



## Please Support HB 18-1105

Representative Larry Liston & Senator Jack Tate

### Concerning Unlicensed Sales of Vehicles

- Necessary updates for HB17-1249—Concerning the Unlicensed Selling of Motor Vehicles.

HB 18-1105 provides important clean up to existing law by (1) addressing missing language regarding where fines are to be deposited; and (2) aligning statutes with regard to different types of vehicles.

In 2017, the General Assembly passed HB 17-1249 - commonly known as the “Curbstoning Bill.”

- *Curbstoning* (Unlicensed Sales) involves a person or persons who are regularly engaged in the business of buying and selling used automobiles for profit but without a license, insurance, bond, sales tax number, Federal tax ID, proper local permits or legally established place of business.

HB 17-1249 provided for penalties for anyone who willfully violates the law by acting as a dealer, manufacturer representative without proper authorization. The illegal behavior is subject to a Class 3 Misdemeanor. The legislation tied a lesser punishment for first offense and a stronger punishment for each additional offense.

The fines collected under this legislation were to be split between the law enforcement agency that issued the citation and the auto dealers license fund. Although there were two sections to the bill that directed the collection of fines, only one section added the correct wording to split the fines between the two funds. *HB 18-1105 corrects this error and splits the funds as intended.*

In addition, *HB 18-1105 also brings the powersports vehicle sales in line with the auto sales statutes on curbstoning*, allowing legitimate businesses that have purchased several vehicles for their own use to be able to sell off that those vehicles without falling under the “curbstoning” designation. An example would be a ski resort who wants to up-date their snowmobile fleet; they would be able to sell off their old vehicles without penalties.

We would greatly appreciate your support of this simple “house-cleaning” bill.

For more information, contact:

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