

STATE RISK MANAGEMENT AMENDMENTS

2020 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Brady Brammer

Senate Sponsor: _____

LONG TITLE

General Description:

This bill amends the Insurance Code regarding governmental immunity.

Highlighted Provisions:

This bill:

▶ amends provisions of the Insurance Code regarding governmental immunity and arbitration in third party motor vehicle accident cases.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

31A-12-107, as last amended by Laws of Utah 2008, Chapter 382

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **31A-12-107** is amended to read:

31A-12-107. Governmental immunity.

Notwithstanding any other provision of this title, a governmental entity is not:

(1) an insurer for purposes of this title [~~and is not~~];

(2) engaged in the business of insurance to the extent that it is:



28 [~~1~~] (a) covering its own liabilities under Title 63G, Chapter 7, Governmental
29 Immunity Act of Utah; or
30 [~~2~~] (b) engaging in other related risk management activities related to the normal
31 course of its activities~~[-]; or~~
32 (3) subject to arbitration under Section [31A-22-321](#).