

CHAPTER 228  
SB 389-FN - FINAL VERSION

02/16/2022 0432s  
05/26/2022 2094EBA

2022 SESSION

22-2997  
12/08

SENATE BILL ***389-FN***

AN ACT defining mobile service garages and relative to state vehicle inspections.

SPONSORS: Sen. Watters, Dist 4; Sen. Sherman, Dist 24; Sen. French, Dist 7; Sen. Gannon, Dist 23; Sen. Hennessey, Dist 1; Sen. Prentiss, Dist 5; Rep. Hunt, Ches. 11; Rep. Sykes, Graf. 13

COMMITTEE: Transportation

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ANALYSIS

This bill defines mobile service garages and allows the director of the division of motor vehicles to authorize certain mobile service garages as inspection stations.

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Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

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STATE OF NEW HAMPSHIRE

*In the Year of Our Lord Two Thousand Twenty Two*

AN ACT                    defining mobile service garages and relative to state vehicle inspections.

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

1            228:1 New Section; Motor Vehicles; Definitions; Mobile Service Garage. Amend RSA 259 by  
2 inserting after section 56-a the following new section:

3            259:56-b Mobile Service Garage. "Mobile service garage" shall mean a vehicle, whethermotorized or  
4 non-motorized, designed specifically for the purpose of servicing motor vehicles and that:

- 5            I. Contains an automotive lift, rated for at least 9,000 pounds, as an integral part of the vehicle.  
6            II. Meets all applicable hazardous waste permitting requirements of the New Hampshire  
7 department of environmental services and the New Hampshire department of transportation.  
8            III. Is equipped with a functioning GPS tracking device.  
9            IV. When in operation, has Internet connectivity.  
10           V. When in operation, has a minimal overall width of 12 feet and a minimal overall length of 25  
11 feet.  
12           VI. When in operation, has an enclosed, unobstructed work area at least 15 feet wide and at least  
13 20 feet long.  
14           VII. Is covered by an active commercial automotive insurance policy with a liability limit of at least  
15 \$1,000,000.  
16           VIII. Is operated by a business that:  
17                (a) Is registered and in good standing with the New Hampshire secretary of state.  
18                (b) Has an active general liability insurance policy with limits of at least \$1,000,000 per  
19 occurrence and at least \$2,000,000 general aggregate.  
20                (c) Has an office, staffed at regular, posted hours that provides access to state inspection  
21 records and that maintains a schedule for the following 7 calendar days of times and locations for each  
22 mobile service garage under its operation that performs state inspections.

23           228:2 Motor Vehicles; Inspection Authorized. Amend RSA 266:1, VI-VII to read as follows:

24           VI. ***Except as provided in paragraph XII***, each inspection station shall conspicuously post on its  
25 premises a notice, in a form and size approved by the director, indicating that the station is an authorized  
26 inspection station.

27           VII. ***Except as provided in paragraph XII***, each inspection station shall conspicuously post on the  
28 outside of the building a sign showing the inspection fee charged and the additional fee charged for OBD  
29 II testing under RSA 266:59-b. No inspection station shall include [øf] the cost of OBD II testing or  
30 reporting in the inspection fee charged for a vehicle not subject to the OBD II requirements under RSA  
31 266:59-b.

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1       228:3 New Paragraph; Equipment of Vehicles; Inspection Authorized. Amend RSA 266:1 by  
2 inserting after paragraph XI the following new paragraph:

3       XII. The director may authorize as an inspection station a mobile service garage that is  
4 contracted with employers, provided:

5               (a) Inspections may only be performed while the mobile service garage is on an employer's  
6 premises.

7               (b) While the mobile service garage is on an employer's premises, inspections are performed  
8 solely on vehicles registered to employees of the contracted employer or registered to the employer.

9               (c) Each inspection station authorized pursuant to this section shall conspicuously post, in a  
10 form and size approved by the director, on its vehicle or trailer indicating that it is an authorized inspection  
11 station.

12              (d) Each inspection station authorized pursuant to this paragraph shall conspicuously post on  
13 the outside of its vehicle or trailer a sign showing the inspection fee charged and the additional fee  
14 charged for OBD II testing under RSA 266:59-b. No inspection station authorized pursuant to this  
15 paragraph shall include the cost of OBD II testing or reporting in the inspection fee charged for a vehicle  
16 not subject to the OBD II requirements under RSA 266:59-b.

17       228:4 Effective Date. This act shall take effect 270 days after its passage.

Approved: June 17, 2022  
Effective Date: March 14, 2023

