

**GENERAL ASSEMBLY OF NORTH CAROLINA**  
**SESSION 2005**

**H**

**D**

**HOUSE DRH30175-LK-174 (3/31)**

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

---

Sponsors: Representatives Coleman and Eddins (Primary Sponsors).

---

Referred to:

---

1 A BILL TO BE ENTITLED  
2 AN ACT TO CLARIFY THE MOTOR VEHICLE REPAIR ACT.  
3 The General Assembly of North Carolina enacts:

4 **SECTION 1.** G.S. 20-354.2 reads as rewritten:  
5 **"§ 20-354.2. Definitions.**

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:

- 1                   a.     Mobile motor vehicle repair shops.
- 2                   b.     Motor vehicle and recreational vehicle dealers.
- 3                   c.     Garages.
- 4                   d.     Service stations.
- 5                   e.     Self-employed individuals.
- 6                   f.     Truck stops.
- 7                   g.     Paint and body shops.
- 8                   h.     Brake, muffler, or transmission shops.
- 9                   i.     Shops doing glasswork.

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

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