AFTERMARKET CRASH PARTS ACT
Act 158 of 1991

AN ACT to provide for certain disclosures with respect to the use of aftermarket crash parts in the repair of motor vehicles; and to prescribe the powers and duties of repair facilities and installers with respect to the use of aftermarket crash parts.

History: 1991, Act 158, Eff. Feb. 1, 1992.

The People of the State of Michigan enact:

257.1361 Short title.

Sec. 1. This act shall be known and may be cited as the "aftermarket crash parts act".

History: 1991, Act 158, Eff. Feb. 1, 1992.

257.1362 Definitions.

Sec. 2. As used in this act:

(a) "Aftermarket crash part" means a replacement part for a nonmechanical sheet metal part or plastic part that constitutes part of the exterior of a motor vehicle, including, but not limited to, an inner or outer panel.

(b) "Installer" means an individual who replaces or repairs parts of a motor vehicle.

(c) "Insurer" means an insurance company authorized to transact property, fire, or casualty insurance in this state and an agent of the insurer and includes an insurance association, pool, or facility created under the insurance code of 1956, Act No. 218 of the Public Acts of 1956, being sections 500.100 to 500.8302 of the Michigan Compiled Laws.

(d) "Motor vehicle" means a self-propelled device by which a person or property may be transported upon a public highway. Motor vehicle does not include a tractor, motorcycle, moped, trailer, semitrailer, bus, power shovel, road machinery, agricultural machinery, or other machinery or vehicle not designed primarily for highway transportation, but which may incidentally transport persons or property on a public highway. Motor vehicle also does not include a device that moves upon or is guided by a track.

(e) "Nonoriginal equipment manufacturer aftermarket crash part" or "non-OEM aftermarket crash part" means an aftermarket crash part not made by or for the manufacturer of a motor vehicle.

(f) "Repair facility" means any motor vehicle dealer, garage, body repair shop, or other commercial entity that undertakes the repair or replacement of parts that generally constitute the exterior of a motor vehicle.

History: 1991, Act 158, Eff. Feb. 1, 1992.

257.1363 Non-OEM aftermarket crash parts; use.

Sec. 3. If an insurer requests the use of non-OEM aftermarket crash parts in the repair of an insured's motor vehicle, a repair facility or installer may use non-OEM aftermarket crash parts to repair a vehicle only if the insured receives a written estimate of repairs that clearly identifies each non-OEM aftermarket crash part and that contains or has attached to it in not less than 10-point bold type the following information:

"This estimate has been prepared based on the use of aftermarket crash parts supplied by a source other than the manufacturer of your motor vehicle. Warranties that apply to these replacement parts are provided by the manufacturer, distributor, or insurer of these parts."

History: 1991, Act 158, Eff. Feb. 1, 1992.

257.1364 Effective date.

Sec. 4. This act shall take effect February 1, 1992.

History: 1991, Act 158, Eff. Feb. 1, 1992.

CAUTION
This document is from an archive and may contain outdated information.

© Legislative Council, State of Michigan Courtesy of www.legislature.mi.gov