

# H.B. 227

## TEST DRIVING VEHICLES

Representative **Fred C. Cox** proposes the following amendments:

1. *Page 1, Lines 14 through 21:*

14           ▶ provides that before a motor vehicle dealer allows a permissive user other than an  
15 officer, agent, or employee of a motor vehicle business to operate a motor vehicle  
16 owned by the dealer:

17           • the dealer shall provide written notification to the permissive user that the  
18 liability insurance coverage of the permissive user shall be the primary  
19 coverage ~~{;}~~ and

20           ~~{;}~~ the permissive user shall sign the written notification; or

• the dealer shall prominently display a sign on the premises of the motor vehicle business that notifies the permissive user that the liability insurance coverage of the permissive user shall be the primary coverage;

21           ▶ provides that if a motor vehicle business fails to provide the ~~{written}~~ notification:

2. *Page 1, Line 27 through Page 2, Line 28:*

27           ▶ provides that under certain circumstances, a motor vehicle dealer is required to have on file a  
28 signed, written

notification at any time a permissive user is operating a motor vehicle owned by the dealer; and

3. *Page 7, Lines 190 through 201:*

190           41-3-901. Motor vehicle liability coverage for permissive user of motor vehicle.

191           (1) Before a motor vehicle dealer allows a permissive user other than an officer, agent,

192 or employee of a motor vehicle business to operate a motor vehicle owned by the dealer ~~{;}~~ , the dealer shall provide notification to the permissive user that the liability insurance coverage of the permissive user shall be the primary coverage as required by Subsection 31A-22-303(2)(b).

(2) Notification under Subsection (1) shall be provided as follows:

193           (a) (i) the dealer shall provide written notification to the permissive user that the liability  
194 insurance coverage of the permissive user shall be the primary coverage as required by

195 Subsection 31A-22-303(2)(b); and

196           ~~{(b)}~~ (ii) the permissive user shall sign the written notification provided by the dealer under

197 Subsection ~~{(1)(a)}~~ (2)(a)(i) ~~{;}~~ ; or

(b) the dealer shall prominently display a sign on the premises of the motor vehicle business that notifies the permissive user that the liability insurance coverage of the permissive user shall be the

primary coverage as required by Subsection 31A-22-303(2)(b).

198            ~~{(2) The motor vehicle}~~    {(3) If the dealer provides notification in the manner described under  
                 Subsection (2)(a), the    dealer shall have on file a signed, written notification under  
199    Subsection    ~~{(1)}~~    {(2)(a)}    at any time a permissive user is operating a motor vehicle owned by the dealer.  
200            {(3) A person who violates this section is not subject to the criminal penalties described  
201    in Section 41-3-701    or any other criminal penalties .