



April 27, 2022

The Honorable Jesse Gabriel
Chair, Assembly Privacy and Consumer Protection Committee
1020 N Street, Room 162
Sacramento, CA 95814

RE: AB 2912 (Berman) – SUPPORT

Dear Chair Gabriel:

The Consumer Protection Policy Center (CPPC) (formerly known as the Center for Public Interest Law) is a nonprofit, nonpartisan academic and advocacy organization based at the University of San Diego School of Law. CPPC's mission is to harness the power of the law to institute positive social change by educating the next generation of leaders – public interest lawyers and government officials – and ensuring that our government adheres to its core mission of protecting its citizens. In the furtherance of those goals CPPC supports AB 2912, which would require express warranties to start no earlier than the date of delivery rather than the date of purchase.

When a warranty effective date starts at the time of purchase, the consumer does not receive the full benefit or duration of the warranty. This was a problem prior to the pandemic and current supply chain issues but has only grown more apparent with products being delayed weeks if not months. For example, if an express warranty is good for one year, but the consumer does not receive the product for six months, then the consumer has essentially lost half of the warranty.

It is important to point out that there is precedent for having warranties begin on the delivery date. Carpet installers, for example, typically operate this way and a European warranty begins when a product is received, not purchased. Additionally, according to state law, the duration of warranties for wheelchairs and hearing aids already start from the date of delivery.

AB 2912 is a commonsense bill, which would build upon existing state law and require express warranties to start no earlier than the date of delivery of the product rather than the date of purchase.

For these reasons, we strongly support AB 2912 and respectfully ask for your “Aye” vote.

Sincerely,

A handwritten signature in black ink, appearing to read "Karen Thomas Stefano".

Karen Thomas Stefano, Administrative Director
Consumer Protection Policy Center