

H.B. 79

PROPERTY AND CASUALTY CERTIFICATE OF INSURANCE ACT

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 2

FEBRUARY 3, 2011 1:25 PM

Representative **Todd E. Kiser** proposes the following amendments:

1. Page 1, Line 19:

{19 → provides for the charging of a service fee; }

2. Page 2, Lines 42 through 51:

42 (1) This part is known as the "Property and Casualty Certificate of Insurance Act."

43 (2) ~~{This}~~ (a) Except as provided in Subsection (2)(b), this part applies to ~~{:~~

44 ~~(a)}~~ a certificate of insurance issued on or after May 10, 2011, as evidence of insurance

45 coverage on property, operations, or risks located in this state ~~{;and}~~ .

(b) This part applies on and after July 1, 2012, to a certificate of insurance that is issued as evidence of insurance coverage on property, operations, or risks located in this state if the certificate of insurance is an exhibit to a contract executed before July 1, 2012.

46 ~~{(b) regardless}~~ (c) This part applies, regardless of where located, to the following in relation to a certificate of insurance

47 described in Subsection (2) ~~{(a)}~~ (b) :

48 (i) a certificate holder;

49 (ii) a policyholder;

50 (iii) an insurer; or

51 (iv) an insurance producer.

3. Page 2, Line 58 through Page 3, Line 59:

58 (2) "Certificate of insurance" means a document that is prepared for or issued to a person who is not a policyholder as evidence

59 of insurance ~~{coverage}~~ , regardless of how it is titled or described.

4. Page 4, Lines 102 through 106:

102 (4) A certificate of insurance shall contain a statement similar to the following: "This

103 certificate of insurance is issued as ~~{a matter of information only}~~ evidence of insurance and confers no rights upon the

104 certificate holder except as may be afforded by the terms of an insurance policy referenced in this certificate of insurance . This certificate of insurance does not amend, extend, or alter the coverage,

105 terms, exclusions, and conditions afforded by an insurance policy referenced in this certificate

106 of insurance."

5. *Page 4, Lines 109 through 110:*

109 (1) A person may not knowingly request or require the issuance of a certificate of insurance from
110 an insurer, insurance producer, or policyholder that contains false or misleading information