

MOTOR VEHICLE PHYSICAL DAMAGE APPRAISER ACT - COMPLIANCE WITH  
ACT

Act of Apr. 14, 2016, P.L. 79, No. 13

Cl. 63

Session of 2016

No. 2016-13

HB 1638

AN ACT

Amending the act of December 29, 1972 (P.L.1713, No.367),  
entitled "An act concerning motor vehicle physical damage  
appraisers; providing for the licensing of persons engaged  
in appraising physical damages to motor vehicles; fixing  
fees and prescribing unlawful acts and penalties," further  
providing for compliance with act.

The General Assembly of the Commonwealth of Pennsylvania  
hereby enacts as follows:

Section 1. Section 11(b), (c) and (e) of the act of December  
29, 1972 (P.L.1713, No.367), known as the Motor Vehicle Physical  
Damage Appraiser Act, are amended to read:

Section 11. Compliance with Act.--\* \* \*

(b) The appraiser shall [leave] **furnish** a legible copy of  
his appraisal [with that of] **to** the repair shop selected by the  
consumer to make the repairs and also furnish a copy to the  
owner of the vehicle. This appraisal shall contain the name of  
the insurance company ordering it, if any, the insurance file  
number, the number of the appraiser's license and the proper  
identification number of the vehicle being inspected. All  
unrelated or old damage should be clearly indicated on the  
appraisal which shall include an itemized listing of all  
damages, specifying those parts to be replaced or repaired.  
Because an appraiser is charged with a high degree of regard  
for the public safety, the operational safety of the vehicle  
shall be paramount in considering the specification of new  
parts. This consideration is vitally important where the parts  
involved pertain to the drive train, steering gear, suspension  
units, brake system or tires.

(c) [No appraiser shall secure or use repair estimates that  
have been obtained by the use of photographs, telephone calls  
or in any manner other than a personal inspection.] **An appraiser  
may prepare a repair estimate obtained by personal inspection  
or by photographs, videos or telephonic means. An appraiser  
may not require the submission of photographs or videos  
in order to obtain an appraisal. An appraiser, or an insurer  
as part of the appraisal process, shall disclose to the owner  
of the vehicle that there is no requirement to submit  
photographs or videos in order to obtain an appraisal.**

\* \* \*

(e) [Every appraiser shall promptly reinspect damaged  
vehicles prior to the repairs in question when supplementary  
allowances are requested by repair shops and the amount or  
extent of damages is in dispute.] **Supplemental repair estimates  
that become necessary after the repair work has been initiated  
due to discovery of additional damage to the motor vehicle may  
be made by personal inspection or by photographs, videos or  
telephonic means, provided that in the case of disputed repairs  
a personal inspection shall be required.**

\* \* \*

Section 2. This act shall take effect in 60 days.

APPROVED--The 14th day of April, A.D. 2016.

TOM WOLF