

---

---

## **OLR Bill Analysis**

### **HB 5389 (as amended by House "A")\***

#### ***AN ACT CONCERNING INSURANCE.***

#### **SUMMARY**

This bill makes changes to the state's peer-to-peer (P2P) car sharing requirements. P2P car sharing is when people share their vehicles for compensation through a platform operated by a P2P car sharing company (e.g., Turo and Getaround).

The bill defines "P2P car sharing company" as a car sharing platform that connects owners with drivers to enable sharing vehicles for financial consideration, whereas current law defines it as a person or business entity engaged in the business of operating a car sharing platform to enable P2P car sharing in the state. As under existing law, a "car sharing platform" is a physical or electronic place, including a website or software application, that allows a shared vehicle owner to make a vehicle available for P2P car sharing. (The legal effect of changing the definition from a person or legal entity to a platform is unclear). It also explicitly excludes motor vehicle rental contracts from P2P car sharing agreements and makes other changes to exclude car rental-related terms from P2P car sharing definitions.

The bill makes minor and technical changes to the P2P car sharing insurance requirements. Among other things, it specifies that a P2P car sharing company's assumption of liability, as required under existing law, applies to bodily injury, property damage, and uninsured and underinsured motorist or personal injury protection losses by damaged third parties. It also specifies that the law does not invalidate, limit, or restrict an insurer's ability to cancel or not renew policies.

Separately, the bill requires the Insurance Department and Office of Policy and Management, within existing resources, to submit a report to the Insurance and Real Estate Committee by January 1, 2023. The report

must (1) evaluate using a captive insurer to reduce premium rate increases for long-term care insurance policyholders who purchased their policies through the Connecticut Partnership for Long-Term Care and (2) include other recommendations for reducing premium rate increases for the partnership policies.

\*House Amendment "A" replaces the underlying bill, which required the Insurance Department to study insurance issues in the state.

EFFECTIVE DATE: Upon passage for the study and January 1, 2023, for the P2P car sharing provisions.

**COMMITTEE ACTION**

Insurance and Real Estate Committee

Joint Favorable

Yea 17    Nay 0    (03/22/2022)