

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 605

BY TRANSPORTATION AND DEFENSE COMMITTEE

AN ACT

1 RELATING TO MOTOR VEHICLE DEALERS AND SALESMEN LICENSING; AMENDING SECTION  
2 49-1637, IDAHO CODE, TO PROVIDE FOR LIVE, INTERACTIVE, INSTRUCTOR-LED  
3 TRAINING AND TO MAKE TECHNICAL CORRECTIONS; AND DECLARING AN EMERGENCY  
4 AND PROVIDING AN EFFECTIVE DATE.  
5

6 Be It Enacted by the Legislature of the State of Idaho:

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

9 49-1637. EDUCATION REQUIREMENTS FOR VEHICLE DEALERS. (1) Except as  
10 provided in subsection (2) of this section, the following continuing edu-  
11 cation requirements shall apply to a vehicle dealer for an initial dealer's  
12 license and for the annual renewal, as provided in sections 49-1607(3) and  
13 49-1634, Idaho Code, of a dealer's license:

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

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

23 (2) The education requirements of subsection (1) of this section do not  
24 apply to an applicant for a full-time or part-time vehicle salesman's li-  
25 cense, manufacturer's license or distributor's license. The following ap-  
26 plicants are also exempt from the provisions of subsection (1) of this sec-  
27 tion:

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

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

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

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

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

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

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

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

11 (a) Have been approved by the department as required in subsection (3)  
12 of this section; and

13 (b) Are conducted with live, interactive, instructor-led training,  
14 whether in person or otherwise.

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

17 SECTION 2. An emergency existing therefor, which emergency is hereby  
18 declared to exist, this act shall be in full force and effect on and after  
19 July 1, 2022.