

Stricken language would be deleted from and underlined language would be added to the law as it existed prior to this session of the General Assembly.

1 State of Arkansas
2 83rd General Assembly
3 Regular Session, 2001
4

A Bill

Act 309 of 2001
HOUSE BILL 1326

5 By: Representative Teague
6
7

For An Act To Be Entitled

9 AN ACT TO ADD A NEW SECTION TO TITLE 23, CHAPTER 79
10 AND ADD A NEW SECTION TO TITLE 23, CHAPTER 89 OF
11 ARKANSAS CODE REQUIRING ALL COMMERCIAL AND PRIVATE
12 PASSENGER AUTOMOBILE POLICIES TO PROVIDE ADDITIONAL
13 COVERAGE WHEN A POLICYHOLDER IS INVOLVED IN AN
14 ACCIDENT IN A JURISDICTION WHOSE FINANCIAL
15 RESPONSIBILITY OR COMPULSORY INSURANCE MINIMUM
16 REQUIREMENTS EXCEED THOSE OF THIS STATE; AND FOR OTHER
17 PURPOSES.

Subtitle

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19
20 AN ACT REQUIRING ADDITIONAL COVERAGE FOR
21 A POLICYHOLDER WHEN ANOTHER
22 JURISDICTION'S FINANCIAL RESPONSIBILITY
23 OR COMPULSORY VEHICLE LIABILITY
24 INSURANCE LAW REQUIREMENTS EXCEED
25 ARKANSAS' MINIMUM MANDATES.
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28 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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30 SECTION 1. Arkansas Code Title 23, Chapter 79, Subchapter 3 is amended
31 to add an additional section to read as follows:

32 23-79-311. Motor vehicle liability insurance – Extraterritorial
33 provision.

34 (a) Motor vehicle liability insurance applies to the amounts which the
35 owner is legally obligated to pay as damages because of accidental bodily
36 injury and accidental property damage arising out of the ownership or

1 operation of a motor vehicle, if the accident occurs in the United States, its
2 possessions, or Canada. Motor vehicle liability insurance must afford limits
3 of liability not less than those required under the financial responsibility
4 laws of the jurisdiction of this state.

5 (b) If the accident occurs outside this state but in the United States,
6 its possessions, or Canada, if the limits of liability of the financial
7 responsibility or compulsory insurance laws of the applicable jurisdiction
8 exceed the limits of liability of the financial responsibility laws of this
9 state, the motor vehicle liability insurance is deemed to comply with the
10 limits of liability of the laws of the applicable jurisdiction.

11 (c) For purposes of this section, "motor vehicle" is defined as
12 provided in § 27-14-207.

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14 SECTION 2. Arkansas Code Title 23, Chapter 89, Subchapter 2 is amended
15 to add an additional section to read as follows:

16 23-89-212. Motor vehicle liability insurance – Extraterritorial
17 provision.

18 (a) Motor vehicle liability insurance applies to the amounts which the
19 owner is legally obligated to pay as damages because of accidental bodily
20 injury and accidental property damage arising out of the ownership or
21 operation of a motor vehicle, if the accident occurs in the United States, its
22 possessions, or Canada. Motor vehicle liability insurance must afford limits
23 of liability not less than those required under the financial responsibility
24 laws of this state.

25 (b) If the accident occurs outside this state but in the United States,
26 its possessions, or Canada, if the limits of liability of the financial
27 responsibility or compulsory insurance laws of the applicable jurisdiction
28 exceed the limits of liability of the financial responsibility laws of this
29 state, the motor vehicle liability insurance is deemed to comply with the
30 limits of liability of the laws of the applicable jurisdiction.

31 (c) For purposes of this section, "motor vehicle" is defined as
32 provided in § 27-14-207.

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35 APPROVED: 2/19/2001