

1 State of Arkansas
2 82nd General Assembly
3 Regular Session, 1999

A Bill

HOUSE BILL 1064

4
5 By: Representative Pappas
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For An Act To Be Entitled

8
9 "AN ACT CONCERNING THE SETTLEMENT OF AN AUTOMOBILE
10 TOTAL LOSS; AND FOR OTHER PURPOSES."
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Subtitle

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13 "AN ACT CONCERNING THE SETTLEMENT OF AN
14 AUTOMOBILE TOTAL LOSS."
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16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:
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18 SECTION 1. If an insurer and its insured settle a claim for damages to
19 the insured's automobile as a total loss, and if the insured would be entitled
20 to recover all or part of the deductible amount under the insurance policy
21 after the insurer sells the automobile for salvage, then the insurer shall
22 sell the automobile and make payment to the insured within sixty (60) days
23 after the insurer and the insured agree to settle the claim as a total loss.
24 An insurer who violates this section shall be liable for twice the deductible
25 amount under the insurance policy and for attorney's fees and costs.
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27 SECTION 2. All provisions of this act of a general and permanent
28 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas
29 Code Revision Commission shall incorporate the same in the Code.
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31 SECTION 3. If any provision of this act or the application thereof to
32 any person or circumstance is held invalid, such invalidity shall not affect
33 the invalid provision or application, and to this end the provisions of this
34 act are declared to be severable.
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36 SECTION 4. All laws and parts of laws in conflict with this act are

1 hereby repeal ed.

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