

# MAINE STATE LEGISLATURE

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# 127th MAINE LEGISLATURE

## FIRST REGULAR SESSION-2015

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Legislative Document

No. 1388

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S.P. 514

In Senate, May 6, 2015

### An Act To Clarify the Used Car Information Laws

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Reference to the Committee on Labor, Commerce, Research and Economic Development suggested and ordered printed.

A handwritten signature in cursive script that reads "Heather J.R. Priest".

HEATHER J.R. PRIEST  
Secretary of the Senate

Presented by Senator VOLK of Cumberland.

Cosponsored by Senator: CUSHING of Penobscot, Representatives: AUSTIN of Gray, BATES of Westbrook, McCABE of Skowhegan, STETKIS of Canaan.

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

2 **Sec. 1. 10 MRSA §1471, sub-§§2-B, 6-C and 7-A** is enacted to read:

3 **2-B. Livery service.** "Livery service" means a service that for a fee arranges,  
4 schedules or procures a vehicle for rent or hire or provides a ride for hire.

5 **6-C. Rideshare.** "Rideshare" means a program, activity or action in which a person  
6 uses that person's private vehicle to transport a person for a fee.

7 **7-A. Vehicle history report.** "Vehicle history report" means a written or electronic  
8 report, record or document that describes or provides information on the service history  
9 of a vehicle.

10 **Sec. 2. 10 MRSA §1475, sub-§2-A, ¶B,** as enacted by PL 1989, c. 878, Pt. F, §3,  
11 is amended to read:

12 B. The dealer's duty to disclose promptly the name and address of the previous  
13 owner of the motor vehicle, or dealer, upon the request of any person, the principal  
14 use to which the motor vehicle was put by that owner, such as personal  
15 transportation, police car, daily rental car, taxi, rideshare, livery service or other  
16 descriptive term, and the type of sale or other means by which the person acquired  
17 the motor vehicle, such as trade-in, sheriff's sale, repossession, auction or other  
18 descriptive term, to the extent that such information is reasonably available to the  
19 person;

20 **Sec. 3. 10 MRSA §1475, sub-§2-A, ¶G,** as amended by PL 1995, c. 269, §2, is  
21 further amended to read:

22 G. If the vehicle is repossessed, a statement identifying this fact; ~~and~~

23 **Sec. 4. 10 MRSA §1475, sub-§2-A, ¶H,** as enacted by PL 1995, c. 269, §3, is  
24 amended to read:

25 H. The dealer's duty to disclose conspicuously in writing the dealer's policy in  
26 relation to the return of deposits received from any person. A dealer shall require that  
27 a person making a deposit sign the form on which the disclosure appears: and

28 **Sec. 5. 10 MRSA §1475, sub-§2-A, ¶I** is enacted to read:

29 I. A dealer that provides to a consumer a vehicle history report prepared by a person  
30 other than the dealer has no liability for inaccuracies in the vehicle history report if  
31 the dealer makes the following disclosure: "[Name of dealer] is pleased to provide  
32 you a courtesy copy of a service history report for the vehicle you are considering  
33 purchasing. [Name of dealer] makes no representation as to the accuracy of this  
34 service history report."

35 **Sec. 6. 10 MRSA §1475, sub-§3,** as amended by PL 2003, c. 240, §1, is further  
36 amended to read:

