

# MAINE STATE LEGISLATURE

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# ACTS AND RESOLVES

AS PASSED BY THE

Ninety-eighth Legislature

OF THE

# STATE OF MAINE

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PUBLIC LAWS  
OF THE  
STATE OF MAINE

As Passed by the Ninety-eighth Legislature

1957

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## Chapter 76

### AN ACT Revising Law Relating to Dealer and Transit Motor Vehicle Registration.

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

Sec. 1. R. S., c. 22, § 25, amended. Section 25 of chapter 22 of the Revised Statutes is hereby amended to read as follows:

'Sec. 25. Duties and powers. It shall be the duty of the Board to examine all applications for motor vehicle dealer or transit registration plates presented to the Secretary of State and, in accordance with the provisions of ~~sections 27 to 29, inclusive~~ this chapter, order the Secretary of State to issue or to refuse to issue such motor vehicle dealer or transit registration plates. The Board is further empowered to order the Secretary of State to suspend or revoke, in accordance with the provisions of ~~sections 27 to 29, inclusive~~ this chapter, any motor vehicle dealer or transit registration plates already issued.'

Sec. 2. R. S., c. 22, § 26, amended. The 1st sentence of section 26 of chapter 22 of the Revised Statutes is hereby amended to read as follows:

'Every manufacturer or dealer in new or used motor vehicles ~~or trailers~~ may, instead of registering each motor vehicle owned or controlled by him, make application upon a blank provided by the Secretary of State for a general distinguishing number, color or mark.'

Sec. 3. R. S., c. 22, § 26, amended. The 3rd sentence from the end of section 26 of chapter 22 of the Revised Statutes, as amended by section 4 of chapter 200 of the public laws of 1955, is hereby further amended to read as follows:

'The Secretary of State shall furnish the applicant with 4 registration number plates free of cost; and there may be issued to any such applicant 2 similar plates, in addition to the 4 plates so issued, upon payment of \$10 for each such additional plate; ~~and upon~~. Upon payment of \$5 per plate, additional plates shall be furnished; the number of any additional plates to be issued shall be determined by the Board.'

Sec. 4. R. S., c. 22, § 26-A, amended. Section 26-A of chapter 22 of the Revised Statutes, as enacted by section 5 of chapter 200 of the public laws of 1955, is hereby amended to read as follows:

'Sec. 26-A. Transit registration plates; application; fees. Finance companies, heavy equipment dealers, farm machinery dealers, trailer dealers, semi-trailer dealers, dealers in mobile homes, junk dealers and service stations may make application to the Motor Vehicle Dealer Registration Board upon a blank provided for the purpose for a registration certificate and plate, for the purpose of movement on highways of such vehicles owned or controlled by them. ~~The foregoing~~ Such enumeration shall be deemed a partial enumeration and shall not operate to exclude other such businesses which are within the general terms of this section.

The Board may at its discretion issue transit registration plates on a temporary basis to persons other than dealers for the purpose of the movement of new

motor vehicles, trailers or semi-trailers from the point of manufacture or delivery outside the State to points within the State.

Transit plates shall be issued for these the uses provided by this section for a fee of \$25 each for the first 3 plates and \$10 for each additional plate. The number of such plates to be issued shall be determined by the Board.'

Sec. 5. R. S., c. 22, § 26-B, additional. Chapter 22 of the Revised Statutes is hereby amended by adding thereto a new section to be numbered section 26-B, to read as follows:

'Sec. 26-B. Limitation. No person under the age of 21 years shall be issued a dealer or transit registration certificate.'

Sec. 5-A. R. S., c. 22, § 26-C, additional. Chapter 22 of the Revised Statutes is hereby amended by adding thereto a new section to be numbered section 26-C, to read as follows:

'Sec. 26-C. Insurance. The Secretary of State shall not issue such registration until the applicant shall have procured and filed with the Secretary of State a certificate showing that the applicant is covered by a standard automobile garage liability policy, approved by the Insurance Commissioner, insuring against any legal liability in accordance with the terms of said policy for personal injury or death of any one person in the sum of \$10,000 and for any number of persons in the sum of \$20,000 and against property damage in the sum of \$5,000, which injury, death or damage may result from or have been caused by the operation of any motor vehicle bearing the registration of such dealer or such holder of a transit registration certificate. In lieu of such insurance, the applicant may file with said Secretary of State a bond or bonds issued by a surety company authorized to do business in the State in the amount of at least \$10,000 on account of injury to or death of any one person, and subject to such limits as respects injury to or death of one person, of at least \$20,000 on account of any one accident resulting in injury to or death of more than one person, and of at least \$5,000 for damage to property of others.

The Secretary of State shall suspend, without hearing, such registration within 10 days of receipt of written notice from the company that the insurance policy or bond herein required has been canceled. He shall likewise suspend said registration upon the expiration of the policy and shall not restore same until new certification of coverage is filed by the company.'

Sec. 6. R. S., c. 22, § 27, sub-§ I, amended. Subsection I of section 27 of chapter 22 of the Revised Statutes is hereby amended to read as follows:

'I. On proof that dealer or holder of a transit registration certificate no longer maintains a permanent place of business for buying and selling motor vehicles.'

Sec. 7. R. S., c. 22, § 27, sub-§ IV, amended. Subsection IV of section 27 of chapter 22 of the Revised Statutes, as amended by section 6 of chapter 200 of the public laws of 1955, is hereby further amended to read as follows:

'IV. On proof that dealer or holder of a transit registration certificate has been convicted of a violation of any of the provisions of sections 27 to 29, inclusive this chapter.'

Sec. 7-A. R. S., c. 22, § 29, sub-§ IV, amended. Subsection IV of section 29 of chapter 22 of the Revised Statutes, as amended by section 8 of chapter 200 of the public laws of 1955, is hereby further amended by repealing the 2nd and 3rd sentences thereof as follows:

'Provided, however, that the Secretary of State shall not issue such registration until the applicant shall have procured and filed with the Secretary of State a certificate showing that the applicant is covered by a standard automobile garage liability policy, approved by the Insurance Commissioner, insuring against any legal liability in accordance with the terms of said policy for personal injury or death of any one person in the sum of \$10,000 and for any number of persons in the sum of \$20,000 and against property damage in the sum of \$5,000, which injury, death or damage may result from or have been caused by the operation of any motor vehicle bearing the registration of such dealer or such holder of a transit registration certificate. In lieu of such insurance, the applicant may file with said Secretary of State a bond or bonds issued by a surety company authorized to do business in the State in the amount of \$20,000 guaranteeing the payment of any judgments secured against such applicant on account of any such injuries, damage or death.'

Sec. 7-B. R. S., c. 22, § 29, sub-§ V, repealed. Subsection V of section 29 of chapter 22 of the Revised Statutes is hereby repealed.

Sec. 8. R. S., c. 22, § 31-A, additional. Chapter 22 of the Revised Statutes is hereby amended by adding thereto a new section to be numbered 31-A, to read as follows:

'Sec. 31-A. Temporary number plates; notification; cost. A manufacturer or dealer or holder of a transit registration certificate may, upon the sale or exchange of a motor vehicle, attach to such motor vehicle a temporary registration plate, and the purchaser of such motor vehicle may operate the same for a period not to exceed 10 consecutive days thereafter without payment of a regular fee. A temporary registration plate may not be used on a loaded truck without a written permit from the Secretary of State.

A manufacturer or dealer or holder of a transit registration certificate shall, upon attaching a temporary registration plate to a motor vehicle sold or exchanged by him, mark thereon the date when said license expires and immediately notify the Secretary of State of said sale or exchange, giving the name and address of the purchaser, the number of the temporary plate and such further information as the Secretary of State may require. The markings required by this paragraph to be placed on a temporary registration plate shall be made not less than one inch in height, with indelible or waterproof ink.

The Secretary of State may issue temporary registration plates to bona fide dealers or holders of transit registration certificates who request them under such rules and regulations as he shall deem necessary, and shall receive for them 50c per plate.'

Sec. 9. R. S., c. 22, § 37, repealed. Section 37 of chapter 22 of the Revised Statutes, as amended by section 10 of chapter 200 of the public laws of 1955, is hereby repealed.

Sec. 10. R. S., c. 22, § 45, amended. The 4th and 5th paragraphs of section 45 of chapter 22 of the Revised Statutes, as amended by chapter 384 of the public laws of 1955, are hereby further amended to read as follows:

'Said inspection shall not apply to motor vehicles owned and registered in another state nor to new or used motor vehicles being driven by a dealer or holder of a transit registration certificate or his authorized representative from the point of distribution to his place of business.

No dealer or holder of a transit registration certificate in new or used motor vehicles shall permit any such vehicle owned or controlled by him to be released for operation upon the highways until it has been inspected as herein provided and a proper sticker certifying such inspection placed thereon. If such vehicle bears thereon a certificate showing a prior inspection, the same shall be removed.'

Effective August 28, 1957

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## Chapter 77

### AN ACT Relating to Certificates under Sales Tax Law for Dissolution of Corporations.

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

R. S., c. 17, § 31, amended. Section 31 of chapter 17 of the Revised Statutes is hereby amended to read as follows:

'Sec. 31. Dissolution of corporations prohibited until tax is paid. No corporation organized under any law of this State shall be dissolved by the action of the stockholders or by the decree of any court until all taxes and interest and penalties imposed upon said corporation in accordance with the provisions of this chapter have been fully paid or the Assessor finds that there are no funds from which payment can be made. No certificate of dissolution shall be issued by the Secretary of State and no decree of dissolution shall be signed by any court, as the case may be, without a certificate of the Assessor evidencing the payment by the corporation to be dissolved of all taxes, interest and penalties imposed in accordance with the provisions of this chapter, or evidencing a finding that there are no funds from which payment can be made.'

Effective August 28, 1957

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## Chapter 78

### AN ACT Relating to Legal Investments for Savings Banks.

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

R. S., c. 59, § 19-I, sub-§ XII, ¶ A, amended. Paragraph A of subsection XII of section 19-I of chapter 59 of the Revised Statutes, as enacted by section 1 of chapter 380 of the public laws of 1955, is hereby amended to read as follows: