

Readopt Saf-C 3201.01, effective 1-6-16 (Document #11016) to read as follows:

PART Saf-C 3201 APPLICABILITY

Saf-C 3201.01 Applicability. Unless otherwise stated in this chapter, these rules shall apply ~~to passenger cars, trucks, combination vehicles, trailers and semi-trailers, motorcycles, farm and agricultural vehicles, antique vehicles and motorcycles, recreation vehicles, school buses, street rods and homemade vehicles,~~ to all motor vehicles as defined in RSA 259:60.

Repeal Saf-C 3201.02, effective 1-6-16 (Document #11016) as follows:

~~Saf-C 3201.02. Exemptions.~~

- ~~(a) All vehicles owned by the federal government shall be exempt from these rules.~~
- ~~(b) All new vehicles or chassis shall be exempt from these rules, provided that the new vehicle or chassis is not offered for sale to persons other than the distributor or dealer, as follows:~~
 - ~~(1) While in transit from a factory to a distributor or dealer;~~
 - ~~(2) While in transit from a distributor to a dealer;~~
 - ~~(3) While in transit from a dealer's warehouse or storage facility to his/her place of business; or~~
 - ~~(4) Delivered with a certificate of origin, until sold at retail, pursuant to RSA 266:1, VIII.~~

PART Saf-C 3202 DEFINITIONS

Repeal Saf-C 3202.01, effective 1-6-16 (Document #11016) as follows:

~~Saf-C 3202.01 "Business location" means a permanent, enclosed commercial building located within this state, easily accessible and open to the public as indicated in the approved application, and at which the business of an inspection station can be lawfully carried on in accordance with the terms of all applicable building codes, zoning, and other land use regulatory ordinances. Each business location shall clearly and conspicuously display the business name in letters no less than 10" in height unless prohibited by local zoning.~~

Readopt with amendment and renumber Saf-C 3202.02 through Saf-C 3202.04, effective 1-6-16 (Document #11016) as Saf-C 3202.01 through Saf-C 3202.03, to read as follows:

Saf-C 3202.0~~1~~² "Commissioner" means "commissioner" as defined in RSA 259:13.

Saf-C 3202.0~~2~~³ "Department" means "department" as defined in RSA 259:19.

Saf-C 3202.0~~3~~⁴ "Director" means "director" as defined in RSA 259:20.

Repeal Saf-C 3202.05 and Saf-C 3202.06, effective 1-6-16 (Document #11016), as follows:

~~Saf-C 3202.05 “Footprint” means the contiguous outside dimensions of a building.~~

~~Saf-C 3202.06 “Homemade vehicle” means a vehicle made from various parts of other vehicles so that the serial number of the body frame does not reflect the vehicle’s identity. The term includes “composite vehicle”, “reconstructed vehicle” and “kit car”.~~

Readopt with amendment and renumber Saf-C 3202.07, effective 1-6-16 (Document #11016) as Saf-C 3202.04, to read as follows:

Saf-C 3202.04⁷ “Light-duty truck” means any motor vehicle with a gross vehicle weight rating of 8,500 pounds or less, a vehicle curb weight of 6,000 pounds or less, no more than 2 axles as defined by RSA 259:50, and a basic vehicle frontal area of 45 square feet or less, which is:

- (a) Designed primarily for transporting property or derivation of such a vehicle;
- (b) Designed primarily for transporting persons and capable of seating more than 12 persons; or
- (c) Available with special features enabling off-street or off-highway operation and use.

Repeal Saf-C 3202.08 and Saf-C 3202.09, effective 1-6-16 (Document #11016), as follows, and renumber existing Saf-C 3202.10 as Saf-C 3202.05:

~~Saf-C 3202.08 “Light duty vehicle” means any passenger vehicle or derivation of such a vehicle capable of seating 12 persons or less.~~

~~Saf-C 3202.09 “Malfunction indicator light (MIL)” means the instrument panel light used by the on-board diagnostics system to notify the operator of an emissions related fault.~~

Repeal Saf-C 3202.11 through Saf-C 3202.13, effective 1-6-16 (Document #11016), as follows:

~~Saf-C 3202.11 “Motorcycle only inspection station” means an inspection station authorized by the department to conduct only motorcycle safety inspections pursuant to RSA 266:1, V a and not required to conduct on-board diagnostics II emission testing pursuant to RSA 266:59 b.~~

~~Saf-C 3202.12 “Motor vehicle inspection station” means an inspection station authorized by the department to conduct motor vehicle inspections pursuant to RSA 266:1.~~

~~Saf-C 3202.13 “Multipurpose passenger vehicle” means any motor vehicle, except a trailer, designed to carry 10 persons or less and which has a maximum height of 30 inches from the manufacturer, measured from the bottom of the frame rails of the vehicle.~~

Readopt with amendment and renumber Saf-C 3202.14, effective 1-6-16 (Document #11016) as Saf-C 3202.06, to read as follows:

Saf-C 3202.06¹⁴ “Multipurpose passenger vehicle”, pursuant to Saf-C 1302.07, is defined as a vehicle such as a ~~for purposes of the definition of school bus pursuant to Saf-C 3202.19, means a vehicle such as a~~ van, station wagon and passenger vehicle that ~~of a type that is not designed as a school bus and~~ has a rated passenger capacity of a maximum of 10 passengers including the driver. The term does not include trailers or a vehicle which has been equipped with seating to carry a maximum of 10 passengers but is manufactured solely for the transportation of cargo.

Repeal Saf-C 3202.15, effective 1-6-16 (Document #11016) as follows, and renumber existing Saf-C 3202.16 as Saf-C 3202.07:

~~Saf C 3202.15 “Newly registered vehicle” means:~~

- ~~(a) Any vehicle registered for the first time after an assignment of ownership;~~
- ~~(b) Any vehicle registered by the same owner whose previous registration for that vehicle has been expired for a period of longer than one year; or~~
- ~~(c) Any vehicle transferring its registration to New Hampshire from another state. The term does not include registration renewals.~~

Repeal Saf-C 3202.17 through Saf-C 3202.18, effective 1-6-16 (Document #11016) as follows:

~~—— Saf C 3202.17 “On-board diagnostics (OBD)” means the computer-based system required by the U.S. Environmental Protection Agency (EPA) in all 1996 and newer light-duty vehicles and trucks, designed to monitor the performance of certain major engine components, including those components responsible for controlling emissions.~~

~~—— Saf C 3202.18 “On-board diagnostic scan tool” means a device used to communicate with the on-board diagnostics system and that complies with the requirements of Society of Automotive Engineers (SAE) Recommended Practice J1978, April of 2002 and J1979, May of 2007, as specified in Appendix B.~~

Repeal Saf-C 3202.20 through Saf-C 3202.22, effective 1-6-16 (Document #11016) as follows:

~~Saf C 3202.20 “Rake” means the angle, measured in degrees, of a motorcycle's steering axis in relation to a line which is perpendicular to the motorcycle's wheelbase.~~

~~Saf C 3202.21 “School bus” as defined in Saf C 1302.01, means a motor vehicle or multipurpose passenger vehicle as defined in RSA 259:96 used for the transportation of pupils to any school or school-related activity, and which has been issued identification indicating that it has been approved as a school bus, and meets the inspection requirements of RSA 266:7. The term does not include a motor vehicle used by a parent to transport his/her children to any school, or school-related activity.~~

~~—— Saf C 3202.22 “Mixed-use school bus” means “mixed-use school bus” as defined in RSA 259:96 a.~~

Readopt with amendment and renumber Saf-C 3202.23, effective 1-6-16 (Document #11016) as Saf-C 3202.08, to read as follows, and renumber existing Saf-C 3202.24 as Saf-C 3202.09:

Saf-C 3202.08²³ “Street rod” means “street rod” as defined in RSA 259:106-a.

Repeal Saf-C 3202.25, effective 1-6-16 (Document #11016) as follows:

~~Saf C 3202.25 “Trail” means the distance measured in inches between the point at which the steering axis intersects with the ground in front of the motorcycle and the point at which the forward limit of the wheelbase intersects with the surface below the motorcycle.~~

Readopt with amendment and renumber Saf-C 3202.26, effective 1-6-16 (Document #11016) as Saf-C 3202.10, to read as follows:

Saf-C 3202.1026 “Tread depth” means the amount of tread design on a tire including original, retread and recapped tread, and regrooved designs.

Repeal Saf-C 3202.27, effective 1-6-16 (Document #11016) as follows:

~~Saf-C 3202.27 “Vehicle inspection report” or “VIR” means the official, clearly legible, printed report approved by the department containing the test results for the safety and emissions inspection, as well as the on-demand sticker informational insert, when applicable.~~

Readopt with amendment Saf-C 3203.01 and Saf-C 3203.02, effective 1-6-16 (Document #11016) to read as follows:

PART Saf-C 3203 ~~GENERAL~~ INSPECTION INFORMATIONSAFE MOTOR VEHICLE
MAINTENANCE

Saf-C 3203.01 ~~Items to be Maintained on a Motor Vehicle Inspected.~~ The items to be maintained on a motor vehicle, which are described in detail in subsequent parts, shall include the following primary areas:

~~_____ (a) The items to be inspected on a vehicle, which are described in detail in subsequent parts, shall include the following primary areas:~~

- ~~_____ (1) Registration, plates, registration certificate and vehicle identification number;~~
- ~~_____ (a2) Tires and wheels; Steering and suspension;~~
- ~~_____ (b3) Steering and suspension; Brakes, including parking brake;~~
- ~~_____ (c4) Brakes, including parking brake Odometer and speedometer;~~
- ~~_____ (d5) Odometer and speedometer Electrical system, horn and defroster;~~
- ~~_____ (e6) Electrical system, horn, and defroster Lights and reflectors, including headlight aim;~~
- ~~_____ (f7) Lights and reflectors, including headlight aim Glass, glazing and mirrors;~~
- ~~_____ (g8) Glass and mirrors Wipers;~~
- ~~_____ (h9) Windshield and wipers Exhaust system;~~
- ~~_____ (10) On-board diagnostics system;~~
- ~~_____ (i11) Exhaust system Body, chassis and bumper height;~~
- ~~_____ (j12) Fuel system; and~~
- ~~_____ (k13) Body, chassis, and bumpers Tires and wheels.~~

Saf-C 3203.02 Manufacturer's Specifications. All ~~vehicle owners~~inspection stations shall utilize technical service manuals and other information pertaining to safety standards provided by the manufacturer in electronic or hard copy to determine the manufacturer's specifications for a particular vehicle.

Repeal Saf-C 3203.03 and Saf-C 3203.04, effective 1-6-16 (Document #11016) as follows:

~~Saf-C 3203.03 Inspection of Vehicles Owned by a Corporation or Other Entity.~~

~~(a) The inspection of vehicles owned by a corporation, partnership or other legal entity shall be conducted during a month which is determined by using the first letter or number of the company name, except that annual inspection of government fleet vehicles shall be conducted in September.~~

~~(b) For the purposes of (a) above, "company name" shall not include articles such as but not limited to, "the", "a", "as" and "an", unless the article constitutes the entire company name.~~

~~(c) The annual inspection, pursuant to RSA 266:1, III, shall be conducted as set forth in Table 3200.1.1 below:~~

~~Table 3200.1.1 Annual Inspection Schedule~~

Month	First Letter or Number of Name
January	A-B; 1
February	C; 2
March	D-E; 3
April	F-G; 4
May	H-I; 5
June	J-K-L; 6
July	M; 7
August	N; 8
September	O-P-Q; 9; Government fleet
October	R-S; 0
November	T-U
December	V-W-X-Y-Z

~~(d) The semi-annual inspection, pursuant to RSA 266:1, IX, shall be conducted as set forth in Table 3200.1.2 below:~~

~~Table 3200.1.2 Semi-Annual Inspection Schedule~~

Months	First Letter or Number of Corporate Name
January and July	A-B; 1
February and August	C; 2
March and September	D-E; 3
April and October	F-G; 4
May and November	H-I; 5
June and December	J-K-L; 6
July and January	M; 7
August and February	N; 8
September and March	O-P-Q; 9; Government fleet
October and April	R-S; 0
November and May	T-U

December and June	V W X Y Z
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~~Saf C 3203.04 Early Inspection.~~

~~(a) Pursuant to RSA 266:1, II a, a mechanic shall be authorized to perform an early inspection of a vehicle if registration renewal will occur within the next 4 months, and the vehicle has a current valid registration. The early inspection shall occur during the 3 months preceding the required month, but in no event shall an inspection sticker be issued for a period longer than 16 calendar months.~~

~~(b) In the event the motor vehicle passes all the inspection requirements, the mechanic shall issue an inspection sticker with an expiration date of the birth month in the following year of the first person named on the registration application, or in accordance with Saf C 3203.03.~~

~~(c) For the purposes of (a) above, the owner may be a trust.~~

PART Saf-C 3204 APPLICATION FOR OFFICIAL INSPECTION STATION

Repeal Saf-C 3204.01, effective 1-6-16 (Document #11016) as follows:

~~Saf C 3204.01 Applicant.~~

~~(a) An applicant for an inspection station shall be the owner of the business, or in the case of a corporation, partnership or other legal entity, a person with specific written authorization to sign the application.~~

~~(b) The applicant shall be 18 years of age or older.~~

~~(c) An applicant for a fleet inspection station shall own or lease at least 15 New Hampshire registered vehicles required to be inspected. Copies of all lease agreements shall be provided to the department, upon request.~~

Repeal Saf-C 3205.01 through Saf-C 3205.10, effective 1-6-16 (Document #11016) to read as follows and renumber existing Saf-C 3206.01 and Saf-C 3206.03 as Saf-C 3205.01 and Saf-C 3205.02:

~~PART Saf C 3205 APPROVAL PROCESS~~

~~—— Saf C 3205.01 Investigation. An individual authorized by the director shall contact the applicant, at his/her place of business, to determine if the applicant meets the requirements of Saf C 3206.01 through Saf C 3206.04.~~

~~—— Saf C 3205.02 Local Notification and Approval.~~

~~—— (a) Upon receipt of a completed form RDMV 705 the department shall notify the town/city clerk in the municipality where the business is located.~~

~~—— (b) The department shall allow 10 working days for the local government to advise whether or not the applicant's business conforms with or is in conflict with existing zoning, building code or other land use regulatory requirements.~~

~~—— (c) Except as provided by RSA 261:103-a, IX, in the event the local government fails to advise the department that the applicant is in compliance with the requirements of (b) above, a certificate of appointment shall not be issued until the department receives notification of compliance from the local government.~~

~~—— (d) In the event the local government advises the department that the applicant is not in compliance with the requirements of (b) above, a certificate of appointment shall not be issued, and the department shall notify the applicant, in writing, of the reason for denial~~

~~—— Saf C 3205.03 Attendance at Inspection Overview Session.~~

~~—— (a) All mechanics who seek approval to conduct inspections shall attend one department inspection overview session for each type of vehicle they intend to inspect at a time and location as determined by the Director. All mechanics shall be pre-registered for the overview session. Each mechanic may be required to attend a refresher session, as necessary.~~

~~—— (b) The director shall require any mechanic who has either demonstrated a lack of knowledge of inspection laws or rules or who has been found to have intentionally or knowingly violated inspection laws or rules, to attend the inspection overview session and/or undergo a mechanic field test in accordance with Saf C 3205.04.~~

~~—— Saf C 3205.04 Mechanic Practical Test.~~

~~—— (a) Following attendance at the inspection overview session, an individual authorized by the department shall contact those seeking approval to conduct inspections to schedule an appointment to conduct a practical test.~~

~~—— (b) The person shall demonstrate his/her ability to inspect a vehicle based upon the inspection criteria contained in these rules.~~

~~—— (c) Any mechanic who has not conducted inspections for a period longer than one year shall:~~

~~(1) Attend the inspection overview session pursuant to Saf C 3205.03; and~~

~~(2) Meet the requirements of (b) above.~~

~~—— (d) A mechanic who has failed the practical test pursuant to (b) above shall have no more than 3 opportunities in a one-year period to successfully complete the field test.~~

~~—— (e) An applicant who has failed the practical test 3 times in a one-year period shall be permitted to retake the examination no sooner than one year from the date of the most recent failure.~~

~~—— Saf C 3205.05 Certificate of Appointment.~~

~~—— (a) A certificate of appointment shall be issued when the inspection station:~~

~~(1) Meets local approval, pursuant to Saf C 3205.02;~~

~~(2) Meets the requirements of Saf C 3205.01, 3204 and 3205;~~

~~(3) Has an approved mechanic to conduct inspections, pursuant to Saf C 3205.03 and Saf C 3205.04; and~~

~~(4) Pays the appropriate fee, pursuant to RSA 266:1, V(b).~~

~~—— Saf C 3205.06 Issuance of Certificate of Appointment.~~

~~—— (a) Upon approval of an application, a certificate of appointment, containing a designated station number, shall be issued to the inspection station.~~

~~—— (b) Except as otherwise provided by RSA 261:103-a, IX, no inspections shall be conducted unless a certificate of appointment has been issued and at least one approved mechanic is on duty.~~

~~—— (c) The inspection station shall prominently display the certificate of appointment to the public at all times.~~

~~—— (d) A certificate of appointment issued to a fleet inspection station shall be available upon request and authorize the station to inspect only those vehicles that are registered or leased to the fleet inspection station.~~

~~—— Saf C 3205.07 Certificate of Appointment Not Transferred.~~

~~—— (a) Each certificate of appointment shall be limited to the person in whose name and place of business it has been issued.~~

~~—— (b) A certificate of appointment shall not be transferred to any other person, business or location and shall not be altered or modified in any manner.~~

~~—— (c) A certificate of appointment shall be presented to any individual authorized by the department upon demand or surrendered to the department, if required, after a hearing.~~

~~Saf C 3205.08 Renewal of Certificate of Appointment.~~

~~(a) All inspection station certificates of appointment shall expire biennially on September 30th.~~

~~(b) Each renewal for a certificate of appointment shall be received by the department prior to October 1 or on a date approved by the director.~~

~~(c) Each inspection station shall:~~

~~(1) Submit a completed form RDMV 705 to the department, pursuant to Saf C 3204.02;~~

~~(2) Return all completed and expired sticker books in accordance with Saf C 3209.04 (d); and~~

~~(3) Pay the appropriate fee, pursuant to RSA 266:1, V(b).~~

~~Saf C 3205.09 Approved Mechanic.~~

~~(a) Each inspection station shall have at least one approved mechanic, pursuant to Saf C 3205.03 and Saf C 3205.04, to inspect vehicles.~~

~~(b) A mechanic shall inspect only those types of vehicles for which he/she has been approved.~~

~~—— Saf C 3205.10 Mechanic Approval Card.~~

~~—— (a) Each mechanic authorized to conduct inspections pursuant to Saf C 3205.03 and Saf C 3205.04 shall be issued a mechanic approval card, form DSMV 168.~~

~~—— (b) No mechanic approval card shall be issued to any person under the age of 18.~~

~~—— (c) A mechanic approval card shall be presented to any individual authorized by the department upon demand or surrendered to the department, if required, after a hearing.~~

~~—— (d) A mechanic approval card shall not be transferred to any other person, and shall not be altered or modified in any manner.~~

~~—— (e) A mechanic approval card shall expire in the event the mechanic has not conducted inspections per their certification for a period longer than one year.~~

Repeal Saf-C 3207.01, effective 1-6-16 (Document #11016), as follows and renumber existing Saf-C 3207.02 through Saf-C 3207.05 as Saf-C 3206.01 through Saf-C 3206.04:

PART ~~Saf-C 3207~~ INSPECTION STATIONS

~~—— Saf-C 3207.01 Days and Hours of Operation.~~

~~—— (a) For the purposes of this section, “regular business hours” means the days and hours identified in the approved application.~~

~~—— (b) Inspection stations shall be ready to conduct inspections during regular business hours.~~

~~—— (c) The hours of operation shall be posted in a conspicuous manner.~~

~~—— (d) Each inspection station shall be subject to random visits by an individual authorized by the department.~~

~~—— (e) Each business governed by these rules shall set forth its regular business hours on RDMV 705. The business owner shall promptly inform the department, in writing, of any changes in its regular business hours, except if the hours are being extended.~~

~~—— (f) An inspection station that will be temporarily closed for inspections for longer than one consecutive week at a time, shall notify the department, in writing, no later than 30 days prior to the date of temporary closure or immediately upon necessity of temporary closure due to unforeseen circumstances.~~

~~—— (g) An inspection station closed pursuant to (f) above, shall inform the department of the name and telephone number of at least one person who will be available during the period of closure for the department to contact, in the event it is necessary to do so.~~

Repeal Saf-C 3207.06 through Saf-C 3207.07, effective 1-6-16 (Document #11016) as follows:

~~Saf-C 3207.06 Customer Relations.~~

~~—— (a) The inspection station shall provide the customer with an official vehicle inspection report (VIR) which contains the results of any safety inspection required by RSA 266 and these rules.~~

~~(b) Permission shall be obtained from a vehicle owner before repairs are made which are necessary for a vehicle to pass inspection.~~

~~(c) The vehicle owner shall be permitted to make his/her own repairs or to select any other inspection station for the necessary repairs.~~

~~(d) All parts replaced as a result of an inspection shall be retained until the vehicle is returned to the owner. The vehicle owner may inspect and take ownership of all replaced parts.~~

~~(e) The vehicle owner shall be informed, in writing, of any parts which, although in passing condition, the mechanic believes might become unsafe before the next inspection period.~~

~~(f) Inspection stations making repairs to inspected vehicles shall, upon the owner's request, give a breakdown of the cost of any repairs required to pass the inspection prior to any work being performed, pursuant to RSA 358-D:2.~~

~~—— Saf C 3207.07 Inspection of Out of State Vehicles.~~

~~—— (a) Any vehicle owned by a non-resident may, at the owner's request, be inspected by an authorized New Hampshire inspection station.~~

~~—— (b) Any vehicle inspected pursuant to (a) above shall be subject to the same inspection requirements and fees as a New Hampshire vehicle.~~

~~—— (c) The "out of state" block on the stub shall be marked.~~

~~—— (d) The sticker shall expire one year from the date of issuance.~~

Repeal Saf-C 3208, effective 1-6-16 (Document #11016) as follows:

~~PART Saf C 3208 SIGNS AND CERTIFICATES~~

~~—— Saf C 3208.01 Required Certificates and Signs.~~

~~(a) Upon appointment, the inspection station owner shall prominently display the following certificates and signs to the public at all times:~~

~~(1) A certificate of appointment for each type of inspection approved for the specific location;~~

~~(2) Trade name shall be displayed clearly and conspicuously in letters no less than 10 inches in height, unless prohibited by local zoning; and such business signage shall be clearly visible from a traveling vehicle on the adjacent public way, unless an obstruction exists which cannot be remedied;~~

~~(3) An official inspection station sign as set forth in Saf C 3208.02; and~~

~~(4) The inspection fee sign as set forth in Saf C 3208.03.~~

~~—— (b) This section shall not apply to authorized fleet inspection stations.~~

~~Saf C 3208.02 Description of Sign.~~

~~(a) Each official inspection station sign shall:~~

~~(1) Be single or double faced;~~

~~(2) Bear the image of the Old Man of the Mountain;~~

~~(3) Bear the words "Official Inspection Station";~~

- ~~(4) Be white with green lettering, numbers and border;~~
- ~~(5) Be 22 inches in width by 20 ½ inches in height;~~
- ~~(6) Contain the assigned inspection station number; and~~
- ~~(7) Be visible from the exterior of the authorized location.~~

~~Saf-C 3208.03 Inspection Fee Sign.~~

- ~~(a) Each sign shall be no less than 12 inches in height by 18 inches in length, bearing the words:~~

~~VEHICLE INSPECTION~~

~~FEE \$ _____~~

- ~~(b) Each letter and number shall be at least 2 inches in height with at least a 3/8 inch brush stroke.~~
- ~~(c) Each inspection station shall enter the appropriate fee in the space provided.~~
- ~~(d) More than one sign may be posted.~~
- ~~(e) If the inspection fee includes a separate fee for an OBD-II inspection, the inspection station shall break down the 2 fees on one sign, pursuant to RSA 266:1, VII. This sign shall not be subject to the requirements set forth in (b) above.~~

~~Saf-C 3208.04 Motorecycle Inspection Station Sign.~~

- ~~(a) Each official motorecycle inspection station shall display a sign pursuant to Saf-C 3208.02(a) with the addition of the word "Motorecycle" on the bottom of the sign.~~
- ~~(b) Each official motorecycle inspection station sign shall:~~
 - ~~(1) Be white with green lettering; and~~
 - ~~(2) Be 4 inches in height by 22 inches in length.~~
- ~~(c) Each letter shall be no less than 2 ¼ inches in height with a ½ inch brush stroke.~~

Repeal Saf-C 3209.06 through Saf-C 3209.07, effective 1-6-16 (Document #11016) as follows and renumber Saf-C 3209.01 through Saf-C 3209.05 as Saf-C 3207.01 through Saf-C 3207.05 and renumber Saf-C 3209.08 and Saf-C 3209.09 as Saf-C 3207.06 and Saf-C 3207.07:

~~Saf-C 3209.06 Document Mailings. The department shall assume no responsibility for sticker stubs or books received with postage due. Inspection stations which make the mailings shall be responsible for full payment of postage.~~

~~_____ Saf-C 3209.07 Credit for Unused Stickers.~~

- ~~_____ (a) Unused traditional colored backings and numerical monthly inserts shall be turned in to the department for a credit voucher.~~
- ~~_____ (b) Damaged traditional colored backings and numerical monthly inserts shall be returned to the department but no credit voucher shall be issued.~~

~~_____ (e) No credit shall be allowed for traditional colored backings older than the previous inspection period.~~

Repeal Saf-C 3210.01, effective 1-6-16 (Document #11016), as follows:

~~PART Saf C 3210 INSPECTION OF VEHICLE REGISTRATION AND TIME FOR INSPECTION~~

~~Saf C 3210.01 Verification of Information.~~

~~(a) Prior to inspecting any vehicle, the mechanic shall examine the registration certificate, plates, vehicle description and vehicle identification number. The mechanic shall advise the owner of any error.~~

~~(b) The mechanic shall examine the registration certificate of any homemade vehicle to ensure the certificate shows the vehicle is registered as a composite and that the vehicle has a state issued vehicle identification number originating from any jurisdiction.~~

Repeal Saf-C 3210.03 through Saf-C 3210.05, effective 1-6-16 (Document #11016) as follows:

~~Saf C 3210.03 Registration Plates.~~

~~(a) The mechanic shall inspect the registration plates and reject the vehicle if it fails to meet any of the following:~~

~~(1) The registration plates shall be securely mounted on the exterior of the vehicle in the locations provided by the manufacturer. Vehicles which display special number plates pursuant to RSA 261:91 shall be inspected even though the registration certificate reflects a different number;~~

~~(2) When 2 registration plates are issued, one shall be mounted on the front of the vehicle and the second shall be mounted on the rear;~~

~~(3) If no location has been provided by the manufacturer, the registration plates shall be securely mounted with a bracket or comparable method in a visible location, and the rear plate shall be illuminated by a white license plate light when the headlights or parking lights are on;~~

~~(4) The mounting of registration plates shall not be inverted;~~

~~(5) If the ball of a trailer hitch is mounted in a manner that obscures the numbers or characters on the rear plate, the ball shall be removed or inverted so that the plate is not obscured;~~

~~(6) In accordance with the provisions of RSA 261:75, II the numbers, characters or identification of the plates as New Hampshire plates shall not be covered up or obscured; and~~

~~(7) The color of the registration plates shall be the color issued by the department.~~

~~Saf C 3210.04 International Fuel Tax Agreement (IFTA) Validation Stickers.~~

~~(a) A qualified motor vehicle which operates in New Hampshire and at least one other jurisdiction shall be rejected if it does not display valid IFTA stickers on the driver side and passenger side door.~~

~~(b) For the purposes of (a) above, “qualified motor vehicle” means a motor vehicle which is used, designed or maintained for transportation of persons or property and which:~~

~~(1) Has 2 axles and a gross vehicle weight or registered gross vehicle weight in excess of 26,000 pounds or 11,797 kilograms;~~

~~(2) Has 3 or more axles; or~~

~~(3) Is used in combination, when the gross vehicle weight or registered gross vehicle weight of such combination is in excess of 26,000 pounds or 11,797 kilograms.~~

~~—— (c) For the purposes of (a) above, “qualified motor vehicle” shall not include recreation vehicles.~~

~~Saf C 3210.05 Time for Inspection.~~

~~(a) Unless specifically stated otherwise in these rules, all passenger vehicles shall be inspected annually during the owner’s month of birth or the month set forth in Saf C 3203.02, for a corporation. Pursuant to Saf C 3203.04, early inspections shall include the required month of registration and 3 preceding months not to exceed 16 months.~~

~~(b) Recreation vehicles, as defined in RSA 259:84 a, shall be inspected annually, no later than June 30 of each year.~~

~~(c) Notwithstanding (a) and (b) above, newly registered passenger and recreation vehicles shall be inspected within 20 days from the date of registration, pursuant to RSA 266:1, IV.~~

~~—— (d) Notwithstanding (a) and (b) above, all new vehicles purchased at retail from a licensed dealer shall be inspected no later than 20 days after the date of transfer, pursuant to RSA 266:1, IV.~~

Readopt with amendment and renumber Saf-C 3211, effective 1-6-16 (Document #11016), as Saf-C 3208 to read as follows:

PART Saf-C ~~3211-3208~~ WHEELS AND TIRES

Saf-C ~~3211~~3208.01 Fabric Breaks, Cuts and Blowout Repairs. A vehicle shall be considered unsafe if a tire displays:

~~(a) A vehicle shall be rejected if a tire has:~~

~~—— (a1) A fabric break;~~

~~—— (b2) A cut, break or weather crack which is:~~

~~—— (1)a. In excess of one inch in any direction as measured on the outside of the tire; and~~

~~—— (2)b. Deep enough to reach the body cords;~~

~~—— (c3) Temporary repairs made with blowout patches or boots;~~

~~—— (d4) Any bumps, bulges or knots related to separation or partial failure of the tire structure; or~~

~~—— (e5) Any portion of the ply or cord structure exposed through the tread.~~

Saf-C ~~3211~~3208.02 Tread Depth. A vehicle shall be ~~considered unsafe~~rejected if the tread depth measured in a major tread groove nearest the center of the tire is less than 2/32 inch or 4/32 inch on the front axles of any vehicle with a gross vehicle weight in excess of 10,000 pounds.

Saf-C ~~3211~~3208.03 Regrooved Tires Prohibited. Pursuant to RSA 266:47, a vehicle shall be ~~considered unsafe~~rejected if it is equipped with one or more regrooved tires.

Saf-C ~~3211~~3208.04 Prohibited Tires, Mis-Matching. A vehicle shall be considered unsafe if tires display:

~~(a) A vehicle shall be rejected if:~~

 ~~(a)~~ (a+) Radial and bias-ply tires are on the same axle;

 ~~(b)~~ (b2) Different tire sizes are on the same axle, except for U.S. and metric sizes of compatible construction, dimensions and load capacity; or

 ~~(c)~~ (c3) Tires are marked "for farm use only", "off highway use only", or "racing only".

Saf-C ~~3211~~3208.05 Wheel Condition.

(a) A vehicle shall be ~~considered unsafe~~rejected if:

(1) Wheel bolts, studs or lugs are loose, missing or damaged; or

(2) The wheel is bent, cracked, re-welded, damaged, or has elongated bolt holes, and this affects the safe operation of the vehicle; or

(3) Any other defect that affects the safe operation of the vehicle.

(b) If a vehicle of any kind, including passenger vehicles, vans, light-duty trucks, trucks, buses and multipurpose passenger vehicles, is equipped with an exterior spare tire carrier, the vehicle shall fail inspection requirements if:

(1) Upon visual inspection, the spare tire/wheel assembly or carrier is not securely fastened to the vehicle; or

(2) The spare tire/wheel assembly or carrier is cracked or rusted to the degree that it might allow the spare tire or wheel to become unattached or fall off the vehicle.

Saf-C ~~3211~~3208.06 Tire Width.

(a) A vehicle shall be ~~considered unsafe if~~rejected if the width of any tire or wheel assembly extends beyond the original manufacturer's specified fender lines, except in the case of passenger vehicles in which the fender line has been extended by using metal, rigid fiberglass or rigid rubber wheel-well extensions.

(b) Pursuant to RSA 266:57, if not equipped with proper fenders, a vehicle shall be ~~considered unsafe~~rejected if not equipped with fender guards or flaps which prevent the throw, splash, spray of water, dirt or other matter upward or to the rear.

Saf-C ~~3211~~3208.07 Steering, Alignment and Suspension. A vehicle shall be considered unsafe if:

~~(a) A vehicle shall be rejected if:~~

_____ ~~(a1)~~ A steering or suspension component or any connecting part does not at least meet the vehicle manufacturer's specifications;

~~(2) On the bounce test, the vehicle continues to oscillate for more than 2 cycles;~~

_____ ~~(b3)~~ The suspension has been altered, and the bottom edge of the horizontal bumper bar:

_____ ~~(1)a-~~ Is less than 16 inches or more than 20 inches above level ground on a passenger vehicle;

~~(2)b-~~ Is less than 16 inches or more than 30 inches above level ground on a multipurpose passenger vehicle and light-duty truck; or

~~(3)e-~~ Is less than 16 inches or more than 30 inches to the bottom of the front or rear frame rails of a light-duty truck, measured where the bumpers would be attached by the manufacturer;

_____ ~~(c4)~~ The vehicle is misaligned from component looseness or suspension damage that affects the safe operation of the vehicle; and must be consistent with manufacturer's specifications;

~~(5) The wheel camber, caster or toe in exceed the manufacturer's specifications, that affects the safe operation of the vehicle;~~

_____ ~~(d6)~~ Steering wheel lash or free-play exceeds 3 inches of total movement at steering wheel rim or 2 inches on power-steering equipped vehicles, before the front wheels or the steering wheel moves, except those designed for handicapped operators, is not circular or equivalent in size and material strength as approved by the manufacturer;

_____ ~~(e7)~~ The front wheels cannot be turned from full right to full left lock without binding or interference;

~~(8) Shear capsule, if so equipped, on energy absorbing steering column is separated from bracket, there is general looseness of the steering wheel and column or the steering wheel and column can be moved as a unit;~~

_____ ~~(f9)~~ Steering gear, component part, or mounting is loose;

~~(10) Electronic steering component is faulty;~~

~~(11) Power steering fluid is below minimum level indicated by manufacturer;~~

~~(12) Any power steering system component exhibits an active fluid leak which could result in failure; or~~

~~(13) Visual observation reveals excessive dry rot, or cracks on the hose or belt, or foreign contaminant on a belt, which could result in failure;~~

_____ ~~(g14)~~ Steering linkage free-play exceeds the manufacturer's specifications or is:

~~a. In excess of 1/4 inch, for wheels 16 inches or less in diameter;~~

~~b. In excess of 3/8 inch, for wheels 17 or 18 inches in diameter; and~~

~~c. In excess of 1/2 inch, for wheels over 18 inches in diameter;~~

_____ ~~(h15)~~ Any wheel bearing exceeds the manufacturer's tolerance for looseness; or

____(i46) Any ball joint is broken, cracked or exceeds manufacturer's specifications.

Renumber part heading Saf-C 3212 as Saf-C 3209 to read as follows:

PART Saf-C 320912 BRAKES

Repeal Saf-C 3212.01, effective 1-6-16 (Document #11016) as follows:

~~Saf-C 3212.01 Wheels. When inspecting brakes, the authorized mechanic shall remove at least one front and one rear wheel. If the authorized mechanic detects or suspects a problem with one or more of the brakes, all 4 wheels must be removed and inspected.~~

Readopt with amendment and renumber Saf-C 3212.02, effective 1-6-16 (Document #11016) as Saf-C 3209.01 to read as follows:

Saf-C 32123209.012 Brakes. A vehicle shall be considered unsafe if brakes:

~~(a) A vehicle shall be rejected if:~~

____(a1) ~~The brakes d~~Do not have adequate stopping power;

____(b2) Any wheel fails to indicate braking action;

____(c3) Brake pedal travel shows that:

~~a. Less than 1/5 of the total service brake pedal travel remains when the pedal is depressed and held;~~

~~(1)b. On front disc-equipped vehicles, the dashboard warning light illuminates; or~~

~~c. On drum brake-equipped vehicles, the pedal height cannot be maintained for 10 seconds with moderate foot force;~~

~~(4) Brake warning indicator light:~~

~~a. Fails to light up when ignition is turned on;~~

~~b. Fails to go out when engine is started;~~

~~c. Lights up when brake pedal is depressed; or~~

~~d. Parking brake light fails to light up, if the vehicle is so equipped;~~

~~(5) ABS warning indicator light (if so equipped):~~

~~a. Fails to light up when ignition is turned on;~~

~~b. Fails to go out when engine is started; or~~

~~c. Lights up when brake pedal is depressed;~~

____(6d) Parking brake:

~~(1)a. Does not hold the vehicle with engine slightly accelerated in low gear; and~~

~~b. The pedal or lever reaches its limit before the brakes are set;~~

_____(e7) On 4 wheel disc brake equipped vehicles:

~~(1)a-~~ Separate parking brake linings are loose, worn out or soaked with grease, oil or fluids;
or

~~(2)b-~~ Drums are cracked, broken or damaged;

_____(f8) ~~Bonded linings on b~~ Brake shoes or pads are less than 2/32 inch thick, when measured at the thinnest point;

~~(9) Wire in wire backed linings is visible on the friction surface;~~

~~(10) Riveted linings on the brake shoes or disc brake pads are worn to within 2/32 inch of any rivet head;~~

~~(11) Rivet(s) on the brake lining are loose or missing or the lining is not securely fastened to the shoe or pads;~~

_____(h12) Brake lining is broken, loose or cracked more than ½ way through the total thickness of the brake lining, except in the case of bonded linings which are cracked but are not loose from the brake shoes;

_____(i13) Lining surface is contaminated with foreign material so that it interferes with operation of the brake;

_____(j14) Any brake drum or disc showing evidence of mechanical damage other than wear or is worn below the manufacturer's specifications;

~~a. Shows evidence of mechanical damage other than wear;~~

~~b. Has contaminants including, but not limited to, rust, pitting, delamination, oil, grease, or any other substance on the friction surface that would affect proper brake operation;~~

~~c. Has cracks on the friction surface extending to the open edge or on the outside of the drum, particularly at the drum mounting area;~~

~~d. Has a broken disc;~~

~~e. Has cracks on the friction surface extending to the open edge on a disc;~~

~~f. Has defective grease retainers;~~

~~g. Is worn below the manufacturer's specifications; or~~

~~h. Has thickness less than the minimum which is stamped on the assembly;~~

~~(15) The inside diameter of the brake drum exceeds the maximum diameter stamped on the drum or is greater than manufacturer specifications for unmarked drums;~~

~~(16) Fluid is leaking from the master cylinder, calipers, wheel cylinders, or parts are missing, improperly retained or not in good working condition;~~

_____(k17) Hydraulic fluid in master cylinder reservoir is more than ½ inch below lowest edge of filler opening in either reservoir chamber, or is below minimum level indicated by manufacturer specifications on reservoir. Passenger cars with disc front and drum rear brakes and dual master cylinders shall indicate wear on disc brake pads if fluid level is lower in the large reservoir only;

~~(18) Hydraulic hoses, tubing or connections are leaking, chaffed, restricted, crimped, cracked, broken, corroded, flattened or insecurely fastened;~~

~~(19) Any mechanical linkage parts are missing, broken, badly worn or seized;~~

~~(20) There is high friction in the brake pedal and linkage or in the brake components;~~

~~(21) Brake operating levers are improperly positioned or misaligned;~~

~~_____ (122) On vacuum booster power brakes:~~

~~a. Any hose or tube is leaking, collapsed, broken, badly chafed or improperly supported;~~

~~(1)b. Any clamp is loose, missing or broken; or~~

~~(2)c. The service brake pedal does not move slightly when the engine is started; or~~

~~(23) On hydraulic booster power brakes:~~

~~a. There is insufficient fluid in the power steering pump or reservoir;~~

~~b. There are broken, kinked or restricted fluid lines or hoses;~~

~~c. There is any leakage of fluid at the pump, steering gear, brake booster or any lines or hoses;~~

~~d. Belts are missing or visual observation reveals excessive dry rot, or cracks on the hose or belt, or foreign contaminant on a belt, which could result in failure; or~~

~~e. While applying pressure to brake pedal, no action is felt in the service brake pedal when the engine is started.~~

Readopt with amendment and renumber Saf-C 3213, effective 1-6-16 (Document #11016) as Saf-C 3210 to read as follows:

PART Saf-C ~~3213~~3210 INSTRUMENTATION

Saf-C ~~3213~~3210.01 Odometer.

(a) A vehicle shall be considered unsafe~~rejected~~ if the odometer:

(1) Has been tampered with or removed; or

(2) Does not work.

(b) Pursuant to RSA 266:60, if the vehicle was manufactured after January 1, 1972, the odometer shall be tamper resistant.

Saf-C ~~3213~~3210.02 Speedometer. A vehicle shall be considered unsafe if the speedometer:

~~(a) A vehicle shall be rejected if the speedometer:~~

~~(a1) Has been tampered with or removed; or~~

~~(b2) Does not work.~~

Saf-C ~~3213~~3210.03 Reverse Gear and Parking Position.

(a) ~~Passenger vehicles, trucks and buses~~ Private passenger vehicles as defined in RSA 259:81, multipurpose passenger vehicle as defined in Saf-C 1302.07, and trucks, as defined by RSA 259:115-b shall have a functional reverse gear which enables the vehicle to be backed under power.

(b) A vehicle equipped with an automatic transmission shall be ~~considered unsafe~~rejected if the vehicle moves on a grade while in the "park" position.

Readopt with amendment and renumber Saf-C 3214, effective 1-6-16 (Document #11016) as Saf-C 3211 to read as follows:

PART Saf-C ~~3214~~3211 ELECTRICAL SYSTEM

Saf-C ~~3214~~3211.01 Horn. A vehicle shall be considered unsafe if the horn:

~~(a) A vehicle shall be rejected if the horn:~~

~~_____ (a1)~~ Is not securely fastened;

~~_____ (b2)~~ Cannot be heard by a person 200 feet from the vehicle; or

~~_____ (c3)~~ Does not work.

Saf-C ~~3214~~3211.02 Starter Safety Switch. A vehicle manufactured with a starter safety switch shall be ~~considered unsafe~~rejected if the starter operates when the gear selector is in any gear other than park or neutral. A manual transmission vehicle manufactured with a starter safety switch shall be ~~considered unsafe~~rejected if the vehicle starts without engaging the clutch.

Saf-C ~~3214~~3211.03 Electrical System. A vehicle shall be ~~considered unsafe~~rejected if any portion of the electrical system shows signs of burning, short-circuiting or bare or uninsulated wires.

Readopt with amendment and renumber Saf-C 3215.01 and Saf-C 3215.02, effective 1-6-16 (Document #11016) as Saf-C 3212.01 and Saf-C 3212.02 to read as follows:

PART Saf-C ~~3215~~3212 LIGHTS AND LIGHTING

Saf-C ~~3215~~3212.01 Turn Signal Lamp Systems.

(a) Pursuant to RSA 266:42, all vehicles manufactured after January 1, 1952 shall have turn signal lamps.

(b) A vehicle shall be ~~considered unsafe~~rejected if any turn signal lamp or operating unit:

(1) Is not a type compatible with the original equipment.

(2) Is not in the position designated by the manufacturer;

(3) Does not function properly;

(4) Is not properly directed;

(5) Is obscured; or

(6) Has a self-canceling mechanism that does not function properly.

~~(c) Replacement lamp assemblies shall have a minimum light output and projection equal to or greater than vehicle's original equipment.~~

Saf-C ~~321~~53212.02 Emergency Lights.

~~_____ (a) A vehicle shall be considered unsafe if the emergency lights are not the proper color, in the proper position, location, or does not meet any other requirements of RSA 266:78 (a)-(e) or RSA 266:78 (h)-(m).:~~

- ~~(1) The emergency lights are not the proper color for the type of vehicle, pursuant to (e) below;~~
- ~~(2) The emergency lights are not located in the proper position and location, pursuant to (d) below;~~
- ~~(3) The owner is not entitled to have the vehicle equipped with emergency lights; or~~
- ~~(4) The vehicle is not authorized to be equipped with emergency lights pursuant to (b) below;~~

~~_____ (b) A vehicle equipped with emergency lights shall be considered unsafe if the vehicle does not meet the requirements of an emergency vehicle pursuant to RSA 266:78 (b-d), (f-g). The following vehicles may be equipped with emergency lights of the appropriate color, pursuant to (e) below:~~

- ~~(1) Fire department vehicles;~~
- ~~(2) Police cruisers;~~
- ~~(3) Public or private ambulances;~~
- ~~(4) Vehicles of volunteer firefighters;~~
- ~~(5) Vehicles of volunteer ambulance drivers;~~
- ~~(6) Non transporting advanced life support paramedic response units equipped with communications equipment and specialized medical equipment;~~
- ~~(7) Law enforcement vehicles;~~
- ~~(8) Private vehicles of law enforcement officers;~~
- ~~(9) Forestry department vehicles;~~
- ~~(10) Vehicles of the director of the office of emergency management;~~
- ~~(11) Vehicles of the oil spill emergency response unit, the hazardous waste emergency response unit and the air toxics emergency response unit of the department of environmental services;~~
- ~~(12) Vehicles of the emergency response unit of the department of health and human services, specifically approved to have red lights by the commissioner of health and human services;~~
- ~~(13) Vehicles of hospital emergency personnel; and~~
- ~~(14) Vehicles of the office of fire marshal.~~

~~_____ (c) A vehicle equipped with warning lights shall be considered unsafe if the lights are not the proper color, in the proper position, location, or does not meet any other requirements pursuant to RSA: 266:78 (h-n). The approved color of emergency lights shall be as follows:~~

- ~~(1) Red lights and white or clear colored strobe lights for:~~
- ~~a. Fire departments;~~
 - ~~b. Volunteer members of fire departments;~~
 - ~~c. Forestry departments;~~
 - ~~d. Director of the office of emergency management;~~
 - ~~e. Public or private ambulances;~~
 - ~~f. Volunteer ambulances and non transporting advanced life support paramedic response units equipped with communications equipment and specialized medical equipment;~~
 - ~~g. Vehicles of the oil spill emergency response unit, the hazardous waste emergency response unit and the air toxics emergency response unit of the department of environmental services;~~
 - ~~h. Vehicles of the emergency response unit of the department of health and human services, specifically approved to have red lights by the commissioner of health and human services;~~
 - ~~i. Vehicles of hospital emergency personnel; and~~
 - ~~j. Vehicles of the office of fire marshal; and~~
- ~~(2) Blue lights, red lights, and white or clear colored strobe lights for:~~
- ~~a. Law enforcement vehicles;~~
 - ~~b. Police cruisers; and~~
 - ~~c. Private vehicles of law enforcement officers, in accordance with the requirements of RSA 266:78.~~
- ~~(d) The approved position and location for emergency lights shall be as follows:~~
- ~~(1) Emergency lights shall be mounted on the roofs of vehicles unless otherwise permitted below;~~
 - ~~(2) Single face emergency lights shall be mounted on the front, rear or sides of vehicles;~~
 - ~~(3) When mounted on the front of vehicles, single face emergency lights shall be no less than 12 inches from the surface of the road;~~
 - ~~(4) Dash mounted emergency lights shall be prohibited if they obstruct or in any way impair the driver's vision;~~
 - ~~(5) Rear facing emergency lights may be mounted on the rear window ledges of a vehicle if they do not obstruct the driver's view to the rear; and~~
 - ~~(6) Emergency lights combined with sirens to form a single unit may be mounted on the front bumpers or on the vehicle's roof.~~
- ~~(e) A mechanic shall request written authorization issued by the appropriate department or entity in order to verify that a person is currently permitted to have his/her vehicle equipped with emergency lights pursuant to this section.~~

Repeal Saf-C 3215.03, effective 1-6-16 (Document #11016) as follows:

~~Saf C 3215.03 Warning Lights.~~

~~(a) A vehicle shall be rejected if:~~

~~(1) The warning lights are not the proper color for the type of vehicle, pursuant to (c) below; or~~

~~(2) The warning lights are not located in the proper position and location, pursuant to Saf C 3215.02(d).~~

~~(b) The following vehicles may be equipped with warning lights of the appropriate color, pursuant to (c) below:~~

~~(1) Private snow removal vehicles;~~

~~(2) Public works departments;~~

~~(3) Public utility companies;~~

~~(4) Wreckers or other roadside service vehicles;~~

~~(5) Postal services vehicles;~~

~~(6) Vehicles of the office of emergency management;~~

~~(7) Private construction companies;~~

~~(8) State, city or town highway departments or security vehicles;~~

~~(9) Funeral escort and lead vehicles;~~

~~(10) Escort vehicles for loads with overweight dimensions;~~

~~(11) Vehicles set forth in RSA 266:45-a;~~

~~(12) Vehicles of the department of transportation;~~

~~(13) Private security vehicles; and~~

~~(14) Any other vehicle authorized by the director to be equipped with warning lights.~~

~~(c) The approved color of warning lights shall be as follows:~~

~~(1) Amber for:~~

~~a. Private snow removal vehicles;~~

~~b. Public works departments;~~

~~c. Public utility companies;~~

~~d. Wreckers or other roadside service vehicles;~~

~~e. Postal services vehicles;~~

~~f. Vehicles of the office of emergency management;~~

~~g. Private construction companies;~~

- ~~h. State, city or town highway departments or security vehicles;~~
- ~~i. Escort vehicles for loads with overweight dimensions;~~
- ~~j. Vehicles of the department of transportation; and~~
- ~~k. Private security vehicles;~~
- ~~(2) Purple for funeral escort and lead vehicles; and~~
- ~~(3) Amber and white for vehicles set forth in RSA 266:45-a.~~
- ~~(d) The approved position and location for warning lights shall be as set forth in Saf-C 3215.02(d).~~

Readopt with amendment and renumber Saf-C 3215.04 and Saf-C 3215.05, effective 1-6-16 (Document #11016) as Saf-C 3212.03 and Saf-C 3212.04 to read as follows:

Saf-C ~~3215~~3212.04-.03 Lamp Function. A vehicle shall be considered unsafe if any bulb is faulty, the lamp is damaged, does not meet manufacturer specification, or requirements pursuant to RSA 266:31 through RSA 266:46.

- ~~(a) A vehicle shall be rejected if:~~
 - ~~(1) Any bulb, sealed beam unit or lamp fails to light or does not function properly;~~
 - ~~(2) Any bulb, sealed beam unit, lamp or reflector does not meet the manufacturer's specifications or violates federal motor vehicle safety standards;~~
 - ~~(3) Any LED headlamp is not 100 percent functional or any other LED lamp is more than 25 percent inoperable;~~
 - ~~(4) The back up light system does not turn off automatically when the vehicle is moved forward, if the light system is designed to turn off and if the vehicle is so equipped;~~
 - ~~(5) Any lamp shows a color inconsistent with the following:~~
 - ~~a. Headlamps shall show a white light when shined against a white surface;~~
 - ~~b. Colored headlamps, covers or tinted lenses shall not be permitted;~~
 - ~~c. License plate lamps shall show a white light;~~
 - ~~d. Directional signals shall show an amber or white light to the front and an amber or red light to the rear;~~
 - ~~e. Tail and brake lamps shall show a red light; and~~
 - ~~f. Clearance lamps shall show a red light to the rear and an amber light to the front;~~
 - ~~(6) Any lamp or reflector does not direct light in the proper direction;~~
 - ~~(7) Auxiliary equipment is placed on or in front of any lamp, except that a plow frame may be placed in front of a headlamp;~~
 - ~~(8) Any lamp assembly, or any portion thereof, is improperly fastened or installed;~~
 - ~~(9) Any lamp has a cracked, broken or missing lens or reflex reflector;~~

~~(10) Equipped with snowplow lamps higher than 42 inches above level ground, measured at lamp center, which throws a beam of light which has a top edge higher than 42 inches, measured 75 feet forward of the vehicle;~~

~~(11) Equipped with snowplow lamps that do not have high and low beams or are wired to allow operation of vehicle lamps and plow lamps at the same time;~~

~~(12) Replacement lamps or component parts are not a type compatible with the manufacturer's original equipment; or~~

~~(13) Any headlight is not 100 percent functional.~~

Saf-C ~~3215~~3212.05.04 Auxiliary Driving Lamps and Fog Lamps. A vehicle shall be considered unsafe if:

~~(a) A vehicle shall be rejected if:~~

~~_____ (a1) Equipped with more than 3 forward facing auxiliary driving lamps or fog lamps;~~

~~_____ (b2) The auxiliary driving lamps or fog lamps are lower than 12 inches or higher than 42 inches above level ground, measured at lamp center; or~~

~~_____ (c3) Off road, roof or roll bar mounted lights are not covered to prevent light beams from being thrown while operating on a way.~~

Readopt with amendment and renumber Saf-C 3216.01, effective 1-6-16 (Document #11016) as Saf-C 3213.01 to read as follows:

PART Saf-C ~~3216~~3213 HEADLAMP AIM

Saf-C ~~3216~~3213.01 Headlight Aim. A vehicle shall be considered unsafe if the headlight aim is not straight or does not meet manufacturer specifications.

~~(a) A vehicle shall be rejected if:~~

~~(1) A commercially manufactured aimer shows the headlight beam is not straight ahead and 2 degrees down; or~~

~~(2) A headlight board shows the headlight beam is not straight ahead and less than 2 inches lower than the horizontal center line of the board, measured 25 feet from the headlamps; or~~

~~(3) Headlight aim is unachievable due to fogging or glazing of the lens or reflector.~~

Repeal Saf-C 3216.02, effective 1-6-16 (Document #11016) as follows:

~~Saf C 3216.02 Auxiliary Driving Light/Fog Lamp Aim. A vehicle shall be rejected if the aim of the high intensity zone of the auxiliary driving lamps or fog lamps exceeds the limits imposed on the aim of the high intensity zone of the respective headlamp low beam.~~

Readopt with amendment and renumber Saf-C 3217.01, effective 1-6-16 (Document #11016), as Saf-C 3214.01 to read as follows:

PART Saf-C ~~3217~~3214 GLASS ~~AND GLAZING~~

Saf-C ~~3217~~3214.01 Glass and Glazing Required. All glass ~~and glazing material~~ shall comply with the requirements of RSA 265:95 and RSA 266:58-a.

Readopt with amendment and renumber Saf-C 3217.02, effective 1-6-16 (Document #11016) and amended effective 10-1-17 (Document #12196) as Saf-C 3214.02 to read as follows:

Saf-C 321~~7~~4.02 Unauthorized Materials on Windows A vehicle shall be considered unsafe if the driver's view is obstructed pursuant to RSA 265:95.

~~(a) No sign, poster, sticker, or other non-transparent material shall be permitted on the windshield, side glass, or rear window except as follows:~~

~~(1) Official inspection stickers which are placed in accordance with Saf-C 3245.06(b)(3);~~

~~(2) Privilege stickers, such as naval base, military installation, road use tax, university or college parking or police department shall be placed on the windshield or any window ahead of the rear part of the driver's seat and not more than 3 inches in length or width;~~

~~(3) Any stickers or decals required by federal law on new or used cars, in the possession of a dealer;~~

~~(4) Official electronic toll collection transponders which are placed in an authorized position on the windshield; or~~

~~(5) Stickers or other nontransparent material shall be permitted on a rear window if the vehicle is equipped with exterior rearview mirrors on the right and left side of the vehicle that provide the driver with a clear and unobstructed view of the way to the rear of the vehicle and the stickers or other nontransparent material are attached along the perimeter of the rear window in such a manner that the inside rearview mirror provides a view of the way to the rear of the vehicle through the center portion of the rear window.~~

Readopt with amendment and renumber Saf-C 3217.03 and Saf-C 3217.04, effective 1-6-16 (Document #11016) as Saf-C 3214.03 and Saf-C 3214.04 to read as follows:

Saf-C ~~3217~~3214.03 Safety Glass. Pursuant to RSA 266:58, any vehicle manufactured on or after January 1, 1936, shall be equipped with safety glass, marked with the proper code number, AS 1, AS 10 or DOT code number, and shall have safety glass installed whenever replacement is required.

Saf-C ~~3217~~3214.04 Outside Rear View Mirrors. A vehicle shall be considered unsafe if mirrors are damaged, not firmly mounted, do not give the driver a clear view of the road or are not compliant with RSA 266:55.

~~(a) A vehicle shall be rejected if the left hand outside rear view mirror or the right hand outside mirror, if so equipped:~~

~~(1) Is not in the correct location on the vehicle;~~

~~(2) Is not firmly mounted;~~

~~(3) Has cracks;~~

~~(4) Extends to the left of the vehicle body more than necessary; or~~

~~(5) Does not afford a clear view of the road to the rear of the vehicle.~~

Repeal Saf-C 3217.05, effective 1-6-16 (Document #11016) as follows and renumber existing Saf-C 3217.06 as Saf-C 3214.05:

~~Saf C 3217.05 Inside Rear View Mirror.~~

~~(a) A vehicle shall be rejected if the inside rearview mirror:~~

- ~~(1) Is loose, so that the driver's rear vision is impaired;~~
- ~~(2) Is located in a position that does not give the driver a clear view of the road at least 200 feet to the rear of the vehicle;~~
- ~~(3) Is cracked or broken;~~
- ~~(4) Has sharp edges; or~~
- ~~(5) Does not stay in position when adjusted.~~

~~(b) If the rear of the vehicle is blocked, the vehicle shall be exempt from having a rearview mirror, as long as the vehicle is equipped with outside mirrors on the left and the right.~~

Repeal Saf-C 3217.07 through Saf-C 3217.09, effective 1-6-16 (Document #11016) as follows:

~~Saf C 3217.07 Blinds.~~

~~(a) A rigid venetian blind shall be permitted on the rear most window of a vehicle if attached so that there is no possibility of the blind shifting.~~

~~(b) The blind shall be designed so that it permits a clear vision of the road and cannot be closed.~~

~~(c) The blind shall be made of a material that will not reflect a shadow which interferes with or distorts the driver's rear vision.~~

~~(d) Outside rear view mirrors shall be required on both the left and right side of the vehicle for the use of the driver and a front seat passenger.~~

~~Saf C 3217.08 Curtains. Curtains shall be permitted on any window other than the windshield and windows to the right and left of the driver, as long as the vehicle is equipped with outside mirrors on the left and the right side of the driver, which affords a clear view of the road to the rear of the vehicle.~~

~~Saf C 3217.09 Plastic Glazing and Plexiglass.~~

~~(a) Rigid plastic glazing, such as "Plexiglass" or "Lexan" shall be permitted in the windows of trucks and other vehicles in which the windows are frequently broken.~~

~~(b) Rigid plastic glazing shall be replaced when it becomes scratched, clouded or worn to the extent that the driver's vision is limited or obscured.~~

~~(c) Rigid plastic glazing shall not be permitted unless it meets the requirements set forth in 49 CFR 393.60.~~

Readopt with amendment and renumber Saf-C 3217.10 through Saf-C 3217.13, effective 1-6-16 (Document #11016) as Saf-C 3214.06 through Saf-C 3214.09 to read as follows:

Saf-C ~~3217~~3214.10-06 ~~Cracked or Chipped Glass.~~ A vehicle shall be considered unsafe if a windshield contains intersecting cracks or 3 or more star breaks or bullseyes larger than 3 inches within the critical viewing area of the driver on the front windshield.

~~(a) A vehicle shall be rejected if the glass or glazing on the windshield:~~

- ~~(1) Has become clouded, shattered or cracked, inside or outside, in the path of the wiper blades, or more than 2 inches, outside the path of the wiper blades;~~
- ~~(2) Is cracked on one side, through to the plastic center; or~~
- ~~(3) Is cracked or chipped directly through from the inside to the outside.~~

Saf-C ~~3217~~3214.11-07 Defroster. Pursuant to RSA 266:56, any vehicle manufactured after January 1, 1947, shall be considered unsafe~~rejected~~ if not equipped with a functional defroster capable of melting snow and ice on the windshield.

Saf-C ~~3217~~3214.12-08 Windshield Wipers. A vehicle shall be considered unsafe if the windshield wipers fail to clear the windshield or do not meet manufacturer specifications.

~~(a) A vehicle shall be rejected if:~~

- ~~(1) The wiper blades fail to clear the windshield, so that the driver's vision is limited or obscured;~~
- ~~(2) The rubber section of the wiper blade is worn or missing;~~
- ~~(3) The wiper does not have 2 or more functioning speeds, if the vehicle was manufactured after January 1, 1968;~~
- ~~(4) The wiper blades do not meet the manufacturer's specifications; or~~
- ~~(5) If equipped with a front windshield washer system, it does not function per manufacturer's specifications.~~

Saf-C ~~3217~~3214.13-09 Window Function. A vehicle shall be considered unsafe~~rejected~~ if all of the occupant windows do not open and close as the manufacturer intended.

Readopt with amendment and renumber Saf-C 3218.01, effective 1-6-16 (Document #11016) as Saf-C 3215.01 to read as follows:

PART Saf-C ~~3218-3215~~ EXHAUST SYSTEM

Saf-C ~~3218~~3215.01 Inspection of Exhaust System.

(a) The exhaust system, including the exhaust pipe, muffler, resonator, catalytic converter, tailpipe, hangers, brackets and all other component parts shall be inspected for leakage, improper fastening or excessive noise and shall meet the requirements of~~pursuant to~~ RSA 266:59.

~~(b) All vehicles shall be equipped with mufflers in good working condition and shall meet the requirements of RSA 266:59.~~

(be) All replacement exhaust systems shall meet the requirements of RSA 266:59. Trucks that are not equipped with a camper or other enclosed structure for carrying passengers may be inspected without a tail pipe, as long as the muffler extends past the passenger compartment and has a down spout.

(cd) A vehicle shall be considered unsafe~~rejected~~ if: there are holes or structural rust or worn components in any part of the exhaust system that compromises the integrity of the system that permits gases to enter the passenger or cargo compartment.

- ~~(1) It has no tailpipe or muffler;~~
- ~~(2) There are holes, or structural rust or worn components in any part of the exhaust system that compromises the integrity of the system;~~
- ~~(3) There are loose or leaking joints or leaking seams in any section;~~
- ~~(4) Any portion of the exhaust system is not securely fastened;~~
- ~~(5) Any portion of the exhaust system passes through the passenger compartment or trunk;~~
- ~~(6) Muffler jackets or flexible pipe, which does not seal itself, is used in the exhaust system;~~
- ~~(7) The tail pipe end is pinched or damaged in such a way to restrict exhaust flow;~~
- ~~(8) The muffler has loose or missing interior baffles, or holes which have been repaired with patches;~~
- ~~(9) There is a muffler cut out, muffler by pass or similar device which allows excessive or unusual noise;~~
- ~~(10) Excessive fumes, smoke, flame, gas, oil or fuel residue escapes in violation of RSA 266:59; or~~
- ~~(11) Any flammable material is in contact with any portion of the exhaust causing fume, smoke or fire hazard.~~

Repeal Saf-C 3218.02, effective 1-6-16 (Document #11016) as follows:

~~Saf C 3218.02 Outside Pipes.~~

~~(a) The outside pipe, side pipe or exhaust pipe shall meet the following requirements:~~

- ~~(1) The muffler shall be installed according to the vehicle manufacturer's specifications and shall not give off excessive noise, fumes, smoke, flame, gas, oil or fuel residue, pursuant to RSA 266:59;~~
- ~~(2) No exhaust gases shall enter the passenger compartment;~~
- ~~(3) Any flexi type exhaust piping shall be self-sealing, free of leaks, holes, patches or defects, properly fastened to the vehicle and used only on the exhaust side of the emission control system; and~~

~~(4) No portion of the exhaust system or exhaust pipe shall extend, in any direction, beyond the limits of the vehicle's body without heat shielding.~~

Readopt with amendment and renumber Saf-C 3219, effective 1-6-16 (Document #11016) as Saf-C 3216 to read as follows:

PART Saf-C ~~3219~~3216 FUEL SYSTEM

Saf-C ~~3219~~3216.01 Fuel System. A vehicle shall be considered unsafe if:

~~(a) A vehicle shall be rejected if:~~

~~_____ (a1) There is vapor or fuel leakage anywhere within the fuel system;~~

~~_____ (b2) Any portion of the fuel system is not securely fastened;~~

~~_____ (c3) The fuel system is equipped with a fuel filler cap that does not meet the manufacturer's specifications;~~

~~_____ (e4) The fuel tank or approved fuel container is not secured to the body or chassis or is located in a position that does meet the manufacturer's specifications; or~~

~~_____ (f5) The vehicle is powered by an alternative fuel, for example propane, natural gas or hydrogen, and an inspection of the fuel tank, carburetor, fuel lines and fittings reveals audible leaks or detectable odors.~~

Repeal Saf-C 3220, effective 1-6-16 (Document #11016) as follows:

PART Saf C ~~3220~~ EMISSIONS REQUIREMENTS

~~Saf C 3220.01 Positive Crankcase Ventilation (PCV).~~

~~(a) A PCV valve shall be required on all vehicles less than 20 model years old, if so equipped at the time of manufacture.~~

~~(b) A vehicle shall be rejected if:~~

~~(1) The PCV valve is missing;~~

~~(2) It is plainly obvious that the PCV valve does not function; or~~

~~(3) Any hoses associated with the PCV system are missing or do not function.~~

~~Saf C 3220.02 Air Injection Pump/Pulse Air System.~~

~~(a) The air injection pump/pulse air system shall be required on all vehicles less than 20 model years old, if so equipped at the time of manufacture.~~

~~(b) A vehicle shall be rejected if:~~

~~(1) The air injection pump/pulse air system is missing;~~

~~(2) It is plainly obvious that the air injection pump/pulse air system does not function; or~~

~~(3) Any hoses associated with the air injection pump/pulse air system are missing or do not function.~~

~~Saf C 3220.03 Inspection of Fuel System. In addition to the reason stated in Saf C 3219.01(a)(3), a vehicle shall be rejected if the fuel filler cap is:~~

- ~~(1) Missing;~~
- ~~(2) Loose;~~
- ~~(3) Degraded to the point that vapors could escape; or~~
- ~~(4) Improperly fitted.~~

~~Saf C 3220.04 Evaporative Canister.~~

~~(a) An evaporative canister shall be required on all vehicles less than 20 model years old, if so equipped at the time of manufacture.~~

~~(b) A vehicle shall be rejected if:~~

- ~~(1) The evaporative canister is missing;~~
- ~~(2) It is plainly obvious that the evaporative canister does not function; or~~
- ~~(3) Any hoses, wires or cables associated with the evaporative canister are missing or do not function.~~

~~Saf C 3220.05 Inspection of Exhaust System.~~

~~(a) A catalytic converter shall be required on all vehicles less than 20 model years old, if so equipped at the time of manufacture.~~

~~(b) A vehicle shall be rejected if:~~

- ~~(1) The catalytic converter is missing; or~~
- ~~(2) It is plainly obvious that the catalytic converter does not function.~~

~~Saf C 3220.06 Replacement Parts.~~

~~(a) An inspection station shall make a reasonable effort to obtain replacement parts for equipment such as a:~~

- ~~(1) Catalytic converter;~~
- ~~(2) Gas cap;~~
- ~~(3) Evaporative purge canister;~~
- ~~(4) Positive crankcase ventilation (PCV) valve and properly configured hoses; and~~
- ~~(5) Properly connected air injection pump/pulse air systems.~~

~~(b) For the purposes of this rule, "reasonable effort" means any combination of 3 telephone calls to parts dealers, original equipment manufacturers or other secondary market sources.~~

~~(c) If replacement parts are unavailable, the inspection station shall so indicate on the inspection form and the vehicle shall pass that portion of the inspection.~~

Readopt with amendment and renumber Saf-C 3221.01, effective 1-6-16 (Document #11016), and as amended effective 11-27-19 (Document #12932), as Saf-C 3217.01 to read as follows:

PART Saf-C ~~3221~~-3217 VEHICLE BODY OR CHASSIS

Saf-C ~~3221~~3217.01 Body Damage. A vehicle shall be considered unsafe if:

(a) Any exterior panel, including doors, hood, fenders, trunk, or bumpers, that are missing; provided, however, that doors may be missing if originally and expressly designed by the manufacturer to be removeable;~~A vehicle shall be rejected if:~~

~~(1) The body components have tears, sharp edges or protruding areas that present a safety hazard to any person;~~

~~(2) Any fender is:~~

~~a. Missing;~~

~~b. Improperly installed;~~

~~c. Not the proper height; or~~

~~d. Loosely attached;~~

~~(3) Any door is:~~

~~a. Missing;~~

~~b. Improperly fastened; or~~

~~c. Adjusted so that it cannot be tightly closed;~~

~~(4) Any door latch, lock, hinge or handle installed:~~

~~a. Is broken;~~

~~b. Does not work properly;~~

~~c. Is defective; or~~

~~d. Does not work as manufacturer intended;~~

~~(5) The hood is missing or cannot be tightly closed;~~

~~(6) The hood safety catch, hand operated hood release latch or remote control hood release is inoperable, unless equipped with operable primary hood release latch hood pins;~~

(b7) The floor pan in the passenger compartment or trunk area has a hole, is worn or is rusted so that exhaust gases enter the passenger or cargo compartment or cannot support vehicle occupants; or

(c8) Any portion of the body, chassis or running gear is missing or does not function properly.

Readopt with amendment and renumber Saf-C 3221.02 and Saf-C 3221.03, effective 1-6-16 (Document #11016) as Saf-C 3217.02 and Saf-C 3217.03 to read as follows:

Saf-C ~~3221~~3217.02 Replacement of Body or Chassis. Any portion of the body or chassis of a vehicle which is missing or damaged shall be replaced with material(s) that meet the manufacturer's specifications.

Saf-C ~~3221~~3217.03 Body Openings. A vehicle shall be considered unsafe~~rejected~~ if the body is damaged so that rear doors, windows, deck lids or other similar items cannot be fully closed and properly sealed, or any other condition or body opening exists which allows exhaust gases to enter the passenger compartment.

Readopt with amendment and renumber Saf-C 3221.04, effective 1-6-16 (Document #11016), as amended 11-27-19 (Document #12932), as Saf-C 3217.04 to read as follows:

Saf-C ~~3221~~3217.04 Bumpers.

(a) A vehicle shall be considered unsafe~~rejected~~ if the bumper and its structural components are:

~~(1) Not attached to the front and rear of a passenger or multipurpose vehicle as manufacturer intended;~~

~~(2) Not attached to the front and rear of a pick-up truck as manufacturer intended;~~

~~(13)~~ Located at an improper height as measured pursuant to RSA 266:9;

~~(24)~~ Loose or improperly installed; or

~~(35)~~ Rusted so that it is not firmly attached or that has broken or torn portions protruding from the surface so as to create a hazard; or

~~(46)~~ Damaged to a degree which does not effectively reduce the transfer of impact when engaged.

(b) Any vehicle equipped with a tow trailer hitch shall be considered unsafe~~rejected~~ if it does not have a solid structural integrity and is not securely mounted to the vehicle frame.

Repeal Saf-C 3221.05, effective 1-6-16 (Document #11016) as follows and renumber existing Saf-C 3221.06 as Saf-C 3217.05:

~~Saf-C 3221.05 Wooden Bumpers.~~

~~(a) Wooden bumpers on any van, light-duty truck or multipurpose passenger vehicle shall meet the following requirements:~~

~~(1) The bumper shall be made of hardwood;~~

~~(2) The wood shall be at least 2 inches in thickness and 6 inches in height;~~

~~(3) The bumper shall be attached to the frame of the vehicle in the same manner as a steel bumper;~~

~~(4) There shall be no sharp or pointed edges, or any other condition hazardous to any person;~~

~~(5) All wooden bumpers shall have a backing of 1/4 inch steel plate;~~

~~(6) All wooden bumpers shall be a single unit, and shall not consist of 2 or more pieces of wood joined together; and~~

~~(7) Wooden bumpers shall not be used on vehicles equipped with factory installed energy absorbing bumpers.~~

Repeal Saf-C 3221.07, effective 1-6-16 (Document #11016) as follows:

~~Saf C 3221.07 Hood Scoops:~~

~~(a) Hood scoops shall be permitted on a vehicle with the following requirements:~~

~~(1) No aftermarket or non-manufacturer installed hood scoop shall be more than 4 inches in height at the rear or 5 inches in height at the front;~~

~~(2) The height shall be determined by measuring vertically from the surface of the hood to the top of the scoop, at a 90 degree angle from the point at which the scoop meets the surface of the hood;~~

~~(3) No point on the top of a scoop shall be more than 5 inches in height from the surface of the hood;~~

~~(4) Notwithstanding the height allowances set forth in this section, no hood scoop shall be constructed or installed in a manner that creates a visual obstruction which:~~

~~a. Impairs a driver's field of vision;~~

~~b. Results in a blind spot which hampers a driver's ability to safely maneuver or park a vehicle; or~~

~~c. Otherwise restricts a driver's ability to safely operate a vehicle.~~

Repeal Saf-C 3222.01 through Saf-C 3222.07, effective 1-6-16 (Document #11016), as follows and renumber existing Saf-C 3222.08 and Saf-C 3222.09 as Saf-C 3218.01 and Saf-C 3218.02:

~~PART Saf C 3222 ON BOARD DIAGNOSTIC SYSTEM~~

~~—— Saf C 3222.01 Applicability:~~

~~—— (a) Notwithstanding Saf C 3203.01(a)(10), the OBD inspection pursuant to this part shall apply to the following vehicles:~~

~~(1) Model year 1996 and newer light duty gasoline vehicles and light duty gasoline trucks; and~~

~~(2) Model year 1997 and newer light duty diesel vehicles and light duty diesel trucks.~~

~~—— (b) The year of the engine, as specified by the manufacturer, shall determine whether an OBD inspection is required pursuant to (a) above. New engines, as specified by the manufacturer, built to replicate older model vehicle engines, shall be considered to be the year of the engine being replicated.~~

~~—— (c) Notwithstanding Saf C 3203.01(a)(10) or any other rule to the contrary, the OBD inspection pursuant to this part shall not apply to the following vehicles:~~

~~(1) Street rods, if equipped with an engine manufactured prior to the year 1996;~~

~~(2) Replicas, if equipped with an engine manufactured prior to the year 1996;~~

~~(3) Motoreycles; or~~

~~(4) Vehicles 20 or more model years old.~~

~~—Saf C 3222.02 Definitions. For the purposes of this part, the following definitions shall apply:~~

~~—(a) “Data link connector” (DLC) means the physical connector/electrical interface between the vehicle’s OBD system and the OBD scan tool or other communications equipment authorized by the department.~~

~~—(b) “Diagnostic trouble code” (DTC) means the 5 digit alpha-numeric fault codes set forth in SAE J2012, December of 2007, which identify the component or components that cause illumination of the MIL.~~

~~—Saf C 3222.03 OBD Inspection.~~

~~—(a) All OBD inspections shall be conducted in accordance with the requirements of 40 CFR 85.2222.~~

~~—(b) All results of the OBD inspection shall be reported to the department electronically.~~

~~—(c) The mechanic shall furnish the following to the department electronically:~~

~~(1) Date of inspection;~~

~~(2) Inspection station name and certification number;~~

~~(3) Mechanic’s name and identification number;~~

~~(4) The vehicle’s:~~

~~a. Year of manufacture;~~

~~b. Make;~~

~~c. Model;~~

~~d. Fuel type;~~

~~e. Mileage;~~

~~f. Vehicle identification number; and~~

~~g. Registration plate number;~~

~~(5) Make and model of scan tool;~~

~~(6) Indication as to whether the DLC is missing, has been tampered with, is damaged or is inoperable;~~

~~(7) Indication as to whether:~~

~~a. The MIL is commanded on or off;~~

~~b. The MIL is illuminated with ignition key in “key on engine off” position;~~

~~c. The MIL is illuminated with engine running; and~~

~~d. The vehicle can communicate with the scan tool;~~

- ~~(8) Support and readiness status of the:

 - ~~a. Catalyst monitor;~~
 - ~~b. Heated catalyst monitor;~~
 - ~~c. Evaporative system monitor;~~
 - ~~d. Exhaust gas recirculation (EGR) monitor;~~
 - ~~e. Oxygen (O2) sensor(s) monitor(s);~~
 - ~~f. Heated O2 sensor(s) monitor(s);~~
 - ~~g. Secondary air monitor; and~~
 - ~~h. A/C refrigeration monitor, if vehicle is so equipped;~~~~
- ~~(9) Diagnostic trouble codes, if applicable;~~
- ~~(10) OBD diagnostic inspection results;~~
- ~~(11) Sticker number or code; and~~
- ~~(12) Repairs made, if applicable.~~

~~—— (d) A vehicle subject to the OBD inspection shall be rejected if:~~

- ~~(1) The DLC is missing, has been tampered with, is damaged or is otherwise inoperable;~~
- ~~(2) The MIL does not illuminate with the ignition key in the “key on, engine off” position;~~
- ~~(3) The MIL is illuminated when the engine is running;~~
- ~~(4) The MIL is commanded “on” for one or more OBD diagnostic trouble codes;~~
- ~~(5) The MIL is commanded to be illuminated and does not visually illuminate;~~
- ~~(6) Monitors reveal a “not ready” status in accordance with (e) below; or~~
- ~~(7) The vehicle cannot communicate with the scan tool.~~

~~—— (e) A vehicle shall be rejected for testing, and the customer shall be instructed to return after the vehicle has been run under conditions that allow completion of all applicable on-board tests if:~~

- ~~(1) A scan of the OBD system reveals a “not ready” status for 3 or more monitors on manufacture years 1996 through 2000 vehicles, inclusive; or~~
- ~~(2) A scan of the OBD system reveals a “not ready” status for 2 or more monitors on manufacture years 2001 and newer vehicles.~~

~~—— (f) If a vehicle is rejected pursuant to (d) or (e) above and the vehicle fails to return for and pass an inspection by the sixtieth day following the inspection, the mechanic shall furnish the following to the department electronically:~~

- ~~(1) Date of inspection;~~
- ~~(2) Inspection station name and certification number;~~

~~(3) Mechanic's name and identification number;~~

~~(4) The vehicle's:~~

~~a. Year of manufacture;~~

~~b. Make;~~

~~c. Model; and~~

~~d. Vehicle identification number;~~

~~(5) A list of diagnostic trouble codes and readiness items that were cause for rejection(s); and~~

~~(6) Date vehicle due to be reinspected/repared, which shall be no later than 60 days from the date of inspection.~~

~~—— Saf C 3222.04 Tampering With the Emission Control System of a Vehicle.~~

~~—— (a) For the purposes of this section, "tamper with" means to permanently remove, bypass, defeat or otherwise render inoperable, or falsely report test results, for any portion of an emission control system, including software, that is installed in or on a motor vehicle.~~

~~—— (b) If, during a safety inspection or OBD inspection, a mechanic determines that any portion of an emission control system has been tampered with pursuant to (a) above, the mechanic shall report, in writing, the details of such tampering to the department.~~

~~—— (c) Upon receipt of a report pursuant to (b) above, the department shall notify the EPA for any action it deems appropriate.~~

~~—— (d) If a mechanic tampers with any portion of an emission control system pursuant to (a) above, the mechanic and/or inspection station may be subject to an administrative hearing pursuant to RSA 266:1, XI(a) and PART Saf C 3248.~~

~~—— Saf C 3222.05 Test Results.~~

~~—— (a) The inspection station shall provide the customer with a vehicle inspection report containing the same information as required in Saf C 3222.03(c), including the following:~~

~~(1) The OBD-related diagnostic trouble codes retrieved that are cause(s) for rejection;~~

~~(2) The name of the component or system associated with each diagnostic trouble code retrieved;~~

~~(3) Whether the MIL is commanded "on" or "off"; and~~

~~(4) The signature of the approved mechanic who performed the inspection pursuant to RSA 641:3.~~

~~—— Saf C 3222.06 Exemptions from Rejection Criteria.~~

~~—— (a) The following vehicles shall not be rejected for inspection due to "readiness" status as set forth in Saf C 3222.03(d)(6):~~

~~(1) All new vehicles with an odometer reading of less than 1000 miles;~~

~~(2) All vehicles whose model year is the current calendar year minus one or newer; and~~

~~(3) Vehicles with known readiness issues, as identified in the Environmental Protection Agency's "OBD Readiness Testability Issues", EPA 420-B-12-044, June 2012, that are recommended to be tested without regard to monitor readiness.~~

~~_____ (b) The vehicles set forth in (a) above are subject to all other OBD inspection requirements set forth in Saf-C 3222.03.~~

~~_____ Saf-C 3222.07 Electronic Administrator's Certificate.~~

~~_____ (a) Any vehicle that does not pass an OBD inspection due to issues as specified by the manufacturer, yet meets all other safety inspection requirements, shall be eligible for an administrator's certificate, upon consultation with and agreement by the EPA, which shall be maintained electronically.~~

~~_____ (b) An electronic administrator's certificate shall:~~

~~(1) Permit an inspection station to issue a valid inspection sticker for the vehicle until the next inspection is required pursuant to RSA 266:1; and~~

~~(2) Be non-transferable.~~

~~_____ (c) An inspection station shall be permitted to reissue an electronic administrator's certificate at each ensuing inspection for the same vehicle as long as the requirements of (a) above are met.~~

Change part header from Saf-C 3223 to Saf-C 3219 to read as follows:

PART Saf-C ~~3223~~ 3219 AGRICULTURAL VEHICLES

Repeal Saf-C 3223.01, effective 1-6-16 (Document #11016) as follows:

~~Saf-C 3223.01 Inspection Required. Vehicles registered with agricultural plates shall be inspected pursuant to RSA 266:1.~~

Readopt with amendment and renumber Saf-C 3223.02 through Saf-C 2332.04, effective 1-6-16 (Document #11016) as Saf-C 3219.01 through Saf-C 3219.03, to read as follows:

~~_____ Saf-C 3223.01~~ Saf-C 3219.01 Equipment Required. Agricultural vehicles shall have the following equipment:

~~Saf-C 3223.02 Equipment Required for Inspection.~~

~~(a) Agricultural vehicles may be inspected without lights, reflectors, windows, windshields, doors and eabs.~~

~~(b) Agricultural vehicles shall have the following equipment:~~

~~_____ (a1)~~ _____ (a1) Brakes;

~~_____ (b2)~~ _____ (b2) Steering wheel;

~~_____ (c3)~~ _____ (c3) Stop lights; and

~~_____ (d4)~~ _____ (d4) Exhaust system.

____(e5) If used upon a way, headlights, tail lights, and brake lights must function properly.

Saf-C ~~3223~~3219.032 Farm Vehicles. Vehicles registered with farm plates shall be subject to the same ~~inspection~~ requirements as passenger and commercial vehicles, and shall not be subject to the same exemptions as agricultural vehicles.

Saf-C ~~3223~~3219.043 Tread Depth of Farm Vehicles. Registered farm vehicles, self-propelled combines, self-propelled corn and hay-harvesting machines or tractors used exclusively for agricultural purposes shall be exempt from the tread depth requirements of these rules.

Readopt with amendment and renumber Saf-C 3224, effective 1-6-16 (Document #11016) as Saf-C 3220, to read as follows:

PART Saf-C ~~3224-3220~~ ANTIQUUE VEHICLES

Saf-C ~~3224~~3220.01 Inspection-Required Equipment.

(a) ~~Antique motor vehicles registered as such shall be inspected as follows:~~

(1) ~~Annually, in the month of April, for antique motor vehicles less than 40 model years old; and~~

(2) ~~Biennially, in the month of April, for antique motor vehicles 40 or more model years old.~~

(ab) All equipment on an antique motor vehicle shall be equivalent to or exceed the original manufacturer's specifications.

(be) Notwithstanding any other rule to the contrary, any motor vehicle with a model year 60 years or older shall be exempt from these rules as long as the motor vehicle is equipped as it was manufactured or in accordance with the motor vehicle's original equipment specifications, or exceeds manufacturer's design intent.

Readopt and renumber Saf-C 3225, effective 1-6-16 (Document #11016) as Saf-C 3221, to read as follows:

PART Saf-C ~~3225-3221~~ REPLICAS

Saf-C ~~3225~~3221.01 Replicas of Antique Vehicles.

(a) Replicas of antique vehicles shall not be considered antique motor vehicles for the purposes of inspection.

(b) All replica antique vehicles shall comply with the laws, rules and the manufacturer's specifications of the passenger vehicle chassis on which they are based.

Readopt with amendment and renumber Saf-C 3226.01 through Saf-C 3226.25, effective 1-6-16 (Document #11016) as Saf-C 3222.01 through Saf-C 3222.25, to read as follows:

PART Saf-C ~~3226-3222~~ TRUCKS AND BUSES

Saf-C ~~3226~~3222.01 Additional Requirements for Trucks and Buses.

(a) The rules in Saf-C 3215 shall apply to trucks, as defined by RSA 259:115-b, and buses, as defined by RSA 259:7. ~~In addition to the requirements for the inspection of vehicles which appear elsewhere in these rules, the rules in Saf C 3226 shall apply to trucks and buses.~~

~~—(b) Pursuant to RSA 266:1, IX, all school buses with a gross vehicle weight in excess of 10,000 pounds shall be inspected semi-annually.~~

~~(be) For the purposes of (b) above, the mechanic shall visually inspect the door jamb of each truck or bus to determine its gross vehicle weight, not the weight listed on the vehicle's registration.~~

Saf-C ~~3226~~3222.02 Truck and Bus Tires.

~~(a) A truck or bus shall be rejected if:~~

~~_____ (a1) Any tire has a fabric break or a fabric break repaired with blowout patches or boots;~~

~~_____ (b2) There are mis-matched tires, including:~~

~~_____ (1)a- Different types of tires, such as bias, bias belted, and radial tires on the front wheels;~~

~~_____ (2)b- Radial and non-radial tires are on the same axle; or~~

~~_____ (3)e- Tires on both sides of an axle are not the same size, or tires on both sides of a truck or bus are not the same size, which means within 3/8 inch for dual tires;~~

~~_____ (c3) There are any improperly spaced dual tire(s);~~

~~_____ (d4) Any wheel rim or lock ring:~~

~~_____ (1)a- Is improperly matched;~~

~~_____ (2)b- Is not in good condition;~~

~~_____ (3)e- Has improperly tightened nuts or clamps; or~~

~~_____ (4)d- Shows signs of slippage;~~

~~_____ (e5) Any tire has been regrooved or recut below its original groove depth, except special tires which have undertread rubber for this purpose and can be identified as such;~~

~~_____ (f6) Any tire is marked "for farm use only", on other than a truck with agricultural plates, or a tire is marked "off highway use only" or "racing only";~~

~~_____ (g7) Tread depth measured in a major tread groove nearest the center of the tire is less than 2/32 inch or 4/32 inch on the front axles of any vehicle with a gross vehicle weight in excess of 10,000 pounds or regrooved tires are on the steering axle;~~

~~_____ (h8) Retread tires are on the steering axles of any vehicle over 10,000 pounds or bus;~~

~~_____ (i9) Any safety hazard exists due to improper tire pressure or spacing;~~

~~_____ (j10) Any valve stem has cracks or is chafed from contact with the spider or rim, the valve contacts the brake drum or the valve stem is not accessible for taking tire pressure readings;~~

~~_____ (k11) Wheel bolts, nuts, studs or lugs are broken, missing, damaged or loose, or at least 1 ½ threads are not showing on the nuts;~~

____(l12) A lock ring is cracked, bent, sprung or otherwise damaged;

____(m13) A wheel, rim or spider is cracked, bent, has elongated bolt holes, shows signs of rewelding, is damaged or the spider shows evidence of slippage on the rim; or

____(n14) Tire pressure does not meet vehicle ~~manufacturer's~~ manufacturers' specifications for inflation.

Saf-C ~~32263222~~.03 Tire Flaps: Guards.

(a) Pursuant to RSA 266:57, all trucks and buses shall have flaps or guards, whether homemade or manufactured.

(b) A truck or bus shall be considered unsafe~~rejected~~ if any flap or guard:

(1) Is missing or does not function properly;

(2) Contains reflectors or reflectorized materials which do not comply with RSA 266:43 through Saf-C 266:45 and Saf-C 3215.03~~the laws and rules governing reflectors;~~

(3) Does not consist of metal protectors or flexible flaps strong enough to prevent stones or objects being thrown through them;

(4) Is not as wide as the tire it is designed to protect; or

(5) Is not positioned at a height which prevents the throw, splash, spray of water, dirt or other matter upward or to the rear of the vehicle.

Saf-C ~~32263222~~.04 ~~Truck, Bus and Commercial Vehicle~~ Air Brake System Components.

(a) Each vehicle equipped with air-assisted service brakes shall be inspected including the following:

(1) Air pressure governor;

(2) Air pressure build-up time;

(3) Air pressure warning device;

(4) Air pressure leakage;

(5) Air pressure reserve; and

(6) Air brake adjustment.

(b) A vehicle shall be considered unsafe~~rejected~~ if:

(1) The governor does not cut out and pressure is released at the pressure relief valve;

(2) The governor cut out pressure is higher than 135 psi;

(3) The governor cut in pressure is lower than 80 psi;

(4) The time required to build up pressure from the level after one brake application to the governor cut out pressure is more than 30 seconds, if the recovery time does not meet the manufacturer's specifications;

- (5) The vehicle air pressure gauge does not function properly;
- (6) The air pressure warning device does not activate at half the governor cut out pressure;
- (7) The air pressure warning device does not continuously operate below activation pressure and/or emits an audible and illuminated warning signal if so equipped by the manufacturer at the time of production;
- (8) The leakage rate with brakes released in one minute exceeds 2 psi for single vehicles or 3 psi for combination vehicles;
- (9) The leakage rate with full brake application in one minute exceeds 3 psi for single vehicles or 4 psi for combination vehicles;
- (10) With s-cam brakes, the push rod travel exceeds the manufacturer's specifications;
- (11) With s-cam brakes, the push rod/slack adjuster angle is more than 90 degrees with brakes applied;
- (12) With wedge brakes, brake shoe travel is more than 1/16th inch;
- (13) The air compressor mounting has loose, broken or missing bolts or other attaching parts;
- (14) The air tank(s) mounting device(s) such as straps, brackets or other hardware is broken, missing or loose;
- (15) The flexible brake hoses are cracked, cut, burned, chafed, swollen in size or hardened so that they crack or break when bent;
- (16) The rigid brake lines are cracked, broken, crimped, flattened, restricted, chafed or improperly retained;
- (17) Any brake line or hose has contact with any portion of the exhaust system;
- (18) There is audible leakage in the air brake system;
- (19) The air intake cleaner for the compressor is clogged and prevents air intake;
- (20) The air compressor drive belts are worn, frayed or loose;
- (21) Air compressor pulleys are bent or damaged, causing belt loss; or
- (22) Trailer breakaway, emergency braking system or tractor/truck protection system does not operate per manufacturer's specifications.

Saf-C ~~3226~~3222.05 Wheel Pulling Not Required on Some Vehicles. If a truck or bus is equipped with an inspection port or dust shield which can be removed to determine the condition of the drum and the brake-block thickness, the mechanic shall not be required to pull a wheel, but brakes on all the wheels shall be visually inspected through the inspection ports.

Saf-C ~~3226~~3222.06 Reflective Warning Devices. A truck or bus with a gross vehicle weight in excess of 10,000 pounds shall be considered~~rejected~~ if not equipped with 3 bi-directional reflectorized triangle warning devices.

Saf-C ~~3226~~3222.07 Bus Body: Rivets and Bolts. A bus shall be considered unsafe~~rejected~~ if examination~~inspection~~ of the body reveals loose rivets or bolts.

Saf-C ~~3226~~3222.08 Bus Body: Floor Covering.

(a) A bus shall be considered unsafe~~rejected~~ if:

- (1) The floor covering is loose;
- (2) The floor board is worn or there are holes in the floor board; or
- (3) The seat fastener is missing, loose or shows signs of corrosion.

Saf-C ~~3226~~3222.09 Bus Body: Compartment Doors.

(a) A bus shall be considered unsafe~~rejected~~ if any exterior compartment door:

- (1) Is not securely attached to the bus body;
- (2) Does not function properly; or
- (3) Does not lock, latch or remain locked or latched.

Saf-C ~~3226~~3222.10 Bus Body: Entrance Door.

(a) A bus shall be considered unsafe~~rejected~~ if any entrance door:

- (1) Fails to operate;
- (2) Shows evidence of binding, jamming, excessive wear or other defects;
- (3) Is missing; or
- (4) Has missing flexible material on its vertical edges.

Saf-C ~~3226~~3222.11 Bus Body: Emergency Doors and Windows.

(a) A bus shall be considered unsafe~~rejected~~ if:

- (1) Any emergency exit is not accessible;
- (2) The door release on the emergency door fails to function when activated or opens without being activated;
- (3) Any emergency door fails to lock in an open position;
- (4) Any push-out window does not function;
- (5) The buzzer indicating the emergency door is open does not function; or
- (6) The emergency exit instruction decals are missing, illegible or do not illuminate.

Saf-C ~~3226~~3222.12 Bus Body: Seats.

(a) A bus shall be considered unsafe~~rejected~~ if:

- (1) Any seat anchor bolt is missing or not securely fastened to the floor;
- (2) The seat cover material is torn;
- (3) Seat springs are exposed; or
- (4) The seat frame or any interior metal trim or similar part is torn, has sharp edges or has any other condition hazardous to any occupant.

Saf-C ~~32263222~~.13 Bus Body: Stanchions and Guardrails. A bus shall be considered unsafe~~rejected~~ if any stanchion, guardrail, grab handle or similar part is worn or loosely fastened.

Saf-C ~~32263222~~.14 Bus Heater. A bus shall be considered unsafe~~rejected~~ if the heater does not work.

Saf-C ~~32263222~~.15 Bus Body: Stepwell. A bus shall be considered unsafe~~rejected~~ if the stepwell at the entrance door is blocked contains loose surface material, or in a condition that could result in passenger tripping or injury.

Saf-C ~~32263222~~.16 Bus Body: Ventilation. A bus shall be considered unsafe~~rejected~~ if the ventilation system is incapable of furnishing fresh air when in operation.

Saf-C ~~32263222~~.17 Bus Body: Package Shelf. A bus shall be considered unsafe~~rejected~~ if the overhead package shelf is in a condition that could result in falling luggage or packages while the bus is in motion.

Saf-C ~~32263222~~.18 Vehicles with "I" Beam or Tube Front Axle.

(a) A vehicle with "I" beam or tube front axles shall be considered unsafe~~rejected~~ if:

- (1) Linkage is loose or the joints are not secured with cotter pins or other devices;
- (2) "U" bolts are loose or damaged, or the spring center bolt is broken or sheared;
- (3) The spring leaf is broken or shifted;
- (4) Steering stops allow a tire to rub on frame, metal or other chassis parts; or
- (5) Movement at the extreme front and rear or top and bottom of a tire, when measured at a point on the tire tread is:
 - a. In excess of ¼ inch, for wheels 16 inches or less in diameter;
 - b. In excess of 3/8 inch, for wheels 17 or 18 inches in diameter; and
 - c. In excess of ½ inch, for wheels over 18 inches in diameter.

Saf-C ~~32263222~~.19 Vehicles Carrying Hazardous Materials; Fire Extinguishers.

(a) Each vehicle placarded for carrying hazardous materials shall be equipped with a fire extinguisher as follows:

- (1) The fire extinguisher shall be filled and in a readily accessible location;

(2) The fire extinguisher shall be securely mounted on the vehicle and designed, constructed and maintained to permit a visual determination of whether it is fully charged;

(3) The fire extinguisher shall be approved and labeled by Underwriters Laboratory, with a rating of 2A-10B:C or more; and

(4) The fire extinguisher shall be located on the power unit.

(b) If a vehicle transports explosive materials, it shall be equipped with at least 2 fire extinguishers approved by Underwriter's Laboratory, with a combined rating of 2A-10B:C. The fire extinguishers shall be filled, securely mounted and in a readily accessible location near the driver's seat.

Saf-C ~~32263222~~.20 Fire Extinguishers.

(a) Pursuant to RSA 266:60-a, this section shall apply to the following motor vehicles:

(1) All commercially registered motor vehicles with a gross vehicle weight in excess of 8,000 pounds, except municipally owned vehicles; and

(2) All motor homes and motor home trailers that have motor vehicle registrations.

(b) The motor vehicles listed in (a)(1) and (2) above shall be equipped with a fire extinguisher having an Underwriters' Laboratories rating of 5 B:C or more that is in good working condition, securely mounted and in a readily accessible location to the driver.

Saf-C ~~32263222~~.21 Kingpins.

(a) A vehicle equipped with kingpins shall be ~~considered unsafe~~~~rejected~~ if the wear or measurement is not within the manufacturer's specifications or is:

(1) In excess of ¼ inch, for wheels 16 inches or less in diameter;

(2) In excess of 3/8 inch, for wheels 17 or 18 inches in diameter; and

(3) In excess of ½ inch, for wheels over 18 inches in diameter.

Saf-C ~~32263222~~.22 Wheel Bearings. A vehicle with a gross vehicle weight in excess of 10,000 pounds shall be ~~considered unsafe~~~~rejected~~ if wheel bearing play exceeds the manufacturer's recommended tolerance.

Saf-C ~~32263222~~.23 Steering Lash or Free-Play.

(a) A vehicle shall be ~~considered unsafe~~~~rejected~~ if the steering wheel movement exceeds manufacturer's specification or is:

(1) In excess of 1 ¾ inches, for a 15 inch steering wheel;

(2) In excess of 2 inches, for a 16 inch steering wheel;

(3) In excess of 2 ¼ inches, for an 18 inch steering wheel;

(4) In excess of 2 ½ inches, for a 20 inch steering wheel; and

(5) In excess of 2 ¾ inches, for a 22 inch steering wheel.

Saf-C ~~3226~~3222.24 Air Suspension. All trucks and buses with air suspension shall be considered unsafe~~rejected~~ if air begins to flow into the suspension system before 55 psi or if there is any audible leakage in the air suspension system.

Saf-C ~~3226~~3222.25 Brake Drum/Disc-Measurements. A vehicle shall be considered unsafe~~rejected~~ if:

(a) The inside diameter of the brake drum is greater than the maximum diameter stamped on the drum or manufacturer's specifications;

(b) The maximum diameter is 0.090 inches greater than the original drum diameter, for 14 1/8 inch and smaller unmarked drums;

(c) The maximum diameter is 0.120 inches greater than the original drum diameter, for unmarked drums over 14 1/8 inch; or

(d) Any brake drum or disc:

(1) Shows evidence of mechanical damage other than wear;

(2) Has contaminants including but not limited to: rust, pitting, delamination, oil, grease, or any other substance that would affect proper brake operation;

(3) Has cracks on the friction surface extending to the open edge or on the outside of the drum, particularly at the drum mounting area;

(4) Has a broken disc;

(5) Has cracks on the friction surface extending to the open edge on a disc;

(6) Has defective grease retainers;

(7) Is worn beyond the manufacturer's specifications; or

(8) Has thickness less than the minimum which is stamped on the assembly.

Readopt with amendment and renumber Saf-C 3226.27 through Saf-C 3226.29, effective 1-6-16 (Document #11016) as Saf-C 3222.27 through Saf-C 3222.29 to read as follows and renumber existing Saf-C 3226.26 as Saf-C 3222.26:

Saf-C ~~3226~~3222.27 Vacuum-Booster Power Brake System. A vehicle shall be considered unsafe if:

~~(a) A vehicle shall be rejected with a vacuum booster power brake system if:~~

~~_____ (a1)~~ There are collapsed, broken, chafed or improperly supported hoses and tubes, or loose or broken hose clamps;

~~_____ (b2)~~ There is insufficient vacuum reserve to permit one full brake application after the engine is shut off in accordance with the manufacturer's specifications;

~~_____ (c3)~~ The indicator is activated after one full brake application after the engine is shut off, for vehicles equipped with low vacuum indicators; or

_____(d4) The pedal does not move slightly as the engine is started with pressure on the brake pedal.

Saf-C ~~3226~~3222.28 Parking Brake System. A vehicle shall be considered unsafe if the parking brake system:

~~(a) A vehicle shall be rejected for the parking brake system if:~~

_____(a1) The parking brake control cannot be reached when the driver is in a seated position;

_____(b2) The operating mechanism fails to hold the brakes in the applied position without a manual effort;

_____(c3) The operating control "bottoms" before the brakes are fully applied;

_____(d4) The parking brakes do not fully apply and release when the driver control is operated;

_____(e5) The parking brake system is insufficient to hold the vehicle to the limit of traction on a grade either facing forward or rearward, with the vehicle in neutral;

_____(f6) The parking brake system does not hold the vehicle with engine slightly accelerated in low gear;
or

_____(g7) There are any non-manufactured holes or cracks in the spring brake housing section of a parking brake.

Saf-C ~~3226~~3222.29 Rear Protection Device.

(a) Each vehicle with a gross vehicle weight in excess of 10,000 pounds, except truck tractors and vehicles engaged in drive-away or tow-away operations, shall be equipped with a rear end protection device, if the chassis assembly, when unloaded, has a clearance at the rear end which is more than 30 inches above the ground.

(b) The base of the rear end protection device shall be no more than 30 inches above the ground and shall be within 18 inches of each side of the vehicle.

(c) This section shall not apply to vehicles constructed and maintained so that the body, chassis or other part of the vehicle affords protection to the rear end.

Change part header Saf-C 3227 to Saf-C 3223 to read as follows:

PART Saf-C ~~3227~~3223 TRAILERS AND SEMI-TRAILERS

Repeal Saf-C 3227.01 and Saf-C 3227.02, effective 1-6-16 (Document #11016), as follows:

~~Saf C 3227.01 Inspection Required.~~

~~(a) All trailers, semi-trailers and full trailers with a registered weight of 10,001 pounds or more shall be inspected unless otherwise noted in RSA 266:1-b.~~

~~(b) Trailers shall comply with the provisions of RSA 266:30 pertaining to brakes, and RSA 266:63 pertaining to safety chains or cables.~~

~~_____(c) Pursuant to RSA 266:60-a and Saf C 3226.20, all motor home trailers that have a motor vehicle registration shall be equipped with a fire extinguisher having an Underwriters' Laboratories rating of 5 B:C or more that is in good working condition, securely mounted and in a readily accessible location to the driver.~~

~~(d) All trailers 10,000 pounds and less gross vehicle weight rating shall be subject, as other vehicles are, to periodic roadside inspection by law enforcement offices to determine that they have the proper required and fully functional safety equipment pursuant to RSA 266:1-b, I.~~

~~Saf-C 3227.02 Inspection Period.~~

~~(a) All trailers required to be inspected shall be inspected annually during the owner's month of birth or the month set forth in Saf-C 3203.03, for a corporation.~~

~~(b) Any newly registered trailer requiring an inspection shall be inspected within 10 days from the date of registration.~~

Readopt with amendment and renumber Saf-C 3227.03 through Saf-C 3227.16, effective 1-6-16 (Document #11016) as Saf-C 3223.01 through Saf-C 3223.14, to read as follows:

Saf-C ~~3227~~3223.01~~3~~ Trailer, Semi-Trailer and Full Trailer Brakes. A trailer, semi-trailer or full trailer shall be considered unsafe if:

~~(a) A trailer, semi-trailer or full trailer shall be rejected if:~~

~~_____ (a1) The brakes do not adequately control and stop the trailer;~~

~~_____ (b2) The brakes do not apply at the same time as the service brake of the towing vehicle, or are adjusted so as to start braking prior to the service brake of the towing vehicle;~~

~~_____ (c3) The brakes do not apply at a faster rate than the service brake of the towing vehicle;~~

~~_____ (d4) The brakes do not prevent side-sway of the trailer, semi-trailer or full trailer during braking;~~

~~_____ (e5) The brake linings are worn below 4/32 inch for a trailer with a gross vehicle weight rating in excess of 10,000 pounds up to 26,000 pounds, and 6/32 inch for a trailer with a gross vehicle weight rating in excess of 26,001 pounds;~~

~~_____ (f6) Any brake line, hose or electrical component is defective.~~

~~_____ (g7) Any brake drum or disc:~~

~~_____ (1)a. Shows evidence of mechanical damage other than wear;~~

~~_____ (2)b. Has contaminants, including but not limited to, rust, pitting, delamination, oil, grease, or any other substance that would affect proper brake operation;~~

~~_____ (3)c. Has cracks on the friction surface extending to the open edge or on the outside of the drum, particularly at the drum mounting area;~~

~~_____ (4)d. Has a broken disc;~~

~~_____ (5)e. Has cracks on the friction surface extending to the open edge on a disc;~~

~~_____ (6)f. Has defective grease retainers;~~

~~_____ (7)g. Is worn beyond the manufacturer's specifications; or~~

~~_____ (8)h. Has thickness less than the minimum which is stamped on the assembly.~~

Saf-C ~~3227~~3223.04~~2~~ Trailer or Semi-Trailer Parking Brake (Air Brakes Only).

(a) A trailer with air brakes shall be considered unsafe~~rejected~~ if:

- (1) The trailer brakes do not fully apply and release when the driver control is operated;
- (2) The trailer brakes do not automatically apply when the air pressure is 45 psi or less;
- (3) The trailer brakes automatically apply when the air pressure is in excess of 45 psi;
- (4) The trailer brakes do not automatically apply when the connecting hoses of the trailer are disconnected; or
- (5) There is detectable leakage back through the trailer when the connecting hoses of the trailer are disconnected.

(b) A vehicle with heavy duty air-activated disc brakes shall be considered unsafe~~rejected~~ if the slack adjustment or air chamber stroke does not fall within the manufacturer's recommended tolerance.

Saf-C 32273223.053 Anti-Lock System. A trailer shall be considered unsafe~~rejected~~ if the anti-lock device does not light momentarily when the ignition is on or during cranking, or if the light stays on for more than one minute after the vehicle is started.

Saf-C 32273223.064 Emergency Brakes. A trailer shall be considered unsafe if:

~~(a) A trailer shall be rejected if:~~

(a) The emergency brakes do not automatically apply when the breakaway safety mechanism is operated; or

(b) The emergency brakes do not release when the breakaway safety mechanism is returned to the normal position.

Saf-C 32273223.075 Taillamps, Clearance Lamps, Reflectors. A trailer shall be considered unsafe if:

~~(a) A trailer shall be rejected if:~~

(a) It does not comply with the tail lamp and reflector requirements of RSA 266:43 through RSA 266:45;

(b) It does not comply with the clearance lamp requirements of RSA 266:40; or

(c) The lenses are broken, obscured or improperly mounted.

Saf-C 32273223.086 Brake Wiring Connections. A trailer shall be considered unsafe~~rejected~~ if any portion of the electrical system shows signs of burning, short-circuiting or bare or uninsulated wires.

Saf-C 32273223.097 Tire Flaps and Guards. A trailer shall be considered unsafe~~rejected~~ if it is not equipped with suitable fender guards or flaps, which effectively reduces the throw, spray or splash likely to be emitted from any wheel or tire.

Saf-C ~~32273223.408~~ Tires. A trailer shall be ~~considered unsafe/rejected~~ if any tire does not comply with the requirements of Saf-C 3211.01 through Saf-C 3211.06.

Saf-C ~~32273223.419~~ Stop Lights and Turn Signals. A trailer shall be ~~considered unsafe/rejected~~ if it is not equipped with operating stop lights and turn signals.

Saf-C ~~32273223.4210~~ Landing Gear. A semi-trailer or full trailer shall be ~~considered unsafe/rejected~~ if any landing gear parts are broken or missing, or the landing gear does not work properly.

Saf-C ~~32273223.4311~~ Trailer Safety Chains. A trailer shall be ~~considered unsafe/rejected~~ if it is not equipped with safety chains pursuant to RSA 266:63.

Saf-C ~~32273223.44012~~ Rear End Protection. A semi-trailer or full trailer shall be equipped with a bumper or rear end protection which shall be no more than 30 inches above the ground and within at least 18 inches of each side. Pole trailers, pulpwood trailers and trailers towed in a driveway-towaway operation shall be exempt from this section.

Saf-C ~~32273223.4513~~ Body and Frame. A trailer shall be ~~considered unsafe/rejected~~ if the flooring and floor beds are not able to support occupants and cargo, or the frame is not solid.

Saf-C ~~32273223.4614~~ Dimensions, Requirements.

(a) All trailers shall comply with the height, length and width requirements of RSA 266:11 and RSA 266:12.

(b) A semi-trailer or full trailer shall be ~~considered unsafe/rejected~~ if it exceeds 13 feet 6 inches in height and 102 inches in width, unless the owner displays a valid over dimension permit issued by the department of transportation.

(c) A semi-trailer shall be ~~considered unsafe/rejected~~ if it exceeds 53 feet in length and a full trailer shall be ~~considered unsafe/rejected~~ if it exceeds 28 feet in length, unless the owner displays a valid over dimension permit by the department of transportation.

Repeal Saf-C 3228, effective 1-6-16 (Document # 11016) as follows:

~~PART Saf-C 3228 MOTORCYCLE INSPECTION REQUIREMENTS~~

~~Saf-C 3228.01 Motorcycle Inspection Required.~~

~~(a) Motorcycles shall be inspected as follows:~~

~~(1) Annually, by July 1 of each year; and~~

~~(2) Biennially, by July 1 of each year, for antique motorcycles 40 or more model years old.~~

~~(b) Notwithstanding (a) above, any newly registered motorcycle shall be inspected within 10 days from the date of registration, pursuant to RSA 266:1, IV.~~

Readopt with amendment and renumber Saf-C 3229, effective 1-6-16 (Document #11016) as Saf-C 3224 to read as follows:

PART Saf-C ~~3229~~3224 MOTORCYCLE STEERING, ALIGNMENT AND SUSPENSION

Saf-C ~~3229~~3224.01 Steering System. A motorcycle shall be ~~considered unsafe~~rejected if the steering system is maladjusted, ~~or worn~~ or does not meet the manufacturer specifications.

Saf-C ~~3229~~3224.02 Suspension. Each motorcycle shall be equipped with a suspension system on at least the front wheel. All suspension systems shall be effective in reducing road shock and designed to maximize the stability of the motorcycle.

Saf-C ~~3229~~3224.03 Wheel Alignment. The rear wheel of a 2 wheel motorcycle shall track behind the front wheel within plus or minus one inch to either side where both wheels lie in a vertical plane.

Saf-C ~~3229~~3224.04 Steering Head. The steering head shall be provided with a bearing or similar device which allows the steering shaft to turn freely in a rotating fashion.

Saf-C ~~3229~~3224.05 Front Wheel Geometry.

(a) All motorcycles shall meet the following for the front wheel geometry:

- (1) Maximum rake - 45 degrees;
- (2) Minimum rake - 20 degrees;
- (3) Maximum trail - 14 inches positive; and
- (4) Minimum trail - 2 inches positive.

(b) The requirements set forth in (a)(2) and (a)(4) above shall not apply to 3 wheel motorcycles.

Saf-C ~~3229~~3224.06 Handlebars or Grips. Pursuant to RSA 266:77, the handlebars or grips of each motorcycle shall be no higher than the shoulder level of the driver when in the seat or saddle.

Saf-C ~~3229~~3224.07 Handlebars.

(a) The handlebars of each motorcycle shall provide leverage for steering and be capable of withstanding a minimum force of one hundred pounds applied to each handgrip in any direction, and there shall be no back and forth, or side to side movement at the handlebar mount through the riser bushings.

(b) The handlebars of each motorcycle shall not restrict the front fork movement and be capable of vertical adjustment.

(c) The handlebars of each motorcycle shall provide a minimum of 18 inches between ends after final assembly.

(d) Pursuant to RSA 266:77, the handlebars of each motorcycle shall not be improvised, defective or repaired.

Saf-C ~~3229~~3224.08 Handgrips. The handlebars of each motorcycle shall be equipped with grips of a non-slip surface.

Saf-C ~~3229~~3224.09 Wheel Tracking Alignment.

(a) A motorcycle shall be ~~considered unsafe~~~~rejected~~ if the wheel tracking alignment deviates from the following requirements by more than one inch in any direction:

- (1) The wheels of a 2 wheel motorcycle shall track in the same plane when the motorcycle is traveling along a straight line;
- (2) The line of traction of the rear wheels of a 3 wheel motorcycle shall be perpendicular to the axle on which they are mounted; and
- (3) The line of traction of the rear wheels of a 3 wheel motorcycle shall be parallel to the front wheel.

(b) A motorcycle shall be ~~considered unsafe~~~~rejected~~ if it is not equipped with an adjustment feature that provides wheel tracking.

Saf-C ~~3229~~3224.10 Dual Wheel Front Steering, Alignment and Suspension. Motorcycles equipped with ball joint style front suspension shall be ~~considered unsafe~~~~rejected~~ if:

(a) The vehicle is misaligned from component looseness or suspension damage that affects the safe operation of the vehicle;

(b) The wheel camber, caster or toe-in exceeds the manufacturer's specifications, which affects the safe operation of the vehicle;

(c) Steering wheel lash or free-play exceeds 3 inches of total movement at steering wheel rim or 2 inches on power-steering equipped vehicles, before the front wheels or the steering wheel moves, except those designed for handicapped operators, is not circular or equivalent in size and material strength as approved by the manufacturer if so equipped with a steering wheel;

(d) The front wheels cannot be turned from full right to full left lock without binding or interference;

(e) Shear capsule, if so equipped, on energy-absorbing steering column is separated from bracket, there is general looseness of the steering wheel and column or the steering wheel and column can be moved as a unit;

(f) Steering gear, component part, or mounting is loose;

(g) Electronic steering component is faulty;

(h) Power steering fluid is below minimum level indicated by manufacturer;

(i) Visual observation reveals excessive dry rot, or cracks on the hose or belt, or foreign contaminant on a belt, which could result in failure;

(j) Steering linkage free-play exceeds the manufacturer's specifications ~~or is:~~

~~a. In excess of 1/4 inch, for wheels 16 inches or less in diameter;~~

~~b. In excess of 3/8 inch, for wheels 17 or 18 inches in diameter; and~~

~~c. In excess of 1/2 inch, for wheels over 18 inches in diameter;~~

(k) Any wheel bearing exceeds the manufacturer's tolerance for looseness;

(l) Any ball joint is broken, cracked, or exceeds manufacturer's specifications; or

(m) Any ball joint without a wear indicator has movement in excess of the manufacturer's specifications, as measured with a pry bar, using only enough pressure to lift the wheel assembly to prevent unnecessary ball joint replacement.

Readopt with amendment and renumber Saf-C 3230, effective 1-6-16 (Document #11016) as Saf-C 3225 to read as follows:

PART Saf-C ~~3230~~ 3225 MOTORCYCLE SHOCK ABSORBERS

Saf-C ~~3230~~ 3225.01 Shock Absorbers.

(a) A motorcycle shall be considered unsafe~~rejected~~ if any shock absorber:

- (1) Is missing;
- (2) Shows signs of oil leakage, other than slight dampness;
- (3) Has worn, destroyed or missing rubber bushings; or
- (4) Has any broken, loose or missing mounting.

Readopt with amendment and renumber Saf-C 3231, effective 1-6-16 (Document #11016) as Saf-C 3226 to read as follows:

PART Saf-C ~~3231~~ 3226 MOTORCYCLE BRAKES

Saf-C ~~3231~~ 3226.01 Inspection of Service Brake. A motorcycle shall be considered unsafe if:

~~(a) A motorcycle shall be rejected if:~~

~~_____ (a1)~~ The operator is unable to maintain brake pedal height with moderate foot force for one minute;

~~_____ (b2)~~ Less than 1/5 of the total available pedal travel remains when the pedal is depressed with moderate foot force;

~~(3) Any drum, disc or rotor has been turned down in excess of the manufacturer's specifications;~~

~~(4) Brake linings or pads are contaminated with foreign material so that it interferes with operation of the brake;~~

~~(5) Brake drums or discs have cracks on the friction surface extending to the edge of the bore or periphery of the disc, or shows evidence of mechanical damage other than wear;~~

~~_____ (c6)~~ Fluid level in the master cylinder is below the half full point, or below minimum level per manufacturer specification;

~~_____ (d7)~~ Fluid is leaking from the master or wheel cylinder;

~~_____ (e8)~~ Hydraulic hoses or tubing are missing, worn or cracked;

~~(9) Mechanical parts are missing, broken or worn;~~

~~_____ (f10)~~ There is high friction in the brake pedal and linkage or in the brake components; or

~~_____ (g44)~~ Brake operating levers are improperly positioned or misaligned;

~~(12) Brake pads or shoes are worn to within 2/32 inch at the thinnest point or 2/32 inch of any rivet; or~~

~~(13) Any wheel fails to indicate braking action.~~

Readopt with amendment and renumber Saf-C 3232, effective 1-6-16 (Document #11016) as Saf-C 3227 to read as follows:

PART Saf-C ~~3232~~227 MOTORCYCLE INSTRUMENTATION

Saf-C ~~3232~~227.01 Odometer.

(a) A motorcycle shall be considered unsafe~~rejected~~ if:

(1) It is not equipped with an odometer, except if it is a trail bike pursuant to RSA 215-A:39;

~~(2) The odometer has been tampered with or removed; or~~

~~(3) The odometer does not work.~~

~~(b) Pursuant to RSA 266:60, if the motorcycle was manufactured after January 1, 1972, the odometer shall be tamper resistant.~~

Saf-C ~~3232~~227.02 Speedometer.

(a) A motorcycle shall be considered unsafe~~rejected~~ if:

(1) It is not equipped with a speedometer, except if it is a trail bike pursuant to RSA 215-A:39;

~~(2) The speedometer does not work; or~~

~~(3) The speedometer has been tampered with or removed.~~

Change part header Saf-C 3233 to Saf-C 3228 to read as follows:

PART Saf-C ~~3233~~228 MOTORCYCLE ELECTRICAL SYSTEM

Repeal Saf-C 3233.01, effective 1-6-16 (Document #11016) as follows:

~~Saf-C 3233.01 Horn.~~

~~(a) A motorcycle shall be rejected if:~~

~~(1) The horn is not securely fastened in the location set forth by the manufacturer;~~

~~(2) The horn cannot be heard by a person 200 feet from the motorcycle;~~

~~(3) The horn does not work;~~

~~(4) The button or switch that activates the horn is located in such a position that the operator cannot reach it without letting go of the handgrips; or~~

~~(5) It is not equipped with a horn, pursuant to RSA 266:54.~~

Readopt with amendment and renumber Saf-C 3233.02, effective 1-6-16 (Document #11016) as Saf-C 3228.01 to read as follows:

Saf-C ~~3233~~3228.02-01 Wiring and Switches. A motorcycle shall be considered unsafe if:

~~(a) A motorcycle shall be rejected if:~~

~~_____ (a1)~~ Any electrical switch is not in good condition or is not attached;

~~_____ (b2)~~ Any electrical switch does not work;

~~_____ (c3)~~ Any portion of the electrical wiring shows signs of burning, short circuiting, or bare or uninsulated wires;

~~_____ (d4)~~ The wiring is improperly installed; or

~~_____ (e5)~~ Any connection is not tight.

Readopt with amendment and renumber Saf-C 3234.01 and Saf-C 3234.02, effective 1-6-16 (Document #11016) as Saf-C 3229.01 and Saf-C 3229.02 to read as follows:

PART Saf-C ~~3234-3229~~ MOTORCYCLE WHEELS AND TIRES

Saf-C ~~3234~~3229.01 Tire Pressure. Tire pressure shall be checked with an air pressure gauge and a motorcycle shall be considered unsafe~~rejected~~ if inflation pressures are below the manufacturer's specifications.

Saf-C ~~3234~~3229.02 Cord Exposure. A motorcycle shall be considered unsafe~~rejected~~ if any tire has a worn spot that exposes the cord through the tread.

Repeal Saf-C 3234.03 through Saf-C 3234.05, effective 1-6-16 (Document #11016) as follows:

~~Saf C 3234.03 Fabric Breaks, Cuts and Blowout Repairs.~~

~~(a) A motorcycle shall be rejected if a tire has:~~

~~(1) A fabric break;~~

~~(2) A cut, break or weather crack which is:~~

~~a. In excess of one inch in any direction as measured on the outside of the tire; or~~

~~b. Deep enough to reach the body cords;~~

~~(3) Temporary repairs made with blowout patches or boots;~~

~~(4) Any bumps, bulges or knots related to separation or partial failure of the tire structure;~~

~~(5) Any portion of the ply or cord structure exposed through the tread; or~~

~~(6) A portion of the tread completely worn, which is of sufficient size to affect the traction and stopping ability of the tire.~~

~~Saf C 3234.04 Tread Depth.~~

~~(a) A tread depth measuring gauge shall be used to measure tread depth. Readings shall be taken in the major tread groove nearest to the center of the tire at 2 points along the circumference of the tire, not closer than 15 inches.~~

~~(b) If a tire has the tread design running across the tire or is a siped tire, readings shall be taken at or near the center of the tire at 2 points along the circumference of the tire, not closer than 15 inches.~~

~~(c) Pursuant to RSA 266:51, a motorcycle shall be rejected if the tread depth is less than 2/32 inch at both points where tread depth measurements were made.~~

~~Saf-C 3234.05 Regrooved Tires. Pursuant to RSA 266:47, a motorcycle shall be rejected if it is equipped with one or more regrooved tires.~~

Readopt with amendment and renumber Saf-C 3234.06 and Saf-C 3234.07, effective 1-6-16 (Document #11016) as Saf-C 3229.03 and Saf-C 3229.04 to read as follows:

Saf-C ~~3234~~3229.06-03 Wheels. A motorcycle shall be considered unsafe~~rejected~~ if any portion of the wheel is bent, cracked, rewelded, damaged, has any loose or broken spokes or any other defect that affects the safe operation of the motorcycle.

Saf-C ~~3234~~3229.07-04 Tire Width. A motorcycle shall be considered unsafe~~rejected~~ if not equipped with proper fenders to prevent the throw of, spray, or splash of water, dirt or other matter. Tires shall not extend beyond fender lines.

Readopt with amendment and renumber Saf-C 3235, effective 1-6-16 (Document #11016) as Saf-C 3230 to read as follows:

PART Saf-C ~~3235-3230~~ MOTORCYCLE FUEL SYSTEM

Saf-C ~~3235~~3230.01 Fuel System. A motorcycle shall be considered unsafe if:

~~(a) A motorcycle shall be rejected if:~~

~~(1) There is vapor or fuel leakage in any portion of the fuel system;~~

~~(2) Any portion of the fuel system is not securely fastened;~~

~~(3) The fuel system is equipped with a fuel filler cap that does not meet the manufacturer's specifications;~~

(a4) The fuel line is positioned in such a manner so that it contacts the engine head, manifold, exhaust system, high temperature surfaces or moving parts;

(b5) The fuel system is not vented; or

(c6) The fuel system is not equipped with a fuel cutoff valve.

Readopt with amendment and renumber Saf-C 3236.01 and Saf-C 3236.02, effective 1-6-16 (Document #11016) as Saf-C 3231.01 and Saf-C 3231.02 to read as follows:

PART Saf-C ~~3236-3231~~ MOTORCYCLE EXHAUST SYSTEM

Saf-C ~~3236~~3231.01 Modification of Exhaust System. No motorcycle exhaust system shall be modified so that noise levels exceed that provided in RSA 266:59 and RSA 266:59-a.

Saf-C ~~3236~~3231.02 Muffler Jackets or Flexible Pipe Prohibited. There shall be no muffler jackets or flexible pipe used in any exhaust system. Self-sealing, flexible pipe may be used if standard pipe is not available.

Readopt with amendment and renumber Saf-C 3236.04, effective 1-6-16 (Document #11016) as Saf-C 3231.03 to read as follows:

Saf-C ~~3236~~3231.~~04~~03 Exhaust System. A motorcycle shall be considered unsafe if:

~~(a) A motorcycle shall be rejected if:~~

~~_____ (a1)~~ It has no muffler;

~~_____ (b2)~~ It has a straight pipe exhaust system, as defined in RSA 266:59, IV;

~~_____ (c3)~~ There are holes, rusted or worn surfaces on the muffler, resonator, exhaust pipes, heat shields or supporting hardware;

~~_____ (d4)~~ There are loose or leaking joints, seams or damaged baffles inside the muffler;

~~_____ (e5)~~ Any portion of the exhaust system is not securely fastened;

~~_____ (f6)~~ The tail pipe end is pinched or damaged;

~~_____ (g7)~~ Heat shielding is not present in areas where contact could be made by the driver or passengers in a seated position;

~~_____ (h8)~~ There is excessive noise or a muffler cutout, bypass or similar device which allows excessive or unusual noise, pursuant to RSA 266:59 or RSA 266:59-a; or

~~_____ (i9)~~ Excessive fumes, smoke, flame, gas, oil or fuel residue escapes in violation of RSA 266:59.

Repeal Saf-C 3237 and Saf-C 3238, effective 1-6-16 (Document #11016) as follows:

~~PART Saf-C 3237 MOTORCYCLE SPARK ARRESTERS~~

~~Saf-C 3237.01 Spark Arresters. A motorcycle shall be rejected if it was originally equipped with a spark arrester which has been removed or replaced with other than U.S. Forest Service approved equipment.~~

~~PART Saf-C 3238 MOTORCYCLE GLASS AND GLAZING~~

~~Saf-C 3238.01 Discolored Glass. A motorcycle shall be rejected if the glass is discolored to the extent that the driver's clear view is restricted to less than 200 feet ahead of the motorcycle.~~

Readopt with amendment and renumber Saf-C 3239, effective 1-6-16 (Document #11016) as Saf-C 3232 to read as follows:

PART Saf-C ~~3239~~3232 MOTORCYCLE REAR VIEW MIRRORS

Saf-C ~~3239~~3232.01 Rear View Mirror. A motorcycle shall be considered unsafe if:

~~(a) A motorcycle shall be rejected if:~~

~~(1) It is not equipped with a rear view mirror;~~

~~(2) The rear view mirror is loosely mounted, so that the driver's rear vision is impaired;~~

~~(3) The rear view mirror is mounted in a position so that it cannot be adjusted from the driver's seat;~~

~~(4) The driver's rear vision is obscured because the glass is cracked, pitted or clouded;~~

_____ ~~(a5)~~ The rear view mirror has sharp edges; or

_____ ~~(b6)~~ The rear view mirror is less than 2 inches in diameter.

Readopt with amendment and renumber Saf-C 3240, effective 1-6-16 (Document #11016) as Saf-C 3233 to read as follows:

PART Saf-C ~~3240-3233~~ OTHER MOTORCYCLE EQUIPMENT

Saf-C ~~3240~~3233.01 Other Equipment. A motorcycle shall be considered unsafe if:

~~(a) A motorcycle shall be rejected if:~~

_____ ~~(a1)~~ A primary or secondary drive chain or belt is not equipped with a guard or covering device to prevent contact with the driver or passenger;

_____ ~~(b2)~~ It is designed to carry more than one person and does not have a handhold equivalent to the manufacturer's specifications;

_____ ~~(c3)~~ It is not equipped with footrests for each person the motorcycle is designed to carry;

_____ ~~(d4)~~ It has footrests which are not accessible to a passenger's feet, or a footrest which does not fold to the rear or upward when the footrests protrude beyond the width of any portion of the motorcycle frame or motor; or

_____ ~~(e5)~~ In the event it is equipped with highway bars:

_____ ~~(1)a-~~ The highway bars have a width greater than 32 inches;

_____ ~~(2)b-~~ The highway bars are located 15 inches or more from the foot controls; or

_____ ~~(3)e-~~ The highway bars interfere with the safe operation of the foot controls.

Readopt with amendment and renumber Saf-C 3241.01, effective 1-6-16 (Document #11016) as Saf-C 3234.01 to read as follows:

PART Saf-C ~~3241-3234~~ MOTORCYCLE LIGHTS AND LIGHTING

Saf-C ~~3241~~3234.01 Turn Signal.

(a) A motorcycle shall be considered unsafe~~rejected~~ if it is not equipped with a turn signal lamp system, except if:

(1) It is a trail bike pursuant to RSA 215-A:36; or

(2) It is a motorcycle manufactured prior to January 1, 1973, pursuant to RSA 266:42.

(b) A motorcycle shall be considered unsafe~~rejected~~ if any turn signal lamp or operating unit:

- (1) Is not a type compatible with the original equipment;
- (2) Is not in the position designated by the manufacturer;
- (3) Does not function properly;
- (4) Is not properly directed;
- (5) Is obscured; or
- (6) Has a self-canceling mechanism that does not function properly.

Repeal Saf-C 3241.02 and Saf-C 3241.03, effective 1-6-16 (Document #11016) as follows:

~~Saf-C 3241.02 Emergency Lights.~~

~~(a) A motorcycle shall be rejected if:~~

- ~~(1) It is equipped with emergency lights in violation of RSA 266:74;~~
- ~~(2) The emergency lights do not comply with the color requirements of these rules; or~~
- ~~(3) The emergency lights do not comply with the location requirements of these rules.~~

~~Saf-C 3241.03 Lamps.~~

~~(a) A motorcycle shall be rejected if:~~

- ~~(1) Any bulb, or lamp fails to light or does not function properly;~~
- ~~(2) The turn signal lamps fail to light when the turn signal lever is moved to the "on" position;~~
- ~~(3) Any lamp shows a color not permitted by law;~~
- ~~(4) Any lamp fails to light the proper filament when switched on;~~
- ~~(5) Any lamp or reflector does not direct light in the proper direction;~~
- ~~(6) Auxiliary equipment is placed on or in front of any lamp;~~
- ~~(7) Any lamp assembly, or any portion thereof, is improperly fastened or installed;~~
- ~~(8) Any lamp has a cracked, broken or missing lens or reflex reflector; or~~
- ~~(9) Any lamp or reflex reflector is not a type compatible with the original equipment.~~

Repeal Saf-C 3242, effective 1-6-16 (Document #11016) as follows:

~~PART Saf-C 3242 MOTORCYCLE HEADLAMP AIM~~

~~Saf-C 3242.01 Fog Lamp and Auxiliary Lamp Aim. A motorcycle shall be rejected if the aim of the high intensity zone of the auxiliary lamps or fog lamps exceeds the limits imposed on the aim of the high intensity zone of the respective headlamp low beam.~~

Readopt with amendment and renumber Saf-C 3243, effective 1-6-16 (Document #11016) as Saf-C 3235 to read as follows:

PART Saf-C ~~3243~~-3235 MOTORCYCLE BODY OR CHASSIS

Saf-C ~~3243~~3235.01 Body Damage. A motorcycle shall be considered unsafe if:

~~(a) A motorcycle shall be rejected if:~~

(a1) The body components or sheet metal have tears, sharp edges or protruding areas which present a safety hazard to any person;

(b2) Any fender:

(1)a- Is missing;

(2)b- Is improperly installed;

(3)e- Provides inadequate protection from road debris;

(4)d- Interferes with the safe operation of the motorcycle; or

(5)e- Is not a type compatible with the original equipment; or

(c3) Any weld or structural component of the frame assembly is cracked or broken.

Change part header Saf-C 3244 to Saf-C 3236 to read as follows:

PART Saf-C ~~3244~~-3236 STREET RODS

Repeal Saf-C 3244.01 and Saf-C 3244.02, effective 1-6-16 (Document #11016) as follows:

~~Saf-C 3244.01 Inspection Required.~~

~~(a) All street rods shall be inspected annually during the month of April.~~

~~(b) Notwithstanding (a) above, a newly registered street rod shall be inspected within 10 days from the date of registration.~~

~~Saf-C 3244.02 Verification of Information. Prior to inspecting any street rod, the mechanic shall examine the registration certificate pursuant to Saf-C 3210 and the certificate of verification.~~

Readopt with amendment and renumber Saf-C 3244.03 and Saf-C 3244.04, effective 1-6-16 (Document #11016) as Saf-C 3236.01 and Saf-C 3236.02 to read as follows:

Saf-C ~~3244~~3236.031 Steering, Front End and Suspension. A street rod shall be considered unsafe if:

~~(a) A street rod shall be rejected if:~~

(a1) There is a broken spring leaf, spring shackle, airbags if so equipped, coil, sway bar, or any connecting part and does not meet the requirements set forth in Saf-C 3211.07 (a) (4) through (13);

(b2) The steering wheel is less than 13 inches in diameter; or

~~(c3)~~ Pursuant to RSA 266:113, IV, the ground clearance is such that the street rod is not able to be in motion and functional while on its 4 rims on a flat surface, and any portion of the suspension, steering or chassis touches that surface.

Saf-C 3244.04 Brakes and Parking Brake.

(a) A street rod shall be considered unsafe~~rejected~~ if:

~~(1) If it does not meet the requirements set forth in Saf-C 3212.02(a) (1), (2), (6), and (7) (22);~~

~~(12)~~ Brake pedal reserve shows that less than 1/5 of the total service brake pedal travel remains when the pedal is depressed and held, or if the pedal height cannot be maintained for 10 seconds with moderate foot force;

~~(23)~~ The parking brake:

- a. Does not hold the street rod with engine slightly accelerated in low gear; or
- b. The pedal or lever reaches its limit before the brakes are set;

~~(34)~~ Fluid is leaking from the master cylinder, calipers, wheel cylinders or, parts are missing, improperly retained or not in good working condition;

~~(45)~~ Hydraulic hoses, tubing or connections are leaking, chaffed, restricted, crimped, cracked, broken, corroded, flattened or insecurely fastened;

~~(56)~~ Any mechanical linkage parts are missing, broken or badly worn;

~~(67)~~ There is high friction in the brake pedal and linkage or in the brake components; or

~~(78)~~ On vacuum booster power brakes:

- a. Any hose or tube is leaking, collapsed, broken, badly chafed or improperly supported;
- b. Any clamp is loose, missing or broken; or
- c. The service brake pedal does not move slightly when the engine is started.

Repeal Saf-C 3244.05 and Saf-C 3244.06, effective 1-6-16 (Document #11016) as follows:

Saf-C 3244.05 Odometer.

~~(a) A street rod shall be rejected if:~~

~~(1) It is not equipped with an odometer;~~

~~(2) The odometer has been tampered with or removed; or~~

~~(3) The odometer does not work.~~

Saf-C 3244.06 Speedometer.

~~(a) A street rod shall be rejected if;~~

~~(1) It is not equipped with a speedometer;~~

~~(2) The speedometer has been tampered with or removed; or~~

~~(3) The speedometer does not work.~~

Readopt with amendment and renumber Saf-C 3244.07 through Saf-C 3244.16, effective 1-6-16 (Document #11016) as Saf-C 3236.03 through Saf-C 3236.12 to read as follows:

Saf-C ~~3244~~3236.073 Transmission.

(a) A street rod shall be considered unsafe~~rejected~~ if it does not have a functional reverse gear which enables it to be backed under power.

(b) If equipped with an automatic transmission, a street rod shall be considered unsafe~~rejected~~ if:

(1) The transmission shift lever sequence does not have a neutral position; or

(2) The street rod moves on a grade while in the “park” position.

Saf-C ~~3244~~3236.084 Electrical System.

(a) A street rod shall be considered unsafe~~rejected~~ if:

(1) The horn does not meet the requirements ~~set forth in Saf-C 3214.01~~pursuant to RSA 266:54;

(2) The starter on a street rod equipped with an automatic transmission operates when the gear selector is in any position other than park or neutral; or

(3) Any portion of the electrical system shows signs of burning, short-circuiting or bare or uninsulated wires.

Saf-C ~~3244~~3236.095 Lights and Lighting.

(a) A street rod shall be considered unsafe~~rejected~~ if any turn signal lamp or operating unit:

(1) Does not function properly;

(2) Is not properly directed;

(3) Is obscured; or

(4) Has a self-canceling mechanism that does not function properly.

(b) A street rod shall be equipped with emergency lights which meet the requirements set forth in Saf-C 3215.02(a);

(c) A street rod shall be considered unsafe~~rejected~~ if:

(1) Any bulb, or lamp fails to light or does not function properly;

(2) Any bulb, lamp or reflector does not meet the manufacturer’s specifications or violates federal motor vehicle safety standards;

(3) Turn signal lamps fail to light when the turn signal lever is moved to the “on” position, or flashes less than 60 or more than 120 cycles a minute;

(4) The back-up light system does not turn off automatically when the vehicle is moved forward, if the light system is designed to turn off and if the vehicle is so equipped;

(5) Any lamp shows a color inconsistent with the following:

- a. Headlamps shall show a white light and colored headlamps;
- b. Colored headlamps, covers or tinted lenses shall not be permitted;
- c. License plate lamps shall show a white light;
- d. Directional signals shall show an amber or white light to the front and an amber or red light to the rear;
- e. Tail and brake lamps shall show a red light; and
- f. Clearance lamps shall show a red light to the rear and an amber light to the front;

(6) Any lamp or reflector does not direct light in the proper direction;

(7) Auxiliary equipment is placed on or in front of any lamp;

(8) Any lamp assembly, or any portion thereof, is improperly fastened or installed; or

(9) Any lamp has a cracked, broken or missing lens or reflex reflector.

(d) A street rod shall be equipped with auxiliary driving lamps and fog lamps shall comply with the requirements of Saf-C 3215.05.

(e) A street rod shall be considered unsafe~~rejected~~ if:

(1) A commercially manufactured aimer shows the headlight beam is not straight ahead and 2 degrees down; or

(2) A headlight board shows the headlight beam is not straight ahead and less than 2 inches lower than the horizontal center line of the board, measured 25 feet from the headlamps.

Saf-C ~~3244~~3236.106 Glass, Glazing and Mirrors.

(a) Pursuant to RSA 266:58 and RSA 266:113, II(e), a street rod manufactured on or after January 1, 1936, shall be equipped with safety glass, marked with the proper code number, AS 1, AS 10, DOT code number or Lexan, and shall have safety glass installed whenever replacement is required.

(b) A street rod shall be considered unsafe~~rejected~~ if the inside rear view mirror:

(1) Is loose, so that the driver's rear vision is impaired;

(2) Is located in a position that does not give the driver a clear view of the road at least 200 feet to the rear of the street rod;

(3) Is cracked or broken;

(4) Has sharp edges; or

(5) Does not stay in position when adjusted.

(c) If the rear of the street rod is blocked, the street rod shall be exempt from having a ~~rear-view~~rear-view mirror, as long as the street rod is equipped with an outside mirror that gives the driver a clear view of the road at least 200 feet to the rear of the street rod.

(d) A street rod with tinted glass shall be ~~considered unsafe~~rejected unless the glass complies with the requirements of RSA 266:58-a or a waiver has been obtained pursuant to Saf-C 2500.

(e) Curtains shall be permitted on any window other than the windshield and windows to the right and left of the driver, as long as the street rod is equipped with outside mirrors, on the left and the right side of the driver, which affords a clear view of the rear of the street rod.

(f) Rigid plastic glazing, such as "Plexiglass" or "Lexan" shall be permitted in the windows of a street rod in which the windows are frequently broken.

(g) Rigid plastic glazing shall be replaced when it becomes scratched, clouded or worn to the extent the driver's vision is limited or obscured.

(h) Glazing, or "Plexiglass" or "Lexan" shall not be permitted unless it meets the requirements set forth in 49 CFR 393.60. Glazing material used in windshields, windows, and doors on a motor vehicle manufactured on or after December 25th, 1968, shall at a minimum meet the requirements of Federal Motor Vehicle Safety Standard (FMVSS) number 205 in effect on the date of manufacture of the motor vehicle. The glazing material shall be marked in accordance with FMVSS number 205.

Saf-C ~~32443236.117~~ 3236.127 Wipers and Defroster. A street rod shall be considered unsafe if:

~~(a) A street rod shall be rejected if:~~

~~_____ (a1)~~ Pursuant to RSA 266:113, II(f), it is not equipped with an electric or vacuum windshield wiper located in front of the driver;

~~_____ (b2)~~ The wiper blades fail to clear the windshield, so that the driver's vision is limited or obscured;

~~_____ (c3)~~ The rubber section of the wiper blade is worn or missing; or

~~_____ (d4)~~ Pursuant to RSA 266:56, if manufactured after January 1, 1947, it is not equipped with a functional defroster capable of melting snow and ice on the windshield.

Saf-C ~~32443236.128~~ 3236.128 Exhaust System.

(a) The exhaust system, including the exhaust pipe, muffler, resonator, catalytic converter, tailpipe, hangers, brackets and all other component parts shall be inspected for leakage, improper fastening and proper operation.

(b) All street rods shall be equipped with mufflers in good working condition.

(c) A street rod shall be ~~considered unsafe~~rejected if:

(1) It has no tailpipe or muffler;

(2) There is, inside the street rod, an operator controlled device such as a muffler cut-out or muffler by-pass which amplifies or increases the noise emitted by the muffler;

(3) There are holes, rusted or worn surfaces in any component parts or supporting hardware;

- (4) There are loose or leaking joints or leaking seams in any section;
 - (5) Any portion of the exhaust system is not securely fastened;
 - (6) Any portion of the exhaust system passes through the passenger compartment or trunk;
 - (7) Muffler jackets or flexible pipe, which does not seal itself, is used in the exhaust system;
 - (8) The tailpipe end is pinched or damaged;
 - (9) The muffler has loose or missing interior baffles or holes which have been repaired with patches; or
 - (10) Excessive fumes, smoke, flame, gas, oil or fuel residue escapes in violation of RSA 266:59.
- (d) A street rod with an outside exhaust system shall meet the following requirements:
- (1) The muffler shall not give off excessive noise, fumes, smoke, flame, gas, oil or fuel residue;
 - (2) No exhaust gases shall enter the passenger compartment;
 - (3) Any flexi-type exhaust piping shall be self-sealing, free of leaks, holes, patches or defects, properly fastened to the street rod and used only on the exhaust side of the emission control system; and
 - (4) Pursuant to RSA 266:113, III, the exhaust discharge point shall be to the rear of the rear edge of the front door and shall exit exhaust gases away from the street rod.
 - (5) No portion of the exhaust system or exhaust pipe shall extend, in any direction, beyond the limits of the vehicle's body without heat shielding.

Saf-C ~~3244~~3236.~~139~~ Fuel System.

- (a) A street rod shall be considered unsafe~~rejected~~ if:
- (1) There is vapor or fuel leakage anywhere within the fuel system;
 - (2) Any portion of the fuel system is not securely fastened;
 - (3) The fuel system is equipped with a fuel filler cap that does not meet the manufacturer's specifications; or
 - (4) Any portion of the fuel lines are made of material that does not meet federal motor vehicle safety standards.
- (b) A street rod with the fuel tank located within the trunk area shall be considered unsafe~~rejected~~ if the fuel tank is not equipped with a sealed gas cap and a spill-proof vent system which has its discharge opening outside of the body of the street rod.

Saf-C ~~3244~~3236.~~141~~10 Vehicle Body or Chassis.

- (a) A street rod shall be considered unsafe~~rejected~~ if:
- (1) The body components have tears, sharp edges or protruding areas which present a safety hazard to any person;

- (2) Any door is:
 - a. Missing;
 - b. Improperly fastened; or
 - c. Adjusted so that it cannot be tightly closed;
- (3) Any door latch, lock, hinge or handle:
 - a. Is broken;
 - b. Does not work properly; or
 - c. Is defective;
- (4) The floor pan in the passenger compartment or trunk area has a hole, is worn or is rusted so that exhaust gases enter or cannot support occupants;
- (5) Any portion of the transmission is missing or does not function properly;
- (6) The body is damaged so that rear doors, windows, deck lids or other similar items cannot be fully closed and properly sealed, or any other condition or body opening exists which allows exhaust gases to enter the passenger compartment; or
- (7) The frame or other structural components are broken, cracked or rusted to a degree which affects the safety of the street rod.

(b) Welded frames shall be permitted as long as any joints have the equivalent strength of the original frame and the alignment of chassis parts is not affected.

(c) Lap joint welds shall be permitted as long as the joints have the equivalent strength of the original frame.

(d) Hood or carburetor air scoops may be installed on a street rod as long as they meet the requirements set forth in Saf-C 3221.07.

Saf-C ~~32443236.1511~~ 32443236.1612 Seat Belts. Pursuant to RSA 266:113, II(c), a street rod shall be rejected if it is not equipped with a securely anchored federal motor vehicle safety standard seat belt for all occupants.

Saf-C ~~32443236.1612~~ 32443236.1612 Tire and Wheels.

(a) A street rod shall be considered unsafe~~rejected~~ if a tire has:

- (1) A fabric break;
- (2) A cut, break or weather crack which is:
 - a. In excess of one inch in any direction as measured on the outside of the tire; or
 - b. Deep enough to reach the body cords;
- (3) Temporary repairs made with blowout patches or boots;
- (4) Any bumps, bulges or knots related to separation or partial failure of the tire structure;

(5) Any portion of the ply or cord structure exposed through the tread; or

(6) A portion of the tread completely worn, which is of sufficient size to affect the traction and stopping ability of the tire.

(b) A street rod shall be ~~considered unsafe~~rejected if the tread depth measured in a major tread groove nearest the center of the tire is less than 2/32 inch.

(c) Pursuant to RSA 266:47, a street rod shall be ~~considered unsafe~~rejected if it is equipped with one or more regrooved tires.

(d) A street rod shall be ~~considered unsafe~~rejected if:

(1) Radial and bi-ply tires are on the same axle;

(2) Different tire sizes are on the same axle, except for U.S. and metric sizes of compatible construction, dimensions and load capacity;

(3) Tires are marked “for farm use only”, “off highway use only” or “racing only”;

(4) Wheel bolts, studs or lugs are loose, missing or damaged; or

(5) Any portion of the wheel is bent, cracked, re-welded, damaged or has elongated bolt holes that affects the safe operation of the street rod.

Repeal Saf-C 3245.01 and Saf-C 3245.02, effective 1-6-16 (Document #11016) as follows, and renumber existing Saf-C 3245.03 and Saf-C 3245.04 as Saf-C 3237.01 and Saf-C 3237.02

~~PART Saf C 3245 INSPECTION STICKERS~~

~~Saf C 3245.01 Unauthorized Display. No inspection sticker shall be issued or affixed to any vehicle unless the vehicle has been inspected and meets the requirements set forth in applicable laws and these rules.~~

~~Saf C 3245.02 Type. Each inspection sticker shall be selected and examined to ensure that it has not been damaged and that all features are legible.~~

Repeal Saf-C 3245.05, effective 1-6-16 (Document #11016) as follows and renumber existing Saf-C 3245.06 through Saf-C 3245.12 as Saf-C 3237.03 through Saf-C 3237.09 also renumber existing Saf-C 3246 as Saf-C 3238:

~~—Saf C 3245.05 Inspection Sticker Removal. Upon removal of any inspection sticker, the sticker shall be immediately destroyed so as to prevent re-affixing or re-issuing to any vehicle.~~

Repeal Saf-C 3247.01 through Saf-C 3247.02, effective 1-6-16 (Document #11016) as follows:

~~PART Saf C 3247 REJECTION OF VEHICLES~~

~~Saf C 3247.01 Rejection Procedure.~~

~~(a) If, during an inspection, any item does not comply with these rules, the mechanic shall complete the inspection of all other required items.~~

~~(b) The mechanic shall make and retain a list of the items for which the vehicle is being rejected and provide a copy of that list to the vehicle owner or operator.~~

~~Saf C 3247.02 Scope of Rejection. When a vehicle is rejected, an approved mechanic shall not issue an inspection sticker until the cause for rejection has been corrected.~~

Readopt with amendment and renumber Saf-C 3248, effective 1-6-16 (Document #11016) as Saf-C 3239 to read as follows:

PART Saf-C ~~3248~~ 3239 SUSPENSION OF REGISTRATION AND PLATES ~~ADMINISTRATIVE FINES AND HEARINGS~~

Saf-C ~~3248~~ 3239.01 Suspension of registration and plates. ~~Administrative Fines.~~

(a) Pursuant to RSA 261:178, upon receipt of an official request from a law enforcement agency, the director may suspend a person's registration and plates of a motor vehicle for driving or permitting the driving of their vehicle resulting from fines for violations pursuant to RSA 266:8-b, V.

(b) Anyone aggrieved by the action taken pursuant to (a) above shall be entitled to a hearing. A hearing shall be scheduled within 15 days from receipt of the request per the requirements set forth in Saf-C 204.19.

~~(a) For the purposes of this section, a violation means one or more infractions cited as a result of a single review or visit to the inspection station on a specific date.~~

~~(b) For the purposes of establishing a subsequent violation, the subsequent violation shall have occurred within 3 years from the date of the final administrative disposition of the previous violation.~~

~~(c) In the event a hearings examiner recommends a fine as a matter of disposition after a hearing, the fine shall not take effect until the commissioner approves it.~~

~~(d) In the event a fine is imposed pursuant to (c) above, the order from the hearings examiner shall state that payment shall be made within 30 days of receipt of the order.~~

~~(e) For the purposes of (d) above, an order shall be sent by first class mail and receipt shall be presumed to have occurred 3 days after the order is mailed.~~

Repeal Saf-C 3248.02 through Saf-C 3248.06, effective 1-6-16 (Document #11016), as follows:

Saf C ~~3248.02~~ Payment of Fines.

~~(a) In the event a fine is imposed, an inspection station shall pay the fine in full within 30 days of receipt of the order. Fines may be paid by mail or in person.~~

~~(b) In the event a fine is paid by mail, payment shall be in the form of a personal check, cashier's check or money order. All payments of fines by mail shall be addressed to:~~

Department of Safety
Business Office
James H. Hayes Building
33 Hazen Drive
Concord, NH 03305

~~(c) In the event a fine is paid in person, it shall be made at the business office at 33 Hazen Drive, Concord, NH 03305. Payment shall be made in the form of cash, a personal check, cashier's check or money order.~~

~~(d) For the purposes of (b) and (c) above, all checks or money orders shall be made payable to "New Hampshire Department of Safety" or "NH Department of Safety".~~

~~Saf C 3248.03 Protested Checks.~~

~~(a) When any check is in payment of a fine and returned to the department as uncollectible:~~

~~(1) The check shall not be redeposited; and~~

~~(2) The business office shall forward an advisory letter to the signer of the check which contains:~~

~~a. Notification that the check has been returned and the reason;~~

~~b. Notification that the check cannot be redeposited;~~

~~c. A request for restitution of the full amount of the check in addition to the penalty authorized by RSA 6:11-a;~~

~~d. Notification that payment shall be made by certified check, money order or cash;~~

~~e. Notification that payment made by mail, it shall be by certified check or money order; and~~

~~f. Notification that payment shall be made payable to "State of New Hampshire — Administrative Fine Payment", and addressed to:~~

~~Department of Safety
Business Office
James H. Hayes Building
33 Hazen Drive
Concord, N.H. 03305~~

~~(b) Nothing contained in this rule shall preclude the department from:~~

~~(1) Pursuant to Saf C 211.01, suspending any vehicle registered to an inspection station that issued a bad check; or~~

~~(2) Pursuant to RSA 638:4, seeking criminal prosecution of any person or inspection station that issued a bad check.~~

~~Saf C 3248.04 Nonpayment of Fines.~~

~~(a) In the event the department does not receive a fine payment by its due date, the department shall send notice to the inspection station to appear at an administrative hearing to show cause why all inspection station privileges should not be suspended or revoked for nonpayment of the administrative fine.~~

~~(b) The hearing shall be scheduled no earlier than 14 days from the date of the notice in (a) above.~~

~~(c) The hearing shall be limited to whether the administrative fine was paid.~~

~~(d) In the event the hearings examiner finds that an inspection station has not paid its administrative fine, the inspection station's privileges shall be suspended pending receipt by the department of the administrative fine paid in full.~~

~~Saf C 3248.05 Appeal of an Administrative Fine.~~

~~(a) Any appeal from an administrative fine shall be in accordance with the provisions of RSA 541.~~

~~(b) Any appeal filed pursuant to this section shall not suspend payment of the fine.~~

~~(c) In the event a fine is overturned on appeal, the department shall, pursuant to the court's order, refund the fine within 30 working days of the receipt of the court's order.~~

~~Saf C 3248.06 Administrative Hearing.~~

~~(a) Upon receipt of information as specified in RSA 266:1, XI(a), the director shall provide the inspection station and/or mechanic with an opportunity for an administrative hearing.~~

~~(b) Hearings shall be conducted in accordance with the provisions of Saf C 203.~~

~~(c) The scope of the hearing shall be limited to a determination of whether the inspection station and/or mechanic violated any provision of the inspection laws or these rules.~~

~~(d) After a hearing, a hearings examiner shall suspend the inspection station's privileges and/or mechanic approval card if there is a finding that the inspection station and/or mechanic violated any provision of the inspection laws or these rules or shall impose an administrative fine as set forth in Saf C 3248.01. Pursuant to RSA 266:1, XI(a), a hearings examiner shall not impose both an administrative fine and suspension of the inspection station's privileges in the same proceeding.~~

~~(e) A hearings examiner shall determine the appropriate sanction based upon the following factors:~~

~~(1) The severity of the offense;~~

~~(2) The number of offenses committed; and~~

~~(3) Whether the inspection station and/or mechanic has committed prior offenses.~~

APPENDIX A – STATUTES IMPLEMENTED

RULE	STATUTE IMPLEMENTED
Saf-C 3201.01	RSA 266:8-b
Saf-C 3202.01	RSA 259:13
Saf-C 3202.02	RSA 259:19
Saf-C 3202.03	RSA 259:20
Saf-C 3202.04	RSA 259:50
Saf-C 3202.05	RSA 266:8-b
Saf-C 3202.06	RSA 259:106-a
Saf-C 3202.07	RSA 266:51
Saf-C 3203.01	RSA 259:58; RSA 266:9; RSA 266:27; RSA 266:27-a; RSA 266:31; RSA 266:41; RSA 266:43; RSA 266:48; RSA 266:49; RSA 266:54; RSA 266:55; RSA 266:56; RSA 266:58; RSA 266:59-b; RSA 266:60
Saf-C 3203.02	RSA 259:52; RSA 259:53
Saf-C 3211.01 - 3211.04	RSA 21-P:14, V(a); RSA 266:47-51; RSA 266:57
Saf-C 3211.05	RSA 266:8-b; RSA 266:48
Saf-C 3211.06	RSA 266:48; RSA 266:57
Saf-C 3211.07	RSA 266:8-b; RSA 266:11-a
Saf-C 3212	RSA 266:27 through 29
Saf-C 3213	RSA 266:8-b; RSA 266:60
Saf-C 3214	RSA 266:8-b; RSA 266:54
Saf-C 3215	RSA 266:31; RSA 266:39; RSA 266:41 through 44; RSA 266:45-a; RSA 266:54; RSA 266:78-a through :78-e; RSA 266:78-h through :78-m
Saf-C 3216	RSA 266:8-b; RSA 266:31; RSA 266:54
Saf-C 3217.01 – Saf-C 3217.05	RSA 265:95; RSA: 266:55; RSA 266:56; RSA 266:58; RSA 266:58-a
Saf-C 3217.10 - Saf-C 3217.13	RSA 266:8-b, II (d-1); RSA 266:56;
Saf-C 3218.01	RSA 266:8-b, II(a); RSA 266:54; RSA 266:59
Saf-C 3219	RSA 266:8-b, II (a) & (f)
Saf-C 3221.01 – Saf-C 3221.04	RSA 266:8-b, II (b) & (c); RSA 266:9
Saf-C 3223	RSA 266:53
Saf-C 3224.01	RSA 266:62-a
Saf-C 3225	266:8-b
Saf-C 3226.01- Saf-C 3226.25	RSA 259:7; RSA 259:115-b; RSA 266:8-b, II (e); RSA 266:27-29; RSA 266:34 through RSA 266:45; RSA 266:48 through RSA 266:51
Saf-C 3226.27 – Saf-C 3226.29	RSA 266:27-29
Saf-C 3227	RSA 266:11&12; RSA 266:30; RSA 266:43 through 45; RSA 266:47 through 53; RSA 266:57; RSA 266:60-a; RSA 266:63
Saf-C 3229.01 – 3236.02	RSA 266:54; RSA 266:59; RSA 266:59-a; RSA 266:60; RSA 266:76-78
Saf-C 3236.04 - Saf-C 3239	RSA 266:54; RSA 266:59; RSA 266:59-a; RSA 266:60; RSA 266:76-78