

REFERENCE TITLE: **off-premises vehicle sales; technical correction**

State of Arizona
House of Representatives
Fifty-fifth Legislature
Second Regular Session
2022

HB 2138

Introduced by
Representative Bolick

AN ACT

AMENDING SECTION 28-4495, ARIZONA REVISED STATUTES; RELATING TO VEHICLE DEALERS, AUTOMOTIVE RECYCLERS AND TRANSPORTERS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-4495, Arizona Revised Statutes, is amended to
3 read:

4 28-4495. Permits; cancellation; cease and desist order;
5 hearing

6 A. Notwithstanding any other law, if the licensee or exhibitor is
7 conducting an off-premises exhibition, off-premises display and sale or
8 special event pursuant to a permit granted under section 28-4401, on
9 determining that grounds for cancellation of an off-premises exhibition
10 permit, ~~AN~~ off-premises display and sales permit or a special event permit
11 exist, the director may issue a cease and desist order and notice of
12 cancellation of the permit to the licensee or exhibitor.

13 B. If the director determines that the licensee or exhibitor has
14 failed to obtain a permit authorized under section 28-4401 for an
15 off-premises exhibition, off-premises display and sale or special event,
16 the director may issue a cease and desist order and may suspend the
17 privilege of obtaining subsequent off-premises exhibition permits,
18 off-premises display and sales permits and special event permits for the
19 licensee or exhibitor for a period of one year from the date of
20 suspension.

21 C. A licensee or exhibitor whose off-premises exhibition permit,
22 off-premises display and sales permit or special event permit privileges
23 are canceled or suspended may request a hearing to show cause why the
24 permit privileges should not be canceled or suspended. At the time and
25 place fixed by the director, the licensee or exhibitor shall appear and be
26 heard. Other persons the licensee or exhibitor desires may be present and
27 may testify at the hearing.