

# MAINE STATE LEGISLATURE

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FIRST REGULAR SESSION

ONE HUNDRED AND TENTH LEGISLATURE

**Legislative Document**

**No. 1103**

H. P. 933

House of Representatives, March 4, 1981

Referred to the Committee on Business Legislation. Sent up for concurrence and ordered printed.

EDWIN H. PERT, Clerk

Presented by Representative Baker of Portland

Cosponsors: Representative Telow of Lewiston and Representative Chonko of Topsham.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED AND EIGHTY-ONE

**AN ACT Concerning Television Receiving Equipment.**

Be it enacted by the People of the State of Maine, as follows:

10 MRSA c. 212 is enacted to read:

**CHAPTER 212**

**WARRANTIES ON RECEIVING EQUIPMENT**

**§ 1361. Definitions**

As used in this chapter, unless the context otherwise indicates, the following terms have the following meanings.

1. **Receiving equipment.** "Receiving equipment" means television or radio receiving apparatus and associated components, including, but not limited to, antenna receiving systems, phonographs, tape recorders and audio-visual equipment.

**§ 1362. Reimbursements for service or repairs under express warranties**

Any manufacturer who makes an express warranty, as that term is defined in Title 11, section 2-313, in the sale of receiving equipment for personal, family or household purposes and who designates a service representative within the State

to honor the terms of the warranty shall reimburse the representative for the cost of providing the services or repairs required under the warranty. The amount of the reimbursement shall be commensurate to the amount charged by the service representative for services and repairs, including parts and labor to customers who are not covered by any warranty protection. The quality of services and repairs by the service representative in honoring the terms of any warranty shall be consistent with the services and repairs provided protection.

§ 1363. Service information and replacement parts

Each manufacturer of receiving equipment doing business in the State shall make available to the service representative current service information and an adequate supply of replacement parts. The information and parts shall be provided by manufacturers or by distributors located in the State within 30 days of the date of order and shall remain available for not less than 4 years after the date of the final sale of any discontinued model or type of receiving equipment.

§ 1364. Performance of services or repairs within the State

Unless the parties otherwise agree, any services or repairs arising under such express warranty shall be performed within the State if competent and qualified repair or service facilities are available.

§ 1365. Service literature

In any such sale of receiving equipment having a value of \$50 or more, the manufacturer shall provide to the buyer service literature and legible schematics or pictorials, including, but not limited to, wave forms and ohmic, voltage and wattage ratings.

#### STATEMENT OF FACT

The purposes of this bill are to:

1. Require that manufacturers of receiving equipment, who make express warranties and designate a service representative, reimburse the representative for the cost of the services and repairs;
2. Require that the manufacturers furnish the representative with current service information and replacement parts;
3. Require that, when possible, the repairs be done in the State; and
4. Require the manufacturer to provide certain service literature to the buyer.