

1 ENGROSSED SENATE  
2 BILL NO. 371

By: Quinn of the Senate

3 and

4 Coody of the House

5  
6 [ fire insurance - reduced rates - unlawful acts -  
7 effective date ]  
8

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

10 SECTION 1. AMENDATORY 36 O.S. 2011, Section 4809, is  
11 amended to read as follows:

12 Section 4809. A. No property or casualty insurance company  
13 shall give any special or reduced rate for fire insurance on any  
14 risk because it is located in a rural fire protection district or in  
15 an area protected by a rural fire department in which the district  
16 or department is wholly or partially funded by dues or subscription  
17 payments paid by owners of property who are members of an  
18 association supporting the rural fire department to any person who  
19 fails or refuses to pay the appropriate dues or subscription  
20 payments for support of the district or department pursuant to the  
21 procedure outlined in subsection C of this section.

22 B. Property owners owning property in more than one fire  
23 district or fire department area relying on dues or subscriptions  
24 for partial or complete funding shall pay dues to a fire district or

1 fire department in whose district or area they own property if they  
2 wish to receive special or reduced rates for property and casualty  
3 insurance.

4 C. It is unlawful for any insurance agent or company to  
5 knowingly write an initial policy of fire insurance coverage or to  
6 ~~rewrite~~ renew such a policy on any risk located in a rural fire  
7 protection district or in any area protected by a rural fire  
8 department at any special or reduced rate or with any rate credit  
9 based on location of the risk in the district or area without having  
10 first obtained from the insured or from the rural fire protection  
11 district or rural fire department evidence that current dues or  
12 subscription payments, if any, for the property to be insured have  
13 been paid. The evidence required by the insurer may be a receipt,  
14 canceled check, or other valid proof of payment.

15 D. If any agent is found by the Insurance Commissioner to have  
16 violated the provisions of this subsection, the agent shall be  
17 liable for an administrative penalty of Twenty-five Dollars (\$25.00)  
18 for the first violation and Fifty Dollars (\$50.00) for any  
19 subsequent violation.

20 SECTION 2. This act shall become effective November 1, 2017.  
21  
22  
23  
24

1 Passed the Senate the 23rd day of March, 2017.

2  
3 \_\_\_\_\_  
4 Presiding Officer of the Senate

5 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
6 2017.

7  
8 \_\_\_\_\_  
9 Presiding Officer of the House  
10 of Representatives