Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HB19-1283 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1. Amend printed bill, page 3, line 19, strike "liability." and substitute "liability - definition."

2. Page 3, line 20, after "THIRTY" insert "CALENDAR".

3. Page 3, line 21, after "A" insert "COMMERCIAL AUTOMOBILE OR PERSONAL AUTOMOBILE".

4. Page 3, line 24, after "PROVIDE" insert "COMMERCIAL AUTOMOBILE OR PERSONAL AUTOMOBILE".

5. Page 3, lines 26 and 27, strike "PROSPECTIVE CLAIMANT" and substitute "THE CLAIMANT'S ATTORNEY".

6. Page 4, line 1, after "THIRTY" insert "CALENDAR".

7. Page 4, strike lines 2 and 3 and substitute "OR THE CLAIMANT'S ATTORNEY, WHICH REQUEST IS SENT TO THE INSURER'S REGISTERED AGENT, A STATEMENT SETTING FORTH THE FOLLOWING INFORMATION WITH".

8. Page 4, line 4, strike "INSURANCE," and substitute "INSURANCE OF THE NAMED INSURED,".

9. Page 4, line 7, strike "PARTY;" and substitute "PARTY, AS THE NAME
APPEARS ON THE DECLARATIONS PAGE OF THE POLICY;”.

Page 4, line 8, after "COVERAGE;" add "AND".

Page 4, strike lines 9 through 11.

Renumber succeeding subparagraph accordingly.

Page 4, lines 13 and 14, strike "OR AN INSURED PARTY'S INSURANCE AGENT, ".

Page 4, strike lines 17 through 21 and substitute "PARTY.".

Page 4, line 22, strike "OR AN INSURED PARTY".

Page 4, line 25, after the second "THE" insert "RECEIPT OF THE".

Page 4, lines 26 and 27, strike "OR AN INSURED PARTY".

Page 5, line 1, strike "OR INSURED PARTY".

Page 5, strike lines 4 through 13 and substitute:

"(4) THE CLAIMANT AND ANY ATTORNEY OF THE CLAIMANT SHALL NOT DISCLOSE TO ANY PARTY THE INFORMATION DESCRIBED IN SUBSECTION (2)(a) OF THIS SECTION; EXCEPT THAT THE CLAIMANT AND AN ATTORNEY OF THE CLAIMANT MAY DISCUSS THE INFORMATION WITH THE CLAIMANT'S INSURER.

(5) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES, "CLAIMANT" MEANS A PERSON THAT HAS PROVIDED NOTICE TO AN INSURER OF A POTENTIAL CLAIM.

SECTION 3. Act subject to petition - effective date. This act takes effect January 1, 2020; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within the ninety-day period after final adjournment of the general assembly, then the act, item, section, or part will not take effect unless approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.".