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State of Minnesota

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HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH SESSION

HOUSE FILE No. 1704

March 5, 2007

Authored by Tillberry; Anderson, S.; Mahoney and Thissen

The bill was read for the first time and referred to the Committee on Commerce and Labor

March 22, 2007

Committee Recommendation and Adoption of Report:

To Pass as Amended and re-referred to the Committee on Public Safety and Civil Justice

March 27, 2007

Committee Recommendation and Adoption of Report:

To Pass

Read Second Time

1.1 A bill for an act
1.2 relating to motor vehicles; requiring motor vehicle collision repair to include air
1.3 bag repair or replacement; providing criminal penalties; proposing coding for
1.4 new law in Minnesota Statutes, chapter 325E.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. [325E.0952] MANDATORY AIR BAG REPLACEMENT.

1.7 Subdivision 1. Definitions. (a) The definitions in this subdivision apply to this
1.8 section.

1.9 (b) "Motor vehicle" means a self-propelled vehicle designed for use on the public
1.10 highways and originally equipped with an air bag.

1.11 (c) "Person" means an individual, firm, partnership, incorporated or unincorporated
1.12 association, or any other legal or commercial entity.

1.13 (d) "Air bag" means any inflatable restraint system installed in a motor vehicle to
1.14 comply with safety standards established for the motor vehicle by federal law or regulation.

1.15 (e) "Collision repair" means restoration or repair of damage to a motor vehicle
1.16 resulting from collision or other occurrence.

1.17 Subd. 2. Prohibited acts. (a) A person with actual knowledge that a motor vehicle's
1.18 air bag has deployed or is missing may not perform collision repair of that motor vehicle
1.19 unless any deployed or missing air bag is replaced with an air bag designed for the make,
1.20 model, and year of the vehicle.

1.21 (b) A person may not knowingly install or reinstall any object in lieu of an air bag
1.22 that was designed for the make, model, and year of the vehicle, as part of a vehicle
1.23 inflatable restraint system.

- 2.1 Subd. 3. **Exclusion.** Subdivision 2, paragraph (a), does not apply to a motor vehicle
- 2.2 that is a model year more than seven years prior to the year that the repair is performed.
- 2.3 Subd. 4. **Penalty.** A person who violates this section is guilty of a misdemeanor.