

certain new construction, farm, industrial, and outdoor power equipment, the supplier, under certain circumstances, shall repurchase certain items in the dealer's inventory; providing for the scope of this Act; defining certain terms; providing certain repurchase requirements and terms if a dealer dies or is adjudicated incompetent; specifying the terms and conditions under which a contract between a supplier and a dealer may be terminated; providing for the resolution of certain warranty claims on the termination of a contract between a supplier and a dealer; specifying the limitations, rights, and civil liabilities of suppliers and dealers relative to repurchase; and generally relating to contracts between dealers engaged in the business of retailing new construction, farm, industrial, or outdoor power equipment, and the wholesalers, manufacturers, or distributors of that equipment.

BY adding to

Article - Commercial Law

Section 19-101 through 19-505, inclusive, to be under the new title "Title 19. Equipment Dealer Contract Act" Annotated Code of Maryland (1983 Replacement Volume and 1986 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article - Commercial Law

TITLE 19. EQUIPMENT DEALER CONTRACT ACT

SUBTITLE 1. DEFINITIONS; GENERAL PROVISIONS

19-101.

(A) IN THIS TITLE, UNLESS THE CONTEXT REQUIRES OTHERWISE, THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.

(B) "CONSTRUCTION", "FARM", "INDUSTRIAL", AND "OUTDOOR POWER", WHEN USED TO REFER TO TRACTORS, IMPLEMENTS, ATTACHMENTS, OR REPAIR PARTS, HAVE THE MEANINGS COMMONLY USED AND UNDERSTOOD AMONG DEALERS AND SUPPLIERS OF THOSE TRADES.

(C) "CONTRACT" MEANS A WRITTEN OR ORAL CONTRACT OR AGREEMENT BETWEEN A DEALER AND A SUPPLIER BY WHICH:

(1) THE DEALER IS GRANTED THE RIGHT TO SELL THE SUPPLIER'S EQUIPMENT ; AND