

State of Arkansas

77th General Assembly

Regular Session, 1989

A Bill

HOUSE BILL

1312

By: Representative D. Wood

For An Act To Be Entitled

"AN ACT TO AMEND SUBDIVISION (21) OF ARKANSAS CODE 23-112-103
PERTAINING TO THE DEFINITION FOR "RELEVANT MARKET AREA" FOR
MOTOR VEHICLE DEALERS TO FURTHER DEFINE THE RELEVANT MARKET
AREA FOR MOTORCYCLE DEALERS; AND FOR OTHER PURPOSES"

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Subdivision (21) of Arkansas Code 23-112-103 is hereby amended to read as follows:

" (21) 'Relevant market area' means the area within a radius of twenty (20) miles around an existing dealer or the area of responsibility defined in the franchise, whichever is greater. However, where a manufacturer is seeking to establish an additional new motor vehicle dealer and there are one (1) or more existing new motor vehicle dealers of the same line make within a ten-mile radius of the proposed dealer site, the relevant market area shall in all instances be the area within a radius of ten (10) miles around an existing dealer. And further provided, that for motor vehicle dealers authorized to sell motorcycles and motorized cycles, including two, three, and four-wheeled motorcycles and motor-driven all-terrain vehicles other than multi-passenger vehicles sold by licensed motor vehicle dealers, the 'relevant market area' means the area within a radius of fifty (50) miles around an existing dealer or the area of responsibility defined in the franchise, whichever is greater;"

SECTION 2. All provisions of this act of general and permanent nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code Revision Commission shall incorporate the same in the Code.

SECTION 3. All laws and parts of laws in conflict with this act are hereby repealed.