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S.47

Introduced by Senators Perchlik, Baruth, Cummings, Pollina and Ram

Referred to Committee on

Date:

Subject: Motor vehicles; motor vehicle dealers; motor vehicle manufacturers

Statement of purpose of bill as introduced: This bill proposes to allow certain motor vehicle manufacturers to own, operate, or control a motor vehicle warranty or service facility located in the State.

An act relating to motor vehicle manufacturers and motor vehicle warranty or service facilities

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 9 V.S.A. § 4086(i) is amended to read:

(i) It is unlawful for a franchisor, manufacturer, factory branch, distributor branch, or subsidiary to own, operate, or control, either directly or indirectly, a motor vehicle warranty or service facility located in the State except:

(1) on an emergency or interim basis; ~~or~~

(2) if no qualified applicant has applied for appointment as a dealer in a market previously served by a new motor vehicle dealer of that manufacturer's line-make; or

(3) if the manufacturer:

1 (A) exclusively manufactures or assembles zero emissions vehicles;

2 (B) is a dealer registered pursuant to 23 V.S.A. chapter 7,

3 subchapter 4;

4 (C) directly owns the motor vehicle warranty or service facility;

5 (D) operates a dealership that meets the requirements of 23 V.S.A.

6 § 450a(a)(4) and (c) at the same location as the motor vehicle warranty or

7 service facility; and

8 (E) does not currently have or had not previously had a valid sales

9 and service agreement, franchise, or contract with a new motor vehicle dealer,

10 as defined under 9 V.S.A. § 4085(13), operating in the State.

11 Sec. 2. EFFECTIVE DATE

12 This act shall take effect on passage.