

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

SENATE BILL 271

4  
5 By: Senator Bell

## For An Act To Be Entitled

9 "AN ACT TO STREAMLINE THE PROCEDURE FOR RESOLVING CLAIMS  
10 WHEN THE UNDERINSURED MOTORIST COVERAGE IS PROVIDED BY THE  
11 SAME INSURANCE COMPANY AS THE TORTFEASOR\_S MOTOR VEHICLE  
12 LIABILITY INSURANCE; AND FOR OTHER PURPOSES."

## Subtitle

15 "TO STREAMLINE THE PROCEDURE FOR  
16 RESOLVING CLAIMS WHEN THE UNDERINSURED  
17 MOTORIST COVERAGE IS PROVIDED BY THE  
18 SAME INSURANCE COMPANY AS THE  
19 TORTFEASOR\_S MOTOR VEHICLE LIABILITY  
20 INSURANCE."

21  
22 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

23  
24 SECTION 1. Arkansas Code 23-89-209 is amended by inserting an  
25 additional subsection at the end thereof to read as follows:

26 "(e) In the event that the tortfeasor\_s motor vehicle liability  
27 insurance carrier and the underinsured motorist coverage are provided by the  
28 same insurance company, the requirements of section (c) and (d) are hereby  
29 waived, and the underinsured party may proceed against his underinsured  
30 insurance carrier at any time after settlement of the underlying tortfeasor\_s  
31 liability policy claim."

32  
33 SECTION 2. All provisions of this act of a general and permanent nature  
34 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
35 Revision Commission shall incorporate the same in the Code.

36

1 SECTION 3. If any provision of this act or the application thereof to  
2 any person or circumstance is held invalid, such invalidity shall not affect  
3 other provisions or applications of the act which can be given effect without  
4 the invalid provision or application, and to this end the provisions of this  
5 act are declared to be severable.

6

7 SECTION 4. All laws and parts of laws in conflict with this act are  
8 hereby repealed.

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

30

31

32

33

34

35