

## CHAPTER 44

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**INSURANCE**

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**HOUSE BILL 02-1121**

BY REPRESENTATIVE(S) Kester, Williams S., Boyd, Groff, Jahn, and Spradley;  
also SENATOR(S) McElhany and Hagedorn.

**AN ACT**

**CONCERNING THE REQUIREMENT THAT EXPLANATIONS BE GIVEN PRIOR TO THE ISSUANCE OF AN  
AUTO INSURANCE POLICY.**

*Be it enacted by the General Assembly of the State of Colorado:*

**SECTION 1.** 10-4-706 (4) (a), Colorado Revised Statutes, is amended to read:

**10-4-706. Required coverages - complying policies - PIP examination program - repeal.** (4) (a) An insurer issuing policies providing coverages as set forth in this section shall provide written explanations of all available coverages prior to issuing any policy to an insured. SUCH EXPLANATIONS MAY BE MADE UPON OR AFTER THE ISSUANCE OF A TEMPORARY BINDER. After a named insured selects a policy with desired personal injury protection coverage, an insurer shall not be under any further obligation to notify such policyholder in any renewal or replacement policy of the availability of a reduced personal injury protection policy or of any alternative personal injury protection coverage.

**SECTION 2. Effective date - applicability.** (1) This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution; except that, if a referendum petition is filed against this act or an item, section, or part of this act

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*Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.*

within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

(2) The provisions of this act shall apply to motor vehicle insurance policies issued or renewed on or after the applicable effective date of this act.

Approved: March 26, 2002