

MAINE STATE LEGISLATURE

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L D 203

Date 5/12/23

(Filing No S-92)

**INNOVATION, DEVELOPMENT, ECONOMIC ADVANCEMENT AND
BUSINESS**

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STATE OF MAINE

SENATE

131ST LEGISLATURE

FIRST SPECIAL SESSION

COMMITTEE AMENDMENT "A" to S P 103, L D 203, "An Act to Exempt
Certain Motor Vehicle Dealers from Display Area Size Requirements"

Amend the bill by striking out the title and substituting the following

**'Resolve, to Create a Working Group to Study Motor Vehicle Dealer Display Area
and Licensing Requirements'**

Amend the bill by striking out everything after the title and inserting the following

'Sec. 1. Dealer display area and licensing working group. Resolved: That
the Department of the Secretary of State, Bureau of Motor Vehicles shall convene a
working group, referred to in this section as "the working group," to study issues related to
laws and rules regulating motor vehicle dealer display areas and licensing requirements

1. Membership. The working group consists of 6 members, as follows

A The Secretary of State or the secretary's designee,

B The Deputy Secretary of State for the Bureau of Motor Vehicles,

C One member appointed by the Secretary of State from the Bureau of Motor
Vehicles who is an expert in motor vehicle dealer license requirements,

D One member who is a representative of an association of new motor vehicle
dealers,

E One member who is a representative of a business in the used motor vehicle
industry, and

F One member who is a representative of a business that engages in the sale of motor
vehicles over the Internet

2. Compensation. Members of the working group may not be compensated for their
work on the working group

3. Duties. Duties of the working group include

- 1 A Reviewing the effectiveness of the current display area and dealer licensing
- 2 requirements established in law and rule for motor vehicle dealers in providing
- 3 customers with an opportunity to examine a motor vehicle prior to purchasing it,
- 4 B Reviewing recommendations from the American Association of Motor Vehicle
- 5 Administrators regarding the regulation of motor vehicle sales made over the
- 6 Internet,
- 7 C Examining relevant standards or systems developed by industry experts to regulate
- 8 the sale of motor vehicles over the Internet, including, but not limited to, which
- 9 standards or systems would be most effective for the State to regulate the sale of
- 10 motor vehicles over the Internet and the impact that adopting such standards or
- 11 systems could have on motor vehicle dealers licensed in the State, and
- 12 D Developing recommendations to improve the State's laws regarding the
- 13 requirements for motor vehicle dealer display areas in order to create a system that is
- 14 more equitable for all of the different types of motor vehicle dealer businesses across
- 15 the State
- 16 **4 Staff assistance** The Department of the Secretary of State, Bureau of Motor
- 17 Vehicles shall provide necessary staffing services to the working group, within existing
- 18 resources
- 19 **5 Report.** The Department of the Secretary of State, Bureau of Motor Vehicles shall
- 20 provide a report by January 15, 2024 containing the findings and recommendations of the
- 21 working group to the Joint Standing Committee on Innovation, Development, Economic
- 22 Advancement and Business. The joint standing committee may introduce legislation for
- 23 presentation to the Second Regular Session of the 131st Legislature based on the
- 24 recommendations in the report.
- 25 Amend the bill by relettering or renumbering any nonconsecutive Part letter or section
- 26 number to read consecutively

SUMMARY

This amendment replaces the bill with a resolve that directs the Department of the Secretary of State, Bureau of Motor Vehicles to convene a working group to study motor vehicle dealer display area regulations and licensing requirements, establishes the membership and duties of the working group and requires the bureau to submit a report to the Joint Standing Committee on Innovation, Development, Economic Advancement and Business by January 15, 2024

FISCAL NOTE REQUIRED

(See attached)

COMMITTEE AMENDMENT