

them to any other person or persons or party or parties; but no dealer, owner, partner, or stockholder may see SELL, transfer or assign the franchise or any right thereunder without the consent of the manufacturer, distributor, or factory branch, which consent shall not be unreasonably withheld.

(b) Violation of any provisions of this section subjects any violator to whom the licensing provisions of this Part apply to the administrative sanctions of this Part; and to criminal prosecution.

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(a) The Administration may refuse, suspend, or revoke any license issued under this part if the Department finds that any manufacturer, distributor, or factory branch which is licensed or required to be licensed under this Part has:

(1) Violated any provision of the THIS Part VII or is performing or attempting to perform any act prohibited by this Part VII.

(2) Failed to comply with any written warranty agreement.

(3) Failed to reasonably compensate any dealer who holds an appointment as such from the manufacturer, or distributor of a Class A or Class B vehicle, for labor and parts or expenses incurred by any dealer with respect to manufacturer's warranty agreements or preparation and delivery obligations performed by any dealer or on a new vehicle. The failure of any manufacturer, distributor, or factory branch to pay to its dealer for work performed by the dealer in accordance with a manufacturer's warranty agreement, or preparation and delivery obligations, a labor rate equal to the labor rate normally charged by the dealer to his retail customers, for the particular type of labor involved, shall be a prima facie violation of this section FAILED TO REASONABLY COMPENSATE ANY AUTHORIZED MOTOR VEHICLE DEALER WHO PERFORMS WORK TO RECTIFY THE LICENSEE'S PRODUCT OR WARRANTY DEFECTS, OR DELIVERY AND PREPARATION OBLIGATIONS. IN THE DETERMINATION OF WHAT CONSTITUTES REASONABLE COMPENSATION UNDER THIS LAW, THE FACTORS TO BE GIVEN CONSIDERATION SHALL INCLUDE, AMONG OTHERS, THE COMPENSATION BEING PAID BY OTHER LICENSEES TO THEIR DEALERS, THE PREVAILING WAGE RATE BEING PAID BY THE DEALERS, AND THE PREVAILING LABOR RATE BEING CHARGED BY THE DEALERS, IN THE CITY OR COMMUNITY IN WHICH THE DEALER IS DOING BUSINESS.

(b) The Administration shall suspend or revoke any license issued under this Part only after a hearing. At least ten (10) days prior to the date set for the hearing, the Department shall notify the licensee in writing of any charge made and afford the licensee an opportunity to be heard in person and by counsel in reference thereto. The written notice shall be served by delivery to the licensee by registered mail to the business address of the licensee of record with the Department. The hearing on the charges shall be at a time and place the Administration prescribes. The Administration may subpoena and bring before it any person or documents, and take the testimony of any person under oath in the manner prescribed in judicial procedure in the courts of this State in civil