

HB 304-FN - AS INTRODUCED

2023 SESSION

23-0475

02/05

HOUSE BILL ***304-FN***

AN ACT relative to advanced driver assistance system disclosures by auto glass repair or replacement facilities.

SPONSORS: Rep. McGough, Hills. 12

COMMITTEE: Commerce and Consumer Affairs

ANALYSIS

This bill requires auto glass repair or replacement facilities to inform customers whether recalibration of any advanced driver assistance system may be required.

Explanation: Matter added to current law appears in ***bold italics***.
Matter removed from current law appears ~~[in brackets and struckthrough.]~~
Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Twenty Three

AN ACT relative to advanced driver assistance system disclosures by auto glass repair or replacement facilities.

Be it Enacted by the Senate and House of Representatives in General Court convened:

1 1 New Section; Advanced Driver Assistance System Repair Disclosure. Amend RSA 358-D by
2 inserting after section 12 the following new section:

3 358-D:13 Advanced Driver Assistance System Repair Disclosure.

4 I. For the purposes of this section:

5 (a) "Advanced driver assistance system" means electronic systems that use automated
6 technology, such as sensors and cameras, to detect nearby obstacles or driver errors and that
7 respond to assist drivers to safely operate a vehicle.

8 (b) "Recalibrate" or "recalibration" means to instruct a vehicle's advanced driver
9 assistance system, including internal computers, to readjust targeted cameras, sensors, and other
10 technology to function properly in accordance with the vehicle manufacturer's specifications.

11 II. If a vehicle is equipped with an advanced driver assistance system, an auto glass repair
12 or replacement facility that conducts glass repair, replacement, or recalibration on the vehicle shall
13 inform the customer both:

14 (a) If a recalibration of that system is required; and

15 (b) If a recalibration of that system is performed, that it must meet or exceed the vehicle
16 manufacturer's specifications.

17 III. An auto glass repair or replacement facility shall provide the customer with a
18 description of the work to be done on the vehicle.

19 IV. If a recalibration was not performed or not completed successfully, the auto glass repair
20 or replacement facility shall inform the customer in writing or electronically that the recalibration
21 was not successful or was not performed and that the vehicle should be taken to a vehicle
22 manufacturer's certified dealership or a qualified auto glass repair or replacement facility capable of
23 performing the recalibration of an advanced driver assistance system that meets or exceeds the
24 vehicle manufacturer's specifications.

25 V. An auto glass repair or replacement facility that conducts a recalibration for vehicle glass
26 repair or replacement services on a vehicle equipped with an advanced driver assistance system:

27 (a) Is not limited to vehicle glass, tooling, equipment or repair procedures dictated or
28 recommended by the vehicle manufacturer; and

29 (b) Shall recalibrate the advanced driver assistance system to meet or exceed the vehicle
30 manufacturer's specifications.

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1 2 Effective Date. This act shall take effect 60 days after its passage.

**HB 304-FN- FISCAL NOTE
AS INTRODUCED**

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FISCAL IMPACT: State County Local None

STATE:	Estimated Increase / (Decrease)			
	FY 2023	FY 2024	FY 2025	FY 2026
Appropriation	\$0	\$0	\$0	\$0
Revenue	\$0	\$0	\$0	\$0
Expenditures	\$0	Indeterminable	Indeterminable	Indeterminable
Funding Source:	<input checked="" type="checkbox"/> General	<input type="checkbox"/> Education	<input type="checkbox"/> Highway	<input type="checkbox"/> Other

METHODOLOGY:

This bill requires auto glass repair/replacement facilities to inform customers whether recalibration of any advanced driver assistance system may be required. Failure to comply with any of the provisions of the bill would amount to an unfair or deceptive act or practice in violation of RSA 358-A:2 and would be enforced by the Consumer Protection and Antitrust Bureau of the Attorney General’s Office. This bill may result in an increased number of investigations and/or prosecutions by the Department of Justice and therefore may increase state expenditures by an indeterminable amount in FY 2024 and each year thereafter.

AGENCIES CONTACTED:

Department of Justice