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**TO:** The Honorable Pamela Beidle, Chair  
Senate Finance Committee

**FROM:** Steven M. Sakamoto-Wengel  
Consumer Protection Counsel for Regulation, Legislation and Policy

**RE:** Senate Bill 382 – Consumer Protection – Right to Repair – Powered  
Wheelchairs - SUPPORT

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The Consumer Protection Division of the Office of the Attorney General supports Senate Bill 382, sponsored by Senators Kagan, Gile, Hester, King, Sydnor, Washington and West, which would require manufacturers of powered wheelchairs to make the tools and instructions necessary to repair the wheelchairs available to independent repair facilities.

Senate Bill 382 is based on a Colorado law and is intended to make it easier, faster and less expensive for users of powered wheelchairs to repair their wheelchairs when they're broken. Powered wheelchairs are essential for many to be able to mobilize and function, but many users have reported having to wait months, or even years, to have their wheelchairs repaired by manufacturer-authorized repair facilities. Senate Bill 382 would provide more options to wheelchair users by requiring manufacturers to make available to independent repair facilities and the owners of wheelchairs, upon fair and reasonable terms and costs, documentation, parts, embedded software, firmware, or tools necessary to repair the wheelchair. The bill would not require manufacturers to divulge trade secrets, except to the extent that the trade secrets are integral to the repair, and provides that the manufacturers are not liable for faulty repairs performed by an independent repair facility.

The Consumer Protection Division has been a long-time supporter of right-to-repair laws that make it easier and less expensive for consumers to fix their broken devices. Senate Bill 382 would help to ensure that powered wheelchair users are not deprived of their mobility due to the inability to get prompt repairs. Accordingly, the Division requests that the Senate Finance Committee give HB 382 a favorable report.