

## Department of Planning and Budget 2001 Fiscal Impact Statement

1. **Bill Number** SB1095

<b>House of Origin</b>	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

2. **Patron** Mims

3. **Committee** Transportation

4. **Title** Motor vehicle dealers; damages caused by statutory violations.

5. **Summary/Purpose:**

Motor vehicle dealers; damages caused by statutory violations. Adds a new section that allows a motor vehicle dealer to recover actual damages, court costs and attorney's fees for a statutory violation resulting in injury to its business or property.

6. **No Fiscal Impact**

7. **Budget amendment necessary:** No

8. **Fiscal implications:** This bill would be expected to have little or no impact upon the operations of DMV. DMV currently regulates and conducts hearings regarding certain issues or disputes between motor vehicle franchise dealers and manufacturers. The legislation would not be expected to create new issues or increase the number of hearings conducted by DMV.

The legislation would introduce a new opportunity for motor vehicle dealers to seek redress from the court for damages, costs of the suit, and attorney's fees when DMV has found that a violation of Article 7, Chapter 15 of Title 46.2 has occurred. Currently DMV conducts approximately 10 hearings on these matters annually. The courts could be expected to absorb the anticipated number of cases using current staffing levels.

9. **Specific agency or political subdivisions affected:** DMV, Courts

10. **Technical amendment necessary:** No

11. **Other comments:**

**Date:** 01/22/01 /jam

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cc: Secretary of Transportation

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