

1218

2011-2012 Regular Sessions

I N   S E N A T E

January 6, 2011

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Introduced by Sen. STAVISKY -- read twice and ordered printed, and when printed to be committed to the Committee on Transportation

AN ACT to amend the vehicle and traffic law, in relation to repair work guarantees

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

1     Section 1. Section 398-d of the vehicle and traffic law is amended by  
2     adding a new subdivision 8 to read as follows:  
3     8. (A) THE INVOICE PROVIDED BY THE MOTOR VEHICLE REPAIR SHOP IN  
4     ACCORDANCE WITH SUBDIVISION ONE OF THIS SECTION SHALL CONSPICUOUSLY SET  
5     FORTH THE TERMS AND TIME LIMIT OF ANY GUARANTEE FOR THE REPAIR WORK  
6     PERFORMED. WHERE NO GUARANTEE IS GIVEN, THE INVOICE SHALL SO STATE.  
7     (B) THE INVOICE SHALL FURTHER CONTAIN A STATEMENT TO THE EFFECT THAT  
8     COMPLAINTS REGARDING THE FUNCTIONAL ADEQUACY OF THE REPAIR WORK  
9     PERFORMED MAY BE DIRECTED TO THE DEPARTMENT, BUT IN NO EVENT LATER THAN  
10    NINETY DAYS OR THREE THOUSAND MILES OF THE REPAIR, WHICHEVER COMES  
11    FIRST.  
12    (C) THE PROVISIONS OF THIS SUBDIVISION SHALL NOT BE CONSTRUED TO LIMIT  
13    OR ABRIDGE ANY STATUTORY OR OTHER RIGHT OR REMEDY OF A CONSUMER AT LAW  
14    OR IN EQUITY.  
15    S 2. This act shall take effect on the first of January next succeeding  
16    the date on which it shall have become a law.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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