

SENATE BILL 371

Introduced by Rye

2/12	Introduced
2/12	Referred to Judiciary
2/12	First Reading
2/20	Hearing
2/22	Committee Report--Bill Passed
2/23	2nd Reading Passed
2.24	3rd Reading Passed
	Transmitted to House
3/01	Referred to Judiciary
3/01	First Reading
3/18	Hearing
3/25	Tabled in Committee

1 Sen. Smith BILL NO. 371
2 INTRODUCED BY Sen. Smith
3
4 A BILL FOR AN ACT ENTITLED: "AN ACT CLARIFYING AND LIMITING
5 A MOTOR VEHICLE LIABILITY INSURER'S LIABILITY UNDER A
6 POLICY; AND AMENDING SECTION 33-23-203, MCA."

7
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

9 **Section 1.** Section 33-23-203, MCA, is amended to read:

10 "33-23-203. Limitation of liability under motor vehicle
11 liability policy. (1) Unless a motor vehicle liability
12 policy specifically provides otherwise, the limits of
13 insurance coverage available under any--such the policy,
14 including the limits of liability under uninsured and
15 underinsured motorist coverage, must be determined as
16 follows, regardless of the number of motor vehicles insured
17 under the policy and regardless of the number of motor
18 vehicles insured by separate policies of an insured as
19 defined in the policy:

20 (a) the limit of insurance coverage available for any
21 one accident is the limit specified for the motor vehicle
22 involved in the accident;

23 (b) if no a motor vehicle insured under the policy is
24 not involved in the accident, the limit of insurance
25 coverage available for any one accident is the highest limit

1 of coverage specified for any one motor vehicle insured
2 under the policy; and

3 (c) the limits of coverage specified for each motor
4 vehicle insured under the a policy may not be added
5 together, nor may the separate motor vehicle policies held
6 by an insured be added together, to determine the limit of
7 insurance coverage, including uninsured and underinsured
8 coverage, available under the policy or policies for any one
9 accident.

10 (2) A motor vehicle liability policy may also provide
11 for other reasonable limitations, exclusions, or reductions
12 of coverage which are designed to prevent duplicate payments
13 for the same element of loss."

-End-

APPROVED BY COMMITTEE
ON JUDICIARY

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