Amend printed bill, page 2, strike line 2 and substitute:

"SECTION 1. In Colorado Revised Statutes, 10-4-110.8, amend (3) introductory portion and (3)(g); and add (3)(h), (3)(i), (13)."

Page 2, line 7, after "concerning" insert "total".

Page 2, strike lines 8 and 9 and substitute "scenarios resulting from wildfire disasters - definitions - rules. (3) For the purposes of AS USED in this section, unless the context otherwise requires:

(g) "Recoverable depreciation" means the difference between the cost to replace insured property and the actual cash value of the property. (I) "OWNER-OCCUPIED RESIDENCE" MEANS A RESIDENCE THAT IS OCCUPIED PRIMARILY FOR THE USE OF THE OWNER AND THE OWNER'S DESIGNEES.

(II) "OWNER-OCCUPIED RESIDENCE" INCLUDES, BUT IS NOT LIMITED TO, AN OWNER-OCCUPIED PRIMARY RESIDENCE.

(III) "OWNER-OCCUPIED RESIDENCE" DOES NOT INCLUDE ANY PROPERTY THAT IS INSURED UNDER A COMMERCIAL INSURANCE OR AGRIBUSINESS POLICY.

(h) "RECOVERABLE DEPRECIATION" MEANS THE DIFFERENCE BETWEEN THE COST TO REPLACE INSURED PROPERTY AND THE ACTUAL CASH VALUE OF THE PROPERTY.

(i) "WILDFIRE" MEANS A RAPIDLY SPREADING FIRE THAT IS DIFFICULT TO BRING UNDER CONTROL IN AN AREA THAT INCLUDES COMBUSTIBLE VEGETATION, SUCH AS TREES, GRASS, BRUSH, OR BUSHES, WHICH FIRE CAUSES WIDESPREAD OR SEVERE DAMAGE TO PROPERTY, REGARDLESS OF THE ORIGINAL SOURCE OF IGNITION OF THE FIRE.
(13) IN OFFERING, ISSUING, OR RENEWING A PROPERTY AND CASUALTY INSURANCE).

Page 2, strike lines 13 through 20 and substitute "EVENT OF A TOTAL LOSS OF AN OWNER-OCCUPIED RESIDENCE, INCLUDING THE CONTENTS OF THE OWNER-OCCUPIED RESIDENCE, WHICH LOSS OCCURS AS A RESULT OF A WILDFIRE DISASTER THAT THE GOVERNOR DECLARES PURSUANT TO SECTION 24-33.5-704:

(a) A POLICY OF HOMEOWNERS INSURANCE MAY NOT LIMIT OR DENY A PAYMENT OF THE BUILDING CODE UPGRADE COST, INCLUDING A PAYMENT OF ANY EXTENDED REPLACEMENT COST AVAILABLE UNDER THE POLICY COVERAGE, FOR A POLICYHOLDER'S STRUCTURE THAT WAS A TOTAL LOSS ON THE BASIS THAT THE POLICYHOLDER DECIDED TO REBUILD IN A NEW LOCATION OR TO PURCHASE AN EXISTING STRUCTURE IN A NEW LOCATION IF THE POLICY OTHERWISE COVERS THE REPLACEMENT COST OR BUILDING CODE UPGRADE COST; EXCEPT THAT THE MEASURE OF INDEMNITY MAY NOT EXCEED THE REPLACEMENT COST, BUILDING CODE UPGRADE COST, OR EXTENDED REPLACEMENT COST FOR REPAIRING, REBUILDING, OR REPLACING THE STRUCTURE AT THE ORIGINAL LOCATION OF THE LOSS.

(b) IF A POLICY OF HOMEOWNERS INSURANCE REQUIRES A POLICYHOLDER TO REPAIR, REBUILD, OR REPLACE DAMAGED OR LOST PROPERTY IN ORDER TO COLLECT THE FULL REPLACEMENT COST FOR THE PROPERTY, THE INSURER, SUBJECT TO THE POLICY LIMITS, SHALL:

Reletter succeeding paragraphs accordingly.

Page 2, line 23, after "INSURED" insert "OWNER-OCCUPIED".

Page 3, line 2, strike "(13)(a)(I)" and substitute "(13)(b)(I)".

Page 3, strike lines 5 through 11 and substitute "DILIGENCE, ENCOUNTERS UNAVOIDABLE DELAYS IN OBTAINING A CONSTRUCTION PERMIT, LACKS NECESSARY CONSTRUCTION MATERIALS, LACKS AVAILABLE CONTRACTORS TO PERFORM NECESSARY WORK, OR ENCOUNTERS OTHER CIRCUMSTANCES BEYOND THE POLICYHOLDER'S CONTROL. THIS SUBSECTION (13)(b)(II) DOES NOT PROHIBIT AN INSURER FROM ALLOWING A POLICYHOLDER ADDITIONAL TIME TO COLLECT THE FULL REPLACEMENT COST FOR LOST OR DAMAGED PROPERTY OR FOR ADDITIONAL LIVING EXPENSES.".

Page 3, line 15, strike "THIRTY-SIX" and substitute "TWENTY-FOUR".

Page 3, strike lines 17 through 26 and substitute "OPPORTUNITY TO TWICE
EXTEND SUCH PERIOD BY SIX MONTHS IF THE POLICYHOLDER, ACTING IN
GOOD FAITH AND WITH REASONABLE DILIGENCE, ENCOUNTERS A DELAY OR
DELAYS IN RECEIVING NECESSARY PERMIT APPROVALS FOR, OR
RECONSTRUCTION OF, THE INSURED OWNER-OCCUPIED RESIDENCE, WHICH
DELAYS ARE BEYOND THE CONTROL OF THE POLICYHOLDER.

(d) The policy must provide that, notwithstanding
subsection (11)(c) of this section, to replace property and receive
recoverable depreciation on that property, an insurer shall
allow the policyholder the greater of:

(I) At least three hundred sixty-five days after the
expiration of ALE; or

(II) Thirty-six months after the insurer provides the
policyholder the first payment toward the actual cash value of
such loss.

Page 4, line 2, after "INSURED" insert "OWNER-OCCUPIED".

Page 4, line 4, after "INSURED" insert "OWNER-OCCUPIED".

Page 4, line 8, strike "LOCATION." and substitute "LOCATION, IN WHICH
CASE THE CALCULATION OF THE REPLACEMENT COST OF THE INSURED
OWNER-OCCUPIED RESIDENCE SHALL NOT INCLUDE CONSIDERATION OF THE
VALUE OF THE LAND UPON WHICH THE EXISTING RESIDENCE IS LOCATED.".

Page 4, strike line 12 and substitute "REPLACEMENT RESIDENCE IF THE
COVERAGE LIMIT THAT APPLIES TO THE POLICYHOLDER'S OWNER-OCCUPIED
RESIDENCE IS INSUFFICIENT TO PAY FOR REBUILDING OR REPLACING THE
OWNER-OCCUPIED RESIDENCE."

Page 4, strike lines 14 through 25 and substitute "CLAIM UNDER AN ISSUED
POLICY, AN INSURER SHALL PROVIDE TO THE POLICYHOLDER:

(I) Appropriate contact information that allows for
direct contact with either an employee of the insurer or a
representative who is capable of elevating complaints or
inquiries to an employee of the insurer;

(II) At least one means of communication during regular
business hours; and

(III) A written status report if, within a six-month period,
the policyholder is assigned a third or subsequent adjuster to
be primarily responsible for a claim. The written status report
must include a summary of any decisions or actions that are
substantially related to the disposition of a claim, including
the amount of losses to structures or contents, the retention
OF CONSULTATION OF DESIGN OR CONSTRUCTION PROFESSIONALS, THE AMOUNT OF COVERAGE FOR LOSSES TO STRUCTURES OR CONTENTS, AND ALL ITEMS OF DISPUTE.

Page 4 of the bill, strike lines 26 and 27 and substitute:

"(14) IF A PROPERTY AND CASUALTY INSURANCE POLICYHOLDER EXPERIENCES A TOTAL LOSS OF THE CONTENTS OF AN OWNER-OCCUPIED RESIDENCE THAT WAS DOCUMENTED AS BEING FURNISHED AT THE TIME OF LOSS AS A RESULT OF A WILDFIRE DISASTER THAT IS DECLARED BY THE GOVERNOR PURSUANT TO SECTION 24-33.5-704, THE INSURER SHALL:"

Page 5 of the bill, strike lines 1 through 4.

Page 5, line 6, strike "EIGHTY" and substitute "SIXTY-FIVE".

Page 5, line 8, strike "VALUE" and substitute "LIMIT".

Page 5, strike lines 12 and 13 and substitute:

"(I) ACCEPTANCE OF THE MONEY DESCRIBED IN SUBSECTION (14)(a) OF THIS SECTION DOES NOT CHANGE THE BENEFITS AVAILABLE UNDER THE POLICY;"

Page 5, line 19, after "(c)" insert "(I)"

Page 5, line 22, strike "(I)" and substitute "(A)"

Page 5, strike lines 25 and 26 and substitute:

"(B) PROVIDE PAYMENT FOR ANY COVERED AND UNDISPUTED ITEMS WITHIN THIRTY DAYS AFTER RECEIVING THE INVENTORY.

(II) THE COMMISSIONER SHALL ADOPT RULES TO SIMPLIFY THE PROCESS FOR POLICYHOLDERS TO SUBMIT AN INVENTORY FOR PERSONAL PROPERTY LOSSES AND EXPEDITE REIMBURSEMENT FOR SUCH LOSSES.

Page 6, line 1, strike "THIRTY" and substitute "SIXTY".

Page 6, line 3, after "DEBRIS;" insert "EXCEPT THAT, IN CASES WHERE DEBRIS REMOVAL IS CONDUCTED BY, OR IN COORDINATION WITH, GOVERNMENTAL ENTITIES, PAYMENT FOR COVERED COSTS FOR REMOVAL OF DEBRIS WILL BE PROVIDED WITHIN A REASONABLE AMOUNT OF TIME."
1 Page 6, line 6, strike "THE" and substitute "SUCH".
2 Page 6, line 10, strike "REIMBURSE" and substitute "PAY".
3 Page 6, line 11, strike "TEN" and substitute "TWENTY".
4 Page 6, line 12, strike "THE" and substitute "SUCH".
5 Page 6, line 13, strike "OBLIGES" and substitute "OBLIGATES".
6 Page 6, line 16, strike "REIMBURSE" and substitute "PAY".
7 Page 6, line 23, after "OF" insert "SUBSECTIONS (13) TO (15) OF".

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