

59 (a) means a defect in or condition of a recreational vehicle trailer that substantially  
60 impairs its use, value, or safety; and

61 (b) does not include a defect or condition that occurs as a result of:

62 (i) the use of the recreational vehicle trailer for business or commercial purposes; or

63 (ii) abuse, neglect, modification, or alteration of the recreational vehicle trailer by a  
64 person other than the manufacturer or the manufacturer's authorized service agent.

65 (6) "Recreational vehicle trailer" means a travel trailer, camping trailer, or fifth wheel  
66 trailer.

67 Section 2. Section 13-20-8 is enacted to read:

68 **13-20-8. Mediation concerning nonconformity in recreational vehicle trailer.**

69 (1) An owner who purchases a new recreational vehicle trailer and the manufacturer of  
70 the recreational vehicle trailer shall engage in mediation concerning resolution of a  
71 nonconformity in the recreational vehicle trailer, as provided in this section, if:

72 (a) the owner notifies the manufacturer in writing of the nonconformity;

73 (b) the nonconformity is manifest in the structural or functional integrity of the roof,  
74 subfloor, or wall of the recreational vehicle trailer;

75 (c) following notification under Subsection (1)(a), the manufacturer makes at least four  
76 attempts to correct the nonconformity, but the nonconformity persists; and

77 (d) following at least four attempts by the manufacturer to correct the nonconformity,  
78 the owner submits to the manufacturer a written request for mediation.

79 (2) Mediation under this section shall ~~§~~ :

79a (a) ~~§~~ take place in the county in which the owner  
80 purchased the recreational vehicle trailer ~~§~~ [:] and

80a (b) be conducted by the Consumer Arbitration Program for Recreation Vehicles. ~~§~~

81 (3) The manufacturer of the recreational vehicle trailer shall pay the cost of mediation.

82 (4) The failure of mediation to resolve an owner's concerns about an alleged  
83 nonconformity in the owner's recreational vehicle trailer does not impair or affect any right or  
84 remedy the owner otherwise has under the law.

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