

2nd Sub. S.B. 219
DISASTER RECOVERY LIENS

Senator **Stephen H. Urquhart** proposes the following amendments:

1. Page 1, Lines 14 through 16:

14 insured {~~—~~
15 ~~————— for \$2,500 or more; and~~
16 ~~—————~~ } that are intended to pay for the mitigation service.

2. Page 2, Lines 29 through 31:

29 (a) "Certificate of satisfactory completion" means a document signed by a provider and at least one
named
30 insured in which :
(i) the provider warrants that the provider performed the mitigation service provided
under the service agreement in accordance with the generally accepted industry standards applicable to
the mitigation service provided; and
(ii) the named insured {certifies} verifies that the provider satisfactorily completed the
31 mitigation service provided under the service agreement.

3. Page 2, Lines 37 through 39:

37 (e) (i) "Mitigation service" means labor, equipment, or material provided on damaged
38 property for the purpose of performing repairs necessary to prevent further damage caused by
39 the covered peril {, including cleanup} .
(ii) "Mitigation service" includes:
(A) drying interior elements, including drywall, flooring, wall studs, and seal plates;
(B) cleaning a sewer overflow; and
(C) cleaning fire damage.
(iii) "Mitigation service" does not include labor, equipment, or material provided for the purpose
of restoring the damaged property to its pre-loss condition.

4. Page 2, Line 42:

42 (g) "Service agreement" means a written {agreement} work authorization between an owner
of property

5. Page 2, Lines 45 through 47:

45 (2) (a) Within 10 business days after the day on which a provider completes a
46 mitigation service governed by a service agreement, the provider shall , **if payment for the mitigation service**
is still owing, send to the insurer of the
47 damaged property:

6. *Page 2, Lines 51 through 56:*

51 (i) that the provider claims {~~money~~} **insurance proceeds** owed for a mitigation service
provided under a
52 service agreement;
53 (ii) the name, address, and telephone number of the insured; **and**
54 (iii) the date of the service agreement {~~;~~ **and**
55 ~~(iv) the amount still owed to the provider for the mitigation service provided under the~~
56 ~~service agreement, if any~~} .

7. *Page 3, Lines 60 through 63:*

60 an additional payee on each check issued to the insured that is {~~;~~
61 ~~(a) for \$2,500 or more; and~~
62 ~~(b)~~} intended to pay for the mitigation service described in the provider's notice of
63 completion and certificate of satisfactory completion.