

No. 2008-77

## AN ACT

SB 1424

Amending the act of December 22, 1983 (P.L.306, No.84), entitled "An act providing for the State Board of Vehicle Manufacturers, Dealers and Salespersons; and providing penalties," providing for licensing cost.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. The act of December 22, 1983 (P.L.306, No.84), known as the Board of Vehicles Act, is amended by adding a section to read:

**Section 27.1 Licensing cost.**

*(a) Licensing cost.—Subject to the limitations established under subsection (c), a licensed dealer who has a contract with the Department of Transportation pursuant to 75 Pa.C.S. § 7501 (relating to authorization of messenger and agent services) may charge the purchaser of a vehicle a licensing cost permissible under 75 Pa.C.S. Ch. 19 (relating to fees) and the act of December 17, 1968 (P.L.1224, No.387), known as the Unfair Trade Practices and Consumer Protection Law, and regulations promulgated thereunder, to include any of the following:*

*(1) The actual cost incurred by the dealer for fees associated with titling and registering the vehicle, including messenger fees, notary fees and electronic transaction fees.*

*(2) A documentary preparation charge for:*

*(i) Preparation and completion of documents required to register and license the vehicle under 75 Pa.C.S. (relating to vehicles).*

*(ii) Collection and submission of taxes payable by the purchaser.*

*(iii) Preparation of any other information associated with titling and registration of a vehicle.*

*(b) Out-of-State title.—The provisions of subsection (a) shall apply whether or not the purchaser intends to title and register the vehicle outside this Commonwealth.*

*(c) Limitations.—The following limitations shall apply:*

*(1) A dealer which provides electronic transaction services for documents under subsection (a)(2) may impose a maximum charge of \$100 for calendar year 2008 and a maximum charge of \$120 for calendar year 2009.*

*(2) A dealer which does not provide electronic transaction services for document preparation under subsection (a)(2) may impose a maximum charge of \$80 for calendar year 2008 and a maximum charge of \$100 for calendar year 2009.*

*(d) Adjustment.—Beginning in January 2010, and annually thereafter, the licensing cost for documentary preparation shall be adjusted in*

*accordance with the Federal Consumer Price Index for All Urban Consumers (CPI-U) for all items as published by the United States Department of Labor, Bureau of Labor Statistics, for the previous 12-month period on a cumulative basis. Any adjustment which is less than 50¢ shall be rounded down to the next lowest dollar amount and any adjustment which is 50¢ or greater shall be rounded up to the next highest dollar amount.*

*(e) Fees.—Licensing costs under this section shall not be considered fees for purposes of section 30 or 31.*

Section 2. This act shall take effect immediately.

APPROVED—The 9th day of July, A.D. 2008.

EDWARD G. RENDELL