

House of Representatives State of Utah

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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March 1, 2010

Mr. Speaker:

The Transportation Committee reports a favorable recommendation on **H.B. 366**, MOTOR VEHICLE BUSINESS REGULATION ACT AMENDMENTS, by Representative B. Daw, with the following amendments:

- 1. Page 1, Lines 18 through 20:
 - provides that a person engaged in a title { lender } lending , check cashing, or { similar business } deferred deposit lending business
 - that comes into possession of motor vehicles incident to the person's <u>regular</u> business {-shall
 - 20 <u>be licensed as a used motor vehicle dealer</u>} <u>and sells the motor vehicle under</u> contractual rights that it may have in the motor vehicle is not considered a dealer;
- 2. Page 1, Line 27 through Page 2, Line 30:
 - provides that a person may not, for a fee, commission, or other form of
 - compensation, arrange, offer to arrange, or broker a transaction involving the sale or lease of
 - more than two used motor vehicles in any 12 consecutive month period, unless the person is
 - 30 licensed as a **new or used** motor vehicle dealer; and
- 3. Page 6, Lines 160 through 164:
 - (1) (a) An insurance company, bank, finance company, <u>company registered as a title lender under Title 7, Chapter 24, Title Lender Registration Act, company registered as a check casher or deferred deposit lender under Title 7, Chapter 23, Check Cashing and Deferred Deposit Lending Registration Act, public utility company,</u>
 - 161 commission impound yard, federal or state governmental agency, or any political subdivision
 - of any of them or any other person coming into possession of a motor vehicle as an







incident to

- its regular business, that sells the motor vehicle under contractual rights that it may have in the
- motor vehicle is not considered a dealer.
- 4. Page 6, Lines 172 through 174:
 - 172 {<u>(c) A person engaged in a title lender, check cashing, or similar business that</u> comes
 - into possession of motor vehicles incident to the person's business shall be licensed as a used
 - 174 motor vehicle dealer.
- 5. Page 12, Lines 353 through 356:
 - (1) (a) A person may not, for a fee, commission, or other form of compensation,
 - arrange, offer to arrange, or broker a transaction involving the sale or lease of more than two :
 - new <u>or used</u> motor vehicles in any 12 consecutive month period, unless the person is licensed
 - 356 under Subsection 41-3-202(1) **; or**
 - (ii) used motor vehicles in any 12 consecutive month period, unless the person is licensed under Subsection 41-3-202(2)
- 1. Page 8, Lines 218 through 219:
 - addresses of the individuals who will act as salespersons under authority of the license[-];
 - 219 (vi) at least five years of { personal and } business history;

Respectfully,

Bradley M. Daw Committee Chair

Voting: 12-1-1

Bill Number





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