



General Assembly

January Session, 2009

Raised Bill No. 6408

LCO No. 2984

02984_____VA_

Referred to Committee on Select Committee on Veterans' Affairs

Introduced by:
(VA)

**AN ACT CONCERNING PROFESSIONAL LIABILITY INSURANCE
POLICIES AND MEMBERS OF THE CONNECTICUT NATIONAL
GUARD CALLED TO ACTIVE DUTY.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2009*) (a) As used in this
2 section:

3 (1) "Insured" means any member of the Connecticut Army National
4 Guard or the Connecticut Air National Guard who has been called to
5 active duty in the armed forces of the United States and who has
6 entered into an agreement with any insurer for the provision of
7 professional liability insurance for a profession requiring licensure or
8 certification under any provision of the general statutes;

9 (2) "Insurance" shall have the same meaning as in subdivision (10) of
10 section 38a-1 of the general statutes;

11 (3) "Insurer" shall have the same meaning as in subdivision (11) of
12 section 38a-1 of the general statutes.

13 (b) Notwithstanding any provision of the general statutes, each

14 insurance policy issued or renewed in the state providing professional
15 liability insurance shall contain a clause permitting an insured to
16 suspend any such policy for the duration of the insured's active duty
17 in the armed forces of the United States. Not later than thirty days after
18 the insured has been called to active duty in the armed forces of the
19 United States, the insured may request, in writing, such a suspension.
20 An insured seeking such suspension shall include with said request a
21 true copy of the insured's orders calling the insured to active duty.

22 (c) Not later than thirty days after the insured is released from
23 active duty in the armed forces of the United States, the insured shall
24 submit written notification that the insured is no longer serving in
25 active duty in the armed forces of the United States. Upon receipt of
26 such notification, the insurer shall reinstate coverage provided under
27 any policy suspended pursuant to subsection (b) of this section.

28 (d) Nothing in this section shall be construed to require the insurer
29 to provide any coverage pursuant to the suspended policy for
30 incidents occurring during the time of the suspension.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>October 1, 2009</i>	New section

Statement of Purpose:

To allow a member of the Connecticut National Guard to suspend such member's professional liability insurance coverage for his or her civilian profession when such member is called to active duty.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]