

HOUSE No. 04218

The Commonwealth of Massachusetts

HOUSE, June 26, 2012

By Mr. Costello of Newburyport, a petition (accompanied by bill,
House, No. [BILL NUMBER]) of [PETITIONERS LIST] [BACKING
TEXT]. [COMMITTEE].

For the committee,

MICHAEL A. COSTELLO.

The Commonwealth of Massachusetts

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In the Year Two Thousand Twelve
—————

An Act reforming labor rates paid by insurance companies to auto repairers in the Commonwealth.

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. Chapter 100A of the General Laws, as appearing in the 2010 Official Edition, is
2 hereby amended by adding the following section:-

3 Section 11. The commissioner of the division of insurance, in consultation with the
4 commissioner of consumer affairs and business regulation, shall determine auto body labor rates
5 for registered motor vehicle repair shops. The rates shall be the average of those rates of
6 Connecticut, Maine, New Hampshire, Rhode Island and Vermont. The commissioner of
7 insurance shall have the discretion to adjust the auto body labor rate not more than 5 per cent
8 greater or 5 per cent less than said average. The commissioner, in consultation with the
9 commissioner of consumer affairs, shall review said automobile labor rate once every 3 years to
10 make readjustments as necessary. The commissioner shall report his findings, with the clerks of
11 the house of representatives and the senate and the joint committee on financial services not later
12 than December 31 of the year the adjustment is made. The division of insurance shall adopt,
13 amend or repeal regulations to aid in the administration and enforcement of this section.

14 SECTION 2. Section 113B of chapter 175B of the General Laws, as appearing in the 2010
15 Official Edition, is hereby amended by inserting, after the word “commissioner” in line 14, the
16 following:- ; provided, however, that auto body labor rates, calculated pursuant to section 11 of
17 chapter 100A, shall not be included when considering programs to control costs and expenses.