

S.B. 197

MOTOR VEHICLE INSURANCE - SETTLEMENT OF CLAIMS

SENATE FLOOR AMENDMENTS

AMENDMENT 1

MARCH 4, 2014 4:06 PM

Senator **Gene Davis** proposes the following amendments:

1. *Page 1, Line 14:*

14 ▶ provides that ~~{a person}~~ an insured person injured by an unfair claim settlement practice may bring a

2. *Page 1, Lines 18 through 20:*

18 ▶ provides that a court may award ~~{a person}~~ an insured person injured by an unfair claim settlement
19 practice actual damages, costs, and attorney fees, and, if the court determines that
20 the circumstances are appropriate, punitive damages; and

3. *Page 2, Lines 36 through 42:*

36 (1) ~~{A person}~~ An insured person injured by an unfair claim settlement practice, as described
in Section
37 31A-26-303, may bring a private cause of action against an insurer or a person representing an
38 insurer who engages in the unfair claim settlement practice if the unfair claim settlement
39 practice was made in relation to an insurance policy or combination of insurance policies
40 purchased to satisfy the owner's or operator's security requirement of Section 41-12a-301.
41 (2) In an action under Subsection (1), a court may award ~~{a}~~ an insured person injured by an
unfair
42 claim settlement practice: