

119 or the physician of either to submit a preliminary claim report and then requiring the
120 subsequent submission of formal proof of loss forms which contain substantially the same
121 information; or

122 (h) not attempting in good faith to effectuate a prompt, fair, and equitable settlement of
123 claims in which liability is reasonably clear.

124 (4) The commissioner may define by rule[;] made in accordance with Title 63G,
125 Chapter 3, Utah Administrative Rulemaking Act, acts or general business practices [~~which~~]
126 that are unfair claim settlement practices, after a finding that those practices are misleading,
127 deceptive, unfairly discriminatory, overreaching, or an unreasonable restraint on competition.

128 (5) Subsections (2)(d), (e), and (f) do not apply if:

129 (a) the lienholder holds a lien by statute; or

130 (b) the party's claim to entitlement to reimbursement is under a contractual ~~H~~→ obligation

130a or ~~H~~← lien to

131 repay benefits from compensation received from a responsible third party.

132 [~~5~~] (6) This section does not create any private cause of action.