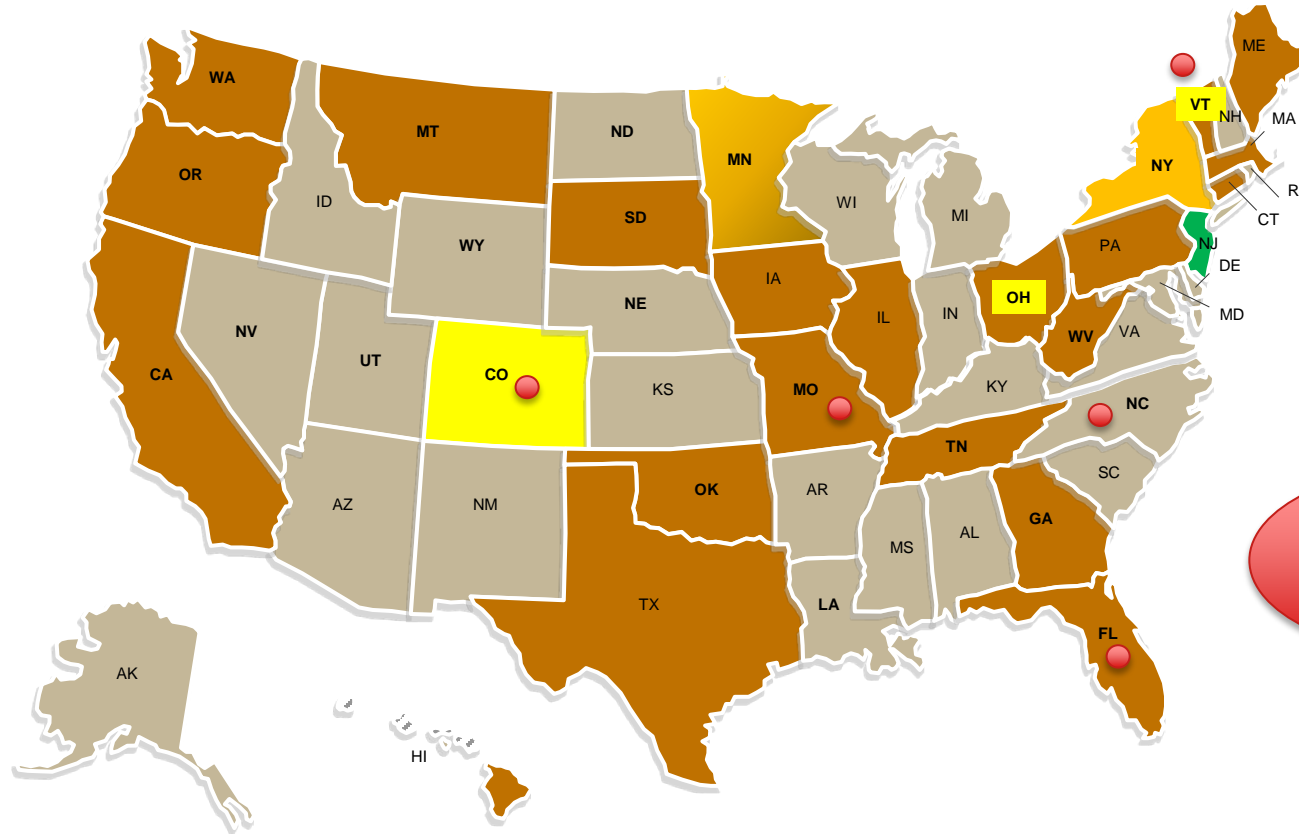

George Whitaker

CNH Industrial
Racine, WI

Right-to-Repair Update

Right to Repair Legislation - 2023



22 – 25
States in
2023

Right-to-Repair – Political and Legal Environment

Biden Administration Executive Order - Competition

FTC Report and Subsequent Actions

Class Action Lawsuit – Deere & Co

- Dept. of Justice

Federal Legislation

- Tester bill
- House bills (4)

Memorandum of Understanding (MOU) with the American Farm Bureau

- Deere (Ag)
- Case IH & New Holland (Ag)

EPA - Environmental Protection Agency (Lawsuit and Weak Advocacy)

Right-to-Repair - On-Road

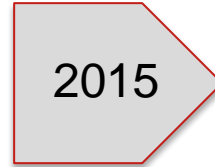
MA R2R Statute



Auto Industry MOU



On-Road Truck MOU



Public Access:

- Dealer Level Diagnostic Tool
- Dealer Level Manuals
- Secure Transmission of ECU Software

MA Auto Telematics Statute



-
- 2023: Access to Telematic Software Updates and Data
-

Right-to-Repair – Probing Legislation

End of 2022
No Bills Had
Passed

Broad Bills: Any Product with Digital Components

- New York
- Minnesota
- Illinois (pre 2023)

Product Specific Bills: Farm / Construction Equipment / Consumer

- Nebraska (equip. used in AG)
- Rhode Island (primarily designed for AG)
- Missouri (AG and construction)
- Vermont (AG and forestry)

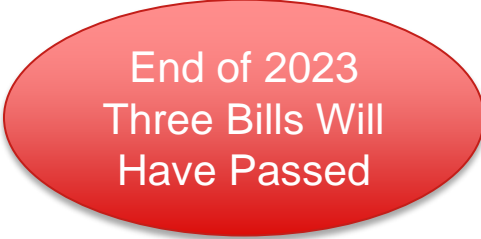
Specialty Bills

- Electric Wheelchairs
 - Omnibus
 - Special Introduction
 - GPL Licensing
-

Right-to-Repair

Colorado:

- 2021 – Broad Bill - Fails
- 2022 - Wheel Chair Right to Repair Bill - Passes
- 2022 – Veto Proof Control of the Legislature is Established
- 2023 – Farm Equipment Right to Repair Bill - Passes
 - Parts pricing mandate
 - Dealer level EST mandate
 - Embedded software access mandate




End of 2023
Three Bills Will
Have Passed

Right-to-Repair

Illinois: Rep. Mussman – Schaumburg. Fifth consecutive year with an R2R bill

- HB 3593 (Mussman) Broad Bill
 - Technical Info and Diagnostic Tools: no charge
 - Parts: lowest dealer price
 - Exempts non-road equipment
- HB 3602 (Mussman) Wheelchair Bill
 - Technical Info and Diagnostic Tools: no charge
 - Parts: sold at lowest price OEMs sells to its dealers
- HB 3601 (Mussman) Educational Right to Repair
 - Technical Info and Diagnostic Tools: no charge
 - Parts: lowest dealer price
- Playbook: Probing - Wheelchair bills have been introduced in six states – 2023
- **IL – Expect a push for a 2024 non-road equipment bill**

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Cross-over
Deadline Passed
Mid-March

Right-to-Repair – Engage

- Find your legislator and invite them to your dealership
 - Refine your story
 - Ask your OEMs to engage
 - Educate your employees about how to talk about right-to-repair
 - Talk to coalition members
 - AGC
 - IUOE
 - Non-construction equipment dealers
- 