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SEN. JAMES B. JONES

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1989

— ● —

ENROLLED

HOUSE BILL No. 2824

(By Mr. Del. Farmer + Johnson)

— ● —

Passed April 4, 1989

In Effect Ninety Days From Passage

ENROLLED
H. B. 2824

(By DELEGATES FARMER AND JOHNSON)
[By Request of the Executive]

[Passed April 4, 1989; in effect ninety days from passage.]

AN ACT to amend article six-a, chapter forty-six-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section three-a, relating to consumer protection—new motor vehicle warranties; dealer's written disclosure of repairs to consumers.

Be it enacted by the Legislature of West Virginia:

That article six-a, chapter forty-six-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section three-a, to read as follows:

ARTICLE 6A. CONSUMER PROTECTION—NEW MOTOR VEHICLE WARRANTIES.

§46A-6A-3a. Dealer's duty to disclose repairs to consumer.

1 Beginning the first day of July, one thousand nine
2 hundred eighty-nine, all authorized dealers of new
3 motor vehicles purchased in this state shall provide to
4 any consumer a written disclosure of any repairs to a
5 new motor vehicle which repairs have a retail value of
6 five hundred dollars or more and were performed after
7 shipment from the manufacturer to the dealer, includ-
8 ing damage to the new motor vehicle while in transit.

9 This disclosure requirement does not apply to identi-
10 cal replacement of stolen or damaged accessories or
11 their components, tires or antennae.

12 For purposes of this section, a motor vehicle is not a
13 new motor vehicle when it has been previously titled or
14 the motor vehicle has been damaged in such a manner
15 that, were the damage not repaired, the value and
16 usability of the motor vehicle would be substantially
17 impaired.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Frederick L. Parker
Chairman Senate Committee

Bonnie V. Kelly
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Jedd C. Miller
Clerk of the Senate

Donald R. Kopp
Clerk of the House of Delegates

Jan P. Thurman
President of the Senate

Robert C. Bell
Speaker of the House of Delegates

The within *is approved* this the *24th*
day of *April*, 1989.

Gaston Caperton
Governor

PRESENTED TO THE

GOVERNOR

Date 4/11/89

Time 11:57