

HOUSE BILL 679

R4

(2lr2731)

ENROLLED BILL

— *Environment and Transportation/Judicial Proceedings* —

Introduced by **Delegates Stein, Foley, and Fraser-Hidalgo**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this

_____ day of _____ at _____ o'clock, _____ M.

Speaker.

CHAPTER _____

1 AN ACT concerning

2 **Vehicle Laws – Licensing of Businesses and Occupations – Definition of Vehicle**
3 **Salesman**

4 FOR the purpose of altering the definition of “vehicle salesman” as it relates to certain
5 vehicle laws governing the licensing of businesses and occupations to include certain
6 individuals who negotiate with or induce other persons to enter into certain
7 agreements; and generally relating to vehicle salesmen and the licensing of
8 businesses and occupations.

9 BY repealing and reenacting, with amendments,
10 Article – Transportation
11 Section 15–101(g)
12 Annotated Code of Maryland
13 (2020 Replacement Volume and 2021 Supplement)

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.

Italics indicate opposite chamber/conference committee amendments.



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

Article – Transportation

15–101.

(g) (1) “Vehicle salesman” means, except as provided in paragraph (2) of this subsection, any individual who:

(i) For a commission or other compensation, under any form of agreement or arrangement with a dealer, buys, sells, or exchanges or negotiates or attempts to negotiate a sale or exchange of an interest in a vehicle of a type required to be registered under Title 13 of this article; [or]

(ii) Induces or attempts to induce any other person to buy or exchange an interest in a vehicle of a type required to be registered under Title 13 of this article and receives or expects to receive a commission or other compensation from either the seller or the buyer of the vehicle; **OR**

(iii) FOR A COMMISSION OR OTHER COMPENSATION, ~~UNDER ANY FORM OF AGREEMENT OR ARRANGEMENT WITH A DEALER,~~ NEGOTIATES WITH OR INDUCES ANY OTHER PERSON TO ENTER INTO A FINANCIAL SECURITY, ~~INSURANCE,~~ OR WARRANTY AGREEMENT ON BEHALF OF A DEALER IN CONNECTION WITH THE SALE OF A VEHICLE.

(2) “Vehicle salesman” does not include:

(i) A person described in subsection (c)(3) of this section;

(ii) An individual acting as a representative of a person described in subsection (c)(3) of this section;

(iii) A person who:

1. Is compensated for arranging for the leasing of a vehicle for a period exceeding 180 days; and

2. As an incidental step in the consummation of the lease, induces or arranges for the sale of a vehicle from a licensed dealer to another person, who in turn leases the vehicle to a lessee under a lease not intended as a security; or

(iv) A person engaged in the leasing of vehicles under leases not intended as security.

1 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2022.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.