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H.155

Introduced by Representatives Till of Jericho, Anthony of Barre City,
Bartholomew of Hartland, Burke of Brattleboro, Campbell of
St. Johnsbury, Grad of Moretown, Hango of Berkshire, Hooper
of Burlington, Martin of Franklin, McCullough of Williston,
Morgan, L. of Milton, Mrowicki of Putney, Nicoll of Ludlow,
Stebbins of Burlington, and Yantachka of Charlotte

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

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

5 (3) if the manufacturer:

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

7 (B) is a dealer registered pursuant to 23 V.S.A. chapter 7,
8 subchapter 4;

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

10 (D) operates a dealership that meets the requirements of 23 V.S.A.
11 § 450a(a)(4) and (c) at the same location as the motor vehicle warranty or
12 service facility; and

13 (E) does not currently have or had not previously had a valid sales
14 and service agreement, franchise, or contract with a new motor vehicle dealer,
15 as defined under 9 V.S.A. § 4085(13), operating in the State.

16 Sec. 2. EFFECTIVE DATE

17 This act shall take effect on passage.