

BILL SUMMARY
2nd Session of the 58th Legislature

Bill No.:	SB 512
Version:	Floor Substitute (FA1)
Request Number:	
Author:	Rep. Dobrinski
Date:	4/26/2022
Impact:	No Impact to Appropriated Budget

Research Analysis

The floor substitute for SB 512 creates the Hometown Auto-jobs Act of 2022. The measure makes numerous changes to motor vehicle dealers and the relationship with manufacturers and consumers. The measure allows a person to apply for licensure as a motor vehicle direct shipper license. It is unlawful to make delivery of a new motor vehicle from outside Oklahoma unless the deliver is made by a person licensed in Oklahoma. The measure outlines how a factory or third party acting on behalf of a third party is to treat consumer data. The measure modifies the definition of "new motor vehicle dealer" to include persons who lease, exchange or covey a new motor vehicle or accepts orders for sale, lease, exchange or other conveyance of a new motor vehicle, offers test drives or demonstrations of functions or features, or otherwise engages in any way in the business of selling, leasing, exchanging new motor vehicles and used motor vehicles, including software and hardware upgrades or changes. The measure provides a definition of "consumer data" that is collected by a dealer and provided by the dealer to a manufacturer or third party acting on behalf of a manufacturer. Provides a definition of "data management system" owned by a dealer. The measure defines "fleet vehicle". The measure provides that a factory or an entity affiliated by any ownership or control by the factory is not permitted to be licensed as a motor vehicle dealer. The measure provides that the initial fee for each motor vehicle direct shipper is to be \$300 with an annual renewal of \$100. The measure exempts manufacturers operating in Oklahoma from certain provisions when performing warranty repairs on its vehicles. The measure clarifies the ability of the Oklahoma Motor Vehicle Commission to impose a fine for violations and clarifies possible violations. The measure allows for a designated successor to a departing dealership operator. The measure authorizes a dealer to bring an action for a temporary or permanent injunction restraining a person from acting as a licensee. The measure clarifies "relevant market area" of a proposed new motor vehicle dealership. The measure provides a definition of "motor vehicle liability policy".

Prepared By: Brad Wolgamott

Fiscal Analysis

SB 512 modifies the regulatory duties of the Oklahoma Motor Vehicle Commission. The Oklahoma Motor Vehicle Commission is a non-appropriated state agency; therefor, it is anticipated that in the event the provisions of SB 512 result in additional efforts of costs to the Commission, such costs would be absorbed within the existing budgetary resources of the Commission. The measure is not expected to have a direct impact on state appropriations.

Prepared By: John McPhetridge

Other Considerations

None.

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