

# HOUSE . . . . . No. 3250

By Mr. Trudeau of Wilbraham, petition of Theodore J. Trudeau that purchasers of defective motor vehicle tires be given replacements or cash value by persons or commercial establishments offering tires for sale. Commerce and Labor.

## The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Five.

AN ACT PROVIDING THAT PURCHASERS OF DEFECTIVE TIRES MAY OBTAIN REPLACEMENTS OR CASH VALUE.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 106 of the General Laws is hereby amended by  
2 inserting after section 2-714 the following section:—

3 *Section 2-714A.* The provisions of section 2-714 shall not  
4 apply to sales of tires used on motor vehicles or trailers. The  
5 remedies for breach of an express or implied warranty  
6 applicable to the sale of any such tire shall include, at the option  
7 of the purchaser, the right to obtain a replacement of such tire at  
8 a price adjusted to allow for the unused life of the damaged tire  
9 or the value, in cash, of the unused life of the tire.

10 Every express warranty in writing offered in connection with  
11 the sale of a tire used on a motor vehicle or trailer shall contain  
12 a statement, in conspicuous print, that upon breach of such  
13 warranty the purchaser shall have the option of obtaining a  
14 replacement tire or the actual cash value of the unused life of the  
15 tire.

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