

# SENATE BILL 793

I3, R6  
SB 428/22 – FIN

3lr1105  
CF HB 920

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By: **Senators West, Feldman, Beidle, and Klausmeier**

Introduced and read first time: February 6, 2023

Assigned to: Finance

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Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 5, 2023

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## CHAPTER \_\_\_\_\_

1 AN ACT concerning

2 **Consumer Protection – Motor Vehicle Glass Repair or Replacement – Advanced**  
3 **Driver Assistance System Recalibration**

4 FOR the purpose of establishing consumer protections related to the repair or replacement  
5 of motor vehicle glass on motor vehicles equipped with an advanced driver assistance  
6 system; and generally relating to consumer protections related to the repair or  
7 replacement of motor vehicle glass on motor vehicles equipped with advanced driver  
8 assistance systems.

9 BY repealing and reenacting, with amendments,  
10 Article – Commercial Law  
11 Section 13–301(14)(xxxv)  
12 Annotated Code of Maryland  
13 (2013 Replacement Volume and 2022 Supplement)

14 BY repealing and reenacting, without amendments,  
15 Article – Commercial Law  
16 Section 13–301(14)(xxxvi)  
17 Annotated Code of Maryland  
18 (2013 Replacement Volume and 2022 Supplement)

19 BY adding to  
20 Article – Commercial Law  
21 Section 13–301(14)(xxxvii) and 14–1327  
22 Annotated Code of Maryland

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EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



(2013 Replacement Volume and 2022 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,  
That the Laws of Maryland read as follows:

**Article – Commercial Law**

13–301.

Unfair, abusive, or deceptive trade practices include any:

(14) Violation of a provision of:

(xxxv) Section 11–210 of the Education Article; [or]

(xxxvi) Title 14, Subtitle 44 of this article; or

**(XXXVII) SECTION 14–1327 OF THIS ARTICLE; OR**

**14–1327.**

**(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS INDICATED.**

**(2) “ADVANCED DRIVER ASSISTANCE SYSTEM” MEANS AN ELECTRONIC SYSTEM THAT USES AUTOMATED TECHNOLOGY INCLUDING CAMERAS AND SENSORS TO DETECT NEARBY OBSTACLES AND DRIVER ERRORS TO ASSIST A DRIVER IN THE SAFE OPERATION OF A MOTOR VEHICLE.**

**(3) “MOTOR VEHICLE” HAS THE MEANING STATED IN TITLE 11 OF THE TRANSPORTATION ARTICLE.**

**(4) “MOTOR VEHICLE SAFETY GLASS FACILITY” MEANS A PERSON THAT:**

**(I) REPAIRS OR REPLACES MOTOR VEHICLE SAFETY GLASS;  
AND**

**(II) PROVIDES RELATED RECALIBRATION OF AN ADVANCED DRIVER ASSISTANCE SYSTEM.**

~~**(5) “PERSON” INCLUDES AN INDIVIDUAL, A CORPORATION, A BUSINESS TRUST, A TRUST ESTATE, AN ASSOCIATION, TWO OR MORE PERSONS HAVING A JOINT OR COMMON INTEREST, OR ANY OTHER LEGAL OR COMMERCIAL ENTITY.**~~

1           ~~(6)~~ (5)       “RECALIBRATION” MEANS THE READJUSTMENT OF  
2 CAMERAS, SENSORS, AND OTHER TECHNOLOGY IN AN ADVANCED DRIVER  
3 ASSISTANCE SYSTEM TO ENSURE PROPER WORKING ORDER IN ACCORDANCE WITH  
4 MOTOR VEHICLE MANUFACTURER SPECIFICATIONS.

5           (B) BEFORE REPAIRING OR REPLACING MOTOR VEHICLE GLASS, IF A  
6 MOTOR VEHICLE IS EQUIPPED WITH AN ADVANCED DRIVER ASSISTANCE SYSTEM, A  
7 MOTOR VEHICLE SAFETY GLASS FACILITY SHALL:

8           (1) INFORM THE CUSTOMER IF THE RECALIBRATION OF AN  
9 ADVANCED DRIVER ASSISTANCE SYSTEM IS REQUIRED; AND

10          (2) PROVIDE THE CUSTOMER WITH A WRITTEN STATEMENT THAT THE  
11 WORK TO BE PERFORMED ON THE MOTOR VEHICLE WILL MEET OR EXCEED  
12 ORIGINAL EQUIPMENT MANUFACTURER SPECIFICATIONS.

13          (C) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, A MOTOR  
14 VEHICLE SAFETY GLASS FACILITY IS NOT LIMITED TO MOTOR VEHICLE GLASS,  
15 TOOLING, EQUIPMENT, OR REPAIR PROCEDURES PROVIDED BY THE VEHICLE  
16 MANUFACTURER.

17          (2) RECALIBRATION OF AN ADVANCED DRIVER ASSISTANCE SYSTEM  
18 PERFORMED BY A MOTOR VEHICLE SAFETY GLASS FACILITY SHALL MEET OR  
19 EXCEED THE MOTOR VEHICLE MANUFACTURER’S SPECIFICATIONS.

20          (3) A MOTOR VEHICLE SAFETY GLASS FACILITY MAY NOT CHARGE  
21 FOR SERVICES THAT ARE NOT PERFORMED OR SUCCESSFULLY COMPLETED.

22          (D) A MOTOR VEHICLE SAFETY GLASS FACILITY SHALL INFORM THE  
23 CUSTOMER IF RECALIBRATION OF AN ADVANCED DRIVER ASSISTANCE SYSTEM IS  
24 REQUIRED AND IS NOT PERFORMED OR SUCCESSFULLY COMPLETED.

25          (E) A VIOLATION OF THIS SECTION BY A MOTOR VEHICLE SAFETY GLASS  
26 FACILITY IS:

27          (1) AN UNFAIR, ABUSIVE, OR DECEPTIVE TRADE PRACTICE WITHIN  
28 THE MEANING OF TITLE 13 OF THIS ARTICLE; AND

29          (2) SUBJECT TO THE ENFORCEMENT AND PENALTY PROVISIONS  
30 CONTAINED IN TITLE 13 OF THIS ARTICLE.

31           SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
32 October 1, 2023.