

MAINE STATE LEGISLATURE

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LAWS
OF THE
STATE OF MAINE

AS PASSED BY THE

ONE HUNDRED AND TWELFTH LEGISLATURE

FIRST REGULAR SESSION

December 5, 1984 to June 20, 1985
Chapters 384-End

AND AT THE

FIRST SPECIAL SESSION

November 13, 1985

PUBLISHED BY THE DIRECTOR OF REVISOR OF STATUTES IN
ACCORDANCE WITH MAINE REVISED STATUTES ANNOTATED,
TITLE 3, SECTION 163-A, SUBSECTION 4.

J.S. McCarthy Co., Inc.
Augusta, Maine
1985

PUBLIC LAWS
OF THE
STATE OF MAINE

AS PASSED AT THE
FIRST SPECIAL SESSION

of the
ONE HUNDRED AND TWELFTH LEGISLATURE

1985

ty of Maine has issued a certificate of approval prior to September 19, 1985.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective November 15, 1985.

CHAPTER 511

H.P. 1173 - L.D. 1668

AN ACT Relating to Surety Bonds Filed by Motor Vehicle Dealers.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, the surety bond requirement for motor vehicle dealers was enacted in the last legislative session; and

Whereas, unless this surety bond provision is amended as provided in this legislation, 20% of the dealers in this State will be out of business by January of 1986; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,

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

Sec. 1. 29 MRSA §344, sub-§4, as enacted by PL 1985, c. 401, §6, is repealed and the following enacted in its place:

4. Surety bonds. All vehicle dealers licensed pursuant to this subchapter shall be required to file with the Secretary of State and maintain surety bonds in the amounts based on the following formula:

<u>0 - 50 sales</u>	<u>\$ 5,000</u>
<u>51 - 100 sales</u>	<u>10,000</u>
<u>101 - 150 sales</u>	<u>15,000</u>

151 - 200 sales 20,000

Over 201 sales 25,000

This formula is based on the preceding year's sales. Persons beginning in the business as a licensed vehicle dealer are subject to review after initial bonding depending on volume.

First time licensees are required to file a bond based on projected sales to determine the amount of the bond. All licensees shall be reviewed annually by the Secretary of State to determine compliance with the correct amount of the bonds.

Failure to maintain such a bond is grounds for immediate suspension of the dealer's license.

Sec. 2. Legislative study of bonding requirements. The bonding requirements for all automobile dealers shall be studied by the joint standing committee of the Legislature having jurisdiction over transportation. The committee shall report its findings and recommendations including any proposed legislation to the Second Regular Session of the 112th Legislature on or before February 15, 1986.

Emergency clause. In view of the emergency cited in the preamble, this Act shall take effect when approved.

Effective November 15, 1985.

CHAPTER 512

H.P. 1166 - L.D. 1663

AN ACT to Fund and Implement Certain Collective Bargaining Agreements.

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, certain obligations and expenses incident to the operation of state collective bargaining agreements will become due and payable immediately; and

Whereas, it is the responsibility of the Legislature to act upon those portions of tentative collective bargaining agreements negotiated by the Executive Branch which require legislative action; and