

May 12, 2025

Representative Michael Marcotte, Chair  
Commerce & Economic Development  
Vermont State House  
115 State Street  
Montpelier, VT 05633

Representative Edye Graning, Vice-Chair  
Commerce & Economic Development  
Vermont State House  
115 State Street  
Montpelier, VT 05633

**RE: H. 160 – An Act Relating to Creating a Right to Repair for Medical Devices**

Chair Marcotte, Vice-Chair Graning, and Members of the Committee,

On behalf of AdvaMed, AdveMed Medical Imaging, the Medical Device Manufacturers Association (MDMA), and the Consumer Health Products Association (CHPA), we write today to express our opposition to H. 160. Our membership comprises the full spectrum of health technology innovators and manufacturers, who work every day to deliver high-quality healthcare for patients worldwide.

Patient safety is our membership's top priority, and the proposed bill will put patients at an increased risk of harm or death. Patients and consumers rely on a technology's accuracy to provide proper diagnosis and maintain safety standards. There is no credible evidence of systemic shortages or delays in medical equipment repair. Further, medical device manufacturers regularly authorize third-party servicers to repair their equipment. There are more than 21,000 companies currently servicing medical devices, according to the FDA. Often, these other repair providers lack the necessary training to repair complex medical systems.

Original Equipment Manufacturers (OEMs) are subject to strict regulations by the Food and Drug Administration (FDA) to ensure patient safety. These regulations protect the safety and efficacy of medical devices and include registration with the FDA, implementation of quality and safety controls, proper training, and qualification of replacement parts. Independent third-party service providers are not held to the same standards. A 2018 report by the FDA found more than 4,300 adverse events – including 294 serious injuries and 40 deaths – from devices repaired by unauthorized third-party providers.

These complex issues are accounted for in federal legislation known as the Fair Repair Act – a right-to-repair bill that provides a full exemption for medical device manufacturers. Similar exemptions are provided in bills in New York, Minnesota, and Oregon. California's law is scoped narrowly and does not impact medical devices. To date, any state that has passed right to repair laws has recognized why medical devices should not be the target of such proposals and ensuring patients aren't needlessly put at risk.

Safety and security are paramount to our members and the patients they serve. We appreciate your consideration of the risks outlined above and would like to better understand the sponsors' concerns for introducing this legislation. We look forward to working with you on this bill. Feel free to contact any of our organizations with additional questions. Thank you again, and we look forward to working with you.

Sincerely,



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Senior Director, State Government and Regional Affairs  
AdvaMed



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Executive Director  
AdvaMed, Medical Imaging



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