

HOUSE BILL 434

R4

8lr2179
CF 8lr2136

By: **Delegate Davis**

Introduced and read first time: January 24, 2018

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Manufacturers – Notice to Purchasers and Lessees – Warranty**
3 **Requirements**

4 FOR the purpose of requiring a motor vehicle manufacturer, distributor, or factory branch
5 to provide a certain notice of warranty requirements to the purchaser or lessee of a
6 new motor vehicle within a certain period of time after the purchase or lease of the
7 motor vehicle; and generally relating to the provision of notice of warranty
8 requirements to purchasers and lessees of motor vehicles by vehicle manufacturers,
9 distributors, or factory branches.

10 BY adding to

11 Article – Transportation

12 Section 15–210.1

13 Annotated Code of Maryland

14 (2012 Replacement Volume and 2017 Supplement)

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

17 **Article – Transportation**

18 **15–210.1.**

19 **WITHIN 90 DAYS AFTER THE PURCHASE OR LEASE OF A NEW MOTOR VEHICLE**
20 **IN THE STATE, THE MOTOR VEHICLE MANUFACTURER, DISTRIBUTOR, OR FACTORY**
21 **BRANCH SHALL PROVIDE THE FOLLOWING NOTICE, IN AT LEAST 10 POINT BOLD**
22 **TYPE, IN ENGLISH AND SPANISH, TO THE PURCHASER OR LESSEE OF THE MOTOR**
23 **VEHICLE:**

24 **“NOTICE**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **THE MAGNUSON–MOSS WARRANTY ACT, 15 U.S.C. § 2301, ET SEQ., MAKES IT**
2 **ILLEGAL FOR A MOTOR VEHICLE MANUFACTURER OR DEALER TO VOID A MOTOR**
3 **VEHICLE WARRANTY OR DENY WARRANTY COVERAGE SIMPLY BECAUSE A PERSON**
4 **OTHER THAN THE DEALER HAS PERFORMED SERVICE ON THE VEHICLE OR AN**
5 **AFTERMARKET OR RECYCLED PART HAS BEEN USED TO REPAIR THE VEHICLE.**

6 **A MOTOR VEHICLE MANUFACTURER OR DEALER MAY DENY WARRANTY**
7 **COVERAGE AND CHARGE FOR REPAIRS TO A VEHICLE IF IT IS DISCOVERED THAT AN**
8 **AFTERMARKET OR RECYCLED PART INSTALLED ON THE VEHICLE IS DEFECTIVE OR**
9 **WAS INSTALLED INCORRECTLY AND CAUSED DAMAGE TO ANOTHER PART OF THE**
10 **VEHICLE OTHERWISE COVERED UNDER WARRANTY. THE FEDERAL TRADE**
11 **COMMISSION REQUIRES THAT A MANUFACTURER OR DEALER DEMONSTRATE THAT**
12 **AN AFTERMARKET OR RECYCLED PART OR SERVICE PERFORMED BY A PERSON**
13 **OTHER THAN A DEALER CAUSED DAMAGE TO ANOTHER PART OF THE VEHICLE**
14 **OTHERWISE COVERED UNDER WARRANTY BEFORE DENYING WARRANTY**
15 **COVERAGE.”.**

16 **SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect**
17 **October 1, 2018.**