

**PROPOSED AMENDMENTS TO
HOUSE BILL 4051**

1 On page 2 of the printed bill, delete lines 18 through 20 and insert:

2 **“SECTION 2.** ORS 742.046, as amended by section 1 of this 2014 Act, is
3 amended to read:

4 “742.046. (1) Subject to the insurer’s requirements for paying premiums,
5 the insurer shall mail or deliver every policy to the insured or to the person
6 entitled to the policy within a reasonable period of time after the insurer
7 issues the policy, unless the insured has not met a condition required by the
8 insurer.

9 “(2) If the insurer delivers or deposits, or must deliver or deposit, the
10 original policy to or with any vendor, mortgagee or pledgee of any motor
11 vehicle, and the original policy insures the vendee’s, mortgagor’s or pledgor’s
12 interest in or with reference to the motor vehicle, the vendor, mortgagee or
13 pledgee shall deliver a duplicate or memorandum of the policy that sets forth
14 the name and address of the insurer, the insurance classification of the ve-
15 hicle, the type of coverage, the limits of liability, premiums for the respective
16 coverages and the duration of the policy to each vendee, mortgagor or
17 pledgor that is named in the policy or that is within the group of persons
18 the policy specifies must be included. If the policy does not cover legal li-
19 ability for injury to persons or damage to the property of third parties, the
20 face of the duplicate policy or memorandum must conspicuously state, in
21 writing, in print or with a stamp, that the policy does not provide such
22 coverage. This subsection does not apply to inland marine floater policies.

1 “[(3) Notwithstanding the requirements set forth in subsections (1) and (2)
2 of this section, an insurer may post on the insurer’s website a standard prop-
3 erty and casualty insurance policy and endorsements that do not have per-
4 sonally identifiable information. If the insurer posts an insurance policy and
5 endorsements on the insurer’s website in lieu of mailing or delivering the in-
6 surance policy and endorsements to the insured, the insurer shall:]”

7 “[(a) Ensure that the insurance policy and endorsements are easily acces-
8 sible for as long as the insurance policy is in force;]

9 “[(b) Archive expired policies and endorsements for 10 years after the poli-
10 cies expire and make archived policies available upon request;]

11 “[(c) Post the policy and endorsements in a manner that enables the insured
12 to use software that is free of charge and widely available on the Internet to
13 save and print the policy and endorsements;]

14 “[(d) Provide in, or simultaneously with, each declarations page that the
15 insurer provides at the time the insurer issues or renews the policy:]”

16 “[(A) A description of the exact policy and endorsements that the insured
17 purchased;]

18 “[(B) A statement that advises the insured of the right to request and ob-
19 tain, without charge, a printed copy of the insured’s policy and endorsements
20 and instructions for making the request; and]

21 “[(C) The Internet address at which the insurer posted the insured’s policy
22 and endorsements; and]

23 “[(e) Notify the insured, in the manner in which the insurer customarily
24 communicates with the insured, of any changes to the policy or
25 endorsements.]”

26 “**SECTION 3. The amendments to ORS 742.046 by section 1 of this**
27 **2014 Act apply to insurance policies and endorsements that an insurer**
28 **issues on or after the effective date of this 2014 Act.**

29 “**SECTION 4. The amendments to ORS 742.046 by section 2 of this**
30 **2014 Act become operative January 1, 2017.**”

