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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2010

A N A C T

RELATING TO BUSINESSES AND PROFESSIONS – AUTOMOBILE BODY REPAIR
SHOPS

Introduced By: Representatives Marcello, and Carnevale

Date Introduced: February 23, 2010

Referred To: House Corporations

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 5-38-10 of the General Laws in Chapter 5-38 entitled "Automobile
2 Body Repair Shops" is hereby amended to read as follows:

3 **5-38-10. Grounds for denial, suspension, or revocation of licenses.** -- The department
4 of business regulation may deny an application for license or suspend or revoke a license after it
5 has been granted, for the following reasons:

6 (1) On proof of unfitness of the applicant to do business as an automobile body repair
7 shop;

8 (2) For any misstatement by the applicant in his or her application for license;

9 (3) For any failure to comply with the provisions of this section or with any rule or
10 regulation promulgated by the commission under section 5-38-5;

11 (4) For defrauding any customer;

12 (5) For dismantling any automobile without the written authorization of the owner of the
13 automobile;

14 (6) For refusing to surrender any automobile to its owner upon tender of payment of the
15 proper charges for towing storage, and work done on that automobile;

16 (7) For having indulged in any unconscionable practice relating to the business as an
17 automobile body repair shop;

18 (8) For willful failure to perform work as contracted for;

1 (9) For failure to comply with the safety standards of the industry; or

2 (10) For the purchase of used vehicle parts from unlicensed entities.

3 (11) For failure to comply with the requirements of section 5-38-30

4 [\(12\) For paying or offering to pay any valuable consideration to any person for referring](#)

5 [or directing automobile repair business to a particular automobile body repair shop.](#)

6 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

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RELATING TO BUSINESSES AND PROFESSIONS – AUTOMOBILE BODY REPAIR
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1 This act would authorize the department of business regulation to deny an application for
2 an automobile repair shop license or suspend or revoke a license for paying valuable
3 consideration to any person for referring or directing automobile repair business to it.

4 This act would take effect upon passage.

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