

THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1424 Session of 2008

INTRODUCED BY TOMLINSON, BOSCOLA, PILEGGI, CORMAN, LAVALLE, ERICKSON, GREENLEAF, KASUNIC, WOZNIAK, RHOADES, STOUT, KITCHEN, STACK AND WASHINGTON, MAY 22, 2008

SENATOR TOMLINSON, CONSUMER PROTECTION AND PROFESSIONAL LICENSURE, AS AMENDED, JUNE 3, 2008

AN ACT

1 Amending the act of December 22, 1983 (P.L.306, No.84), entitled
2 "An act providing for the State Board of Vehicle
3 Manufacturers, Dealers and Salespersons; and providing
4 penalties," providing for licensing cost.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. The act of December 22, 1983 (P.L.306, No.84),
8 known as the Board of Vehicles Act, is amended by adding a
9 section to read:

10 Section 27.1 Licensing cost.

11 (a) Licensing cost.--Subject to the limitations established
12 under subsection (c), a licensed dealer who has a contract with
13 the Department of Transportation pursuant to 75 Pa.C.S. §
14 1331(f)(6) (relating to issuance and reissuance of registration
15 plates) may charge the purchaser of a vehicle a licensing cost

16 authorized PERMISSIBLE under 75 Pa.C.S. Ch. 19 (relating to
17 fees) AND THE ACT OF DECEMBER 17, 1968 (P.L.1224, NO.387), KNOWN
18 AS THE UNFAIR TRADE PRACTICES AND CONSUMER PROTECTION LAW AND

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1 REGULATIONS PROMULGATED THEREUNDER, to include any of the
2 following:

3 (1) The actual cost incurred by the dealer for fees
4 associated with titling and registering the vehicle,
5 including messenger fees, notary fees and electronic
6 transaction fees.

7 (2) A documentary preparation fee CHARGE for: <—

8 (i) Preparation and completion of documents required
9 TO REGISTER AND LICENSE THE VEHICLE under 75 Pa.C.S. <—
10 (relating to vehicles).

11 (ii) Collection and submission of taxes payable by
12 the purchaser.

13 (iii) Preparation of any other information
14 associated with titling and registration of a vehicle.

15 (b) Out-of-State title.--The provisions of subsection (a)
16 shall apply whether or not the purchaser intends to title and
17 register the vehicle outside this Commonwealth.

18 (c) Limitations.--The following limitations shall apply:

19 (1) A dealer which provides electronic transaction
20 services for documents under subsection (a)(2) may impose a
21 maximum charge of ~~\$120.~~ \$100 FOR CALENDAR YEAR 2008 AND A <—
22 MAXIMUM CHARGE OF \$120 FOR CALENDAR YEAR 2009.

23 (2) A dealer which does not provide electronic
24 transaction services for document preparation under
25 subsection (a)(2) may impose a maximum charge of ~~\$100.~~ \$80 <—
26 FOR CALENDAR YEAR 2008 AND A MAXIMUM CHARGE OF \$100 FOR
27 CALENDAR YEAR 2009.

28 (d) Adjustment.--Beginning in January 2010, and annually
29 thereafter, the licensing cost for documentary preparation shall
30 be adjusted in accordance with the Federal Consumer Price Index

1 for All Urban Consumers (CPI-U) for all items as published by
2 the United States Department of Labor, Bureau of Labor
3 Statistics, for the previous 12-month period on a cumulative
4 basis. Any adjustment which is less than 50¢ shall be rounded
5 down to the next lowest dollar amount and any adjustment which
6 is 50¢ or greater shall be rounded up to the next highest dollar
7 amount.

8 (e) Fees.--Licensing costs under this section shall not be
9 considered fees for purposes of section 30 or 31.

10 Section 2. This act shall take effect immediately.