

# HOUSE BILL 756

R4

7lr1579

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By: **Delegate Stein**

Introduced and read first time: February 2, 2017

Assigned to: Environment and Transportation

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Committee Report: Favorable

House action: Adopted

Read second time: March 2, 2017

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Vehicle Laws – Annual Vehicle Shows**

3 FOR the purpose of exempting a motorcycle dealer and a salesman employed by the dealer  
4 from restrictions on the number of annual vehicle shows in which the dealer or  
5 salesman may participate; creating an exception for motorcycle shows to the general  
6 requirement that vehicle shows offer only new vehicles; modifying a certain  
7 requirement that an application to the Motor Vehicle Administration to participate  
8 in a vehicle show include the names and addresses of all participating dealers;  
9 exempting certain motorcycle dealers from certain provisions of law governing the  
10 sale of vehicles at vehicle shows; authorizing a motorcycle dealer or salesman to  
11 conduct all aspects of a motorcycle sale at a vehicle show; and generally relating to  
12 annual vehicle shows.

13 BY repealing and reenacting, with amendments,  
14 Article – Transportation  
15 Section 15–304(c), (d), and (e)  
16 Annotated Code of Maryland  
17 (2012 Replacement Volume and 2016 Supplement)

18 BY adding to  
19 Article – Transportation  
20 Section 15–304(f)  
21 Annotated Code of Maryland  
22 (2012 Replacement Volume and 2016 Supplement)

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
2 That the Laws of Maryland read as follows:

3 **Article – Transportation**

4 15–304.

5 (c) Notwithstanding the provisions of this section:

6 (1) A new vehicle dealer, or a licensed vehicle salesman who is employed  
7 by the dealer, may participate in 2 annual vehicle shows for each dealer location.

8 (2) A display or exhibit of vehicles provided by a vehicle manufacturer is  
9 not a vehicle show under this section if buyers' orders are not executed and deposits are not  
10 accepted.

11 (3) **(I)** A new vehicle dealer franchised to sell Class M motor homes or  
12 Class G trailers, or a licensed salesman who is employed by the dealer, may participate in  
13 more than 2 annual vehicle shows, if the shows are limited to Class M motor homes or Class  
14 G trailers.

15 **(II) A NEW VEHICLE DEALER FRANCHISED TO SELL**  
16 **MOTORCYCLES, OR A LICENSED SALESMAN WHO IS EMPLOYED BY THE DEALER, MAY**  
17 **PARTICIPATE IN MORE THAN 2 ANNUAL VEHICLE SHOWS.**

18 (d) A vehicle dealer or licensed vehicle salesman listed in subsection (c) of this  
19 section may participate in a vehicle show if:

20 (1) The dealer holds a valid license issued under this title; and

21 (2) At least 60 days before the vehicle show, an application is filed with the  
22 Administration, for approval by the Administration, that contains:

23 (i) A list of the names and business addresses of participating  
24 dealers **TO THE EXTENT KNOWN;**

25 (ii) The location of the vehicle show;

26 (iii) The specific dates on which the vehicle show will be held; and

27 (iv) Other reasonable information required by the Administration;

28 and

29 (3) The vehicle show does not exceed 10 consecutive days and, **EXCEPT**  
30 **FOR MOTORCYCLE SHOWS,** is restricted to new vehicles only.

1 (e) (1) **THIS SUBSECTION DOES NOT APPLY TO A LICENSED MOTORCYCLE**  
2 **DEALER OR A LICENSED MOTORCYCLE SALESMAN WHO IS EMPLOYED BY THE**  
3 **DEALER.**

4 (2) A licensed dealer, or a licensed vehicle salesman who is employed by  
5 the dealer, who participates in a vehicle show may execute a buyer's order and accept a  
6 deposit as provided in paragraph [(2)] (3) of this subsection.

7 [(2)] (3) A licensed dealer may not accept a deposit that:

8 (i) For an order for any vehicle, except a Class M motor home,  
9 exceeds 5 percent of the cost of the vehicle; or

10 (ii) For an order of a Class M motor home, exceeds 10 percent of the  
11 cost of the motor home.

12 [(3)] (4) Except as otherwise provided in paragraph [(1)] (2) of this  
13 subsection, a licensed dealer, or a licensed vehicle salesman who is employed by the dealer,  
14 shall conduct activities involved in a vehicle sale, including the completion of the sales  
15 contract, the issuance of temporary registration plates and a temporary registration  
16 certificate, and delivery of the vehicle, at the dealer's fixed location as shown in the dealer's  
17 application for the license.

18 (F) **A LICENSED MOTORCYCLE DEALER, OR A LICENSED SALESMAN WHO IS**  
19 **EMPLOYED AT A VEHICLE SHOW BY THE DEALER, MAY CONDUCT ALL ACTIVITIES**  
20 **INVOLVED IN A MOTORCYCLE SALE, INCLUDING EXECUTING A BUYER'S ORDER,**  
21 **ACCEPTING A DEPOSIT OF ANY AMOUNT, COMPLETING THE SALES CONTRACT,**  
22 **ISSUING TEMPORARY REGISTRATION PLATES AND A TEMPORARY REGISTRATION**  
23 **CERTIFICATE, AND DELIVERY OF THE MOTORCYCLE.**

24 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July  
25 1, 2017.

Approved:

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Governor.

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Speaker of the House of Delegates.

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President of the Senate.