
HOUSE BILL 2133

State of Washington

58th Legislature

2003 Regular Session

By Representatives Woods, Mielke and Campbell

Read first time 02/26/2003. Referred to Committee on Financial Institutions & Insurance.

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 48.30 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 48.30 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) No insurance company may require the use of nonoriginal
19 equipment manufacturer crash parts in the repair of a motor vehicle for

1 a period of five years running from the year the motor vehicle was
2 manufactured or while the vehicle is under manufacturer's warranty
3 unless the motor vehicle owner consents in writing at the time of the
4 repair. If the motor vehicle owner consents to the use of nonoriginal
5 equipment manufacturer crash parts, the insurer must specify on the
6 repair estimate which parts are original equipment manufacturer crash
7 parts and which parts are nonoriginal equipment manufacturer crash
8 parts and must include with the estimate a disclosure document
9 containing the following information in no smaller than twelve-point
10 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 OR THE MOTOR VEHICLE NOR
14 BY A MANUFACTURER AUTHORIZED BY THE ORIGINAL MANUFACTURER OF
15 THE VEHICLE TO USE ITS NAME OR TRADEMARK. THE USE OF A
16 NONORIGINAL EQUIPMENT MANUFACTURER CRASH PART INVALIDATES ANY
17 REMAINING WARRANTY OF THE ORIGINAL PART IT REPLACES. THE ONLY
18 WARRANTIES, IF ANY, COVERING NONORIGINAL EQUIPMENT MANUFACTURER
19 CRASH PARTS ARE THOSE THAT MAY BE MADE BY THE MANUFACTURER OR
20 DISTRIBUTOR OF THOSE PARTS.

21 I UNDERSTAND THAT MY VEHICLE WILL BE REPAIRED USING
22 NONORIGINAL EQUIPMENT MANUFACTURER CRASH PARTS AS SPECIFIED IN
23 THE REPAIR ESTIMATE, AND I AUTHORIZE THE REPAIR FACILITY TO
24 INSTALL THOSE SPECIFIED PARTS.

25
26 CUSTOMER SIGNATURE DATE

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