

1 Amend engrossed bill, strike everything below the enacting clause and  
2 substitute:

3       **"SECTION 1.** In Colorado Revised Statutes, 44-20-126, **amend**  
4       **(2)(c) and (2)(d); and repeal (2)(e) and (2)(f) as follows:**

5       **44-20-126. Independent control of dealer - definitions.**

6       (2) Notwithstanding subsection (1) of this section, the following  
7       activities are not prohibited:

8           (c) Participation in the ownership of the dealer solely for the  
9       purpose of providing financing or a capital loan that will enable the dealer  
10      to become the majority owner of the dealer in less than seven years; OR

11           (d) OWNERSHIP, operation, OR CONTROL of a ONE OR MORE motor  
12      vehicle ~~dealer~~ DEALERS if the manufacturer MANUFACTURES ONLY  
13      ELECTRIC VEHICLES AND has no ~~other~~ FRANCHISED dealers of the same  
14      line-make in this state.

15           (e) ~~Ownership, operation, or control of a used motor vehicle~~  
16      ~~dealer if the manufacturer owned, operated, or controlled the used motor~~  
17      ~~vehicle dealer on January 1, 2009, and has continuously operated or~~  
18      ~~controlled the used motor vehicle facilities after January 1, 2009;~~ and

19           (f) ~~Operation of a motor vehicle dealer if the manufacturer was~~  
20      ~~operating the dealer on January 1, 2009, so long as the dealer is in~~  
21      ~~continuous operation after January 1, 2009.~~

22       **SECTION 2. Act subject to petition - effective date -**  
23       **applicability.** (1) This act takes effect at 12:01 a.m. on the day following  
24      the expiration of the ninety-day period after final adjournment of the  
25      general assembly (August 5, 2020, if adjournment sine die is on May 6,  
26      2020); except that, if a referendum petition is filed pursuant to section 1  
27      (3) of article V of the state constitution against this act or an item, section,  
28      or part of this act within such period, then the act, item, section, or part  
29      will not take effect unless approved by the people at the general election  
30      to be held in November 2020 and, in such case, will take effect on the  
31      date of the official declaration of the vote thereon by the governor.

32       (2) This act applies to ownership, operation, or control of a motor  
33      vehicle dealer on or after the applicable effective date of this act.".

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