

Chapter 747

(House Bill 756)

AN ACT concerning

Vehicle Laws – Annual Vehicle Shows

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

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

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

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

Article – Transportation

15–304.

(c) Notwithstanding the provisions of this section:

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

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

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

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

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

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

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

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

(ii) The location of the vehicle show;

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

(iv) Other reasonable information required by the Administration;

and

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

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

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

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

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

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

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

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

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

Approved by the Governor, May 25, 2017.