

1 State of Arkansas
2 94th General Assembly
3 Regular Session, 2023
4
5 By: Senator M. Johnson
6

A Bill

SENATE BILL 395

For An Act To Be Entitled

8 AN ACT TO AMEND THE LAW CONCERNING THE OWNERSHIP,
9 OPERATION, OR CONTROL OF A MOTOR VEHICLE DEALER BY A
10 MANUFACTURER; AND FOR OTHER PURPOSES.
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Subtitle

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14 TO AMEND THE LAW CONCERNING THE
15 OWNERSHIP, OPERATION, OR CONTROL OF A
16 MOTOR VEHICLE DEALER BY A MANUFACTURER.
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19 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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21 SECTION 2. Arkansas Code § 23-112-403(a)(3)(B), concerning unlawful
22 practices under the Arkansas Motor Vehicle Commission Act, is amended to add
23 an additional subdivision to read as follows:

24 (v) The ownership, operation, or control of not more
25 than five (5) locations licensed as a motor vehicle dealer for the sale of
26 new motor vehicles and any number of locations that engage exclusively in the
27 repair of the manufacturer's line make of a motor vehicle provided that the
28 manufacturer:

29 (a) Manufactures or assembles zero-emission
30 motor vehicles exclusively and has never sold its line make of a motor
31 vehicle in this state through a franchised motor vehicle dealer of new motor
32 vehicles; and

33 (b) Has not acquired a controlling interest in
34 a franchisor or a subsidiary or other entity controlled by the franchisor, or
35 sold or transferred a controlling interest in the manufacturer to a
36 franchisor or subsidiary or other entity controlled by the franchisor.

