

HB 227 - AS INTRODUCED

2017 SESSION

17-0341

03/10

HOUSE BILL **227**

AN ACT relative to after market tinting on side windows.

SPONSORS: Rep. R. Smith, Merr. 3; Rep. Hill, Merr. 3; Sen. French, Dist 7

COMMITTEE: Transportation

ANALYSIS

This bill allows after market tinting of side windows.

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 Matter which is either (a) all new or (b) repealed and reenacted appears in regular type.

STATE OF NEW HAMPSHIRE

In the Year of Our Lord Two Thousand Seventeen

AN ACT relative to after market tinting on side windows.

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

1 1 Tinted Glass Amend RSA 265:95, III(a) to read as follows:

2 III.(a) Except as permitted by subparagraph (b), no person shall drive upon any way any
3 vehicle with any sign, poster, sticker, or other nontransparent material upon or adjacent to the
4 front windshield, side wings, or side or rear windows of such vehicle which shall obstruct the
5 driver's clear view of the way or any intersecting way, unless authorized by the director so to do.
6 No person shall drive upon any way any vehicle with after market tinting on the windshield [~~or on~~
7 ~~the windows to the left and right of the driver~~], as prohibited under RSA 266:58-a.

8 2 Tinted Glass. Amend RSA 266:32, I to read as follows:

9 I. The director is hereby required to approve any lighting device, windshield, window glass,
10 or substitute, or other safety equipment, components, or assemblies of a type for which approval is
11 specifically required within a reasonable time after such approval has been requested. Such
12 approvals may be based upon certificates of approval and test reports furnished to the director by
13 the Automotive Manufacturer's Equipment Compliance Agency. The director shall not approve
14 after market tinting on the windshield [~~or on the windows to the left and right of the driver~~], as
15 prohibited under RSA 266:58-a.

16 3 Tinted Glass. Amend RSA 266:58-a, I-III-a to read as follows:

17 I. It shall be unlawful to sell or inspect any motor vehicle in this state which has after
18 market tinting on the windshield [~~or on the windows to the left and right of the driver~~].

19 II. It shall be unlawful to install after market tinting on the windshield [~~or on the windows~~
20 ~~to the left and right of the driver~~] on any motor vehicle which is registered in this state.

21 III. It shall be unlawful to drive on any way any motor vehicle registered in this state
22 which has after market tinting on the windshield [~~or on the windows to the left and right of the~~
23 ~~driver~~]. Where after market tinting is applied to windows to the rear of the driver, outside rear
24 view mirrors shall be required on both the left and right side of the vehicle for the use of the driver
25 and a front seat passenger. The light transmittance of after-market tinted windows where they are
26 allowed shall not be less than 35 percent, except that the light transmittance of aftermarket tinted
27 rear windows of multipurpose passenger vehicles, as defined in 49 C.F.R. **section** 571.3 and pickup
28 trucks may be such percentage as is allowed by 49 C.F.R. **section** 571.205 with respect to pre-
29 market tinted rear windows.

30 III-a. Persons who require for medical reasons after market tinting on the windshield [~~or on~~
31 ~~the windows to the left and right of the driver~~] may apply for a special permit pursuant to

1 RSA 266:61-a, IX.

2 4 Waiver. Amend RSA 266:61-a, IX to read as follows:

3 IX. The commissioner may waive the requirements of RSA 266:58-a and issue a special
4 permit to a person who for bona fide medical reasons requires after market tinting on the
5 windshield ~~[or on the windows to the left and right of the driver]~~ and who applies for such permit.
6 Such waiver shall be granted in accordance with this section and shall only authorize the use of
7 after market tinted windows with a light transmittance of not less than 35 percent. In reviewing
8 the application for a permit under this paragraph, the commissioner may seek the advice and
9 recommendation of a medical review board designated by him for such purpose.

10 5 Effective Date. This act shall take effect July 1, 2017.