

59 property and casualty insurance policy insuring a residential building:

60 (a) may authorize a residential contractor to be named as a copayee for the payment of
61 benefits under a property and casualty insurance policy covering the residential building;

62 (b) shall include:

63 (i) an itemized description of the work to be done on the insured residential building;

64 and

65 (ii) the total amount the insured agreed to pay for the work described in Subsection
66 (1)(b)(i);

67 (c) shall include a statement that the residential contractor has made no assurances that
68 an insurance contract will fully cover the claimed loss;

69 (d) shall include a notice in substantially the following form and in capitalized 14-point
70 type:

71 "YOU ARE AGREEING TO GIVE UP CERTAIN RIGHTS YOU HAVE UNDER
72 YOUR INSURANCE POLICY. PLEASE READ AND UNDERSTAND THIS DOCUMENT
73 BEFORE SIGNING.

74 THE ITEMIZED DESCRIPTION OF THE WORK TO BE DONE SHOWN IN THIS
75 ASSIGNMENT FORM HAS NOT BEEN AGREED TO BY THE INSURER. THE INSURER
76 HAS THE RIGHT TO PAY ONLY FOR THE COST TO REPAIR OR REPLACE
77 DAMAGED PROPERTY CAUSED BY A COVERED PERIL.";

78 (e) may not impair the interest of a mortgagee listed on the declarations page of the
79 property and casualty insurance policy that is the subject of the assignment; and

80 (f) may not prevent or inhibit an insurer from communicating with a named insured
81 listed on the declarations page of the property and casualty insurance policy that is the subject
82 of the assignment.

83 (2) A party ~~to~~ **§→** receiving ~~to~~ **←§** the assignment described in Subsection (1) shall **§→** :

83a (a) ~~to~~ **←§** deliver the assignment

84 to the insurer of the residential building within five business days after **§→** the earlier of ~~to~~ **←§** the
84a day on which **§→** :

84b (i) ~~to~~ **←§** the

85 assignment is executed **§→** [] ; or

85a (ii) repair work begins on the residential building; and

85b (b) cooperate with the insurer of the residential building in an investigation into
85c the claimed loss by:

85d (i) providing each document and record the insurer requests; and

85e (ii) complying with each post-loss duty included in the insurance policy.

85f ←§

86 Section 3. Section **13-50-302** is enacted to read:

87 **13-50-302. Residential contractor, prohibited acts.**

88 A residential contractor may not rebate or offer to rebate any portion of an insurance

89 deductible as an inducement to the sale of a good or service.