

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2003

H

4

HOUSE BILL 986
Committee Substitute Favorable 4/29/03
Third Edition Engrossed 4/30/03
Senate Commerce Committee Substitute Adopted 6/9/03

Short Title: MV Insurer To Disclose Financial Interest.

(Public)

Sponsors:

Referred to:

April 9, 2003

A BILL TO BE ENTITLED

1 AN ACT TO REQUIRE A MOTOR VEHICLE INSURER TO DISCLOSE ANY
2 FINANCIAL INTEREST IN A RECOMMENDED REPAIR FACILITY OR
3 SERVICE.
4

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** G.S. 58-3-180(b1) reads as rewritten:

7 "(b1) No insurer or insurer representative shall recommend the use of a particular
8 motor vehicle repair service without clearly informing the claimant that (i) the claimant
9 is under no obligation to use the recommended repair service, (ii) the claimant may use
10 the repair service of the claimant's choice, ~~and~~ (iii) the amount determined by the
11 insurer to be payable under the policy will be paid regardless of whether or not the
12 claimant uses the recommended repair ~~service~~ service, and (iv) that the insurer or
13 insurer representative has, at the time the recommendations are made, a financial
14 interest in the recommended motor vehicle repair service. No insurer shall require that
15 the insured or claimant must have a damaged vehicle repaired at an insurer-owned
16 motor vehicle repair service."

17 **SECTION 2.** This act is effective when it becomes law.