

HOUSE BILL 1438

By Sargent

AN ACT to amend Tennessee Code Annotated, Title 55,
Chapter 12, Part 1, relative to the Assigned Risk
Plan.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-12-136, is amended by deleting subsection (a) in its entirety and substituting instead the following:

(a) After consultation with the insurance companies licensed to issue automobile liability policies in this state, insuring the owner of any motor vehicle against any or all loss, expense, and liability resulting from the ownership, maintenance, or use of any motor vehicle in this state, the commissioner of commerce and insurance shall approve a reasonable plan or plans, fair to the insurers, and equitable to their policyholders, for the apportionment among such companies of applicants for such policies who are in good faith entitled to, but are unable to, procure such policies through ordinary methods. When any such plan has been approved by the commissioner, all insurance companies licensed to write such insurance in this state shall subscribe to and participate in the plan. Such insurance companies may employ or retain such persons as are necessary to handle claims and perform other duties of the plan or plans, and perform such other acts as are necessary or proper to effectuate the purpose of this part.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.