

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1222 be amended to read as follows:

- 1 Page 9, delete lines 16 through 19.
- 2 Page 10, line 7, delete "IC 9-32-1-21." and insert "**IC 9-32-1-20.**"
- 3 Page 10, line 33, delete "IC 9-32-1-22." and insert "**IC 9-32-1-21.**"
- 4 Page 10, line 37, delete "IC 9-32-1-23." and insert "**IC 9-32-1-22.**"
- 5 Page 10, line 41, delete "IC 9-32-1-24." and insert "**IC 9-32-1-23.**"
- 6 Page 11, line 3, delete "IC 9-32-1-25." and insert "**IC 9-32-1-24.**"
- 7 Page 11, line 16, delete "IC 9-32-1-26." and insert "**IC 9-32-1-25.**"
- 8 Page 11, line 23, delete "IC 9-32-1-27." and insert "**IC 9-32-1-26.**"
- 9 Page 11, line 27, delete "IC 9-32-1-28." and insert "**IC 9-32-1-27.**"
- 10 Page 11, line 33, delete "IC 9-32-1-29." and insert "**IC 9-32-1-28.**"
- 11 Page 11, line 39, delete "IC 9-32-1-30." and insert "**IC 9-32-1-29.**"
- 12 Page 27, delete lines 19 through 23.
- 13 Page 27, line 24, delete "21." and insert "**20.**"
- 14 Page 27, line 34, delete "22." and insert "**21.**"
- 15 Page 28, line 14, delete "23." and insert "**22.**"
- 16 Page 28, line 17, delete "24." and insert "**23.**"
- 17 Page 28, line 22, delete "25." and insert "**24.**"
- 18 Page 28, line 25, delete "26." and insert "**25.**"
- 19 Page 28, line 27, delete "27." and insert "**26.**"
- 20 Page 28, line 31, delete "28." and insert "**27.**"
- 21 Page 28, line 35, delete "29." and insert "**28.**"
- 22 Page 28, line 38, delete "30." and insert "**29.**"
- 23 Page 36, line 15, delete "motor vehicles" and insert "**license plates**".
- 24 Page 36, line 17, after "(2)" insert "**displayed on vehicles**".

- 1 Page 43, line 3, delete "nine (9)" and insert "**eleven (11)**".
- 2 Page 43, between lines 25 and 26, begin a new line block indented
- 3 and insert:
- 4 "**(7) One (1) member must represent boat dealers.**
- 5 **(8) One (1) member must represent the recreational vehicle**
- 6 **industry."**
- 7 Page 43, line 26, delete "five (5)" and insert "**six (6)**".
- 8 Page 44, line 7, delete "Six (6)" and insert "**Seven (7)**".
- 9 Page 45, between lines 14 and 15, begin a new line blocked left and
- 10 insert:
- 11 "**An application for a wholesale dealer license must contain the**
- 12 **additional information required in section 2.3 of this chapter."**
- 13 Page 46, between lines 9 and 10, begin a new paragraph and insert:
- 14 "**Sec. 2.3. In addition to the requirements of section 2 of this**
- 15 **chapter, a license application for a wholesale dealer must contain**
- 16 **the following:**
- 17 (1) A:
- 18 (A) copy of a written lease that has a term of not less than
- 19 one (1) year; or
- 20 (B) copy of a deed for the property on which the wholesale
- 21 dealer intends to conduct business.
- 22 (2) If the application is the initial application, photographs of
- 23 the established place of business. The photographs must
- 24 include, but are not limited to the:
- 25 (A) major exterior advertising sign; and
- 26 (B) display and office building.
- 27 **Sec. 2.5. A wholesale dealer that has been issued a license under**
- 28 **this chapter must maintain the following standards for the license**
- 29 **to remain valid:**
- 30 (1) A conspicuous permanent sign with letters not less than six
- 31 (6) inches high bearing:
- 32 (A) the business name of the wholesale dealer; and
- 33 (B) the hours of operation of the wholesale dealer;
- 34 must be located in the interior of the established place of
- 35 business of the wholesale dealer.
- 36 (2) The office of the wholesale dealer must be:
- 37 (A) housed at the established place of business of the
- 38 wholesale dealer;
- 39 (B) not less than one hundred (100) square feet; and
- 40 (C) served with utilities such as electricity, lighting, heat,
- 41 and a landline business telephone exclusively for the use of
- 42 the wholesale dealer.
- 43 (3) The wholesale dealer or an employee of the wholesale
- 44 dealer must be present for the purposes of inspection of
- 45 records at the established place of business of the wholesale
- 46 dealer during the posted hours of operation of the business of

1 **the wholesale dealer.**
2 **(4) All business records of the wholesale dealer must be kept**
3 **at the licensed place of business of the wholesale dealer."**
4 Page 56, delete lines 25 through 27, begin a new line block indented
5 and insert:
6 **"(1) fail to pay a claim made by a dealer for compensation for:**
7 **(A) delivery and preparation work;**
8 **(B) warranty work; and**
9 **(C) incentive payments;**
10 **not later than thirty (30) days after the claim is approved;"**
11 Page 85, delete lines 35 through 42, begin a new paragraph and
12 insert:
13 **"SECTION 82. [EFFECTIVE JULY 1, 2012] (a) As used in this**
14 **SECTION, "committee" refers to the joint study committee on**
15 **transportation and infrastructure assessment and solutions**
16 **established by IC 2-5-28.5-2.**
17 **(b) As used in this SECTION, "secretary" refers to the**
18 **secretary of state holding office as set forth in IC 4-5-1-1.**
19 **(c) The committee shall study the feasibility of creating**
20 **administrative adjudication processes for the purpose of**
21 **addressing issues relating to persons licensed under IC 9-32-10.**
22 **(d) In conducting the study required by this SECTION, the**
23 **committee may consider:**
24 **(1) the criteria contained in IC 9-32-9-8(2)(B),**
25 **IC 9-32-9-8(2)(C), and IC 9-32-9-8(2)(D);**
26 **(2) deceptive franchise practices under IC 23-2-2.7; and**
27 **(3) other criteria that the committee considers necessary.**
28 **(e) In conducting the study required by this SECTION, the**
29 **committee shall consider, as a basis for its deliberation, House Bill**
30 **1340 (2012) as introduced.**
31 **(f) The committee shall report the results of the study required**
32 **by this SECTION to the legislative council and to the secretary in**
33 **an electronic format under IC 5-14-6 on or before November 1,**
34 **2012."**
35 Page 86, delete lines 1 through 12.
36 Re-number all SECTIONS consecutively.
 (Reference is to HB 1222 as printed January 27, 2012.)

Representative Yarde