
DIGEST

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HB 337 Original

2015 Regular Session

Cromer

Abstract: Provides for the prohibition of the use of non-OEM aftermarket parts at the direction of an insurer when such parts affect the safe operation of the vehicle or otherwise endanger the health, safety, and welfare of the public.

Present law defines "aftermarket crash part" as a replacement for any of the nonmechanical sheet metal or plastic parts which generally constitute the exterior of a motor vehicle, including inner and outer panels.

Proposed law changes present law by defining "aftermarket part" as a replacement for any part which generally constitutes a motor vehicle.

Present law requires that no insurer specify the use of non-OEM aftermarket crash parts in the repair of an insured's motor vehicle, nor shall a repair facility or installer use non-OEM aftermarket parts, unless the insured is so advised in writing.

Proposed law changes present law by changing "insured" to "claimant" and applying the prohibition to any claimant.

Proposed law prohibits the use of non-OEM aftermarket parts in the repair of a claimant's motor vehicle and prohibits a repair facility or installer from using non-OEM aftermarket parts to repair a vehicle when the part to be repaired or replaced affects the safe operation of the vehicle or otherwise endangers the health, safety, and welfare of the public, unless non-OEM parts are the only parts commercially available.

(Amends R.S. 51:2421-2425)