

Floor Amendment to SB 157-FN

1 Amend the title of the bill by replacing it with the following:

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3 AN ACT relative to registration of certain fleet vehicles, removing the requirement for
4 physical safety inspections and on-board diagnostic tests for passenger vehicles, and
5 eliminating funding for the motor vehicle air pollution abatement fund.
6

7 Amend the bill by replacing all after section 1 with the following:

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9 2 Motor Vehicle Air Pollution Abatement Fund; Definitions. Amend RSA 125-S:2 to read as
10 follows:

11 125-S:2 Definitions. In this chapter:

12 I. "Department" means the department of environmental services.

13 II. ~~["Motor vehicle inspection fee" means the fee collected by the department of safety~~
14 ~~pursuant to RSA 266:2.~~

15 ~~III.]~~ "Mobile source" means, for the purposes of this chapter, any motor vehicle registered for
16 on-road use by the department of safety, division of motor vehicles.

17 3 Inspection; Power Unit and Trailer. Amend RSA 266:18-d, III to read as follows:

18 III. Vehicles so certified include the power unit and trailer. The vehicle shall be certified
19 upon submission to the department of documentation satisfactory to the department from the
20 manufacturer attesting that the vehicle is capable of safely carrying the additional weight. Such
21 attestation shall be required upon the first application for certification and a new attestation shall
22 be required at any time when the configuration of the vehicle relative to power unit, axles, springs,
23 or other safety items that could affect the vehicle's ability to qualify for an excess weight certification
24 is altered. Such attestation shall designate the maximum safe gross weight for the vehicles as
25 determined by the components and the summation of the manufacturer's axle design limits for each
26 axle of the vehicle ~~[The power unit and trailer shall be required at all times to have a current~~
27 ~~inspection sticker or decal from an official inspection station].~~

28 4 Inspection; Rulemaking. Amend RSA 266:18-d, VI to read as follows:

29 VI. The commissioner or his designee may revoke or suspend any additional registration
30 granted pursuant to paragraph V of any vehicle or vehicles which are being driven in violation of the
31 limits established by RSA 266:18-b or any other provision of law as evidenced by a record of such
32 violations. The commissioner shall adopt rules pursuant to RSA 541-A pertaining to the procedures
33 for such revocation or suspension and the application[,] and certification~~[-and inspection]~~ process for

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1 additional truck weights, as well as procedures to become certified as a vehicle inspector for
2 additional weights.

3 5 Inspection; Motorcycle Noise. Amend RSA 266:59-a to read as follows:

4 266:59-a Motorcycle Noise Levels.

5 I. No person shall operate in this state any motorcycle which produces a sound level in
6 excess of the following decibels, when measured in accordance with the provisions of the SAE
7 International Recommended Practice SAE J2825, "Measurement of Exhaust Sound Pressure Levels
8 of Stationary On-Highway Motorcycles":

9 (a) For all motorcycles, 92 decibels while the engine is operating at idle speed; or

10 (b) For motorcycles with less than 3 or more than 4 cylinders, 96 decibels while the
11 engine is operating at 2,000 revolutions per minute or 75 percent of maximum engine speed,
12 whichever is less; or

13 (c) For 3 and 4 cylinder motorcycles, 100 decibels while the engine is operating at 5,000
14 revolutions per minute or 75 percent of maximum engine speed, whichever is less.

15 ~~II. No person shall pass for the purposes of the inspection required by RSA 266:1 any~~
16 ~~motorcycle which produces a sound level in excess of the following decibels, when measured in~~
17 ~~accordance with the provisions of the SAE International Recommended Practice SAE J2825,~~
18 ~~"Measurement of Exhaust Sound Pressure Levels of Stationary On-Highway Motorcycles":~~

19 ~~(a) For all motorcycles, 92 decibels while the engine is operating at idle speed; or~~

20 ~~(b) For motorcycles with less than 3 or more than 4 cylinders, 96 decibels while the~~
21 ~~engine is operating at 2,000 revolutions per minute or 75 percent of maximum engine speed,~~
22 ~~whichever is less; or~~

23 ~~(c) For 3 and 4 cylinder motorcycles, 100 decibels while the engine is operating at 5,000~~
24 ~~revolutions per minute or 75 percent of maximum engine speed, whichever is less.~~

25 ~~III.] II.~~ Any person who violates the provisions of this section shall be guilty of a violation
26 and shall be fined not less than \$100 nor more than \$300.

27 6 Inspection; Odometers. Amend RSA 266:60 to read as follows:

28 266:60 Standards for Odometers. No passenger motor vehicle designated as a 1972 or later
29 model which is manufactured after January 1, 1972, shall be registered in this state unless it is
30 equipped with a tamper-resistant odometer designed with the intent to reduce the likelihood of
31 unlawful tampering with the mileage reading thereon. The director may adopt rules pursuant to
32 RSA 260:5 establishing standards for such devices, which standards shall be consistent with
33 provisions of federal law, if any, relating thereto. The director shall not require, as a condition
34 precedent to the initial sale of a vehicle, ~~[the inspection,]~~ certification or other approval of such
35 odometer if such device or equipment has been certified by the manufacturer as complying with
36 federal or state law or rule.

37 7 Street Rod Equipment; Inspection. Amend RSA 266:13, I to read as follows:

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1 I. A vehicle registered as a street rod shall be equipped as prescribed by RSA 266 [~~and state~~
2 ~~of New Hampshire official inspection station rules adopted pursuant to RSA 541-A,~~] as [they] *it* may
3 be applicable to vehicles whose model year is prior to the year 1949.

4 8 Custom Vehicles; Inspection. Amend RSA 266:115, I to read as follows:

5 I. A vehicle registered as a custom vehicle shall be equipped as prescribed by RSA 266 [~~and~~
6 ~~state of New Hampshire official inspection station rules adopted pursuant to RSA 541-A,~~] as [they] *it*
7 may be applicable to such vehicles.

8 9 Sale of Unsafe Used Motor Vehicles; Inspection. Amend RSA 358-F:2 to read as follows:

9 358-F:2 Inspection. Before selling to any customer any used motor vehicle which is ***believed by***
10 ***the customer to be*** unsafe for operation upon the highways pursuant to [~~RSA 266:8~~] ***RSA 266***, the
11 dealer shall, upon the request of the customer, conduct or have conducted a safety inspection of such
12 vehicle. If the vehicle is found to be unsafe for operation, the dealer may sell the vehicle to the
13 customer without correcting the defects, but only if the dealer presents to the customer at the time of
14 sale a notice which states: This motor vehicle [~~will not pass a New Hampshire inspection and~~] is
15 unsafe for operation ***upon the highways pursuant to RSA 266***. The following defects must be
16 corrected [~~before an inspection sticker will be issued~~]. The dealer shall list all [~~inspection~~] defects
17 under this statement and specify the date on which the inspection was conducted and the person
18 who performed the inspection. The dealer may make a reasonable charge for conducting the
19 inspection.

20 10 Sale of Unsafe Used Motor Vehicles; Remedy. Amend RSA 358-F:4 to read as follows:

21 358-F:4 Remedy. A failure of any dealer to comply with the provisions of this section, or a
22 concealment by any dealer of any defect which was discovered, or should have been discovered,
23 during the inspection [~~required by~~] ***requested under*** RSA 358-F:2 is an unfair or deceptive act or
24 practice within the meaning of RSA 358-A:2. Any right or remedy set forth in RSA 358-A may be
25 used to enforce the provisions of this chapter.

26 11 Repeal. The following are repealed:

- 27 I. RSA 125-S:4, relative to the motor vehicle air pollution abatement fund.
- 28 II. RSA 260:6-a, relative to administrative review of sanctions against inspection stations.
- 29 III. RSA 260:6-b, relative to point system for automobile dealer and inspection station
30 violations.
- 31 IV. RSA 266:1, relative to inspection authorized.
- 32 V. RSA 266:1-a, relative to state police duties relative to vehicle inspection.
- 33 VI. RSA 266:1-b, relative to inspection of trailers.
- 34 VII. RSA 266:2, relative to fees.
- 35 VIII. RSA 266:3, relative to inspection of spare tires.
- 36 IX. RSA 266:3-a, relative to rust.
- 37 X. RSA 266:4, relative to repair of defective equipment.

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- 1 XI. RSA 266:5, relative to penalties for failing to obey inspection requirements.
- 2 XII. RSA 266:6, relative to driving of uninspected vehicles.
- 3 XIII. RSA 266:8, relative to sales of unsafe vehicles.
- 4 XIV. RSA 266:59-b, relative to emission control equipment.
- 5 XV. RSA 266:78-o, relative to emergency and warning lights; duties of official inspection
- 6 stations.
- 7 12 Effective Date. This act shall take effect January 1, 2026.

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2025-2270h

AMENDED ANALYSIS

This bill establishes a rental fleet registration program for rental passenger vehicle fleets of 50 or more vehicles, removes the requirement for physical safety inspections and on-board diagnostic tests for passenger vehicles, and eliminates funding for the motor vehicle air pollution abatement fund.