



132nd MAINE LEGISLATURE

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Legislative Document

No. 1467

H.P. 959

House of Representatives, April 3, 2025

**An Act to Ensure Accountability for Repairs Conducted by
Independent Repair Facilities on Motor Vehicles Under Warranty**

Reference to the Committee on Transportation suggested and ordered printed.

Robert B. Hunt
ROBERT B. HUNT
Clerk

Presented by Representative COLLAMORE of Pittsfield.

Cosponsored by Representatives: QUINT of Hodgdon, ROBERTS of South Berwick.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 29-A MRSA §1801, sub-§1-A** is enacted to read:

3 **1-A. Consumer.** "Consumer" has the same meaning as in Title 10, section 1161,
4 subsection 1.

5 **Sec. 2. 29-A MRSA §1801, sub-§2-B** is enacted to read:

6 **2-B. Independent repair facility.** "Independent repair facility" means a repair facility
7 that is not affiliated with a manufacturer or manufacturer's authorized dealer except a
8 manufacturer's authorized dealer or other entity within the network of repair facilities
9 certified by the manufacturer if the dealer or other entity is engaged in repair of a motor
10 vehicle that is not affiliated with the manufacturer.

11 **Sec. 3. 29-A MRSA §1801, sub-§2-C** is enacted to read:

12 **2-C. Manufacturer.** "Manufacturer" has the same meaning as in Title 10, section
13 1161, subsection 2.

14 **Sec. 4. 29-A MRSA §1801, sub-§2-D** is enacted to read:

15 **2-D. Manufacturer's warranty.** "Manufacturer's warranty" means an express
16 warranty provided by a manufacturer for a motor vehicle manufactured by the manufacturer
17 at the time of the sale of the motor vehicle.

18 **Sec. 5. 29-A MRSA §1812** is enacted to read:

19 **§1812. Liability for improper repairs by independent repair facilities**

20 **1. Liability for improper repairs.** If an independent repair facility performs a repair
21 on a motor vehicle covered by a manufacturer's warranty and the repair fails to meet
22 industry standards or results in further damage or defect to the motor vehicle, the
23 independent repair facility is responsible for:

24 **A.** Reimbursing the consumer for any additional costs incurred by the consumer in
25 correcting the improper repair; and

26 **B.** Reimbursing a motor vehicle dealership or the manufacturer for any costs incurred
27 by the motor vehicle dealership or the manufacturer in correcting the improper repair.

28 **2. Burden of proof.** A motor vehicle dealership or manufacturer has the burden of
29 proof supported by sufficient evidence in establishing that an independent repair facility
30 improperly repaired a motor vehicle under subsection 1.

31 **3. Disclosure to consumers.** An independent repair facility performing a repair on a
32 consumer's motor vehicle under a manufacturer's warranty shall, prior to performing the
33 repair, disclose to the consumer in writing that:

34 **A.** The independent repair facility is not affiliated with the manufacturer or a motor
35 vehicle dealership; and

36 **B.** An improper repair under subsection 1 may result in an additional expense or
37 warranty conflict.

38 **4. Exceptions.** This section does not apply if:

