

HB0235/770116/1

BY: Environment and Transportation Committee

AMENDMENTS TO HOUSE BILL 235
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 6, strike “and if” and substitute a comma; in line 7, after “distributor” insert “, and the manufacturer or distributor does not have a certain relationship with another manufacturer or distributor licensed as a dealer under this Act; limiting the number of licenses that may be issued under this Act; establishing that a certain license may only be issued for a dealership located in Montgomery County; requiring the Motor Vehicle Administration to adopt regulations to implement this Act”; strike beginning with “authorizing” in line 7 down through “factors;” in line 9; after line 11, insert:

“BY repealing and reenacting, without amendments,

Article – Transportation

Section 15-302(a)

Annotated Code of Maryland

(2012 Replacement Volume and 2014 Supplement)”;

and strike in their entirety lines 17 through 21, inclusive.

AMENDMENT NO. 2

On page 1, after line 24, insert:

“15-302.

(a) A person may not conduct the business of a dealer unless the person is licensed by the Administration under this subtitle.”.

AMENDMENT NO. 3

(Over)

On page 3, in line 11, after “(2)” insert “(I)”; in the same line, after “SECTION” insert “AND SUBJECT TO SUBPARAGRAPH (II) OF THIS PARAGRAPH”; in lines 13 and 15, strike “(I)” and “(II)”, respectively, and substitute “1.” and “2.”, respectively; in line 14, strike “AND”; in line 16, after “DISTRIBUTOR” insert “;

3. THE MANUFACTURER OR DISTRIBUTOR, OR A SUBSIDIARY, AN AFFILIATE, OR A CONTROLLED ENTITY OF THE MANUFACTURER OR DISTRIBUTOR, DOES NOT HOLD A CONTROLLING INTEREST IN ANOTHER MANUFACTURER OR DISTRIBUTOR, OR A SUBSIDIARY, AN AFFILIATE, OR A CONTROLLED ENTITY OF THE OTHER MANUFACTURER OR DISTRIBUTOR, THAT IS LICENSED AS A DEALER UNDER THIS PARAGRAPH; AND

4. NO OTHER MANUFACTURER OR DISTRIBUTOR, OR SUBSIDIARY, AFFILIATE, OR CONTROLLED ENTITY OF THE OTHER MANUFACTURER OR DISTRIBUTOR, THAT IS LICENSED AS A DEALER UNDER THIS PARAGRAPH, HOLDS A CONTROLLING INTEREST IN THE MANUFACTURER OR DISTRIBUTOR, OR A SUBSIDIARY, AN AFFILIATE, OR A CONTROLLED ENTITY OF THE MANUFACTURER OR DISTRIBUTOR”;

after line 16, insert:

“(II) 1. SUBJECT TO SUBSUBPARAGRAPH 2 OF THIS SUBPARAGRAPH, NO MORE THAN TWO LICENSES MAY BE ISSUED UNDER THIS PARAGRAPH.

2. ONE LICENSE ISSUED UNDER THIS PARAGRAPH MAY ONLY BE ISSUED FOR A DEALERSHIP LOCATED IN MONTGOMERY COUNTY.

(III) THE ADMINISTRATION SHALL ADOPT REGULATIONS TO IMPLEMENT THIS PARAGRAPH.”;

and strike in their entirety lines 20 through 31, inclusive.