

STATE OF OKLAHOMA

2nd Session of the 43rd Legislature (1992)

HOUSE BILL NO. 1793

BY: HAMILTON (Jeff) and
PELTIER

AS INTRODUCED

AN ACT RELATING TO INSURANCE; AMENDING 36 O.S. 1991,
SECTION 941, WHICH RELATES TO CERTAIN PROHIBITED
ACTIONS BY INSURERS; PROHIBITING THE DENIAL OF
PREFERRED PREMIUM RATES IN CERTAIN CIRCUMSTANCES;
AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 36 O.S. 1991, Section 941, is
amended to read as follows:

Section 941. A. No insurance carrier who issues motor vehicle
insurance policies in this state shall assign driving record points,
cancel, refuse to renew ~~or~~, increase the premium rate, or deny
preferred premium rates for any motor vehicle liability or collision
insurance policy for the reason that the insured has been involved
in a motor vehicle collision and was not at fault.

B. This section shall not apply to an insured who has been
convicted of:

1. Homicide or assault arising out of the operation of any
motor vehicle; or

2. A violation of Sections 11-902 or 761 of ~~this title~~ Title 47
of the Oklahoma Statutes as being impaired by or under the influence
of alcohol or intoxicating liquor or who was under the influence of

any substance included in the Uniform Controlled Dangerous Substances Act.

C. The Insurance Commissioner may suspend or revoke, after notice and hearing, the certificate of authority to transact insurance business in this state of any insurance carrier violating the provisions of this section or may censure the insurer or impose a fine.

SECTION 2. This act shall become effective September 1, 1992.

43-2-6899

SD