



**PRESIDENT:** REP. CRAIG EILAND, TX  
**VICE PRESIDENT:** REP. FRANK WALD, ND  
**SECRETARY:** SEN. ALAN SANBORN, MI  
**TREASURER:** REP. BRIAN KENNEDY, RI  
**EXECUTIVE COMMITTEE CHAIR:** SEN. JAMES SEWARD, NY

## **FOR IMMEDIATE RELEASE**

**CONTACT:** Susan Nolan  
Candace Thorson  
NCOIL National Office  
518-687-0178

### **LEGISLATORS CONCLUDE NCOIL AFTERMARKET CRASH PARTS DEBATE, ADOPT RESOLUTION**

**San Diego, California, November 21, 2005** — Concluding well over ten years' debate regarding aftermarket crash parts, the National Conference of Insurance Legislators (NCOIL) on November 19 unanimously adopted at its Annual Meeting here a *Resolution Regarding Motor Vehicle Crash Parts*. The resolution replaces further consideration of a proposed *Certified Aftermarket Crash Parts Model Act (substitute amendment)*.

Strongly endorsed by a range of interested parties, the resolution recognizes the importance of competition in the crash repair industry and supports 1) use of all kinds of crash parts when appropriate; 2) consumer awareness of the differences between types of crash parts, as well as notification regarding the kind of part for which an insurer will reimburse; and 3) having an insurer stand behind the part(s) it requires.

An NCOIL Aftermarket Crash Parts Subcommittee, formed following the July NCOIL Summer Meeting, officially recommended that the Property-Casualty Insurance Committee consider the resolution in place of the aftermarket model law.

The Subcommittee initially agreed to a series of amendments to the model but ultimately determined that they were unworkable and that a resolution would be more appropriate. At the Annual Meeting, the Subcommittee presented, for the full P-C Committee's review, the rejected amendments so that the Committee could appreciate the scope of the Subcommittee's work.

The proposed model act would have, among other things, endorsed certification of aftermarket crash parts by third-party organizations, such as the Certified Automotive Parts Association (CAPA); required disclosure as to the use of certified aftermarket crash

parts; deemed that certified parts are of “like kind and quality” to car-company parts; provided that a person leasing or financing a vehicle could not be penalized for using a certified part; and identified the Act’s purpose as creating a market incentive for the use of certified aftermarket crash parts.

In November 2002, legislators deferred further review of the draft until the 2005 Spring Meeting, citing a need to address other issues. The model, first examined in November 2001, represented one aspect of NCOIL’s ongoing aftermarket deliberations.

The P-C Committee unanimously adopted the *Resolution Regarding Motor Vehicle Crash Parts* on November 17 and referred it to the Executive Committee, which unanimously adopted it on November 19.

The NCOIL Annual Meeting was held at the Hilton San Diego Resort in San Diego, California.

NCOIL is an organization of state legislators whose main area of public policy concern is insurance legislation and regulation. Many legislators active in NCOIL either chair or are members of the committee responsible for insurance legislation in their respective state houses across the country. More information is available at [www.ncoil.org](http://www.ncoil.org).

For further details, please contact NCOIL at 518-687-0178.

# # #