

119 **disclosure.**

120 (1) As used in this section, "advanced driver assistance system" means an electronic
121 safety system designed to support the driver and vehicle while operating on roads and highways
122 that is intended to increase vehicle safety and reduce losses associated with automobile crashes.

123 (2) If the vehicle is equipped with an advanced driver assistance system, an automotive
124 glass company or repair facility approving or conducting glass repair, replacement, or
125 recalibration shall:

126 (a) before approving or performing a vehicle glass repair or replacement, inform the
127 consumer if a recalibration of that system is required and if such recalibration will be
128 performed; and

129 (b) if performing such recalibration, meet or exceed the manufacturer's specifications.

130 (3) (a) The automotive glass company or repair facility shall provide the consumer:

131 (i) an itemized description of the work to be done on the vehicle; and

132 (ii) if an insurer is paying all or part of the repair, the total amount the insurer has
133 agreed to pay for the work described in Subsection(3)(a)(i).

134 (b) An insurance company that makes payment for work described in Subsection (3)(a)
135 may not be required to pay more than a fair and competitive price for the local market area.

136 (c) An automotive glass company or repair facility may not represent to a customer that
137 the cost of a repair, replacement, or recalibration will be paid for entirely by the customer's
138 insurer and at no cost to the customer unless the cost of the repair, replacement, or recalibration
139 is fully covered ~~it~~→ and approved ←~~it~~ by the insurer.

140 (d) If a recalibration was not performed or not completed successfully, the automotive
141 glass company or repair facility shall inform the consumer electronically or in writing that the
142 recalibration was not successful or was not performed and that the vehicle should be taken to a
143 vehicle manufacturer's certified dealership, a qualified automobile glass company, or repair
144 facility capable of performing the recalibration of an advanced driver assistance system that
145 meets or exceeds the manufacturer's specifications.

146 (4) An automotive glass company or repair facility conducting a scan or recalibration
147 for vehicle glass repair or replacement services on a vehicle equipped with an advanced driver
148 assistance system:

149 (a) is not limited to vehicle glass, tooling, or equipment dictated or recommended by

150 the manufacturer's procedures or specifications; and

151 (b) shall recalibrate the advanced driver assistance system to meet or exceed the
 152 manufacturer's procedures or specifications.

153 ~~H→ [(5) ←H~~ ~~Governance of the use of glass, parts, tools, or equipment in the course of an~~
 154 ~~insurer-funded repair is solely dictated by the policy holder's insurance policy.~~

155 ~~——(6) [(5) ←H~~ An automotive glass company or repair facility may only bill or charge for
 155a vehicle

156 glass repair, replacement, or recalibration services that are performed and necessary.

157 ~~H→ [(7) (6) ←H~~ A violation described in Subsections (1) through ~~H→ [(6) (5) ←H~~ is a
 157a civil penalty of \$500.

158 ~~H→ [(8) (7) ←H~~ A person with actual knowledge that the advanced driver assistance system
 158a of a

159 motor vehicle is inoperable or has not been repaired or recalibrated after a vehicle glass repair
 160 or replacement as described in this section may not knowingly sell, offer for sale, or display for
 161 sale, the motor vehicle without providing written notice to the purchaser that:

162 (a) the advanced driver assistance system has not been repaired or recalibrated to the
 163 manufacturer's specifications; or

164 (b) the advanced driver assistance system is inoperable.

165 ~~H→ [(9) (8) ←H~~ A person who violates Subsection ~~H→ [(8) (7) ←H~~ is guilty of a class B
 165a misdemeanor.

166 ~~H→ [(10) (9) ←H~~ (a) In addition to any other penalties, a purchaser may bring a civil action
 166a to

167 recover damages resulting from a seller's failure to provide notice under Subsection

167a ~~H→ [(8) (7) ←H~~ .

168 (b) The amount of damages that may be recovered in a civil action described in
 169 Subsection ~~H→ [(10)(a) (9)(a) ←H~~ is the greater of:

170 (i) the amount of the actual damages; or

171 (ii) \$1,500.