



# HOUSE BILL 617: Clarify Sale of Antique & Specialty Vehicles.

2017-2018 General Assembly

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<b>Committee:</b> House Transportation	<b>Date:</b> April 19, 2017
<b>Introduced by:</b> Reps. Ross, Hurley, Boles, Torbett	<b>Prepared by:</b> Howard Marsilio
<b>Analysis of:</b> First Edition	Committee Counsel

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**OVERVIEW:** *House Bill 617 would clarify, and add requirements, for motor vehicle dealers to obtain a supplemental temporary license to sell antique and specialty motor vehicles off premises, and would expand the definition for specialty motor vehicles.*

**CURRENT LAW:** Article 12 of Chapter 20 regulates motor vehicle distributors and dealers. G.S. 20-287 requires that motor vehicle dealers obtain a license. Generally, a license holder must sell vehicles in an established salesroom, with limited exceptions.

G.S. 20-292.1 allows a motor vehicle dealer to apply for a supplemental temporary license authorizing the off-premises sale of an "antique motor vehicle" or "specialty motor vehicle" for a limited time-period (10-days). Currently an applicant is required to:

- (1) Be licensed as a motor vehicle dealer under this Article.
- (2) Notify the applicable local office of the Division of the specific dates and location for which the license is requested.
- (3) Display a sign at the licensed location clearly identifying the dealer.
- (4) Keep and maintain the records required for the sale of motor vehicles under this Article.
- (5) Provide staff to work at the temporary location for the duration of the off-premises sale.
- (6) Meet any local government permitting requirements.
- (7) Have written permission from the property owner to sell at the location.

An "antique motor vehicle" is a motor vehicle manufactured at least 25 years prior to the current model year. A "specialty motor vehicle" is a motor vehicle manufactured 3 years prior to the current model year, of which 5000 vehicles or less were sold in that model year in the United States.

**BILL ANALYSIS:** House Bill 617 would clarify that a motor vehicle dealer, applying for a supplemental license to sell an antique or specialty motor vehicle, would need to meet all the requirements in G.S. 20-292.1 and the following additional requirements:

- Obtain a \$50,000 surety bond.
- Notify the Division of Motor Vehicles at least 60 days in advance of the event.
- Display a sign that clearly identifies the dealer in a conspicuous place.
- Have three salespersons licensed under the Article at the site of the off-premises sale.
- Advertise the event as an "antique" or "collectors" vehicle sale.

In addition, House Bill 617 would expand the definition of "specialty motor vehicle" to include a motor vehicle manufactured 10 years prior to the current model year, of which 15,000 or less were sold that model year in the United States.

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**EFFECTIVE DATE:** This act would become effective when it becomes law and would apply to licenses received on or after that date.