

Senate Bill 112

By: Senators Dixon of the 45th, Goodman of the 8th, Anderson of the 24th, Summers of the 13th, Jones II of the 22nd and others

AS PASSED SENATE

A BILL TO BE ENTITLED

AN ACT

1 To amend Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling
2 and other trade practices, so as to extend certain protections for consumers relative to
3 warranties of HVAC systems and components of such systems; to allow for transfers of
4 certain manufacturers' warranties of HVAC systems and components of such systems; to
5 prohibit manufacturers', distributors', and retailers' warranties of HVAC systems and
6 components of such systems from being conditioned upon product registration; to provide
7 required information for warranty and product registration cards and forms; to provide an
8 effective date for certain warranties of HVAC systems and components of such systems; to
9 provide a definition; to provide for an effective date and applicability; to provide for related
10 matters; to repeal conflicting laws; and for other purposes.

11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

12 **SECTION 1.**

13 Chapter 1 of Title 10 of the Official Code of Georgia Annotated, relating to selling and other
14 trade practices, is amended by adding a new article to read as follows:

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15 "ARTICLE 37

16 10-1-960.

17 As used in this article, the term 'HVAC' means heating, ventilation, and air-conditioning.

18 10-1-961.

19 (a) If a residential real property that includes an HVAC system as a fixture to the property
20 is conveyed to a new owner, any manufacturer's warranty in effect on that system or any
21 component of that system:

22 (1) Shall be automatically transferred to the new owner; and

23 (2) Shall continue in effect as if the new owner was the original purchaser of such system
24 or component, as applicable.

25 (b) A manufacturer shall continue to be obligated under the terms of any warranty
26 transferred pursuant to subsection (a) of this Code section and shall not charge a fee for the
27 transfer of such warranty.

28 (c) A transfer of any manufacturer's warranty pursuant to subsection (a) of this Code
29 section shall not extend the remaining term of the warranty.

30 10-1-962.

31 (a) The full term of a manufacturer's, distributor's, or retailer's warranty of an HVAC
32 system or any component of such system shall be effective in this state on the date of
33 installation if installed by a contractor licensed under Chapter 14 of Title 43.

34 (b) If a manufacturer, distributor, or retailer of an HVAC system or any component of such
35 system provides a warranty or product registration card or form, or an electronic, online
36 warranty or product registration form, the card or form shall contain the following
37 information, displayed in a clear and conspicuous manner:

38 (1) The card or form is for registration of the product; and

39 (2) Failure to complete and return the card or form shall not diminish any warranty rights
40 or decrease the warranty term.

41 (c) Any warranty of an HVAC system or any component of such system manufactured and
42 issued, sold, or offered for sale by a manufacturer, distributor, or retailer shall not be in any
43 way conditioned upon product registration."

44 **SECTION 2.**

45 (a) This Act shall become effective on January 1, 2026.

46 (b) This Act shall apply to any warranty of an HVAC system or any component of such
47 system manufactured and issued, sold, or offered for sale by a manufacturer, distributor, or
48 retailer on or after the effective date of this Act and to any modifications or extensions of
49 such warranties issued, sold, or offered for sale on or after such date.

50 **SECTION 3.**

51 All laws and parts of laws in conflict with this Act are repealed.