



# House of Representatives *State of Utah*

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February 4, 2005

Mr. Speaker:

The Judiciary Committee recommends **H.B. 235**, INSURANCE AMENDMENTS, by Representative S. Urquhart, be replaced and reports a favorable recommendation on **1st Sub. H.B. 235**, INSURANCE ARBITRATION AMENDMENTS with the following amendments:

1. *Page 1, Lines 22 through 24:*

- 22           ▶ provides that if a plaintiff, as the moving party in a trial de novo, does not  
                  receive a  
23    verdict that is at least \$5,000 or 20% or greater than the arbitration award {~~or~~  
\$5,000} , the  
24    plaintiff is responsible for the nonmoving party's costs;

2. *Page 4, Lines 108 through 111:*

- 108           (11) (a) If the plaintiff, as the moving party in a trial de novo requested under  
109    Subsection (9), does not obtain a verdict that is at least \$5,000 or 20% {~~or~~  
\$5,000} greater than the  
110    arbitration award, {~~which is greater,~~} the plaintiff is responsible for all of the  
nonmoving party's  
111    costs.

Respectfully,

James A. Ferrin  
Committee Chair

Voting: 11-0-2

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