

Department of Planning and Budget 2018 Fiscal Impact Statement

1. Bill Number: HB839

House of Origin ☒ Introduced ☐ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☐ Enrolled

2. Patron: Collins

3. Committee: Transportation

4. Title: Rights and duties of motorcycle franchises, dealers, manufacturers, and distributors.

5. Summary: This bill makes substantially consistent between motor vehicle dealers and motorcycle dealers (i) the process by which the Department of Motor Vehicles (Department) reviews new or amended franchise or sales agreements offered in the Commonwealth; (ii) what qualifies as prohibited coercion of a retail dealer by a manufacturer or distributor; (iii) the prohibitions on a manufacturer's or distributor's discriminating against one dealer in favor of another; (iv) the obligations of all parties in regard to recalls, warranties, and sales incentives; (v) the process for mediation of disputes between parties to a franchise agreement; (vi) the prohibition on waiving certain dealer rights; (vii) the use of and limitations on manufacturer or distributor performance standards; (viii) the process for hearings before the Commissioner of the Department; and (ix) the rights of dealers to sell certain stock following the termination of the franchise.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Preliminary. See Item #8.

8. Fiscal Implications: The Department of Motor Vehicles anticipates no fiscal impact to the state from this bill.

9. Specific Agency or Political Subdivisions Affected: Department of Motor Vehicles, Motor Vehicle Dealer Board.

10. Technical Amendment Necessary: No.

11. Other Comments: None.

Date: 1/17/2018

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c: Secretary of Transportation