

BY: Senator Jimeno

AMENDMENTS TO SENATE BILL NO. 549

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 7, strike “and”; and in the same line, after “branch” insert “, and dealer, or agent or employee of a dealer,”.

AMENDMENT NO. 2

On page 1, strike in their entirety lines 27 through 30, inclusive, and substitute:

“(A) CONSISTENT WITH BOTH THE COMMON LAW AND THE MARYLAND CONSUMER PROTECTION ACT, A MANUFACTURER, DISTRIBUTOR, FACTORY BRANCH, DEALER, OR AGENT OR EMPLOYEE OF A DEALER SHALL OWE A DUTY OF GOOD FAITH TO A CONSUMER IN THE CONDUCT OF ALL TRANSACTIONS SUBJECT TO THE REQUIREMENTS OF THIS TITLE.

(B) A MANUFACTURER, DISTRIBUTOR, FACTORY BRANCH, DEALER, OR AGENT OR EMPLOYEE OF A DEALER SHALL HAVE THE BURDEN OF PROOF IN ESTABLISHING THAT IT ACTED IN GOOD FAITH AND HAD GOOD CAUSE FOR ENGAGING IN ANY CONDUCT GIVING RISE TO A CLAIM BY A CONSUMER RELATING TO THE REQUIREMENTS OF THIS TITLE.”.