

AMENDMENTS TO HOUSE BILL NO. 504

Sponsor: REPRESENTATIVE PICKETT

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1 Amend Bill, page 1, line 12, by inserting after "laws," "
2 in insurance producers, further providing for definitions and
3 Amend Bill, page 1, lines 16 through 19, by striking out all
4 of said lines and inserting

5 Section 1. The definition of "line of authority" in section
6 601-A of the act of May 17, 1921 (P.L.789, No.285), known as The
7 Insurance Department Act of 1921, is amended and the section is
8 amended by adding a definition to read:
9 Section 601-A. Definitions.

10 The following words and phrases when used in this article
11 shall have the meanings given to them in this section unless the
12 context clearly indicates otherwise:

13 * * *

14 "Limited line self-service storage facility insurance."
15 Insurance offered in connection with and incidental to the
16 rental of space at a self-service storage facility.

17 "Line of authority." The licensed ability to sell, solicit
18 or negotiate particular classes or types of insurance, including
19 the following:

20 (1) Life. Insurance coverage on human lives, including
21 benefits of endowment and annuities, and may include benefits
22 in the event of death or dismemberment by accident and
23 benefits for disability income.

24 (2) Accident and health or sickness. Insurance coverage
25 for sickness, bodily injury or accidental death and may
26 include benefits for disability income.

27 (3) Property. Insurance coverage for the direct or
28 consequential loss or damage to property of every kind.

29 (4) Casualty. Insurance coverage against legal
30 liability, including that for death, injury or disability or
31 damage to real or personal property.

32 (5) Variable life and variable annuity products.
33 Insurance coverage provided under variable life insurance
34 contracts and variable annuities.

35 (6) Personal lines. Property and casualty insurance
36 coverage sold to individuals and families primarily for
37 noncommercial purposes.

1 (7) Credit. Limited line credit insurance.
2 (8) Motor vehicle rental. Limited line motor vehicle
3 rental insurance.
4 (8.1) Self-service storage facility. Limited line self-
5 service storage facility insurance.
6 (9) Limited line. Any other line of insurance as
7 determined by the Insurance Commissioner.

8 * * *

9 Section 2. Subarticle B of Article VI-A of the act is
10 amended by adding a division to read:

11 DIVISION 2.1

12 Amend Bill, page 1, line 21, by striking out "601-B" and
13 inserting

14 681-A

15 Amend Bill, page 1, line 21, by striking out "agent" and
16 inserting

17 producer

18 Amend Bill, page 1, line 22, by striking out "Insurance
19 Department" and inserting

20 department

21 Amend Bill, page 1, line 23, by striking out "agent" and
22 inserting

23 producer

24 Amend Bill, page 2, line 4, by inserting after "facility."

25 The owner shall also be subject to the requirements of this
26 article, Article XI and the act of July 22, 1974 (P.L.589,
27 No.205), known as the Unfair Insurance Practices Act.

28 Amend Bill, page 2, line 6, by striking out "agent" and
29 inserting

30 producer

31 Amend Bill, page 2, line 10, by striking out "agent" and
32 inserting

33 producer

34 Amend Bill, page 2, line 11, by striking out "agent" and
35 inserting

36 producer

1 Amend Bill, page 2, line 14, by striking out "agent" and
2 inserting
3 producer
4 Amend Bill, page 2, line 16, by striking out "agent's" and
5 inserting
6 producer's
7 Amend Bill, page 2, line 19, by striking out "agent" and
8 inserting
9 producer
10 Amend Bill, page 2, line 24, by inserting after "provides "
11 primary
12 Amend Bill, page 2, line 26, by striking out "stored"
13 Amend Bill, page 2, line 26, by inserting after "facility"
14 or while the personal property is in transit during the
15 rental agreement
16 Amend Bill, page 2, line 27, by striking out "agent" and
17 inserting
18 producer
19 Amend Bill, page 2, line 29, by striking out "agent" and
20 inserting
21 producer
22 Amend Bill, page 3, line 4, by inserting after "benefits, "
23 deductibles,
24 Amend Bill, page 3, line 6, by striking out "agent" and
25 inserting
26 producer
27 Amend Bill, page 3, line 10, by inserting after "coverage."
28 The disclosure shall be prominently displayed in the
29 brochure or other written materials with at least 12-
30 point bold type.
31 (iii) State that the insurance prescribed in this
32 section is primary coverage over any other coverage
33 covering the same loss.

Amend Bill, page 3, line 11, by striking out "(iii)" and inserting

(iv)

Amend Bill, page 3, by inserting between lines 15 and 16

(v) State that the purchase of the insurance prescribed in this section is not required in order to rent storage space. The statement shall be prominently displayed in the brochure or other written materials with at least 12-point bold type.

Amend Bill, page 3, line 16, by striking out "(iv)" and inserting

(vi)

Amend Bill, page 3, by inserting between lines 16 and 17

(vii) Include contact information for filing a complaint with the commissioner.

Amend Bill, page 3, line 25, by striking out "agent" and inserting

authorized representative

Amend Bill, page 3, line 26, by striking out "agent" where it occurs the first time and inserting

authorized representative

Amend Bill, page 3, line 26, by striking out "agent" where it occurs the second time and inserting

producer

Amend Bill, page 3, line 28, by striking out "agent" and inserting

producer

Amend Bill, page 3, line 30, by striking out "agent" and inserting

authorized representative

Amend Bill, page 4, line 1, by striking out "agent" and inserting

producer

Amend Bill, page 4, line 3, by striking out "agent" and inserting

producer

Amend Bill, page 4, by inserting between lines 3 and 4

(3) The self-service storage producer shall maintain a register, on a form which the commissioner requires, of each employee or authorized representative of the self-service storage producer who offers the insurance prescribed in this section on behalf of the self-service storage producer and shall, upon request of the commissioner, submit the register for inspection by the commissioner.

Amend Bill, page 4, line 4, by striking out "agent" and inserting

producer

Amend Bill, page 4, line 4, by inserting after "provide"
, or cause a licensed producer to provide,

Amend Bill, page 4, line 5, by inserting after "program"
approved by the commissioner

Amend Bill, page 4, line 5, by striking out "agents" and inserting

authorized representatives

Amend Bill, page 4, line 6, by striking out "agent" and inserting

producer

Amend Bill, page 4, lines 7 and 8, by striking out ", including the kinds of insurance coverage" in line 7 and all of line 8 and inserting

and other relevant provisions under this article, including the following:

(1) General information about homeowners, renters, business and similar insurance that an occupant may have that may provide coverage for property stored at a self-service storage facility.

(2) Information about the material terms of insurance coverage offered to occupants, including the price, benefits, deductibles, exclusions and conditions of the insurance.

(3) The disclosures required under subsection (d).

1 Amend Bill, page 4, line 9, by striking out "agent" and

2 inserting

3 producer

4 Amend Bill, page 4, line 14, by striking out "agents" and

5 inserting

6 authorized representatives

7 Amend Bill, page 4, by inserting between lines 15 and 16

8 (h) Enforcement.--A violation of this section shall
9 constitute a violation of this act and shall be subject to the
10 provisions of sections 691-A and 692-A.

11 Amend Bill, page 4, line 16, by striking out "(h)" and

12 inserting

13 (i)

14 Amend Bill, page 4, line 19, by striking out "agent" and

15 inserting

16 producer

17 Amend Bill, page 4, line 21, by striking out "agent" and

18 inserting

19 producer

20 Amend Bill, page 4, line 22, by striking out "agent" and

21 inserting

22 authorized representative

23 Amend Bill, page 4, line 25, by striking out "(i)" and

24 inserting

25 (j)

26 Amend Bill, page 4, line 29, by striking out the period after

27 "article" and inserting

28 , if the owner and its unlicensed employees and authorized
29 representatives do not solicit prospective occupants to purchase
30 the insurance.

31 Amend Bill, page 4, line 30, by striking out "(j)" and

32 inserting

1 (k)

2 Amend Bill, page 4, line 30, by striking out "agent" and
3 inserting

4 producer

5 Amend Bill, page 5, line 2, by striking out "(k)" and
6 inserting

7 (l)

8 Amend Bill, page 5, lines 5 through 15, by striking out all
9 of said lines and inserting

10 "Occupant." As defined in section 2 of the act of December
11 20, 1982 (P.L.1404, No.325), known as the Self-Service Storage
12 Facility Act.

13 "Owner." As defined in section 2 of the Self-Service Storage
14 Facility Act.

15 "Personal property." As defined in section 2 of the Self-
16 Service Storage Facility Act.

17 Amend Bill, page 5, line 16, by striking out "agent" and
18 inserting

19 producer

20 Amend Bill, page 5, line 17, by striking out "who is"

21 Amend Bill, page 5, lines 18 through 21, by striking out
22 "Real property that is used" in line 18 and all of lines 19
23 through 21 and inserting

24 As defined in section 2 of the Self-Service Storage Facility
25 Act.

26 Amend Bill, page 5, line 22, by striking out "2" and
27 inserting

28 3