



## 103RD GENERAL ASSEMBLY

### State of Illinois

2023 and 2024

HB3245

Introduced 2/17/2023, by Rep. Nabeela Syed

#### SYNOPSIS AS INTRODUCED:

625 ILCS 5/5-110 new

Amends Illinois Vehicle Code. Provides that a dealer or manufacturer shall not sell any new passenger vehicle that is equipped with any partial driving automation feature without giving notice of the functions and limitation of the features to the buyer or owner. Provides that a manufacturer or dealer shall not use language in its marketing material that implies that a partial driving automation feature is fully autonomous or otherwise has functionality not actually included in the feature. Provides that compliance with the provisions shall not limit the civil liability for claims arising out of negligence or product defect. Requires a manufacturer to provide information to enable the dealer to comply with the buyer's notice. Provides that a violation of the provisions shall be a business offense.

LRB103 27599 MXP 53975 b

1 AN ACT concerning transportation.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Vehicle Code is amended by adding  
5 Section 5-110 as follows:

6 (625 ILCS 5/5-110 new)

7 Sec. 5-110. Partial driving automation feature notice  
8 required.

9 (a) As used in this Section:

10 "Autonomous vehicle" means a motor vehicle that possesses  
11 the capability, whether it is enabled or not, for automated  
12 functions to control movement of the vehicle along 2 axes of  
13 direction simultaneously.

14 "Partial driving automation feature" means a motor vehicle  
15 support function that possesses the capability of providing  
16 steering, breaking, acceleration, lane centering, or adaptive  
17 cruise control support to the driver of the motor vehicle.

18 (b) A dealer or manufacturer shall not sell any new  
19 passenger vehicle that is equipped with any partial driving  
20 automation feature, or provide any software update or other  
21 vehicle upgrade that adds any partial driving automation  
22 feature, without, at the time of delivering or upgrading the  
23 vehicle, providing the buyer or owner with a distinct notice

1 that provides the name of the feature and clearly describes  
2 the functions and limitations of the feature.

3 (c) A manufacturer or dealer shall not name any partial  
4 driving automation feature, or describe any partial driving  
5 automation feature in marketing materials, using language that  
6 implies or would otherwise lead a reasonable person to  
7 believe, that the feature allows the vehicle to function as an  
8 autonomous vehicle or otherwise has functionality not actually  
9 included in the feature.

10 (d) Compliance with this Section shall not alter any  
11 existing duty of care or limit the civil liability of a  
12 manufacturer or dealer, including, but not limited to, claims  
13 of negligence or product defect.

14 (e) Before delivering a passenger vehicle equipped with a  
15 partial driving automation feature to a dealer, a manufacturer  
16 shall provide information to enable the dealer to comply with  
17 subsection (b). This information shall include specific  
18 language recommended for the notice required in subsection  
19 (b). A dealer may reasonably rely on the information provided  
20 by the manufacturer and a dealer shall not be held in violation  
21 of subsection (b) if the manufacturer fails to provide this  
22 information to the dealer or if the information provided is  
23 deemed to be not in compliance with this Section.

24 (f) A manufacturer shall not be held in violation of  
25 subsection (b) if the manufacturer provides a dealer with the  
26 information required under subsection (e) and the dealer fails

1 to provide the required notice to the buyer or owner.

2 (g) A violation of this Section shall be a business

3 offense.