

(3) THIS SECTION DOES NOT ENTITLE AN HEIR, PERSONAL REPRESENTATIVE, OR FAMILY MEMBER TO OPERATE A DEALERSHIP WITHOUT THE SPECIFIC WRITTEN CONSENT OF THE SUPPLIER.

(G) NOTWITHSTANDING THE PROVISIONS OF THIS SECTION, IF A SUPPLIER AND A DEALER HAVE EXECUTED AN AGREEMENT CONCERNING SUCCESSION RIGHTS PRIOR TO THE DEALER'S DEATH, AND IF THE AGREEMENT HAS NOT BEEN REVOKED, THE AGREEMENT SHALL BE ENFORCED EVEN IF IT DESIGNATES SOMEONE OTHER THAN THE SURVIVING SPOUSE OR HEIR OF THE DECEDENT AS THE SUCCESSOR.

19-203.

(A) THIS TITLE DOES NOT REQUIRE THE REPURCHASING FROM A DEALER OF:

(1) A REPAIR PART WITH A LIMITED STORAGE LIFE OR OTHERWISE SUBJECT TO DETERIORATION, SUCH AS A GASKET OR BATTERY, EXCEPT FOR INDUSTRIAL "PRESS ON" INDUSTRIAL PNEUMATIC TIRES;

(2) A SINGLE REPAIR PART THAT IS PRICED AS A SET OF TWO OR MORE ITEMS;

(3) A REPAIR PART THAT, BECAUSE OF ITS CONDITION, IS NOT RESALABLE AS A NEW PART WITHOUT REPACKAGING OR RECONDITIONING;

(4) A REPAIR PART THAT IS NOT IN NEW, UNUSED, AND UNDAMAGED CONDITION;

(5) AN ITEM OF INVENTORY FOR WHICH A DEALER DOES NOT HAVE TITLE FREE OF ALL CLAIMS, LIENS, AND ENCUMBRANCES OTHER THAN THOSE OF THE SUPPLIER;

(6) ANY INVENTORY THAT THE DEALER CHOOSES TO RETAIN;

(7) ANY INVENTORY THAT WAS ORDERED BY THE DEALER AFTER EITHER PARTY'S RECEIPT OF NOTICE OF TERMINATION OF A FRANCHISE AGREEMENT;

(8) ANY FARM IMPLEMENTS OR MACHINERY, CONSTRUCTION, UTILITY, OR INDUSTRIAL EQUIPMENT, OUTDOOR POWER EQUIPMENT, OR ATTACHMENTS THAT ARE NOT CURRENT MODELS OR THAT ARE NOT IN NEW, UNUSED, UNDAMAGED, COMPLETE CONDITION, PROVIDED THAT EQUIPMENT THAT IS USED IN DEMONSTRATIONS OR LEASED UNDER § 19-202 OF THIS TITLE SHALL BE CONSIDERED NEW AND UNUSED;

(9) ANY FARM IMPLEMENTS OR MACHINERY, CONSTRUCTION, UTILITY, OR INDUSTRIAL EQUIPMENT, OUTDOOR POWER EQUIPMENT, OR ATTACHMENTS THAT WERE PURCHASED MORE THAN 36 MONTHS BEFORE NOTICE OF TERMINATION OF THE CONTRACT; OR

(10) ANY INVENTORY THAT WAS ACQUIRED BY THE DEALER FROM A SOURCE OTHER THAN THE SUPPLIER.