

By: Representatives Miles, Franks, Markham, To: Transportation
Eaton, Holden

COMMITTEE SUBSTITUTE
FOR
HOUSE BILL NO. 364

1 AN ACT TO PROHIBIT FRANCHISORS OF MOTOR VEHICLES FROM FORCING
2 ACCEPTANCES OF PRODUCTS NOT ORDERED OR DESIRED; AND FOR RELATED
3 PURPOSES.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

5 SECTION 1. Any franchisor of motor vehicles may not coerce,
6 or attempt to coerce, any franchisee to accept delivery of any
7 motor vehicle, parts, accessories, or any other commodities
8 connected therewith, which are not ordered by such franchisee; nor
9 withhold or delay delivery of motor vehicles out of the ordinary
10 course of business; nor discriminate against any franchisee by the
11 allocation or through the withholding from delivery of certain
12 models of motor vehicles ordered by a franchisee out of the
13 ordinary course of business; nor unfairly change or amend
14 unilaterally a franchisee's allotment of motor vehicles or quota
15 in a sales contest without reasonable cause. Any franchisor who
16 violates this section shall be civilly liable for all costs
17 incurred by a franchisee as a result of such violation.

18 (2) This section shall stand repealed from and after July 1,
19 2000.

20 SECTION 2. This act shall take effect and be in force from
21 and after July 1, 1999.