

VIRGINIA ACTS OF ASSEMBLY -- 1999 SESSION

CHAPTER 387

An Act to amend and reenact § 59.1-207.16 of the Code of Virginia, relating to the Motor Vehicle Warranty Enforcement Act; limitations of action.

[H 2484]

Approved March 24, 1999

Be it enacted by the General Assembly of Virginia:

1. That § 59.1-207.16 of the Code of Virginia is amended and reenacted as follows:

§ 59.1-207.16. Action to be brought within certain time.

Any action brought under this chapter shall be commenced within ~~the lemon law rights period~~ *eighteen months* following the date of original delivery of the motor vehicle to the consumer; However, any consumer whose good faith attempts to settle the dispute *pursuant to the informal dispute settlement provisions of § 59.1-207.15* have not resulted in the satisfactory ~~correction or repair of the nonconformity, replacement of the motor vehicle or refund to the consumer of the amount described in subdivision 2 of subsection A of § 59.1-207.13~~ *resolution of the matter*; shall have (i) twelve months from the date of the final action taken by the manufacturer in its dispute settlement procedure, *if such procedure was resorted to within eighteen months of delivery*, or ~~within the lemon law rights~~ (ii) *the original eighteen-month period*, whichever is longer, to file an action in the proper court; ~~provided the consumer has rejected the manufacturer's final action.~~