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HOUSE BILL 1690

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State of Washington

62nd Legislature

2011 Regular Session

By Representative Kirby

Read first time 01/31/11. Referred to Committee on Business & Financial Services.

1 AN ACT Relating to the use of original equipment manufacturer crash  
2 parts for repair of motor vehicles; and adding a new section to chapter  
3 46.71 RCW.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 46.71 RCW  
6 to read as follows:

7 (1) As used in this section:

8 (a) "Nonoriginal equipment manufacturer crash part" means a  
9 replacement for any of the nonmechanical sheet metal or plastic parts  
10 that generally constitute the exterior of a motor vehicle, including  
11 inner and outer panels, that was not made for or by the manufacturer of  
12 that motor vehicle.

13 (b) "Original equipment manufacturer crash part" means a  
14 replacement part for any of the nonmechanical sheet metal or plastic  
15 parts that generally constitute the exterior of a motor vehicle,  
16 including inner and outer panels, that was manufactured by or for the  
17 original manufacturer of that motor vehicle.

18 (2) An automotive repair facility may not use nonoriginal equipment  
19 manufacturer crash parts in the repair of a motor vehicle for a period

1 of five years running from the production month and year the motor  
2 vehicle was manufactured or while the vehicle is under manufacturer's  
3 warranty unless the customer or customer's designee consents in writing  
4 at the time of the repair. If the customer or customer's designee  
5 consents to the use of nonoriginal equipment manufacturer crash parts,  
6 the repair facility must specify on the repair estimate which parts are  
7 original equipment manufacturer crash parts and which parts are  
8 nonoriginal equipment manufacturer crash parts and must include with  
9 the estimate a disclosure document containing the following information  
10 in no smaller than twelve-point type:

11 THIS ESTIMATE IS BASED UPON THE USE OF NONORIGINAL  
12 EQUIPMENT MANUFACTURER CRASH PARTS THAT WERE MANUFACTURED  
13 NEITHER BY THE ORIGINAL MANUFACTURER OF THE MOTOR VEHICLE NOR  
14 BY A MANUFACTURER AUTHORIZED BY THE ORIGINAL MANUFACTURER OF  
15 THE MOTOR VEHICLE TO USE ITS NAME OR TRADEMARK.

16 I UNDERSTAND THAT MY MOTOR VEHICLE WILL BE REPAIRED  
17 USING NONORIGINAL EQUIPMENT MANUFACTURER CRASH PARTS AS  
18 SPECIFIED IN THE REPAIR ESTIMATE, AND I AUTHORIZE THE REPAIR  
19 FACILITY TO INSTALL THOSE SPECIFIED PARTS.

20 .....  
21 CUSTOMER SIGNATURE DATE

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