

HOUSE No. 917

The Commonwealth of Massachusetts

PRESENTED BY:

Susan Williams Gifford

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to the property damage threshold for surchargeable incidents under a safe driver insurance plan.

PETITION OF:

| NAME: | DISTRICT/ADDRESS: | DATE ADDED: |
|-------------------------------|---------------------|-------------|
| <i>Susan Williams Gifford</i> | <i>2nd Plymouth</i> | |

HOUSE No. 917

By Mrs. Gifford of Wareham, a petition (accompanied by bill, House, No. 917) of Susan Williams Gifford relative to the property damage threshold for surchargeable incidents under a safe driver motor vehicle insurance plan. Financial Services.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3409 OF 2011-2012.]

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to the property damage threshold for surchargeable incidents under a safe driver insurance plan.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. The first paragraph of section 183 of chapter 6 of the General Laws, as
2 appearing in the 2008 Official Edition, is hereby amended by inserting after the word “five”, in
3 line 13, the following words: - or a merit rating plan, as defined in 211 CMR 134.03, of an
4 insurer filed with the commissioner of insurance”.

5
6 SECTION 2. The second paragraph of said section 183 of said chapter 6, as so
7 appearing, is hereby further amended by inserting after the first sentence the following 2
8 sentences: - For motor vehicle insurance purposes, as it pertains to an at-fault accident claim, a
9 major accident shall be an accident wherein the claim payment, exclusive of any deductible,
10 exceeds \$3,000 under either: property damage liability coverage; collision coverage; limited
11 collision coverage; or for accidents occurring on or after January 1, 2006, bodily injury liability
12 coverage if there is neither a surchargeable property damage liability coverage claim, nor a
13 surchargeable collision coverage claim, or as a result of the incident with the bodily injury
14 liability coverage claim. A minor accident shall be an accident wherein the claim payment,
15 exclusive of any deductible, exceeds \$1,000, but no more than \$3,000 under either: property
16 damage liability coverage; collision coverage; limited collision coverage, or for accidents

17 occurring on or after January 1, 2006, bodily injury liability coverage if there is neither a
18 surchargeable property damage liability coverage claim, nor a surchargeable collision coverage
19 claim, or as a result of the incident with the bodily injury liability coverage claim.