



Arizona Revised Statutes Title 28

Transportation

Chapter 10 VEHICLE DEALERS, AUTOMOTIVE RECYCLERS AND TRANSPORTERS

28-4411. Damage to new motor vehicles; disclosure; definition

- A. Except as provided in subsection B:
1. A manufacturer shall disclose in writing to a new motor vehicle dealer damage to a new motor vehicle delivered to the dealer if the damage is known to the manufacturer and repaired, the damage occurred after the manufacturing process is complete but before delivery to the dealer and the damage exceeds three per cent of the manufacturer's suggested retail price as calculated at the rate of the dealer's authorized warranty rate for labor and parts.
 2. A new motor vehicle dealer shall disclose in writing to a purchaser of the new motor vehicle before entering into a sales contract that the new motor vehicle has been damaged and repaired if the damage to the new motor vehicle exceeds three per cent of the manufacturer's suggested retail price as calculated at the rate of the dealer's authorized warranty rate for labor and parts.
- B. Disclosure is not required for any glass, tires or bumper of a new motor vehicle if the damaged item has been replaced with original or comparable equipment.
- C. If disclosure is not required under this section, a purchaser may not revoke or rescind a sales contract due solely to the fact that the new motor vehicle was damaged and repaired before completion of the sale.
- D. For purposes of this section, "manufacturer's suggested retail price" means the retail price of the new motor vehicle suggested by the manufacturer, including the retail delivered price suggested by the manufacturer for each accessory or item of optional equipment physically attached to the new motor vehicle at the time of delivery to the new motor vehicle dealer that is not included within the retail price suggested by the manufacturer for the new motor vehicle.