MAINE STATE LEGISLATURE

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STATE OF MAINE

ONE HUNDRED AND ELEVENTH LEGISLATURE FIRST REGULAR SESSION

JOINT STANDING COMMITTEE ON

Business Legislation

BILL SUMMARY



JULY, 1983

Prepared by:

William E. Saufley, Legislative Counsel Business Legislation Committee

> Office of Legislative Assistants State House, Station 13 Augusta, Maine 04333 (207) 289-2486

BUSINESS PRACTICES
Automobiles

LD TITLE SPONSOR DISPOSITION

429 AN ACT TO AMEND THE REGULA- TRAFTON ONTP
TION OF BUSINESS PRACTICES TUTTLE

TION OF BUSINESS PRACTICES
BETWEEN MOTOR VEHICLE MANUFACTURERS, DISTRIBUTORS AND
DEALERS ACT

SUMMARY: Clarifies rights between motor vehicle dealers and manufacturers in suits on implied warranties; increases dealer's rights against manufacturer to attorney fees and other costs; gives dealer "consumer" status in some respects.

465 AN ACT REGARDING SALES OF CHONKO ONTP USED MOTOR VEHICLES

SUMMARY: Amends Used Car Information Act to mandate warranty that vehicle is free from mechanical defects affecting its safety or normal use; provides specific language for disclaimer of warranty.

691 AN ACT CONCERNING THE DIS- WILLEY ONTP CLOSURE OF INFORMATION ON USED CARS SOLD BY USED CAR DEALERS

SUMMARY: Repeals disclosure language in Used Car Information Act regarding known mechanical defects or damage sustained by vehicle.

848 AN ACT TO CREATE THE MAINE BRANNIGAN (OTPA)
LEMON LAW MICHAEL PL 1983, c.145
MARTIN, J

SUMMARY: Enacts law similar to that of Connecticut providing remedies for owners of new vehicles which suffer from substantial and persistent nonconformities with express warranties. Provides owner with certain presumptions and rights to restitution.

COMMITTEE AMENDMENT "A" (H-93): Limits applicability to autos, small trucks; excludes fleets of 3 or more owned by commercial or governmental entities; includes importers; clarifies presumption of lemon to include series of different nonconformities leading to 30 days in repairs. (ADOPTED)