



General Assembly

**Amendment**

January Session, 2005

LCO No. 6446

\*SB0003106446SRO\*

Offered by:  
SEN. FASANO, 34<sup>th</sup> Dist.

To: Subst. Senate Bill No. 31

File No. 148

Cal. No. 179

**"AN ACT PROHIBITING PROPERTY AND CASUALTY INSURERS FROM CANCELING OR REFUSING TO RENEW POLICIES FOR FAILURE TO PAY LATE FEES."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Section 38a-352 of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective October 1, 2005*):

5 (a) [All claims] Except as provided in subsection (b) of this section,  
6 each claim paid by an insurer, a holding company of an insurer or a  
7 wholly owned subsidiary of an insurer for any loss to motor vehicles  
8 or any claim for damages to motor vehicles, shall be paid to the  
9 claimant by check, electronic transfer to the claimant or other means  
10 that provide the claimant immediate access to the funds.

11 (b) Upon the settlement of any claim, if the claimant is represented  
12 by a public adjuster, the claimant may request that the claim be paid  
13 (1) to both the public adjuster and the claimant, or (2) separately to the

14 public adjuster in an amount not in excess of the public adjuster's fee  
15 as indicated in the written contract signed by the claimant and filed  
16 with the insurer, provided the balance of the claim shall be paid to the  
17 claimant or other loss payee, or both, as appropriate."