

By: Miles, Franks, Markham, Montgomery
(15th), Ward

To: Transportation

HOUSE BILL NO. 356

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

19 (2) This section shall stand repealed from and after July 1,
20 2001.

21 SECTION 2. This act shall take effect and be in force from

22 and after July 1, 2000.