

By Mr. DiMasi of Boston, petition of Salvatore F. DiMasi and Ronald Mariano relative to prohibiting insurance companies from designating glass companies for the repair of motor vehicles. Insurance.

The Commonwealth of Massachusetts

In the Year Two Thousand and One.

AN ACT PROHIBITING INSURANCE COMPANIES FROM DESIGNATING GLASS COMPANIES FOR THE REPAIR OF MOTOR VEHICLE INSURANCE.

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. Notwithstanding any provisions of any general or  
2 special law to the contrary, no insurance company, third party  
3 biller, agent or adjuster for such insurance company that issues or  
4 renews in the commonwealth any policy of insurance covering in  
5 whole or in part any motor vehicle may require that any person  
6 insured under said policy use a particular company or location for  
7 the providing of automobile glass replacement or repair services  
8 of products insured in part by that policy, unless in conformance  
9 with section 4 of this act.

1 SECTION 2. No such insurance company, third party biller,  
2 agent or adjuster for such insurance company may engage in any  
3 act or practice of intimidation, coercion, threat or inducement for  
4 or against any such insured person to use a particular company or  
5 location to provide such services or products nor shall such insur-  
6 ance company, agent or adjuster provide for, allow or facilitate  
7 telephonic claims information directly to preferred automobile  
8 glass repair shops, unless in conformance with section 4 of this  
9 act.

1 SECTION 3. The provisions of Section 1 and Section 2 are  
2 applicable only to auto glass repair shops registered under the pro-  
3 visions of chapter 100A, and who will accept payment from insur-

4 ance companies according to pricing discounts published and set  
5 from time to time by said insurance companies. Any violations of  
6 this chapter are subject to the provisions of chapter 93A.

1 SECTION 4. Insurance companies that offer insureds glass dis-  
2 count programs or require glass replacement or repair shops to  
3 work for a discounted price, shall comply with the following  
4 requirements:

5 a. Notice shall be provided thirty days prior to the start of a dis-  
6 count program to all glass replacement or repair shops registered  
7 under the provisions of Chapter 100A of the carriers intent to  
8 solicit participation in its automobile glass discount program.

9 b. Glass replacement or repair shops registered under the provi-  
10 sions of Chapter 100A and who agree to abide by discount pro-  
11 gram set forth by an insurance company must be added to such  
12 program or preferred provider list.

13 c. Insurance companies shall give the names of all participating  
14 glass shops verbally and/or in writing that are within a fifteen mile  
15 geographical location of the insured's residence or place of  
16 business. No insurance company shall deviate from the provisions  
17 hereof.