

[Similar Matter Filed During Past Session —
See Senate No. 907 of 1983]

SENATE No. 937

By Mr. Timilty, a petition (accompanied by bill, Senate, No. 937) of Joseph F. Timilty for legislation relative to auto body repair shops. Insurance.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-four.

AN ACT RELATIVE TO AUTO BODY REPAIR SHOPS.

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 34 of Chapter 90 of the General Laws is hereby
2 amended that the "statement of repair" and "direction to
3 pay" shall state: —

4 In consideration of (*name, address, phone number*) repair-
5 ing the damage to my vehicle I hereby assign to such auto
6 body repair shop all rights I have against (*insurance com-*
7 *pany*) for the collection of monies for the repair of such dam-
8 age. This assignment includes, but is not limited to, the right
9 to receive direct payment of the claim from the insurance
10 company, the right to sue the insurance company in a court
11 of law for payments rightly owed to me which have not been
12 made within seven (7) days of the company's receipt of a
13 completed work form, and the right to receive double the
14 amount of damages, costs, interest and reasonable attorney's
15 fees if a court determines that the insurer was unreasonable
16 in withholding payment.

17 Signed and sealed this day of, 19.....

18

(signature)

