

AMENDMENTS TO HOUSE BILL NO. 1898

Sponsor: REPRESENTATIVE MUSTIO

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1 Amend Bill, page 2, by inserting between lines 1 and 2

2 "Do-not-drive order." A notification provided to the owner
3 of an affected vehicle by a manufacturer or by the National
4 Highway Traffic Safety Administration unconditionally
5 instructing the owner to stop driving the vehicle until the
6 noncompliance or defect remedy is performed.

7 * * *

8 Amend Bill, page 2, line 11, by striking out "should" and
9 inserting

10 shall

11 Amend Bill, page 2, line 24, by striking out "15" and
12 inserting

13 30

14 Amend Bill, page 2, line 26, by striking out "or similar
15 notification"

16 Amend Bill, page 2, line 27, by inserting after "a" where it
17 occurs the second time

18 prorated

19 Amend Bill, page 2, line 28, by striking out "1.75%" and
20 inserting

21 1.5%

22 Amend Bill, page 2, lines 28 through 30; page 3, line 1; by
23 striking out ", or" in line 28, all of lines 29 and 30 on page 2
24 and "similar notification order remains in effect." in line 1 on
25 page 3 and inserting

26 , beginning on the date that is 30 days after the date on

1 which the stop-sale or do-not-drive order was provided to the
2 dealer, until the earlier of the date the recall or remedy parts
3 are made available or the date the dealer sells, trades or
4 otherwise disposes of the affected used vehicle.

5 Amend Bill, page 3, line 6, by striking out "prior to" and
6 inserting

7 at the time of

8 Amend Bill, page 3, lines 7 and 8, by striking out "or
9 similar notification"

10 Amend Bill, page 3, lines 12 and 13, by striking out "or
11 similar notification"

12 Amend Bill, page 3, line 17, by striking out the period after
13 "repairs" and inserting

14 :

15 (i) in inventory at the time the stop-sale or do-
16 not-drive order was issued; or

17 (ii) which were taken into the used vehicle
18 inventory of the dealer as a lease return vehicle or
19 consumer trade-in incident to the purchase of a new
20 vehicle from the dealer after the stop-sale or do-not-
21 drive order was issued.

22 (3) Nothing in this section shall require a manufacturer
23 to provide total compensation to a dealer which would exceed
24 the total average trade-in value of the affected used motor
25 vehicle as originally determined under paragraph (1).

26 Amend Bill, page 3, line 20, by striking out "who" and
27 inserting

28 because the new vehicle dealer

29 Amend Bill, page 3, line 23, by striking out "or similar
30 notification"

31 Amend Bill, page 4, line 2, by striking out "or similar
32 notification"

33 Amend Bill, page 4, line 13, by striking out all of said line
34 and inserting

35 compensation provided for under subsection (a):

1 (1) a manufacturer
2 Amend Bill, page 4, lines 16 and 17, by striking out
3 "subsection (a) or the" and inserting
4 subsection (a); or
5 (2) the
6 Amend Bill, page 4, line 17, by striking out the period after
7 "agree" and inserting
8 to equal or greater compensation than that provided
9 under subsection (a).
10 (e) Exclusive remedy.--Any compensation provided to a new
11 vehicle dealer pursuant to this section is exclusive and may not
12 be combined with any other Federal or State recall compensation
13 remedy.
14 Amend Bill, page 4, line 18, by striking out "(e)" and
15 inserting
16 (f)
17 Amend Bill, page 4, line 19, by inserting after "used"
18 retail
19 Amend Bill, page 4, line 19, by inserting after "purchasers"
20 at the time of sale
21 Amend Bill, page 4, line 20, by inserting after "vehicle "
22 retail
23 Amend Bill, page 4, line 26, by inserting after "vehicle "
24 retail
25 Amend Bill, page 4, line 26, by inserting after "purchasers"
26 at the time of sale
27 Amend Bill, page 6, lines 18 through 30; page 7, lines 1
28 through 4; by striking out all of said lines on said pages and
29 inserting
30 (b.1) Temporary license.--Upon receipt of a complete and
31 accurate new vehicle dealer application or new vehicle dealer
32 change of address application, the board shall issue a new
33 vehicle dealer license immediately. If the new vehicle dealer
34 does not have the franchise approval letter, the telephone
35 business line information, the certificate of occupancy or the
36 lease or deed for the property available when the application

1 has been submitted, the new vehicle dealer shall receive a
2 temporary license that expires at the end of 45 business days
3 from the date of closing. The new vehicle dealer shall submit
4 the franchise approval letter, the telephone business line
5 information, the certificate of occupancy and the lease or deed
6 for the property prior to the expiration of the temporary
7 license. Upon receipt of the franchise approval letter, the
8 telephone business line information, the certificate of
9 occupancy and the lease or deed for the property, the board
10 shall issue a license immediately.

11 Amend Bill, page 7, line 27, by striking out ", including"
12 and inserting

13 relating to the

14 Amend Bill, page 7, line 28, by inserting after

15 "requirements"

16 , providing financial services to the customer and
17 preparation and retrieval of documents