

28 *Be it enacted by the Legislature of the state of Utah:*

29 Section 1. Section **78B-10b-101** is enacted to read:

30 **CHAPTER 10b. PERSONAL INJURY PROTECTION ARBITRATION ACT**

31 **78B-10b-101. Title.**

32 This chapter is known as the "Personal Injury Protection Arbitration Act."

33 Section 2. Section **78B-10b-102** is enacted to read:

34 **78B-10b-102. Definition.**

35 As used in this chapter, "commissioner" means the commissioner of insurance.

36 Section 3. Section **78B-10b-103** is enacted to read:

37 **78B-10b-103. Personal Injury Protection Arbitration Program.**

38 (1) Any dispute regarding the recovery of medical expense benefits or other benefits
39 provided under personal injury protection coverage pursuant to Section 31A-22-307 arising out
40 of the operation, ownership, maintenance, or use of an automobile may be submitted to
41 arbitration ~~§~~→ [on the initiative of any party] if all parties ←~~§~~ to the dispute ~~§~~→ agree ←~~§~~ .

42 (2) This chapter also applies to any arbitration required under Subsection
43 31A-22-309(6)(a)(ii).

44 (3) Dispute resolution proceedings under this chapter shall include simplified
45 arbitration procedures that promote efficiency and cost savings through the utilization of
46 electronic filing and administration.

47 (4) Program costs shall be paid from fees generated from the users of the program.

48 (5) A request for dispute resolution may be made by an injured party, the insured, a
49 provider who is an assignee of personal injury protection benefits, or the insurer.

50 (6) All decisions of the dispute resolution professional shall:

51 (a) be in writing, in a form prescribed by the commissioner;

52 (b) state the issues in dispute, findings, and conclusions on which the decision is based;

53 and

54 (c) be signed by the dispute resolution professional.

55 (7) The dispute resolution professional may award expenses, interest, and attorney fees
56 pursuant to Section 31A-22-309.

57 (8) The final determination of the dispute resolution professional shall be binding upon
58 the parties unless vacated, modified, or corrected by review under Title 78B, Chapter 11, Utah