

MAINE STATE LEGISLATURE

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122nd MAINE LEGISLATURE

SECOND REGULAR SESSION-2006

Legislative Document

No. 1705

H.P. 1212

House of Representatives, December 20, 2005

An Act To Require That Automobile Extended Service Warranties Purchased by Maine Citizens Provide for Arbitration in the State

Approved for introduction by a majority of the Legislative Council pursuant to Joint Rule 203.

Received by the Clerk of the House on December 14, 2005. Referred to the Committee on Business, Research and Economic Development pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

Millicent M. MacFarland
MILLICENT M. MacFARLAND
Clerk

Presented by Representative SHERMAN of Hodgdon.

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

4 **Sec. 1. 10 MRSA §1471, sub-§2-A** is enacted to read:

6 2-A. Extended service warranty. "Extended service
8 warranty" means a service contract, not a warranty as that term
10 is used in Title 11, Article 2, that promises service in exchange
12 for a fee and may also be referred to as "extended service
14 contract."

16 **Sec. 2. 10 MRSA §1471, sub-§8,** as enacted by PL 1975, c. 770,
18 §57, is amended to read:

20 **8. Warranty.** "~~Warranty~~--shall--have Except as otherwise
22 provided in this section, "warranty" has the same meaning in this
24 chapter as in Title 11, Article 2, and shall-include includes any
26 expression or affirmation of a dealer's willingness or ability to
28 repair the vehicle, or make it conform to other affirmations or
30 expressions of its qualities, communicated in any manner to a
32 purchaser at or before the agreement to sell.

34 **Sec. 3. 10 MRSA §1475, sub-§5** is enacted to read:

5. Extended service warranty arbitration location. An
extended service warranty that was sold in this State for a motor
vehicle registered in this State that includes a clause
indicating that arbitration is required must require the location
of the arbitration to be in this State.

SUMMARY

This bill requires that an extended service warranty for an
automobile sold in this State must provide that the arbitration
regarding the warranty must occur in the State of Maine.