

## Session 111 - (1995-1996)

### **S 0544 General Bill, By Lander, Giese, Matthews and Setzler**

#### ***Similar (H 3686)***

A Bill to amend the Code of Laws of South Carolina, 1976, by adding Chapter 54 to Title 39 so as to enact the "Assistive Technology Warranty Act"; to define terms; to provide for express warranties; to provide for the duration of the warranties; to provide for repair of nonconformities; to provide for return and replacement of assistive technology devices; to provide for procedures for return of nonconforming assistive technology devices; to provide for calculation of refunds owing to consumers and security interest holders; to provide procedures and requirements for transferring real and legal possession of a nonconforming assistive technology device from the consumer to the manufacturer; to prohibit resale of returned nonconforming assistive technology devices without full disclosure; to provide for the return or replacement of assistive technology devices recommended by the assistive technology device manufacturer or dealer if the device does not meet the needs of the person with a disability; to provide that this Chapter does not limit any other rights or remedies available to the consumer; to provide that any waiver of a consumer's rights under this Chapter is void; to authorize consumer actions for damages, fees, costs, and equitable relief.

**02/21/95 Senate Introduced and read first time SJ-4**

**02/21/95 Senate Referred to Committee on Judiciary SJ-4**