

THE GENERAL ASSEMBLY OF PENNSYLVANIA

# HOUSE BILL

No. 329 Session of  
2005

INTRODUCED BY GODSHALL, BALDWIN, BEBKO-JONES, BELFANTI, BOYD,  
CALTAGIRONE, CAPPELLI, CLYMER, CRAHALLA, CURRY, DeLUCA,  
FABRIZIO, FAIRCHILD, GABIG, GEIST, GEORGE, GOODMAN, GRUCELA,  
HENNESSEY, HERSHEY, W. KELLER, MANDERINO, MANN, McGEEHAN,  
MUNDY, O'NEILL, PALLONE, PYLE, REICHLEY, RUFFING, SANTONI,  
SATHER, SHANER, STERN, SURRA, THOMAS AND YOUNGBLOOD,  
FEBRUARY 8, 2005

REFERRED TO COMMITTEE ON TRANSPORTATION, FEBRUARY 8, 2005

AN ACT

1 Amending Title 75 (Vehicles) of the Pennsylvania Consolidated  
2 Statutes, prohibiting a vehicle insurer from charging a  
3 deductible, canceling or refusing to renew a policy or  
4 applying a surcharge or driver record point assignments under  
5 certain circumstances.

6 The General Assembly of the Commonwealth of Pennsylvania  
7 hereby enacts as follows:

8 Section 1. Section 1799.3 of Title 75 of the Pennsylvania  
9 Consolidated Statutes is amended by adding a subsection to read:

10 § 1799.3. Limit on cancellations, refusals to renew, refusals  
11 to write, surcharges, rate penalties and point  
12 assignments.

13 \* \* \*

14 (a.1) Prohibitions.--No insurer shall charge a deductible,  
15 cancel or refuse to renew a policy or apply any surcharge, rate  
16 penalty or driver record point assignment where any of the  
17 following apply:

1       (1) The insured is not responsible for any person  
2       injured.  
3       (2) The insured is not responsible for any property  
4       damage incurred.  
5       (3) Injury or property damage is determined to be the  
6       fault of an unidentified motorist.  
7       \* \* \*  
8       Section 2. This act shall take effect in 60 days.