

IN THE SENATE

SENATE BILL NO. 1050

BY TRANSPORTATION COMMITTEE

AN ACT

1 RELATING TO MOTOR VEHICLE DEALERS; AMENDING SECTION 49-1637, IDAHO CODE, TO
2 REVISE PROVISIONS RELATING TO EDUCATION REQUIREMENTS OF APPLICANTS FOR
3 A WHOLESALE DEALER'S LICENSE.
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5 Be It Enacted by the Legislature of the State of Idaho:

6 SECTION 1. That Section 49-1637, Idaho Code, be, and the same is hereby
7 amended to read as follows:

8 49-1637. EDUCATION REQUIREMENTS FOR VEHICLE DEALERS. (1) Except as
9 provided in subsection (2) of this section, the following continuing edu-
10 cation requirements shall apply to a vehicle dealer for an initial dealer's
11 license and for the annual renewal, as provided in sections 49-1607(3) and
12 49-1634, Idaho Code, of a dealer's license:

13 (a) An applicant for an annual renewal of a dealer's license must com-
14 plete a four (4) hour education program as described in subsection (3)
15 of this section prior to submitting a renewal application for a vehicle
16 or vessel dealer license.

17 (b) An applicant requesting an initial vehicle or vessel dealer's li-
18 cense shall be required to provide certification that he has completed
19 a department approved prelicensing class or program, including an exam-
20 ination on the materials that were presented prior to submitting a li-
21 cense application.

22 (2) The education requirements of subsection (1) of this section do
23 not apply to an applicant for a full-time or part-time vehicle salesman's
24 license, manufacturer's license, or distributor's license ~~or wholesale~~
25 ~~dealer's license~~. The following applicants are also exempt from the provi-
26 sions of subsection (1) of this section:

27 (a) A vehicle dealer of nationally advertised and recognized new motor
28 vehicles or vessels; and

29 (b) A franchise dealer of new recreational vehicles, new motorcycles,
30 new all-terrain vehicles, new snowmobiles or new vessels.

31 (3) The continuing education programs and prelicensing class require-
32 ments required in subsection (1) of this section shall be developed with in-
33 put from motor vehicle industry organizations including, but not limited to,
34 the Idaho independent automobile dealers association, and shall be approved
35 by the department:

36 (a) Prelicensing classes shall consist of eight (8) hours of instruc-
37 tion or as otherwise approved by the department, which shall include the
38 written examination.

39 (b) Fees applicable to the prelicensing class shall not exceed three
40 hundred fifty dollars (\$350).

41 (c) Fees applicable to the dealer education program shall not exceed two
42 hundred dollars (\$200).

1 (d) Any provider as approved by the department shall make the dealer ed-
2 ucation programs and prelicensing classes available on a monthly basis,
3 at a minimum.

4 (4) The continuing education programs and the prelicensing class/pro-
5 grams required in subsection (1) of this section may be provided by accred-
6 ited educational institutions, private vocational schools, correspondence
7 schools or trade associations, provided that the continuing education pro-
8 gram and prelicensing class/programs have been approved by the department as
9 required in subsection (3) of this section.

10 (5) The department may promulgate rules as necessary to implement the
11 provisions of this section.