

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

Date

March 7, 2017

Committee on Judiciary.

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

SB17-182 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

- 1 Amend printed bill, page 2, line 3, after "(5.5)" insert "and (8)".
- 2 Page 3, strike lines 22 through 25 and substitute "collect from the owner
3 or driver of an underinsured motor vehicle. ~~An underinsured motor
4 vehicle is a land motor vehicle, the ownership, maintenance, or use of
5 which is insured or bonded for bodily injury or death at the time of the
6 accident."~~
- 7 Page 4, after line 11 insert:
 - 8 "(8) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
9 REQUIRES:
 - 10 (a) "UNDERINSURED MOTOR VEHICLE" MEANS A MOTOR VEHICLE,
11 THE OWNERSHIP, MAINTENANCE, OR USE OF WHICH IS INSURED OR BONDED
12 FOR BODILY INJURY OR DEATH AT THE TIME OF THE ACCIDENT.
 - 13 (b) "UNINSURED MOTOR VEHICLE" MEANS A MOTOR VEHICLE THAT:
 - 14 (I) IS NOT INSURED, SELF-INSURED, OR BONDED FOR BODILY INJURY
15 LIABILITY AT THE TIME OF THE ACCIDENT;
 - 16 (II) IS INSURED, SELF-INSURED, OR BONDED FOR BODILY INJURY
17 LIABILITY AT THE TIME OF THE ACCIDENT; EXCEPT THAT THE LIMITS ARE
18 LESS THAN REQUIRED BY SECTION 10-4-619;
 - 19 (III) HAS A POLICY AND THE CARRIER COVERING THE MOTOR
20 VEHICLE DENIES THAT ITS POLICY PROVIDES LIABILITY COVERAGE FOR
21 COMPENSATORY DAMAGES THAT RESULT FROM THE ACCIDENT; OR
 - 22 (IV) HAS A POLICY AND THE CARRIER COVERING THE MOTOR
23 VEHICLE IS OR BECOMES INSOLVENT."

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