

(1) WITHIN 15 DAYS AFTER THE RECEIPT OF THE NOTICE OF CANCELLATION OR NONRENEWAL, FILING WITH THE GRANTOR A NOTICE OF INTENTION TO OPPOSE THE CANCELLATION OR NONRENEWAL; AND

(2) IMPLEMENTING A PLAN, AS APPROVED BY THE GRANTOR, FOR THE CORRECTION OF THE DEFICIENCIES DESCRIBED BY THE GRANTOR AS CONSTITUTING THE REASONS FOR THE CANCELLATION OR NONRENEWAL.

(B) THE GRANTOR AND DISTRIBUTOR MUST MAKE GOOD FAITH EFFORTS TO MUTUALLY ADOPT THE PLAN DESCRIBED IN SUBSECTION (A)(2) OF THIS SECTION.

(C) UNLESS OTHERWISE MUTUALLY AGREED BY THE PARTIES, THE PLAN DESCRIBED IN SUBSECTION (A)(2) OF THIS SECTION MUST BE IMPLEMENTED WITHIN 60 DAYS OF ITS ACCEPTANCE BY THE GRANTOR.

(D) A NOTICE OF CANCELLATION OR NONRENEWAL SHALL BE INEFFECTIVE IF THE DISTRIBUTOR IMPLEMENTS THE PLAN DESCRIBED IN SUBSECTION (A)(2) OF THIS SECTION.

(E) A CANCELLATION OR NONRENEWAL SHALL BE EFFECTIVE IMMEDIATELY UPON THE EXPIRATION OF THE PERIOD PROVIDED IN SUBSECTION (C) OF THIS SECTION IF THE DISTRIBUTOR FAILS TO IMPLEMENT THE PLAN DESCRIBED IN SUBSECTION (A)(2) OF THIS SECTION.

(F) NOTHING IN THIS SECTION SHALL PERMIT A DISTRIBUTOR TO ATTEMPT TO CURE IF THE ONLY REASONS IDENTIFIED BY THE GRANTOR IN THE NOTICE REQUIRED UNDER § 11-1303(B)(2)(II) OF THIS SUBTITLE ARE REASONS THAT ARE NOT CURABLE BY THE DISTRIBUTOR, INCLUDING A GRANTOR'S DECISION TO ALTER ITS MARKETING AND DISTRIBUTION PRACTICES IN A WAY THAT ELIMINATES THE NEED FOR AN INDEPENDENT DISTRIBUTOR AS LONG AS THIS DECISION APPLIES UNIFORMLY TO ALL SIMILARLY SITUATED DISTRIBUTORS OF THAT MANUFACTURER'S PRODUCTS.

11-1306.

IF A DISPUTE ARISES BETWEEN THE GRANTOR AND THE DISTRIBUTOR RELATING TO THE NOTICE OF CANCELLATION OR NONRENEWAL, THE PLAN FOR THE CORRECTION OF THE DEFICIENCIES DESCRIBED BY THE GRANTOR AS THE REASONS FOR CANCELLATION OR NONRENEWAL, WHETHER OR NOT THE DISTRIBUTOR HAS COMPLIED WITH THE PLAN AND CORRECTED THE DEFICIENCIES DESCRIBED BY THE GRANTOR AS THE REASONS FOR CANCELLATION OR NONRENEWAL, OR THE PURCHASE PRICE OR FAIR MARKET VALUE OF ANY MERCHANDISE SUBJECT TO REPURCHASE UNDER § 11-1304 OF THIS SUBTITLE, THE GRANTOR AND DISTRIBUTOR SHALL SUBMIT THE DISPUTE TO ARBITRATION UNDER THE MARYLAND UNIFORM ARBITRATION ACT.

SECTION 2. AND BE IT FURTHER ENACTED, That if any provision of this Act or the application thereof to any person or circumstance is held invalid for any reason in a court of competent jurisdiction, the invalidity does not affect other provisions or any other application of this Act which can be given effect without the invalid provision or application, and for this purpose the provisions of this Act are declared severable.