

Session 125 - (2023-2024)

S 0344 General Bill, By Massey

Summary: Auto Closing Fees

A BILL TO AMEND THE SOUTH CAROLINA CODE OF LAWS BY ADDING SECTION 56-9-130 SO AS TO REQUIRE A MOTOR VEHICLE DEALER WHO CHARGES A CLOSING FEE TO PAY A REGISTRATION FEE AND REQUIRE THAT THE FEE MUST BE INCLUDED IN THE ADVERTISED PRICE OF THE MOTOR VEHICLE; TO DEFINE THE TERM CLOSING FEE; TO ESTABLISH THE PROCEDURES A DEALER SHALL UNDERTAKE BEFORE CHARGING A CLOSING FEE AND TO AUTHORIZE THE SECRETARY OF STATE TO DETERMINE WHETHER A CLOSING FEE IS REASONABLE; TO PROVIDE THAT A DEALER WHO COMPLIES WITH CERTAIN STATUTORY REQUIREMENTS MAY LAWFULLY CHARGE A CLOSING FEE, TO ALLOW A MOTOR VEHICLE DEALER TO ASSERT ANY DEFENSES PROVIDED TO A CREDITOR PURSUANT TO TITLE 37, AND TO ALLOW A PURCHASER INJURED OR DAMAGED BY THE ACTION OF A MOTOR VEHICLE DEALER IN VIOLATION OF CERTAIN STATUTORY REQUIREMENTS MAY ASSERT THE REMEDIES AVAILABLE PURSUANT TO TITLE 37; TO AUTHORIZE THE SECRETARY OF STATE TO ADMINISTER AND ENFORCE MOTOR VEHICLE DEALER CLOSING FEES, AND TO EXPRESS THE INTENT OF THE GENERAL ASSEMBLY, AND BY REPEALING SECTION 37-2-307 RELATING TO MOTOR VEHICLE SALES CONTRACTS CLOSING FEES.

01/10/23 Senate Introduced and read first time (Senate Journal-page 200)

01/10/23 Senate Referred to Committee on Transportation (Senate Journal-page 200)

02/09/23 Scrivener's error corrected