

Department of Planning and Budget 2010 Fiscal Impact Statement

1. Bill Number: HB1269

House of Origin	<u>X</u>	Introduced	<u> </u>	Substitute	<u> </u>	Engrossed
Second House	<u> </u>	In Committee	<u> </u>	Substitute	<u> </u>	Enrolled

2. Patron: Janis

3. Committee: Transportation

4. Title: **Motor vehicle dealers; demonstrator vehicles; damaged vehicles; vehicle history reports; vehicle buyer's orders**

5. Summary: This bill establishes conditions under which dealers may sell damaged vehicles and demonstrator vehicles. The bill also specifies when dealers must supply buyers with vehicle history information.

6. No fiscal impact. Final.

7. Budget amendment necessary: No.

8. Fiscal implications: The bill deletes language that will be obsolete as of July 1, 2010 related to notice that dealers are required to provide customers in transactions that involve dealer-arranged financing. It also establishes a definition for "demonstrator vehicles," allows dealers to sell such vehicles as "new" under specific conditions, and establishes conditions and disclosures for dealers when selling vehicles that have been damaged in a collision.

The bill also states that dealers who provide customers, free of charge, a vehicle history report (e.g. "Carfax") prior to the sale, will not be held liable in any civil action for alleged failure to disclose previous damage to the vehicle unless evidence shows that the vehicle had sustained known repaired collision damage in excess of 25 percent of the vehicle's selling price or if the dealer had actual knowledge of or could have determined by examining the vehicle that it had material damage.

9. Specific agency or political subdivisions affected: Motor Vehicle Dealer Board.

10. Technical amendment necessary: No.

11. Other comments: This bill is a companion to SB293.

Date: 1/27/10/jlv

Document: G:\10-12\FIS\HB1269.Doc Janet Vogelgesang

cc: Secretary of Transportation