



THE COMMONWEALTH OF MASSACHUSETTS
AUTO DAMAGE APPRAISER LICENSING BOARD

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<http://www.mass.gov/doi>

JV/DK
8/22/07
Motion to accept.
Passed 4-1

DEVAL L. PATRICK
GOVERNOR

TIMOTHY P. MURRAY
LIEUTENANT GOVERNOR

GILBERT W. COX, JR.
CHAIRMAN

BRUCE S. KING
DAVID E. KRUPA
JOSEPH COYNE
JOSEPH A. VALARIOTI

Minutes of Meeting

**Auto Damage Appraisers Licensing Board – July 25, 2007
Marlboro, MA**

Members Present:

Gilbert W. Cox, Jr., Chairman, Law Offices of Gilbert W. Cox
Bruce S. King, King Collision
Joe Valarioti, Central Auto Rebuilders
Joe Coyne, Home & Auto Appraisal
David Krupa, Safety Insurance Company
Robert Kelly, Attorney for the Board
Yvonne Torres, Secretary

Proceedings recorded by:

Thomas Colo, Advanced Auto Body (Audio/Video)

John Joyce, Commerce (Audio/Video)

Yvonne Torres, Division of Insurance

Motion by King to accept minutes of 5/16/07 as written. Seconded by Krupa. Passed 4-0

Motion by Coyne to accept minutes of 6/12/07 as written. Seconded by Krupa. Passed 4-0

Report on Licenses

5,095 Active Licenses; **431** Pending Renewal; **25** New applications; **4** Part I retakes;

37 individuals on waiting list for the next Part II

Joe Valarioti and Yvonne Torres will coordinate the next Part II exam.

Licensing Subcommittee Report

Sue Conena and Bruce King provided a summary on the subcommittee's proposed changes to the licensing and examination process. The new procedure and effective date will be decided on at the next meeting. King stated that he would set up a meeting with Diane Silverman-Black, liaison between Thomson Prometric and the Division of Insurance to recommend that they replace their existing exam with the subcommittees newly developed written examination which is more relevant to MA laws & regulation, insurance policy and more specific to vehicle repair.

Motion by Krupa to endorse the work of subcommittee on the changes to the Part I exam. Seconded by Coyne. Passed 4-0

Brief discussion on quality appraisals and estimates. The subcommittee recommended that a complaint be filed with the Board when there is an alleged case. Matter disposed.

Expedited Supplemental Appraisal Process Status

Attorney Kelly reported that he forwarded the proposed changes to the regulation for approval and the matter is still pending.

212 CMR 2.00 – Paint & Materials

Kelly reported that the regulation is now in effect as of June 29, 2007. The Secretary of State's publication triggered the effective date. Mr. Kelly also stated that due to the costs, the Division of Insurance would not be sending out a notification letter to all of the licensed appraisers about the changes to the regulation. These changes are posted and are available on the DOI's website.

Motion by King that the Board vote to send letter to the Commissioner of Insurance requesting that notice go out to all the licensed appraiser informing them of the change to the regulation that became effective June 29th. The motion was not seconded.

Revised motion by King that Board send a letter to all licensed appraisers informing them of the change to 212 CMR. Valarioti seconded. 3-0 Passed.

Next agenda: Funds for issuance of letters to appraisers

Pending Complaints

King recommended that all parties be invited to the next meeting to attempt to settle the complaints prior to going forward to a formal hearing. Cox agreed that all parties for both complaints be invited to the next meeting for informal discussions prior to the formal hearings. Cox also requested that Attorney Kelly send out the formal notices to the parties.

Request for Clarification of the New P&M regulation

Attorney McCue read his letter dated July 23, 2007 into the record. Attorney Kelly will review the letter and will give an opinion at the next meeting.

Valarioti suggested that before processing any new complaints with respect to the recent changes, the Board should first send notices to all of the appraisers. Because of the cost factor involved in issuing a letter to all licensed appraisers notifying of the recent change to the regulation, King made a second motion that notice be sent instead to all the auto insurers and the three auto body associations and let them disseminate the information to all their members.

King did not rescind his previous motion. Valarioti seconded.

Passed 3-0. Chairman voted in the affirmative.

Cox requested that Mr. Torres place a complaint that filed by AASP with the Board on the agenda for the next meeting for a vote.

Requests for Temporary Licenses

Joshua Fahlbush is on the list to take the next Part II which has not yet been scheduled. King voted to issue a 60 day temporary license upon receipt of the \$50.00 fee. Seconded by Valarioti. Passed 3-0.

Robert Chixarro is also on the list to take the next Part II. King voted to issue a 60 day temporary license upon receipt of the \$50 fee. Seconded by Krupa. Passed 4-0.

Valarioti requested that the temporary license fee be raised to \$100.00. Mr. Cox requested that the item be on the agenda for next meeting. Also on the agenda for the next meeting will be a discussion of the Board's advisory rulings.

Future ADALB Meetings: August 22, 2007; September 26, 2007; October 24, 2007