

(d) If a franchise required by this section is terminated in accordance with § 15-209 of this title, the license of the dealer shall be suspended automatically unless, before the effective date of termination, the licensed dealer files satisfactory evidence that the franchise has been extended. The Administration immediately shall notify the licensee of the suspension.

(e) Notwithstanding subsections (a) and (f) of this section, a manufacturer or distributor may be licensed as a dealer only if the manufacturer or distributor:

(1) Operates temporarily a dealership that:

(i) Was previously owned by a franchised dealer; and

(ii) Is for sale to any qualified person at a reasonable price; [or]

(2) Operates a dealership in a bona fide relationship in which an independent person:

(i) Has made a significant investment, subject to loss, in the dealership; and

(ii) Can reasonably expect to acquire full ownership of the dealership under reasonable terms and conditions[.] ;OR

(3) (I) IS A SECOND-STAGE MANUFACTURER AS DEFINED IN § 13-113.2(A)(7) OF THIS ARTICLE; AND

(II) DEALS ONLY IN CLASS E (TRUCK) VEHICLES WITH A GROSS WEIGHT LIMIT OF 10,000 POUNDS OR MORE AS DEFINED IN § 13-916 OF THIS ARTICLE.

(f) A manufacturer or distributor, or a person who is acting for a partnership or corporation that is owned or controlled by or under common control with a manufacturer or distributor, may not sell a new vehicle to a retail buyer.

SECTION 2. AND BE IT FURTHER ENACTED, That this Act is declared to be an emergency measure and necessary for the immediate preservation of the public health and safety and having been passed by a yea and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, it shall take effect from the date of its passage.

Approved April 29, 1987.

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