

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

HOUSE BILL NO. 364  
(As Passed the House)

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18 (2) This section shall stand repealed from and after July 1,  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