

Requested by Senator PROZANSKI

**PROPOSED AMENDMENTS TO
A-ENGROSSED HOUSE BILL 3242**

1 On page 1 of the printed A-engrossed bill, line 6, delete “or other
2 person” and insert “, or another person that is acting on behalf of the
3 insurer in settling or adjusting claims,”.

4 On page 2, delete lines 16 through 20 and insert:

5 “(3)(a) Except as provided in paragraph (b) of this subsection, an insured
6 may bring an individual action in the circuit court in which the insured re-
7 sides, or another court of competent jurisdiction, to recover the insured’s
8 actual damages that result from an unfair claim settlement practice prohib-
9 ited by this section, together with the costs of the action, including reason-
10 able attorney fees and litigation costs.

11 “(b) An insured may not bring an action under paragraph (a) of this
12 subsection:

13 “(A) For a practice related to settling a workers’ compensation or medical
14 malpractice claim; or

15 “(B) Against an attorney in the attorney’s personal capacity for an act
16 or practice that the attorney undertakes on behalf of an insurer, insured,
17 beneficiary or other person in advising, presenting or negotiating an insur-
18 ance claim.”.

19 In line 21, delete “(b)” and insert “(c)” and delete “20” and insert “45”.

20 In line 26, delete “(c)” and insert “(d)”.

21 In line 27, delete “20” and insert “45”.

- 1 In line 28, delete “(b)” and insert “(c)”.
- 2 In line 30, delete “20-day” and insert “45-day”.
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