GENERAL ASSEMBLY OF NORTH CAROLINA **SESSION 2005**

H 1 **HOUSE BILL 1227**

Short Title: Clarification of Motor Vehicle Repair Act. (Public)

Representatives Coleman and Eddins (Primary Sponsors). Sponsors:

Referred to: Transportation.

		April 14, 2005	
1		A BILL TO BE ENTITLED	
2	AN ACT TO C	LARIFY THE MOTOR VEHICLE REPAIR ACT.	
3	The General As	ssembly of North Carolina enacts:	
4		TION 1. G.S. 20-354.2 reads as rewritten:	
5	"§ 20-354.2. D	efinitions.	
6	As used in this act:		
7	(1)	"Customer" means the person who signs the written repair estimate or	
8		any other person whom that person designates as a person who may	
9		authorize repair work.	
10	(2)	"Employee" means an individual who is employed full time or part	
11		time by a motor vehicle repair shop and performs motor vehicle	
12		repairs.	
13	(3)	"Motor vehicle" means any automobile, truck, bus, recreational	
14		vehicle, motorcycle, motor scooter, or other motor-powered vehicle,	
15		but does not include trailers, mobile homes, travel trailers, or trailer	
16		coaches without independent motive power, or watercraft or aircraft.	
17	(4)	"Motor vehicle repair" means all maintenance of and modification and	
18		repairs to motor vehicles and the diagnostic work incident to those	
19		repairs, including, but not limited to, the rebuilding or restoring of	
20		rebuilt vehicles, body work, painting, warranty work, shop supply fees,	
21		hazardous material disposal fees, and other work customarily	
22		undertaken by motor vehicle repair shops. Motor vehicle repair does	
23		not include the sale or installation of tires when authorized by the	
24		customer.	
25	(5)	"Motor vehicle repair shop" means any person who, for compensation,	
26		engages or attempts to engage in the repair of motor vehicles owned	
27		by other persons and includes, but is not limited to:	
28		a. Mobile motor vehicle repair shops.	
29		b. Motor vehicle and recreational vehicle dealers.	

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c.	Garages.	
d.	Service stations.	
e.	Self-employed individuals.	
f.	Truck stops.	
g.	Paint and body shops.	
h.	Brake, muffler, or transmission shops.	
i.	Shops doing glasswork.	

Any person who engages solely in the maintenance or repair of the coach portion of a recreational vehicle is not a motor vehicle repair shop."

SECTION 2. This act is effective when it becomes law.