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AN ACT
RELATING TO FRANCHISE AGREEMENTS; PROVIDING THAT A FRANCHISE
AGREEMENT INVOLVING RECREATIONAL VEHICLES INCLUDE RATES
CHARGED BY A DEALER FOR PERFORMING WARRANTY SERVICE;
AMENDING A SECTION OF THE NMSA 1978.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 57-16-6.2 NMSA 1978 (being Laws
1995, Chapter 19, Section 2) is amended to read:

"57-16-6.2. RECREATIONAL VEHICLES--FRANCHISE
AGREEMENTS. --

A. Every recreational vehicle manufacturer,
distributor or representative shall execute a written
franchise or sales agreement with each of its recreational
vehicle dealers. Each agreement shall include the following
provisions:

- (1) warranty service obligations, including
rates charged by a dealer for performing warranty service;
- (2) specific territory or market area
designation;
- (3) grounds for termination;
- (4) repurchase obligations;
- (5) sales volume and performance; and
- (6) dispute resolution procedures.

B. Notwithstanding the provisions of Subsection

1 A of this section, a dealer and manufacturer, distributor or
2 representative may mutually agree not to include the
3 provisions listed in Paragraphs (2) through (6) of
4 Subsection A of this section; provided, however, a written
5 declaration stating which of the provisions were
6 intentionally omitted and not applicable shall be
7 incorporated into the written agreement. "

8 Section 2. EFFECTIVE DATE. -- The effective date of the
9 provisions of this act is July 1, 2003. _____

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