

1st Sub. H.B. 61

PORTABLE ELECTRONICS INSURANCE RELATED AMENDMENTS

HOUSE FLOOR AMENDMENTS

AMENDMENT 1

JANUARY 31, 2012 2:15 PM

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

1. *Page 40, Lines 1218 through 1229:*

1218 (1) To obtain or renew a portable electronics insurance limited lines license under this
1219 part, a person shall:
1220 (a) file with the department an application for a portable electronics limited lines
1221 license on forms and in the manner the commissioner prescribes;
1222 (b) subject to Subsection (4), provide the name {, residence address;} and other
1223 information required by the commissioner for {an employee or officer of the vendor that} **a licensed**
1224 individual who is
1225 designated by the applicant as the person responsible for the vendor's compliance with the
1226 requirements of this chapter; and
1227 (c) pay a fee established by the department in accordance with Section 31A-3-103,
1228 except for an initial or renewal portable electronics limited lines license in no event may the fee
1229 exceed \$100 per location in the state at which the vendor engages in portable electronics
transactions.

2. *Page 42, Lines 1272 through 1278:*

1272 Notwithstanding Section 31A-2-308, if a vendor or the vendor's employee or authorized
1273 representative violate this part, the commissioner may do any of the following in accordance
1274 with Title 63G, Chapter 4, Administrative Procedures Act:
1275 (1) impose a fine not to exceed:
1276 (a) (i) {~~\$100~~} **\$2,500** per violation by {an} **a licensed** individual; or
1277 (ii) \$5,000 per violation by an entity; or
1278 (b) \$40,000 in the aggregate for the conduct; or

3. *Page 43, Lines 1311 through 1316:*

1311 (3) Portable electronics insurance may be offered on a month to month or other
1312 periodic basis as a group or master commercial inland marine policy issued to a vendor of
1313 portable electronics for its enrolled customers. Notwithstanding any other provision of law to
1314 the contrary, {a policy of} **forms for** portable electronics insurance shall be filed with the
1315 commissioner in
1316 accordance with Section 31A-21-201, and rates for portable electronics insurance shall be filed
in accordance with Section 31A-19a-203.

