

STATE MOTORCYCLE LEMON LAW SUMMARIES

The Federal Lemon Law covers motorcycles and each state also has its own unique Lemon Law.

In the chart below, “Motorcycles Covered” means whether or not a motorcycle is normally covered by the lemon law of a state. “Presumptions” means what it takes to be a “lemon” vehicle, and “Required First Step” means what you may have to do in order to be able to claim your vehicle is a “lemon” under the law.

These summaries prepared by Attorney Ronald L. Burdge, www.MotorcycleLemonLaw.com. In every case, always check your local law for recent amendments.

Alabama Code § 8-20A-1 through § 8-20A-6	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i> 3 unsuccessful repairs or 30 calendar days within shorter of 24 months or 24,000 miles, provided 1 repair attempt or 1 day out of service is within shorter of 1 year or 12,000 miles.	<i>Required First Step:</i> Certified mail notice to manufacturer plus opportunity for final repair attempt within 14 calendar days.
Alaska Title 45, Chapter 45, §§ 300-360	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Arizona Revised Statutes §§ 44-1261 to 44-1265	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i> 4 unsuccessful repairs or 30 calendar days within shorter of 2 years or 24,000 miles.	<i>Required First Step:</i> Written notice + opportunity to repair to manufacturer.
Arkansas Code, §4-90-401 to 417	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
California Civil Code Section 1793.22 , 1794	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Colorado Revised	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>

Statutes
§§42-10-101
to 107

Connecticut General Statutes Annotated § 42-179 to 180	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i> 4 unsuccessful repairs or 30 calendar days out of service within shorter of 2 years or 24,000 miles, or 2 unsuccessful repairs of a problem likely to cause death or serious bodily injury within warranty length or 1 year.	<i>Required First Step:</i> Report to manufacturer or dealer. Written notice to manufacturer only if required in owner manual or warranty. State run arbitration may apply.
Delaware Code Annotated, Title 6, §§ 5001-5009	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
District of Columbia D.C. Code, 40-1301 to 40-1310	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Florida Statutes Annotated, Chapter 681	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Georgia Official Code of Georgia Annotated, §§10-1-780 to 792	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Hawaii Revised Statutes §§481I-1 to 481I-4	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>

Idaho Idaho Code, 48-901 to 48- 913	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Illinois Compiled Statutes Annotated, Chapter 815 §§ 380.1 to 380.8	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Indiana Code § 24-5- 13-1 to § 24- 5-13.5-14	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Iowa Code Annotated § 322G.1 to § 322G.15	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Kansas Statutes Annotated 50-645	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i> 4 unsuccessful repairs or 30 calendar days out of service or 10 total repairs within shorter of 1 year or warranty. State has certified guidelines for arbitration.	<i>Required First Step:</i> Actual notice to manufacturer.
Kentucky Revised Statutes, § 367.840 to 367.846	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Louisiana Revised Statutes Annotated 51:1941 to	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>

51:1948

Maine Revised Statutes Annotated, Tit. 10, §§1161-1169	<i>Motorcycles Covered?</i> Yes if use is noncommercial; Commercial use vehicle is covered if under 8,500 lbs	<i>Presumptions:</i> 3 unsuccessful repairs (when at least 2 times same agent attempted repair) or 15 business days out of service within shorter of warranty or 2 years or 18,000 miles. Applies to vehicles within the first 18,000 miles or 2 years regardless of whether the claimant is the original owner. State-run arbitration mechanism available. Law specifically applies to leased vehicles.	<i>Required First Step:</i> Written notice to manufacturer or dealer only if required in warranty or owner's manual. Manufacturer has 7 business days after receipt for final repair attempt.
Maryland Commercial Law Code Annotated, § 14-501 to § 14-504	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i> 4 unsuccessful repairs, 30 calendar days out of service or 1 unsuccessful repair of braking or steering system within shorter of 15 months or 15,000 miles.	<i>Required First Step:</i>
Massachusetts Annotated Laws Ch. 90 § 7N	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i>	<i>Required First Step:</i>
Michigan Compiled Laws Annotated §§ 257.1401- 1410	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Minnesota Statutes Annotated, 325 F.665	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Mississippi Code Annotated, 63-17-151 to 63-17-165	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>

Missouri Revised Statutes, 407.560 – 407.583	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Montana Code Annotated, 61-4-501 to 61-4-526	<i>Motorcycles Covered?</i> No	<i>Presumptions:</i>	<i>Required First Step:</i>
Nebraska Revised Statutes, 60.2701 to 60.2709	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i> 4 unsuccessful repairs or 40 calendar days out of service within shorter of 1 year or warranty. State has certified guidelines for arbitration.	<i>Required First Step:</i> Certified mail notice + opportunity to repair to manufacturer.
Nevada Revised Statutes, 597.600 to 597.690	<i>Motorcycles Covered?</i> Yes, on road only	<i>Presumptions:</i> 4 unsuccessful repairs or 30 calendar days out of service within shorter of 1 year or warranty length.	<i>Required First Step:</i> Written notice to manufacturer. Arbitration may apply.
New Hampshire RSA 357-D.1 to D.12	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i> 3 unsuccessful repairs by same dealer or 30 business days out of service within warranty. State-run arbitration mechanism available. Law specifically applies to leased vehicles.	<i>Required First Step:</i> Report to manufacturer, distributor, agent or dealer (on forms provided by manufacturer) + final opportunity to repair before arbitration.
New Jersey Statutes Annotated, 56:12-29 to 56:12-49	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i> 3 unsuccessful repairs or 20 calendar days out of service within shorter of 2 years or 18,000 miles. State has certified guidelines for arbitration. Law specifically applies to leased vehicles.	<i>Required First Step:</i> Certified mail notice, return receipt requested to manufacturer who has 10 days to repair.
New Mexico Statutes Annotated,	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i> 4 unsuccessful repairs or 30 business days out of service within shorter of 1 year or warranty.. State has certified	<i>Required First Step:</i> Written notice + opportunity to repair to manufacturer, agent or

57-16A-1 to
57-16A-9

guidelines for arbitration.

dealer

New York
General
Business Law
§§ 198-A &
B

*Motorcycles
Covered?*

No

Presumptions:

Required First Step:

North
Carolina
General
Statutes, 20-
351 to 20-
351.10

*Motorcycles
Covered?*

Yes

Presumptions:

4 unsuccessful repairs within shorter of
24 months, 24,000 miles or warranty or
20 business days out of service
during any 12 month period of
warranty. Law specifically
applies to leased vehicles.

Required First Step:

Written notice to
manufacturer +
opportunity to repair
within 15 calendar days of
receipt only if required in
warranty or owner's
manual.

North Dakota
Century
Code, 51-07-
16 to 51-07-
22

*Motorcycles
Covered?*

No

Presumptions:

Required First Step:

Ohio
Revised
Code,
1345.71 to
1345.77

*Motorcycles
Covered?*

Yes

Presumptions:

3 unsuccessful repairs of same
nonconformity, 30 calendar days out of
service, 8 total repairs of any
nonconformity, or 1 unsuccessful repair
of problem likely to cause death or
serious bodily injury within shorter of 1
year or 18,000 miles. Law specifically
applies to leased vehicles.

Required First Step:

Report to manufacturer, its
agent or dealer.

Oklahoma
Statutes
Annotated,
Title 15, §
901

*Motorcycles
Covered?*

No

Presumptions:

Required First Step:

Oregon
Revised
Statutes,
646.315 to

*Motorcycles
Covered?*

Yes

Presumptions:

4 unsuccessful repairs or 30 business
days within shorter of 1 year or 12,000
miles.

Required First Step:

Direct Written notice to
manufacturer plus final
opportunity to repair.

646.375

Arbitration may apply.

Pennsylvania *Motorcycles* *Presumptions:*
Statutes *Covered?*
Annotated, No
Title 73, §§
1951-1963

Required First Step:

Rhode Island *Motorcycles* *Presumptions:*
General *Covered?* 4 unsuccessful repairs or 30 calendar
Laws, 31-5.2- Yes days out of service within shorter of 1
1 to 31-5.2- year or 15,000 miles.
13

Required First Step:
Report to dealer or
manufacturer who has 7
days for final repair
opportunity.
Manufacturer's arbitration
process required to obtain
refund or replacement.

South Carolina *Motorcycles* *Presumptions:*
Code *Covered?*
Annotated, No
56-28-10 to
56-28-110

Required First Step:

South Dakota *Motorcycles* *Presumptions:*
Codified *Covered?* 4 unsuccessful repairs, 1 of which
Laws, §§ 32- Yes occurred during the shorter of 1 year or
6D-1 to 11 12,000 miles, or 30 calendar days out of
service during shorter of 24 months or
24,000 miles.

Required First Step:
Certified mail notice to
manufacturer and final
opportunity to repair plus
7 calendar days to notify
consumer of repair facility.
Manufacturer's arbitration
process required to obtain
refund or replacement.

Tennessee *Motorcycles* *Presumptions:*
Code, 55-24- *Covered?*
201 to 55-24- No
212

Required First Step:

Texas *Motorcycles* *Presumptions:*
Revised Civil *Covered?* 4 unsuccessful repairs when 2 occurred
Statutes, Art. Yes within shorter of 1 year or 12,000 miles,
4413(36) §§ + other 2 occur within shorter of 1 year
or 12,000 miles immediately following

Required First Step:
Written notice to
manufacturer.

3.08(i)
(General
Warranty
Complaints),
6.07
(Warranty
Performance
Obligations),
7.01 (Judicial
Review/Appe
al)

second repair attempt; or 2 unsuccessful
repairs of a serious safety defect when 1
occurred within shorter of 1 year or
12,000 miles + other occurred within
shorter of 1 year or 12,000 miles
immediately following first repair; or 30
calendar days out of service within
shorter of 2 years or 24,000 miles + at
least 2 attempts were made within
shorter of 1 year or 12,000 miles. State-
run arbitration mechanism available.

Utah	<i>Motorcycles</i>	<i>Presumptions:</i>	<i>Required First Step:</i>
Code	<i>Covered?</i>		
Annotated, §	No		
13-20-1 to §			
13-20-7			

Vermont	<i>Motorcycles</i>	<i>Presumptions:</i>	<i>Required First Step:</i>
Statutes	<i>Covered?</i>		
Annotated	No		
Title 9, §			
4170 to §			
4181			

Virginia	<i>Motorcycles</i>	<i>Presumptions:</i>	<i>Required First Step:</i>
Code, § 59.1-	<i>Covered?</i>	3 unsuccessful repairs, or 1 repair	Written notice to
207.9 to	Yes	attempt of serious safety defect, or 30	manufacturer. If 3
207.16:1		calendar days out of service within 18	unsuccessful repairs or 30
		months. State has certified guidelines for	days already exhausted
		arbitration. Law specifically applies to	before notice,
		leased vehicles.	manufacturer has 1 more
			repair attempt not to
			exceed 15 days

Washington	<i>Motorcycles</i>	<i>Presumptions:</i>	<i>Required First Step:</i>
Revised	<i>Covered?</i>	4 unsuccessful repairs, 30 calendar days	Written notice to
Code, §	Yes, over 750	out of service (15 during warranty	manufacturer.
19.118.005 to ^{cc}		period), or 2 repairs of serious safety	
§ 19.118.904		defects, first reported within shorter of	
		warranty or 24 months or 24,000 miles.	
		one repair attempt + 15 of the 30 days	
		must fall within manufacturer's express	
		warranty of at least 1 year of 12,000	

miles. State-run arbitration mechanism available. Law specifically applies to leased vehicles. Note: Consumer should receive replacement or refund within 40 calendar days of request.

West Virginia Code, 46A-6A-1 to 46A-6A-9	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i> 3 unsuccessful repairs or 30 calendar days out of service or 1 unsuccessful repair of problem likely to cause death or serious bodily injury within shorter of 1 year or warranty. Law specifically applies to leased vehicles.	<i>Required First Step:</i> Written notice + opportunity to repair to manufacturer.
Wisconsin Statutes Annotated, 218.015	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i> 4 unsuccessful repairs or 30 calendar days out of service within shorter of 1 year or warranty. Law specifically applies to leased vehicles. Note: Consumer should receive replacement or refund within 30 calendar days after offer to return title.	<i>Required First Step:</i> Report to manufacturer or dealer.
Wyoming Statutes, 40-17-101	<i>Motorcycles Covered?</i> Yes	<i>Presumptions:</i> 3 unsuccessful repairs or 30 business days out of service within 1 year.	<i>Required First Step:</i> Direct written notice + opportunity to repair to manufacturer. (Manufacturer's informal arbitrations process serves as prerequisite to consumer refund or replacement.)