

MOTOR VEHICLE INSURANCE PREMIUM RATES

1998 GENERAL SESSION

STATE OF UTAH

Sponsor: Trisha S. Beck

Patrice Arent

AN ACT RELATING TO INSURANCE CODE; PROHIBITING CERTAIN INSURANCE RATE INCREASES FOR VEHICLES UNDER CERTAIN CIRCUMSTANCES.

This act affects sections of Utah Code Annotated 1953 as follows:

ENACTS:

31A-19-211, Utah Code Annotated 1953

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

Section 1. Section **31A-19-211** is enacted to read:

31A-19-211. Premium increases prohibited for acts of vandalism.

(1) Each rate, rating schedule, and rating manual filed with the commissioner for insurance covering a vehicle or the operation of a vehicle may not permit a premium increase due to:

(a) telephone calls or other inquiries that do not result in the payment of a claim; or

(b) a claim resulting from any incident, including acts of vandalism, in which the person named in the policy or any other person using the insured motor vehicle with the express or implied permission of the named insured is not at fault, as defined in Section 78-27-37.

(2) This section is an exception to the provisions of Section 31A-19-201.