

HOUSE BILL 557

IN THE HOUSE

February 3, 1979

Introduced and referred to
Committee on Business and
Industry.

February 9, 1979

Committee recommend bill,
do not pass.

February 10, 1979

Report adopted.

1 *Obeg* *House* BILL NO. *557* *Grack*
 2 INTRODUCED BY *Ude Hoyer Ramirez Couray Connell*
 3 *Billie H R oblinis Antoina Bengtson Richer*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO REQUIRE BUSINESSES *to*
 5 WHICH REPAIR HOUSEHOLD GOODS AND APPLIANCES OR MOTOR
 6 VEHICLES TO RETURN REPLACED PARTS." *Tangue Falange*

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 Section 1. Definitions. As used in [this act], the
10 following definitions apply:

11 (1) "Customer" means a person who purchases repair
12 service for household appliances or a motor vehicle.

13 (2) "Motor vehicle" means a vehicle as defined in
14 61-1-102.

15 (3) "Motor vehicle repair business" means a person
16 who, for compensation, engages in the business of repairing,
17 servicing, or maintaining motor vehicles owned by other
18 persons. The term includes but is not limited to new and
19 used motor vehicle dealers, garages, service stations,
20 self-employed individuals, truck stops, paint and body
21 shops, brake, muffler, or transmission shops, and other
22 specialty shops.

23 (4) "Household appliances" means goods and appliances
24 used primarily within the home. The term includes but is not
25 limited to washing machines, dryers, televisions,

1 refrigerators, stoves, and small electrical appliances.

2 (5) "Household appliance repair business" means any
3 person who, for compensation, engages in the business of
4 repairing household appliances.

5 Section 2. Repair of household appliances and motor
6 vehicles — return of replaced parts. (1) Except as provided
7 in subsection (2), upon the request of the customer at the
8 time the work order is taken to repair household appliances
9 or motor vehicles, the household appliance repair business
10 or motor vehicle repair business shall return replaced parts
11 to the customer upon the completion of the work.

12 (2) A household appliance repair business or motor
13 vehicle repair business is not required to return a replaced
14 part if:

15 (a) it is impracticable because of size or weight;

16 (b) the household appliance repair business or motor
17 vehicle repair business is required to return the part to
18 the manufacturer, distributor, or other supplier under a
19 warranty arrangement or exchanged parts program; or

20 (c) there is no charge for the replacement part.

21 (3) If such part is not required to be returned under
22 subsection (2), then the household appliance repair business
23 or motor vehicle repair business shall give the customer
24 opportunity to see the damaged part if the customer
25 requested such opportunity at the time the work order was

LC 0421/01

1 taken.

-End-