

**Northeast Equipment Dealers Association (NEDA)**  
**Proposed Amendments to S.224,**  
**An act relating to warranty obligations of equipment dealers and suppliers**  
**Senate Economic Development, Housing and General Affairs Committee**  
**January 14, 2016**

NEDA respectfully requests that the committee consider amending S.224 as set forth below.

**Purpose: The purpose of these amendments are to expand the scope of the bill so that snowmobile dealers selling snowmobiles are covered by the protections in the law and to add a reference to ATVs in Sec. 5 (Repurchase terms) that was inadvertently omitted in the bill as introduced.**

*Note that NEDA's proposed amendments to S.224 are bold-faced and italicized:*

1. Sec. 3. 9 V.S.A. § 4071, Definitions:

\* \* \*

(2) "Dealer" means a person, ~~corporation, or partnership~~ primarily engaged in the business of retail sales of farm and utility tractors, farm implements, farm machinery, forestry equipment, industrial equipment, utility equipment, yard and garden equipment, construction equipment, all-terrain vehicles as defined in 23 V.S.A. § 3801(1), snowmobiles as defined in 23 V.S.A. § 3201(5), attachments, accessories, and or repair parts. Provided, however, "dealer" shall not include a "single line dealer" primarily engaged in the retail sale and service of industrial, forestry, and construction equipment. "Single line dealer" means a person, ~~partnership or corporation~~ who:

\* \* \*

(4) "Inventory" means farm, utility, forestry, or industrial equipment, implements, machinery, yard and garden equipment, construction equipment, all-terrain vehicles as defined in 23 V.S.A. § 3801(1), snowmobiles as defined in 23 V.S.A. § 3201(5), attachments, or repair parts. ~~These terms do not include heavy construction equipment.~~ The term repair parts includes bundled parts, which means several related parts, components, or accessories that the supplier requires the dealer to purchase in a single transaction.

2. Sec. 5. 9 V.S.A. § 4074, Repurchase Terms

\* \* \*

(b) The supplier shall pay the dealer:

(1) ~~100~~ one hundred percent of the net cost of all new and undamaged and complete farm and utility tractors, utility equipment, forestry equipment, industrial equipment, farm implements, farm machinery, yard and garden equipment, construction equipment, all-terrain vehicles as defined in 23 V.S.A. § 3801(1), snowmobiles as defined in 23 V.S.A. § 3201(5), attachments, and accessories purchased from the supplier within the 30-month period preceding the date of termination, less a reasonable allowance for deterioration attributable to weather conditions at the dealer's location.;