles or a charitable organization that accepts or disposes or
a do	nated vehicle.
	G 2 40 1 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1 1 0 1
	Sec. 3. 29-A MRSA §851, sub-§2-A is enacted to read:
	2-A. Donated vehicle. "Donated vehicle" means a mote
1	cle that is given to a charitable organization by the owner
veni	ore that to drive to a character organization of the
	he motor vehicle. The motor vehicle must be given free
of t	he motor vehicle. The motor vehicle must be given free or the charitable organization. A motor vehicle that
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of t char exch	ge to the charitable organization. A motor vehicle that anged for money or other goods or bartered services is not ted vehicle.
of t char exch dona	ge to the charitable organization. A motor vehicle that anged for money or other goods or bartered services is not ted vehicle. Sec. 4. 29-A MRSA §851, sub-§11, as enacted by PL 1993, or
of t char exch dona	ge to the charitable organization. A motor vehicle that anged for money or other goods or bartered services is not ted vehicle.
of t char exch dona	ge to the charitable organization. A motor vehicle that anged for money or other goods or bartered services is not ted vehicle. Sec. 4. 29-A MRSA §851, sub-§11, as enacted by PL 1993, or Pt. A, §2 and affected by Pt. B, §5, is amended to read:
of t char exch dona	ge to the charitable organization. A motor vehicle that anged for money or other goods or bartered services is not ted vehicle. Sec. 4. 29-A MRSA §851, sub-§11, as enacted by PL 1993, or Pt. A, §2 and affected by Pt. B, §5, is amended to read: 11. Used car dealer. "Used car dealer" means a dealer
of t char exch dona 683,	ge to the charitable organization. A motor vehicle that anged for money or other goods or bartered services is not ted vehicle. Sec. 4. 29-A MRSA §851, sub-§11, as enacted by PL 1993, or Pt. A, §2 and affected by Pt. B, §5, is amended to read:
of t chare exch dona 683, whose vehi	ge to the charitable organization. A motor vehicle that anged for money or other goods or bartered services is not ted vehicle. Sec. 4. 29-A MRSA §851, sub-§11, as enacted by PL 1993, or Pt. A, §2 and affected by Pt. B, §5, is amended to read: 11. Used car dealer. "Used car dealer" means a dealer primary business is the buying and selling of used motor.
of t chare exch dona 683, whose vehi	ge to the charitable organization. A motor vehicle that anged for money or other goods or bartered services is not ted vehicle. Sec. 4. 29-A MRSA §851, sub-§11, as enacted by PL 1993, or Pt. A, §2 and affected by Pt. B, §5, is amended to read: 11. Used car dealer. "Used car dealer" means a dealer primary business is the buying and selling of used motocles. "Used car dealer" does not include a charitable.
of t chare exch dona 683, whose vehi	ge to the charitable organization. A motor vehicle that anged for money or other goods or bartered services is not ted vehicle. Sec. 4. 29-A MRSA §851, sub-§11, as enacted by PL 1993, or Pt. A, §2 and affected by Pt. B, §5, is amended to read: 11. Used car dealer. "Used car dealer" means a dealer primary business is the buying and selling of used motocles. "Used car dealer" does not include a charitable description that accepts or disposes of a donated vehicle. Sec. 5. 29-A MRSA §852, sub-§6 is enacted to read:
of t char- exch dona 683, whose vehi- orga	ge to the charitable organization. A motor vehicle that anged for money or other goods or bartered services is not ted vehicle. Sec. 4. 29-A MRSA §851, sub-§11, as enacted by PL 1993, Pt. A, §2 and affected by Pt. B, §5, is amended to read: 11. Used car dealer. "Used car dealer" means a dealer primary business is the buying and selling of used motocles. "Used car dealer" does not include a charitable nization that accepts or disposes of a donated vehicle.

Sec. 6. 29-A MRSA §957 is enacted to read:

§957. Charitable organizations; limitations

A charitable organization is authorized to accept a donated vehicle without becoming a licensed dealer or used car dealer when the donated vehicle is used by the charitable organization in its work; used as a resource for automobile repair instruction; or resold to a used car dealer, an auction company or a salvage company. If the donated vehicle is resold to a used car dealer, an auction company or a salvage company, the net proceeds of the resale must go directly and wholly to the charitable organization to meet the provisions of this section. Notwithstanding section 851, subsections 2 and 11, the charitable organization must maintain records as described in section 956. The bureau may adopt any additional rules required to govern this section pursuant to Title 5, chapter 375.

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STATEMENT OF FACT

This bill defines the terms "charitable organization" and "donated vehicle" and authorizes charitable organizations to accept donated vehicles for specific uses. The Bureau of Motor Vehicles is authorized to adopt any additional rules that may be required to govern the Maine Revised Statutes, Title 29-A, section 957.