

WEST VIRGINIA LEGISLATURE

2018 REGULAR SESSION

Introduced

House Bill 4494

BY DELEGATES BYRD, COWLES, MILEY, SHOTT, PUSHKIN,

HARSHBARGER, ROWE, MCGEEHAN, ROBINSON AND

WARD

[Introduced February 12, 2018; Referred

to the Committee on the Judiciary.]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
 2 designated §17A-6-1c, relating to authorizing certain motor vehicle manufacturers to
 3 operate as new car dealers.

Be it enacted by the Legislature of West Virginia:

§17A-6-1c. Authorizing manufacturer direct sales of motor vehicles.

1 Notwithstanding any other code provision to the contrary, a manufacturer may be licensed
 2 and operate as a new motor vehicle dealer in this state if the manufacturer:

3 (1) Has been manufacturing zero emissions motor vehicles since at least 2008;

4 (2) Manufactures or assembles zero emissions motor vehicles exclusively and has never
 5 sold its line make of motor vehicles in this state through a franchised new motor vehicle dealer;
 6 and

7 (3) Has not acquired a controlling interest in a franchisor or a subsidiary or other entity
 8 controlled by a franchisor, or sold or transferred a controlling interest in such manufacturer to a
 9 franchisor or subsidiary or other entity controlled by such franchisor.

NOTE: The purpose of this bill is to authorize certain zero emission motor vehicle manufacturers to operate as new car dealers in West Virginia.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.