

111TH CONGRESS
1ST SESSION

H. R. 2750

To restore the economic rights of automobile dealers, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 8, 2009

Mr. LATOURETTE (for himself, Mr. KUCINICH, Mr. MCCOTTER, Mr. NUNES, Mr. YOUNG of Alaska, Mr. MCKEON, Mr. TIBERI, Mr. YOUNG of Florida, Mr. TURNER, Mr. WHITFIELD, Mr. MCHENRY, and Mr. SIMPSON) introduced the following bill; which was referred to the Committee on Financial Services

A BILL

To restore the economic rights of automobile dealers, and
for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Automobile Dealer
5 Economic Rights Restoration Act of 2009”.

6 **SEC. 2. FINDINGS.**

7 The Congress finds the following:

1 (1) Automobile dealers are an asset to auto-
2 mobile manufacturers that make it possible to pene-
3 trate communities and sell automobiles nationally.

4 (2) The manufacturers obtain the benefits from
5 having a national dealer network at no material cost
6 to the manufacturers.

7 (3) Historically, automobile dealers have had
8 franchise agreement protections under State law.

9 **SEC. 3. RESTORATION OF ECONOMIC RIGHTS.**

10 (a) PRESERVATION OF RIGHTS.—In order to protect
11 assets of the Federal Government, and better assure the
12 viability of automobile manufacturers in which the Federal
13 Government has an ownership interest, no automobile
14 manufacturer in which the Federal Government has an
15 ownership interest may deprive an automobile dealer of
16 its economic rights as they existed prior to the commence-
17 ment of a bankruptcy case by the manufacturer, including
18 its rights to recourse under State law.

19 (b) RESTORATION OF FRANCHISE AGREEMENTS.—In
20 order to preserve economic rights pursuant to subsection
21 (a), automobile manufacturers covered under this Act
22 shall restore the franchise agreements with automobile
23 dealers that were in effect prior to the commencement of
24 a bankruptcy case by those manufacturers.

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