

FIRST REGULAR SESSION

SENATE BILL NO. 137

93RD GENERAL ASSEMBLY

INTRODUCED BY SENATOR TAYLOR.

Pre-filed December 28, 2004, and ordered printed.

TERRY L. SPIELER, Secretary.

0563L.01I

AN ACT

To amend chapter 407, RSMo, by adding thereto two new sections relating to insurance companies owning or contracting with certain motor vehicle repair shops, with penalty provisions.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 407, RSMo, is amended by adding thereto two new sections, to be known as sections 407.297 and 407.298, to read as follows:

407.297. No insurer, as defined in section 407.295, shall acquire or maintain any ownership interest in an auto body repair shop or a windshield repair or replacement shop. An insurer that has an ownership interest in an auto body repair shop or a windshield repair or replacement shop shall divest itself of this interest by August 28, 2008. Any violation of this section shall be deemed an unlawful practice as the term is used in sections 407.010 to 407.130, and shall be subject to the enforcement provisions of sections 407.010 to 407.130.

407.298. No insurer, as defined in section 407.295, shall offer an incentive or provide compensation to any person for the purpose of rewarding that person for referring an insured to an auto body repair shop or a windshield repair or replacement shop within which the insurer maintains an ownership interest. Any violation of this section shall be deemed an unlawful practice as the term is used in sections 407.010 to 407.130, and shall be subject to the enforcement provisions of sections 407.010 to 407.130.