

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 58th Legislature (2022)

4 HOUSE BILL 3221

 By: Roberts (Dustin)

7 AS INTRODUCED

8 An Act relating to motor vehicles; amending 47 O.S.
9 2021, Section 596.11, which relates to dealer
10 prohibited acts; prohibiting dealers from charging
 certain fees; and providing an effective date.

13 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

14 SECTION 1. AMENDATORY 47 O.S. 2021, Section 596.11, is
15 amended to read as follows:

16 Section 596.11 A. A dealer shall not do any of the following:

- 17 1. If a transient customer requests service work on a
18 recreational vehicle of a line-make that the dealer is authorized to
19 display and sell, fail to perform any warranty service work
20 authorized by a warrantor in a reasonably competent and timely
21 manner if failure to make such repairs would result in a safety
22 related issue or might render the recreational vehicle unusable;
- 23 2. Make a fraudulent warranty claim to a warrantor; ~~or~~
- 24 3. Misrepresent the terms of any warranty; or

1 4. Charge consumers predelivery inspection (PDI) fees.

2 B. A dealer shall indemnify a warrantor for any money paid or
3 costs incurred by a warrantor in connection with a claim or cause of
4 action asserted against the warrantor to the extent that payment or
5 costs incurred are based on the negligence or intentional misconduct
6 of the dealer. A dealer shall not limit the obligation to indemnify
7 described in this subsection by agreement with the warrantor. The
8 warrantor shall provide a dealer with a copy of any claim or
9 complaint in which an allegation described in this subsection is
10 made within ten (10) days after receiving the claim or complaint.

11 SECTION 2. This act shall become effective November 1, 2022.

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13 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE, dated
14 02/16/2022 - DO PASS.
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