



House of Representatives *State of Utah*

UTAH STATE CAPITOL COMPLEX • 350 STATE CAPITOL
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February 18, 2008

Mr. Speaker:

The Law Enforcement and Criminal Justice Committee reports a favorable recommendation on **H.B. 467**, MOTOR VEHICLE INSURANCE ARBITRATION AMENDMENTS, by Representative S. Urquhart, with the following amendments and recommends it be placed on the Consent Calendar.

1. *Page 1, Lines 20 through 23:*

20 ▶ increases the cap on the award of costs from \$2,500 to \$4,000; and
21{————▶—} provides that if a trial de novo is requested, the moving party shall pay
 the
22 nonmoving party's portion of the costs and fees for the arbitrator or arbitration
23 panel; and }

2. *Page 4, Line 109:*

109 (11) ~~{(a)}~~ An arbitration award issued under this section shall be the final
 resolution of

3. *Page 4, Lines 112 through 118:*

112 ~~{(a)}~~ {(i)} (a) either party, within 20 days after service of the arbitration
 award:
113 ~~{(i)}~~ ~~{(A)}~~ (i) files a notice requesting a trial de novo in the district court; and
114 ~~{(ii)}~~ ~~{(B)}~~ (ii) serves the nonmoving party with a copy of the notice
 requesting a trial de
115 novo under Subsection (11)(a)(i) ~~{(A)}~~ ; or
116 ~~{(b)}~~ ~~{(ii)}~~ (b) the arbitration award has been satisfied.
117 {(b) If a trial de novo is requested under this Subsection (11), the moving
 party shall pay

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118 the nonmoving party's portion of the costs and fees for the arbitrator or arbitration panel. }

Respectfully,

DeMar "Bud" Bowman
Committee Chair

Voting: 9-0-2

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