

SENATE FLOOR AMENDMENT

Third Reading

BY SENATOR Hill

1 Amend engrossed bill, strike everything below the enacting clause and
2 substitute:

3 **"SECTION 1.** In Colorado Revised Statutes, 44-20-126, **amend**
4 (2)(c) and (2)(d); and **repeal** (2)(e) and (2)(f) as follows:

5 **44-20-126. Independent control of dealer - definitions.**
6 (2) Notwithstanding subsection (1) of this section, the following
7 activities are not prohibited:

8 (c) Participation in the ownership of the dealer solely for the
9 purpose of providing financing or a capital loan that will enable the dealer
10 to become the majority owner of the dealer in less than seven years; OR

11 (d) OWNERSHIP, operation, OR CONTROL of a ONE OR MORE motor
12 vehicle ~~dealer~~ DEALERS if the manufacturer MANUFACTURES ONLY
13 ELECTRIC VEHICLES AND has no ~~other~~ FRANCHISED dealers of the same
14 line-make in this state.

15 ~~(e) Ownership, operation, or control of a used motor vehicle~~
16 ~~dealer if the manufacturer owned, operated, or controlled the used motor~~
17 ~~vehicle dealer on January 1, 2009, and has continuously operated or~~
18 ~~controlled the used motor vehicle facilities after January 1, 2009; and~~

19 ~~(f) Operation of a motor vehicle dealer if the manufacturer was~~
20 ~~operating the dealer on January 1, 2009, so long as the dealer is in~~
21 ~~continuous operation after January 1, 2009.~~

22 **SECTION 2. Act subject to petition - effective date -**
23 **applicability.** (1) This act takes effect at 12:01 a.m. on the day following
24 the expiration of the ninety-day period after final adjournment of the
25 general assembly (August 5, 2020, if adjournment sine die is on May 6,
26 2020); except that, if a referendum petition is filed pursuant to section 1
27 (3) of article V of the state constitution against this act or an item, section,
28 or part of this act within such period, then the act, item, section, or part
29 will not take effect unless approved by the people at the general election
30 to be held in November 2020 and, in such case, will take effect on the
31 date of the official declaration of the vote thereon by the governor.

32 (2) This act applies to ownership, operation, or control of a motor
33 vehicle dealer on or after the applicable effective date of this act."

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