

1 parts, in the repair of any person's automobile, without that person giving the repairer his or her
2 express written consent.

3 (b) No insurance company may require the use of aftermarket parts when negotiating
4 repairs with any repairer unless the repairer has written consent from the vehicle owner to install
5 aftermarket parts. The provisions of this section shall apply only to automobiles which are less
6 than ~~thirty (30)~~ forty-eight (48) months beyond the date of manufacture.

7 (c) For any automobile which is less than thirty (30) months beyond the date of
8 manufacture, the insurer and the auto body repairs shop must provide a written notice to the
9 vehicle owner that: (i) he or she may require the insurer to pay for and the auto body shop to
10 install "original equipment manufacturer parts" or "OEM parts" in the repair of ~~a motor vehicle~~
11 ~~body replacement~~ any collision damaged part on the vehicle; or (ii) he or she may require the
12 insurer to pay for and the auto body shop to install "non-original equipment manufacturer parts"
13 (non-"OEM parts") in the repair of ~~a motor vehicle body replacement~~ any collision damaged part
14 on the vehicle. To comply with this provision, written notice may be provided on the appraisal
15 written on behalf of the insurer and the estimate prepared by the auto body repair shop.

16 (d) When "OEM part(s)" are used in the repair of a motor vehicle, no insurance company
17 may require any repairer to use repair procedures that are not in compliance with the
18 recommendations of the original equipment manufacturer.

19 (e) This chapter shall not apply to the repair or replacement of motor vehicle glass
20 performed by licensed motor vehicle glass repair shops pursuant to chapter 38.5 of title 5.

21 SECTION 3. This act shall take effect upon passage.

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LC005169/SUB A
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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO INSURANCE - MOTOR VEHICLE REPLACEMENT PARTS

1 This act would amend provisions of the general laws relative to motor vehicle
2 replacement parts and the use of aftermarket parts, time limits within which the use of aftermarket
3 parts is permitted, notice to be provided when using aftermarket parts and specifies compliance
4 standards for repair specifications which must be consistent with the manufacturers. This act
5 would not apply to motor vehicle glass repair shops.

6 This act would take effect upon passage.

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LC005169/SUB A
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