

HB1039



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB1039

Introduced 02/11/09, by Rep. JoAnn D. Osmond

SYNOPSIS AS INTRODUCED:

815 ILCS 308/15

Amends the Automotive Collision Repair Act. Makes a technical change in a Section concerning disclosures to consumers.

LRB096 08934 KTG 19071 b

A BILL FOR

1 AN ACT concerning business.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Automotive Collision Repair Act is amended
5 by changing Section 15 as follows:

6 (815 ILCS 308/15)

7 Sec. 15. Disclosure to consumers; estimates.

8 (a) No work for compensation that exceeds \$100 shall be
9 commenced without specific authorization from the consumer
10 after the disclosure set forth in this Section.

11 (b) Every motor vehicle collision repair facility shall
12 either (i) give to each consumer a written estimated price for
13 labor and parts for a specific repair and shall not charge for
14 work done or parts supplied in an amount that exceeds the
15 estimate by more than 10% without oral or written consent from
16 the consumer; or (ii) give to each consumer a written price
17 limit for each specific repair and shall not exceed that limit
18 without oral or written consent of the consumer. The estimate
19 shall include the total costs to repair the motor vehicle.

20 Estimates shall include all charges to be paid by the
21 consumer to complete the repair, including any charges for
22 estimates, diagnostics, storage, and administrative fees.

23 (c) Motor vehicle collision repair facilities shall

1 describe in the estimate the major parts needed to effectuate
2 the repair and shall designate the parts as either new parts,
3 used parts, rebuilt or reconditioned parts, or aftermarket
4 parts as set forth in Section 10 of this Act.

5 (d) Estimates shall indicate that the ~~the~~ collision repair
6 facility may use a combination of industry standard flat rate
7 (time) manuals, actual time, or condition of the motor vehicle
8 to determine labor costs. This disclosure mandate may also be
9 fulfilled by means of a sign that provides the same information
10 to the consumer. The sign shall be posted at a location that
11 can be easily viewed by the consumer.

12 (e) If it is necessary to disassemble or partially
13 disassemble a motor vehicle or motor vehicle component in order
14 to provide the consumer a written estimate for required
15 repairs, the estimate shall show the cost of any disassembly if
16 the consumer elects not to proceed with the repair of the motor
17 vehicle.

18 (f) The estimate shall include the date the estimate was
19 prepared or the date the motor vehicle was presented to the
20 collision repair facility for repair and the odometer reading
21 on the motor vehicle at the time the motor vehicle was left
22 with the collision repair facility.

23 (Source: P.A. 93-565, eff. 1-1-04.)