



## Open Government Impact Statement

80th Oregon Legislative Assembly  
2019 Regular Session

## Measure: SB 421 - A

Only impacts on Original or Engrossed  
Versions are Considered Official

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Date: 5/14/2019

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### SUMMARY

Prohibits insurer from receiving reimbursement or subrogation for personal injury protection benefits or health benefits insurer provided to person injured in motor vehicle accident from any recovery injured person obtains in action for damages except to extent that injured person first receives full compensation for injured person's injuries and reimbursement or subrogation is paid only from total amount of recovery in excess of amount that fully compensates for injured person's injuries. Defines "total amount of the recovery."

Specifies presumptions that apply to determination of when injured person receives full compensation for injured person's injuries.

Prohibits person with whom injured person enters into settlement or from whom injured person obtains judgment in connection with claim or action from naming insurer that seeks reimbursement or subrogation as payee on check, draft or other form of payment in satisfaction of claim or judgment.

Specifies additional duties of insurer and prohibitions on certain of insurer's actions.

Becomes operative on January 1, 2020.

Takes effect on 91st day following adjournment sine die.

## **NOTICE OF NO OPEN GOVERNMENT IMPACT**