

HOUSE No. 1040

The Commonwealth of Massachusetts

PRESENTED BY:

Robert P. Spellane

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to auto insurance reinspection requirements.

PETITION OF:

NAME:

Robert P. Spellane

DISTRICT/ADDRESS:

13th Worcester

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 1097 OF 2007-2008.]

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

AN ACT RELATIVE TO AUTO INSURANCE REINSPECTION REQUIREMENTS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Section 8G of chapter 26 of the General Laws is hereby amended by striking out
2 the nineteenth paragraph.

3 SECTION 2. Section 34O of chapter 90 of the General Laws, as appearing in the 2004 Official
4 Edition, is hereby amended by striking out in lines 191 to 198, the words: “provided, however,
5 that for at least seventy-five per cent of those claims where the appraisal indicates that the cost of
6 repairs will exceed four thousand dollars and at least twenty-five per cent of those claims where
7 the appraisalsal indicates that the cost of repairs will be four thousand dollars or less, a licensed
8 auto damage appraiser shall re-inspect the vehicle following completion of repairs and shall
9 certify on the claim form that the work has been completed in accordance with an appraisal made
10 pursuant to said regulations” and inserting in place thereof the following: - provided, however,
11 that the commissioner may establish requirements for re-inspection by licensed damage
12 appraisers during or following the completion of repairs. In cases where a completed work claim

13 form is required, a licensed auto damage appraiser, shall certify that the work has been
14 completed in accordance with an appraisal or repair order.

15 SECTION 3. Section 1130 of chapter 175 of the General Laws is hereby amended by striking
16 out in the third paragraph the words: “provided, however, that for at least seventy-five per cent of
17 those claims where the appraisal indicates that the cost of repairs will exceed four thousand
18 dollars and at least twenty-five per cent of those claims where the appraisal indicates that the
19 cost of repairs will be four thousand dollars or less, a licensed auto damage appraiser shall re-
20 inspect the vehicle following completion of repairs and shall certify on the claim form that the
21 work has been completed in accordance with an appraisal made pursuant to said regulations” and
22 inserting in place thereof the following:- provided, however, that the commissioner may establish
23 requirements for re-inspection by licensed damage appraisers during or following the completion
24 of repairs. In cases where a completed work claim form is required, a licensed auto damage
25 appraiser, which may include a repair shop appraiser, shall certify that the work has been
26 completed in accordance with an appraisal or repair order.