



General Assembly

Amendment

January Session, 2011

LCO No. 8504

HB0528308504HDO

Offered by:

REP. MEGNA, 97th Dist.

SEN. CRISCO, 17th Dist.

To: House Bill No. 5283

File No. 230

Cal. No. 141

"AN ACT CONCERNING AUTOMOTIVE GLASS WORK AND REPAIRS."

1 Strike everything after the enacting clause and substitute the
2 following in lieu thereof:

3 "Section 1. Section 38a-354 of the general statutes is repealed and the
4 following is substituted in lieu thereof (*Effective October 1, 2011*):

5 (a) No [automobile] motor vehicle physical damage appraiser shall
6 require that appraisals or repairs should or should not be made in a
7 specified facility or motor vehicle repair shop or shops.

8 (b) No insurance company doing business in this state, or agent or
9 adjuster for such company shall (1) require any insured to use a
10 specific person for the provision of [automobile] motor vehicle
11 physical damage repairs, [automobile glass replacement, glass repair
12 service or glass products,] or (2) state that choosing a facility other than
13 a motor vehicle repair shop participating in a motor vehicle repair

14 program established by such company will result in delays in
15 repairing the motor vehicle or a lack of guarantee for repair work.

16 (c) Any appraisal or estimate for a motor vehicle physical damage
17 claim written on behalf of an [insurer] insurance company shall
18 include the following notice, printed in not less than ten-point boldface
19 type:

20 NOTICE:

21 YOU HAVE THE RIGHT TO CHOOSE THE LICENSED REPAIR
22 SHOP WHERE THE DAMAGE TO YOUR MOTOR VEHICLE WILL
23 BE REPAIRED.

24 Sec. 2. (NEW) (*Effective October 1, 2011*) (a) No insurance company
25 doing business in this state, or agent or adjuster for such company
26 shall:

27 (1) (A) Require any insured to use a specific person for the provision
28 of motor vehicle glass replacement, motor vehicle glass repair service
29 or motor vehicle glass products, or (B) state that choosing a facility
30 other than a motor vehicle repair shop participating in a motor vehicle
31 repair program established by such company will result in delays in
32 replacing or repairing the insured's motor vehicle glass or a lack of
33 guarantee for such replacement or repair work; or

34 (2) State the name of any automotive glass work contractor, facility
35 or motor vehicle repair shop, third-party claims administrator or
36 automotive glass company prior to asking the insured if such insured
37 would like to use a particular automotive glass work contractor,
38 facility or motor vehicle repair shop or automotive glass company for
39 the insured's motor vehicle glass replacement, motor vehicle glass
40 repair service or motor vehicle glass product, as applicable."

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2011	38a-354

Sec. 2	<i>October 1, 2011</i>	New section
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