



OPPOSE Illegal Tampering



The Equipment Dealers Association and its member dealers oppose Right to Repair legislation which encourages illegal tampering.

This legislation will have adverse impacts on the safety of farmers and end-users of off-road equipment, subject local equipment dealers to unwarranted lawsuits and liabilities, and negatively impact the environment. This bill:

- Encourages unfettered access to safety controls
- Subjects authorized equipment dealers to unfair liability claims
- Allows unauthorized repair technicians to circumvent federal emissions standards

Off-Road Dealers and OEMs Encourage Repair

The off-road equipment industry supports its end-users right to repair. The same tools and diagnostic equipment that are available to authorized dealers are currently available for sale to end-users. Those available products and services do not allow end-users access to safety or emissions control, which this legislation aims to change
Enforcement

This bill requires the Federal Trade Commission (FTC) to judge what is a “fair and reasonable” price for a manufacturer to sell a part or equipment.

Dealers who wish to participate in manufacturer programs have contractual obligations, including restoring equipment that has been illegally tampered with. This legislation would allow unauthorized repair providers access to tamper with safety and emissions controls.

Further, the legislation penalizes those who operate under those manufacturer-dealer programs by forcing the manufacturer to provide unauthorized repair providers the same parts and equipment at the “most favorable costs and terms offered by the OEM to an authorized repair provider.”

Emissions

The Clean Air Act requires OEMs to produce engines that meet or exceed emissions regulations. This bill allows unauthorized repair providers the ability to circumvent those emissions standards. Further, this legislation would enable unauthorized repair providers to prevent others from discovering that illegal tampering.