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HOUSE BILL NO. 2484

House Amendments in [] — February 8, 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, 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 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.~~

ENGROSSED

HB2484E