

AUTO COLLISION REPAIR LICENSING ADVISORY BOARD

Meeting Minutes of July 28, 2010

Members present: Dave Reynolds, Independent Repair Member,

Chairman of the Board

Tom Broderick, Chief Auto Body and Salvage

Operations, DBR Member

Scott Wendel, Insurance Industry Member

Gerry Galleshaw, Public Member

Dan Coleman, Glass Industry Member

Chris Hurd, New Car Dealer Member

Dave Doucet, RISP Law Enforcement Member

Members absent: Louis D'Quattro, Jr.,

Deputy Director, Div. of Regulatory Standards,

Compliance and Enforcement, DBR Member

Dennis Gamba, Direct Repair Member

Others present: Randy Bottella, Reliable Collision

Kim Precious, Implementation Aide

Evelyn Ferrara, Licensing Aide

Scott Fowler, Metlife Auto

Larry Alan, Nationwide

Jack Condon, Progressive

MEETING CALLED TO ORDER AT 10:32 A.M.

DAVE REYNOLDS: First order of business is to amend or approve minutes from June 30, 2010, meeting. Executive meeting minutes on the table are only for the board members.

Motion to pass minutes as submitted: Second: CH, All in favor

Old Business

Regulation 4

DR: Asked if everyone had a copy of red-lined Regulation changes. Take a look at Page 2, Full Collision license correction to subsection 5 instead of subsection c, that is because c doesn't exist.

KP: 5(b) typo – License fee should be \$300.

DR: That should be 300 along with the word “three hundred” in parenthesis.

ON page 4 under Section (c) , every licensee must maintain equip and apparatus as described in section 4 b (1) a-g section 4b (2) a-b sections. Description of what is essential to apply and maintain license. On page 5-talking about re-inspection fees –2009 changed to 2010.

Section c insurer may request to inspect the repair certification form for any of the following reasons, which may be identified to licensee when the complaint is made. As part of conducting any anti-fraud

review, responding to inquires from 1st or 3rd party claimant, and as part of re-inspection of vehicle.

Page 8 – discrepancies between the repair bill and the insurers appraisals if any cannot be presumed to imply fraudulent activity by the licensee. The estimate is a negotiated agreement between the insurance company and the shop. There can be discrepancies between the estimate and repair order because of negotiations that take place in the repair process.

DD: It looks like my concerns have been covered, if claimant signs the work-completed form, we are good.

LA: You might want to add a 5 or (v) that also allows repair certification to be requested from public safety or law enforcement agency. In that same section, it states, "must." Just to be consistent with regulatory language must, should be shall. Shall means must.

DR: I will defer to legal.

RB: Now that we are working on this regulation we should put it in what is required by law regarding the listing of license numbers in advertising documentation?

DR: Yes license number has to be on everything, cards, signs, and correspondence.

RB: The intent of that law was to readily identify unlicensed shops. It is not enforced, and there is a lot of ignorance, because shops never received a piece of paper addressing this issue.

DR: Maybe Department could issue a bulletin, and add it to Regulation per R.I. Gen. Law §5-38-9. Quote law as is.

KP: On minimum value- we are not assessing a dollar amount, because the required equipment listed should meet any minimum value we set anyway.

DR: Right.

RB: I did notice that in that section we did not reference hand tools. I don't know if that was done deliberately or if it was just an oversight. I do agree with not having a dollar amount. We are still stating the need to have these big pieces of equipment but absolutely no reference at all to hand tools. I am merely pointing it out. I don't have a concern one-way or the other.

DR: We are just looking for the main requirements of the operation, spray booth, frame machine, and welder. Changes to incorporate are: 1) The word shall where must is, 2) small (5) or (v) to consider regarding copy's to public safety and police on Page 6, 3) license fee 300, 4) add §5-38-9 to reg.

DR: 11:19 a.m. Motion to convene into Executive Session per R.I. Gen. Law §42-46-5(a) (4) for investigative proceedings regarding allegations of civil or criminal misconduct. Seconded: GG, All in favor.

DR: 12:00 p.m. Motion to adjourn meeting, seconded: TB, All in favor.