

Session 113 - (1999-2000)

S 0819 General Bill, By Reese

Summary: Motor vehicle insurance, repair or service; insurer not to require use of after-market part

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING SECTION 38-77-400 SO AS TO PROVIDE CERTAIN DEFINITIONS RELATING TO AUTOMOBILE INSURERS, AUTOMOBILES, AND AUTOMOBILE PARTS, TO PROVIDE THAT AN AUTOMOBILE INSURER SHALL NOT REQUIRE THE USE OF AN AFTER-MARKET PART IN THE REPAIR OF A MOTOR VEHICLE UNDER CERTAIN CIRCUMSTANCES, TO PROVIDE THAT AN AUTOMOBILE INSURER THAT INTENDS TO REQUIRE OR SPECIFY THE USE OF AFTER-MARKET PARTS MUST DISCLOSE THIS INFORMATION TO ITS POLICYHOLDERS, TO PROVIDE THAT AN AUTOMOBILE INSURER MUST DISCLOSE TO A CLAIMANT THAT HIS ESTIMATE WAS PREPARED BASED ON THE USE OF AUTOMOBILE PARTS NOT MADE BY THE ORIGINAL MANUFACTURER AND THAT THESE PARTS MUST BE EQUAL TO THE ORIGINAL MANUFACTURER PARTS THEY ARE REPLACING, TO PROVIDE THAT AFTER-MARKET PARTS INSTALLED ON A MOTOR VEHICLE MUST BE IDENTIFIED ON THE ESTIMATE AND INVOICE FOR REPAIR, TO PROVIDE THAT AN AUTOMOBILE PART THAT IS NOT MADE BY THE ORIGINAL MANUFACTURER MUST HAVE THE LOGO OR NAME OF THE MANUFACTURER ON IT, AND TO PROVIDE A PENALTY.

05/13/99 Senate Introduced and read first time SJ-16

05/13/99 Senate Referred to Committee on Banking and Insurance SJ-16