

EFFECTIVE JULY 1, 1999

SECTION 2. IC 27-4-1.5-8:

Sec. 8. (a) An insurer that is obligated to pay at least part of the cost of repairing the exterior of a motor vehicle under an insurance policy issued by the insurer may not direct a body shop to repair the motor vehicle until the insurer has presented the insured with a written notice that meets the requirements set forth in subsections (b) and (c).

(b) An insurer described in subsection (a) shall present the insured with a written notice that does the following:

- (1) Informs the insured that the insured has a right to approve the type of body parts to be used in the repair of the motor vehicle.
- (2) Gives the insured an opportunity, in approving the type of body parts to be used in the repair of the motor vehicle, to select from among the following:
 - (A) New body parts manufactured by or for the manufacturer of the motor vehicle.
 - (B) New body parts that were not manufactured by or for the manufacturer of the motor vehicle.
 - (C) Used body parts.

(c) An insurer described in subsection (a) shall give the insured an opportunity to indicate in writing the type of body part that the insured approves for use in the repair of the motor vehicle.

(d) This section applies only in the five (5) years after the model year of the to the most current motor vehicle model year and the immediate two (2) preceding model years.

The above law is designed to protect your right of choice of parts to be used in the event of an insurance claim against your own insurance company to your vehicle. This law does not directly apply to claims against another Insurer (not your own) in what is referred to as a 3rd party claim. However, there are additional protections to your rights in these cases that may be available to you as well.

We will have a special form which will require you to select and sign in regards to the parts you authorize to be used on your vehicle when your insurance company is responsible for payment.