



General Assembly

**Amendment**

January Session, 2021

LCO No. 7651



Offered by:

SEN. MARONEY, 14<sup>th</sup> Dist.  
SEN. WITKOS, 8<sup>th</sup> Dist.  
REP. D'AGOSTINO, 91<sup>st</sup> Dist.  
REP. RUTIGLIANO, 123<sup>rd</sup> Dist.

To: Senate Bill No. 264

File No. 7

Cal. No. 23

**"AN ACT CONCERNING FAIR REIMBURSEMENT TO RETAIL DEALERS OF POWER EQUIPMENT."**

1        In line 3, after "(a)" insert "As used in this section, "current net price"  
2        means the price listed in a supplier's price list or catalog in effect at the  
3        time a warranty claim is made under this section, less any applicable  
4        discounts allowed."

5        Strike lines 19 to 29, inclusive, in their entirety and substitute the  
6        following in lieu thereof:

7        "(c) A supplier who denies a warranty claim made by a dealer  
8        pursuant to subsection (a) of this section or charges back such a claim  
9        following a timely audit based solely on the dealer's failure to comply  
10       with a claim processing procedure, a clerical error or other  
11       administrative technicality, provided such failure to comply does not  
12       call into question the legitimacy of the claim, shall allow the dealer an

13 opportunity to resubmit such claim according to reasonable supplier  
14 guidelines not later than thirty days after the initial claim denial or  
15 charge-back. A reasonable deadline to submit claims or supporting  
16 materials required by the supplier shall not be considered a claim  
17 processing procedure or administrative technicality for purposes of this  
18 subsection."