

## SENATE AMENDMENTS TO SENATE BILL 719

By COMMITTEE ON GENERAL GOVERNMENT, CONSUMER AND SMALL BUSINESS  
PROTECTION

May 4

1 On page 1 of the printed bill, line 2, delete the comma and insert a period and delete line 3.

2 On page 6, delete lines 19 through 45 and delete pages 7 through 10 and insert:

3 **“SECTION 3. Section 4 of this 2011 Act is added to and made a part of ORS 646.605 to**  
4 **646.652.**

5 **“SECTION 4. (1) As used in this section, ‘insurance’ has the meaning given that term in**  
6 **ORS 731.102.**

7 **“(2) The Attorney General may not adopt rules with respect to action taken by a prose-**  
8 **cuting attorney under ORS 646.618 or 646.632 when the conduct that is the subject of the**  
9 **action involves insurance except with the prior review and approval of the proposed rules**  
10 **by the Director of the Department of Consumer and Business Services.**

11 **“SECTION 5. (1) A person on whose behalf another person, including but not limited to**  
12 **an insurance producer, transacts insurance shall indemnify the other person and hold the**  
13 **other person harmless from any cost, loss or damages, including attorney fees, that may**  
14 **arise out of a claim, action or judgment for violation of ORS 746.230.**

15 **“(2) For purposes of this section:**

16 **“(a) ‘Insurance producer’ and ‘transact insurance’ have the meanings given those terms**  
17 **in ORS 731.104 and 731.146.**

18 **“(b) ‘Person’ means an individual, corporation, association, partnership, limited liability**  
19 **company, limited liability partnership or any other legal entity except bodies or officers act-**  
20 **ing under statutory authority of this state or the United States.**

21 **“SECTION 6. Sections 4 and 5 of this 2011 Act and the amendments to ORS 646.605 by**  
22 **sections 1 and 2 of this 2011 Act apply to unlawful insurance practices occurring on or after**  
23 **the effective date of this 2011 Act.”.**

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