



House of Representatives *State of Utah*

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February 14, 2005

Mr. Speaker:

The Business and Labor Committee reports a favorable recommendation on **1st Sub. S.B. 48**, INSURANCE CANCELLATION AND NONRENEWAL RESTRICTIONS, by Senator P. Arent, with the following amendments:

1. *Page 4, Line 118 through Page 5, Line 131:*

- 118 (5) Notwithstanding Subsections (2) and (4), an insurer may not cancel or fail to
renew
- 119 ~~§~~→ [an insurance policy] the following personal lines insurance policies ←~~§~~ solely on
the basis
- 119a of:
- 120 (a) in the case of a motor vehicle insurance policy:
- 121 (i) a claim from the insured that:
- 122 (A) results from an accident :
- (I) in which the insured is not at fault; and
- (II) the driver of the motor vehicle that is covered by the motor vehicle
insurance policy is 21 years of age or older; and
- 123 (B) is the only claim meeting the condition of Subsection (5)(a)(i)(A) within a
124 36-month period;
- 125 (ii) a single traffic violation by an insured that:
- 126 (A) is a violation of a speed limit under Title 41, §→ [Chapter 6, Traffic Rules and
127 Regulations;] Chapter 6a, Traffic Code;
- 127a (B) is not in excess of ten miles per hour over the speed limit;
- 128 ~~(B)~~ (C) ←~~§~~ is not a §→ [school zone] ←~~§~~ traffic violation under §→ :
- 128a (I) Subsection 41-6a-601;
- 128b (II) ←~~§~~ Section §→ [41-6-48.5;] 41-6a-604; or
- 128c (III) Section 41-6a-605; {and}
- 129 ~~(C) is not in excess of ten miles per hour over the speed limit; and]~~ ←~~§~~
(D) is not a violation by an insured driver who is younger than 21 years of
age; and

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130 ~~{(D)}~~ (E) is the only violation meeting the conditions of Subsections
 (5)(a)(ii)(A) through
131 ~~{(C)}~~ (D) within a 36-month period;

2. *Page 5, Lines 143 through 146a*
 Senate 2nd Reading Amendments
 2-10-2005:

143 (i) results solely from:
144 (A) wind;
145 (B) hail; {~~—S—~~[or]~~—S—~~} or

146 (C) lightning; {~~—S—~~or
146a —(D) fire; ~~—S—~~}

Respectfully,

Stephen D. Clark
Committee Chair

Voting: 12-0-1

3 SB0048.HC1.WPD 2/15/05 8:41 am msteinagel/MBS PO/MBS

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