

REVISOR'S NOTE: This subsection is new language added as a modification, for purposes of this title, of the basic, broader definition of "dealer" in §11-111 of this article.

Paragraph (1) of this subsection is derived without substantive change from Art. 66 1/2, §5-101 (b).

Paragraph (2) of this subsection is derived from the "vehicle salesman" - exclusions contained in present Art. 66 1/2, §1-210(b). It is transferred here and revised for clarification and to conform to current practice; the persons described in present §1-210 (b) are exempt not only from the vehicle salesman licensing laws of this title, but, by clear implication, are exempt also from the dealer licensing laws.

In paragraph (2) (ii) of this subsection, the reference to "other financial institution" is added for clarity; the exception is intended to apply to banks and other institutional lenders as well as "finance" companies.

In paragraph (2) (iii) of this subsection, the reference to a "receiver, trustee, personal representative, or other person" is added to clarify the present, ambiguous reference to sales or disposals of vehicles "under the authority of any court".

Paragraph (2) (iv) is revised to clarify its intent to exempt only manufacturers, distributors, and their employees, and not any "persons" who sell to dealers. This interpretation conforms to current practice.

The only other changes are in style.

(C) NEW CLASS A OR CLASS B VEHICLE.

"NEW CLASS A VEHICLE" AND "NEW CLASS B VEHICLE" MEAN A NEW VEHICLE THAT, IF LATER SOLD AND REGISTERED IN THIS STATE, COULD BE REGISTERED EITHER AS A CLASS A (PASSENGER) VEHICLE OR A CLASS B (FOR HIRE) VEHICLE, AS THE CASE MAY BE.

REVISOR'S NOTE: This subsection is new language added to clarify present references to those vehicles, particularly as these references appear in Subtitle 2 of this title. Technically, a "new vehicle", as defined in §11-138 of this article, does not have a classification since it is as yet unregistered.