

SENATE BILL 152

By Green

AN ACT to amend Tennessee Code Annotated, Title 55,
Chapter 17, relative to sales of motorcycles at
temporary locations.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-17-102, is amended by adding the following as new, appropriately designated subdivisions:

() "Motorcycle dealer" means a motor vehicle dealer licensed pursuant to this part and engaged in the business of selling, offering to sell, soliciting, or advertising the sale of new or used motorcycles;

() "Temporary site" means a location other than the motorcycle dealer's established place of business at which new or used motorcycles are sold, offered for sale, solicited, or advertised for which a temporary site permit has been issued by the commission in accordance with § 55-17-110(f);

SECTION 2. Tennessee Code Annotated, Section 55-17-110, is amended by adding the following as a new subsection:

(f)

(1) Notwithstanding subsection (a) or other law to the contrary, any motorcycle dealer engaging, acting, or serving in selling, offering to sell, soliciting, or advertising the sale of new or used motorcycles at a temporary site shall obtain and hold a temporary site permit pursuant to this subsection (f).

(2) To obtain a temporary site permit, a motorcycle dealer shall provide, on a form prescribed by the commission, the following:

(A) The address, including county, of the motorcycle dealer's established place of business;

(B) The address, including county, of the temporary site location;

(C) The dates and hours of the temporary site sale; and

(D) The name, address, and contact person of any sponsors, promoters, and lending institutions involved in or to be represented at the temporary site sale.

(3) The filing fee for each application for a temporary site permit shall be one hundred dollars (\$100.00).

(4) A motorcycle dealer may only obtain one (1) temporary site permit per calendar year.

(5) A temporary site permit shall be valid for seven (7) consecutive days and for the dates and hours of the sale as indicated in the application submitted to the commission and shall be prominently displayed at the temporary site at all times during the sale. A temporary site permit is not transferable to any other motorcycle dealer or temporary site location.

(6) The sales price of each motorcycle displayed at the temporary site shall be prominently displayed with the motorcycle. Any warranty information associated with the motorcycle shall be available upon request.

(7) Any motorcycle dealer displaying motorcycles at the temporary site shall have a representative present at all times during the temporary site sale.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring

it.