

KENTUCKY GENERAL ASSEMBLY AMENDMENT FORM
2015 REGULAR SESSION
Unofficial Document

Amend printed copy of HB 153/GA

On page 1, after line 16, by inserting the following:

"(2) "Insurer" means any agent, adjuster, apprentice adjuster, independent adjuster, or public adjuster, as defined in KRS 304.9-020, or any person working at the direction of an agent, adjuster, apprentice adjuster, independent adjuster, or public adjuster;"; and

On page 1, line 17, by deleting **"(2)"** and inserting **"(3)"** in lieu thereof; and

On page 1, line 21, by deleting **"(3)"** and inserting **"(4)"** in lieu thereof; and

On page 1, line 22, by deleting **"(4)"** and inserting **"(5)"** in lieu thereof; and

On page 1, by deleting lines 25 and 26 in their entirety and inserting the following in lieu thereof:

"communication:

- 1. In anticipation of financial gain or remuneration for the communication itself or for prospective charges for healthcare services; or**
- 2. To obtain a release from a person involved in a motor vehicle accident for release of tort liability or personal insurance protection benefits, or both, relating to the personal injuries of the person involved in a motor vehicle accident."**; and

On page 3, line 3, after **"provider"** by inserting **"or insurer"**; and

Amendment No. SFA 3

Sponsor: Ray S. Jones II

Committee Amendment: _____

Signed: _____

Floor Amendment: _____

LRC Drafter: Donaldson, Sean

Adopted: _____

Date: _____

Rejected: _____

Doc. ID: XXXXXX

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On page 3, line 4, after "provider," by inserting "an insurer,"; and

On page 3, line 7, after "Act" by inserting "or, in the case of an insurer, to the Department of Insurance"; and

On page 3, after line 7, by inserting the following:

"(5) During the first thirty (30) days following a motor vehicle accident, an insurer shall not seek to obtain a release of tort liability, personal insurance protection, or both, relating to the personal injuries of the person involved in a motor vehicle accident."; and

On page 3, line 8, by deleting "(5)" and inserting in lieu thereof "(6)"; and

On page 3, line 8, after the word "provider" by inserting "or insurer"; and

On page 3, after line 20, by inserting the following:

"SECTION 4. A NEW SECTION OF SUBTITLE 99 OF KRS CHAPTER 304 IS CREATED TO READ AS FOLLOWS:

(1) Any release obtained by an insurer in violation of Section 2 of this Act shall be void.

(2) The commissioner may impose a penalty of not more than one thousand dollars (\$1,000) on any insurer who the commissioner finds has violated Section 2 of this Act. Each violation shall constitute a separate offense and shall be subject to an additional fine.";

and

Renumber subsequent sections accordingly.