

MAINE STATE LEGISLATURE

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123rd MAINE LEGISLATURE

FIRST REGULAR SESSION-2007

Legislative Document

No. 55

H.P. 53

House of Representatives, January 9, 2007

An Act To Amend the Law Regarding a License To Operate an Attended Sales Promotion

Reference to the Committee on Transportation suggested and ordered printed.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative SMITH of Monmouth.
Cosponsored by Senator DAMON of Hancock and
Representatives: BROWNE of Vassalboro, CARTER of Bethel, LUNDEEN of Mars Hill,
MAREAN of Hollis, PIEH of Bremen, THERIAULT of Madawaska, Senators: NUTTING of
Androscoggin, SAVAGE of Knox.

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

2 **Sec. 1. 29-A MRSA §957, sub-§3**, as amended by PL 2001, c. 361, §27, is
3 further amended to read:

4 **3. Attended sales promotion.** The Secretary of State may issue to a dealer a 30-day
5 license to operate an attended sales promotion. A request for an attended sales promotion
6 must be submitted to the Secretary of State at least 48 hours before the proposed
7 promotion date and must contain the proposed promotion date and location. The
8 promotion and any use of a location must comply with applicable building codes and
9 zoning and land use ordinances. A new vehicle dealer who requests a license under this
10 subsection for a promotion involving new vehicles may not locate the promotion outside
11 that dealer's area of responsibility as defined by the ~~dealers's~~ dealer's franchise agreement.
12 A dealer who operates an attended sales promotion at an agricultural fair or other
13 agricultural event is exempt from this subsection if the sales promotion does not include
14 motor vehicles. The fee for a 30-day attended sales promotion license is \$75 per location.
15 The license for a location may be renewed 2 times in a calendar year.

16 **SUMMARY**

17 This bill clarifies that a vehicle or industrial equipment dealer who operates an
18 attended sales promotion at an agricultural fair or other agricultural event is exempt from
19 obtaining a dealer license only if the sales promotion does not include motor vehicles.