

Fiscal Note

State of Alaska
2018 Legislative Session

Bill Version:	CSHB 136(TRA)
Fiscal Note Number:	2
(H) Publish Date:	4/9/2018

Identifier: HB136CS(TRA)-LAW-CIV-04-04-18
 Title: MOTOR VEHICLE DEALER FRANCHISES
 Sponsor: CLAMAN
 Requester: House Labor & Commerce

Department: Department of Law
 Appropriation: Civil Division
 Allocation: Commercial and Fair Business
 OMB Component Number: 2717

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2019	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2019 Request	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
OPERATING EXPENDITURES	FY 2019	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimated SUPPLEMENTAL (FY2018) cost: 0.0 *(separate supplemental appropriation required)*
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2019) cost: 0.0 *(separate capital appropriation required)*
(discuss reasons and fund source(s) in analysis section)

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No
 If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version/comments:

This fiscal note addresses changes to HB 136 due to a Committee Substitute for the bill.

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Division:	Administrative Services Division	Date:	04/02/2018 10:53 AM
Approved By:	Jahna Lindemuth, Attorney General	Date:	04/04/18
Agency:	Department of Law		

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2017 LEGISLATIVE SESSION

Analysis

This bill amends AS 45.25, related to franchise agreements between manufacturers and new motor vehicle dealers. The bill adds new provisions relating to when good cause exists for termination of franchise agreements, and related to compensation for new motor vehicle dealers. The bill repeals and replaces AS 45.25.160, related to the transfer of a dealership to add more detail regarding the prevention or refusal to transfer a dealership. New sections, AS 45.25.200 and 45.25.210, contain provisions related to payment of warranty claims. The bill repeals and replaces AS 45.25.300, that sets out prohibitions for manufacturers; prohibited acts include requiring or coercing a dealer to change locations, requiring a predetermined number or percentage of vehicles; failure to deliver or offer a dealer new motor vehicles, requiring unreasonable advertising displays, requiring a dealer to accept or order products (motor vehicles, accessories, advertising, for example), requiring contributions or participation to an advertising campaign, or requiring a dealer to increase the price of a new motor vehicle subject to a pending retail sale.

The bill allows a private right of action between a manufacturer and a new motor vehicle dealer, which is consistent with current law. The Department of Law expects no fiscal impact if the bill becomes law.