

ONE HUNDRED SECOND LEGISLATURE - SECOND SESSION - 2012
COMMITTEE STATEMENT
LB896

Hearing Date: Tuesday January 31, 2012
Committee On: Transportation and Telecommunications
Introducer: Fischer
One Liner: Change motor vehicle industry regulations

Roll Call Vote - Final Committee Action:
Advanced to General File

Vote Results:

Aye: 8 Senators Campbell, Dubas, Fischer, Hadley, Janssen, Lautenbaugh,
Louden, Price

Nay:

Absent:

Present Not Voting:

Proponents:

Dusty Vaughan
Loy Todd

Representing:

Introducer- Senator Fischer
Nebraska New Car & Truck Dealers Association

Opponents:

Representing:

Neutral:

Representing:

Summary of purpose and/or changes:

LB 896 puts additional restrictions on motor vehicle manufacturers and franchisors in their dealings with motor vehicle dealer franchises.

Subsection (9) requires the manufacturer to pay any incentive or rebate to the dealer within 30 days of approval, and requires the manufacturer to approve or reject the claim within 30 days of receipt.

Subsection (10) limits the audit period to 12 months from the end of an incentive or rebate program.

Subsection (11) limits the reasons for a manufacturer's reduction or chargeback to a dealer's account for an incentive or rebate program (lack of documentation, false, fraudulent, or misrepresentation). The subsection requires that the dealer must be allowed to correct and re-submit a rejected claim. The subsection also prohibits a manufacturer from taking the dealer's funds until all appeals have been exhausted and the order is final.

Deb Fischer, Chairperson