

HB26-1126

SENATE FLOOR AMENDMENT

Second Reading

BY SENATOR Simpson

1 Amend reengrossed bill, page 3, line 24, before "(7.5)" insert "(7)(c)
2 and".

3 Page 5, after line 13 insert:

4 "(c) BEFORE IMPOSING A FINE OR SUSPENDING OR REVOKING A
5 DEALER'S STATE PERMIT PURSUANT TO SUBSECTION (7)(a) OF THIS
6 SECTION, THE DEPARTMENT SHALL NOTIFY THE DEALER OF THE VIOLATION
7 AND ALLOW THE DEALER AT LEAST THIRTY DAYS TO CURE THE
8 DEFICIENCY; EXCEPT THAT THE DEPARTMENT MAY IMPOSE A FINE OR
9 SUSPEND OR REVOKE A DEALER'S STATE PERMIT WITHOUT ALLOWING THE
10 DEALER THIRTY DAYS TO CORRECT THE DEFICIENCY IF THE DEPARTMENT
11 FINDS THAT THE VIOLATION INVOLVES FRAUD, INTENTIONAL MISCONDUCT,
12 OR AN IMMEDIATE THREAT TO PUBLIC SAFETY. IF THE DEPARTMENT ISSUES
13 THE NOTICE AND OPPORTUNITY TO CURE AS DESCRIBED IN THIS
14 SUBSECTION (7)(c) AND THE DEALER CURES THE DEFICIENCY BEFORE THE
15 EXPIRATION OF THE CURE PERIOD, THE DEPARTMENT SHALL NOT IMPOSE
16 A FINE OR SUSPEND OR REVOKE THE DEALER'S STATE PERMIT."

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