

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 905 Session of  
2003

INTRODUCED BY COSTA, FRANKEL, THOMAS, GRUCELA, PALLONE, SOLOBAY,  
MANN, BEBKO-JONES, BELARDI, BELFANTI, BROWNE, CAPPELLI,  
CORRIGAN, DALEY, FABRIZIO, GOODMAN, HARHAI, JAMES, LAUGHLIN,  
LEDERER, McGEEHAN, R. MILLER, MUNDY, PETRARCA, SAINATO,  
SHANER, STERN, TIGUE, WANSACZ, YOUNGBLOOD, CAWLEY, CREIGHTON,  
DeWEESE, GEORGE, HALUSKA, HORSEY, KELLER, LEACH, McCALL,  
MELIO, S. MILLER, O'NEILL, READSHAW, SANTONI, STABACK, SURRA,  
WALKO AND WOJNAROSKI, MARCH 18, 2003

REFERRED TO COMMITTEE ON INSURANCE, MARCH 18, 2003

AN ACT

1 Amending the act of May 17, 1921 (P.L.682, No.284), entitled "An  
2 act relating to insurance; amending, revising, and  
3 consolidating the law providing for the incorporation of  
4 insurance companies, and the regulation, supervision, and  
5 protection of home and foreign insurance companies, Lloyds  
6 associations, reciprocal and inter-insurance exchanges, and  
7 fire insurance rating bureaus, and the regulation and  
8 supervision of insurance carried by such companies,  
9 associations, and exchanges, including insurance carried by  
10 the State Workmen's Insurance Fund; providing penalties; and  
11 repealing existing laws," further providing for automobile  
12 insurance policy premium increases.

13 The General Assembly of the Commonwealth of Pennsylvania

14 hereby enacts as follows:

15 Section 1. Section 2005 of the act of May 17, 1921 (P.L.682,  
16 No.284), known as The Insurance Company Law of 1921, is amended  
17 by adding a subsection to read:

18 Section 2005. Policy Premium Increases.--\* \* \*

19 (b.1) An insurer may not increase an individual insured's  
20 premium or assess a premium surcharge on the basis that a

1 vehicle when being operated by the individual in his capacity as  
2 a public employe in the performance of public duties during a  
3 weather emergency is involved in an accident. This exception  
4 does not apply to:

5 (1) An accident occurring after the vehicle ceases to be  
6 used in response to the weather emergency.

7 (2) An individual convicted of a moving traffic violation in  
8 connection with the accident.

9 \* \* \*

10 Section 2. This act shall take effect in 60 days.