

2003 ASSEMBLY BILL 777

January 29, 2004 – Introduced by Representatives AINSWORTH, ALBERS, GOTTLIEB, HINES, HUNDERTMARK, JESKEWITZ, M. LEHMAN, MONTGOMERY, MUSSER, OTT, PETROWSKI, STONE and VAN ROY, cosponsored by Senators LEIBHAM, S. FITZGERALD and SCHULTZ. Referred to Committee on Transportation.

1 **AN ACT to amend** 218.0114 (1) and 218.0119 (4) of the statutes; **relating to:**
2 unlicensed motor vehicle dealers, motor vehicle salespersons, and sales finance
3 companies, and providing a penalty.

Analysis by the Legislative Reference Bureau

Under current law, no person may act as a motor vehicle dealer, motor vehicle salesperson, or sales finance company without being licensed by the Department of Transportation (DOT). A person who violates this requirement may be fined not less than \$500 nor more than \$5,000.

This bill changes the fine to a forfeiture of not less than \$500 nor more than \$5,000.

Current law also requires a motor vehicle dealer, distributor, manufacturer, or transporter to report to DOT any change in its place of business and to surrender its dealer's license and dealer registration plates to DOT when the dealer, distributor, manufacturer, or transporter discontinues business or is subject to license revocation or suspension. A dealer, distributor, manufacturer, or transporter who fails to do so is subject to a fine of not more than \$200 or imprisonment for not more than six months or both.

Under this bill, a dealer, distributor, manufacturer, or transporter who fails to report to DOT any change in its place of business or to surrender its license and dealer registration plates to DOT when the dealer, distributor, manufacturer, or transporter discontinues business or is subject to license revocation or suspension may be required to forfeit not less than \$100 nor more than \$200.

