Annotated Code of Maryland

(1990 Replacement Volume and 1993 Supplement)

(As enacted by Chapter 581 of the Acts of the General Assembly of 1985)

BY repealing and reenacting, with amendments,

Article – Commercial Law

Section 14–1503(a)   ·

Annotated Code of Maryland

(1990 Replacement Volume and 1993 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Commercial Law

14–1502. ·

(c)   (1)   If, during the warranty period, the manufacturer or factory branch, its agent, or its authorized dealer is unable to repair or correct any defect or condition that substantially impairs the use and market value of the motor vehicle to the consumer after a reasonable number of attempts, the manufacturer or factory branch, at the option of the consumer, shall:

(i)   Replace the motor vehicle with a comparable motor vehicle acceptable to the customer; or

(ii)   Accept return of the motor vehicle from the consumer and refund to the consumer the full purchase price including all license fees, registration fees and any similar governmental charges, less:

1.   A reasonable allowance for the consumer's use of the vehicle not to exceed 15 percent of the purchase price [,]; and

2.   A reasonable allowance for damage not attributable to normal wear but not to include damage resulting from a nonconformity, defect, or condition.

14–1503.

(a)   (1)   If a dealer, manufacturer, factory branch, or distributor is required under a judgment, decree, arbitration award, or settlement agreement to accept, or by voluntary agreement accepts, return of a motor vehicle from a consumer, the consumer shall be entitled to recover from the Motor Vehicle Administration the excise taxes originally paid by the consumer, subject to subsection (b) of this section.

(2)   (I)   IF A DEALER, MANUFACTURER, FACTORY BRANCH, OR DISTRIBUTOR REPLACES A MOTOR VEHICLE WITH A COMPARABLE MOTOR VEHICLE UNDER § 14–1502(C)(1)(I) OF THIS SUBTITLE:

(I)   THE DEALER MAY NOT COLLECT ANY EXCISE TAX FROM THE CONSUMER FOR THE CERTIFICATE OF TITLE FOR THE REPLACEMENT VEHICLE; AND