

SUBSTITUTE FOR
SENATE BILL NO. 774

A bill to amend 1986 PA 87, entitled
"An act regarding warranties on new motor vehicles; to require
certain repairs thereto; and to provide remedies for the failure
to repair such vehicles,"
by amending sections 6 and 8 (MCL 257.1406 and 257.1408).

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 6. This act does not apply to ~~any~~ A defect or condi-
2 tion that is the result of either of the following:
3 (a) ~~Any~~ A modification ~~or modifications~~ not installed or
4 made by or for the manufacturer.
5 (b) Abuse or neglect of the new motor vehicle or damage due
6 to an accident ~~which~~ THAT occurred after the new motor vehicle
7 was purchased OR LEASED by the consumer.
8 Sec. 8. (1) ~~The~~ UNTIL DECEMBER 31, 1999 AND AFTER AS
9 PROVIDED IN SUBSECTION (2), THE secretary of state shall include
10 with any title for a new motor vehicle a written statement, in

SB 774, As Passed Senate, December 1, 1998

Senate Bill No. 774

2

1 10-point ~~boldface~~ BOLDFACED type, in substantially the
2 following form: "IMPORTANT: IF THIS VEHICLE IS DEFECTIVE YOU
3 MAY BE ENTITLED UNDER STATE LAW TO REPLACEMENT OF IT OR A REFUND
4 OF ITS PURCHASE PRICE. TO OBTAIN REPLACEMENT OR A REFUND, YOU
5 MUST FIRST REPORT THE DEFECT IN WRITING TO THE MANUFACTURER AND
6 YOU MAY BE REQUIRED TO FIRST ARBITRATE THE DISPUTE. IN ORDER TO
7 PROTECT YOUR RIGHTS UNDER THIS LAW, YOU SHOULD:

8 1. KEEP COPIES OF ALL CORRESPONDENCE TO AND FROM THE
9 MANUFACTURER AND THE DEALER.

10 2. KEEP COPIES OF ALL WORK ORDERS FOR REPAIRS ON THE
11 VEHICLE INCLUDING THE DATE(S) THE WORK WAS PERFORMED AND THE
12 MILEAGE ON THE VEHICLE AT THE TIME OF REPAIR.

13 3. FOLLOW ALL REQUIREMENTS OF THE WARRANTY, INCLUDING ANY
14 REQUIREMENT THAT THE REPAIRS MUST BE DONE BY AN AUTHORIZED DEALER
15 SPECIFIED BY THE MANUFACTURER. IF YOU HAVE ANY QUESTIONS
16 REGARDING YOUR RIGHTS UNDER THIS LAW, CONSULT AN ATTORNEY OR
17 OTHER QUALIFIED INDIVIDUAL."

18 (2) BEGINNING JANUARY 1, 2000, THE SECRETARY OF STATE SHALL
19 INCLUDE WITH DOCUMENTATION FOR A PURCHASED OR LEASED NEW MOTOR
20 VEHICLE A WRITTEN STATEMENT, IN 10-POINT BOLDFACED TYPE, IN SUB-
21 STANTIALY THE FOLLOWING FORM: "IMPORTANT: IF THIS VEHICLE IS
22 DEFECTIVE YOU MAY BE ENTITLED UNDER STATE LAW TO REPLACEMENT OF
23 IT OR A REFUND OF ITS PURCHASE PRICE OR LEASE PRICE, AS
24 APPLICABLE. TO OBTAIN REPLACEMENT OR A REFUND, YOU MUST FIRST
25 REPORT THE DEFECT IN WRITING TO THE MANUFACTURER AND YOU MAY BE
26 REQUIRED TO FIRST ARBITRATE THE DISPUTE. IN ORDER TO PROTECT
27 YOUR RIGHTS UNDER THIS LAW, YOU SHOULD:

SB 774, As Passed Senate, December 1, 1998

Senate Bill No. 774

3

1 1. KEEP COPIES OF ALL CORRESPONDENCE TO AND FROM THE
2 MANUFACTURER AND THE DEALER.

3 2. KEEP COPIES OF ALL WORK ORDERS FOR REPAIRS ON THE
4 VEHICLE INCLUDING THE DATE(S) THE WORK WAS PERFORMED AND THE
5 MILEAGE ON THE VEHICLE AT THE TIME OF REPAIR.

6 3. FOLLOW ALL REQUIREMENTS OF THE WARRANTY, INCLUDING ANY
7 REQUIREMENT THAT THE REPAIRS MUST BE DONE BY AN AUTHORIZED DEALER
8 SPECIFIED BY THE MANUFACTURER. IF YOU HAVE ANY QUESTIONS
9 REGARDING YOUR RIGHTS UNDER THIS LAW, CONSULT AN ATTORNEY OR
10 OTHER QUALIFIED INDIVIDUAL."

11 (3) BEGINNING JANUARY 1, 2000, THE SECRETARY OF STATE SHALL
12 INCLUDE A SUMMARY OF THE PROVISIONS OF THIS ACT ON A DATABASE
13 THAT IS ACCESSIBLE TO THE PUBLIC THROUGH THE INTERNET. AS USED
14 IN THIS SECTION, "INTERNET" MEANS A WORLDWIDE INTERCONNECTION OF
15 INDIVIDUAL COMPUTERS AND COMPUTER NETWORKS AND THE FACILITIES AND
16 EQUIPMENT USED TO ACCESS THOSE INTERCONNECTED NETWORKS.

17 Enacting section 1. This amendatory act applies to all new
18 motor vehicles that are purchased or leased by the original con-
19 sumer on or after the effective date of this amendatory act.

20 Enacting section 2. This amendatory act does not take
21 effect unless House Bill No. 5000 of the 89th Legislature is
22 enacted into law.