

SB0529/357577/1

BY: Finance Committee

AMENDMENTS TO SENATE BILL 529
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 4, strike “, distributor, or factory branch”; in line 5, after the second “a” insert “certain”; in line 7, after “vehicle;” insert “providing for the application of this Act;”; and in lines 8 and 9, strike “, distributors, or factory branches”.

AMENDMENT NO. 2

On page 1, after line 18, insert:

“(A) THIS SECTION DOES NOT APPLY TO A NEW MOTOR VEHICLE PURCHASED SOLELY FOR COMMERCIAL OR INDUSTRIAL USE.”;

in line 19, before “**WITHIN**” insert “**(B)**”; and strike beginning with the second comma in line 20 down through “**BRANCH**” in line 21.

On page 2, strike in their entirety lines 1 through 15, inclusive, and substitute:

“NO WARRANTOR MAY CONDITION THE CONTINUED VALIDITY OF A WARRANTY ON THE USE OF ONLY AUTHORIZED REPAIR SERVICE AND/OR AUTHORIZED REPLACEMENT PARTS FOR NONWARRANTY SERVICE AND MAINTENANCE (OTHER THAN AN ARTICLE OR SERVICE PROVIDED WITHOUT CHARGE UNDER THE WARRANTY OR UNLESS THE WARRANTOR HAS OBTAINED A WAIVER PURSUANT TO SECTION 102(C) OF THE MAGNUSON–MOSS WARRANTY ACT, 15 U.S.C. 2302(C)). THIS DOES NOT PRECLUDE A WARRANTOR FROM EXPRESSLY EXCLUDING LIABILITY FOR DEFECTS OR DAMAGE CAUSED BY UNAUTHORIZED ARTICLES OR SERVICES; NOR DOES IT PRECLUDE THE

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**WARRANTOR FROM DENYING LIABILITY WHERE THE WARRANTOR CAN
DEMONSTRATE THAT THE DEFECT OR DAMAGE WAS SO CAUSED.”** .