

1999 SESSION

INTRODUCED

990247464

HOUSE BILL NO. 2484

Offered January 21, 1999

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

Patron—Tata

Referred to Committee on Corporations, Insurance and Banking

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. 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 properly initiated 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.

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