

HOUSE BILL 196

Unofficial Copy  
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HB 52/97 - ECM

1998 Regular Session  
8lr0631  
CF 8lr0819

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By: **Delegates Kagan, Gordon, and Barve**  
Introduced and read first time: January 22, 1998  
Assigned to: Economic Matters

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A BILL ENTITLED

1 AN ACT concerning

2 **Consumer Protection - "Lemon Law" - Required Notice**

3 FOR the purpose of requiring the Motor Vehicle Administration to develop a notice  
4 that describes the rights provided to consumers under the Maryland Automotive  
5 Warranty Enforcement Act; requiring the Motor Vehicle Administration to make  
6 the notice available to dealers that sell new motor vehicles in the State;  
7 specifying the manner in which the notice is to be written and certain contents  
8 of the notice; requiring the Motor Vehicle Administration to adopt regulations to  
9 implement this Act; requiring certain dealers to provide a copy of the notice to  
10 purchasers of new motor vehicles at a certain time; requiring the Motor Vehicle  
11 Administration to consult with the Consumer Protection Division of the Office of  
12 the Attorney General in developing the consumer notice; and generally relating  
13 to providing notice of the rights and remedies available under the Maryland  
14 Automotive Warranty Enforcement Act.

15 BY adding to  
16 Article - Commercial Law  
17 Section 14-1502.1  
18 Annotated Code of Maryland  
19 (1990 Replacement Volume and 1997 Supplement)

20 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
21 MARYLAND, That the Laws of Maryland read as follows:

22 **Article - Commercial Law**

23 14-1502.1.

24 (A) THE MOTOR VEHICLE ADMINISTRATION SHALL:

25 (1) DEVELOP A NOTICE THAT DESCRIBES THE RIGHTS PROVIDED TO  
26 CONSUMERS UNDER THIS SUBTITLE;

27 (2) MAKE THE NOTICE AVAILABLE TO ALL DEALERS THAT SELL NEW  
28 MOTOR VEHICLES IN THE STATE; AND

1           (3)     ADOPT REGULATIONS AS NECESSARY TO IMPLEMENT THE  
2 PROVISIONS OF THIS SECTION.

3     (B)     THE NOTICE SHALL:

4           (1)     BE WRITTEN IN SIMPLE AND READABLE PLAIN LANGUAGE; AND

5           (2)     CONTAIN SUFFICIENT DETAIL TO FULLY INFORM CONSUMERS  
6 ABOUT THE RIGHTS AND REMEDIES AVAILABLE UNDER THIS SUBTITLE AND THE  
7 PROCEDURES TO FOLLOW TO ENFORCE THOSE RIGHTS AND REMEDIES.

8     (C)     EACH DEALER THAT SELLS A NEW MOTOR VEHICLE IN THE STATE SHALL  
9 PROVIDE TO THE PURCHASER, AT THE TIME OF THE SALE OR DELIVERY OF THE  
10 MOTOR VEHICLE, A COPY OF THE NOTICE DEVELOPED BY THE MOTOR VEHICLE  
11 ADMINISTRATION UNDER THIS SECTION.

12     SECTION 2. AND BE IT FURTHER ENACTED, That the Motor Vehicle  
13 Administration shall consult with the Consumer Protection Division of the Office of  
14 the Attorney General in developing the consumer notice required under Section 1 of  
15 this Act.

16     SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 October 1, 1998.