

1 **EXPANSION OF NEW MOTOR VEHICLE**
2 **WARRANTIES**

3 2004 GENERAL SESSION
4 STATE OF UTAH

5 **Sponsor: Patrice M. Arent**

7 **LONG TITLE**

8 **General Description:**

9 This bill modifies the New Motor Vehicles Warranties Act to include motorcycles as
10 covered vehicles.

11 **Highlighted Provisions:**

12 This bill:

- 13 ▶ amends the definition of motor vehicles to include motorcycles ~~§ [sold in this state]~~

13a **DESIGNED PRIMARILY FOR USE AND OPERATION ON PAVED HIGHWAYS** § as

14 motor vehicles covered under the New Motor Vehicles Warranties Act.

15 **Monies Appropriated in this Bill:**

16 None

17 **Other Special Clauses:**

18 None

19 **Utah Code Sections Affected:**

20 **AMENDS:**

21 **13-20-2**, as last amended by Chapter 21, Laws of Utah 1999

23 *Be it enacted by the Legislature of the state of Utah:*

24 Section 1. Section **13-20-2** is amended to read:

25 **13-20-2. Definitions.**

26 As used in this chapter:

27 (1) "Consumer" means an individual who has entered into an agreement or contract for

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28 the transfer, lease, or purchase of a new motor vehicle other than for purposes of resale, or
 29 sublease, during the duration of the period defined under Section 13-20-5.

30 (2) "Manufacturer" means manufacturer, importer, distributor, or anyone who is named
 31 as the warrantor on an express written warranty on a motor vehicle.

32 (3) "Motor home" means a self-propelled vehicular unit, primarily designed as a
 33 temporary dwelling for travel, recreational, and vacation use.

34 (4) (a) "Motor vehicle" includes:

35 (i) a motor home, as defined in this section, but only the self-propelled vehicle and
 36 chassis sold in this state; ~~and~~

37 (ii) a motor vehicle, as defined in Section 41-1a-102, sold in this state~~[-]; and~~

38 (iii) a motorcycle, as defined in Section 41-1a-102, sold in this state § IF THE MOTORCYCLE

38a IS DESIGNED PRIMARILY FOR USE AND OPERATION ON PAVED HIGHWAYS § .

39 (b) "Motor vehicle" does not include:

40 (i) those portions of a motor home designated, used, or maintained primarily as a
 41 mobile dwelling, office, or commercial space;

42 (ii) farm tractor, ~~motorcycle,~~ road tractor, or truck tractor as defined in Section
 43 41-1a-102;

44 (iii) mobile home as defined in Section 41-1a-102; ~~§ [or] §~~

45 (iv) any motor vehicle with a gross laden weight of over 12,000 pounds, except a
 46 motor home as defined under Subsection (3) ~~§ [-] ;~~

46a (v) A MOTORCYCLE, AS DEFINED IN SECTION 41-1A-102, IF THE MOTORCYCLE IS DESIGNED
 46b PRIMARILY FOR USE OR OPERATION OVER UNIMPROVED TERRAIN;

46c (vi) AN ELECTRIC ASSISTED BICYCLE AS DEFINED IN SECTION 41-1A-102;

46d (vii) A MOPED AS DEFINED IN SECTION 41-6-1;

46e (viii) A MOTOR ASSISTED SCOOTER AS DEFINED IN SECTION 41-6-1; OR

46f (ix) A MOTOR-DRIVEN CYCLE AS DEFINED IN SECTION 41-6-1. §

Legislative Review Note
 as of 11-21-03 11:23 AM

A limited legal review of this legislation raises no obvious constitutional or statutory concerns.

Office of Legislative Research and General Counsel