

FOR OFFICE USE ONLY	

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed House Bill No. 261 by Representative Carmody

AMENDMENT NO. 1

On page 1, at the end of line 5, insert a comma ","

AMENDMENT NO. 2

On page 1, at the beginning of line 6, insert "franchise modification, and warranty"

AMENDMENT NO. 3

On page 2, line 21, after "(a)" insert "(i)"

AMENDMENT NO. 4

On page 3, between lines 5 and 6, insert the following:

"(ii) With respect to recreational products, to modify a franchise during the term of the agreement or upon its renewal if the modification substantially and adversely affects the franchisee's rights, obligations, investment, or return on investment without giving sixty-day written notice of the proposed modification to the licensee and the commission unless the modifications are required by law, court order, or the commission. Within the sixty-day notice period the licensee may file with the commission a complaint for a determination whether there is good cause for permitting the proposed modification. The party seeking to modify or replace an agreement shall demonstrate by a preponderance of the evidence that there is good cause for the modification or replacement. The commission shall schedule a hearing within sixty days to decide the matter. Multiple complaints pertaining to the same proposed modifications shall be consolidated for hearing. The proposed modification may not take effect pending the determination of the matter."

AMENDMENT NO. 5

On page 3, line 28, after "(4)" insert "(a)"

AMENDMENT NO. 6

On page 4, between lines 3 and 4, insert the following:

"(b) The provisions of Subparagraph (a) of this Paragraph shall not apply to recreational products dealers."