

2nd Sub. H.B. 37 INSURANCE AMENDMENTS

SENATE FLOOR AMENDMENTS

AMENDMENT 3

MARCH 3, 2020 8:09 AM

Senator **Curtis S. Bramble** proposes the following amendments:

1. *Page 107, Lines 3302 through 3311:*

- 3302 (2) The restatement is not the law or public policy of this state if the restatement is
3303 inconsistent or in conflict with or otherwise not addressed by:
3304 (a) the Constitution of the United States;
3305 (b) the Utah Constitution;
3306 (c) a state statute;
3307 (d) state case law; or
3308 (e) state-adopted common law.
3309 ~~{(3) The restatement is not a source of Utah law.}~~
3310 Section 26. Section **31A-22-305** is amended to read:
3311 31A-22-305. Uninsured motorist coverage.

2. *Page 165, Lines 5089 through 5098:*

- 5089 (c) For a claim payment or a provider response to a request for information that is 91 or
5090 more days late, the late fee shall be determined by adding together:
5091 (i) the late fee for a 90-day period under Subsection (8)(b); and
5092 (ii) the following multiplied together:
5093 (A) the total amount of the claim the insurer is obliged to pay;
5094 (B) the total number of days the response or payment was late beyond the initial 90-day
5095 period; and
5096 ~~[(C) the rate of interest set in accordance with Section 15-1-1.]~~
5097 (C) {~~0.55%~~ 0.055% daily interest rate.
5098 (d) Any late fee paid or collected under this section shall be separately identified on the