

CONSENT CALENDAR

April 26, 2022

HOUSE OF REPRESENTATIVES

REPORT OF COMMITTEE

The Committee on Transportation to which was referred SB 389-FN,

AN ACT defining mobile service garages and relative to state vehicle inspections. Having considered the same, report the same with the recommendation that the bill OUGHT TO PASS.

Rep. Ted Gorski

FOR THE COMMITTEE

COMMITTEE REPORT

Committee:	Transportation
Bill Number:	SB 389-FN
Title:	defining mobile service garages and relative to state vehicle inspections.
Date:	April 26, 2022
Consent Calendar:	CONSENT
Recommendation:	OUGHT TO PASS

STATEMENT OF INTENT

This bill allows mobile service garages, which currently service and repair vehicles, to conduct state vehicle inspections. Mobile service garages contain an automotive lift rated for 9,000 pounds, have internet connectivity, an unobstructed work area of at least 15 feet wide and 20 feet long, and possess an insurance policy of at least \$1,000,000. These garages are contracted at large employer sites so that employee vehicles can be serviced. It is a great convenience to New Hampshire citizens and allowing them to conduct state vehicle inspections is a benefit that is worth while.

Vote 18-0.

Rep. Ted Gorski
FOR THE COMMITTEE

Original: House Clerk
Cc: Committee Bill File

CONSENT CALENDAR

Transportation

SB 389-FN, defining mobile service garages and relative to state vehicle inspections. **OUGHT TO PASS.**

Rep. Ted Gorski for Transportation. This bill allows mobile service garages, which currently service and repair vehicles, to conduct state vehicle inspections. Mobile service garages contain an automotive lift rated for 9,000 pounds, have internet connectivity, an unobstructed work area of at least 15 feet wide and 20 feet long, and possess an insurance policy of at least \$1,000,000. These garages are contracted at large employer sites so that employee vehicles can be serviced. It is a great convenience to New Hampshire citizens and allowing them to conduct state vehicle inspections is a benefit that is worth while. **Vote 18-0.**

Original: House Clerk

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HOUSE COMMITTEE ON TRANSPORTATION

EXECUTIVE SESSION on SB 389-FN

BILL TITLE: defining mobile service garages and relative to state vehicle inspections.

DATE: April 26, 2022

LOB ROOM: 201-203

MOTIONS: OUGHT TO PASS

Moved by Rep. Gorski

Seconded by Rep. Gagne

Vote: 18-0

CONSENT CALENDAR: YES

Statement of Intent: Refer to Committee Report

Respectfully submitted,

Rep Karel Crawford, Clerk

HOUSE COMMITTEE ON TRANSPORTATION

EXECUTIVE SESSION on Bill # 389-FN

BILL TITLE: ... defining mobile service garages and relative
DATE: 4/26/22 to state vehicle inspections
LOB ROOM: 201-203

MOTION: (Please check one box)

- OTP ITL Retain (1st year) Adoption of Amendment # _____
 Interim Study (2nd year) (if offered)

Moved by Rep. Gorski Seconded by Rep. Gasn Vote: _____

MOTION: (Please check one box)

- OTP OTP/A ITL Retain (1st year) Adoption of Amendment # _____
 Interim Study (2nd year) (if offered)

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

MOTION: (Please check one box)

- OTP OTP/A ITL Retain (1st year) Adoption of Amendment # _____
 Interim Study (2nd year) (if offered)

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

MOTION: (Please check one box)

- OTP OTP/A ITL Retain (1st year) Adoption of Amendment # _____
 Interim Study (2nd year) (if offered)

Moved by Rep. _____ Seconded by Rep. _____ Vote: _____

CONSENT CALENDAR: YES NO

Minority Report? _____ Yes _____ No If yes, author, Rep: _____ Motion _____

Respectfully submitted: Karel Crawford
Rep. Karel Crawford, Clerk



2021 SESSION

Transportation

Bill #: 389 Motion: OTP AM #: _____ Exec Session Date: 9/26/22

<u>Members</u>	<u>YEAS</u>	<u>Nays</u>	<u>NV</u>
Walsh, Thomas C. Chairman	✓		
Gagne, Larry G. Vice Chairman	✓		
Smith, Steven D.	✓		
Crawford, Karel A. Clerk	✓		
Hill, Gregory G.	✓		
Aron, Judy F. <i>Rep Dennis Thompson</i>	✓		
Ankarberg, Aidan			
Gorski, Ted	✓		
O'Hara, Travis J.	✓		
Pitaro, Matthew <i>Brudhomme-O'Brien</i>	✓		
Sykes, George E.	✓		
Cleaver, Skip J. <i>Cloutier</i>	✓		
Fenton, Donovan W.	✓		
Pickering, Daniel R. <i>HARRISAN</i>	✓		
Rich, Cecilia	✓		
Telerski, Laura D.	✓		
Fox, Dru	✓		
Stevens, Deb	✓		
Veilleux, Daniel T. <i>RUNY</i>	✓		
TOTAL VOTE:	<i>18</i>	<i>0</i>	

**HOUSE COMMITTEE ON
PUBLIC HEARING ON SB 389-FN**

**BILL TITLE: SB 389-FN defining mobile service garages and relative to state
vehicle inspections**

DATE: 4/12/22

LOB ROOM: 201-203

Time Public Hearing Called to Order: 10:45 am

Time Adjourned: 11:25 am

**Committee Members: Reps. Walsh, Gagne, Crawford, Smith, Hill, Thompson,
Ankarberg, Gorski, O'Hara, Pitaro, Sykes, Cleaver, Fenton, Rombeau, Rich,
Telerski, Fox, Stevens and Veilleux**

Bill Sponsors: Senator Waters

TESTIMONY

- Use asterisk if written testimony and/or amendments are submitted.

Senator Waters introduced –

Can do state inspections, would be contingent to go to large businesses to do the inspections and would be able to report on state issues. Be able to take all hazardous waste, the Dept. safety can do their inspections. One issue has come up – what is the definition of mobile – if it's on a property for 6 months or so, it is not really mobile.

Rep. Horrigan – They would be able to offer to their employee's A. yes

Rep. Fenton – What is stopping these stations of a business of 1 – A. does not make sense to do that business sense.

Rep. Thompson – minimal of 12 feet wide we have to have a commercial license, do not see that in the bill? A. The sides come down and looks like a camper with a slide out.

Peter Bragdon and Rick Macley – support the bill – TCS-NH, LLC –

Started from a Dartmouth student to be able to do it with a large employer.

Rep. Gorski – Who certified these units and who authorizes it? All audits and inspections would be Dept. Safety.

Rep. Horrigan – What would envision would they be able to do all entities? A. One employer

Rep. Fenton – Only employer for the employee? Who would enforce that? Employee ID's

Rep. Thompson – Does not this business have a limited potential? A. You would need different company's Rep. Thompson – how many valid inspections could you do in a day. A don't know

***Rick Macley testimony – supports bill Hanover NH.**

Rep. Gorski – mentioned inspection what about a bald tire – A we do not have parts on the trailer.

Rep. Hill – Do you need Internet in order to connect with the Internet? A. Internet is not a problem we use the big employers.

Rep. Walsh – Have you been doing just service A. yes

Rep. Fenton – How many companies do this? A. Don't know Rep. Fenton – does anyone check the work on this trailer a -not a brick and motor operation.

Rep. Veilleux – Do we want to just contact with this service? A. Has to be something that they can regulate and control the inspections.

Peter Bragdon – other companies have purchased the units.

Dan Bennett NH Auto Dealers Assoc. supports the bill –

Concerns consumer protection, mobile inspection should be truly mobile. DMV will have to have a lot of rule making. Set the policy on what is truly mobile. Also how do you insure that they do not bring in their neighbors car.

Rep. O'Hara – Q what would be a fair amount of time for a mobile operation? A should be in policy making.

Respectfully submitted,

Rep. Karel Crawford, Clerk

House Remote Testify

Transportation Committee Testify List for Bill SB389 on 2022-04-12

Support: 3 Oppose: 0 Neutral: 0 Total to Testify: 0

Export to Excel

<u>Name</u>	<u>City, State</u> <u>Email Address</u>	<u>Title</u>	<u>Representing</u>	<u>Position</u>	<u>Testifying</u>	<u>Non-Germane</u>	<u>Signed Up</u>
French, Senator Harold	Canterbury, NH kathryn.cummings@leg.state.nh.us	An Elected Official	Senate District 7	Support	No	No	4/11/2022 2:59 PM
Hennessey, Erin	Senate District 1, NH peter.oneill@leg.state.nh.us	An Elected Official	Myself	Support	No	No	4/12/2022 10:01 AM
Sherman, Senator	SD 24, NH jennifer.horgan@leg.state.nh.us	An Elected Official	SD24	Support	No	No	4/12/2022 11:04 AM

**New Hampshire State
House Transportation Committee Hearing
SB 389 04.12.2022**

Dear Chairman Walsh and Members of the House Transportation Committee,

As a resident of Hanover, New Hampshire, I thank you for this opportunity to in person offer my support for SB 389 which would allow mobile service garages the ability to offer its employer partners employees NH annual Safety Inspections.

As a short introduction, I've been active in the car business since 1968 where I started washing cars at the age of 15 in Hanover. Prior to and after graduating from the University of Vermont in 1975, I've owned and operated two new car franchised dealerships and recently purchased the Zippity Mobile Automotive Services. As you may already know, Zippity started out of the Tuck School of Business, Dartmouth College, Hanover, NH.

Zippity, for nearly five years now, has been offering Upper Valley residents mechanical services at certain workplaces while they work. Zippity uses formal vendor agreements with all of its Employer Partners who strongly support the business model as a tangible employee benefit. UVnGO Employer Partners currently include Dartmouth College, Dartmouth Hitchcock Medical Center, Hypertherm, Adimab, Alice Peck Cay Medical Center and BioXcel.

Zippity invested in mobile services garages and perfected a trailer design that are used on-site at employer partners campuses. Customer vehicles go inside the trailer, which has a lift, and provides repair technicians a heated environment in which to work.

Zippity UVnGO offers customers most preventative maintenance services, i.e., oil changes, OEM interval maintenances services, tire sales and seasonal change-overs, check-engine light diagnosis, lamp replacement, battery upgrades, etc. Convenient NH Safety Inspections would allow needed repairs found during the inspection process to be performed in one step, while our clients remain at work.

In fact, one of the most ask for service by our customers at this time is whether we can perform NH State Inspections. Passage of SB 389, which limits the scope to employers while maintaining all current inspections regulations/standards, would be received as a welcome improvement by all Zippity New Hampshire customers.

If you have any questions regarding my support, please let me know. Otherwise, thank you for your thoughtful consideration of supporting SB 389.

Respectfully,

Richard MacLeay
#2 Hilton Field Lane
Hanover, NH 03755

SB389 SUPPORT SAFE, EFFICIENT, DRIVER-FRIENDLY STATE VEHICLE INSPECTIONS

New Hampshire can simplify vehicle safety inspections and empower local businesses at the same time. By allowing employer-sponsored mobile service garages to perform safe, high-quality, certified vehicle inspections on-site while employees are at work, New Hampshire can make the inspection process easier, get more inspections done on time, and grant our businesses important incentives to offer employees. SB 389 embraces the New Economy, offering convenience and flexibility for New Hampshire drivers and helping our businesses keep employees productive on the job.



HOW IT WORKS:

- Mobile service garages are already in operation in New Hampshire, performing vehicle service by professionally trained mechanics. SB 389 simply extends the list of services provided to include state vehicle inspections.
- Mobile service garages contract with NH businesses to provide vehicle service and maintenance to employees while they work. Employees don't have to take time off from work, making their lives easier and allowing them to be more productive.
- Mobile service garages already meet or exceed all the rules and regulations of brick-and-mortar service stations, including all DOT and DES regulations pertaining to hazardous waste handling and disposal.
- Mobile service garages would be audited for safety and compliance, just like brick-and-mortar garages. They must have a regularly staffed office where inspection records can be examined and, to allow for unannounced site visits, must maintain a schedule for the following 7 days showing locations for each mobile service garage performing state inspections.

GOOD TO KNOW:

- SB 389 is sponsored by Republicans and Democrats in both the House and Senate.
- Oversight provisions for SB 389 were worked on by NH Department of Safety, DMV, and Troop G of the New Hampshire State Police.
- The idea for employer-based mobile service garages was born right here in New Hampshire by a student at Dartmouth College's Tuck School of Business. SB 389 helps bring local ideas to life to benefit New Hampshire people and businesses.
- The effective date for SB 389 is 270 days after passage, allowing for a thorough rulemaking process to take place.

TOP EMPLOYERS CHOOSE MOBILE SERVICE GARAGES.

"Simply stated—a big success. A significant time saver and convenience for the staff."

— Steve Lubrano, Executive Director, Infrastructure and Operations, Dartmouth College



ORACLE



Hypertherm



SB 389-FN - AS AMENDED BY THE SENATE

02/16/2022 0432s

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

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.

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

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

6 I. Contains an automotive lift, rated for at least 9,000 pounds, as an integral part of the
7 vehicle.

8 II. Meets all applicable hazardous waste permitting requirements of the New Hampshire
9 department of environmental services and the New Hampshire department of transportation.

10 III. Is equipped with a functioning GPS tracking device.

11 IV. When in operation, has Internet connectivity.

12 V. When in operation, has a minimal overall width of 12 feet and a minimal overall length of
13 25 feet.

14 VI. When in operation, has an enclosed, unobstructed work area at least 15 feet wide and at
15 least 20 feet long.

16 VII. Is covered by an active commercial automotive insurance policy with a liability limit of
17 at least \$1,000,000.

18 VIII. Is operated by a business that:

19 (a) Is registered and in good standing with the New Hampshire secretary of state.

20 (b) Has an active general liability insurance policy with limits of at least \$1,000,000 per
21 occurrence and at least \$2,000,000 general aggregate.

22 (c) Has an office, staffed at regular, posted hours that provides access to state inspection
23 records and that maintains a schedule for the following 7 calendar days of times and locations for
24 each mobile service garage under its operation that performs state inspections.

25 2 Motor Vehicles; Inspection Authorized. Amend RSA 266:1, VI-VII to read as follows:

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

29 VII. **Except as provided in paragraph XII**, each inspection station shall conspicuously
30 post on the outside of the building a sign showing the inspection fee charged and the additional fee
31 charged for OBD II testing under RSA 266:59-b. No inspection station shall include [øf] the cost of

SB 389-FN - AS AMENDED BY THE SENATE

- Page 2 -

1 OBD II testing or reporting in the inspection fee charged for a vehicle not subject to the OBD II
2 requirements under RSA 266:59-b.

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

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

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

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

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

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

20 4 Effective Date. This act shall take effect 270 days after its passage.

LBA
22-2997
Amended 2/17/22

SB 389-FN- FISCAL NOTE
AS AMENDED BY THE SENATE (AMENDMENT #2022-0432s)

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

FISCAL IMPACT:

The Legislative Budget Assistant has determined that this legislation, as amended, has a total fiscal impact of less than \$10,000 in each of the fiscal years 2022 through 2025.

AGENCIES CONTACTED:

Department of Safety