

1 ENGROSSED SENATE AMENDMENT
2 TO
3 ENGROSSED HOUSE
4 BILL NO. 1789

By: Kerbs of the House

5
6
7 and

8 Frix of the Senate

9
10 An Act relating to motor vehicles; amending 47 O.S.
11 2021, Section 596.3, as amended by Section 23,
12 Chapter 29, O.S.L. 2023 (47 O.S. Supp. 2024, Section
13 596.3), which relates to dealer sales responsibility;
14 disallowing certain activity at private off-premises
15 sales events outside certain area; authorizing
16 certain sales at certain events under certain
17 conditions; detailing conditions for sales activity
18 or display at certain events; authorizing certain
19 activities at certain private events under certain
20 conditions; detailing conditions for certain
21 activities; and providing an effective date.

22
23 AMENDMENT NO. 1. Page 1, strike the title, enacting clause and
24 entire bill and insert

25
26 "An Act relating to motor vehicles; amending 47 O.S.
27 2021, Section 596.3, as amended by Section 23,
28 Chapter 29, O.S.L. 2023 (47 O.S. Supp. 2024, Section
29 596.3), which relates to dealer sales responsibility;
30 disallowing certain activity at private off-premises
31 sales events outside certain area; authorizing
32 certain sales at certain events under certain
33 conditions; detailing conditions for sales activity
34 or display at certain events; authorizing certain
35 activities at certain private events under certain
36 conditions; detailing conditions for certain
37 activities; and providing an effective date.

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

2 SECTION 1. AMENDATORY 47 O.S. 2021, Section 596.3, as
3 amended by Section 23, Chapter 29, O.S.L. 2023 (47 O.S. Supp. 2024,
4 Section 596.3), is amended to read as follows:

5 Section 596.3. A. All of the following conditions shall apply
6 to the area of sales responsibility of a dealer included in a dealer
7 agreement between a manufacturer and a dealer:

8 1. The manufacturer shall designate in the dealer agreement the
9 area of sales responsibility exclusively assigned to the dealer;

10 2. The manufacturer shall not change the area of sales
11 responsibility of a dealer or establish another dealer for the same
12 line-make in that area during the term of the dealer agreement; and

13 3. The area of sales responsibility may not be reviewed or
14 changed without the consent of both parties until one (1) year after
15 the execution of the dealer agreement; and

16 4. The areas within municipal, county, or state-owned or -
17 controlled facilities or within the grounds of any county, district,
18 or state fair shall be exempt from manufacturer-designated areas of
19 sales responsibility, only for the purposes of sponsored off-
20 premises sales events.

21 B. A dealer promoting its own private off-premises sales event,
22 wherein that dealer is the sole participating dealer, shall not
23 conduct sales activity or display for sale recreational vehicles

1 outside of its designated manufacturer-designated area of sales
2 responsibility.

3 C. A dealer participating in a sponsored off-premises sales
4 event with other participating dealers may sell off-premises within
5 conduct sales activity or display for sale recreational vehicles
6 inside or outside the area of sales responsibility of the dealer
7 under the following circumstances:

8 1. At sanctioned recreational vehicle shows where the sales
9 event is held off-premises and at least sixty-seven percent (67%) of
10 the recreational vehicle dealers that are located within a sixty-
11 mile radius of the location of the show participate in the show. A
12 sanctioned A sponsored recreational vehicle show may be held only
13 under the following conditions:

14 a. the sponsoring entity of the sales event shall obtain
15 a permit from the Oklahoma New Motor Vehicle
16 Commission at the rate of Two Hundred Dollars
17 (\$200.00) per event. The permit shall be for a period
18 not to exceed ten (10) consecutive days,

19 b. dealer permits for a sanctioned sponsored recreational
20 vehicle show described in this paragraph shall be
21 obtained from the Commission at a rate of Fifteen
22 Dollars (\$15.00) for each motor home per sanctioned
23 recreational vehicle at the show,

1 c. new recreational vehicle dealers whose manufacturer-
2 approved area of responsibility includes the event
3 location shall be eligible to participate in the
4 sanctioned recreational vehicle show a dealer
5 participating in a sponsored off-premises sales show
6 shall not be denied a permit on the grounds that the
7 promotion is to be held within the relevant market
8 area of another dealer of the same-line make,

9 d. new recreational vehicle dealers shall obtain written
10 approval from the manufacturer or distributor to
11 participate in the sanctioned sponsored recreational
12 vehicle show, and

13 e. the sanctioned sponsored recreational vehicle show
14 shall be conducted within municipal, county, or state-
15 owned or ~~controlled~~ controlled facilities or within
16 the grounds of any county, district, or state fair-
17 and.

18 2. At nonsanctioned A private recreational vehicle shows show

19 where only one or more dealers dealer may sell recreational vehicles
20 off-premises may be held under the following conditions:

21 a. dealer permits for a nonsanctioned private
22 recreational vehicle show described in this paragraph
23 shall be obtained from the Commission at a rate of

- 1 Fifteen Dollars (\$15.00) for each recreational vehicle
2 per ~~nonsanctioned~~ recreational vehicle at the show,
3 b. the location of the ~~nonsanctioned~~ private recreational
4 vehicle show shall be within the manufacturer-approved
5 area of responsibility,
6 c. the ~~nonsanctioned~~ private recreational vehicle show
7 shall occur no more than five (5) consecutive days per
8 event, excluding county, district, or state fairs,
9 d. each dealer may participate in no more than eight
10 ~~nonsanctioned~~ private recreational vehicle shows per
11 calendar year, and
12 e. ~~nonsanctioned~~ private recreational vehicle shows shall
13 be, if held on privately owned property, shall be no
14 closer than two and one-half (2 1/2) miles to any
15 other ~~nonparticipating~~ recreational vehicle dealer;
16 provided, however, a ~~nonsanctioned~~ private
17 recreational vehicle show may be held on county or
18 municipally owned property with no mileage barrier
19 restriction,
20 f. a dealer shall obtain written approval from the
21 manufacturer or distributor to participate in a
22 private recreational vehicle show, and

1 g. the sponsoring entity of the private sales event must
2 provide written permission for the dealer to conduct
3 the event on the sponsor's property.

4 D. A dealer may display a recreational vehicle within the
5 designated area of responsibility of the dealer for promotional
6 purposes. At an off-premises display event, no sales activities
7 shall be conducted including, but not limited to, negotiations,
8 financing, and accepting credit applications. Sales or finance
9 personnel shall not be permitted to participate at an off-premises
10 display event. A permit for the off-premises display event shall
11 not be required.

12 E. A dealer agreement shall include a designated principal of
13 the dealer. A dealer agreement may identify a family member as the
14 successor of the principal or include a succession plan of the
15 dealer. A dealer may at any time change a designation or succession
16 plan made in the dealer agreement by providing written notice to the
17 manufacturer.

18 SECTION 2. This act shall become effective November 1, 2025."

Passed the Senate the 1st day of May, 2025.

Presiding Officer of the Senate

Passed the House of Representatives the _____ day of _____,
2025.

Presiding Officer of the House
of Representatives

1 ENGROSSED HOUSE
2 BILL NO. 1789

3 By: Kerbs of the House

4 and

5 Frix of the Senate

6

7 An Act relating to motor vehicles; amending 47 O.S.
8 2021, Section 596.3, as amended by Section 23,
9 Chapter 29, O.S.L. 2023 (47 O.S. Supp. 2024, Section
10 596.3), which relates to dealer sales responsibility;
11 disallowing certain activity at private off-premises
12 sales events outside certain area; authorizing
certain sales at certain events under certain
conditions; detailing conditions for sales activity
or display at certain events; authorizing certain
activities at certain private events under certain
conditions; detailing conditions for certain
activities; and providing an effective date.

13

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

15 SECTION 3. AMENDATORY 47 O.S. 2021, Section 596.3, as
16 amended by Section 23, Chapter 29, O.S.L. 2023 (47 O.S. Supp. 2024,
17 Section 596.3), is amended to read as follows:

18 Section 596.3. A. All of the following conditions shall apply
19 to the area of sales responsibility of a dealer included in a dealer
20 agreement between a manufacturer and a dealer:

21 1. The manufacturer shall designate in the dealer agreement the
22 area of sales responsibility exclusively assigned to the dealer;

1 2. The manufacturer shall not change the area of sales
2 responsibility of a dealer or establish another dealer for the same
3 line-make in that area during the term of the dealer agreement; and

4 3. The area of sales responsibility may not be reviewed or
5 changed without the consent of both parties until one (1) year after
6 the execution of the dealer agreement.

7 B. A dealer promoting its own private off-premises sales event,
8 wherein that dealer is the sole participating dealer, shall not
9 conduct sales activity or display for sale recreational vehicles
10 outside of its manufacturer designated area of sales responsibility.

11 C. A dealer participating in a sponsored off-premises sales
12 event with other participating dealers, may ~~sell off-premises within~~
13 conduct sales activity or display for sale recreational vehicles
14 inside or outside the area of sales responsibility of the dealer
15 under the following circumstances:

16 1. ~~At sanctioned recreational vehicle shows where the sales~~
17 ~~event is held off-premises and at least sixty-seven percent (67%) of~~
18 ~~the recreational vehicle dealers that are located within a sixty-~~
19 ~~mile radius of the location of the show participate in the show.~~ A
20 ~~sanctioned~~ A sponsored recreational vehicle show may be held only
21 under the following conditions:

- 22 a. the sponsoring entity of the sales event shall obtain
23 a permit from the Oklahoma New Motor Vehicle
24 Commission at the rate of Two Hundred Dollars

(\$200.00) per event. The permit shall be for a period not to exceed ten (10) consecutive days,

- b. dealer permits for a sanctioned sponsored recreational vehicle show described in this paragraph shall be obtained from the Commission at a rate of Fifteen Dollars (\$15.00) for each ~~motor home per sanctioned~~ recreational vehicle at the show,
 - c. ~~new recreational vehicle dealers whose manufacturer-~~ approved area of responsibility includes the event location shall be eligible to participate in the sanctioned recreational vehicle show a dealer participating in a sponsored off-premises sales show shall not be denied a permit on the grounds that the promotion is to be held within the relevant market area of another dealer of the same-line make,
 - d. new recreational vehicle dealers shall obtain written approval from the manufacturer or distributor to participate in the sanctioned sponsored recreational vehicle show, and
 - e. the sanctioned sponsored recreational vehicle show shall be conducted within municipal, county, or state-owned or controlled facilities or within the grounds of any county, district, or state fair; and.

1 2. ~~At nonsanctioned~~ A private recreational vehicle ~~shows~~ show
2 where only one ~~or more~~ dealers dealer may sell recreational vehicles
3 off-premises under the following conditions:
4 a. dealer permits for a ~~nonsanctioned~~ private
5 recreational vehicle show described in this paragraph
6 shall be obtained from the Commission at a rate of
7 Fifteen Dollars (\$15.00) for each recreational vehicle
8 per nonsanctioned recreational vehicle at the show,
9 b. the location of the ~~nonsanctioned~~ private recreational
10 vehicle show shall be within the manufacturer-approved
11 area of responsibility,
12 c. the ~~nonsanctioned~~ private recreational vehicle show
13 shall occur no more than five (5) consecutive days per
14 event, excluding county, district, or state fairs,
15 d. each dealer may participate in no more than eight
16 nonsanctioned private recreational vehicle shows per
17 calendar year, and
18 e. ~~nonsanctioned~~ private recreational vehicle shows ~~shall~~
19 be, if held on privately owned property, shall be no
20 closer than two and one-half (2 1/2) miles to any
21 other ~~nonparticipating~~ recreational vehicle dealer;
22 provided, however, a ~~nonsanctioned~~ private
23 recreational vehicle show may be held on county or
24

1 municipally owned property with no mileage barrier
2 restriction,
3 f. a dealer shall obtain written approval from the
4 manufacturer or distributor to participate in a
5 private recreational vehicle show, and

- 6 g. the sponsoring entity of the private sales event must
7 provide written permission for the dealer to conduct
8 the event on the sponsor's property.

9 D. A dealer may display a recreational vehicle within the
10 designated area of responsibility of the dealer for promotional
11 purposes. At an off-premises display event, no sales activities
12 shall be conducted including, but not limited to, negotiations,
13 financing, and accepting credit applications. Sales or finance
14 personnel shall not be permitted to participate at an off-premises
15 display event. A permit for the off-premises display event shall
16 not be required.

17 E. A dealer agreement shall include a designated principal of
18 the dealer. A dealer agreement may identify a family member as the
19 successor of the principal or include a succession plan of the
20 dealer. A dealer may at any time change a designation or succession
21 plan made in the dealer agreement by providing written notice to the
22 manufacturer.

23 SECTION 4. This act shall become effective November 1, 2025.
24

Passed the House of Representatives the 24th day of March, 2025.

Presiding Officer of the House
of Representatives

Passed the Senate the _____ day of _____, 2025.

Presiding Officer of the Senate