

# MAINE STATE LEGISLATURE

The following document is provided by the  
**LAW AND LEGISLATIVE DIGITAL LIBRARY**  
at the Maine State Law and Legislative Reference Library  
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied  
(searchable text may contain some errors and/or omissions)



# 119th MAINE LEGISLATURE

## FIRST REGULAR SESSION-1999

---

Legislative Document

No. 607

H.P. 444

House of Representatives, January 21, 1999

**An Act Making It a Crime for Failure of a Junk Dealer to Keep Certain Records.**

---

Reference to the Committee on Criminal Justice suggested and ordered printed.

A handwritten signature in black ink that reads "Joseph W. Mayo".

JOSEPH W. MAYO, Clerk

Presented by Representative POVICH of Ellsworth.  
Cosponsored by Representative McALEVEY of Waterboro.

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

2

**Sec. 1. 30-A MRSA §3901, first ¶**, as amended by PL 1989, c.  
4 104, Pt. C, §§8 and 10, is further amended to read:

6

Every dealer in junk shall keep a record of the name of  
every person selling junk to that dealer and the registration  
8 number of the motor vehicle used by that seller to deliver the  
junk. These records shall must be open for the inspection of any  
10 officer of the law. Whoever fails to make a record as provided  
by this section commits a ~~civil violation for which a fine of not~~  
12 ~~more than \$100 may be adjudged~~ Class E crime.

14

**SUMMARY**

16

This bill provides that a junk dealer who fails to keep a  
18 record of the name of every person selling junk to that dealer  
and of the registration number of the motor vehicle used by that  
20 seller to deliver the junk commits a Class E crime. Currently,  
that failure is a civil violation for which a fine of not more  
22 than \$100 may be adjudged. This bill brings the provision into  
line with the Maine Revised Statutes, Title 15, section 456,  
24 which makes it a Class E crime for dealers in personal property  
to fail to record dates of purchase, sellers' names and addresses  
26 and brief descriptions of property. Checking the records of  
dealers in secondhand property and junk assists law enforcement  
28 officers in locating property that may be the fruits of  
burglaries and robberies. Making the failure to keep these  
30 records a Class E crime is an incentive to junk dealers to comply  
with the law.