



General Assembly

## **Amendment**

January Session, 2021

LCO No. 6246



Offered by:

SEN. LOONEY, 11<sup>th</sup> Dist.  
SEN. DUFF, 25<sup>th</sup> Dist.  
SEN. MARONEY, 14<sup>th</sup> Dist.  
SEN. COHEN, 12<sup>th</sup> Dist.

SEN. HASKELL, 26<sup>th</sup> Dist.  
SEN. MCCRORY, 2<sup>nd</sup> Dist.  
SEN. MOORE, 22<sup>nd</sup> Dist.  
SEN. WINFIELD, 10<sup>th</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 21 to 29, inclusive, in their entirety and substitute the  
6        following in lieu thereof:

7        "following a timely audit based solely on (1) the dealer's failure to  
8        comply with a claim processing procedure, (2) a clerical error, or (3)  
9        another administrative technicality, provided the failure to comply does  
10       not call into question the legitimacy of the claim. A supplier shall allow  
11       the dealer an opportunity to resubmit a claim that has been denied or  
12       charged-back based on a reason cited in subdivisions (1) to (3), inclusive,

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