

STATE OF OKLAHOMA

2nd Session of the 57th Legislature (2020)

SENATE BILL 1254

By: Sharp

AS INTRODUCED

An Act relating to property and casualty insurance; amending 36 O.S. 2011, Section 1250.6, which relates to receipt of claims; requiring insurer to disclose insurance limit to certain persons within specified timeframe; applying Oklahoma Discovery Code to disclosure after filing of lawsuit; and providing an effective date.

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

SECTION 1. AMENDATORY 36 O.S. 2011, Section 1250.6, is amended to read as follows:

Section 1250.6. A. Every property and casualty insurer, within thirty (30) days after receiving notification of a claim, shall acknowledge the receipt of such notification unless payment is made within such period of time. If an acknowledgement is made by means other than writing, an appropriate notation of such acknowledgement shall be made in the claim file of the property and casualty insurer, and dated. Notification given to an agent of a property and casualty insurer shall be notification to the insurer.

1 B. Every property and casualty insurer, upon receiving
2 notification of a claim, promptly shall provide necessary claim
3 forms, instruction, and reasonable assistance so that first party
4 claimants can comply with the policy conditions and the reasonable
5 requirements of the property and casualty insurer. Compliance with
6 this paragraph within thirty (30) days after notification of a claim
7 shall constitute compliance with subsection A of this section.

8 C. On or after notice of a claim, every property and casualty
9 insurer shall, upon request of a claimant or a representative of the
10 claimant, disclose to the requester, within ten (10) days of the
11 request, the insurance limits of each policy or contract available
12 to pay the claim. In the event a lawsuit is filed before the
13 expiration of the ten (10) days, the Oklahoma Discovery Code shall
14 apply to disclosure of the limits.

15 SECTION 2. This act shall become effective November 1, 2020.

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