

1 **H. B. 4560**

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3 (By Delegates Craig, Reynolds and Morgan)
4 [Introduced February 16, 2012; referred to the
5 Committee on Banking and Insurance then the Judiciary.]
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10 A BILL to amend and reenact §33-6D-1 of the Code of West Virginia,
11 1931, as amended, relating to use of particular companies or
12 locations providing automobile glass replacement or repair
13 services; adding third-party administrator to those who may
14 not require particular companies or locations when a claim is
15 made under an insurance policy; and adding that those who may
16 not require use of particular companies or locations may also
17 not recommend particular companies or locations.

18 *Be it enacted by the Legislature of West Virginia:*

19 That §33-6D-1 of the Code of West Virginia, 1931, as amended,
20 be amended and reenacted to read as follows:

21 **ARTICLE 6D. MOTOR VEHICLE REPAIR AND REPLACEMENT REFERRALS.**

22 **§33-6D-1. Required use of particular companies or locations**
23 **providing automobile glass replacement or repair**

1 **services or products prohibited.**

2 No insurer issuing or renewing in this state ~~any~~ a motor
3 vehicle insurance policy, nor any agent, ~~or~~ adjuster or third-party
4 administrator thereof, may require or recommend the insured or ~~any~~
5 a person making a claim under such policy to use a particular
6 company or location to obtain automobile glass replacement or
7 repair services or products insured, in whole or in part, by that
8 policy.

NOTE: The purpose of this bill is to add third-party administrator to those who may not require particular companies or locations to replace glass or perform repairs on automobiles when a claim is made under an insurance policy; add that those who may not require use of particular companies or location may also not recommend a particular company or location.

Strike-throughs indicate language that would be stricken from the present law, and underscoring indicates new language that would be added.