

MAINE STATE LEGISLATURE

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Date:

3/26/8

Minority

(Filing No. H- 823)

BUSINESS, RESEARCH AND ECONOMIC DEVELOPMENT

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STATE OF MAINE

HOUSE OF REPRESENTATIVES

123RD LEGISLATURE

SECOND REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 1523, L.D. 2143, Bill, "An Act To Require Retailers To Disclose the State's Implied Warranty Laws to Customers"

Amend the bill by striking out all of sections 3 and 4 and inserting the following:

'Sec. 3. 11 MRSA §2-314-A is enacted to read:

§2-314-A. Notification of implied warranty

Beginning November 1, 2008, a seller of consumer goods, with the exception of new and used motor vehicles, who also offers for sale service contracts shall post a notice for buyers of consumer goods that summarizes in plain language the consumer's implied warranty rights under the State's implied warranty laws pursuant to section 2-314, section 2-315 and section 2-316, subsection (5). The notice must be posted in a prominent location where the consumer goods are sold, in boldface type and in nontechnical language that is understandable by the general public.

Sec. 4. Attorney General to publish brochure. By September 1, 2008, the Attorney General shall publish a brochure that summarizes in plain language a consumer's implied warranty rights under the State's implied warranty laws, as well as a model notice for sellers of consumer goods to post where consumer goods are sold, pursuant to the Maine Revised Statutes, Title 11, section 2-314-A, and provide both at no cost to sellers of consumer goods in the State.'

SUMMARY

This amendment is the minority report of the committee. It replaces the requirement of a seller's informing its employees of the State's implied warranty laws with the requirement that, beginning November 1, 2008, a seller of consumer goods who also offers for sale service contracts, with the exception of new and used motor vehicles, post a notice for buyers of consumer goods that summarizes in plain language the consumer's implied warranty rights. It requires the notice to be posted in a prominent location where

COMMITTEE AMENDMENT "A" to H.P. 1523, L.D. 2143

1 the consumer goods are sold, in boldface type and in nontechnical language that is
2 understandable by the general public.

3 The amendment also requires the Attorney General to publish a brochure on the
4 State's implied warranty laws by September 1, 2008 that summarizes in plain language
5 the consumer's implied warranty rights under the State's implied warranty laws, as well
6 as a model notice for sellers of consumer goods to post where consumer goods are sold,
7 and provide both at no cost to sellers of consumer goods in the State.

FISCAL NOTE REQUIRED
(See attached)



Approved: 03/25/08 *MAC*

123rd MAINE LEGISLATURE

LD 2143

LR 3328(02)

An Act To Require Retailers To Disclose the State's Implied Warranty Laws to Customers

Fiscal Note for Bill as Amended by Committee Amendment "A"

Committee: Business, Research and Economic Development

Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund

Fiscal Detail and Notes

The additional costs associated with this legislation can be absorbed by the Department of the Attorney General utilizing existing budgeted resources.