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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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SENATE BILL

No. 1023 Session of  
2015

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INTRODUCED BY GREENLEAF, PILEGGI, FONTANA, RAFFERTY, SABATINA,  
COSTA, HUGHES AND HAYWOOD, OCTOBER 7, 2015

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REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,  
OCTOBER 7, 2015

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AN ACT

1 Amending the act of March 28, 1984 (P.L.150, No.28), entitled,  
2 as amended, "An act relating to the rights of purchasers and  
3 lessees of defective new motor vehicles," further providing  
4 for presumption of a reasonable number of attempts.

5 The General Assembly of the Commonwealth of Pennsylvania  
6 hereby enacts as follows:

7 Section 1. Section 6(a) of the act of March 28, 1984  
8 (P.L.150, No.28), known as the Automobile Lemon Law, amended  
9 April 12, 2012 (P.L.245, No.33), is amended to read:

10 Section 6. Presumption of a reasonable number of attempts.

11 (a) General rule.--It shall be presumed that a reasonable  
12 number of attempts have been undertaken to repair or correct a  
13 nonconformity if:

14 (1) the same nonconformity has been subject to repair  
15 three times by the manufacturer, its agents or authorized  
16 dealers and the nonconformity still exists[; or], other than  
17 a nonconformity subject to examination or repair pursuant to  
18 paragraph (3) because it is likely to cause death or serious

1 bodily injury if the vehicle is driven and the nonconformity  
2 still exists;

3 (2) the vehicle is out-of-service by reason of any  
4 nonconformity for a cumulative total of 30 or more calendar  
5 days[.]; or

6 (3) the nonconformity is likely to cause death or  
7 serious bodily injury if the vehicle is driven, the  
8 nonconformity has been subject to examination or repair at  
9 least once by the manufacturer, its agents or authorized  
10 dealers and the nonconformity still exists.

11 \* \* \*

12 Section 2. This act shall take effect in 60 days.